



Carver County Board of Commissioners  
 August 7, 2018  
 Regular Session  
 County Board Room  
 Carver County Government Center  
 Human Services Building  
 Chaska, Minnesota

PAGE

9:00 a.m.	1.	<ul style="list-style-type: none"> <li>a) <b>CONVENE</b></li> <li>b) <b>Pledge of allegiance</b></li> <li>c) <b>Public comments</b> - <i>Anyone wishing to address the Board of Commissioners on an item not on the agenda may come forward at this time. Please limit your comments to five minutes.</i></li> <li>d) <b>New Employee Introductions</b> ..... <b>1-3</b></li> </ul>	
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	3.	Approve minutes of July 17, 2018, Regular Session.....	4-6
	4.	Community Announcements	
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		<i>Connections: Develop strong public partnerships and connect people to services and information</i>	
		5.1 Application for a 1 Day to 4 Day Temporary On-Sale Liquor License for Augusta Ball Club, Inc.....	7
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		<i>Communities: Create and maintain safe, healthy and livable communities</i>	
		5.9 Settlement for Right-of-Way Acquisition for the Highway 44 Bridge Project - West Chaska Creek .....	15-18
		5.10 Settlement for Right-of-Way Acquisition for the Highway 140 Bridge Project - Carver Creek E .....	19-22
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		5.12 Professional Services Agreement with Olson Construction for Pipe Repairs on CSAH 52.....	25
		<i>Growth: Manage the challenges and opportunities resulting from growth and development</i>	
		5.13 Professional Services Agreement with BOLTON & MENK INC for the Highway 10 Study - Victoria/Chaska Area .....	26-27
		5.14 Reginald & Elizabeth Vinkemeier "High Amenity" Building Eligibility ..	28-31

5.15	Right of Way Acquisition Offers for the Highway 61 Project - Brickyard Clayhole .....	32-35
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5.18	Approval of Official Comment on Metropolitan Council's 2040 Transportation Policy Plan Update .....	48-52

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

5.19	Release and Settlement Agreement.....	53
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*Finances: Improve the County's financial health and economic profile*

5.20	Abatements/Additions .....	54-55
5.21	Grant agreement with Metropolitan Council for land acquisition reimbursement.....	56-57
5.22	Review Social/ Commissioners' Warrants .....	NO ATT

9:15 a.m.	<b>6. CONNECTIONS: Develop strong public partnerships and connect people to services and information</b>	
	6.1 MICA Legislative Update .....	58
	6.2 Creation of the Steiner-Kelting Mental Wellness Facility Advisory Committee .....	59

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

**WORK SESSION**

9:50 a.m.	<b>B. FINANCES: IMPROVE THE COUNTY'S FINANCIAL HEALTH AND ECONOMIC PROFILE</b>	
	1. 2019 Budget Requested Staffing Changes .....	60-61

10:45 a.m.	<b>BOARD REPORTS</b>	
	1. Chair	
	2. Board Members	
	3. Administrator	
	4. Adjourn	

David Hemze  
County Administrator

**UPCOMING MEETINGS**

August 14, 2018	No Meeting
August 21, 2018	4:00 p.m. Board Meeting
August 28, 2018	9:00 a.m. Board Work Session
September 4, 2018	9:00 a.m. Board Meeting
September 11, 2018	No Meeting
September 18, 2018	4:00 p.m. Board Meeting
September 25, 2018	9:00 a.m. Board Work Session

# Carver County Board of Commissioners Request for Board Action

**Agenda Item:****Bryan Liedahl, Environmental Attendant**Primary Originating Division/Dept: Public Services - Environ. Svc. Meeting Date: 8/7/2018 

Contact: Greg Boe Title: Env Services Manager

Item Type:  
New Employee Intro 

Amount of Time Requested: 5 minutes

Attachments:  Yes  No

Presenter: Greg Boe Title: Env Services Manager

**Strategic Initiative:**Culture: Provide organizational culture fostering accountability to achieve goals & sustain public trust/confidence in County government **BACKGROUND/JUSTIFICATION:**

Bryan Liedahl is our newest colleague in the Environmental Services Department. He began serving Carver County residents at the Environmental Center this summer as an Environmental Center attendant, filling a vacancy.

**ACTION REQUESTED:**

Welcome Bryan Liedahl to Carver County.

**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 - 5533

# Carver County Board of Commissioners Request for Board Action



## Agenda Item:

IT Support Technician Justin Ide

Primary Originating Division/Dept: Public Services - IT

Meeting Date: 8/7/2018

Contact: Jim Running Title: IT Infrastructure Manager

Item Type:  
New Employee Intro

Amount of Time Requested: 5 minutes

Presenter: Justin Rootes Title: IT Support Supervisor

Attachments:  Yes  No

## Strategic Initiative:

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

## BACKGROUND/JUSTIFICATION:

Justin Ide is our new IT Support Technician, part of the IT Help Desk team that provides support to all County employees. He is filling a vacancy.

## ACTION REQUESTED:

Welcome Justin Ide.

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 - 5559

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Elissa Bless, Law Library Paralegal**

Primary Originating Division/Dept:

Meeting Date:

Contact:  Title:

Item Type:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

Elissa Bless began work for Carver County on July 9 in the Law Library as the Paralegal, filling a vacancy.

**ACTION REQUESTED:**

Welcome Elissa Bless to Carver County.

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

County Dollars =

**Total**

Insert additional funding source

**FTE IMPACT:**

Related Financial/FTE Comments:

*Office use only:*

RBA 2018 - 5576

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on July 17, 2018. Chair Gayle Degler convened the session at 4:01 p.m.

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

Members absent: None.

Under public comments, Linda Hoffman and Nicole Taylor, stated they were present to explain the urgent need for an animal control facility in the County. Hoffman noted she was the lost and found cat volunteer for Carver County. She pointed out occurrences that have happened over the past year that support the need for this type of facility for cats.

She distributed information on a proposed model that is used in Scott County and with other agencies. She indicated having such a facility would allow them to network to find the cat's owner and keep the pet safe. Hoffman stated rescues are full and they were asking for help. She added agencies were willing to work with the County and understand the need.

Karen Johnson Leuthner, 15735 38<sup>th</sup> Street, Mayer, stated she was present as a relevant public watchdog and did not represent anyone from the County or Township. She noted she was required to wear a seatbelt while driving here but she had a tower built next to her that she knows is a health problem. She stated things went wrong and no one is talking about it. She understood the tower was owned by the township but antennas were being added after the CUP was issued. She stated additional antennas should not be allowed on the tower. She questioned the future solar locations in the rural service districts and if citizens were ever informed.

The following amendment was made to the agenda:

Add 5.11 Foster Care Licensing at River City Days

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

Lynch moved, Maluchnik seconded, to approve the minutes of the July 10, 2018, Regular Session. Motion carried unanimously.

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

Authorized the Chair to sign contract with Midwest Medical Examiner's Office to provide medical examiner services for Carver County and Resolution #56-18, Appointing Dr. Quinn Strobl as Carver County Medical Examiner from January 1, 2019, to December 31, 2021.

Approved contracts for School Resource Officer in School District 110 and SWMID for the year 2018/2019.

Professional services agreement with Stonebrooke Engineering for \$59,400 for bridge safety inspections for 2018, pending finalization of the contract review process.

Resolution #57-18, Authorizing Settlement of Compensation to Owner for Acquisition of Real Property Interests Needed for the Highway 140 Bridge Project-Carver Creek East

Resolution #58-18, Authorizing Settlement of Compensation to Owner for Acquisition of Real Property Interests Needed for the Highway 140 Bridge Project-Carver Creek West.

Resolution #59-18, Authorizing Settlement of Compensation to Owners for Acquisition of Real Property Interests Needed for the Highway 41 Project-Jonathan Area.

Approved eliminating vacant Senior Planner position in the Planning & Water Management Department and replace it with a Planner position.

Approved eliminating the vacant Administrative Representative (DBM A12) at First Street Center and replace with Administrative Assistant (DBM A13) and related HH&S budget amendment.

Contract with Michel Masonry Construction, Inc., pending completion of the contract review process.

Authorized Carver County Foster Care Licensing receipt of \$50 Amazon gift card donation and giving away items at River City Days.

Reviewed July 17, 2108, Community Social Services' actions/Commissioners' warrants in the amount of \$363,888.48.

Motion carried unanimously.

Derek Gunderson, Chair of the Local Advisory Committee on Mental Health, appeared before the Board to give an update on the Committee's work. He indicated this was not a comprehensive report and the Committee would report back on that later.

He pointed out the listening session scheduled for September in Chanhassen. Gunderson encouraged the Board members to attend the Committee's monthly meetings. He noted the Committee supported the stabilization center in the past and would like an update on programming. He pointed out transportation, the shortage of beds and affordable housing have all been identified as areas for improvement. He understood budgets were tight and asked that mental health needs be a priority as the Board considers its budget.

The Board thanked Gunderson for his leadership and expressed appreciation for the work of the committee.

REGULAR SESSION  
July 17, 2018

Maluchnik moved, Lynch seconded, to go into closed session at 4:35 p.m. to discuss pending litigation under the attorney-client privilege, pursuant to Minn. Stat. 15D.05, Subd. 3(b). Motion carried unanimously.

Workman moved, Lynch seconded, to adjourn the closed and Regular Session at 5:30 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:**

**Application for a 1 Day to 4 Day Temporary On-Sale Liquor License for Augusta Ball Club, Inc.**

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:**

Augusta Ball Club, Inc., 5950 Hampshire Rd, Chaska, has applied for a 1 Day to 4 Day Temporary On-Sale Liquor License. They are planning an event for Saturday, October 6, 2018. The event will be held at the ball club meeting house and 50' perimeter around the pavilion. The officers are Charles Wichterman (President); Chris Huffman (Vice-President); Mary Olson (Secretary); and Patricia Eiden (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 Augusta Ball Club, Inc. for Saturday, October 6, 2018.

