



Carver County Board of Commissioners  
April 16, 2019  
Regular Session  
County Board Room  
Carver County Government Center  
Human Services Building  
Chaska, Minnesota

PAGE

**REGULAR SESSION**

- 4:00 p.m. 1. a) **CONVENE**  
b) **Pledge of allegiance**  
c) **Public comments** - *Anyone wishing to address the Board of Commissioners on an item not on the agenda may come forward at this time. Please limit your comments to five minutes.*
2. Agenda review and adoption
3. Approve minutes of April 2, 2019, Regular Session..... 1-6
4. Community Announcements
- 4:05 p.m. 5. **CONSENT AGENDA**
- Growth: Manage the challenges and opportunities resulting from growth and development*
- 5.1 Joint Powers Agreement with MnDOT for the Arboretum Area  
Transportation Plan..... 7
- 5.2 Temporary Construction Easement Extensions Related to the Highway 51  
Bridge Project #148740 ..... 8-11
- 5.3 Settlement Agreement with Property Owners for the Highway 41 Project -  
Jonathan Area..... 12-15
- Communities: Create and maintain safe, healthy and livable communities*
- 5.4 Sheriff's Office Costs Related to the Chanhassen Water Tower Re-Painting  
Project..... 16-17
- 5.5 Professional Services Agreement with Minnetonka Aquatics ..... 18
- 5.6 Waconia Lions Opioid Donation ..... 19-20
- 5.7 Creation of new 0.6 FTE LPN to assist with Psychiatry Services at First  
Street Center..... 21-22
- Connections: Develop strong public partnerships and connect people to services*
- 5.8 Charitable Gambling Application for Exempt Permit-Zoar United Church of  
Christ..... 23
- 5.9 Professional Services Agreement with Creature Works, Inc for Parks &  
Recreation Marketing..... 24
- 5.10 Tobacco License for Manjal Traders LLC dba Idly Dosai International  
Market ..... 25
- 5.11 Application for a 1 Day to 4 Day Temporary On-Sale Liquor License for  
St. Peter Lutheran Church, Watertown..... 26
- 5.12 Encore Adult Day Services - Donation Received ..... 27

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

5.13 Approval of the Teamsters Detention Deputies / 911 Dispatchers / TAC Officer 2019 – 2020 Collective Bargaining Agreement ..... 28

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

5.14 Abatements/Additions ..... 29-30

5.15 Review/Social/Commissioners' Warrants..... NO ATT

4:05 p.m. **6. COMMUNITIES: Create and maintain safe, healthy and livable communities**  
6.1 Recognition of St. John's Lutheran School Girls Basketball Team ..... 31-32  
6.2 Sheriff's Office Recognition Proclamations ..... 33-38

4:20 p.m. **RECESS AS COUNTY BOARD AND CONVENE AS CARVER COUNTY BOARD OF HEALTH**

6.3 Semi-Annual Report to the Carver County Board of Health..... 39

4:45 p.m. **ADJOURN AS BOARD OF HEALTH AND RECONVENE AS COUNTY BOARD**

6.4 **Public Hearing** - Carver County Illicit Stormwater Discharge and Connection Ordinance ..... 40-42

6.5 2019 SSTS Direct Discharge Program ..... 43-48

5:10 p.m. **7. GROWTH: Manage the challenges and opportunities resulting from growth and development**

7.1 Request to Release DRAFT CCWMO Water Management Plan Update for comment ..... 49-58

5:35 p.m. **ADJOURN REGULAR SESSION**

5:35 p.m. **BOARD REPORTS**

1. Chair
2. Board Members
3. Administrator
4. Adjourn

David Hemze  
County Administrator

## UPCOMING MEETINGS

April 23, 2019	9:00 a.m. Board Work Session
April 30, 2019	No Board Meeting
May 7, 2019	9:00 a.m. Board Meeting

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on April 2, 2019. Chair Randy Maluchnik convened the session at 9:02 a.m.

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

Members absent: None.

Under public participation, Karen Johnson Leuthner, 15735 38<sup>th</sup> Street, Mayer, stated she did not represent any elected officials and was a relevant public watchdog. She stated she had the facts and evidence and has been raising tower issues for 20 years. She submitted 47 pages of information from 1997 to 2008 for the public record. She stated this provided evidence of what occurred and how different decisions could have been made. She pointed out the initial plan to build the radio tower that was later changed. Johnson Leuthner believed the County could have stopped the plan to build the tower and the CUP was out of control. She questioned why funds were given to Hollywood Township and transferred to the County.

Chair Maluchnik requested that Ms. Johnson Leuthner submit a request in writing as to what exactly she would like the County to do and bring it to the next meeting.

The following amendments were made to the agenda:

Delete A. Tour with Metropolitan Council Representatives

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

Workman moved, Ische seconded, to approve the minutes of the March 19, 2019, Regular Session. Motion carried unanimously.

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

Professional services agreement with Bolton and Menk Inc., for \$52,500 for a storm water study and implementation plan along Jonathan Carver Parkway, pending finalization of the contract review process.

Resolution #19-19, Authorizing Settlement of Compensation to Owners for Acquisition of Real Property Interests Needed for Highway 41/18 Project #128637.

Awarded contract to Henry G. Meigs LLC in the amount of \$435,157 for bituminous seal coat materials, pending completion of the contract review process.

Authorized Public Works Parks staff to submit grant amendments for SG-05319 and SG-05320 allocating unspent balances to the TH 5 Regional Trail Arboretum Connection project and extend the

grant periods to December 31, 2020.

Approved LRDG agreement with the Minnesota Pollution Control Agency and delegate the Interim Assistant County Administrator the authority to sign the agreement in the State's SWIFT portal and related Environmental Services budget amendment.

Approved the annual renewal of the consumption and display permit for Marsh Lake Hunting Preserve, Inc.

Resolution #20-19, Support for the University of Minnesota's proposal to the University Transportation Center Solicitation for a National Center on Infrastructure.

Approved issuing a special event use permit to the Waconia Area Hockey Association for the April 27, 2019 fundraiser event upon receipt of satisfactory certificates of insurance and executed facility rental procedure.

Approved out of state travel for First Assistant County Attorney to attend the NADCP Annual Conference in Maryland from July 13-17, 2019.

Resolution #21-19, Authorizing Execution of Agreement and Grant agreement and related Sheriff's budget amendment.

Approved the following abatements:

20.0501540	Jennifer P Hansen & Todd M Elbert
30.1100030	Thomas J Hentz & Megan N Fahey
85.3530040	Shane M Lynch
50.1270330	Kimberli Sik
65.3860070	Ryan Zawchyn & Janine Sawchyn
75.4460060	Karin I Vaughn & William R Vaughn
30.0502240	Mark Tanner Rutledge
75.0522200	Derek Veldhuisen & Nicole Veldhuis
30.3460290	Whitney Ann Walz
30.0710220	Michael D & Sallie E Montgomery
58.0501390	Dalton J Reed
02.0110900	Michael Kelzer & Cheryl M Kelzer
05.0111100	Luke W Bristlin
09.0090400	Michael Kelzer & Cheryl M Kelzer
25.7551160	Dale A & Beth D Larson
65.5550100	Jeanne Anderson
75.2740510	Terrance L Thompson Jr
65.3181090	Robert J Denio & Brenda L Denio
25.4080170	Ryan David Olson & Stacey Ann Olson
10.0172000	Sandra M Jones

10.0172010  
10.0172020

Jennifer L Heinrich  
Sandra Jones & Jennifer Heinrich

Reviewed March 26, 2019, Community Social Services' actions/Commissioners' warrants in the amount of \$\$447,098.07 and reviewed April 2, 2019, Community Social Services' actions/Commissioners' warrants in the amount of \$\$195,973.33.

Motion carried unanimously.

Andrew Dickhart, AIS Coordinator, requested the Board approve the 2019 AIS program. He summarized the proposed changes. He indicated lower priority lakes would not receive dedicated inspections in 2019 and those funds would be shifted to early detection monitoring. He highlighted a map of lakes with proposed changes. He indicated the changes were in response to a reduction in funding from Minnehaha Creek, stating the Watershed District was taking a different approach. He explained the County responded to this reduction in the past using one time rollover funds and reducing inspection hours. He stated the issue this year is they do not have adequate rollover funds to fill that gap. He explained the lake associations have committed to help and contribute the funds. He noted the viability of the lake associations to maintain that funding beyond 2019 and explained two options for the Board's consideration. Dickhart compared funding sources and expenditures for 2018 and 2019.

Richard Berland, 6900 Minnewasta Parkway, stated it was time to address the fairness of having the lake associations contributing funds. He asked the Board to find a fair way to fund the needs at Lake Minnewashta and Pierson Lake as everyone who uses the lake benefits. He noted the contributions the lake association has made in the past and believed those living on the lake are the least likely to spread the problem as their boats go no where else. He indicated they would like to see the idea of putting a surcharge on when boats are entering the lakes and spreading the cost of inspections across all those who benefit. Berland stated they are asking the Board to approve option two rather than having the lake association contribute the funds.

Kevin Zahler, 6651 Minnewashta Parkway, stated they all have a vested interest in lakes and the lake association has committed to help with inspections at Lake Minnewashta. He stated this contribution of money will put their finances in a deficit and pointed out their AIS prevention efforts. He indicated he attended the Minnehaha Creek Watershed Board meeting and that Board had a systematic plan to reduce funds for this purpose. He stressed they all benefit by the lakes and they need to work together. He pointed out this was a continuing problem, that next year they wouldn't have the funds and they needed to have a plan before next year.

Dickhart acknowledged they needed to respond to funding decreases and they would like to have a three to five year plan for the future. He pointed out they do meet with stakeholder groups and receive input from them but the challenge from year to year has been not knowing future funding.

David Hemze, Administrator, stated the goal was to keep 2019 inspections relatively the same but with partners scaling back, additional dollars from the County or the lake associations were needed.

Kurt Zuppke, 6925 Abbywood Lane, explained they didn't want to go backwards with AIS inspections and homeowners are the first line of defense as they are there all the time. He pointed out private funds being used on public lakes and the need to work out a solution for the different lakes.

Anna Brown, Minnehaha Creek Watershed District, pointed out the strategic shift the District went through that resulted in reduced funding. She indicated the District refocused programming on high impact capital projects. She noted they have been ramping down AIS prevention funding since 2016 as they have been focusing on carp management and other high impact AIS species with known management techniques. She indicated these decisions have been made through their normal budgeting process and they have heard the desire to have more long term predictable funding.

Dickhart identified the lakes in the County infested with zebra mussels to date. He confirmed the goal was to keep the inspections the same with both options.

