



Carver County Board of Commissioners  
 April 1, 2014  
 Regular Session  
 County Board Room  
 Carver County Government Center  
 Human Services Building  
 Chaska, Minnesota

PAGE

9:00 a.m.	1.	<ul style="list-style-type: none"> <li>a) <b>CONVENE</b></li> <li>b) <b>Pledge of allegiance</b></li> <li>c) <b>Public comments</b> - <i>Anyone wishing to address the Board of Commissioners on an item not on the agenda may come forward at this time. Please limit your comments to five minutes.</i></li> </ul>	
	2.	Agenda review and adoption	
	3.	Approve minutes of March 18, 2014, Regular Session .....	1-3
	4.	Community Announcements	
9:05 a.m.	5.	<b>CONSENT AGENDA</b>	
		<i>Connections: Develop strong public partnerships and connect people to services and information</i>	
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	5.8	Resolution authorizing Court Services to purchase services and collect funds from responsible parties for delinquency prevention, rehabilitation and social services for juvenile clients .....	13-15
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	5.11	Carver County Project No. 1405 - Limestone Rock .....	20-21
	5.12	Carver County Project No. 1406 - Plant Mixed Asphalt.....	22-23
	5.13	Carver County Project No. 1409 - Rental Equipment.....	24-25
	5.14	2014-2015 Carver County/MN Pollution Control Agency Feedlot Program Delegation Agreement .....	26
	5.15	Donation to Foster Care from Material Girls Sewing Guild .....	27
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5.17	Neaton Brothers Erosion, LLC - Contractor's Yard .....	33-37
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5.20	Gail & Glenn Cozine - Indoor Personal Riding Arena .....	43-46
5.21	Shirdi Saibaba Prayer Center, Inc. - Church facility .....	47-51

*Culture: Provide an organizational culture which fosters individual accountability to achieve goals*

5.22	Approval of the 2014 – 2015 Minnesota Public Employees Association Sheriff's Office Licensed Deputies Collective Bargaining Agreement .....	52
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*Finances: Improve the County's financial health and economic profile*

5.23	Review Social Services/Commissioners Warrants .....	NO ATT
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- 9:05 a.m.    **6. CULTURE: Provide organizational culture fostering accountability to achieve goals and sustain public trust/confidence in County government**
- 6.1    Approval to hire a Behavioral Health Manager and transition period with the incumbent..... 53

- 9:10 a.m.    **7. CONNECTIONS: Develop strong public partnerships and connect people to services and information**
- 7.1    Resolution Supporting Free and Open GIS Data ..... 54-56

- 9:20 a.m.    **8. COMMUNITIES: Create and maintain safe, healthy and livable communities**
- 8.1    Sheriff's Office Proclamations..... 57-61
- 8.2    Proclamation to Recognize National Public Health Week as the Community Health Board ..... 62-63
- 8.3    2014 Aquatic Invasive Species Services Program..... 64-65
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11:00 a.m.    **ADJOURN REGULAR SESSION**

- 11:00 a.m.    **BOARD REPORTS**
1. Chair
  2. Board Members
  3. Administrator
  4. Adjourn

David Hemze  
County Administrator

**UPCOMING MEETINGS**

April 8, 2014	No Meeting
April 15, 2014	2:30 p.m. Committee of the Whole Meeting
April 15, 2014	4:00 p.m. Board Meeting
April 22, 2014	7:30 a.m. Carver County Leaders Meeting
April 22, 2014	9:00 a.m. Board Work Session
April 29, 2014	No Meeting
May 6, 2014	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 March 18, 2014. Chair Gayle Degler convened the session at 4:02 p.m.

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

Members absent: Tim Lynch.

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

Ische moved, Workman seconded, to approve the minutes of the March 4, 2014, Regular Session. Motion carried unanimously.

Community announcements were made by the Board.

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

Authorized the purchase of a 2014 Dodge Ram 1500 pickup from Nelson Auto Center in Fergus Falls in the amount of \$23,770.35

Authorized Public Works' purchase of a Mack GU713 chassis for \$120,000; authorized the purchase of plow, box and related equipment from Aspen Equipment for \$107,190 and authorized the purchase of 1996 SnoGo snowblower from Crysteel Truck Equipment in the amount of \$19,625.

Resolution #18-14, Right of Way Acquisition-CSAH 18-Project SP 010-618-013.

Renewed Joint Powers Agreement for a metro area Regional Distribution Node.

Awarded the CSAH 18 reconstruction project (phase 3) to Mathiowetz Construction, Inc., in the amount of \$5,162,153.42.

Contract with Fafinski, Mark and Johnson, P.A.

Contract with ESRI pending finalization of the contract review process.

Agreement with Lancer Hospitality for operation of the Waconia Event Center and authorized the Chair to sign pending finalization of the contract review process.

Joint powers agreement between the City of Victoria and Carver County for a feasibility study of Marsh Lake Road.

Contract with Fred W. Radde and Sons pending finalization of the contract review process.

Reviewed March 11, 2014, Community Social Services' actions/Commissioners' warrants in the amount of \$366,052.47 and March 18, 2014, Community Social Services' actions/Commissioners' warrants in the amount of \$342,593.57.

Motion carried unanimously.

Randy Wolf, Public Health and Environment, introduced Don Buckhout, with the Board of Water and Soil Resources, to discuss BWSR's performance review of the Minnehaha Creek Watershed District.

Buckhout explained BWSR has been working through completing performance reviews of local government units water management plans and indicated they are required to do these once every ten years. He highlighted a map showing the reviews done over the last six years. He stated last year they conducted a performance review of Minnehaha Creek. He explained the report was based on their analysis of how well the District was doing on implementing their plan, a set of performance standards and internal and external surveys.

He shared their conclusions that the District was a highly functioning, high achieving and proactive organization. Buckhout stated the District set a high bar for themselves in their planning, programing and project development. He noted the recommendation for the District to develop strategies to work with the Cities and their recommendation in terms of internal staff management.

Buckhout added it was pleasure for them to do a review of high functioning organizations like the Watershed District.

Bill Olson, Minnehaha Creek Watershed, thanked BWSR for their comments and review. He stated they valued that input and stated they were working hard to make it an effective organization. Olson pointed out last year the District also received the DNR's Watershed of the Year award.

Sherry White, MCWD President, stated they were happy to get a good report and will use the recommendations to improve their programs. She thanked the Board for the ongoing partnership with the Watershed District and looked forward to future common endeavors.

Eric Evenson, District Manager, pointed out their 2013 activities and reviewed the principles that would guide the District. He stated they wanted to work collaboratively with the County and build on common interests.

The Board thanked them for their excellent work.

Martin Walsh, Parks, requested the Board approve a contract with WSB & Associates for Lake Minnewashta Park improvements.

He explained the gravel roadway was approximately one mile long and pointed out the average day traffic count. Walsh stated because of the condition of the road and the need to look at something



that was more maintainable they submitted a grant request and last year received \$562,000. He outlined the project scoping work that was done last fall and identified the areas they looked at within the park. He highlighted the entrance featuring they are considering that included a bypass lane. He also noted the possibility of having boat access parking all at one location.

Walsh reviewed the cost estimate, funding sources and acknowledged their desire to pave was greater than the funds available. He stated after engineering work is done he would come back with options for the Board to consider.

Workman moved, Maluchnik seconded, to approve a contact with WSB & Associates, Inc., and authorized the Chair to sign pending finalization of the contract review process. Motion carried unanimously.