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**  **\$0.00**

Insert additional funding source

**Related Financial/FTE Comments:**

1 Day to 4 Day Temporary On-Sale Liquor License fee: \$100.00 per event

*Office use only:*

RBA 2018 - 5535

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Application for 1 Day to 4 Day Temporary On-Sale Liquor License for Justin Kukowski Foundation**

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:**

Justin Kukowski Foundation, 1776 Steiger Lake Ln #103, Victoria, has applied for a 1 Day to 4 Day Temporary On-Sale Liquor License. This is the first time they have applied for a Temporary license. They are planning an event for Saturday, October 6, 2018. The event will be held at the Solseng Farm, San Francisco Township, 16315 Jonathan Carver Parkway, Carver Mn 55315. The officers are Robert Dale Rehbein (President), Kyle Donald Kukowski (Vice President) Felixia Marie Valerius (Secretary) Donald August Kukowski (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 Justin Kukowski Foundation for Saturday, October 6, 2018.

**FISCAL IMPACT:**  ▼

If "Other", specify:

**FUNDING**

County Dollars =

**FTE IMPACT:**  ▼

**Total**  \$0.00

Insert additional funding source

**Related Financial/FTE Comments:**

1 Day to 4 Day Temporary On-Sale Liquor License fee: \$100.00

Office use only:

RBA 2018 - 5542

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Joint Powers Agreement with the City of Waconia for a Corridor Study for future Highway 10 - Oakpointe Area (South of Highway 5)**

Primary Originating Division/Dept: <input type="text" value="Public Works - Program Delivery"/>	Meeting Date: <input type="text" value="8/7/2018"/>
Contact: <input type="text" value="Darin Mielke"/> Title: <input type="text" value="Assistant Public Works Director"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

Development in the City of Waconia is continuing to expand southwesterly which may impact a future highway corridor planned by the City of Waconia and Carver County for CSAH 10 (Oakpointe area south of Highway 5). The City of Waconia and Carver County Public Works would like to assure that future developments, including traffic impacts, are managed appropriately from a transportation perspective. A joint study is recommended between Carver County and the City of Waconia to study traffic impacts, mitigation of those impacts, pedestrian mobility, and for highway system planning necessary for corridor preservation. The City of Waconia will be leading this study in partnership with Carver County.

**ACTION REQUESTED:**

Motion to approve a Joint Powers Agreement with the City of Waconia for a corridor study for Highway 10 - Oakpointe Area, pending finalization of the contract review process.

<b>FISCAL IMPACT:</b> <input type="text" value="Included in current budget"/>	<b>FUNDING</b>						
If "Other", specify: <input type="text"/>	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 70%;">County Dollars =</td> <td style="text-align: right;"><b>\$12,066.00</b></td> </tr> <tr> <td>City of Waconia</td> <td style="text-align: right;">\$12,066.00</td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: right;"><b>\$24,132.00</b></td> </tr> </table>	County Dollars =	<b>\$12,066.00</b>	City of Waconia	\$12,066.00	<b>Total</b>	<b>\$24,132.00</b>
County Dollars =	<b>\$12,066.00</b>						
City of Waconia	\$12,066.00						
<b>Total</b>	<b>\$24,132.00</b>						
<b>FTE IMPACT:</b> <input type="text" value="None"/>	<input checked="" type="checkbox"/> Insert additional funding source						

Related Financial/FTE Comments:  
 This JPA has a 50/50 split of the consultant costs, which is consistent with past corridor studies. The above costs are estimates, which will be updated as better information is obtained.

Office use only:

RBA 2018 - 5551

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Charitable Gambling Application for Exempt Permit-Augusta Ball Club Inc**

Primary Originating Division/Dept:  ▼

Meeting Date:

Contact:  Title:

Item Type:  
 ▼

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

▼

**BACKGROUND/JUSTIFICATION:**

A Charitable Gambling application for Exempt Permit was received from the Augusta Ball Club Inc. They plan to hold a raffle on October 6, 2018 at the ball park located at 5950 Hampshire Rd, Chaska, MN 55318. This applicant has received this same type of license previously.

**ACTION REQUESTED:**

Approval to issue a Charitable Gambling License to the Augusta Ball Club Inc for a raffle to be held on October 6, 2018.

**FISCAL IMPACT:**  ▼

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**  ▼

**Total**

Insert additional funding source

Related Financial/FTE Comments:

*Office use only:*

RBA 2018 - 5552

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Application for a 1 Day to 4 Day Temporary On-Sale Liquor License for St. Peter Lutheran Church, Watertown**

Primary Originating Division/Dept:

Meeting Date:

Contact:  Title:

Item Type:

Amount of Time Requested:  minutes  
Presenter:  Title:

Attachments:  Yes  No

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

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, September 29, 2018. The event will be held in the church parking lot and the church grounds. The officers are: Dale Muhs (President); Brenda Dressel (Vice-President); Deborah Muhs (Secretary); Joyce DeNomme (Treasurer) & Dale Muhs (Chairman). There are no delinquent taxes 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, Watertown for Saturday, September 29, 2018.

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

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

Insert additional funding source

Related Financial/FTE Comments:

License Fee: \$100.00 per event

*Office use only:*

RBA 2018 - 5557

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**IT GIS Contract with Pro-West & Associates**

Primary Originating Division/Dept:

Meeting Date:

Contact:  Title:

Item Type:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

Parcel data is among the most valuable and highly used GIS (geographic information system) layers at the County. We have made extensive efforts to ensure that it is timely and accurate throughout the decades it has been maintained. Advancements in GIS technology have created an opportunity for us to enhance our parcel data maintenance by implementing the Esri Parcel Fabric data model.

This contract will provide professional services in support of migrating to the Esri Parcel Fabric data model. The goals of this project are to modernize the methods of maintaining parcel data, build a more attribute-rich data set and streamline data maintenance. The Parcel Fabric data model also assists with maintaining historical parcels and enhances the way that parcel dimensions are recorded and displayed.

The services provided will assist the Public Works staff with data cleanup and manipulation, loading data into the Parcel Fabric, and providing training to ensure that the migration is a success. Without the services of this contract we would not be able to push this migration forward.

**ACTION REQUESTED:**

Motion to contract with Pro-West & Associates.

**FISCAL IMPACT:**

If "Other", specify:

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

Insert additional funding source

**Related Financial/FTE Comments:**

Funding from IT's Professional Services.

Office use only:

RBA 2018 - 5565

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Encore - Donation Received (1)**

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:**

Donation received in the amount of \$30 for Encore Adult Day Services

**ACTION REQUESTED:**

Approve receipt of donation

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

Insert additional funding source

Related Financial/FTE Comments:

*Office use only:*

RBA 2018 - 5566

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Encore - Donation Received**

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:**

Matching funds employer donation received for Encore. Check 557563 in the amount of \$470.64

**ACTION REQUESTED:**

Approve receipt of donation

**FISCAL IMPACT:**  ▼

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**  ▼

**Total**

Insert additional funding source

Related Financial/FTE Comments:

*Office use only:*

RBA 2018 - 5567



# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Settlement for Right-of-Way Acquisition for the Highway 44 Bridge Project - West Chaska Creek**

Primary Originating Division/Dept: <input type="text" value="Public Works - Program Delivery"/>	Meeting Date: <input type="text" value="8/7/2018"/>
Contact: <input type="text" value="Patrick Lambert"/> Title: <input type="text" value="Right-of-Way Agent"/>	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 checked="" type="radio"/> Yes <input type="radio"/> No
Strategic Initiative: <input type="text" value="Communities: Create and maintain safe, healthy, and livable communities"/>	

**BACKGROUND/JUSTIFICATION:**

The 2018 construction season includes the replacement of an existing bridge/culvert on Highway 44 over West Chaska Creek, 1/4 mile west of Highway 11. In order to completed the project, additional right of way is needed. The Carver County Right-of-Way Agent completed minimum damage assessments for permanent roadway and temporary construction easements within the project area. The County Board approved the making of offers to the property owners affected by the project at their June 19, 2018 board meeting. The county's Right-of-Way Agent has negotiated settlements with the property owners located at PID Nos. 04.0850010 and 04.0010700,

**ACTION REQUESTED:**

Motion to adopt a resolution approving settlements for right-of-way acquisition for the Highway 44 Bridge Project - West Chaska Creek

<b>FISCAL IMPACT:</b> <input type="text" value="None"/> <i>If "Other", specify:</i> <input type="text"/>	<b>FUNDING</b> County Dollars = <input type="text"/> CSAH Reg. Const. <input type="text" value="\$17,400.00"/> <b>Total</b> <input type="text" value="\$17,400.00"/> <input checked="" type="checkbox"/> Insert additional funding source
<b>FTE IMPACT:</b> <input type="text" value="None"/>	

Related Financial/FTE Comments:

*Office use only:*

RBA 2018 - 5536

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

Date: August 7, 2018

Resolution No: \_\_\_\_\_

Motion by Commissioner: \_\_\_\_\_

Seconded by Commissioner: \_\_\_\_\_

---

**Resolution Authorizing Settlement of Compensation to Owner for Acquisition of Real Property Interests Needed for the Highway 44 Bridge West Chaska Creek Project**

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

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

WHEREAS, the County proposes to construct highway and related improvements in Carver County for the Highway 44 Bridge Project (“Project”); and

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

WHEREAS, the County obtained a minimum Damages Assessment report from the Carver County Right-of-Way Agent which estimates the full amount of damages which the County’s proposed acquisition of the property interests described in said Exhibit A will cause to Owners of said real property interests; and

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED that County's acquisition of the real property interests described in said Exhibit A and the reconstruction of Bridge #10J34 on the County Highway 44 constitute a valid public use or public purpose; and

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

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

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

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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 August 7, 2018, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 7th Day of August, 2018.