The Board acknowledged the importance of partnerships in the past to deal with AIS inspections. They also recognized the County's AIS funding over the last several years, if the County was losing ground, the landings in the County controlled by different organizations, the potential for other evasive species to spread in the future, the fairness issue and the need for long term planning.

The Board questioned if they had the authority to put entrance fees on public waters to make this program viable. Mark Metz, County Attorney, stated he would have to research to determine if that was legal.

Workman moved, Maluchnik seconded, to approve option 2 for the 2019 AIS program, budget, budget amendment and authorize the Chair to sign the agreements with the City of Chanhassen and MCWD pending completion of the contract review process. Maluchnik, Workman voted aye. Degler, Ische, Lynch voted nay. Motion failed.

Degler moved, Ische seconded, to approve option 1 for the 2019 AIS program, budget, budget amendment and authorize the Chair to sign the agreements with the City of Chanhassen and MCWD pending completion of the contract review process. Degler, Ische, Lynch, Maluchnik voted aye. Workman voted nay. Motion carried.

The Chair directed that planning for 2020 be looked at now.

Mark Metz, County Attorney, requested the Board adopt a Resolution for a Drug Court Program for the County. He explained they would be applying for a grant to start the program and they needed the Board's support.

Dave Hunt, Assistant County Attorney, explained the program was similar to the successful Veteran's Court and is a shift in how offenders are handled. He pointed out there was frequent testing and Court appearances to make sure offenders are complying with treatment protocol. He

stated treatment includes both substance abuse and mental health. Hunt indicated the successes outweigh the failures and failures are sent back through the normal Court process.

He stated they had a team that was dedicated to this and, as part of the grant, they pledge a 25% in kind salary match. He indicated each offender would have a treatment plan. He acknowledged at some point they would be asking for some financial support but they wanted to show it works first. Hunt recognized there were some risks but they will screen candidates and use assessment tools. He pointed out the financial savings with less individuals incarcerated. He indicated if they received the grant the program would begin January 2020.

Workman offered the following Resolution, seconded by Ische:

Resolution #22-19  
Support for the Carver County Drug Court

On vote taken, all voted aye.

Dave Hemze, County Administrator, clarified the Sheriff's proclamations scheduled for today would be moved to a future agenda.

Jason Mielke, Land Management, requested the Board adopt a Resolution approving the designation of a parcel as an agricultural preserve. He indicated the applicant owned 20.6 acre property in Hancock Township that was part of a family farm enrolled in the ag preserve program since 1986. He explained the Board adopted standards for the approval of ag parcels for parcels of 20 to 40 acres. He indicated the parcel exceeds the standards to be allowed for entry into the program and the parcel was considered an essential part of the ag region.

Ische clarified he would be abstaining as the applicant was a family member.

Degler offered the following Resolution, seconded by Lynch:

Resolution #23-19  
Approving the Designation of a Parcel as an Agricultural Preserve

On vote taken, Degler, Lynch, Maluchnik, Workman voted aye. Ische abstained.

Lyndon Robjent, Public Works, requested the Board approve a Resolution for transportation funding. He explained AMC was asking counties to consider a Resolution to provide adequate funding for a statewide transportation system.

He reviewed background on State transportation funding and how it affects Carver County. He noted the highway tax distribution fund was made up of several sources and reviewed the breakdown. He pointed out the 2019 CIP budget and reviewed additional revenue options being considered by the legislature. Robjent highlighted improvements to State roads over the next five

years and State funding shortfalls. He reviewed MnDOT candidate projects that could be funded with increased revenue and confirmed 212 was on that list.

Chair Maluchnik clarified AMC was encouraging Counties to pass this Resolution for adequate Statewide transportation system funding but there was nothing in the Resolution that supported a gas tax or any other funding method.

Ische offered the following Resolution, seconded by Degler:

Resolution #24-19  
Resolution to Encourage the Minnesota Legislature and Governor to Pass a Bill  
To Provide Adequate Funding for Minnesota's Statewide Transportation System

On vote taken, Degler, Ische, Lynch Maluchnik voted aye. Workman voted nay.

Degler moved, Lynch seconded, to adjourn the Regular Session at 11:15 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:**

**Joint Powers Agreement with MnDOT for the Arboretum Area Transportation Plan**

Primary Originating Division/Dept:

Meeting Date:

Contact:  Title:

Item Type:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

This is a Joint Powers Agreement with the Minnesota Department of Transportation for financial partnership on professional services costs for the Arboretum Area Transportation Study. The purpose of this project is to provide for short-, mid-, and long-term transportation improvements along Highway 5 and the additional study areas around the Minnesota Landscape Arboretum and westerly through downtown Victoria. The proposed project will include reviewing traffic and design needs, access management, frontage and/or backage road needs, safety, connectivity to other major highways in the area, bicycle/trail and pedestrian connections, transit needs, stormwater requirements, and environmental screening and documentation.

**ACTION REQUESTED:**

Motion to approve a Joint Powers Agreement with MnDOT for the Arboretum Area Transportation Plan pending finalization of the contract review process.

**FISCAL IMPACT:**

If "Other", specify:

**FTE IMPACT:**

**FUNDING**

<b>County Dollars =</b>	<b>\$239,252.61</b>
State-MnDOT	\$399,612.39
City of Victoria	\$111,800.00
City of Chanhassen	\$23,957.00
City of Chaska	\$23,957.00
<b>Total</b>	<b>\$798,579.00</b>

Insert additional funding source

**Related Financial/FTE Comments:**

The County agrees to pay 30% and MnDOT agrees to pay 50% of the professional services costs. The County has separate JPAs with the City of Victoria to pay for 14% and City of Chaska and City of Chanhassen to pay 3% each. The cost share reflects the costs in contracts #19-026 and #19-104.

Office use only:

RBA 2019 - 5953

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Temporary Construction Easement Extensions Related to the Highway 51 Bridge Project #148740**

Primary Originating Division/Dept:

Meeting Date:

Contact:  Title:

Item Type:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

In August and September, 2016, the county acquired temporary construction easements on three parcels located at PID's 01.00410000, 01.0040800 and 01.0051400 for the purpose of replacing the culvert under Highway 51. However, funding for the project could not be secured before the expiration of the temporary easements on December 31, 2018. Funding has now been obtained and extensions to the temporary easements are necessary in order to complete the project. The county's right of way agent has completed Minimum Damages Assessments for the temporary easement extensions and has negotiated settlements with the affected property owners based on the Minimum Damage Assessments.

**ACTION REQUESTED:**

Adopt a resolution approving the settlements for temporary easement extensions related to the Highway 51 Bridge Project.

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

<b>County Dollars =</b>	<input type="text"/>
CSAH Regular	\$988.00
<b>Total</b>	<b>\$988.00</b>

**FTE IMPACT:**

Insert additional funding source

Related Financial/FTE Comments:

*Office use only:*

RBA 2019 - 6040

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

Date: April 16, 2019 \_\_\_\_\_  
Motion By Commissioner: \_\_\_\_\_

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

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**Resolution Authorizing Payment of Settlement of Compensation to  
Landowner for Right-of-Way and Easements Required for the CSAH 51  
Culvert Replacement Project # 148740**

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 to acquire land and other interests in real estate which are needed for public use or purpose; and

WHEREAS, Carver County wishes to complete culvert replacement on CSAH 51 in Benton Township, Project #148740 (“Project”); and

WHEREAS, in order to complete the Project it is necessary for the County to purchase property interests from the properties described in Exhibit A attached hereto; and

WHEREAS, the County R/W agent has completed Minimum Damages Assessments to provide the County with an estimate of the damages caused by the County’s acquisition of the property interests required for the Project; and

WHEREAS, upon completion of the Minimum Damages Assessment, the County made offers of compensation to the land owners for the needed property interests consistent with the estimate of the damages being incurred by the owner as a result of the County’s acquisitions; and

WHEREAS, settlements have been reached with the property owners impacted by the project.

NOW, THEREFORE, BE IT RESOLVED by the Carver County Board of Commissioners as follows:

1. The Board of Commissioners finds that it is necessary and for a public purpose for the County to acquire the property interests described in Exhibit A for the Project.
2. Based upon a Minimum Damages Assessment completed by the Carver County R/W Agent and negotiations with the affected property owners by the Director of Public



**Exhibit A**

**Property Interest Required for the Culvert Replacement on CSAH 51 in Benton Township**  
**Project #148740**

(Acquisition)

P.I.D. No. 01.0051400

Orlin A. & Kathleen Schneewind, husband and wife

Taking of a temporary construction easements over County State Aid Highway No. 51, (containing 17,786 sq. ft. more or less).

Settlement Amount: \$401.00.

(Acquisition)

P.I.D. No. 01.0041000

Loren Wayne Huepenbecker

Taking of temporary construction easements over County State Aid Highway No. 51, (containing 9,253 sq. ft. more or less).

Settlement Amount: \$435.00

(Acquisition)

P.I.D. No. 01.0040800

Gary L Widmer

Taking of temporary construction easements over County State Aid Highway No. 51, (containing 6,750 sq. ft. more or less).

Settlement Amount: \$152.00

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Settlement Agreement with Property Owners for the Highway 41 Project - Jonathan 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:**

The 2018 construction season included the expansion of Highway 41 from Hundertmark Road on the south to just north of Pioneer Trail (County State Aid Highway 14) on the north. In order to complete the project, additional right of way was needed. Appraisals in order to establish fair market value for the right of way were obtained and offers were made to the affected property owners. Negotiations were initiated with the property owners but in order to acquire the necessary right of way and to meet time line requirements for construction to being in 2018, eminent domain proceedings were approved by the Carver County Board of Commissioners on August 15, 2017. Negotiations continued with Goodwill Industries, Inc and Chaska 38, LLC and a settlement has been reached.

