



Carver County Board of Commissioners  
 February 17, 2015  
 Regular Session  
 County Board Room  
 Carver County Government Center  
 Human Services Building  
 Chaska, Minnesota

PAGE

4:00 p.m.	1.	<b>a) CONVENE</b> <b>b) Pledge of allegiance</b> <b>c) Public comments (limited to five minutes)</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>	
	2.	Agenda review and adoption	
	3.	Approve minutes of February 3, 2015, Regular Session .....	1-5
	4.	Community Announcements	
4:05 p.m.	5.	<b>CONSENT AGENDA</b>  <i>Communities: Create and maintain safe, healthy and livable communities</i> 5.1 2015 Seasonal Road Restrictions ..... 6-8 5.2 Cooperative Agreement for a Public Water Access at Lake Minnewashta Regional Park ..... 9-10  <i>Connections: Develop strong public partnerships and connect people to services and information</i> 5.3 Charitable Gambling Application for Exempt Permit-Carver County Ducks Unlimited Chapter 128 ..... 11  <i>Culture: Provide an organizational culture which fosters individual accountability to achieve goals</i> 5.4 Approval of the 2015-2016 Teamsters Sheriff's Office Detention Sergeants Collective Bargaining Agreement..... 12  <i>Finances: Improve the County's financial health and economic profile</i> 5.5 Abatements/Additions ..... 13-14 5.6 Abatement application requesting write-off of penalty, interest and any delinquency fees on 58.5200020 ..... 15 5.7 Review Social Services/Commissioners Warrants ..... NO ATT	
4:05 p.m.	6.	<b>COMMUNITIES: Create and maintain safe, healthy and livable communities</b> 6.1 Recognition of Carver County's Veteran's Court ..... 16	
4:45 p.m.	7.	<b>GROWTH: Manage the challenges and opportunities resulting from growth and development</b> 7.1 Mark Miller - request for a Wooded Lot building eligibility ..... 17-20	

- 4:55 p.m.    **8. CULTURE: Provide an organizational culture which fosters individual accountability to achieve goals**
- 8.1    Creating a 1.0 FTE Psychologist for First Street Center ..... 21-22
- 8.2    County Administrator’s 2014 Annual Performance Evaluation  
Summary ..... 23
- 5:20 p.m.    **9. CONNECTIONS: Develop strong public partnerships and connect people to services and information**
- 9.1    Federal Lobbyist Contract ..... 24-25
- 5:40 p.m.    **ADJOURN REGULAR SESSION**
- 5:40 p.m.    **BOARD REPORTS**
1.    Chair
2.    Board Members
3.    Administrator
4.    Adjourn

David Hemze  
County Administrator

**UPCOMING MEETINGS**

February 24, 2015	9:00 a.m. Board Work Session
March 3, 2015	9:00 a.m. Board Meeting
March 10, 2015	No Board Meeting
March 17, 2015	4:00 p.m. Board Meeting
March 24, 2015	9:00 a.m. Board Work Session
March 31, 2015	No Board Meeting

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on February 3, 2015. Chair Randy Maluchnik convened the session at 9:04 a.m.

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

Members absent: None

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

Lynch moved, Workman seconded, to approve the minutes of the January 20, 2015, Regular Session. Motion carried unanimously.

Community announcements were made by the Board.

Degler moved, Workman, to move items 5.2 and 5.10 on the consent agenda to items 8.2 and 8.3 on the Regular agenda. Motion carried unanimously.

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

Approved Snow Hawks charitable gambling application to conduct a raffle on March 7, 2015.

Authorized the Sheriff's Office acceptance of an equipment donation of a temperature alarm and deployment system from Jodi Theis and Paws Inn Resort & Training.

Professional service agreement for 2014 lifeguard services and authorized the Chair to sign.

Resolution #03-15, Authorizing and Directing Condemnation of Fee Title Interests Required for the Minnesota River Bluffs Regional Trail Extension.

Approved funding from UCare and HealthPartners to be used in 2015 for Public Health's breastfeeding and home visiting programs and related budget amendment.

Resolution #04-15, Agreement Between Carver County and the State of Minnesota.

Resolution #05-15, Adoption of the 2012 Carver County Hazard Mitigation Plan amendment.

Approved the reclassification of the position of eligibility specialist into Eligibility Representative I and Eligibility Representative II.

Adopted the Findings of Fact and issued Order #20140045 for the issuance of Conditional Use Permit #20140045, Aaron and Ashley Schram.

Authorized the Chair to sign letter of support for the Resilient Communities Project.

Reviewed January 24, 2015, Community Social Services' actions/Commissioners' warrants in the amount of \$458,045.31 and February 3, 2015, in the amount of \$342,596.81.

Motion carried unanimously.

Degler moved, Lynch seconded, to go in to closed session to discuss potential litigation under the attorney-client privilege, pursuant to Minnesota Statute 13D.05 subd. 3(b). Motion carried unanimously.

Ische moved, Lynch seconded, to adjourn the closed session. Motion carried unanimously.

Jason Mielke, Public Health and Environment, requested the Board approve Richard Pawelk's CUP request for a farm related business/large scale activity. He explained the operation would consist of an apple orchard, vineyard, pumpkin growing as well as seasonal family activities. He noted the applicants could also host wedding and other special events. Mielke stated the Planning Commission recommended approval and the Watertown Township Board supported the request.

Ische moved, Degler seconded, to adopt the Findings of Fact and to issue Order #PZ20140040 for the issuance of Conditional Use Permit #PZ20140040, Richard and Theresa Pawelk, Watertown Township. Degler, Ische, Maluchnik, Workman voted aye. Lynch abstained due to a possible conflict of interest. Motion carried unanimously.

Sam Pertz, Parks, requested the Board approve the aquatic invasive species program for 2015. He noted the discussions and input that occurred at the Park Commission meetings and the County Board work session held last week. He stated the proposed program included hiring 35-40 inspectors and pointed out the additional inspection hours and services to be provided. Pertz explained the proposed budget of \$293,000 and revenue sources. He stated the City of Chanhassen was asking the County to administer the AIS program for the City, with the City to provide the funding.