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Dave Hemze County Administrator

**Insert Exhibit A**  
**to**  
**Resolution Authorizing Settlement of Compensation to Owners for Acquisition of Real Property**  
**Interests**

(Acquisition)

P.I.D. No. 04.0010700

Randal F & Ann M Worm

Taking of a permanent roadway easement over County Highway 44, (containing 10,293 sq. ft., more or less).

Taking of a temporary easement for construction purposes over County Highway 44, (containing 7,043 sq. ft., more or less).

Settlement Amount: \$14,000.00.

(Acquisition)

P.I.D. No. 04.0850010

Blake A Hancock & Tamara Spencer

Taking of a permanent roadway easement over County Highway 44, (containing 897 sq. ft., more or less).

Taking of a temporary easement for construction purposes over County Highway 44, (containing 4,036 sq. ft., more or less).

Settlement Amount: \$3,400.00.

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Settlement for Right-of-Way Acquisition for the Highway 140 Bridge Project - Carver Creek E**

Primary Originating Division/Dept: <input type="text" value="Public Works - Program Delivery"/>	Meeting Date: <input type="text" value="8/7/2018"/>
Contact: <input type="text" value="Patrick Lambert"/> Title: <input type="text" value="Right of Way Agent"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No
Strategic Initiative: <input type="text" value="Communities: Create and maintain safe, healthy, and livable communities"/>	

**BACKGROUND/JUSTIFICATION:**

The 2018 construction season includes the replacement of an existing bridge/culvert on Highway 140, 2 miles east of State Highway 284. In order to complete the project, additional right-of-way is needed. The Carver County Right-of-Way Agent completed minimum damage assessments for the permanent roadway and temporary construction easements within the project area. The County Board approved the making of offers to the property owners affected by the project at their June 19, 2018 board meeting. The county's Right-of-Way Agent has negotiated settlements with the property owners located at PID No. 04.0051200.

**ACTION REQUESTED:**

Motion to adopt a resolution approving a settlement for right-of-way acquisition for the Highway 140 Bridge Project - Carver Creek E.

<b>FISCAL IMPACT:</b> <input type="text" value="Included in current budget"/>	<b>FUNDING</b>
If "Other", specify: <input type="text" value=""/>	County Dollars = <input type="text" value="\$6,600.00"/>
<b>FTE IMPACT:</b> <input type="text" value="None"/>	Total <input type="text" value="\$6,600.00"/>
<input checked="" type="checkbox"/> Insert additional funding source	

Related Financial/FTE Comments:

*Office use only:*

RBA 2018 - 5543

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

Date: August 7, 2018

Resolution No: \_\_\_\_\_

Motion by Commissioner: \_\_\_\_\_

Seconded by Commissioner: \_\_\_\_\_

---

**Resolution Authorizing Settlement of Compensation to Owners for Acquisition of Real Property Interests Needed for the Highway 140 Bridge Project Carver Creek East #148738**

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

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

WHEREAS, the County proposes to construct highway and related improvements in Carver County for the replacement of a bridge/culvert as part of the Highway 140 Bridge Project Carver Creek East #148738 (“Project”); and

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

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

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED that County’s acquisition of the real property interests described in said Exhibit A and the construction of highway and related improvements of bridge/culvert replacement as part of the Highway 140 Bridge Project Carver Creek East #148738 constitute a valid public use or public purpose; and

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

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

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

STATE OF MINNESOTA  
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on August 7, 2018, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 7<sup>th</sup> Day of August, 2018.

\_\_\_\_\_  
Dave Hemze

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

**EXHIBIT A**

**to**

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

**Highway 140 Carver Creek East Project**

Carver County Public Works No. 148738

**Property Tax Identification No. 04.0051200**

**Parcel Number(s): N/A**

Fee Owners: Brian Hughes Batzli Rev. Trust, etal

Permanent easement for public right-of-way purposes contains **8,446 sq. ft.**, more or less;

Temporary easement for construction purposes contains **8,092**, more or less;

Settlement Amount: **\$6,600.00**



# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Approve Housing Supports Grant Renewal**

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:**

This grant was originally aquired through an RFP process in which Carver County was awarded \$227,000.00 for a two year period of time from 6/30/16-6/30-18. It allowed the county to hire one FTE (Social Worker II) to provide housing supportive services to adults with serious mental illness while working in collaboration with housing partners in Carver County. The Grant has been renewed for an additional two year period from 7/1/2018-6/30/2020 in the amount of \$227,000. This will allow for continued funding of staff for this program until 6/30/2020 without additional levy dollars.

**ACTION REQUESTED:**

Motion to approve accepting the grant renewal for a two year period in the amount of \$227,000.

**FISCAL IMPACT:**

If "Other", specify:

**FUNDING**

<b>County Dollars =</b>	<input type="text" value=""/>
Grant Dollars	\$227,000.00
<b>Total</b>	<b>\$227,000.00</b>

**FTE IMPACT:**

Insert additional funding source

**Related Financial/FTE Comments:**

Grant funded position/program. No additional levy dollars required.

*Office use only:*

RBA 2018 - 5540

# Budget Amendment Request Form



To be filled out AFTER RBA submittal

Agenda Item: Approve Housing Supports Grant Renewal

Department:

Meeting Date:

Fund:

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

Requested By:

DEBIT		
Description of Accounts	Acct #	Amount
salaries	11-480-749.6111	\$128,128.00
cafeteria contribution	11-480-749.6121	\$38,800.00
Health & life insurance	11-480-749.6152	\$1,073.00
Medicare	11-480-749.6155	\$1,872.00
PERA	11-480-749.6162	\$9,610.00
FICA	11-480-749.6172	\$7,946.00
Work comp	11-480-749.6173	\$397.00
LT disability	11-480-749.6175	\$249.00
mileage	11-480-749.6331	\$1,500.00
client expenses	11-480-749.6035	\$37,425.00
<b>TOTAL</b>		\$227,000.00

CREDIT		
Description of Accounts	Acct #	Amount
Housing with Supports for Adults with Serious Mental Illness (renewal)	11-480-749.5310	\$227,000.00
<b>TOTAL</b>		\$227,000.00

Reason for Request:

7/1/18-6/30/20 Housing grant renewal. Includes a Social Worker position to provide housing supportive services to adults with serious mental illness and other related costs to run the program.

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Professional Services Agreement with Olson Construction for Pipe Repairs on CSAH 52**

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:**

This Professional Services Agreement is for repairs needed to three reinforced concrete pipes on CSAH 52. Work includes the resetting, drilling and tying of the RCP - also furnishing and installing of rip rap along with roadside grading to original condition.

Public Works received 2 quotes for the work:

Quote from Olson Construction: \$ 44,060.00

Quote from Burns Excavating: \$ 100,250.00

**ACTION REQUESTED:**

Motion to approve a professional services agreement with Olson Construction for \$44,060 for CSAH 52 culvert repairs, pending finalization of the contract review process.

**FISCAL IMPACT:**

If "Other", specify:

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2018 - 5578

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Professional Services Agreement with BOLTON & MENK INC for the Highway 10 Study - Victoria/Chaska Area**

Primary Originating Division/Dept:

Meeting Date:

Contact:  Title:

Item Type:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

A joint corridor study with the City of Chaska has a primary purpose of providing for short, mid and long-term transportation improvements along Highway 10 (Engler Blvd.), from approximately Highway 43 (Church Lake Blvd.) to Highway 61 (Chaska Blvd). Carver County and the City of Chaska entered into a joint powers agreement for this study on July 10, 2018.

This contract is for professional engineering and transportation planning services with Bolton & Menk, Inc. for this corridor study to develop recommendations for the following: future long-range corridor vision; future corridor concepts that include roadway geometrics, access locations, trail and pedestrian connections, intersection traffic control and frontage/backage road locations; and concepts for environmental and stormwater management.

**ACTION REQUESTED:**

Motion to approve a professional services agreement with BOLTON & MENK INC for the Highway 10 Study - Victoria/Chaska Area, pending finalization of the contract review process.

**FISCAL IMPACT:**

If "Other", specify:

**FTE IMPACT:**

**FUNDING**

<b>County Dollars =</b>	<b>\$239,704.00</b>
City of Chaska	\$79,901.00
<b>Total</b>	<b>\$319,605.00</b>