**ACTION REQUESTED:**

Adopt a resolution approving the settlement with Goodwill Industries, Inc and Chaska 38, LLC for the Highway 41 Project - Jonathan Area

**FISCAL IMPACT:**  ▼

*If "Other", specify:*

**FUNDING**

<b>County Dollars =</b>	<input type="text" value=""/>
MnDOT TED Funding	\$12,750.00
<b>Total</b>	<b>\$12,750.00</b>

**FTE IMPACT:**  ▼

Insert additional funding source

Related Financial/FTE Comments:

*Office use only:*

RBA 2019 - 6075

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

Date: April 16, 2019

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

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

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

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**Resolution Authorizing Settlements to Owners for Acquisition of Real Property Interests  
Needed for Highway 41 Expansion Project #148758**

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 [Short Description] as part of the Highway 41 Expansion 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 to the Highway 41 Expansion Project constitute a valid public use or public purpose; and





**Exhibit A**

**TH 41 Expansion Project**

Carver County Public Works No. 148758

**Property Tax Identification No. 30.1560010 and No. 30.1560020**

**Parcel Number(s): 27A**

Owners: Goodwill Industries Inc. (“Goodwill”) , and Chaska 38, LLC. (“Chaska 38”)

Property Address: 3000 Hudertmark Rd., Chaska, Minnesota and 31- Pioneer Trail, Chaska Minnesota

Settlement Amount: **\$12,750.00**

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Sheriff's Office Costs Related to the Chanhasen Water Tower Re-Painting Project**

Primary Originating Division/Dept: Sheriff - Communication Services <input type="text"/>	Meeting Date: 4/16/2019 <input type="text"/>
Contact: Patrick Barry <input type="text"/> Title: Chief Deputy Sheriff <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: Communities: Create and maintain safe, healthy, and livable communities <input type="text"/>	

**BACKGROUND/JUSTIFICATION:**

The Sheriff's Office has a rental agreement with the City of Chanhasen to place 911 antennas on the City's water tower which is scheduled to be repainted in 2019. As part of the rental agreement, the County is responsible for the cost of taking down and putting back up the 911 antennas during the repainting process. The antennas and cables are nearing useful life expectancy and the technicians recomend replacement correspond to completion of the watertown painting. No funds were set aside for this project in the 2019 Budget as the maintenance was not anticipated. However, inmate jail boarding revenue and Pay for Stay revenue exceeded the budget in 2018 and the overage will cover the cost of repair/replacement. Thus, the Sheriff's Office and the Finance Department recommend that the County Board designate \$160,000 of inmate jail revenues and Pay for Stay revenues in 2018 to fund this 2019 project.

**ACTION REQUESTED:**

Motion to designate \$125,000.00 of the inmate jail revenue and \$35,000.00 of the pay for stay revenue that exceeded the budget in 2018 to fund the Sheriff's Office costs related to the 2019 City of Chanhasen water tower repainting project.

**FISCAL IMPACT:** Budget amendment request form

*If "Other", specify:*

**FTE IMPACT:** None

<b>FUNDING</b>	
County Dollars =	
2018 inmate jail revenue	\$125,000.00
2018 Pay for Stay	\$35,000.00
<b>Total</b>	<b>\$160,000.00</b>
<input checked="" type="checkbox"/> Insert additional funding source	

**Related Financial/FTE Comments:**

The County Board has the authority to designate available county funds as of 12/31/18 to pay for one-time capital projects in 2019.

# Budget Amendment Request Form



To be filled out AFTER RBA submittal

**Agenda Item:** Sheriff's Office Costs Related to the Chanhassen Water Tower Re-Painting Project

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
Equipment Purchase	01-201-240-0000-6660	\$160,000.00
<b>TOTAL</b>		\$160,000.00

CREDIT		
Description of Accounts	Acct #	Amount
Designate 2018 inmate boarding revenues that exceeded the 2018 Budget	2018 Fund Balance	\$125,000.00
Designate 2018 pay for stay revenues that exceeded the 2018 Budget	2018 Fund Balance	\$35,000.00
<b>TOTAL</b>		\$160,000.00

Reason for Request:

Designate 2018 Fund Balance- inmate boarding and pay for stay 2018 revenue that exceeded the 2018 Budget to pay for the sheriff's office costs related to re-painting the Chan water tower in 2019.

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Professional Services Agreement with Minnetonka Aquatics**

Primary Originating Division/Dept: <u>Public Works - Parks</u>	Meeting Date: <u>4/16/2019</u>
Contact: <u>Samuel Pertz</u> Title: _____	Item Type: <u>Consent</u>
Amount of Time Requested: _____ minutes	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Presenter: _____ Title: _____	

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

This professional service agreement with Minnetonka Aquatics is to provide lifeguard services primarily at County beaches of Lake Minnewashta & Lake Waconia Regional Parks and on an as needed basis at Baylor Regional Park. The arrangement with Minnetonka Aquatics to provide staffing of lifeguard personnel at County beaches continues service efficiency. The County does not hire, train nor directly supervise lifeguard employees. Minnetonka Aquatics provides necessary recruitment/hiring, training, supervision, scheduling, and compensation to lifeguard employees. The County has contracted with this vendor for more than 20 years.

Summer day-use visitation for the two park areas exceeds 115,000 visitations annually, which is an increase of 5,000 users visits from the last service contract. As a result, the recommended 2019/20/21 professional services agreement for lifeguard coverage is a slight increase from prior contracts. A base service of (65) continuous days of service during peak beach season with guard staffing provided between the hours 12:00NOON to 6:00PM at both beach locations is accounted for each year in the agreement. Additional services, available upon the request of the County include additional coverage due to increased beach user data at Lake Waconia Regional Park as well as (7) additional days of coverage into the swim season for both beach locations. Any added service will be billed at the standard contract rate (\$18.30/hr.) for 2019 & 2020. Added services for 2021 will reflect the anticipated increased rate of 5% for that year.

Cost of 2019 & 2020 services are fixed and are not to exceed \$96,000.00 (\$48,000 per year). Cost of 2021 services indicates a 5% increase, with costs not to exceed \$50,400.00 for that year. This expense example is acknowledged in the Parks Department annual budget. The three-year contract provides some efficiency in both contract and budgetary management. It is proposed the 2020 budget will indicate at the same level of service as received in 2019. For 2021, a budget increase is proposed to cover inflationary costs. Should funding not be approved at the requested amounts for any particular year within the contract, the service hours will decrease accordingly to meet budgeted funds.

**ACTION REQUESTED:**

Motion to contract with Minnetonka Aquatics for 2019, 2020 and 2021 lifeguard services pending finalization of the contract review process.

**FISCAL IMPACT:** Included in current budget

If "Other", specify:

\_\_\_\_\_

**FUNDING**

County Dollars =	<b>\$146,400.00</b>
_____	_____
<b>Total</b>	<b>\$146,400.00</b>

**FTE IMPACT:** None

**Related Financial/FTE Comments:**

For various efficiencies a 3-year contract term is requested. Years 1 and 2 of the contract are structured not to exceed \$48,000 per year. Year 3 is not to exceed \$50,400, factoring the 5% cost increase. Should funding be reduced or eliminated for the professional service, contracted services would be adjusted to meet funding levels. This professional service is budgeted through the General Fund within the Parks Budget (520-000-0000-6260)

Office use only:

RBA 2019 - 6071

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**  
**Waconia Lions Opioid Donation**

Primary Originating Division/Dept: Sheriff

Meeting Date: 4/16/2019

Contact: Jason Kamerud Title: Sheriff

Item Type:  
Consent

Amount of Time Requested: minutes  
Presenter: Title:

Attachments:  Yes  No

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

**BACKGROUND/JUSTIFICATION:**

Sheriff Kamerud, with assistance of MN State Representative Jim Nash, applied for a \$10K donation from Waconia Lions to be used to supplement costs associated with Drug Take Back programming and NARCAN supplies. Waconia Lions generously granted the donation on March 12, 2019.

**ACTION REQUESTED:**

Accept the donation as supplemental funding Drug Take Back programming and NARCAN purchases.

**FISCAL IMPACT:** Budget amendment request form  
If "Other", specify:

<b>FUNDING</b>	
<b>County Dollars =</b>	<b>\$0.00</b>
01-201-243-0000-5756	\$10,000.00
<b>Total</b>	<b>\$10,000.00</b>

**FTE IMPACT:** None

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2019 - 6072

# Budget Amendment Request Form



To be filled out AFTER RBA submittal

Agenda Item: Waconia Lions Opioid Donation

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
<input type="text"/>	<input type="text"/>	<input type="text"/>	Restricted Gifts	01-201-243-0000-...	\$10,000.00
<b>TOTAL</b>		\$0.00	<b>TOTAL</b>		\$10,000.00

Reason for Request:

Waconia Lions donated \$10K for Drug Take Back Programming and NARCAN purchases.  
RBA - 6072 on consent agenda 4-16-2018

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Creation of new 0.6 FTE LPN to assist with Psychiatry Services at First Street Center**

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:**

First Street Center has underspent and underutilized tele psychiatry services due to a lack of nursing services to prepare and follow up on tele psychiatry patients. Based on an utilization analysis, it has been determined that an additional 0.6 FTE LPN would maximize utilization of our tele psychiatry contract, thereby increasing the number of patients served and increasing the amount of revenue generated.

Unspent funds from the tele psychiatry contract budget line item would be permanently diverted to cover the cost of the position. Salary and benefits for this position would come to \$58,600 annually. No additional County levy dollars are required for this position.

**ACTION REQUESTED:**

Motion to approve creation of a 0.6 FTE LPN to serve psychiatry patients at First Street Center.

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

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

Insert additional funding source

**Related Financial/FTE Comments:**

No additional County levy dollars required for this position. Funds will be diverted from existing budget line item.

Office use only:

RBA 2019 - 6085

# Budget Amendment Request Form



To be filled out AFTER RBA submittal

**Agenda Item:** Creation of new 0.6 FTE LPN to assist with Psychiatry Services at First Street Center

Department:

Meeting Date:

Fund:

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

Requested By:

DEBIT			CREDIT		
Description of Accounts	Acct #	Amount	Description of Accounts	Acct #	Amount
Outpatient Salaries	11-480-740-0000-6111	\$58,600.00	Tele-Psychiatry	11-480-740-0000-...	\$58,600.00
<b>TOTAL</b>		\$58,600.00	<b>TOTAL</b>		\$58,600.00

Reason for Request:

Approve .6 LPN funded with unspent Tele-Psychiatry budget



# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Charitable Gambling Application for Exempt Permit-Zoar United Church of Christ**

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 Zoar United Church of Christ. They plan to hold a raffle on October 13, 2019 at Zoar United Church of Christ located at 7030 Highway 212, Chaska, MN 55318. This applicant has received this same type of license previously.

**ACTION REQUESTED:**

Approval to issue a Charitable Gambling License to Zoar United Church of Christ for a raffle to be held on October 13, 2019.

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

**FUNDING**

County Dollars =   
  
**Total**  \$0.00

**FTE IMPACT:**

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2019 - 6057

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Professional Services Agreement with Creature Works, Inc for Parks & Recreation Marketing**

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 Park & Recreation Department relies on consistent and effective marketing, advertisement for public communications/awareness of its programs and services in a competitive market place. The Department proposes to continue with a professional services provider to assist with the development of materials for marketing, advertising and graphic design services.