Ische moved, Workman seconded, to adjourn the Regular Session at 4:50 p.m.

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:**

**Charitable Gambling Application for Exempt Permit-Waconia Knights of Columbus #2506**

Primary Originating Division/Dept: <input type="text" value="Property Records &amp; Taxpayer Services"/>	Meeting Date: <input type="text" value="4/1/2014"/>
Contact: <input type="text" value="Sarah Rivers"/> Title: <input type="text" value="Taxpayer Services Clerk"/>	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:

**BACKGROUND/JUSTIFICATION:**

A Charitable Gambling application for Exempt Permit was received from Waconia Knights of Columbus #2506. They plan to hold a raffle on June 20, 2014 at the Knights of Columbus Park located at 9055 Klein Dr, Waconia, MN 55387.

**ACTION REQUESTED:**

Approval to issue a Charitable Gambling License to Waconia Knights of Columbus #2506 for a raffle to be held on June 20, 2014.

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

Related Financial/FTE Comments:

*Office use only:*

RBA 2014 - 2457

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Charitable Gambling Application for Pheasants Forever Mpls. Metro Chapter 11**

Primary Originating Division/Dept:

Meeting

Date:

Contact:

Title:

Item Type:

Consent

Amount of Time Requested:  minutes

Presenter:

Title:

Attachments:  Yes  No

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

A Charitable Gambling application for Exempt Permit was received from Pheasants Forever Mpls. Metro Chapter 11. They plan to hold a raffle on September 18, 2014 at the Marsh Lake Gun Club located at 5785 Hunters Rd, Victoria, MN 55386.

**ACTION REQUESTED:**

Approval to issue a Charitable Gambling License to Pheasants Forever Mpls. Metro Chapter 11 for a raffle to be held on September 18, 2014.

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

Related Financial/FTE Comments:

*Office use only:*

RBA 2014 - 2462

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Renewal Application for Consumption & Display Permit for Marsh Lake Hunting Preserve, Inc.**

Primary Originating Division/Dept:

Meeting

Date:

Contact:

Title:

Item Type:

Amount of Time Requested:  minutes

Presenter:

Title:

Attachments:  Yes  No

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

Shawn Eastman, Manager of Marsh Lake Hunting Preserve Inc. has applied for renewal of the Consumption & Display Permit for the 2014-2015 season. Marsh Lake Hunting Preserve Inc. is located at 5785 Hunters Rd, Chaska. There are no delinquent real estate taxes on this property.

**ACTION REQUESTED:**

Approval of the request for renewal of the Consumption & Display Permit for Marsh Lake Hunting Preserve Inc.

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

**Related Financial/FTE Comments:**

License Fee: Consumption & Display fee \$150.00

*Office use only:*

RBA 2014 - 2464

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

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

Primary Originating Division/Dept: <input type="text" value="PRTS - Property Taxation"/>	Meeting Date: <input type="text" value="4/1/2014"/>
Contact: <input type="text" value="Teri Spencer"/> Title: <input type="text" value="Settlement Tech"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

St Peter Lutheran Church, 3030 Navajo Ave, Watertown, is planning an event to be held Sunday, May 18, 2014. They have submitted an application for a 1 Day to 4 Day Temporary On-Sale Liquor License for this event. It will be held on the church grounds and parking lot. The church board members are: Dale Muhs (President & Chairman); Brenda Dressel (Vice-President); Deborah Muhs (Secretary); Joyce DeNomme (Treasurer). There are no delinquent taxes owing on the property.

**ACTION REQUESTED:**

Approval of the application for a 1 Day to 4 Day Temporary On-Sale Liquor License for St Peter Lutheran Church, Watertown for Sunday, May 18, 2014.

<b>FISCAL IMPACT:</b> <input type="text" value="None"/> If "Other", specify: <input type="text"/>	<b>FUNDING</b> County Dollars = <input type="text"/> <input type="text"/> <b>Total</b> <span style="float: right;"><input type="text" value="\$0.00"/></span>
<b>FTE IMPACT:</b> <input type="text" value="Decrease budgeted staff"/>	

Related Financial/FTE Comments:  
 License Fee: 1 Day to 4 Day Temporary Liquor License is \$100.00 for each event.

Office use only:

RBA 2014 - 2465

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Application for a Seasonal On-Sale Liquor License for Parley Lake Winery LLP dba Parley Lake Winery**

Primary Originating Division/Dept: <input type="text" value="PRTS - Property Taxation"/>	Meeting Date: <input type="text" value="4/1/2014"/>
Contact: <input type="text" value="Teri Spencer"/> Title: <input type="text" value="Settlement Tech"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

Parley Lake Winery owners Steve Zeller (President) and Lin Deardorff (Chairman) have applied for a Seasonal On-Sale Liquor License for the dates of 5/1/14 through 1/31/15. This is the first Seasonal Liquor License application we have received. Per MN Statute 340A.404 sub 6 para B a seasonal liquor license can be issue for a period specified by the Board but not to exceed nine months and no more than one seasonal license may be issued to any one premise during any consecutive 12-month period. Each seasonal liquor license will run for the time period specified on the application and will not coincide with our annual liquor licensing period (11/1 through 10/31). There is no restaurant at the winery so this application is allowed under their MN Farm Winery License.

For the 2012/2013 licensing year Parley Lake Winery applied for and received a full year On-Sale Liquor License which was pro-rated from 6-1-13 to 10-31-13. They did not renew the full year On-Sale Liquor License for the 2013-2014 licensing year.

Parley Lake Winery is located at 8280 Parley Lake Rd, Waconia (parcel 07.8000050). There are three other parcels (07.8000040, 07.8000060 & 07.8000070) that are included in the license as there may be consumption of intoxicating liquor on the additional parcels. None of the four parcels have delinquent taxes.

**ACTION REQUESTED:**

Approval of the application for a Seasonal On-Sale Liquor License for Parley Lake Winery LLP dba Parley Lake Winery.

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

Related Financial/FTE Comments:  
 Seasonal Liquor License Fee - \$1,500.00

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Application for an On-Sale and Sunday Liquor License for WJVA, Inc. dba Timber Creek Golf Course**

Primary Originating Division/Dept: <input type="text" value="PRTS - Property Taxation"/>	Meeting Date: <input type="text" value="4/1/2014"/>
Contact: <input type="text" value="Teri Spencer"/> Title: <input type="text" value="Settlement Tech"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

WJVA, Inc. dba Timber Creek Golf Course has applied for an On-Sale and Sunday Liquor License which has been pro-rated from 4/1/14 through 10/31/14. This was previously licensed under Timber Creek GC LLC dba Timber Creek Golf Course. It was sold earlier this year and the new owners, Brooks Ellingson (President) and Todd Moore (Secretary), have applied for a liquor license under the new name.

They will need to renew this license by 11/1/14 for the 2014-2015 licensing year. Timber Creek Golf Course is located at 9750 County Road 24, Watertown. There are two parcels included on the application; one for the clubhouse (10.0121200) and one for the golf course (10.0121400). There are no delinquent taxes on these parcels.

**ACTION REQUESTED:**

Approval of the application for an On-Sale and Sunday Liquor License for WJVA, Inc. dba Timber Creek Golf Course.