Insert additional funding source

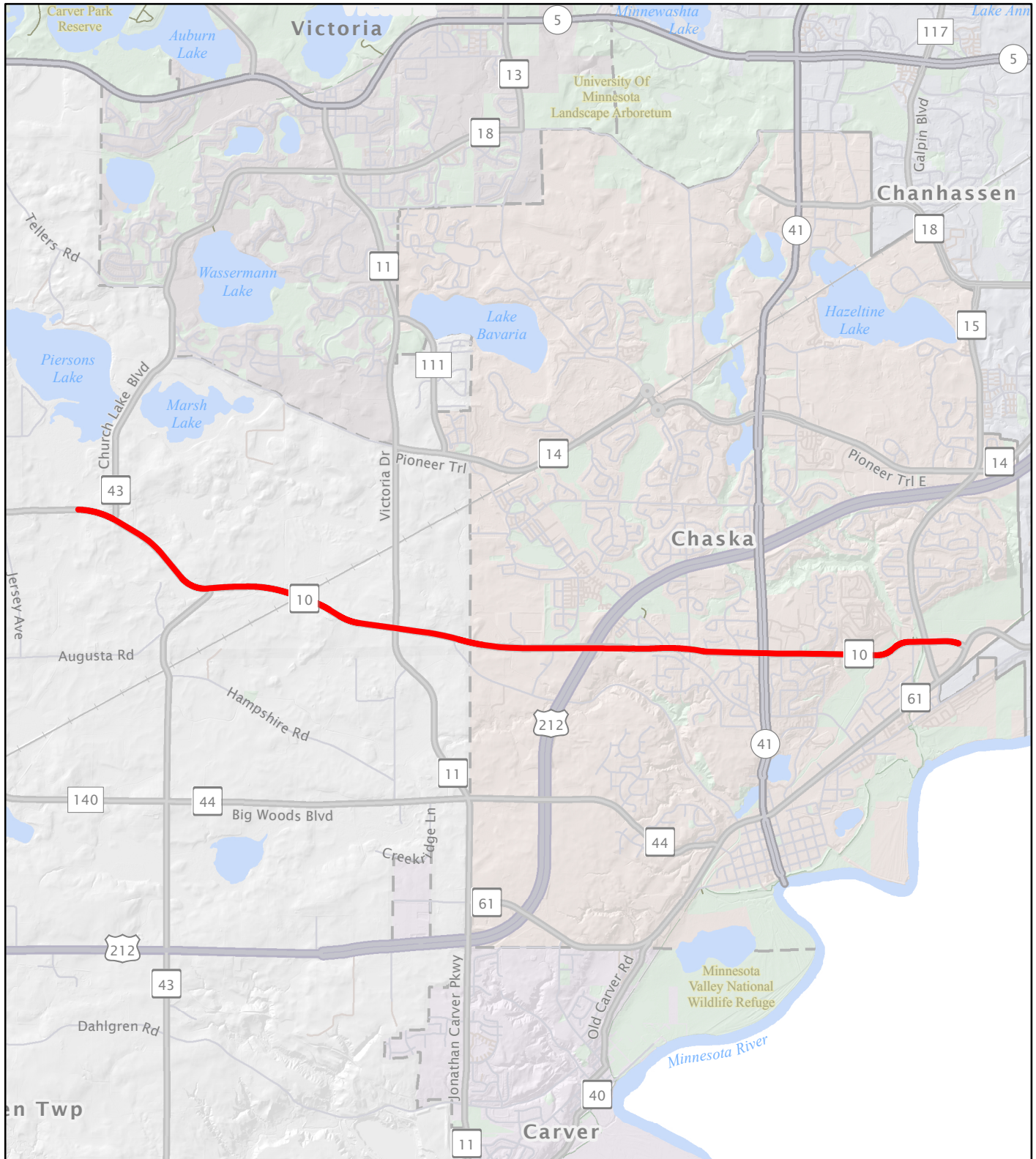
**Related Financial/FTE Comments:**

Joint Powers Agreement with City of Chaska adopted July 10, 2018 for 25% City cost share (Contract #18-233).

*Office use only:*

RBA 2018 - 5562

# Highway 10 Study - Victoria/Chaska Area



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



Public Works Division  
 11360 Hwy 212, Suite 1  
 Cologne, MN 55322  
 (952) 466-5200  
 Created: 4/27/2018

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Reginald & Elizabeth Vinkemeier "High Amenity" Building Eligibility**

Primary Originating Division/Dept:

Meeting Date:

Contact:  Title:

Item Type:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

File #PZ20180013. The Planning Commission recommended approval of Reginald & Elizabeth Vinkemeier's Conditional Use Permit (CUP) for 1 "High Amenity" Building Eligibility on their 42.73-acre parcel, located in Section 11 of Watertown Township. The site is heavily wooded, and it is located on the easterly side of Oak Lake, which meets the criterion for additional residential density. A subdivision and/or new township road would not be required by the CUP. The Board of Adjustment approved a variance on July 11th, allowing for a reduced lakeshore setback for the applicants' new residence. The Watertown Town Board has also recommended approval of the request.

**ACTION REQUESTED:**

A motion to adopt Findings of Fact and issue Order #PZ20180013 for the issuance of a Conditional Use Permit.

**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 - 5569

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

**FILE #: PZ20180013**

**RESOLUTION #: 18-04**

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

**FILE #:** PZ20180013

**APPLICANTS/OWNERS:** Reginald & Elizabeth Vinkemeier

**OWNERS' ADDRESS:** 2780 Navajo Ave, Watertown, MN 55388

**SITE ADDRESS:** 28xx Oak Lake Circle

**PERMIT TYPE:** Additional Density Option – High Amenity, 1 Building Eligibility Incentive

**PURSUANT TO:** County Code, Section(s) 152.078 (A & D)

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

**PARCEL #:** 10-011-0120

**WHEREAS**, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of July 17, 2018; and,

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

1. Reginald & Elizabeth Vinkemeier own an approximate 42.73 acre parcel, located in the East Half (E ½ ) of the Southeast Quarter (SE¼) of Section 11, Watertown Township. The property is unimproved (vacant land) with the potential for additional density (“High Amenity Lot”). The applicants obtained a variance for a reduced lakeshore setback, on July 11, 2018, pursuant to Board of Adjustment Order #PZ20180011 (i.e. 50’ variance, 100’ vs. 150’ setback). The parcel is in the Agricultural Zoning District, Shoreland Overlay District (Oak Lake) and CCWMO – Crow River watershed.
2. The applicants are requesting a Conditional Use Permit (CUP) to allow for the development of one (1) High Amenity Lot pursuant to Section 152.078 (A) & (D) of the Carver County Zoning Code.
3. The subject property was a parcel of 40 acres or more (47.75 ac.) as of July 1, 1974 and was under one ownership at that time. The “1 per 40” building eligibility (existing house) was split off the north side of the property with 5.02 acres in 2013. Watertown Township allows for additional density in their Chapter of the Comprehensive Plan. The applicant is pursuing only one (1) building eligibility pursuant to 152.078 D, which provides for flexibility and incentives for pursuing a single eligibility or lot split. The proposed building site would comply with the “4 per 40” limitation. The subject property is not enrolled in the Ag Preserves program.
4. The applicant’s request would meet the intent of the 2030 Comprehensive Plan. The property is a substantially wooded lakeshore, which could support two or more building sites.
5. The Minnesota Department of Natural Resources (Mn/DNR) Area Hydrologist, Jennie Skancke, has reviewed the request and indicated that there are no objections or concerns since the site is not within the Shoreland Impact Zone (i.e. not within 75 feet of the OHW).
6. The proposed (new) dwelling would meet the 50’ bluff setback, and the new septic system would meet the 150’ OHW setback. According to the applicant’s, the location near the lake was selected to take advantage of the most desirable building site and to save two White Oak trees.
7. The property would not be platted, and a new township road would not need to be constructed. The applicants’ proposal would allow for the creation of a residential lot in the future (e.g. minor subdivision off Oak Lake Circle), however, their current plan is to build a retirement home on the 42.73-acre subject parcel. The balance of the land

would continue to be farmed and remain in agricultural use. The owners have indicated that their family plans to continue farming, in conjunction with their feedlot (farmstead) located on Navajo Ave to the east. They intend to keep the property in the Green Acres program, which is administered by the Assessor's Office; or the agricultural portion of the parcel may be added to their other farmland, which is currently enrolled in the Ag Preserve Program.

8. The applicants have acknowledged that no additional wooded or high amenity eligibilities would be permitted in the future. Section 152.078 states that the CUP provision may be exercised only once for each parcel that was of record as of July 1, 1974.
9. The Watertown Town Board reviewed and recommended approval of the request at their June 4, 2018 Town Board meeting.

**THEREFORE, BE IT RESOLVED,** THAT The Carver County Planning Commission hereby recommends the issuance of Conditional Use Permit #PZ20180013, for a One Building Eligibility Incentive 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. One (1) lot is permitted which shall have only one (1) building eligibility and shall conform substantially to the approved site plan with road frontage on Oak Lake Circle. Additional lots (eligibilities) shall not be granted as a conditional use.
2. The lot location is rural and commercial agricultural, feedlots and other rural use activities will likely be occurring in the area. The lot owner is hereby provided notice that there may be odors, dirt, dust, insects, noises, long hours of operation and other factors associated with agricultural and feedlot activities. Complaints relating to these activities shall be considered unwarranted so long as the activities are being conducted in accordance with the existing standards.
3. The Permittee(s) must preserve the remaining agricultural production land, as much as possible (e.g. Green Acres or Agricultural Preserve Program), until such time that there is a change in applicable zoning regulations for the subject property.