Tim Kraft, Lake Bavaria Homeowners Association, recognized they were at a point where they are working with other government agencies on the problem and this was a time where they could take advantage of other dollars to coordinate efforts. He believed reducing County dollars was counter intuitive to the goal they were trying to achieve. He suggested that County funding should stay equal or increase.

The Board discussed the reduction in the County's levy contribution, if those dollars would be placed in contingency, as well as the increased funding from the State and the use of those dollars.

David Hemze, County Administrator, clarified they did not have a specific use for the \$10,000 reduction in County funding at this time. He stated the \$10,000 would rollover into the yearend savings account if not used. He also cautioned they were concerned in getting the amount of staff necessary to cover the hours.

Ische moved, Lynch seconded, to approve a 2015 AIS budget amendment for \$263,000 in other funding sources and decreasing the County's 2015 levy contribution from \$20,000 to \$10,000 which results in a total 2015 budget for AIS of \$293,000. Degler, Ische, Lynch, Maluchnik voted aye. Workman voted nay. Motion carried.

Degler moved, Ische seconded, to:

- Establish and staff the following seasonal positions; and to update the current seasonal, temporary and on-call position job title and wage range chart:
  - Aquatic invasive species (AIS) Watercraft Inspector Level 1 Seasonal: \$11.00-12.25 per hour
  - Aquatic invasive species (AIS) Watercraft Inspector Level 2 Seasonal: \$12.00-\$14.00 per hour
- To Establish and staff the following seasonal position as part of the 2015 County AIS Program:
  - Aquatic invasive species Lead Inspector Seasonal: \$2.00 per hour differential above Level 1 or 2
- To approve delegation agreement with the DNR for AIS inspections at DNR access sites upon contract review and approval of County Attorney/Risk
- To approve purchase of equipment, materials, supplies for the 2015 AIS program
- To approve agreements with Minnehaha Creek Watershed District to aid in funding boat access inspections at Lake Minnewashta Regional Park and designated lakes within the Minnehaha Creek Watershed District upon contract review and approval of County Attorney/Risk.
- To direct staff to negotiate an agreement with the City of Chanhassen to provide AIS inspection service on Lake Ann, Lotus Lake and Lake Susan.

Motion carried unanimously.

Pertz stated they would now begin working on the agreement with the City of Chanhassen for AIS service, followed by a workshop on the 2016 AIS proposed service model.

Laurie Susla, Lotus Lake Conservation Alliance, suggested they may see a reduction in funding in the future. She requested, as the Board considered 2016, that a task force be put in place that could come up with some suggestions on how to deal with the problem long term.

Lyndon Robjant, Public Works, requested the Board approve the purchase of vehicles and equipment. He noted they had a fleet replacement program where they analyzed long term needs and

incorporated that into the long term financial plan. He identified the funding sources. He highlighted the process when going out for bids and stated they went to local vendors for equipment that was available locally.

Ische moved, Lynch seconded, to approve the purchase of various equipment as outlined for Public Works for \$720,275.16. Motion carried unanimously.

Robgent requested the Board approve the retainage reduction for the CSAH 18 reconstruction project.

Ische moved, Lynch seconded, to approve the reduction of contract retainage to 1% of the completed work for contract 14-083 with Mathiowetz Construction for Project SP 010-618-013 CSAH 18 (Lyman Boulevard). Ische, Lynch, Maluchnik, Workman voted aye. Degler abstained due to a perceived conflict of interest. Motion carried.

Martin Walsh, Parks, requested the Board approve the DNR land purchase at Lake Waconia Park and the related cooperative agreement for the public water access.

He noted the Lake Waconia Regional Park Master Plans previously adopted and the ongoing discussions with the DNR on the boat access that have occurred. He identified the area and the proposal to sell 5.17 acres to the DNR for a public access site. Walsh explained the appraised value and the offer authorized by the DNR. He noted the DNR was requesting a discounted sale and asking for the removal of restrictive covenants and vacating Old Beach Lane. Walsh pointed out the benefits to the County in accepting DNR's offer.

Walsh reviewed the responsibilities of the State and the County in the proposed cooperative agreement. He indicated, following the approval of the Option Agreement, the next steps would include staff requesting removal of the restrictive convenient and vacating Old Beach Road. He added, at a later date, the Board would approve a maintenance agreement and operations plan. He anticipated closing to be held late summer/early fall.

Ische moved, Lynch seconded, to approve the Option for Real Estate and Memorandum of Conditions for the sale of 5.17 acres of land to the State of Minnesota, to authorize the Board Chair and Administrator to sign, subject to contract review by County Attorney/Risk Management and to approve related budget amendment. Motion carried unanimously.

Ische moved, Lynch seconded, to approve the Cooperative Agreement between the State of Minnesota and Carver County and authorized the Chair and Administrator to sign upon review and approval of the County Attorney and Risk Management. Motion carried unanimously.

The Board considered an appointment to the Planning Commission to fill the remaining vacancy.

Degler moved, Ische seconded, to appoint Gabrielle Soojian to the Carver County Planning Commission. Motion carried unanimously.

Kerie Anderka, Employee Relations, requested the Board adopt a Resolution defining 2015 Pay for Performance. She stated the County now has nine out of eleven groups participating in pay for performance. She noted the positive outcomes they have seen since implementing the system. Anderka stated pay for performance recognizes employee's contributions and provides rewards for results.

She identified the range adjustments over the last five years. Anderka reviewed wage information data from similar counties, cities and the private sector. She stated, based on salary trends and based on data reviewed, she was recommending a 2.5% range adjustment for employees participating in the pay for performance system. She outlined a hypothetical salary range and the impact to an employee's salary.

Workman offered the following Resolution, seconded by Degler:

Resolution #06-15  
Defining 2015 Employee Pay for Performance

On vote taken, all voted aye.

Ische moved, Degler seconded, to go in to closed session as provided by Minnesota Statute to discuss County Administrator Hemze's 2014 performance. Motion carried unanimously.

Ische moved, Degler seconded, to adjourn the closed session. Motion carried unanimously.