<b>FISCAL IMPACT:</b> <input type="text" value="None"/> If "Other", specify: <input type="text" value=""/>	<b>FUNDING</b> County Dollars = <input type="text" value=""/> <input type="text" value=""/> <b>Total</b> <input type="text" value=""/> <span style="float: right;">\$0.00</span>
<b>FTE IMPACT:</b> <input type="text" value="None"/>	

Related Financial/FTE Comments:  
 On-Sale Liquor and Sunday License pro-rated fee: \$1,293.31.

*Office use only:*

RBA 2014 - 2485

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**National County Government Month**

Primary Originating Division/Dept: Administrative Services

**Meeting**

Date: 4/1/2014

**Item Type:**

Consent

Contact: Nick Koktavý Title: Interim Assistant County Ad...

Amount of Time Requested: minutes

Attachments:  Yes  No

Presenter: Title:

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

Since 1991, the National Association of Counties (NACo) has encouraged counties across the country to actively promote county government programs and services. National County Government Month (NCGM) is celebrated each April by the nation's counties to raise public awareness and understanding about the roles and responsibilities of county government. This year's theme is: Ready and Resilient Counties: Prepare. Respond. Thrive.

**ACTION REQUESTED:**

Motion to approve resolution declaring April 2014 as National County Government Month in Carver County.

**FISCAL IMPACT:** None

**FUNDING**

If "Other", specify:

County Dollars =

**FTE IMPACT:** None

**Total** \$0.00

**Related Financial/FTE Comments:**

*Office use only:*

RBA 2014 - 2492





# BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: \_\_\_\_\_

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

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

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

## NATIONAL COUNTY GOVERNMENT MONTH – APRIL 2014 “READY AND RESILIENT COUNTIES: PREPARE. RESPOND. THRIVE.”

**WHEREAS**, the nation’s 3,069 counties serving more than 300 million Americans provide essential services to create healthy, safe, vibrant and economically resilient communities; and

**WHEREAS**, counties build infrastructure, maintain roads and bridges, administer justice, keep communities safe, run elections, keep records and much more; and

**WHEREAS**, Carver County and all counties take pride in their responsibility to protect and enhance the health, welfare and safety of its residents in sensible and cost-effective ways; and

**WHEREAS**, in order to remain healthy, vibrant, safe, and economically competitive, America’s counties must be able to anticipate and adapt to all types of change; and

**WHEREAS**, through National Association of Counties President Linda Langston’s Resilient Counties initiative, NACo is encouraging counties to focus on how they prepare and respond to natural disasters and emergencies or any situation that the counties may face, such as economic recovery or public health and safety challenges; and

**WHEREAS**, each year since 1991 the National Association of Counties has encouraged counties across the country to actively promote their own programs and services to the public they serve; and

**NOW, THEREFORE, BE IT RESOLVED THAT**, Carver County, does hereby proclaim April 2014 as National County Government Month and encourage all county officials, employees, schools and residents to participate in county government celebration activities.

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 1st day of April, 2014, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 1st day of April, 2014.

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

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Resolution authorizing Court Services to purchase services and collect funds from responsible parties for delinquency prevention, rehabilitation and social services for juvenile clients.**

Primary Originating Division/Dept: <input style="width: 90%;" type="text" value="Court Services"/>	Meeting Date: <input style="width: 80%;" type="text" value="4/1/2014"/> Item Type: Consent <input style="width: 80%;" type="text"/>
Contact: <input style="width: 25%;" type="text" value="John Klavins"/> Title: <input style="width: 35%;" type="text" value="Court Services Director"/>	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No
Amount of Time Requested: <input style="width: 20px;" type="text"/> minutes Presenter: <input style="width: 200px;" type="text"/> Title: <input style="width: 150px;" type="text"/>	

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

Court Services administers probation related services in Carver County for juvenile clients that are under the supervision of the District Court. Court Services and Community Social Services have collaborated for many years in providing delinquency prevention and rehabilitative social services to juvenile clients. These types of services have included counseling, foster care, residential treatment, chemical and mental health services, and other types of interventions. Prior to 01-01-2013, the Court Services "purchase of services budget" was allocated through the County Budget within the Community Social Services Division's budget. The Community Social Services Division reimbursed vendors and program providers and collected funds for Court Services from third party payers and responsible parties based on their ability to pay, as authorized by Minnesota Statutes.

Effective 01-01-2013, Carver County realigned the Community Social Services Budget to move other County Divisions and Agency budgeted funds back to the originating Divisions and Agencies for the purpose of accountability and fiscal responsibility. The current resolution before the County Board clarifies that Court Services is authorized to provide social services for juvenile probation clients, and to reimburse vendors and collect funds (revenue) from third party payers and responsible parties, pursuant to their ability to pay. As a designated "social services agency" under this resolution, Court Services will continue to make payments and collect reimbursements and fees, while maintaining ongoing fiscal responsibility within the County's Budget as has been done for many years.

**ACTION REQUESTED:**

Approve the Resolution authorizing Court Services to purchase and collect funds for delinquency prevention, rehabilitation and social services for juvenile probation clients.

<b>FISCAL IMPACT:</b> <input style="width: 80%;" type="text" value="Included in current budget"/> If "Other", specify: <input style="width: 250px;" type="text"/>	<b>FUNDING</b> County Dollars = <input style="width: 150px;" type="text"/> <input style="width: 150px;" type="text"/> <b>Total</b> <span style="float: right;">\$0.00</span>
<b>FTE IMPACT:</b> <input style="width: 350px;" type="text" value="None"/>	

Related Financial/FTE Comments:  
 Court Services will be making payments and collecting revenue annually under this resolution, which is included within the currently approved County Budget.

*Office use only:*



# BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: \_\_\_\_\_

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

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

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

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**WHEREAS**, the state of Minnesota requires Counties to administer public assistance, social services and adult misdemeanor and juvenile probation services; and

**WHEREAS**, the County of Carver, State of Minnesota, has established the Community Social Services Division to administer the public assistance and social services functions and the Court Services Agency to administer adult misdemeanor and juvenile probation services required by Minnesota Statutes; and

**WHEREAS**, the County of Carver has designated the Court Services Agency to administer the services to prevent delinquency and crime and to rehabilitate within the community persons who come within the jurisdiction of the court and properly subject to efforts to accomplish prevention and rehabilitation pursuant to Minnesota Statutes § 244.19 subd. 3; and

**WHEREAS**, the Court Services Agency is authorized to collect local correctional fees pursuant to Minnesota Statutes § 244.18

**WHEREAS**, prior to January 1, 2013 the Court Services Agency's purchase of service budget was located in the County Budget in the Community Social Services budget, Fund 11; and

**WHEREAS**, the Court Services Agency authorized expenditures of the budgeted funds for social services pursuant to a delegation of authority from the Community Social Services Division; and

**WHEREAS**, the services authorized were social services such as foster care, group care, residential treatment, counseling, electronic home monitoring, chemical health services and mental health services; and

**WHEREAS**, the Community Social Services Division reimbursed the vendors for the services authorized by the Court Services Agency and collected funds from third party payers and responsible parties based on their ability to pay; and

**WHEREAS**, the Community Social Services Division is authorized to collect pursuant to Minnesota Statutes § 260B.331 subd. 1 , § 260C.331 subd. 1 , and § 393.12; and

**WHEREAS**, the Community Social Services Division provided the collections services for the Court Services Agency; and

**WHEREAS**, the County of Carver realigned the Community Social Services Budget effective January 1, 2013 to move other Divisions and Agency budgeted funds within the Community Social Services budget back to the originating Divisions and Agency budgets for the purpose of accountability and fiscal responsibility; and

**WHEREAS**, the Court Services Agency's purchase of service budget was transferred to the Court Services Agency budget; and

**WHEREAS**, the Court Services Agency is now responsible for authorizing services for clients, reimbursing vendors and collecting funds from third party payers and responsible parties pursuant to their ability to pay; and

**WHEREAS**, the Carver County Board of Commissioners approved a 0.50 FTE Collections/Payment Assistant in the Court Services Agency to reimburse vendors and perform collections in the 2013 County Budget; and

**WHEREAS**, the Carver County Board of Commissioners fully intended that the budgetary restructuring and authorization of the additional position to the Court Services Agency would maintain the same level of services to clients and collections as eligible.