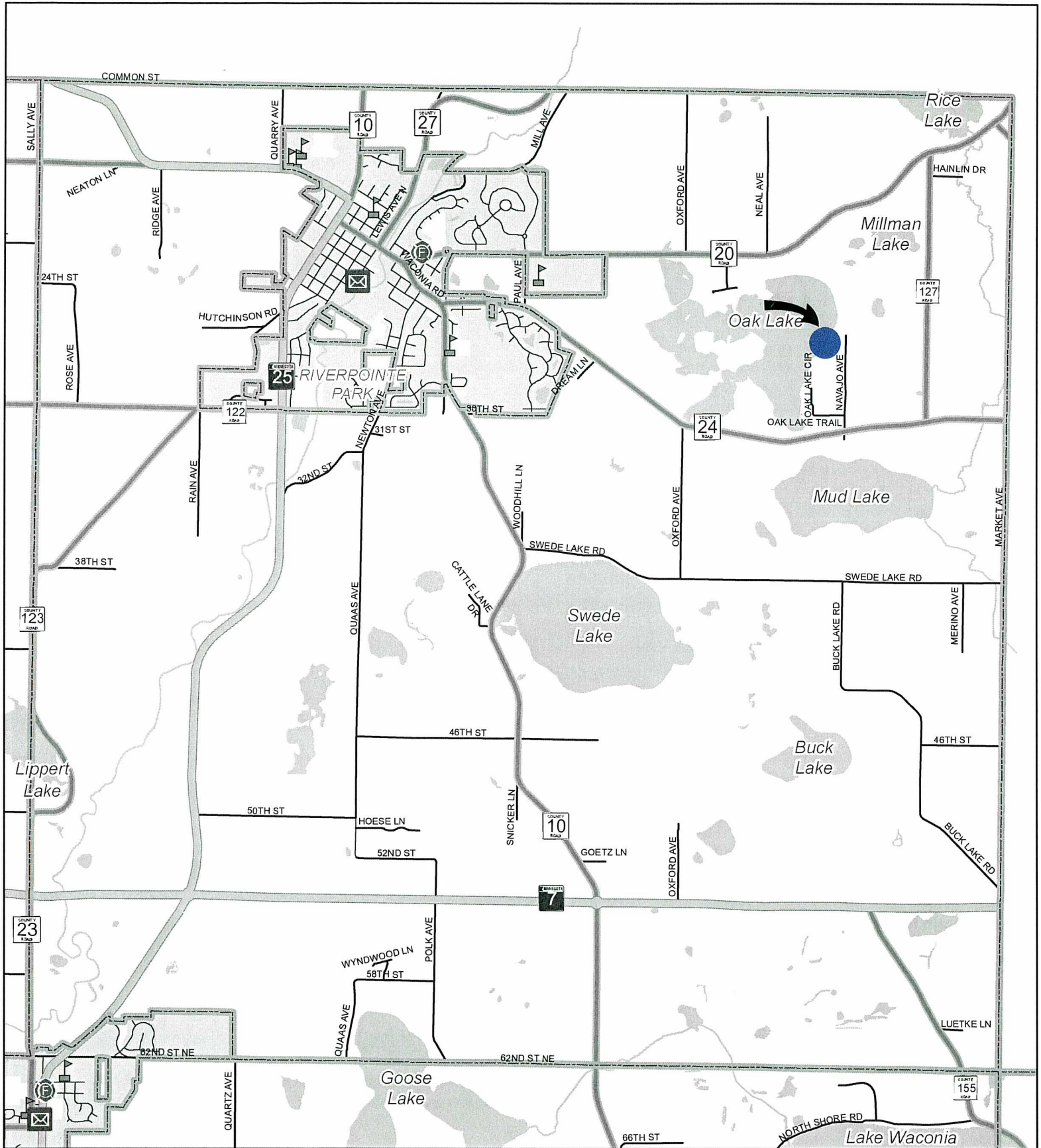
**ADOPTED** by the Carver County Planning Commission this 17<sup>th</sup> day of July 2018.

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Jim Burns  
Planning Commission Chair



# WATERTOWN TOWNSHIP



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



# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Right of Way Acquisition Offers for the Highway 61 Project - Brickyard Clayhole**

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:**

A joint project between Carver County, MnDOT and the City of Chaska to reconstruct Highways 41 and 61 in downtown Chaska is currently being designed. Construction is anticipated to start in either 2021 or 2022. As part of the project, additional right of way at the Dolce Vita Wine Shop property is needed. An appraisal was obtained from a certified appraiser in order to determine the fair market value of the new right-of-way to be acquired. This purchase of additional right-of-way is necessary to fulfill the project charter.

**ACTION REQUESTED:**

Motion to adopt a resolution to authorize written offers of compensation for right-of-way acquisition for the Highway 61 Project - Brickyard Clayhole.

**FISCAL IMPACT:**  ▼

*If "Other", specify:*

**FTE IMPACT:**  ▼

**FUNDING**

<b>County Dollars =</b>	<input type="text" value=""/>
MNDOT	\$17,850.00
County Turnback Funds	\$17,850.00
<b>Total</b>	<b>\$35,700.00</b>

Insert additional funding source

Related Financial/FTE Comments:

*Office use only:*

RBA 2018 - 5571

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

Date: August 7, 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 the Highway 61 Project-Brickyard Clayhole**

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

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

WHEREAS, the County proposes to construct highway and related improvements in Carver County for Highway 61 as part of the Highway 61 Project-Brickyard Clayhole (“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 of Highway 61 as part of the Highway 61 Project-Brickyard Clayhole 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**

**Acquisition:**

PID #'s 30.0500010, 30.0500591 & 30.056200

Keyport Properties, LLC

Taking of permanent easement for roadway purposes over County State Aid Highway No. 61, (containing 1,375 sq. ft. more or less)

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Right-of-Way Acquisition Offers for the Highway 41/18 Project**

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 2019 construction season includes the reconstruction of Highway 18 (Lyman Blvd.) and a portion of Highway 41 in the Cities of Chaska and Chanhassen. Additional right-of-way is needed to complete the project. Appraisals were obtained from a certified appraiser in order to establish fair market value for the new right-of-way to be acquired, including permanent road, wall, trail and drainage & utility easements and temporary construction easements. In addition, the purchase in Fee Simple Interest in a parcel running along Highway 41, south of Highway 18 is also proposed to be acquired. This purchase of additional right-of-way in necessary to fulfill the project charter.

**ACTION REQUESTED:**

Motion to adopt a resolution to authorize written offers of compensation for right-of-way acquisitions for the Highway 41/18 Project

FISCAL IMPACT:   
If "Other", specify:

FUNDING	
<b>County Dollars =</b>	<b>\$0.00</b>
MnDOT TED Funds	\$267,680.00
CSAH Regular	\$168,685.00
City of Chanhassen	\$134,948.00
City of Chaska	\$33,737.00
<b>Total</b>	<b>\$605,050.00</b>

FTE IMPACT:

Insert additional funding source

Related Financial/FTE Comments:  
Cost splits shown are approximate at this time.

Office use only:  
RBA 2018 - 5574

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

Date: August 7, 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 the Highway 41/18 Project**

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

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

WHEREAS, the County proposes to construct highway and related improvements in Carver County for the reconstruction and modernization of Highways 41 and 18 as part of the Highway 41/18 Project (“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 for the reconstruction and modernization of Highways 41 and 18 as part of the Highway 41/18 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**

**Acquisition:**

PID #25.0210100

Holasek Farms, LP

Taking of permanent easement for drainage and utility purposes over County Highway No. 18, (containing 4,804 sq. ft. more or less)

Taking of a temporary easement for construction purposes over County Highway No. 18, (containing 12,790 sq. ft. more or less)

**Acquisition:**

PID #30.0160200 & 30.2800020

Entegris Professional Solutions, Inc.

Taking of permanent easement for roadway purposes over County Highway No. 18, (containing 1,920 sq. ft. more or less)

Taking of permanent easement for Wall, Trail and Drainage & Utility purposes over County Highway No. 18, (containing 1,960 sq. ft. more or less)

Taking of a temporary easement for construction purposes over County Highway No. 18, (containing 28,494 sq. ft. more or less)

**Acquisition:**

PID #30.0550010

Bentley Instruments, Inc.

Taking of permanent easement for drainage and utility purposes over County Highway No. 18, (containing 3,580 sq. ft. more or less)

Taking of a temporary easement for construction purposes over County Highway No. 18, (containing 23,507 sq. ft. more or less)

Taking of permanent easement for roadway purposes over County Highway No. 18, (containing 15,629 sq. ft. more or less)

**Acquisition:**

PID #30.0550032

Highland Development, LLC

Taking of a temporary easement for construction purposes over County Highway No. 18, (containing 4,126 sq. ft. more or less)

**Acquisition:**

PID #30.0550060

McLaughlin Gormley King Company

Taking of permanent easement for roadway purposes over County Highway No. 18, (containing 29,526 sq. ft. more or less)

Taking of a temporary easement for construction purposes over County Highway No. 18, (containing 12,560 sq. ft. more or less)

**Acquisition:**

PID #30.0570020

Shotley Brook, LLC

Taking of permanent easement for roadway purposes over County Highway No. 18, (containing 9,353 sq. ft. more or less)

Taking of a temporary easement for construction purposes over County Highway No. 18, (containing 14,501 sq. ft. more or less)

**Acquisition:**

PID #30.0570050

Crown Fab, LLC

Taking of permanent easement for roadway purposes over County Highway No. 18, (containing 7,285 sq. ft. more or less)

Taking of a temporary easement for construction purposes over County Highway No. 18, (containing 2,843 sq. ft. more or less)

**Acquisition:**

PID #30.0590020

Via West, Inc.

Taking of permanent easement for drainage and utility purposes over County Highway No. 18, (containing 8,113 sq. ft. more or less)

Taking of a temporary easement for construction purposes over County Highway No. 18, (containing 6,858 sq. ft. more or less)

Taking of permanent easement for roadway purposes over County Highway No. 18, (containing 9,647 sq. ft. more or less)

**Acquisition:**

PID #30.5120020

Entegris, Inc.

Taking of permanent easement for roadway purposes over County Highway No. 18, (containing 3,550 sq. ft. more or less)

**Acquisition:**

PID #30.2800040

Richard Andrew Westin

Taking of permanent easement for drainage and utility purposes over County Highway No. 18, (containing 515 sq. ft. more or less)

Taking of a temporary easement for construction purposes over County Highway No. 18, (containing 6,986 sq. ft. more or less)

**Acquisition:**

PID #30.3300020

FSI/TEK International, Inc.

Taking of permanent easement for drainage and utility purposes over County Highway No. 18, (containing 3,021 sq. ft. more or less)

Taking of a temporary easement for construction purposes over County Highway No. 18, (containing 36,388 sq. ft. more or less)

Taking of permanent easement for roadway purposes over County Highway No. 18, (containing 16,422 sq. ft. more or less)

**Acquisition:**

PID #30.5330011

VR Investments, LLC

Taking of permanent easement for roadway purposes over County Highway No. 18, (containing 2,250 sq. ft. more or less)

Taking of a temporary easement for construction purposes over County Highway No. 18, (containing 2,250 sq. ft. more or less)

**Acquisition:**

PID #30.0160420 & 30.5430010

S & S Buller Family, LLC

Taking of permanent easement for roadway purposes over County Highway No. 18, (containing 10,387 sq. ft. more or less)

Taking of a temporary easement for construction purposes over County Highway No. 18, (containing 35,577 sq. ft. more or less)

**Acquisition:**

PID #30.3300040

Chaska Investment, LLC

Taking in Fee Simple Interest.