Workman moved, Lynch seconded, to adjourn the Regular Session at 11:55 a.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:**

**2015 Seasonal Road Restrictions**

Primary Originating Division/Dept:

Meeting

Date:

Contact:  Title:

Item Type:

Consent

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

Seasonal road restrictions in Carver County can be established in accordance with Chapter 169, Laws of Minnesota, at the ton per axle limitations of the 2015 Seasonal Road Restriction map for Carver County, on file at Public Work's headquarters in Cologne and posted on the County web site. The County Engineer can increase or decrease said restrictions whenever conditions warrant pursuant to Chapter 163, Section 163.02, Subdivision 3, Laws of Minnesota.

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

[http://www.mrr.dot.state.mn.us/research/seasonal\\_load\\_limits/sllindex.asp](http://www.mrr.dot.state.mn.us/research/seasonal_load_limits/sllindex.asp)

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

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

**ACTION REQUESTED:**

Adopt a resolution authorizing the posting of maximum load limit signs on Carver County Highways in 2015.

**FISCAL IMPACT:**

If "Other", specify:

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

**QUOTES OR BIDS OBTAINED:**

Related Financial/FTE Comments:

Office use only:

RBA 2015 - 3038



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

Date: February 17, 2015  
Motion by Commissioner: \_\_\_\_\_

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

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**2015 SEASONAL ROAD RESTRICTIONS**

BE IT RESOLVED, that the seasonal road restrictions in Carver County be established in accordance with Chapter 169, Section 169.87, Laws of Minnesota, at the ton per axle limitations of the 2015 Seasonal Road Restriction map for Carver County, and

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

YES

ABSENT

NO

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STATE OF MINNESOTA  
COUNTY OF CARVER

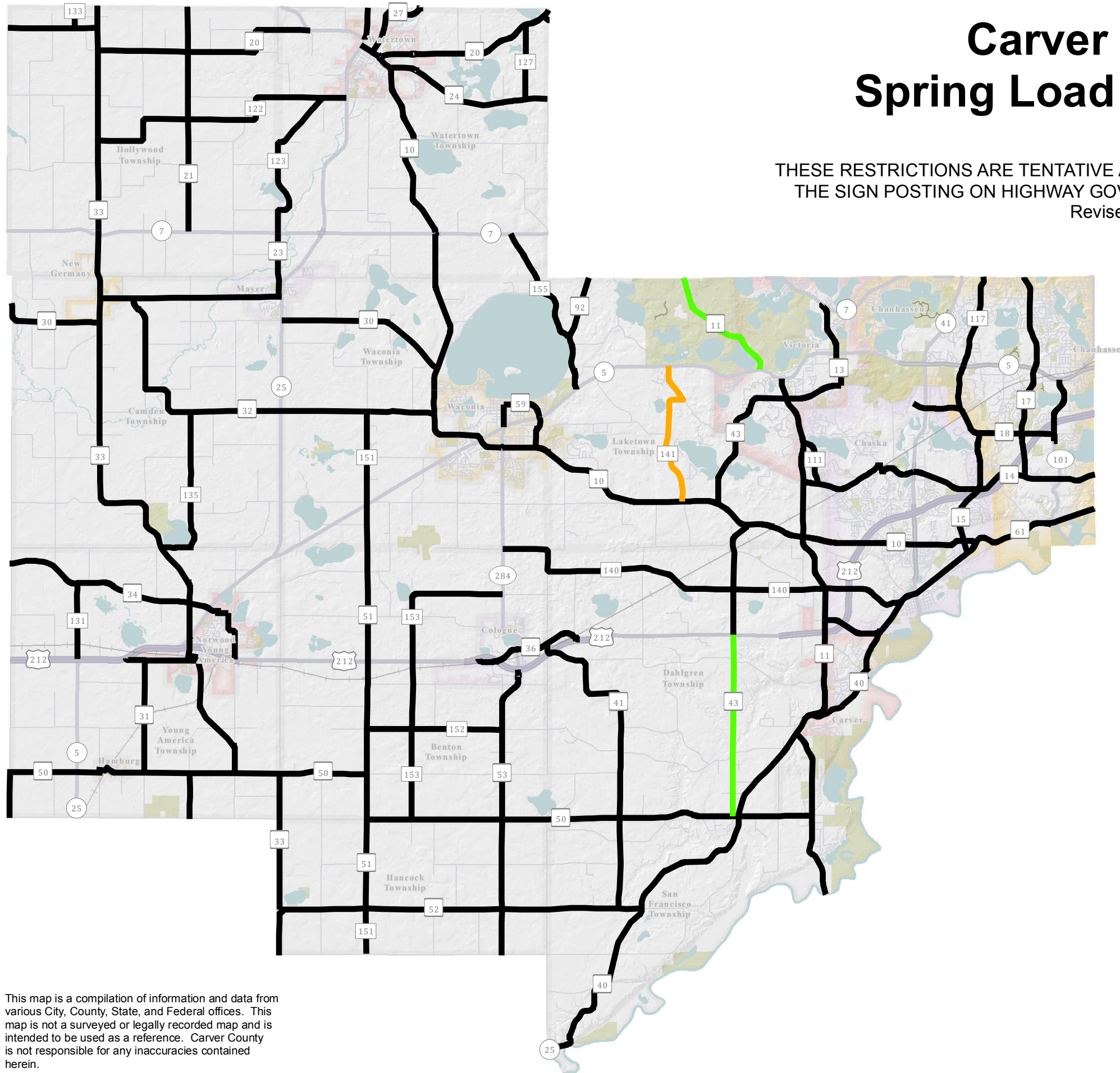
I, David Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the 17<sup>th</sup> day of February, 2015, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 17<sup>th</sup> day of February, 2015.


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

# Carver County Spring Load Restrictions

NOTE:  
THESE RESTRICTIONS ARE TENTATIVE AND SUBJECT TO CHANGE WITHOUT NOTICE.  
THE SIGN POSTING ON HIGHWAY GOVERNS THE LOAD RESTRICTION IN EFFECT.  
Revised: 2/10/2015



## Legend

-  10 Ton
-  9 Ton
-  7 Ton

INFORMATION PHONE LINE  
CARVER COUNTY: 952-361-1365  
MNDOT: 651-366-5400 OR 1-800-723-6543

This map 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.