**NOW, THEREFORE BE IT RESOLVED**, that the Court Services Agency be designated a "social services agency" pursuant to Minnesota Statutes § 260.755 subd. 13; and

**NOW, THEREFORE BE IT FURTHER RESOLVED**, the Carver County Board of Commissioners authorize the Court Services Agency to provide and purchase social services for clients pursuant to Minnesota Statutes § 260B.331, § 260C.331, and § 393.12; and

**NOW, THEREFORE BE IT FURTHER RESOLVED**, the Carver County Board of Commissioners authorize the Court Services Agency to collect funds pursuant to Minnesota Statutes § 260B.331, § 260C.331, and § 393.12; and

**NOW, THEREFORE BE IT FURTHER RESOLVED**, that the Court Services Agency is hereby authorized to collect miscellaneous fees pursuant to Minnesota Statutes § 373.41.

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

**STATE OF MINNESOTA  
COUNTY OF CARVER**

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the \_\_\_\_ day of \_\_\_\_, 2014, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

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

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

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Carver County Project No. 1403 - Culverts and Polyethylene Pipe**

Primary Originating Division/Dept: <input type="text" value="Public Works"/>	Meeting Date: <input type="text" value="4/1/2014"/>
Contact: <input type="text" value="Lyndon Robjent"/> Title: <input type="text" value="County Engineer/PW Director"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

The purpose of this project is to obtain competitive prices for culverts and high density polyethylene pipe for Carver County and various instrumentalities. The following instrumentalities are parties to this undertaking in addition to Carver County: Townships of Benton, Camden, Dahlgren, Hancock, Hollywood, Laketown, San Francisco, Waconia, Watertown & Y.A. and the Cities of Carver, Chanhassen, Chaska, Cologne, Mayer, New Germany, NYA, Victoria, Waconia and Watertown.

Public Works uses these quotes to purchase material on an as needed basis. Purchase is based on low cost (not always low bid) and availability. Staff estimates transportation cost to compute the lowest cost based on where the material is needed. If material is out of stock from the lowest cost supplier, Public Works will select a different bidder or request additional quotes from others.

**ACTION REQUESTED:**

Accept all quotes and award to all bidders.

<b>FISCAL IMPACT:</b> <input type="text" value="Included in current budget"/> If "Other", specify: <input type="text"/>	<b>FUNDING</b> <table style="width: 100%;"> <tr> <td style="width: 70%;">County Dollars =</td> <td style="width: 30%; text-align: right;"><b>\$96,000.00</b></td> </tr> <tr> <td> </td> <td> </td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: right;"><b>\$96,000.00</b></td> </tr> </table>	County Dollars =	<b>\$96,000.00</b>			<b>Total</b>	<b>\$96,000.00</b>
County Dollars =	<b>\$96,000.00</b>						
<b>Total</b>	<b>\$96,000.00</b>						
<b>FTE IMPACT:</b> <input type="text" value="None"/>							

**Related Financial/FTE Comments:**

The total 2014 general supplies (03-304-030-0000-6501) budget is \$96,000. The purchase of culvert materials by Carver County will be charged against this account. Other purchases charged against this account include items such as guardrails, spot seal coating oil, dust control, seed, tile, fencing, timber, hardware, culvert liners, grates, bands and aprons.

*Office use only:*

RBA 2014 - 2473

# CARVER COUNTY - ABSTRACT OF BIDS

## PROJECT NO. 1403

### QUOTES FOR CULVERTS AND HIGH DENSITY POLYETHYLENE PIPE (5/1/14 - 4/30/15)

Bid Letting:

Thurs., March 6, 2014  
2:30 P.M.

METAL CULVERTS:	True North Steel 3575 85th Ave. NE St. Paul, MN 763-780-1760		Metal Culverts, Inc. 1102 Sykes St. Albert Lea, MN 507-373-3726	
	Riveted	Spiral	Riveted	Spiral
12" 16 Ga. CMP/Culvert (Ft.)	\$7.25	\$6.15	\$7.30	\$7.30
/Band (Bd.)	\$6.25	\$6.25	\$10.95	\$10.95
/Apron (Ea.)	\$35.45	\$35.45	\$44.95	\$44.95
15" 16 Ga. CMP/Culvert (Ft.)	\$8.95	\$7.40	\$9.18	\$9.18
/Band (Bd.)	\$7.50	\$7.50	\$13.77	\$13.77
/Apron (Ea.)	\$43.50	\$43.50	\$57.15	\$57.15
18" 16 Ga. CMP/Culvert (Ft.)	\$10.60	\$9.25	\$10.91	\$10.91
/Band (Bd.)	\$9.40	\$9.40	\$16.37	\$16.37
/Apron (Ea.)	\$56.25	\$56.25	\$74.00	\$74.00
21" 16 Ga. CMP/Culvert (Ft.)	\$12.30	\$10.50	\$12.63	\$12.63
/Band (Bd.)	\$10.65	\$10.65	\$18.95	\$18.95
/Apron (Ea.)	\$68.50	\$68.50	\$89.10	\$89.10
24" 16 Ga. CMP/Culvert (Ft.)	\$14.15	\$11.75	\$14.60	\$14.60
/Band (Bd.)	\$11.95	\$11.95	\$21.90	\$21.90
/Apron (Ea.)	\$85.25	\$85.25	\$110.45	\$110.45
30" 14 Ga. CMP/Culvert (Ft.)	\$21.75	\$18.50	\$22.55	\$22.55
/Band (Bd.)	\$18.75	\$18.75	\$33.83	\$33.83
/Apron (Ea.)	\$150.00	\$150.00	\$186.35	\$186.35
36" 14 Ga. CMP/Culvert (Ft.)	\$25.90	\$22.25	\$26.90	\$26.90
/Band (Bd.)	\$22.50	\$22.50	\$40.35	\$40.35
/Apron (Ea.)	\$230.00	\$230.00	\$300.30	\$300.30
48" 12 Ga. CMP/Culvert (Ft.)	\$48.00	\$40.00	\$50.35	\$50.35
/Band (Bd.)	\$41.00	\$41.00	\$75.53	\$75.53
/Apron (Ea.)	\$585.00	\$585.00	\$659.25	\$659.25
60" 10 Ga. CMP/Culvert (Ft.)	\$77.00	\$64.00	\$80.77	\$80.77
/Band (Bd.)	\$65.00	\$65.00	\$161.54	\$161.54
/Apron (Ea.)	\$1,025.00	\$1,025.00	\$1,172.00	\$1,172.00
82" 10 Ga. CMP/Culvert (Ft.)	no bid	no bid	\$96.43	\$96.43
/Band (Bd.)	no bid	no bid	\$192.86	\$192.86
/Apron (Ea.)	no bid	no bid	\$1,396.60	\$1,396.60
84" 10 Ga. CMP/Culvert (Ft.)	\$125.00	\$95.00	\$112.50	\$112.50
/Band (Bd.)	\$96.00	\$96.00	\$225.00	\$225.00
/Apron (Ea.)	\$1,895.00	\$1,895.00	\$1,650.50	\$1,650.50
<b>HIGH DENS. POLYETH. PIPE:</b>	<b>Corr. Inside</b>	<b>Dual - Wall</b>	<b>Corr. Inside</b>	<b>Dual - Wall</b>
10" x 20' Solid Pipe (Ft.)		\$4.95		
/Coupling (Ea.)		\$4.25		
/Apron (Ea.)		no bid		
12" x 20' Solid Pipe (Ft.)		\$5.25		
/Coupling (Ea.)		\$5.95		
/Apron (Ea.)		\$96.95		
15" x 20' Solid Pipe (Ft.)		\$7.25		
/Coupling (Ea.)		\$11.75		
/Apron (Ea.)		\$96.95		
18" x 20' Solid Pipe (Ft.)		\$10.95		
/Coupling (Ea.)		\$15.95		
/Apron (Ea.)		\$195.95		
24" x 20' Solid Pipe (Ft.)		\$15.95		
/Coupling (Ea.)		\$31.95		
/Apron (Ea.)		\$234.95		
30" x 20' Solid Pipe (Ft.)		\$26.95		
/Coupling (Ea.)		\$70.95		
/Apron (Ea.)		\$575.95		
36" x 20' Solid Pipe (Ft.)		\$32.95		
/Coupling (Ea.)		\$78.95		
/Apron (Ea.)		\$575.95		
<b>H.D. POLYETH. PIPE (LNR):</b>				
15" x 20' Solid Pipe (Ft.)		\$19.95		
18" x 20' Solid Pipe (Ft.)		\$21.95		
24" x 20' Solid Pipe (Ft.)		\$39.95		
30" x 20' Solid Pipe (Ft.)		\$56.95		
36" x 20' Solid Pipe (Ft.)		\$96.95		
48" x 20' Solid Pipe (Ft.)		\$166.95		
Delivery Charge Per Mile		\$2.40		INCLUDED
Location of Loading Point		3575 85th Ave. NE, St. Paul		1102 Sykes St., Albert Lea