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Award of Contract for the Sale of County Owned Property as part of the Highway 10 Project - Waconia School**

Primary Originating Division/Dept: <input type="text" value="Public Works - Program Delivery"/>	Meeting Date: <input type="text" value="8/7/2018"/>
Contact: <input type="text" value="Patrick Lambert"/> Title: <input type="text" value="Right of Way Agent"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No
Strategic Initiative: <input type="text" value="Growth: Manage the challenges and opportunities resulting from growth and development"/>	

**BACKGROUND/JUSTIFICATION:**

The 2017-2018 capital improvement program includes the Highway 10 Project - Waconia School, which re-aligned Highway 10 along the former Orchard Road from Highway 5 on the south to Waconia Parkway South on the north. It was necessary to acquire additional right of way to complete the project. Appraisals of the needed right of way were obtained, and approved offers and settlements were reached with property owners affected by the project. To avoid a condemnation proceeding, a residential property located at 9580 Orchard Road was acquired in fee simple as a total acquisition. However, only a portion of the land acquired at that property address was needed for the project. The county obtained an appraisal to establish fair market value of the remaining property. The county complied with advertising requirements of Minn. Stat. Sec. 373.01 and opened bids on July 27, 2018 at 12:00pm.

**ACTION REQUESTED:**

Motion to approve a resolution for the award of contract for the sale of county owned real property located at 9580 Orchard Road, Cologne, County of Carver, Waconia Township, Minnesota, 55322 and authorizes the Public Works Director, or designee, to sign all necessary closing documents for the sale of the property.

<b>FISCAL IMPACT:</b> <input type="text" value="None"/>	<b>FUNDING</b>
If "Other", specify: <input type="text" value=""/>	County Dollars = <input type="text" value=""/>
<b>FTE IMPACT:</b> <input type="text" value="None"/>	sale of County property <input type="text" value="\$310,000.00"/>
	<b>Total</b> <input type="text" value="\$310,000.00"/>
	<input checked="" type="checkbox"/> Insert additional funding source

**Related Financial/FTE Comments:**

The revenue of this sale will offset right-of-way acquisition costs already incurred for the project.

*Office use only:*

RBA 2018 - 5577

# Budget Amendment Request Form



To be filled out AFTER RBA submittal

**Agenda Item:** Award of Contract for the Sale of County Owned Property as part of the Highway 10 Project - Waconia School

Department:

Meeting Date:

Fund:

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

Requested By:

DEBIT			CREDIT		
Description of Accounts	Acct #	Amount	Description of Accounts	Acct #	Amount
sale of land	32-307-199-8765-5836	\$310,000.00	ROW	32-307-199-8765-...	\$310,000.00
<b>TOTAL</b>		\$310,000.00	<b>TOTAL</b>		\$310,000.00

Reason for Request:

Budget amendment requested to reflect the sale of the County owned property.

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

Date: August 7, 2018 Resolution No: \_\_\_\_\_  
Motion by Commissioner: \_\_\_\_\_ Seconded by Commissioner: \_\_\_\_\_

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**Awarding of Bid for Purchase of Residential Real Property  
Carver County Purchase Agreement**

WHEREAS, Carver County purchased residential real property located at 9580 Orchard Road, Cologne, Waconia Township, Carver County, Minnesota 55322, which is further identified by Tax Parcel Identification Number 09.0270600, to minimize the costs of acquiring real property needed for the Highway 10 Project – Waconia School; and

WHEREAS, on June 5, 2018, and after Carver County completed the Highway 10 Project – Waconia School, the Carver County Board of Commissioners authorized the Carver County Public Works Division to sell the portion of said residential real property that was not needed for the project, by advertising for sealed written bids pursuant to Minnesota Statute § 373.01; and

WHEREAS, on June 5, 2018, the Carver County Board of Commissioners determined that an acceptable bid for the purchase of said residential real property must be equal to at least Two Hundred and Ninety-Nine Thousand and Nine Hundred Dollars and No Cents (\$299,900.00); and

WHEREAS, the Carver County Public Works Division advertised for sealed bids in the official newspaper of Carver County for three consecutive weeks, and at least once in a newspaper of general circulation in the area where the property is located, pursuant to Minnesota Statute § 373.01; and

WHEREAS, the published advertisements for bids required sealed written bids to be submitted in exact accordance with the Bidding Documents, and further required each and every bid to be accompanied by a bid security deposit in the amount of One Thousand Dollars and No Cents (\$1,000.00); and

WHEREAS, the published advertisements for bids required all sealed written bids to be received by noon on Friday, July 27, 2018 at the Carver County Public Works Division, 11360 Highway 212, Suite 1, Cologne, Minnesota, 55322, whereupon the sealed written bids would be opened and the amount of the bid read publicly by two or more persons designated by the Carver County Engineer; and

WHEREAS, one (1) sealed written bid was received at the Carver County Public Works Division, 11360 Highway 212, Suite 1, Cologne, Minnesota, 55322, by noon on Friday July 27, 2018, whereupon the sole sealed written bid was opened and the amount of the bid was read publicly by two or more persons designated by the Carver County Engineer; and

WHEREAS, Carver County reserved the right, in its sole discretion, to reject, in part or whole, any bid it deemed to be insufficient; to waive any irregularity or technicality in bidding; and to accept a bid which Carver County determined best serves the interests of Carver County, provided that the exercise of that discretion was not arbitrary, capricious, or unreasonable; and

WHEREAS, said persons designated by the Carver County Engineer considered the submitted bid, and

concluded that the bid was submitted in accordance with the advertisement for bids and the Bidding Documents, including the requirement that the bid be accompanied by a bid security deposit in the amount of One Thousand Dollars and No Cents (\$1,000.00); and

WHEREAS, said bid for the responsible bidder is summarized as follows:

<u>Bidder</u>	<u>Bid Amount</u>
Mark Slater	\$310,000.00
<i>Minimum Bid</i>	<i>\$299,900.00</i>

And WHEREAS, after an examination of the bid by Carver County Public Works Division, Mark Slater is the successful high responsible bidder.

NOW THEREFORE, BE IT RESOLVED that the Carver County Board of Commissioners hereby authorizes and directs the Carver County Board Chairman and Carver County Administrator to enter into a Purchase Agreement for the sale of the residential real property located at 9580 Orchard Road, Cologne, Waconia Township, Carver County, Minnesota 55322, which is further identified by Tax Parcel Identification Number 09.0270600, from Carver County to Mark Slater of Norwood Young America, MN, in accordance with the provisions set forth in the advertisement for bids and the Bidding Documents, pending completion of review by the County Attorney’s Office and by the Carver County Administrator, and to delegate the signature authority on necessary closing documents to Lyndon Robjent, Public Works Director, or agents under his supervision; and

BE IT FURTHER RESOLVED that the Carver County Public Works Division is hereby authorized and directed to retain the bid security deposit of the successful bidder as earnest money until the closing for the sale of said residential property occurs, and to retain the bid security deposit of the successful bidder and consider it forfeited if the successful bidder fails to enter a contract with Carver County for the sale of said residential real property.

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

STATE OF MINNESOTA  
 COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the day of August 7, 2018, now on file in the Administration office, and have found the same to be a true and correct



copy thereof.

Dated this 7<sup>th</sup> day of August, 2018.

---

Dave Hemze

County Administrator

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Approval of Official Comment on Metropolitan Council's 2040 Transportation Policy Plan Update**

Primary Originating Division/Dept: <input type="text" value="Public Works - Program Delivery"/>	Meeting Date: <input type="text" value="8/7/2018"/>
Contact: <input type="text" value="Lyndon Robjent"/> Title: <input type="text" value="Public Works Director/County E"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text"/> minutes Presenter: <input type="text"/> Title: <input type="text" value="Public Works Director/County En"/>	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No
Strategic Initiative: <input type="text" value="Growth: Manage the challenges and opportunities resulting from growth and development"/>	

**BACKGROUND/JUSTIFICATION:**

Federal law requires the Metropolitan Council to update its long range Transportation Policy Plan every four years. The existing plan was adopted in 2015, and this update is scheduled to be adopted in October 2018. The official public comment period on the draft document runs through August 13, 2018.

The draft document identifies highway and transit investment direction, policies, and plans for the region. The update incorporates new investment decisions and regional transportation studies. Major policy areas suggested by staff for official comment from the County include: 1) A need to plan for the needs of all federal-aid highways in the region - recognizing County highway funding needs; and 2) Examine and request the fiscal constraint of the transitway funding assumptions to mitigate potential impacts to other transportation funding sources. The comment letter also includes requested technical changes.

**ACTION REQUESTED:**

Motion to approve official comment letter on the Metropolitan Council's 2040 Transportation Policy Plan Update.

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

Office use only:

RBA 2018 - 5572



**Carver County  
Public Works**

11360 Highway 212, Suite 1  
Cologne, MN 55322

July 30, 2018

Alene Tchourumoff, Chair  
Metropolitan Council  
390 Robert St. N  
St. Paul, MN 55101

SUBJECT: CARVER COUNTY OFFICIAL COMMENT ON METROPOLITAN COUNCIL 2040  
TRANSPORTATION POLICY PLAN UPDATE

Dear Chair Tchourumoff,

Carver County, as one of the seven counties comprising the Metropolitan Council's Metropolitan Planning Area (MPA), submits the following comments on the Draft 2040 Transportation Policy Plan (TPP) Update for consideration by the Metropolitan Council's Transportation Advisory Board, the federally designated Metropolitan Planning Organization (MPO).