Examples of products produced by the contractor include: direct mailings, brochures, trailhead informational kiosk panels, and flyers/handouts for recreation activities.

The three-year contract is structured to allocate up to \$10,000 per year. Work will be completed on an as needed basis to develop new advertisements and update existing materials.

The Parks Department has had good success working with the local service provider of Creature Works Inc. in past professional service agreements.

**ACTION REQUESTED:**

Motion to contract with Creature Works Inc. and authorize the Board Chair to sign pending finalization of the contract review process.

**FISCAL IMPACT:**

**FUNDING**

If "Other", specify:

County Dollars =

SG-05697

**FTE IMPACT:**

**Total**

Insert additional funding source

**Related Financial/FTE Comments:**

PSA is written not to exceed \$30,000 in total over the 3-years. Each county fiscal year, the contract is designed to allocate up to \$10,000 for the professional service. The funds are budgeted, comprised of both GF (520-000-0000-6232) and outside grant funds (SG - 05967) the Parks Department receives.

Office use only:

RBA 2019 - 6063

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Tobacco License for Manjal Traders LLC dba Idly Dosai International Market**

Primary Originating Division/Dept:

Meeting Date:

Contact:  Title:

Item Type:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

Manjal Traders LLC dba Idly Dosai International Market has applied for a Tobacco License and is in compliance with the Carver County Tobacco Ordinance. The owner is requesting the Carver County Board of Commissioners approval to sell tobacco products. This business is located at 406 W 78<sup>th</sup> St, Chanhassen MN 55317. This is the first time this entity has requested a tobacco license.

**ACTION REQUESTED:**

Approval of the Carver County Board to issue a Tobacco License to Manjal Traders LLC dba Idly Dosai International Market.

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

Insert additional funding source

Related Financial/FTE Comments:

*Office use only:*

RBA 2019 - 6067

# 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

Attachments:  Yes  No

Presenter:  Title:

**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 Sunday, May 19, 2019. The event will be held in the church parking lot and 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 Sunday, May 19, 2019.

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**

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

Insert additional funding source

**Related Financial/FTE Comments:**

License Fee: \$100.00 per event

*Office use only:*

RBA 2019 - 6074

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Encore Adult Day Services - 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:**

Donation received from Unitd Way for Encore Adult Day Services (\$2130.68)

Donated funds will be used for program enrichment.

**ACTION REQUESTED:**

Approve receipt of donation.

**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 2019 - 6077

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Approval of the Teamsters Detention Deputies / 911 Dispatchers / TAC Officer 2019 – 2020 Collective Bargaining Agreement**

Primary Originating Division/Dept: <input type="text" value="Employee Relations"/>	Meeting Date: <input type="text" value="4/16/2019"/>
Contact: <input type="text" value="Kerie Anderka"/> Title: <input type="text" value="ER Director"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text"/> minutes Presenter: <input type="text"/> Title: <input type="text"/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

The Teamsters Detention Deputies / 911 Dispatchers /TAC Officer Bargaining Unit and the County have completed negotiations for the successor Collective Bargaining Agreement (CBA) and the membership has ratified the 2019 – 2020 CBA.

Highlights and the major changes in terms and conditions are:

- Two year agreement (2019 – 2020)
- 2019 General Adjustment: 2.50%
- 2020 General Adjustment: 2.50%
- 2019 Pay-for-Performance: 0%, 1%, 2%, 3% effective first full pay period in March
- 2020 Pay-for-Performance: 0%, 1%, 2%, 3% effective first full pay period in March
- Implement salary ranges as established by County Board effective first full pay period in January 2019
- Implement salary ranges as established by County Board effective first full pay period in January 2020
- Insurance 2019: Increase County contribution by \$10.00 per month, across all plan levels and options
  - Employee: \$700
  - Employee + Child(ren): \$860
  - Employee + Spouse: \$1,185
  - Family: \$1,460
- Insurance 2020: Increase County contribution by \$35.00 per month, across all plan levels and options
  - Employee: \$735
  - Employee + Child(ren): \$895
  - Employee + Spouse: \$1,220
  - Family: \$1,495
- Effective March 4, 2019 eliminate the payment for employee growth and development assignments and add \$0.02 to the base wage of each Detention Deputy, effective January 7, 2019.
- In 2019, increase the Detention Deputy uniform allowance from \$550 to \$700 by reallocating monies from the elimination of payment for the employee growth and development assignments; eliminate the uniform reimbursement process and move to one cash payment on or about July 31 of each year.

**ACTION REQUESTED:**

Motion to approve the Teamsters Detention Deputies / 911 Dispatchers / TAC Officer 2019 – 2020 Collective Bargaining Agreement.

<b>FISCAL IMPACT:</b> <input type="text" value="Included in current budget"/>	<b>FUNDING</b>
<i>If "Other", specify:</i> <input type="text"/>	County Dollars = <input type="text" value="\$4,514,910.00"/>
<b>FTE IMPACT:</b> <input type="text" value="None"/>	<b>Total</b> <input type="text" value="\$4,514,910.00"/>
<input checked="" type="checkbox"/> Insert additional funding source	

Related Financial/FTE Comments:

# 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>(\$694.32)</b>
Other	(\$1,793.48)
<b>Total</b>	<b>(\$2,487.80)</b>

**FTE IMPACT:**  ▼

Insert additional funding source

Related Financial/FTE Comments:

*Office use only:*

RBA 2019 - 6082



CARVER  
COUNTY

Property Tax Department  
Government Center - Administration Building  
600 East 4th Street  
Chaska, MN 55318-2102

Property Tax Department  
Phone: (952) 361-1910  
Email: taxsvc@co.carver.mn.us

County Assessor  
Phone: (952) 361-1960  
Email: assessment@co.carver.mn.us

**Abatements presented to the  
Carver County Board of Commissioners  
April 16, 2019**

Abatement approval is recommended by the County Assessor and Property Tax Department 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	in Penalties and/or Interest	Total Amount of Adjustment	County Dollars Abated
2019	85.0500100	State of Minnesota in Trust	Remove Special Assessments	\$ 117.80	\$ -	\$ (117.80)	\$ -	\$ (117.80)	\$ -
2019	06.0151500	Carver County	Remove SWF	\$ 132.00	\$ -	\$ (132.00)	\$ -	\$ (132.00)	\$ -
2019	85.9510177	Unoccupied Pad	Exempt - No Home on Pad	\$ 33.00	\$ -	\$ (33.00)	\$ -	\$ (33.00)	\$ -
2019	85.9510166	Unoccupied Pad	Exempt - No Home on Pad	\$ 33.00	\$ -	\$ (33.00)	\$ -	\$ (33.00)	\$ -
2019	58.9510008	Unoccupied Pad	Exempt - No Home on Pad	\$ 33.00	\$ -	\$ (33.00)	\$ -	\$ (33.00)	\$ -
2019	85.9510024	Unoccupied Pad	Exempt - No Home on Pad	\$ 33.00	\$ -	\$ (33.00)	\$ -	\$ (33.00)	\$ -
2019	30.9510156	Unoccupied Pad	Exempt - No Home on Pad	\$ 33.00	\$ -	\$ (33.00)	\$ -	\$ (33.00)	\$ -
2019	30.9510157	Unoccupied Pad	Exempt - No Home on Pad	\$ 33.00	\$ -	\$ (33.00)	\$ -	\$ (33.00)	\$ -
2019	30.9510297	Unoccupied Pad	Exempt - No Home on Pad	\$ 33.00	\$ -	\$ (33.00)	\$ -	\$ (33.00)	\$ -
2019	30.9510092	Dwight Alexander Pearson & Brenda Ann Pearson	Homestead	\$ 694.00	\$ 478.00	\$ (216.00)	\$ -	\$ (216.00)	\$ (74.60)
2019	09.9500001	Jennifer Ann Glashan & Jerry Dale Hargis Jr.	Classification Change	\$ 812.00	\$ 334.00	\$ (478.00)	\$ -	\$ (478.00)	\$ (164.37)
2019	85.9510079	Marlow Johnson	Added Tax - Home on Pad	\$ 33.00	\$ 134.00	\$ 101.00	\$ -	\$ 101.00	\$ 24.64
2019	30.9520114	Franklin & Marlys Richardson	Value Decrease - Incorrect Home Listed	\$ 380.00	\$ 200.00	\$ (180.00)	\$ -	\$ (180.00)	\$ (46.02)
2019	30.9510108	Sara Perez Agular	Added Tax - Home on Pad	\$ -	\$ 736.00	\$ 736.00	\$ -	\$ 736.00	\$ 182.97
2019	30.9510035	Paul Christiansen	Added Tax - Home on Pad	\$ -	\$ 118.00	\$ 118.00	\$ -	\$ 118.00	\$ 24.38
2019	65.5510210	Clinton Broviak	Homestead	\$ 696.00	\$ 476.00	\$ (220.00)	\$ -	\$ (220.00)	\$ (75.46)
2019	75.3230240	Cory Weirauch & Melissa Weirauch	Homestead	\$ 4,794.00	\$ 4,690.00	\$ (104.00)	\$ -	\$ (104.00)	\$ (31.09)
2019	25.3872601	Randy John Tieglund & Faye Elizabeth Teigland	Homestead	\$ 3,570.00	\$ 3,464.00	\$ (106.00)	\$ -	\$ (106.00)	\$ (38.66)
2019	30.0640390	Darouny & Bounleuang Kataviravong	Homestead	\$ 4,486.00	\$ 4,426.00	\$ (60.00)	\$ -	\$ (60.00)	\$ (21.23)
2019	75.1310200	Thomas & Dawn Winseman	Homestead	\$ 4,780.00	\$ 4,676.00	\$ (104.00)	\$ -	\$ (104.00)	\$ (30.17)
2019	25.2030710	Mary H Schuft	Homestead	\$ 1,994.00	\$ 1,772.00	\$ (222.00)	\$ -	\$ (222.00)	\$ (83.06)
2019	85.0502600	Hal D Pysick	Homestead	\$ 2,448.00	\$ 2,228.00	\$ (220.00)	\$ -	\$ (220.00)	\$ (59.56)
2019	30.1500630	Jeffrey M & Amy L Kent-Schneider	Homestead	\$ 9,378.00	\$ 9,378.00	\$ -	\$ -	\$ -	\$ -
2019	75.4620250	Martin Joseph Koch & Constance Jean Koch	Homestead	\$ 3,926.00	\$ 3,758.00	\$ (168.00)	\$ -	\$ (168.00)	\$ (47.37)
2019	75.4620150	Randall Warren Foote & Julia Lynette Foote	Homestead	\$ 4,472.00	\$ 4,344.00	\$ (128.00)	\$ -	\$ (128.00)	\$ (37.08)
2019	75.0235400	Darrel & Joan Sudheimer	Homestead	\$ 2,546.00	\$ 1,790.00	\$ (756.00)	\$ -	\$ (756.00)	\$ (217.64)
			<b>TOTALS</b>	<b>\$ 45,489.80</b>	<b>\$ 43,002.00</b>	<b>\$ (2,487.80)</b>	<b>\$ -</b>	<b>\$ (2,487.80)</b>	<b>\$ (694.32)</b>



# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Recognition of St. John's Lutheran School Girls Basketball Team**

Primary Originating Division/Dept:  ▼

Meeting Date:

Contact:  Title:

Item Type:  
 ▼

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

▼

**BACKGROUND/JUSTIFICATION:**

Chair Maluchnik and Commissioner Degler would like to recognize the St. John's Lutheran School Girls Basketball Team for their accomplishments.