Public Works Division  
11360 Hwy 212, Suite 1  
Cologne, MN 55322  
(952) 466-5200

Revised: 2/10/2015

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Cooperative Agreement for a Public Water Access at Lake Minnewashta Regional Park**

Primary Originating Division/Dept:

Meeting  
Date:

Contact:  Title:

Item Type:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

Carver County owns and manages Lake Minnewashta Regional Park. The park has a public water access. The access is currently undergoing construction to expand the parking capacity.

It is proposed that the County partner with the DNR to improve the ramp access into the lake to facilitate increase use due to expanded parking capacity and launching of watercraft.

The DNR has a grant program to provide concrete planking and the expertise to construct an access ramp for watercraft on public waters. The local contribution to the program is labor, aggregate base and other miscellaneous items to install the concrete planking.

Under the agreement, hours of park operation remain the same and the ability to charge an entrance fee is allowed.

The estimated value of the Cooperative Plank agreement is \$16,000 plus labor, equipment, aggregate base and miscellaneous materials estimated at an additional \$10,000.

**ACTION REQUESTED:**

Motion to approve a Cooperative Agreement for a Public Water Access with the DNR and authorize the Board Chair and County Administrator to sign upon review and approval of Risk Management and County Attorney's Office.

**FISCAL IMPACT:**

If "Other", specify:

**FUNDING**

<b>County Dollars =</b>	<b>\$10,000.00</b>
DNR	\$16,000.00
<b>Total</b>	<b>\$26,000.00</b>

**FTE IMPACT:**

**QUOTES OR BIDS OBTAINED:**

**Related Financial/FTE Comments:**

It is estimated that the value of the concrete planking to be provided by State to be \$16,000, The County's contribution is in labor and materials estimated at \$10,000

*Office use only:*

RBA 2015 - 3045



# BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: \_\_\_\_\_ Resolution No.: \_\_\_\_\_

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

**WHEREAS**, the Commissioner of Natural Resources has the authority, duty, and responsibility under Minnesota Statutes Section 97A.141 to provide public access sites on lakes and rivers; and

**WHEREAS**, the State and the County are authorized under Minnesota Statutes Section 471.59 to enter into agreements to jointly or cooperatively exercise common powers; and

**WHEREAS**, the County and the State have determined that reconstruction of a Public Water Access to Lake Minnewashta in the County’s Lake Minnewashta Regional Park, is of high priority under the state public water access program; and

**WHEREAS**, the County owns land for the use of the land described as: Sec.4, T116N, R23W, Carver County, commonly known as Lake Minnewashta Regional Park; and

**WHEREAS**, the County is willing to be the lead agency in the design and construction of the Public Water Access, and

**WHEREAS**, the County is requesting the State to participate in the construction of the Facilities; and

**NOW, THEREFORE BE IT RESOLVED**, in consideration of the mutual benefits to be derived by the public bodies hereto and for the benefit of the general public, the Cooperative Agreement between the State of Minnesota and Carver County, Lake Minnewashta, Lake Minnewashta Regional Park Public Water Access is approved.

BETWEEN  
THE STATE OF MINNESOTA AND CARVER COUNTY  
LAKE MINNEWASHTA, LAKE MINNEWASHTA REGIONALPARK PUBLIC WATER ACCESS

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 \_\_\_\_\_, 2015, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

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

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Charitable Gambling Application for Exempt Permit-Carver County Ducks Unlimited Chapter 128**

Primary Originating Division/Dept: <input type="text" value="Property Records &amp; Taxpayer Services"/>	Meeting Date: <input type="text" value="2/17/2015"/>
Contact: <input type="text" value="Sarah Rivers"/> Title: <input type="text"/>	Item Type: Consent <input type="text"/>
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:**  
 Connections: Develop strong public partnerships and connect people to services and information

**BACKGROUND/JUSTIFICATION:**

A Charitable Gambling application for Exempt Permit was received from the Carver County Ducks Unlimited Chapter 128. They plan to hold a raffle on April 24, 2015 at the Lake Waconia Event Center located at 8155 Paradise Ln, Waconia, MN 55387.

**ACTION REQUESTED:**

Approval to issue a Charitable Gambling License to Carver County Ducks Unlimited Chapter 128 for a raffle to be held on April 24, 2015.

<b>FISCAL IMPACT:</b> <input type="text" value="None"/> If "Other", specify: <input type="text"/>	<b>FUNDING</b> County Dollars = <input type="text"/> <input type="text"/> <b>Total</b> <input type="text" value="\$0.00"/>
<b>FTE IMPACT:</b> <input type="text" value="None"/>	
<b>QUOTES OR BIDS OBTAINED:</b> <input type="text" value="N/A"/>	

Related Financial/FTE Comments:

*Office use only:*

RBA 2015 - 3026

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Approval of the 2015-2016 Teamsters Sheriff's Office Detention Sergeants Collective Bargaining Agreement**

Primary Originating Division/Dept: <input type="text" value="Employee Relations"/>	Meeting Date: <input type="text" value="2/17/2015"/>
Contact: <input type="text" value="Kerie Anderka"/> Title: <input type="text" value="Employee Relations Division ..."/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

Teamsters Detention Sergeants Bargaining Unit and the County have completed negotiations for the successor collective bargaining agreement (CBA) and the membership has ratified the 2015 – 2016 CBA.

Highlights and the major changes in terms and conditions are:

- Pay-for-performance increases at 0% for needs improvement, 2% for solid performer, 3.25% for exceeds expectations, and 4.25% for outstanding overall performance ratings, effective the first full pay period in March 2015. No general adjustment in 2015.
- Pay-for-performance increases at 0% for needs improvement, 2.25% for solid performer, 3.5% for exceeds expectations, and 4.75% for outstanding overall performance ratings, effective the first full pay period in March 2016. No general adjustment in 2016.
- Increase holiday comp bank hours that are contributed to the Post Employment Healthcare Savings Account from 100 to 152 hours. (Accrual of banked hours to 152 is already allowed. The change is an increase in the percentage of existing hours that will be paid to the Post Employment Healthcare Savings Account rather than being paid out.)
- Addition of Mediation as a step in the grievance procedure.
- Language incorporated in CBA consistent with pay-for-performance administrative guidelines – no compounding of increases, no performance pay for months not employed by the County.

**ACTION REQUESTED:**

Motion to approve the Teamsters Detention Sergeants 2015 – 2016 Collective Bargaining Agreement.