**No Bidders Bond is Required**

Recommendation:           Accept both quotes

Awarded To:

3/25/2014  
2:22 PM

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Carver County Project No. 1404 - Mineral Aggregates**

Primary Originating Division/Dept: <input type="text" value="Public Works"/>	Meeting Date: <input type="text" value="4/1/2014"/>
Contact: <input type="text" value="Lyndon Robjent"/> Title: <input type="text" value="County Engineer/PW 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 checked="" type="radio"/> Yes <input type="radio"/> No

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

The purpose of this project is to obtain competitive prices for mineral aggregates for Carver County and various instrumentalities. The following instrumentalities are parties to this undertaking in addition to Carver County: Townships of Benton, Camden, Dahlgren, Hancock, Hollywood, Laketown, San Francisco, Waconia, Watertown & Y.A. and the Cities of Carver, Chanhassen, Chaska, Cologne, Mayer, New Germany, NYA, Victoria, Waconia and Watertown.

Public Works uses these quotes to purchase material on an as needed basis. Purchase is based on low cost (not always low bid) and availability. Staff estimates transportation cost to compute the lowest cost based on where the material is needed. If material is out of stock from the lowest cost supplier, Public Works will select a different bidder or request additional quotes from others.

**ACTION REQUESTED:**

Accept all quotes and award to all bidders.

<b>FISCAL IMPACT:</b> <input type="text" value="Included in current budget"/> If "Other", specify: <input type="text"/>	<b>FUNDING</b> <table style="width: 100%;"> <tr> <td style="width: 70%;">County Dollars =</td> <td style="width: 30%; text-align: right;"><b>\$54,500.00</b></td> </tr> <tr> <td> </td> <td> </td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: right;"><b>\$54,500.00</b></td> </tr> </table>	County Dollars =	<b>\$54,500.00</b>			<b>Total</b>	<b>\$54,500.00</b>
County Dollars =	<b>\$54,500.00</b>						
<b>Total</b>	<b>\$54,500.00</b>						
<b>FTE IMPACT:</b> <input type="text" value="None"/>							

Related Financial/FTE Comments:  
 The 2014 sand budget (03-304-030-0000-6504) is \$4,500 and aggregate (03-304-000-0000-6505) budget is \$50,000. The purchase of sand and mineral aggregates throughout the year by Carver County will be charged against these accounts.

*Office use only:*

RBA 2014 - 2474



**CARVER COUNTY - ABSTRACT OF BIDS**  
**PROJECT NO. 1404**  
**MINERAL AGGREGATES**

*Bid Letting:*

*Thurs., March 6, 2014*

*2:30 P.M.*

	<b>Sibley Aggregates</b> <b>26239 State Hwy. 25</b> <b>Belle Plaine, MN</b>	<b>Wm. Mueller &amp; Sons</b> <b>831 Park Avenue</b> <b>Hamburg, MN</b>	<b>Barton Sand and Gravel</b> <b>7200 Hemlock Lane</b> <b>Maple Grove, MN</b>
<b>SUPPLIER LOADS:</b>			
(1) F.A. 1 Sand (ton)	\$4.35	\$3.80	
(2) F.A. 2 Buckshot (ton)	\$11.00	\$12.45	
(3) F.A. 3 Buckshot (ton)	no bid	no bid	
(4) F.A. 4 Buckshot (ton)	no bid	no bid	
(5) Crushed Gravel Class 1 (ton)	\$6.10	\$6.85	
(6) Crushed Gravel Class 5 (ton)	\$5.25	\$6.00	\$5.50 (recycled matl)
<b>COUNTY/INSTRUMENTALITY LOADS:</b>			
(7) Crushed Gravel Class 5			
Haul Per Ton Mile			
Loading Site	Inters. of CR 6 and 60 Sibley Co./Faxon Twp. 952-873-6326	Carver Pit 5213 Dahlgren Road 952-448-4175	12355 Chestnut Blvd. Shakopee, MN 952-445-9206
\$500.00 Bid Bond	yes	yes	yes

*Recommend Award To:*

All vendors

*Awarded To:*

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Carver County Project No. 1405 - Limestone Rock**

Primary Originating Division/Dept:

**Meeting**

Date:

Contact:  Title:

**Item Type:**

Amount of Time Requested:  minutes

Presenter:  Title:

Attachments:  Yes  No

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

The purpose of this project is to obtain competitive prices for Limestone rock for Carver County and various instrumentalities. The following instrumentalities are parties to this undertaking in addition to Carver County: Townships of Benton, Camden, Dahlgren, Hancock, Hollywood, Laketown, San Francisco, Waconia, Watertown & Y.A. and the Cities of Carver, Chanhassen, Chaska, Cologne, Mayer, New Germany, NYA, Victoria, Waconia and Watertown.

**ACTION REQUESTED:**

Award bid to Bryan Rock Products.

**FISCAL IMPACT:**

If "Other", specify:

**FUNDING**

County Dollars =  **\$236,000.00**

**FTE IMPACT:**

**Total**  **\$236,000.00**

**Related Financial/FTE Comments:**

The 2014 seal coating and aggregate (03-304-030-0000-6550) budget is \$236,000. The purchase of limestone rock throughout the year by Carver County will be charged against this account.