**ACTION REQUESTED:**

Recognize St. John's Lutheran School Girls Basketball Team

**FISCAL IMPACT:**  ▼

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**  ▼

**Total**

Insert additional funding source

Related Financial/FTE Comments:

*Office use only:*

RBA 2019 - 6084



**COUNTY OF CARVER  
IN RECOGNITION OF  
ST. JOHN'S LUTHERAN SCHOOL  
GIRLS BASKETBALL TEAM**

WHEREAS, the seventh and eighth grade St. John's Lutheran School Girls Basketball Team, through their hard work and dedication, won the Minnesota State Lutheran Basketball Tournament February 22-24 and completed their season competing in the National Lutheran Basketball Association of America Tournament held in Valparaiso, Indiana; and

WHEREAS, Ciara Riesner, Kassi Herrmann, Cami Mesenbring, Anna Lenzen, Kaitlyn Wercinski, Madison McGlothlin, Bailey Luedtke, Macy Anderson, Katelynnd Voigt and Lilah Johnshoy are members of the seventh and eighth grade St. John's Lutheran School Girls Basketball Team; and

WHEREAS, the St. John's Lutheran School Girls Basketball Team's success has been led by Coach Al Dutcher and Coach Troy Herrmann; and

Whereas, these athletes represent the outstanding tradition of excellence and unwavering pride and spirit that are at the heart of St. John's Lutheran School; and

Whereas, the Carver County Board of Commissioners would like to thank each of these players for their steadfast discipline, devotion and determination to succeed, and the coaches for their continuous and faithful leadership;

NOW, THEREFORE, the Board of Commissioners of Carver County, Minnesota, does hereby recognize the achievements of the seventh and eighth grade St. John's Girls Basketball Team for their accomplishments and extends the appreciation and pride of Carver County.

**BOARD OF COMMISSIONERS**

Randy Maluchnik, Chair  
James, Vice Chair  
Gayle Degler  
Tim Lynch  
Tom Workman

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Randy Maluchnik, Chair

# Carver County Board of Commissioners Request for Board Action



## Agenda Item:

**Sheriff's Office Recognition Proclamations**

Primary Originating Division/Dept: Sheriff

Meeting Date: 4/16/2019

Contact: Tamera Froemming Title: Administrative Services Manager

Item Type:  
Regular Session

Amount of Time Requested: 15 minutes

Presenter: Jason Kamerud Title: Sheriff

Attachments:  Yes  No

## Strategic Initiative:

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

## BACKGROUND/JUSTIFICATION:

April 14-20, 2019 is National Public Safety Telecommunicators Week. This week is designated to recognize men and women who provide the vital link between those in need of help and Police-Fire-EMS responders.

April 24, 2019 is National Administrative Professionals Day. This day is designated to recognize individuals responsible for performing the tasks and coordination of information to ensure smooth operation of the office and related environments.

May 6, 2019 is National Nurses Day. This day is designated to recognize the important role nurses play in our everyday lives and in our most vulnerable moments in medical care.

The first full week of May (6-10, 2019) is National Correctional Officers' Week. This week is designated to recognize and honor the men and women who perform the difficult task of supervising the County's inmate population and are professionals in the effective administration of justice.

May 12-18, 2019 is designated as National Police Week by the Congress of the United States. May 15th is designated as Peace Officer Memorial Day. This is a time to honor our law enforcement officers, the guardians of life and property and their dedication to the preservation of life, liberty and the pursuit of happiness.

## ACTION REQUESTED:

Motion to approve and authorize Proclamations.

FISCAL IMPACT: None

If "Other", specify:

## FUNDING

County Dollars =

FTE IMPACT: None

Total \$0.00

Insert additional funding source

Related Financial/FTE Comments:

# **PROCLAMATION**

## **NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK 2019**

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

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

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

**WHEREAS**, each dispatcher has exhibited compassion, understanding, and professionalism during the performance of their job in the past year.

**WHEREAS**, the week of April 14th-20th, 2019 has been set aside nation-wide to recognize 9-1-1 telecommunicators, call takers and dispatchers for the crucial role they play in the protection of life and property for all citizens.

**NOW, THEREFORE, BE IT RESOLVED** that we, the Carver County Board of Commissioners, in honor and recognition of the valuable contributions made by our 9-1-1 Dispatchers to the safety and wellbeing of our citizens do hereby acknowledge the week of April 14-20, 2019 as:

**NATIONAL PUBLIC SAFETY TELECOMMUNICATORS WEEK**

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Randy Maluchnik, Chair  
Carver County  
Board of Commissioners  
March 26, 2019

**PROCLAMATION**  
**NATIONAL ADMINISTRATIVE PROFESSIONALS DAY 2019**

**WHEREAS,** Carver County's dedicated administrative professionals perform the tasks and coordination of information to ensure smooth operation of the office and related environments; and

**WHEREAS,** the skills, loyalty, and attributes almost every office depends on; and

**WHEREAS,** to show appreciation of the work carried out by administrative professionals and to highlight their importance to the organization and enhance their work-related skills; and

**WHEREAS,** the day of April 24th, 2019 has been set aside nation-wide to recognize administrative professionals for positive office contributions, and dedication of their work.

**NOW, THEREFORE, BE IT RESOLVED** that we, the Carver County Board of Commissioners, in honor and recognition of the valuable contributions made by Administrative Professionals for the support and needs of our citizens do hereby acknowledge the day of April 24, 2019 as:

**NATIONAL ADMINISTRATIVE PROFESSIONALS DAY 2019**

\_\_\_\_\_  
Randy Maluchnik, Chair  
Carver County  
Board of Commissioners  
March 26, 2019

# **PROCLAMATION**

## **NATIONAL NURSES DAY 2019**

**WHEREAS,** Carver County's dedicated nurses promote and protect the health of the Carver County population; and

**WHEREAS,** focusing on health and wellness; preventing disease, disability, and premature death; improving neighborhood quality of life; and achieving health equity; and

**WHEREAS,** to show appreciation of the work carried out by nurses and to highlight their importance to the organization and enhance their high quality care; and

**WHEREAS,** the day of May 6th, 2019 has been set aside nation-wide to recognize nurses for the important role they play in our everyday lives and in our most vulnerable moments in medical care.

**NOW, THEREFORE, BE IT RESOLVED** that we, the Carver County Board of Commissioners, in honor and recognition of the valuable contributions made by Nurses for the health and assessment of our citizens do hereby acknowledge the day of May 6, 2019 as:

## **NATIONAL NURSES DAY 2019**

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Randy Maluchnik, Chair  
Carver County  
Board of Commissioners  
March 26, 2019

**PROCLAMATION**  
**NATIONAL CORRECTIONAL OFFICERS' WEEK 2019**

**WHEREAS,** in 1984 President Reagan signed Proclamation 5187, creating "National Correctional Officers' Week; and

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

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

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

**WHEREAS,** the week of May 6-10, 2019 has been set aside nation-wide to recognize correctional officers for their civility and practices to ensure a secure facility.

**NOW, THEREFORE, BE IT RESOLVED** that we, the Carver County Board of Commissioners, in honor and recognition of the valuable contributions made by Correctional Officers for the security and safety of our citizens do hereby acknowledge the week of May 6-10, 2019 as:

**NATIONAL CORRECTION OFFICERS' WEEK 2019**

---

Randy Maluchnik, Chair  
Carver County  
Board of Commissioners  
March 26, 2019

# **PROCLAMATION**

## **NATIONAL POLICE WEEK 2019**

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

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

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

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

**NOW, THEREFORE, BE IT RESOLVED,** all people may join in commemorating law enforcement officers, past and present, who by their faithful and loyal devotion to their responsibilities, have rendered a dedicated service to their communities and in so doing have established for themselves an enviable and enduring reputation for preserving the rights and security of all citizens. We, the Carver County Board of Commissioners, call upon all citizens of Carver County to observe the week of May 12-18, 2019 as:

### **NATIONAL POLICE WEEK 2019**

**NOW, THEREFORE, BE IT RESOLVED** that we, call upon all citizens of Carver County to honor those law enforcement officers who, through their courageous deeds, have made the ultimate sacrifice in service to their community or have become disabled in the performance of duty, and let us recognize and pay respect to the survivors of our fallen heroes and hereby acknowledge the day of May 15, 2019 as:

### **NATIONAL PEACE OFFICERS' MEMORIAL DAY**

---

Randy Maluchnik, Chair  
Carver County  
Board of Commissioners  
March 26, 2019



# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Semi-Annual Report to the Carver County Board of Health**

Primary Originating Division/Dept:

Meeting Date:

Contact:  Title:

Item Type:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

Dr. Richard Scott, Carver County Community Health Administrator and Public Health Manager, will provide Carver County Board of Health with a Semi-Annual State of the County's Health Address as required by the MS 145A. The update will include discussion of the Community Health Assessment and Community Health Improvement Plan process, and a report of the 2019 County Health Rankings.

**ACTION REQUESTED:**

Motion to convene as the Carver County Board of Health, and receive the semi-annual report of the Community Health Services Administrator.

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

Insert additional funding source

Related Financial/FTE Comments:

*Office use only:*

RBA 2019 - 5971

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Public Hearing - Carver County Illicit Stormwater Discharge and Connection Ordinance**

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 Public Hearing is being held to consider the adoption by the Board of a new ordinance, the Carver County Illicit Stormwater Discharge and Connection Ordinance.

The proposed Ordinance:

- Provides for the health, safety and general welfare of Carver County citizens by regulating non-stormwater discharges and connections to the County's storm drainage system;
- Establishes methods for controlling the introduction of pollutants into the County's storm drainage system ; and
- Establishes the legal authority for Carver County to inspect, monitor and enforce procedures necessary to ensure compliance with the Ordinance and with permits that the Environmental Protection Agency and the Minnesota Pollution Control Agency (MPCA) issue.