***1. Planning for Federal-Aid Highways.***

- a. **Federal Planning Requirement - 23 CFR 450.324** specifies the requirements for the development and content of the metropolitan transportation plan. **Section f.11.i.** states “(f)The Metropolitan Transportation Plan shall, at a minimum include: (11)A financial plan that demonstrates how the adopted transportation plan can be implemented. (i) For purposes of transportation system operations and maintenance, the financial plan shall contain system-level estimates of costs and revenue sources that are reasonably expected to be available to adequately operate and maintain the Federal-aid highways (as defined by 23 U.S.C. 101(a)(5) and public transportation (as defined by title 49 U.S.C. Chapter 53). **23 U.S. Code 101** specifies definitions and declarations of policy. **Item 6** is the **definition of Federal-aid highway**: “The term “Federal-aid highway” means a public highway eligible for assistance under this chapter other than a highway functionally classified as a local road or rural minor collector.”
- b. **Draft 2040 TPP Update** – The Metropolitan Council's Draft TPP Update identifies the Regional Highway System (Page 5-1 & Figure 5-2) as roadways functionally classified as Principal Arterials and Minor Arterials identified as “A-Minor Arterials.” The Draft TPP Update excludes regional planning and analysis for Federal-aid highways functionally classified as Urban and Rural Major Collectors, Urban Minor Collectors, and Minor Arterials identified as “B-Minor Arterials” and thus does not meet the federal Metropolitan Transportation Plan requirement identified above to plan for all Federal-aid highways.

- c. **Requested Change to Meet Federal Planning Requirement** – Revise the Draft 2040 TPP Update to incorporate planning and analysis for the full Federal-aid highway system in the MPA, including roadways functionally classified as Urban and Rural Major Collectors, Urban Minor Collectors, and Minor Arterials identified as “B-Minor.” This is an important regional planning requirement to the County because the majority of this system is County-owned. It is highly important to incorporate the preservation, mobility, and safety needs of the whole Federal-aid highway system in regional planning and decision-making.

## 2. *Fiscally Constrained Transit Planning Assumptions.*

- a. **Draft 2040 TPP Update** – In Chapter 6: Transit Investment Direction and Plan, as part of the Transitway System Investment Plan, the transitway expansion projects assumed to be funded within the Current Revenue Scenario are described. The six projects assumed to be funded are: METRO Orange Line, METRO Green Line Extension, METRO Blue Line Extension, METRO Gold Line, Rush Line Dedicated Bus Rapid Transit, and C Line. Page 6.62 highlights the federal funding assumptions for these transit expansions and states:
  - i. “The region will continue to plan for and prepare federally competitive projects and explore opportunities for multi-project commitments from the federal government. **There is risk in these assumptions, as the Plan assumes approximately 10% of the federal budget for Capital Investment Grants (under current budget amounts) for ten years [emphasis added].** Should federal funding not materialize for any given project, the region will need to work cooperatively to determine a viable funding path forward that considers the *Thrive MSP 2040* outcomes of Stewardship, Prosperity, Equity, Livability, and Sustainability.”
- b. **Request for Fiscally Constrained Transit Planning Assumption** – The risk included in the federal funding assumption for these projects has the potential to impact regional transportation funding needs and priorities if federal funding is not awarded. The County requests the Draft 2040 TPP Update to include a financial history of federal transit funding received over the previous 20-year period to assist in justifying the federal funding assumption and to identify more details on the funding approach for transitway expansion projects if federal funding is not awarded.

### 3. Requested Technical Changes.

- a. **Highway System Changes since the Last Transportation Plan (Page 5.9)**
  - i. Change the language for the “MN 101 River Crossing” project to: “In 2016 Carver County completed a \$34 million project...” and recognize that MN 101 was turned back to the County and is now CSAH 101.
- b. **Table 5-10: Highway Strategic Capacity Enhancements 2018-2025 (Page 5.46) –**
  - i. Change the Project Description for the MN 212 / Carver CR 44 project from “Freeway Ramps to/from North” to “Interchange.”
  - ii. Change asterisk language to “The timing of some Carver County projects may extend beyond 2025.”
  - iii. Identify other County or State projects that could extend beyond 2025 in addition to Carver County projects.
- c. **Regional Mobility: MnPASS (Pages 5.56-5.62) –**
  - i. *Figure 5-18: MnPASS Projects: Increased Revenue Scenario* (Page 5.57) does not include future MnPASS facilities in Carver County. Two figures depicting 2040 congestion analysis make this a concern: 1) *Figure 5-6: 2040 Congested Principal Arterials for Current Revenue Scenario* (page 5.13) shows roadways in 2040 with one hour or more of congestion. US 212 is depicted with one hour or more of 2040 congestion from TH 41 to I-494; and 2) *Figure 5-19: 2040 Congested Corridor Trips with Congestion Free Option, Increased Revenue Scenario* (Page 5.61) shows the percentage of 2040 congested trips with a congestion free option. The majority of Carver County is shown in the 0-10% category, which represents the percentage of 2040 congested trips with a congestion free option. Due to the analysis in these two figures, the County requests the addition of a MnPASS expansion option for future study on US 212 between TH 41 and I-494.
- d. **Additional Highway Needs beyond Increased Revenue Scenario: New Principal or A-Minor Arterials to Support Expanding Urban Development section (Page 5.67-5.68) –**
  - i. Add Carver County future north-south principal arterial highway: CSAH 33 from southern County border to northern County border.

These comments depict the County’s primary policy level concerns and requested technical changes for the Metropolitan Council’s Draft 2040 TPP Update. Thank you for your

consideration of these comments and continued partnership in the regional transportation planning process.

Sincerely,

Lyndon Robjent, P.E.  
Public Works Director/County Engineer

CC: Deb Barber, District 4 Council Member  
Jennifer Munt, District 3 Council Member  
Nick Thompson, Director of Metropolitan Transportation Services

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**  
**Release and Settlement Agreement**

Primary Originating Division/Dept: <input type="text" value="Employee Relations"/>	Meeting Date: <input type="text" value="8/7/2018"/>
Contact: <input type="text" value="Kerie Anderka"/> Title: <input type="text"/>	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="Culture: Provide organizational culture fostering accountability to achieve goals &amp; sustain public trust/confidence in County government"/>	

**BACKGROUND/JUSTIFICATION:**

The County and former employee Mark Hagelin have reached a full and final settlement in the amount of \$45,000 to settle a lawsuit initiated by Mr. Hagelin. The County's insurance provider, Minnesota Counties Intergovernmental Trust (MCIT), will contribute \$17,084.72, and the County will provide \$27,915.28. The Release and Settlement Agreement contain mutually agreeable terms to settle the lawsuit.

**ACTION REQUESTED:**

Motion to approve the Release and Settlement Agreement in the amount of \$45,000 to settle a lawsuit initiated by Mr. Hagelin.

<b>FISCAL IMPACT:</b> <input type="text" value="None"/>	<b>FUNDING</b>						
If "Other", specify: <input type="text"/>	<table style="width: 100%;"> <tr> <td style="width: 70%;">County Dollars =</td> <td style="text-align: right;"><b>\$27,915.28</b></td> </tr> <tr> <td>MCIT</td> <td style="text-align: right;">\$17,084.72</td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: right;"><b>\$45,000.00</b></td> </tr> </table>	County Dollars =	<b>\$27,915.28</b>	MCIT	\$17,084.72	<b>Total</b>	<b>\$45,000.00</b>
County Dollars =	<b>\$27,915.28</b>						
MCIT	\$17,084.72						
<b>Total</b>	<b>\$45,000.00</b>						
<b>FTE IMPACT:</b> <input type="text" value="None"/>	<input checked="" type="checkbox"/> Insert additional funding source						

**Related Financial/FTE Comments:**

The County's portion will be paid from the self-insurance fund.

*Office use only:*

RBA 2018 - 5583

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**  
**Abatements/Additions**

Primary Originating Division/Dept:  ▼

Meeting Date:

Contact:  Title:

Item Type:  
 ▼

Amount of Time Requested:  minutes  
Presenter:  Title:

Attachments:  Yes  No

Strategic Initiative:  
 ▼

**BACKGROUND/JUSTIFICATION:**

Abatements requested by taxpayers. See attached listing.

**ACTION REQUESTED:**

Motion to approve.

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

**FUNDING**

<b>County Dollars =</b>	<b>(\$611.91)</b>
Other	(\$1,378.09)
<b>Total</b>	<b>(\$1,990.00)</b>

**FTE IMPACT:**  ▼

Insert additional funding source

Related Financial/FTE Comments:

*Office use only:*

RBA 2018 - 5553





**CARVER  
COUNTY**

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

Laurie Huepenbecker Davies, Manager  
Property Tax, Elections and License  
Centers  
Phone: (952) 361-1907  
Email: ldavies@co.carver.mn.us

Angela Johnson, Carver County Assessor  
Phone: (952) 361-1961

**Abatements presented to the  
Carver County Board of Commissioners  
August 7, 2018**

Abatement approval is recommended by the Carver County Assessor and Property Tax, Elections & License Centers 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
2018	65.4740020	Matthew Kohler & Tracy Kohler	Homestead	\$ 7,546.00	\$ 7,546.00	\$ -	\$ -	\$ -	\$ -
2018	30.3580060	Brandon Donohue	Homestead	\$ 2,798.00	\$ 2,610.00	\$ (188.00)	\$ -	\$ (188.00)	\$ (67.08)
2018	30.0620110	Brian Czoek & Christine Czoek	Homestead	\$ 7,870.00	\$ 7,870.00	\$ -	\$ -	\$ -	\$ -
2018	50.1250360	Blake Ignoffo & Taylor Engebretson	Homestead	\$ 3,638.00	\$ 3,430.00	\$ (208.00)	\$ -	\$ (208.00)	\$ (56.07)
2018	75.1300310	Cyle Greenwell & Brooke Greenwell	Homestead	\$ 5,118.00	\$ 5,062.00	\$ (56.00)	\$ -	\$ (56.00)	\$ (16.28)
2018	30.6820070	Miguel Ortega & Irma Hernandez	Homestead	\$ 2,556.00	\$ 2,350.00	\$ (206.00)	\$ -	\$ (206.00)	\$ (73.53)
2018	75.1300250	Matt Nyhammer & ElizabethNyhammer	Homestead	\$ 4,432.00	\$ 4,318.00	\$ (114.00)	\$ -	\$ (114.00)	\$ (33.61)
2018	20.2400400	Charles Weibel & Susan Weibel	Homestead	\$ 4,056.00	\$ 3,904.00	\$ (152.00)	\$ -	\$ (152.00)	\$ (46.42)
2018	50.2410020	Mitchell Boll & Amanda Boll	Homestead	\$ 3,512.00	\$ 3,294.00	\$ (218.00)	\$ -	\$ (218.00)	\$ (59.21)
2018	25.6150020	Jody Carlson	Fire Disaster	\$ 3,206.00	\$ 2,358.00	\$ (848.00)	\$ -	\$ (848.00)	\$ (259.71)
			<b>TOTALS</b>	<b>\$ 44,732.00</b>	<b>\$ 42,742.00</b>	<b>\$ (1,990.00)</b>	<b>\$ -</b>	<b>\$ (1,990.00)</b>	<b>\$ (611.91)</b>