<b>FISCAL IMPACT:</b> <input type="text" value="Included in current budget"/> If "Other", specify: <input type="text"/>	<b>FUNDING</b> County Dollars = <input type="text" value="\$14,000.00"/>
<b>FTE IMPACT:</b> <input type="text" value="None"/>	Total <input type="text" value="\$14,000.00"/>
<b>QUOTES OR BIDS OBTAINED:</b> <input type="text" value="N/A"/>	
Related Financial/FTE Comments: <input type="text"/>	

Office use only:

RBA 2015 - 3046

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Abatements/Additions**

Primary Originating Division/Dept:

Meeting

Date:

Contact:  Title:

Item Type:

Consent

Amount of Time Requested:  minutes

Presenter:  Title:

Attachments:  Yes  No

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

Abatements requested by taxpayers. See attached listing.

**ACTION REQUESTED:**

Recommend to approve.

**FISCAL IMPACT:**

If "Other", specify:

**FUNDING**

County Dollars =

Other

**FTE IMPACT:**

**Total**

**QUOTES OR BIDS OBTAINED:**

Related Financial/FTE Comments:

*Office use only:*

RBA 2015 - 3032



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

Laurie Davies, Taxpayer Services Manager  
 Phone: (952) 361-1907  
 Email: ldavies@co.carver.mn.us

Angela Johnson, Carver County Assessor  
 Phone: (952) 361-1961  
 Email: ajohnson@co.carver.mn.us

**Abatements presented to the  
 Carver County Board of Commissioners  
 February 17, 2015**

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

Payable Year	Parcel Number	Name	Reason for Abatement	Original Tax Amount	Adjusted Tax Amount	Total Amount of Tax Adjustment	Reduction in Penalties and/or Interest Paid	Total Amount of Adjustment	County Dollars Abated
2014	30.6590720	John Brunette & Michelle Wiemiller	Disaster	\$ 6,078.00	\$ 3,123.00	\$ (2,955.00)	\$ -	\$ (2,955.00)	\$ (1,081.70)
2014	75.1010010	Peter Delange	Disaster	\$ 1,624.00	\$ 1,138.00	\$ (486.00)	\$ -	\$ (486.00)	\$ (162.10)
<b>TOTALS</b>				<b>\$ 7,702.00</b>	<b>\$ 4,261.00</b>	<b>\$ (3,441.00)</b>	<b>\$ -</b>	<b>\$ (3,441.00)</b>	<b>\$ (1,243.80)</b>



# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Abatement application requesting write-off of penalty, interest and any delinquency fees on 58.5200020.**

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 United States of America purchased property 58.5200020 in February 2013. Although the parcel was exempt for pay 2014, the city of Norwood Young America assessed a special assessment to it. The base amount of the special assessment was paid leaving the penalty and interest amount due. The United States government is prohibited from paying penalty, interest and delinquency fees associated with delinquent taxes. They have requested a waiver of the penalty, interest and delinquency fees on this parcel. The amount of penalty (\$12.24) and interest (\$1.66) to be waived is \$13.90. In addition there will be a delinquency fee of \$25.00 and penalty of \$.42 added the morning of 2/17/15, which will be waived. Total amount of penalty, interest and delinquency fee to be waived is \$39.32.

**ACTION REQUESTED:**

Laurie Davies, Taxpayer Services Manager, recommends approval of the abatement of the penalty, interest and any delinquency fees.

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

**FUNDING**  
County Dollars =   
  
**Total**

**FTE IMPACT:**

**QUOTES OR BIDS OBTAINED:**

Related Financial/FTE Comments:

*Office use only:*

RBA 2015 - 3047

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Recognition of Carver County's Veteran's Court**

Primary Originating Division/Dept: <input type="text" value="Attorney"/>	Meeting Date: <input type="text" value="2/17/2015"/>
Contact: <input type="text" value="Mark Metz"/> Title: <input type="text" value="County Attorney"/>	Item Type: <input type="text" value="Regular Session"/>
Amount of Time Requested: <input type="text" value="40"/> minutes	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Presenter: <input type="text" value="Mark Metz, Dave Hunt &amp; Ju..."/> Title: <input type="text" value="County Attorney, Asst Co Attor..."/>	
Strategic Initiative: <input type="text" value="Communities: Create and maintain safe, healthy, and livable communities"/>	

**BACKGROUND/JUSTIFICATION:**

When veterans return home from deployment, some of them may suffer from post-traumatic stress disorder, traumatic brain injuries and chemical dependency issues. Soon, they may become a defendant in our criminal justice system. Veteran's Court holds these defendants accountable, while at the same time connecting them with intensive and particularized services and people that are familiar with their situation who can help them get back to being the productive, healthy member of society that they were before they were deployed.

On November 23, 2013, Carver County held a ceremony officially kicking off the Veteran's Program. In the Spring of 2014, after months of meetings, planning and attending a 2-day seminar, Carver County's Veteran's Program became State-certified as an official Veteran's Court. Presently in Veteran's Court, there are approximately five participants who meet regularly before a "team" of professionals and the Court. The participants face intensive supervision and are connected to numerous services and programs. The participants are required to appear before the Court regularly (sometimes twice a month), where the Vets Court "team" meets to discuss their progress, service needs and consequences if they fail to comply.

The presentation will highlight the Veteran's Court program in Carver County.

**ACTION REQUESTED:**

None.

<b>FISCAL IMPACT:</b> <input type="text" value="None"/> If "Other", specify: <input type="text"/>	<b>FUNDING</b> County Dollars = <input type="text"/> <input type="text"/> <b>Total</b> <input type="text" value="\$0.00"/>
<b>FTE IMPACT:</b> <input type="text" value="None"/>	
<b>QUOTES OR BIDS OBTAINED:</b> <input type="text" value="N/A"/>	
Related Financial/FTE Comments: <input type="text"/>	

*Office use only:*

RBA 2015 - 2993

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Mark Miller - request for a Wooded Lot 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 #PZ20140044. The Planning Commission recommended approval of a Conditional Use Permit (CUP) for one Wooded Lot building eligibility, on an existing 4.81 acre parcel, located in Section 32 of Laketown Township. The applicant, Mark Miller, has a purchase agreement with the owners of the property (Lowell & Patricia Wagner), contingent upon the County's approval of the CUP. On December 3, 2014, the Board of Adjustment issued Order #PZ20140038 approving the eligibility of the wooded land and open space, and addressing the legal non-conforming status of the parcel. The Planning Commission finds that the parcel meets the required standards and qualifications for a wooded lot. Additional lots would not be allowed. An acceptable building site location has been identified for the development of a home, septic system, and an accessory structure. A notice would be included in the CUP regarding agricultural activities that may be occurring in the area. The Laketown Town Board has approved the request pursuant to their Policy Chapter of the 2030 Comprehensive Plan.