A MPCA audit of Carver County in 2018 required Carver County to adopt the Ordinance. Adoption of the Ordinance by the Board will bring Carver County into full compliance with the requirements of federal and state law, and with the MPCA.

The Ordinance covers the MS4 area of Carver County. Each City within the MS4 area must adopt a similar ordinance.

**ACTION REQUESTED:**

1. Motion to open Public Hearing. 2. Motion to close Public Hearing. 3. Motion to approve a Resolution to adopt Carver County Illicit Stormwater Discharge and Connection Ordinance (No. 92- 2019), containing necessary updates to the Carver Code of Ordinances.

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

Insert additional funding source

Related Financial/FTE Comments:

*Office use only:*

RBA 2019 - 6029

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

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

---

**A Resolution to Adopt Carver County Ordinance No. 92-2019,  
Illicit Stormwater Discharge and Connection Ordinance, and  
to Add Ordinance No. 92-2019 to Carver County Code of Ordinances.**

**WHEREAS**, the Carver County Board of Commissioners provides for the health, safety and welfare of its citizens through the regulation of non-stormwater discharges and connections to the storm drainage system to the maximum extent practicable, as required by federal and state law; and

**WHEREAS**, Carver County strives to control the introduction of pollutants into municipal; separate storm sewer system (MS4) of the County in order to comply with federal and state law, and with the requirements of the National Pollutant Discharge Elimination Systems permit process; and

**WHEREAS**, Ordinance No. 92-2019 regulates the contribution of pollutants by stormwater discharges by any user to Carver County’s MS4; prohibits illicit connections and discharges to the County’s MS4; and establishes the legal authority to carry out all inspection, surveillance, monitoring and enforcement procedures necessary to ensure the provisions of this Ordinance; and

**WHEREAS**, after providing the statutorily required public notice of a Public Hearing on these matters, the County Board held a Public Hearing at its regular meeting on April 16, 2019; and

**WHEREAS**, the County Board finds that Carver County Ordinance No. 92-2019 will:

1. Regulate the contribution of pollutants by stormwater discharges by any user to Carver County’s MS4; and
2. Prohibit illicit connections and discharges to Carver County’s MS4; and
3. Establish the legal authority to carry out all inspection, surveillance, and monitoring, and enforcement procedures necessary to ensure compliance with the provisions of the Ordinance.

**THEREFORE, BE IT RESOVLED**, that Carver County Ordinance No. 92-2019 shall be enacted and effective upon its passage by the Carver County Board of Commissioners and upon its publication as part of its proceedings of the County Board’s regular meeting on April 16, 2019.

**BE IT FURTHER RESOLVED**, that the Carver County Board of Commissioners hereby adds Carver County Ordinance No. 92.2019 the Carver County Code of Ordinances upon the enactment of Ordinance No. 92-2019.

---

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 the day of \_\_\_\_\_, 2019, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

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

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

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**2019 SSTS Direct Discharge Program**

Primary Originating Division/Dept:

Meeting Date:

Contact:  Title:

Item Type:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

The Total Maximum Daily Load (TMDL) Implementation Plan for the Bevens, Carver, & Silver Creek Watersheds was approved by the state (MPCA) and the County Board in 2007. The implementation plan calls for a reduction of fecal load sources in the watersheds, mainly agricultural manure source runoff and direct discharge Sub Surface Treatment Systems (SSTS). The County Board has approved a landowner incentive program for elimination direct discharge SSTS annually since 2008 which has proved successful.

Staff is requesting approval for the direct discharge SSTS program for 2019. The CCWMO advisory committee recommended the last remaining TMDL Priority Sub-Watershed to the board at their March meeting: (See attached map)

Funding for the incentives is derived from the CCWMO levy funds approved by the Board as part of the 2019 budget and state grants for the loan portion.

**ACTION REQUESTED:**

Motion to adopt the resolution continuing implementation of the SSTS direct discharge incentive program for 2019.

**FISCAL IMPACT:**

If "Other", specify:

**FTE IMPACT:**

**FUNDING**

<b>County Dollars =</b>	
CCWMO 2019 incentive	\$60,000.00
<b>Total</b>	<b>\$60,000.00</b>

Insert additional funding source

**Related Financial/FTE Comments:**

SSTS loan funds are held by the Minnesota Department of Agriculture.

*Office use only:*

RBA 2019 - 6079



Carver County Water Management Organization  
Planning and Water Mgmt Dept  
Government Center - Administration Building  
600 East 4<sup>th</sup> Street  
Chaska, Minnesota 55318  
Phone: (952)361-1820  
[www.co.carver.mn.us/water](http://www.co.carver.mn.us/water)

## Memo

**To:** County Commissioners  
**From:** Paul Moline, Planning & Water Management  
**Date:** April 8, 2019  
**Re:** PROPOSED 2019 DIRECT DISCHARGE SSTS COST SHARE PROGRAM

Enclosures: Priority sub-watershed map

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The Total Maximum Daily Load (TMDL) Implementation Plan for the Bevens, Carver, & Silver Creek Watersheds was approved by the state (MPCA) and the County Board in 2007. The implementation plan calls for a reduction of fecal load sources in the watersheds, mainly agricultural manure source runoff and direct discharge Sub Surface Treatment Systems (SSTS). The County Board has approved a landowner incentive program for elimination direct discharge SSTS annually since 2008 which has proved successful.

### PROGRAM ACCOMPLISHMENTS (since 2008)

- **Total participants/SSTS replaced:** 395
- **Loans Taken:** 151

### 2019 PROPOSAL

The TMDL implementation plan is continuing in 2019 with funding directed by the Board in the 2019 WMO budget. The CCWMO advisory committee recommended the last remaining TMDL Priority Sub-Watershed to the board for 2019 at their March meeting: (See attached map)

- Carver Creek: CA1\_7 portion (in Dahlgren & SF Townships)

Additionally, the Advisory Committee recommended that the WMO levy fund program continuation into the Crow River watershed in 2020.

### 2019 FUNDING

Available Incentive Funds: 2019 CCWMO budget has \$60,000 available for SSTS direct discharge incentives (up to 30 systems)

Available loan funds estimate: There is approximately \$650,000 available for loans in 2019, enough to fund approx. 43 systems at the maximum loan amount.

### 2019 COST SHARE QUALIFICATIONS

Similar to previous years, incentive recipients must sign up for the cost share with no previous SSTS trigger (i.e. current enforcement, compliance inspection as a result of property transfer, complaint, or building permit).

1. Located in 2019 Priority Sub-Watersheds – For systems identified as a likely direct discharge system inside of the Carver Creek priority sub-watershed, the County will provide a cash grant of 25% of the cost of a new system up to \$2,000. Owners of likely direct discharge systems in the priority sub-watershed with no previous trigger (i.e. current enforcement, compliance inspection as a result of property transfer, complaint, or building permit) must sign up by April 30, 2020, and must install the system by September 30, 2020. Owners that do not sign up shall be required to submit a Compliance

Inspection to the County by September 30, 2020. The County will also offer a low interest loan with an amortization of up to 10 years to qualified applicants.

2. Located outside 2019 Priority Sub-Watershed – For systems outside of Carver Creek priority sub-watershed, the County will provide a cash grant of 25% of the cost of a new system up to \$2,000 on a first-come, first-serve basis after April 30, 2020 until allocated funds are depleted. For systems outside of the priority sub-watershed, the owner would be required to replace SSTS within ten months of completing Cost Share Form. The County will also offer a low interest loan with an amortization of up to 5 years to qualified applicants.

Payment will be issued to the SSTS contractor upon successful completion of the project (as determined by Environmental Services Staff).

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

DATE: April 16, 2019  
MOTION BY COMMISSIONER:

RESOLUTION NO. \_\_-19  
SECONDED BY COMMISSIONER:

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**A Resolution Continuing the Elimination of Direct Discharge  
Sub-Surface Treatment Systems (SSTS) Program**

**WHEREAS** approximately 4,500 homes and businesses in Carver County are served by a private sewer system on the property; of these systems, about 700 are in cities and 3,800 lie in unincorporated areas; as of 2008, approximately 550 of the systems in the unincorporated areas were still served by systems that likely had little or no treatment of sewage prior to discharge into the surface water and are considered Direct Discharge SSTS; and

**WHEREAS** Carver County is responsible for the management and regulation of SSTS in the County except in cities that have elected to assume responsibility; and

**WHEREAS** Carver County is responsible for water management, including water quality within the Carver County Water Management Organization (CCWMO); and

**WHEREAS** EPA and MN Pollution Control Agency (MPCA) regulations require that all lakes, rivers, and streams ultimately meet water quality standards; and

**WHEREAS** Carver County has conducted a Total Maximum Daily Load (TMDL) study for fecal coliform bacteria contamination in the Carver and Bevens Creek watersheds; the studies have found loads of fecal coliform bacteria substantially in excess of standards in these watersheds and further identified direct discharge of untreated human sewage into the waters of the State as a significant contributor to the load; the County subsequently developed a TMDL Implementation Plan to reduce the fecal coliform bacteria loads to meet standards; the County submitted the Plan to the Minnesota PCA and the US EPA; both agencies subsequently approved it for implementation; and

**WHEREAS** the Carver County Board of Commissioners has determined that it is necessary to institute a program to accelerate the replacement of Direct Discharge SSTS in order to reach public health and water quality goals;

**WHEREAS** the Carver County Code (52.043) gives the Board the authority to identify priority areas for SSTS compliance, including elimination of direct discharge systems, and to establish programs, including incentives and deadlines; and

**WHEREAS** the programs for SSTS Direct Discharge from 2008 through 2018 were largely successful in their goals; and

**WHEREAS** the 2019 sub-watershed is identified with more than 30 “likely systems;” and

**WHEREAS** the CCWMO Citizens Advisory Committee has recommended the 2019 Direct Discharge SSTS Program, funding, and sub-watersheds to the County Board;

**THEREFORE, BE IT RESOLVED, THAT** the Carver County Board of Commissioners hereby adopts the “Carver County 2019 Direct Discharge SSTS Program” as follows:



**Carver County 2019 Direct Discharge Elimination Acceleration Program**

Part I. The County Board identifies sub-watersheds in the Carver and Bevens/Silver Creek watersheds as the priority sub watershed:

- Carver Creek: CA1\_7 portion (in Dahlgren and SF Townships)

For systems inside of the priority sub-watershed, the County will provide a cash grant of 25% of the cost of a new system up to \$2,000. Owners of likely direct discharge systems in the priority sub-watershed with no previous trigger (i.e. current enforcement, compliance inspection as a result of property transfer, complaint, or building permit) must sign up by April 30, 2020, and must install the system by September 30, 2020. Owners that do not sign up shall be required to submit a Compliance Inspection to the County by September 30, 2020. The County will also offer a low interest loan with an amortization of up to 10 years to qualified applicants.