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Grant agreement with Metropolitan Council for land acquisition reimbursement**

Primary Originating Division/Dept:

Meeting Date:

Contact:  Title:

Item Type:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

Grant Agreement SG -22057 is for land acquisition reimbursement for Lake Waconia Regional Park. The agreement continues reimbursement for previous land acquisitions of over 20 acres of lakeshore property within the Lake Waconia Regional Park boundary.

**ACTION REQUESTED:**

Motion to approve grant agreement SG-22057 with the Metropolitan Council pending finalization of the contract review process.

**FISCAL IMPACT:**

*If "Other", specify:*

**FTE IMPACT:**

**FUNDING**

<b>County Dollars =</b>	<input type="text"/>
Metropolitan Council	\$226,000.00
<b>Total</b>	<b>\$226,000.00</b>

Insert additional funding source

Related Financial/FTE Comments:

*Office use only:*

RBA 2018 - 5563

# Budget Amendment Request Form



To be filled out AFTER RBA submittal

**Agenda Item:** Grant agreement with Metropolitan Council for land acquisition reimbursement

Department:

Meeting Date:

Fund:

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

Requested By:

DEBIT			CREDIT		
Description of Accounts	Acct #	Amount	Description of Accounts	Acct #	Amount
34.6601	Land Acquisition	\$226,000.00	Met Council Grant	34-000-000-5027-...	\$226,000.00
<b>TOTAL</b>		\$226,000.00	<b>TOTAL</b>		\$226,000.00

Reason for Request:

To reflect Metropolitan Council grant funds being received to reimburse the County for land acquisition costs within Lake Waconia Regional Park.

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**  
**MICA Legislative Update**

Primary Originating Division/Dept: Administration (County)

Meeting Date: 8/7/2018

Contact: Dave Hemze Title: County Administrator

Item Type:  
Regular Session

Amount of Time Requested: 20 minutes

Attachments:  Yes  No

Presenter: Title:

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

**BACKGROUND/JUSTIFICATION:**

MICA Executive Director Keith Carlson, along with Ryan Erdmann, Steve Novak and Nancy Silesky, will be presenting a legislative update.

**ACTION REQUESTED:**

Information only.

**FISCAL IMPACT:** None

If "Other", specify:

**FUNDING**

County Dollars =

**FTE IMPACT:** None

**Total** \$0.00

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2018 - 5448

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Creation of the Steiner-Kelting Mental Wellness Facility Advisory Committee**

Primary Originating Division/Dept: <input type="text" value="Health &amp; Human Services"/>	Meeting Date: <input type="text" value="8/7/2018"/>
Contact: <input type="text" value="Rod Franks"/> Title: <input type="text" value="HHS Director"/>	Item Type: <input type="text" value="Regular Session"/>
Amount of Time Requested: <input type="text" value="10"/> minutes	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Presenter: <input type="text" value="Rod Franks"/> Title: <input type="text" value="HHS Director"/>	
Strategic Initiative: <input type="text" value="Connections: Develop strong public partnerships and connect people to services and information"/>	

**BACKGROUND/JUSTIFICATION:**

The Carver County Board of Commissioners is requested to create an Advisory Committee to assist in the development of the Steiner-Kelting Mental Wellness Facility. The charge statement for the committee is as follows:

*"The Steiner-Kelting Mental Wellness Facility Advisory Committee advises the Carver County Board of Commissioners on the development of the Steiner-Kelting Mental Wellness Facility and makes recommendations on the expansion of the building, security protocols, services offered, and programming of the facility. Initial work of the committee will include oversight of the RFP for selection of a service provider and input into the service provider selection process. Following the selection of a service provider, the committee will advise on the development of processes for referral and intake, hand-off and discharge planning, and monitor services for 6-9 months after opening."*

The composition of membership to the Committee will be as follows:

- Neighborhood representatives (2)
- County Social Services Staff (2-3)
- Ridgeview Medical Center Staff (1)
- Law Enforcement representatives (2)
- Local Mental Health Providers (2-3)
- Consumer Representative (2)
- Elected officials (2)
- School district staff (1)
- Health Plan representative (1)

Appointment to the Advisory Committee is for a single 2-year term, running from September 2018 to September 2020. It is anticipated that the Committee will complete it's function, and cease operations at that time.

Appointment to the Committee shall be approved by the Carver County Board.

**ACTION REQUESTED:**

Motion to approve creation of the Steiner-Kelting Mental Wellness Facility Advisory Committee.

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

**Related Financial/FTE Comments:**

No additional levy dollars are required for the creation of this committee. Funds for consultant fees and related expenses for the Committee are included in current budget.

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**2019 Budget: Requested Staffing Changes**

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 Division Directors will present their requested Staffing Changes on Attachment B for the 2019 Budget.

**ACTION REQUESTED:**

None - Discussion only

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

Insert additional funding source

**Related Financial/FTE Comments:**

The County Administrator will present his Recommended 2019 Budget and Levy at the 8/28/18 Board workshop which will include staffing changes along with the corresponding fiscal impact.

*Office use only:*

RBA 2018 - 5573

**Attachment B: Recommended Staffing Changes**

as of 7/18/2018

Division/Department	Division Requested FTE's	Funding Source	Position	Requested Gross Levy (\$)	Direct Reimbursement	Indirect Funding	Division Requested Net Levy (\$)
<b>Requested for 2019:</b>							
Attorney's Office	1.00	Levy	Assistant County Attorney	113,033	-	-	113,033
HHS/Administrative Support	1.00	Partial Levy	Accounting Supervisor	111,249	16,687	-	94,562
HHS/Administrative Support	1.00	Partial Levy	Social Services Director	131,822	19,773	-	112,049
HHS/Behavioral Health	1.00	Partial Levy	Case Management Supervisor - School Linked Services	124,311	-	-	124,311
HHS/Child and Family	0.50	Partial Levy	Social Worker	60,869	4,870	-	55,999
HHS/Income Support	1.00	Partial Levy	Financial Assistance Specialist	77,861	38,931	-	38,931
HHS/Public Health	1.00	Partial Levy	Public Health Nurse	107,537	-	35,000	72,537
Property and Financial Services	0.80	Partial Levy	Payroll Technician	66,274	-	31,597	34,677
Property and Financial Services	(1.00)	Levy	Payroll Administrator	(87,623)	-	-	(87,623)
Property and Financial Services	1.00	Partial Levy	Senior Payroll Administrator	91,145	-	-	91,145
Property and Financial Services	1.00	No Levy	Appraiser	78,524	-	78,524	-
Property and Financial Services	1.00	Levy	Taxation Analyst	77,859	-	-	77,859
Public Services	1.00	No Levy	Environmentalist	84,228	-	84,228	-
Public Services	1.00	Levy	Facility Technician	79,340	-	25,000	54,340
Public Services	1.00	Levy	IT Systems Engineer	88,604	-	-	88,604
Public Services	1.00	Levy	Librarian	101,755	-	-	101,755
Public Services	1.00	Levy	Library Assistant	63,555	-	-	63,555
Public Services	0.25	No Levy	Seasonal Water Resource Education Intern	9,131	-	9,131	-
Public Works	1.00	Levy	Communications Manager	103,429	-	-	103,429
Public Works	1.00	Partial Levy	Park Operations and Natural Resource Manager	108,714	-	55,000	53,714
Public Works	0.25	No Levy	STOC - PT Seasonal	6,953	-	6,953	-
Public Works	2.00	Partial Levy	Highway Maintenance Operator	145,021	-	145,021	-
Public Works	1.00	Partial Levy	Senior Engineering Technician	88,702	-	44,351	44,351
Sheriff's Office	1.00	Partial Levy	Deputy Sheriff	94,579	36,000	-	58,579
<b>Subtotal:</b>	<b>20.80</b>			<b>\$ 1,926,872</b>	<b>\$ 116,261</b>	<b>\$ 514,805</b>	<b>\$ 1,295,806</b>
<b>Levy Adjustments:</b>							
HHS/ Eliminate Vacant Positions	Division Submitted FTE's	Funding Source	Position	Division Submitted Gross Cost (\$)	Direct Reimbursement	Indirect Funding	Division Submitted Net Levy (\$)
HHS/	(1.00)	Partial Levy	CD Assessor	(107,000)	-	-	(107,000)
HHS/Workforce	(1.00)	Partial Levy	Employment Counselor	(104,000)	-	-	(104,000)
<b>Subtotal:</b>	<b>(2.00)</b>			<b>\$ (211,000)</b>	<b>\$ -</b>	<b>\$ -</b>	<b>\$ (211,000)</b>
<b>Grand Total:</b>	<b>18.80</b>			<b>\$ 1,715,872</b>	<b>\$ 116,261</b>	<b>\$ 514,805</b>	<b>\$ 1,084,806</b>