*Office use only:*

RBA 2014 - 2475

***CARVER COUNTY - ABSTRACT OF BIDS***

**PROJECT NO. 1405**

***LIMESTONE ROCK***

<i>Bid Letting:</i>	<b>Bryan Rock Products</b>
<i>Thurs., March 6, 2014</i>	<b>PO Box 215</b>
<i>2:30 P.M.</i>	<b>Shakopee, MN 55379</b>
Quarried Pit Run Riprap (ton)	\$28.40
1 1/2" to Dust Crushed Rock (ton)	\$9.65
3/4" to Dust Crushed Rock (ton)	\$9.65
3/4" Clean Crushed Rock (ton)	\$17.20
1 1/2" Clean Crushed Rock (ton)	\$17.20
3" Crushed Stone (ton)	\$9.75
3" Clean Crushed Rock (ton)	\$17.20
5/16" or 3/8" Washed Chip for Seal Coat (ton)	\$17.20
Haul Per Ton Mile	\$1.45
Location of Pit & Phone No.	Shakopee Quarries Hwy. 41 and 169 952-445-1997
Bidders Bond - \$500.00	yes

*Recommend Award To:*

Bryan Rock Products

*Awarded To:*

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Carver County Project No. 1406 - Plant Mixed Asphalt**

Primary Originating Division/Dept:

**Meeting**

Date:

Contact:  Title:

**Item Type:**

Amount of Time Requested:  minutes

Presenter:  Title:

Attachments:  Yes  No

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

The purpose of this project is to obtain competitive prices for plant mixed asphalt for Carver County and various instrumentalities. The following instrumentalities are parties to this undertaking in addition to Carver County: Townships of Benton, Camden, Dahlgren, Hancock, Hollywood, Laketown, San Francisco, Waconia, Watertown & Y.A. and the Cities of Carver, Chanhassen, Chaska, Cologne, Mayer, New Germany, NYA, Victoria, Waconia and Watertown.

Public Works uses these quotes to purchase material on an as needed basis. Purchase is based on low cost (not always low bid) and availability. Staff estimates transportation cost to compute the lowest cost based on where the material is needed. If material is out of stock from the lowest cost supplier or does not meet county specifications, Public Works will select a different bidder or request additional quotes from others.

**ACTION REQUESTED:**

Accept all quotes and award to all bidders.

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

**Related Financial/FTE Comments:**

The 2014 asphalt (03-304-030-0000-6515) budget is \$30,000. The purchase of asphalt throughout the year by Carver County will be charged against this account.

*Office use only:*

RBA 2014 - 2476

# **CARVER COUNTY - ABSTRACT OF BIDS**

## **PROJECT NO. 1406**

### **PLANT MIXED ASPHALT**

*Bid Letting:*

*Thurs., March 6, 2014*

*2:30 P.M.*

	<b>Chard Tiling/Sibley Aggregates 26239 State Hwy. 25 Belle Plaine, MN</b>	<b>Commercial Asphalt 7200 Hemlock Lane Maple Grove, MN</b>	<b>Wm. Mueller &amp; Sons 831 Park Avenue Hamburg, MN</b>	
Plant Mixed Asphalt (ton) 3/4"- for Primary Overlay Mix...	\$55.75	\$45.60	\$50.45	Duffy Pit
Plant Mixed Asphalt (ton) 1/2"- for Leveling, Bit. Walk,...	\$59.10	\$50.95	\$51.70	Duffy Pit
Plant Mixed Asphalt (ton) 1/2"- for Patching	\$59.50	\$50.45	\$54.10	Carver Plant
Plant Mixed Asphalt (ton) 3/8"- for Crack Patching/Patching	\$64.35	\$56.00	\$63.40	Carver Plant
Plant Mixed Asphalt (ton) 98% / Crack Filling Mix	no bid	no bid	\$74.90	Carver Plant
Plant Mixed Asphalt (ton) Curb Mix w/ 4% Mineral Filler	no bid	no bid	no bid	
Plant Mixed Asphalt (ton) Winter Mix	no bid	\$110.00	\$130.00	Carver Plant
Tack Coat (gal.)	\$5.00	\$35/five gallon pail	\$4.60	Hamburg Shop
Bituminous Debris (ton)	n/c	\$40/tandem load - \$60/semi	\$20/load	Carver Plant
Concrete Debris Clean (ton)	n/c	\$40/tandem load - \$60/semi	\$20/load	Carver Plant
Concrete Debris w/Rebar (ton)	\$3.50	\$40/tandem load - \$60/semi	\$100/load	Carver Plant
Haul Per Ton Mile	no bid	no bid	\$0.80	
Location of Pit	Intersection of CR 6 and 60 Sibley County/Faxon Road 952-873-6326	12355 Chestnut Blvd. Shakopee, MN 952-446-9206	Duffy Pit 23900 Scenic Byway 952-873-2788	Carver Pit 14060 CR 40 952-448-6565
\$500.00 Bid Bond	yes	yes	yes	

*Recommend Award To:*

*Awarded To:*

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Carver County Project No. 1409 - Rental Equipment**

Primary Originating Division/Dept: <input type="text" value="Public Works"/>	Meeting Date: <input type="text" value="4/1/2014"/>
Contact: <input type="text" value="Lyndon Robjent"/> Title: <input type="text" value="County Engineer/PW Director"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

The purpose of this project is to obtain competitive prices from vendors to furnish various types of equipment required on an as needed basis for highway maintenance and operations. Public Works advertises our list of rental equipment needs each year on the County Web Site and interested vendors submit their equipment lists and rental rates.

Portfolios and rental rates are available at Public Works Headquarters.

**ACTION REQUESTED:**

Accept all quotes.

<b>FISCAL IMPACT:</b> <input type="text" value="None"/> If "Other", specify: <input type="text"/>	<b>FUNDING</b> <table style="width: 100%;"> <tr> <td style="width: 70%;">County Dollars =</td> <td style="width: 30%; text-align: right;"><b>\$30,000.00</b></td> </tr> <tr> <td> </td> <td> </td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: right;"><b>\$30,000.00</b></td> </tr> </table>	County Dollars =	<b>\$30,000.00</b>			<b>Total</b>	<b>\$30,000.00</b>
County Dollars =	<b>\$30,000.00</b>						
<b>Total</b>	<b>\$30,000.00</b>						
<b>FTE IMPACT:</b> <input type="text" value="None"/>							

Related Financial/FTE Comments:  
 The total 2014 equipment rental (03-304-030-0000-6340) budget is \$30,000. The cost of actual rental use will be charged against this account.

*Office use only:*

RBA 2014 - 2477

***CARVER COUNTY - ABSTRACT OF BIDS/QUOTES***

***PROJECT NO. 1409***

***RENTAL EQUIPMENT***

***(5/1/14 - 4/30/15)***

*Bid Letting: Thurs., March 6, 2014 2:30 P.M.*

<b><i>Bidder's Name</i></b>	<b><i>Address</i></b>	<b><i>Contact</i></b>	<b><i>Phone Numbers</i></b>	<b><i>Time Frame (COI) (on file - current)</i></b>
Hertz Equipment Rental	800 E. 18th St., Kansas City, MO 64108	Jason Oosterbeek	239-552-5714	1/1/13 - 1/1/14
Wm. Mueller & Sons, Inc.	831 Park Ave., Hamburg, MN 55339	Brad Droege	952-467-2720	4/1/13 - 4/1/14
<b><i>No Bid Bond is Required</i></b>				

New certificates of insurance will be requested for those that have expired (prior to contract period).