**ACTION REQUESTED:**

A motion to adopt the Findings of Fact and to issue Order #PZ20140044 for the issuance of the Conditional Use Permit.

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

**FUNDING**  
County Dollars =

**FTE IMPACT:**

**Total**

**QUOTES OR BIDS OBTAINED:**

Related Financial/FTE Comments:

Office use only:

RBA 2015 - 3042

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

**FILE #: PZ20140044**

**RESOLUTION #: 15-03**

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

**FILE #:** PZ20140044

**APPLICANT/OWNER:** Mark Miller/Patricia McVeety-Wagner & Lowell Wagner

**SITE ADDRESS:** 105xx Knight Avenue, Waconia, MN 55387

**PERMIT TYPE:** Additional Density – Wooded Lot

**PURSUANT TO:** Carver County Code: Section 152.078

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

**PARCEL #:** 07-032-1150

**WHEREAS**, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of January 20, 2015; and,

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

1. Lowell Wagner and Patricia McVeety-Wagner own an approximate 4.81 acre parcel located in the Southwest Quarter (SW¼) of the Northeast Quarter (NE¼) of Section 32, Laketown Township. The property is vacant land located at the end of Knight Avenue consisting of trees and an open area; however, there is no 1 per 40 building eligibility associated with the parcel. The southerly portion of the property also has a utility easement (Xcel Energy) placed over it. The site is located in the Agriculture Zoning District and the CCWMO – Carver Creek watershed.
2. The applicant, Mark Miller, has a purchase agreement with the owners of the property, contingent upon the County's approval of a Wooded Lot building eligibility. On December 3, 2014, the Board of Adjustment issued Order #PZ20140038 authorizing the eligibility of the wooded land and open space, and also addressing the legal non-conforming status of the parcel, in that, it does not have a "reasonable use" (Document No. A603350). The Board of Adjustment's decision is final; therefore, the evaluation of qualifying wooded land and open spaces is complete and the applicant's request satisfies the applicable standards of the County Zoning Code.
3. Wooded Lots are allowed as a Conditional Use Permit (CUP) pursuant to the "Additional Density Options" in Section 152.078 of the Carver County Zoning Code.
4. The 4.81 acre subject property meets the standards for a wooded lot. The parcel (original farm) from which the proposed lot originated was a parcel of more than 40 acres on July 1, 1974, and it was under one ownership at that time. In 1974, the parcel was approximately 55 acres with one house owned by Helen & Leander Eiden. No residential lots (building sites) or Conditional Use Permits for additional density have been issued previously. The proposed lot complies with of the 2030 Comprehensive Plan and Section 152.078(A)(2), in that, there would be only 2 building sites (homes) in the applicable quarter-quarter section, 40 acres (i.e. 4 homes per ¼ ¼ section, 40 acres, would be allowed).
5. Laketown Township has provided for wooded lots in their Chapter of the 2030 Comprehensive Plan. The applicant's request complies with the Township Policy, and Section 152.078(A)(4), which requires township approval.
6. The 4.81 subject parcel qualifies as a wooded lot. The parcel exceeds the minimum lot size requirement of 2.5 acres. The westerly portion of the lot has not been utilized for agricultural production for approximately 30 years, and is not

considered prime farmland. Section 152.078 (B)(4)(a) allows up to 1 acre of non-wooded area to be included in the wooded lot for the required building site. The applicant has submitted a preliminary site plan that illustrates a location for the house/garage and septic system on the westerly side of the parcel, which would meet the 1 acre building site requirement and preserve virtually all of the trees. Pursuant to Board of Adjustment Order #PZ20140038, the subject parcel consists of an approximate 1.75 acre wooded area within the easterly portion of the parcel. Based on the allowance for a non-wooded 1 acre building site, the applicant's request reflects a total of approximately 2.75 acres of qualifying wooded lot area. The additional open areas have already been addressed by the Board of Adjustment, and consist primarily of the road right-of way(s) and the Xcel easement, which were not a result of the landowner's (or applicant's) actions.

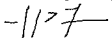
7. The Environmental Services Department has reviewed the site plan and has confirmed that the soils should be suitable for a standard SSTS system. Based on the Soil Survey, the soils are generally labelled Lester Kilkenny Loam, which would have few restrictions for an on-site sewer system. Primary and alternate drainfield locations will need to be identified by a Licensed SSTS Contractor as a part of any building permit submittal.
8. The Planning & Water Department reviewed the site plan and noted that the parcel is not located in a sensitive area and that a separate stormwater permit would not be required for the project. An erosion and sediment control permit will be required if the areas disturbed for the driveway and construction exceeds 1 acre. This would be addressed during the building permit application process; however, a grading and erosion control plan would still be required for the building permit submittal. There does not appear to be any wetlands in the areas within 100 feet of the proposed construction activities.
9. The lot has ample road frontage along Knight Ave. and any access to the site would need to be approved by Laketown Township. The Laketown Board has reviewed the request and recommended approval on October 27, 2014, and again at their January 12, 2015 Town Board meeting, with the following comment: *Access to the address was previously approved as no business traffic is expected & therefore no real impact to the road.*

**THEREFORE, BE IT RESOLVED,** THAT The Carver County Planning Commission hereby recommends the issuance of Conditional Use Permit #PZ20140044 for a Wooded Lot 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) wooded lot building eligibility is permitted and no additional lots shall be granted and/or subdivided.
2. A primary and alternate drainfield location must be identified by a Licensed SSTS Contractor, for review by the Environmental Services Department, The drainfield locations must be approved prior to the issuance of any permits.
3. A grading and erosion control plan shall be submitted as a part of ant building permit application(s).
4. An access permit must be approved by Laketown Township (Road Authority) prior to any work occurring within the road right-of-way.
5. Landowners are hereby notified that agricultural uses will be occurring in the area and odors, dirt, dust, insects, noises, long hours of operation and other factors are associated with agriculture and feedlot activities. Agricultural activities shall not be considered a public nuisance, provided the activities do not violate any state statute, rule, or other law.