Part II. For systems outside of the priority sub-watershed, the County will provide a cash grant of 25% of the cost of a new system up to \$2,000 on a first-come, first-serve basis after April 30, 2020 until allocated funds are depleted. For systems outside of the priority sub-watershed, the owner would be required to replace SSTS within ten months of completing Cost Share Form. The County will also offer a low interest loan with an amortization of up to 5 years to qualified applicants.

Part III. Authorize the Finance Director, in cooperation with the Public Services Division, to continue to operate the current “safety net” loan program to assist property owners with extremely limited financial capability.

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 16<sup>th</sup> day of April, 2019, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 16<sup>th</sup> day of April, 2019.

---

David Hemze, County Administrator



# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Request to Release DRAFT CCWMO Water Management Plan Update for Comment**

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 CCWMO Water Management Plan is required under MN statute 103B.231 covering water management organizations (WMO's) within the metropolitan area. The County assumed control as the WMO authority in 1996 and subsequently adopted the first water management plan in 2001 and updated the plan in 2010. The plan provides a framework for water resource management by setting goals, policies and clearly identified implementation strategies to preserve and improve the quality of water resources within the watershed. The plan needs to be updated for the following reasons:

- State statute requires the plan to be updated every 10 years. Updating the plan now better aligns future updates to the CCWMO Water with the development of city and county Comprehensive Plans.
- The annual distribution of state grant funding favors projects that have been identified in an updated plan.

The current draft CCWMO Water Management Plan will be sent separately to the Commissioners and is available on the County website.

**ACTION REQUESTED:**

Motion to release the 2019 Update of the CCWMO Water Management Plan for 60-day Public and Agency Review.

**FISCAL IMPACT:**

If "Other", specify:

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

Insert additional funding source

**Related Financial/FTE Comments:**

The cost of updating the plan is part of existing budgeted staff time and professional services.

*Office use only:*

RBA 2019 - 6010



## Memo

**To:** Carver County Board of Commissioners, David Hemze  
**From:** Paul Moline, Carver County Water Management  
**Date:** April 8, 2019  
**Re:** **2019-2028 CCWMO Water Management Plan Update**

**cc:** Nick Kuktavy, Interim Asst. County Administrator

**Enclosures:** 2019-2028 CCWMO Water Management Plan Executive Summary

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### Recommendation

Staff is requesting that the Board authorize the release of the DRAFT 2019-2028 Carver County Water Management Organization (CCWMO) Water Management Plan (the plan) for a 60-day review and comment period. The CCWMO Citizen Advisory Committee and Technical Advisory Committee have recommended the plan to the Board for authorization to open the public and agency review period.

### Background & Need for Update

The Plan is required under MN statute 103B.231 covering WMO's within the metropolitan area. The County assumed control as the WMO authority in 1996 and subsequently adopted the first water management plan in 2001 and updated the plan in 2010. The plan needs to be updated for the following reasons:

- State statute requires the plan to be updated every 10 years (a new plan must be adopted by October 2020).
- Updating the plan slightly ahead of schedule better aligns future updates to the CCWMO Water with the development of city and county Comprehensive Plans (a water management plan is a required component of Comprehensive Plans).
- The annual distribution of state grant funding favors projects that have been identified in a watershed plan.

### Plan Development Process

The CCWMO used a variety of strategies to engage stakeholders and the public in the identification of issues that should be addressed by this Plan. Strategies for working with stakeholders included the following:

- **Issue Identification Workshops.** From October 2016 – April 2017, a series of workshops were held with different stakeholder groups to gather input on issues. Separate meetings were held with the CCWMO's Citizen Advisory Committee (CAC), the CCWMO's Technical Advisory Committee (TAC), State Review Agencies, and Township Representatives. At the

workshops, attendees were asked to share and write down their concerns about resources within the watershed.

- **Individual Meetings with City Staff.** In March 2017, CCWMO staff met individually with staff from the cities with the watershed to discuss the plan update. Staff were asked to share their thoughts on what issues should be addressed in the Plan.
- **Watershed Outreach Event.** In January 2017, the CCWMO held an event to celebrate the 20th Anniversary of the creation of the CCWMO. Attendees were able to discuss issues with staff and use an online mapping tool to locate and describe issues.
- **Survey.** In January 2017, a survey was distributed to approximately 400 residents interested in watershed issues via the CCWMO's newsletter list-serve. Respondents could respond to general questions about issues the CCWMO should address or use a map to locate and describe specific issues.
- **CAC & TAC Plan Review.** In 2017 and 2018 draft plan chapters were regularly presented to the CAC and TAC for review and comment. In January and February 2019, the CAC & TAC recommended that the County Board release the draft plan for public and agency comment.

### Summary of Key Changes

- **Identifying Priority Areas.** The CCWMO covers an area approximately 320 square miles and includes six major sub-watersheds, 35 lakes over 10 acres in size, seven major streams and 15 public ditch systems. Given the size of the CCWMO and the vast array of issues within it, there is a need for tools and methods to help focus implementation. The plan identifies the following priority areas as critical to implementation:
  - **Priority Waterbodies.** Waterbodies (lakes and streams) within the CCWMO were prioritized based on water quality information and recreational use (among other things).
  - **Priority Wetland Restoration Areas.** Carver County has lost more than 50% of the wetlands that existed prior to European settlement. Wetland restoration is a valuable tool that will help replace lost wetland functions like flood storage and water quality treatment. Potential wetland restoration sites within the CCWMO were identified and prioritized.
  - **Untreated Urban Areas.** Large areas of the developed portion of the CCWMO have minimal or no stormwater treatment. The plan prioritizes untreated urban areas so that potential stormwater retrofit project types and locations can be more easily identified.
- **Greater Emphasis on Evaluation.** Achieving the goals of this plan with limited funds requires efficient and effective operation. The plan contains a number of implementation

strategies that will aid in the regular evaluation of process, programs, and projects to help the CCWMO manage water resources effectively and efficiently.

- **Streamlined Issue Categories & Clarification of CCWMO Role.** The 2019 plan reduces the number of issues to 6 based on input from stakeholders: water quality, water quantity, groundwater resource protection, awareness & behavior, coordination with partners, and evaluating effectiveness & progress.
- **Updated Implementation Activities and Project List.** The list of implementation activities (Table 5.2) and projects (Table 5.5) have been updated to address current issues, goals, and implementation priorities.

### **Review Process & Next Steps**

State statute requires that “upon completion of the plan but before final adoption by the organization, the organization must submit the draft plan for a 60-day review and comment period to all counties, the Metropolitan Council, the state review agencies, the Board of Water and Soil Resources (BWSR), soil and water conservation districts, towns, and statutory and home rule charter cities having territory within the watershed.”

Review of the full draft plan by residents, landowners, cities, townships, state agencies, and other entities is appropriate at this time as the plan is complete and staff is seeking input on draft language.

#### **60-day review period (April – June 2019)**

The 60-day review period will involve the following steps:

- Distribution of the plan to state review agencies, townships, and cities
- Dissemination of the plan to the general public through the county website
- Public engagement through open house format and WMO social media accounts
- Individual city and township meeting attendance as needed or requested

#### **Response to Comments & Public Hearing (July 2019)**

Following the 60-day period, staff will compile and respond to comments received and meet with the CAC and TAC as necessary to get input on revising the plan. The county board must approve and release the response to comments for distribution. A public hearing must be held following the release of the response to comments. Staff will revise the plan based on comments received during the 60-day review period and the public hearing.

#### **90-day review by BWSR (beginning August 2019)**

The county board must approve the release of the revised plan to BWSR. BWSR staff complete a final, formal review. The BWSR subcommittee will make a recommendation and send to the BWSR Board for decision.

#### **Adoption by Carver County Board (Fall 2019)**

Upon receiving notice that BWSR has approved the plan, an Adoption and Implementation Resolution formally adopting the plan must be passed by the County Board within 120 days.

# 1. EXECUTIVE SUMMARY

## 1.1. ORGANIZATIONAL PURPOSE

The purpose of the Carver County Watershed Management Organization (CCWMO) is to fulfill the County's water management responsibilities under Minnesota Statute and Rule. The CCWMO provides a framework for water resource management as follows:

- Provides a sufficient economic base to operate a viable program;
- Avoids duplication of effort by government agencies;
- Avoids creation of a new bureaucracy by integrating water management into existing County departments and related agencies;
- Establishes a framework for cooperation and coordination of water management efforts among all affected governments, agencies, and other interested parties; and
- Establishes consistent water resource management goals and standards for approximately 80% of the county.