*Recommendation:* Accept all quotes

*Awarded To:*

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

2014-2015 Carver County/MN Pollution Control Agency Feedlot Program Delegation Agreement

Primary Originating Division/Dept:

Meeting Date:

Contact:  Title:

Item Type:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

Carver County has been delegated by the Minnesota Pollution Control Agency [MPCA] to implement the State Feedlot Regulations since 1978. In addition to the State's basic rules, the County adopted its own Feedlot Ordinance with County specific rules in 1996. In 2000, the MPCA began providing financial assistance to delegated counties based on the number of feedlots they contain and their level of effort. Carver County currently has 264 feedlots that are large enough to require State Registration and receives about \$28,000 a year in MPCA financial assistance. The County is required to match these funds at a 70% level. The Work Plan and Delegation Agreement needs to be signed by the County Board Chair as per MPCA policy.

The MPCA requires each delegated county to prepare a two year work plan, carry out a list of basic duties [inspections, permitting, education], and report on these activities yearly in order to receive the financial assistance. Environmental Services staff has prepared a 2014 – 2015 Work Plan and Delegation Agreement. MPCA staff has reviewed and approved it.

The Work Plan and Delegation Agreement are very similar to previous years. Feedlots and manure land application site will be inspected. Construction permits will be issued as needed to feedlot owners making changes to their operations. Staff will also look to provide new education opportunities for feedlot owners and continue existing efforts such as the Bevens Creek Manure Management Incentive Program. The County Attorney and Risk Manager have reviewed and approved the agreement.

**ACTION REQUESTED:**

Approve the 2014-2015 County Feedlot Delegation Agreement with the MN Pollution Control Agency

**FISCAL IMPACT:**

If "Other", specify:

**FUNDING**

County Dollars =

Grant Revenue

**Total**

**FTE IMPACT:**

**Related Financial/FTE Comments:**

The actual amount of the grant varies slightly each year due to a "Performance Credit" provision and Legislative actions: \$28,000 and the required 70% matching funds [\$19600] are budgeted in the 2014 Environmental Services budget.

Office use only:

RBA 2014- 2487



# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Donation to Foster Care from Material Girls Sewing Guild**

Primary Originating Division/Dept:

**Meeting**

Date:

**Item Type:**

Contact:  Title:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

The initial donation was approved by the Board on June 21, 2011 when Nicole, a Girl Scout and member of the Chaska High School Material Girls Guild donated 160 clothing bags, blankets and overnight hygiene items to children entering foster care. The Division is running low on these items and contacted the Material Girls Guild and they will be donating 20+ bags and blankets for foster children.

**ACTION REQUESTED:**

To approve the donation of 20+ clothing bags and blankets for children entering foster care.

**FISCAL IMPACT:**

**FUNDING**

*If "Other", specify:*

**County Dollars =**

**FTE IMPACT:**

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

**Related Financial/FTE Comments:**

The bags and blankets are valued at approximately \$10.00 each.

*Office use only:*

RBA 2014 - 2489

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Resolution to Approve a Right of Way Settlement for the Southwest Reconnection Project**

Primary Originating Division/Dept: <input type="text" value="Public Works"/>	Meeting Date: <input type="text" value="4/1/2014"/>
Contact: <input type="text" value="Lyndon Robjent"/> Title: <input type="text" value="Public Works Director/Count..."/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

Carver County is the lead agency for the Southwest Reconnection Project, the construction of the TH 101 bridge over the Minnesota River Valley from Shakopee to Chanhassen and the reconstruction of the CSAH 61/101 "Y" intersection area in Chanhassen. Public Works is currently negotiating with property owners for the right of way/easement needed for the project.

The project is planned to begin in the late spring to early summer of 2014. Public Works has been negotiating with property owners in good faith and has reached a settlement with one of the property owners impacted by the project.

A resolution along with the parcel legal description being acquired is attached.

**ACTION REQUESTED:**

Adopt a resolution approving the settlement amount with the property owners, David B. Zamjahn, Diane V. Zamjahn, Kathleen E. Fink, fka Kathleen E. Busch; Victoria A. Lundgren and Mark B. Lundgren for the Southwest Reconnection Project.

<b>FISCAL IMPACT:</b> <input type="text" value="Included in current budget"/> If "Other", specify: <input type="text" value=""/>	<b>FUNDING</b> County Dollars = <input type="text" value="\$25,000.00"/>
<b>FTE IMPACT:</b> <input type="text" value="None"/>	<b>Total</b> <input type="text" value="\$25,000.00"/>

Related Financial/FTE Comments:  
 It is expected that approximately 75% of the cost will be reimbursed to the county from the state from the County Turnback Fund.

*Office use only:*

RBA 2014 - 2463

**BOARD OF COMMISSIONERS  
CARVER COUNTY, MINNESOTA**

**RESOLUTION NO. 13-\_\_\_\_\_**

**A Resolution Authorizing Acquisition of Easement Areas Encumbering Parcel 6 and Purchase of the Remainder Required for the TH101 Bridge and CSAH 61 ‘Y’ Intersection Project, also known as the Southwest Reconnection Project**

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

WHEREAS, the County, acting by and through its Board of Commissioners, is authorized by law to acquire land and other interests in real estate which are needed for public use or purpose; and

WHEREAS, Carver County wishes to construct roadway and related improvements as part of the TH101 and CSAH 61 ‘Y’ Intersection Project aka The Southwest Reconnection Project (“Project”); and

WHEREAS, on September 3, 2013, by its Resolution No. 47-13, the Board of Commissioners approved Carver County Right of Way Plat No. 21 (County State Aid Highway No. 61) to identify right of way required by the County to construct the Project; and

WHEREAS, based upon appraisals prepared by independent real estate appraisers, and in accordance with authorization of the Board of Commissioners, agents of the County have previously made offers of compensation to owners of property affected by the Project for the easements required for the Project, and have now reached agreement with the owners of Acquisition Parcel 6 which is legally described in Exhibit A attached hereto; and

WHEREAS, the Board of Commissioners finds the proposed terms of settlement reasonable and in the best interests of the County:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF CARVER IN REGULAR MEETING ASSEMBLED, that the Board of Commissioners hereby approves payment of \$25,000 to David Zamjahn; Kathleen Fink, fja Kathleen E. Busch; Victoria A. Lundgren and Mark B. Lundgren, fee owners of Acquisition Parcel 6 and remainder, as compensation for the Easement area described in Exhibit A and remainder, attached hereto.

BE IT FURTHER RESOLVED, that the County Attorney and legal counsel retained by the County are authorized and directed to take all steps necessary to acquire the easements described herein in form acceptable to the County Attorney and legal counsel for the County.

Adopted this 1st day of April, 2014 by the Carver County Board of Commissioners.

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

STATE OF MINNESOTA    )  
   ) ss.  
 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 1<sup>st</sup> day of April, 2014, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 1st day of April, 2014.

\_\_\_\_\_  
Dave Hemze                      County Administrator

Subscribed and sworn to before me  
this 1st day of April, 2014.

\_\_\_\_\_  
Notary Public

My Commission Expires \_\_\_\_\_

Notary Stamp

\_\_\_\_\_  
Chair, Board of Commissioners

ATTEST:

\_\_\_\_\_  
Clerk, Board of Commissioners

**Exhibit A**

**Property Interests Required for TH 101 Bridge and CSAH 61 “Y” Intersection Project**  
**Also known as The Southwest Reconnection Project**

(Acquisition Parcel 6)  
P.I.D. No. 25.035-1000

David B. Zamjahn, Kathleen E. Busch, Victoria A. Lundgren

Taking of permanent easement for right of way purposes over Parcel 6, Carver County Right of Way Plat No. 21, County State Aid Highway No. 61 (containing 0.19 acres, more or less.