**ADOPTED** by the Carver County Planning Commission this 20<sup>th</sup> day of January, 2015.

DocuSigned by:

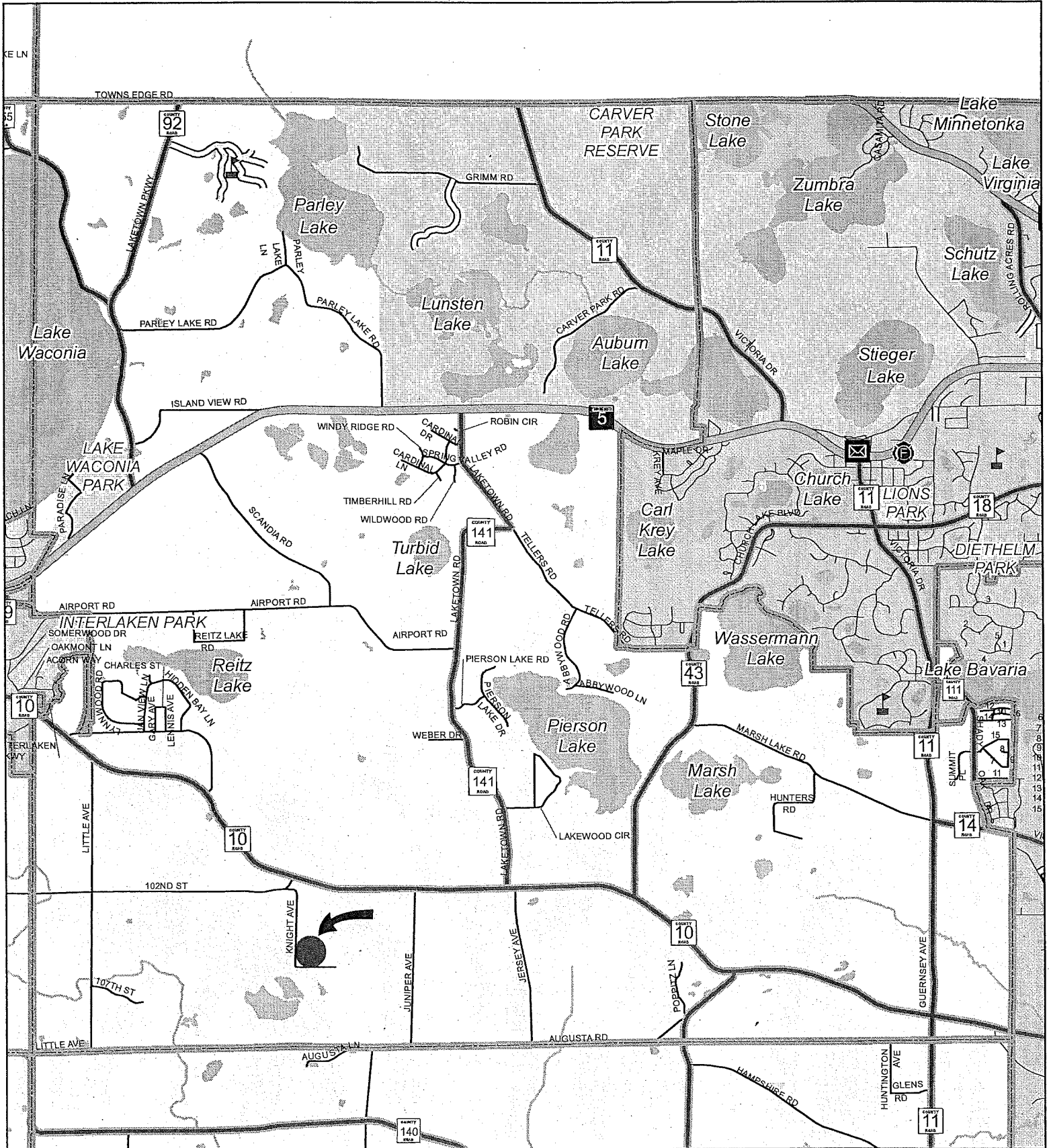


~~DocuSigned by:~~  
John P. Paney

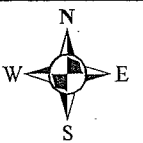
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Planning Commission Chair

# LAKETOWN 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:**

**Creating a 1.0 FTE Psychologist for First Street Center**

Primary Originating Division/Dept: <input type="text" value="Community Social Services"/>	Meeting Date: <input type="text" value="2/17/2015"/>
Contact: <input type="text" value="Gary Bork"/> Title: <input type="text" value="Director"/>	Item Type: <input type="text" value="Regular Session"/>
Amount of Time Requested: <input type="text" value="5"/> minutes	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Presenter: <input type="text" value="Gary Bork"/> Title: <input type="text" value="Director"/>	

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

The Outpatient Program at First Street Center has been significantly impacted by a long term vacancy and extended leave of absences. These staffing shortages have impacted the program's ability to serve the mental health needs of the citizens of the county over the past year. The Division is pleased to announce that the Nurse Practitioner position that has been vacant since the fall of 2013 will be filled in mid-May. The Outpatient Program will begin accepting new psychiatry referrals. This will provide citizens with mental illness the ability to access psychiatry through the Nurse Practitioner and our two contract Psychiatrists. This will bring us back to our 2013 psychiatry staffing. The Division is anticipating that this will further increase the demand for psychological and psychotherapy appointments as well. The Division believes that the best solution is to add an additional Psychologist (Pay Grade 15). Prior to the retirement of a long term Psychologist, the program had two (2.0 FTE) Psychologists.