## 1.2. WATERSHED INFORMATION

### 1.2.1. Watershed Boundaries

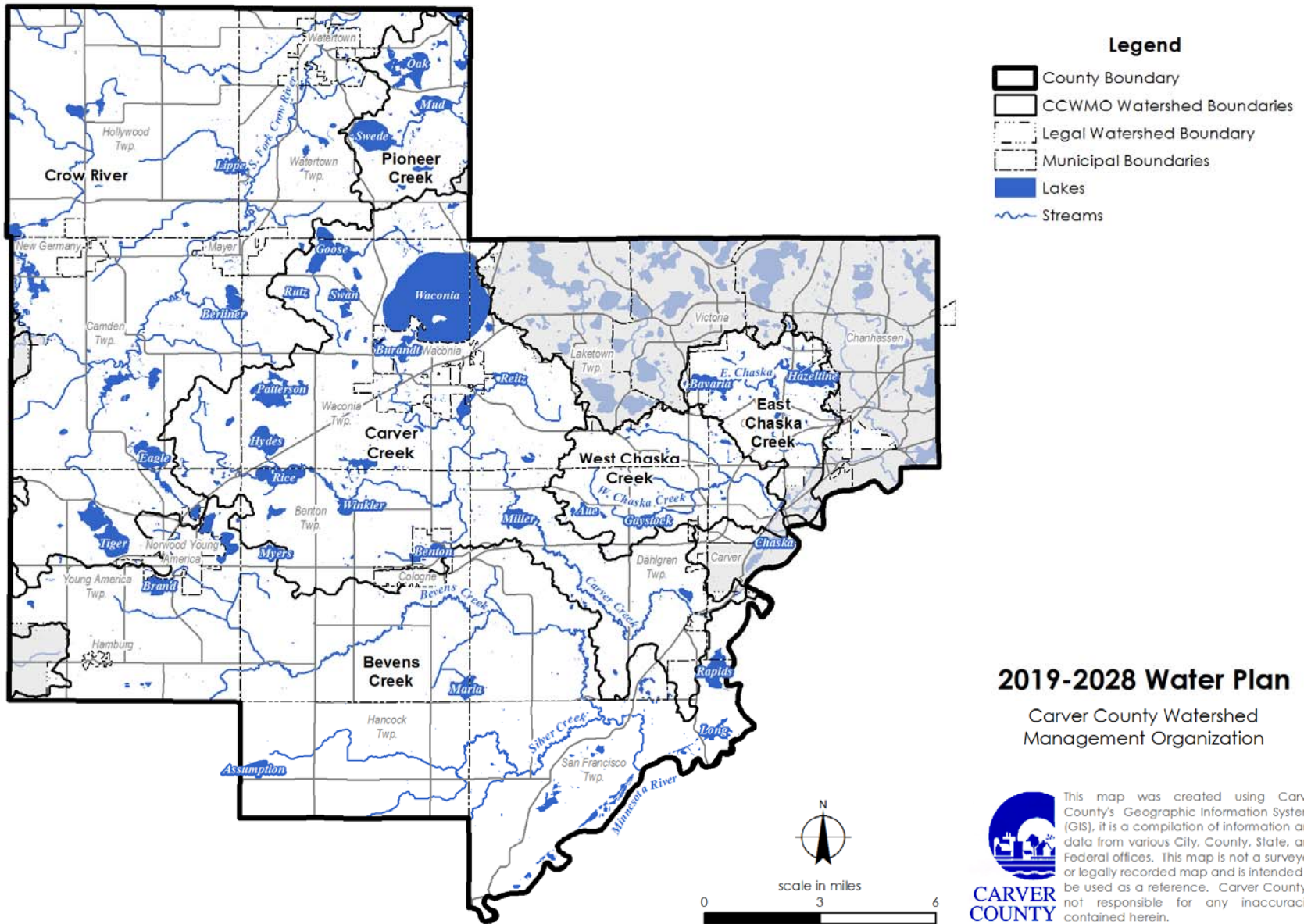
The CCWMO covers approximately 320 square miles on the southwestern edge of the Twin Cities Metropolitan Area. The watershed covers most of Carver County; draining an area approximately 23 miles from east to west and 23 miles from north to south. There are six major subwatersheds within the CCWMO. The Crow River subwatershed and the Pioneer Creek subwatershed drain to the South Fork of the Crow River. The Bevens Creek, Carver Creek, East Chaska Creek, and West Chaska Creek subwatersheds drain to the Minnesota River. Figure 1-1 shows the CCWMO's legal boundaries, subwatersheds, and governmental units located within the watershed.

### 1.2.2. History of the Organization

In October of 1996, the Board of Water & Soil Resources (BWSR) declared the Carver Creek, Bevens Creek, South Fork Crow River, Chaska Creek and Hazeltine Bavaria Creek Joint Powers Water Management Organizations (WMOs) "non-implementing" and terminated the organizations. On October 30, 1996, BWSR sent the Carver County Board of Commissioners a letter notifying the Board of its responsibility for water management pursuant to Minnesota Statute 103B.231 Subd. 3(b). The statute requires that the County assume all water management responsibilities in all areas of the county that were previously under the Joint Powers WMOs. The statute gives the County the authority and responsibility for management – planning, funding, regulation, and implementation – of a water management organization. The CCWMO adopted its first Watershed Management Plan in 2001. The second iteration of the plan was updated and adopted in 2010.



Figure 1-1. CCWMO Watershed Boundaries (Source: Carver County)





## 1.3. PLAN SUMMARY

This Watershed Management Plan is intended to be a ten-year planning document to guide CCWMO activities. The Plan is divided into the chapters listed below. A summary of each chapter follows.

- Executive Summary
- Land and Water Resources Inventory
- Issue Identification Process
- Goals, Policies, and Implementation Strategies
- Implementation Plan
- Administration
- Appendices

### 1.3.1. Chapter 2: Land and Water Resource Inventory

**Chapter 2: Land and Water Resource Inventory** contains detailed information regarding land and water resources within the Carver County Watershed Management Organization boundaries. Information is grouped into four primary categories: physical environment, biological environment, human environment, and hydrologic systems. The Physical Environment section includes information on climate, topography and drainage, geology and soils. The Biological Environment section includes information on land cover, vegetation, and wildlife. The Human Environment section includes information on land use and growth patterns, recreation, and potential environmental hazards. The Hydrologic Systems section includes information on surface water and groundwater systems.

### 1.3.2. Chapter 3: Issue Identification Process

**Chapter 3: Issue Identification Process** describes the process used to engage stakeholders in the identification of issues to be addressed by this Plan. The chapter includes a summary of the process used to engage stakeholders in identifying, categorizing, and prioritizing issues related to water resources. Six major issues were identified:

- Surface Water Quality
- Surface Water Quantity
- Groundwater Resource Protection
- Awareness & Behavior
- Coordination with Partners
- Evaluating Effectiveness & Progress

#### 1.3.2.1. Surface Water Quality

Improving and protecting surface water quality is a primary focus of the CCWMO. As impervious surfaces increase, more water flows off the landscape and is delivered to receiving waters more quickly. As water washes over developed landscapes it picks up materials lying upon those surfaces and delivers them to receiving waters. These materials can include sediment from construction erosion, oil and grease from automobiles, salt and other deicing chemicals from roadways and parking lots, and fertilizer and pesticides from lawns. These pollutants can adversely impact bodies of water that receive stormwater runoff.

Goal 1 To preserve and improve the quality of surface water resources within the watershed.

#### 1.3.2.2. Surface Water Quantity

In a natural, undeveloped setting, the ground is generally pervious, which means that water (including stormwater runoff) can infiltrate into the soil. Land development dramatically changes how stormwater runoff moves in the local watershed, as ground surfaces become covered with impervious materials (e.g., asphalt and concrete) that prevent infiltration of water into the soil. As a result, the rate and volume of stormwater runoff from the site increases. The additional volume of runoff can increase the water level, flood areas that are normally dry, and the potential for erosion. Although both high-water levels (flooding) and low-water levels are of concern, more attention is usually paid to flooding because it is a greater threat to public health and safety and can cause significant damage.

Goal 2 To manage the volume and flow of stormwater runoff to minimize the impacts of land use change on surface water and groundwater resources within the watershed.

#### 1.3.2.3. Groundwater Resource Protection

Groundwater is the primary source of drinking water in the County. Maintaining clean, safe groundwater supplies is critical to human and environmental health and to the economic and social vitality of communities. Once contaminated, groundwater may remain contaminated for long periods of time and clean-up is expensive and technically complex. Prevention of groundwater contamination through best management practices (for example, sealing abandoned wells and carefully siting infiltration practices) is critical.

Goal 3 To preserve and protect groundwater resources within the watershed.

#### 1.3.2.4. Awareness & Behavior

Making the public aware of the role they can play in protecting water resources is a key task of the CCWMO. Most potential contamination threats to surface water and groundwater are human-caused, thus a significant element in the prevention of contamination can occur by educating people about issues and the role they can play in addressing them. Education increases the understanding of risks and helps prevent problems. The CCWMO strives to tailor educational efforts to specific target groups and reduce barriers to encourage sustainable behavior change.

Goal 4 To provide those living, working, and recreating in the CCWMO with the knowledge, skills, and motivation needed to make positive behavior changes that protect surface water and groundwater resources.

#### 1.3.2.5. Coordination with Partners

The CCWMO is one of several government entities with water resource management responsibilities and regulatory authority within the watershed. Overlapping permitting and stormwater management authorities allows for localized protection of water resources but can also create the potential for redundant and inefficient processes. Regular communication between the CCWMO and other units of government can reduce these inefficiencies. In addition, the CCWMO is limited by the availability of funding. Achieving the goals of this Plan with limited funds requires partnerships with other entities working to address water resource issues.

Goal 5 To work with partners to identify and implement efficient solutions to water resource problems.

#### 1.3.2.6. Evaluating Effectiveness & Progress

The CCWMO is a local unit of government responsible for implementing projects and programs to achieve its goals and is constrained by the availability of funding. Achieving the goals of this plan with limited funds requires efficient and effective operation. A robust data collection program, as well as accurate and unbiased interpretation of that data, enables the CCWMO to manage water resources effectively and efficiently.

Goal 6 To collect data and use the best available science to identify problems and evaluate the effectiveness of solutions.

### 1.3.3. Chapter 4: Goals, Policies, and Implementation Strategies

**Chapter 4** includes the goals, policies, and implementation strategies that address the six overarching issues identified during the public input process. For each issue, a goal statement was developed with input from the Carver County Watershed Management Organization (CCWMO) CAC and TAC. Implementation of this plan occurs through the six primary program areas of the CCWMO. The chapter discusses which issues each program is designed to address and includes a list of policies and implementation strategies for each program area.

#### 1.3.4. Chapter 5: Implementation Plan

A summary of the implementation program is included in **Chapter 5: Implementation**. The chapter includes a summary of the budget for each program area and cost share program (Table 5-1). Also included is a summary of each program area and a table listing each implementation strategy identified in Chapter 4 along with additional information on the program area, type of activity, who is responsible for implementation, and a timeframe for implementation (Table 5-2). The list of projects proposed during the life of the plan can be found in Table 5-5.

The chapter also highlights three priority areas that the CCWMO will focus on during the life of this plan: **priority waterbodies**, **priority wetland restoration areas**, and **untreated urban areas**. Given the size of the CCWMO and the vast array of resources and issues within it, there is a need for tools and methods to help focus implementation.

#### 1.3.5. Chapter 6: Administration

Chapter 6: Administration includes information on the authority and organization of the CCWMO. The chapter also includes information on local water plan requirements, CCWMO Plan adoption and amendment procedures, financing, and plan evaluation.

#### 1.3.6. Appendices

The plan contains four appendices:

- **Appendix A: Wetland Functional Value Assessment Methodology** summarizes the process used to assess wetland functional values in the CCWMO.
- **Appendix B: Waterbody Prioritization Results** includes the individual ranking results for each lake and stream reach. See Chapter 5, Section 5.3.1 for additional information.
- **Appendix C: Cost Share Program Criteria** includes the selection criteria for the cost share programs described in Chapters 5 and 6.
- **Appendix D: 2010 Plan Evaluation** includes an evaluation of the CCWMO's success in implementing the 2010 Water Plan.
- **Appendix E: Acronym List & Glossary** contains a list of acronyms used in the plan and a glossary for technical terms found in the plan.