The Division has analyzed the revenue for 2014 and determined that 74% of the clinical staff's salaries and benefits and the hourly fees for contracted Psychiatrists are covered by billing Medical Assistance, health insurance and client fees. In addition, employees receive Federal Financial Participation (FFP) of 8%. The remaining 18% of this position will be funded by additional Targeted Case Management revenue that will be earned based on the year end projections for CY2014. The addition of a 1.0 FTE Psychologist will bring the Outpatient Program back to the 2013 staffing levels. This will allow the Program to better meet the mental health needs of the citizens which have been significantly curtailed for well over a year.

**ACTION REQUESTED:**

- To create a 1.0 FTE Psychologist.
- To approve the Budget Amendment adding an additional \$18,612 revenue to the CY2015 Budget.

<b>FISCAL IMPACT:</b> <input type="text" value="Budget amendment request form"/>	<b>FUNDING</b>
If "Other", specify: <input type="text"/>	County Dollars = <input type="text" value="\$0.00"/>
<b>FTE IMPACT:</b> <input type="text" value="Increase budgeted staff"/>	<input type="text"/>
<b>QUOTES OR BIDS OBTAINED:</b> <input type="text" value="N/A"/>	Targeted Case Manage... <input type="text" value="\$18,612.00"/>
	<b>Total</b> <input type="text" value="\$18,612.00"/>

**Related Financial/FTE Comments:**

The \$18,612 in Targeted Case Management is based on CY2014 end of the year projections that will carry into 2015. The Division is currently projecting earned revenue to be \$391,000 over budget for CY2014. It should be noted that the 74% reimbursement for clinical staff in 2014 included additional time from the contracted Psychiatrists (\$155 per hour) and contracted Nurse Practitioners through a staffing agency. These additional expenses lowered the percentage compared to normal staffing patterns.

# Budget Amendment Request Form



To be filled out AFTER RBA submittal

**Agenda Item:**

Creating a 1.0 FTE Psychologist for First Street Center

Department:

Meeting Date:

Fund:

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

Requested By:

DEBIT		
Description of Accounts	Acct #	Amount
<input type="text"/>	<input type="text"/>	<input type="text"/>
<b>TOTAL</b>		\$0.00

CREDIT		
Description of Accounts	Acct #	Amount
Targeted Case Management	11-480-741-0000-...	\$18,612.00
<b>TOTAL</b>		\$18,612.00

Cash Transfers between Funds:

DEBIT		
Description of Accounts	Acct #	Amount
<input type="text"/>	<input type="text"/>	<input type="text"/>
<b>TOTAL</b>		\$0.00

CREDIT		
Description of Accounts	Acct #	Amount
<input type="text"/>	<input type="text"/>	<input type="text"/>
<b>TOTAL</b>		\$0.00

Reason for Request:

Adding \$18,612 Adult Mental Health Targeted Case Management for the 1.0 FTE Psychologist for CY 2015 Budget.



# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**County Administrator's 2014 Annual Performance Evaluation Summary**

Primary Originating Division/Dept:

Meeting  
Date:

Contact:  Title:

Item Type:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

As provided by Statute, the Board met with County Administrator David Hemze on February 3, 2015 in closed session to discuss his 2014 performance. The summary of their discussion is as follows:

Mr. Hemze's performance exceeded the Board's expectations in 2014. He consistently demonstrated strong leadership and decision making in serving the public and guiding this organization. Mr. Hemze continued to recommend and implement sound policies and strategies, and he holds a high level of trust with the Board. He has also further developed strong external relations through progressive initiatives and successful partnerships. Sound fiscal oversight and budget management have continued to be a solid foundation for his success. Mr. Hemze is an extremely valued leader of this organization.

The recommended action is a motion to approve a 2014 exceeds expectations rating for County Administrator Hemze.

**ACTION REQUESTED:**

Motion to approve an overall rating of exceeds expectations for County Administrator Hemze's 2014 performance.

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

<b>FUNDING</b>	
County Dollars =	<input type="text"/>
<b>Total</b>	<input type="text" value="\$0.00"/>

**FTE IMPACT:**

**QUOTES OR BIDS OBTAINED:**

Related Financial/FTE Comments:

*Office use only:*

RBA 2015 - 3055

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Federal Lobbyist Contract**

Primary Originating Division/Dept: Administration (County)

**Meeting**

Date: 2/17/2015

Contact: David Hemze Title: County Administrator

**Item Type:**

Regular Session

Amount of Time Requested: 20 minutes

Presenter: David Hemze Title: County Administrator

Attachments:  Yes  No

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

This is a proposed agreement with Miller/Wenhold Capitol Strategies to assist with federal advocacy services relating to the designation of the Metropolitan Council as the Metropolitan Planning Organization (MPO). Additional information will be presented during the Board meeting.

**ACTION REQUESTED:**

Motion to approve a federal lobbying contract with Miller/Wenhold Capitol Strategies, LLC at a monthly cost of \$2,500 with a total cost not to exceed \$30,000.

**FISCAL IMPACT:** Commissioner contingency form  
If "Other", specify:

<b>FUNDING</b>	
County Dollars =	<b>\$30,000.00</b>
<b>Total</b>	<b>\$30,000.00</b>

**FTE IMPACT:** None

**QUOTES OR BIDS OBTAINED:** N/A

**Related Financial/FTE Comments:**

The recommended funding source is Commissioner Contingency.

*Office use only:*

RBA 2015 - 3054

# Commissioner Contingency Request Form



**Submit AFTER RBA submittal**

**Agenda Item:**

Federal Lobbyist Contract

Department: <input type="text"/>	Meeting Date: 2/17/2015
Requested By: David Hemze	Fund: 01 - General

Description of Revenue Accounts	Acct #	Increase/ (Decrease) Amount	Description of Expenditure Accounts	Acct #	Increase/ (Decrease) Amount
Commissioner Contingency	01-01.6829	\$30,000.00	Federal Lobbying Contract	01-001.6347	\$30,000.00
<b>TOTAL</b>		\$30,000.00	<b>TOTAL</b>		\$30,000.00

**Reason for Request:**

**Financial Impact**(to be filled out by Finance Director)

Commissioner Contingency Beginning of the Year Balance	<b>\$200,000.00</b>
Commissioner Contingency Current Adjustment	<b>(\$30,000.00)</b>
Commissioner Contingency Previous Adjustment	<b>10,000.00</b>
Remaining Balance After Adjustment	<b>\$180,000.00</b>

**County Board Decision:**