Also includes remainder of property.

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Neaton Brothers Erosion, LLC - Contractor's Yard**

Primary Originating Division/Dept:

**Meeting**

Date:

**Item Type:**

Contact:  Title:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

File #PZ20140009. The Planning Commission recommended approval of a new Conditional Use Permit (CUP) for an existing Contractor's Yard in the Hollywood Rural Service District, owned by Chris & Dan Neaton - Neaton Brothers Erosion, LLC, to allow for outside storage and increased operating hours. The business currently operates under CUP #PZ20060015 issued in 2006 which will be terminated and superseded by this new CUP. The applicant states that the business supports farming and agriculture by serving farmers, residents of Carver County and the surrounding area with ditch seeding; pasture seeding, general erosion control practices including the installation of sod and erosion control blankets; snow removal; excavating and construction site street sweeping. The owners also utilize area fields to spread sod remnants and grow hay which they use in the business. The Hollywood Town Board recommended approval of the request at their March 10, 2014 meeting.

**ACTION REQUESTED:**

A motion to adopt Findings of Fact and Issue Order #PZ20140009 for the issuance of a Conditional Use Permit.

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

**Related Financial/FTE Comments:**

*Office use only:*

RBA 2014 - 2479

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

**FILE #: PZ20140009**

**RESOLUTION #: 14-04**

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

**FILE #:** PZ20140009

**APPLICANT/OWNER:** Chris Neaton/Neaton Brothers Erosion, LLC

**SITE ADDRESS:** 3480 County Road 21

**PERMIT TYPE:** Contractor's Yard

**PURSUANT TO:** County Code, Chapter 152, Section(s) 152.097

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

**PARCEL #:** 06-015-1500

**WHEREAS**, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of March 18, 2014; and,

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

1. Chris and Daniel Neaton (Neaton Brothers Erosion, LLC) own a 10.95 acre parcel in the East half (E ½) of the Southeast quarter (SE ¼) of Section 15, Hollywood Township. The parcel is improved with a shop/office and a large pole building used in conjunction with Conditional Use Permit (CUP) #PZ20060015 for their existing contractor's yard. The property is in a Rural Service Overlay District (Hollywood) and the CCWMO (Crow River Watershed).
2. Since 2006, the existing contractor's yard business has been very successful which results in a need for outside storage and expanded hours of operation pursuant to Section 152.097 C10 of the Carver County Zoning Code.
3. The Neaton brothers requested to continue to operate their multi-faceted business (Neaton Brothers Erosion, LLC) from their existing site with expanded hours of operation and outside storage. The site plan and operational plan outlined the details of their operation. According to the applicant, approximately 62% of the business continues to be related to erosion control. Approximately 31% of the business is associated with snow removal and approximately 7% of the business is related to the excavating/construction site activities.
4. The applicant stated that the business supports farming and agriculture by serving farmers, residents of Carver County and the surrounding area with ditch seeding; pasture seeding, general erosion control practices including the installation of sod and erosion control blankets; snow removal; excavating and construction site street sweeping. The owners also utilize area fields to spread sod remnants and grow hay which they use in the business.
5. According to the applicant, the business would continue to operate from the existing 100' x 141' shop (used to wash and repair equipment) connected to the 40' x 60' office; and the separate 80' x 300' pole building. The primary hours of operation would be increased from 7:00 am – 7:00 pm year round to 5:00 am – 10:00 pm from May to October and 7:00 am – 7:00 pm during the months of November thru April. The nature of the business is such that the hours of operation may be earlier or later at times depending on client emergencies, equipment repairs, snowplowing, and farming activities typically permitted in the "A" district during planting and harvesting; hence the applicant's request for flexibility to operate twenty-four (24) hours a day, seven (7) days a week.



Activities between the hours of 10:00 pm to 7:00 am would not typically involve the use of back-up beepers or banging end-gates.

6. There are five (5) full-time employees and thirty-five (35) part-time/seasonal employees (including family) associated with the business. From November to April, approximately six (6) employees report to the business daily. Of the six (6) employees, four (4) remain at the business and two (2) typically obtain work orders/equipment/supplies and report to the job site. From May to October, approximately three (3) employees report to and remain at the business daily. Approximately 12 – 15 employees report to the business, obtain work orders/equipment/supplies and report to the job site. On average, 22 employees will report directly to the job site.
7. According to the applicant, based on the number of employees and the nature of the business, from November to April the business will have approximately sixteen (16) ADT. The proposed ADT from May to October is anticipated to be sixty-six (66); which reflects approximately eight (8) additional employees accessing the property than in 2006.
8. Kate Miner, Carver County Public Works has reviewed the proposed operational plan and ADT and has stated that Public Works is not requiring any roadway improvements with this request.
9. The existing pole building provides for the storage of approximately seven (7) business vehicles and equipment including, three (3) semi's, three (3) mid-sized trucks and one (1) hydro seeder. On average, approximately 15 – 20 pieces of equipment consisting of field work equipment (tractors, trailers, bobcats, excavators, street sweeper, etc.), farm equipment (hay equipment, field cultivator, etc.), four (4) concrete bins which hold job materials, and approximately eighteen (18) employee vehicles may be stored outside on the existing gravel surface. During the months of May thru October, some of the equipment will remain at the job site and not return to the business until the end of the season.
10. Paul Moline, Planning and Water Management Department Manager has reviewed the request and stated that the addition of outside storage on existing gravel surface(s) does not trigger new permit requirements or review by the WMO. Review by the WMO and a possible new permit would be required if any outside storage includes rebuilding of the existing impervious surface (e.g. foundations), or any newly constructed impervious areas. It should be noted that outside storage of any hazardous materials or waste would need to be covered to prevent stormwater runoff, and washing of equipment should not occur in these areas. Both of these examples could be subject to regulations by the state MPCA. The applicant is not proposing outside storage of hazardous materials.
11. The applicant has indicated three (3) to five (5) private events (i.e. employee gatherings, benefits/fund raisers, wedding receptions, etc.) may be held at the business which would be incidental to the operation. Events would not be allowed to be offered in a commercial nature (i.e. no fees collected). According to the applicant, during events portable restrooms will be utilized and the restrooms in the building will be locked prohibiting use.
12. The landscaping which was proposed with the original CUP was completed. Increased screening does not appear to be warranted and may have a negative effect on security.
13. The septic system was installed in 2006 and last pumped in 2011. The alternate septic system site must be preserved and protected.
14. The applicant will continue to utilize the existing three (3) foot by three (3) foot monument sign.
15. At the time of the meeting, one (1) letter of support had been received.
16. The Hollywood Town Board reviewed the request at their March 10, 2014 Town Board meeting and recommended approval.

**THEREFORE, BE IT RESOLVED,** THAT The Carver County Planning Commission hereby recommends the issuance of Conditional Use Permit #PZ20140009 for a Contractor's Yard on the land described in Exhibit "A" of the permit application. The Planning Commission further recommends that this permit shall terminate and supersede the prior approved Conditional Use Permit #PZ20060015 (Document # A443391). The Planning Commission further recommends that the following conditions be attached to the permit:

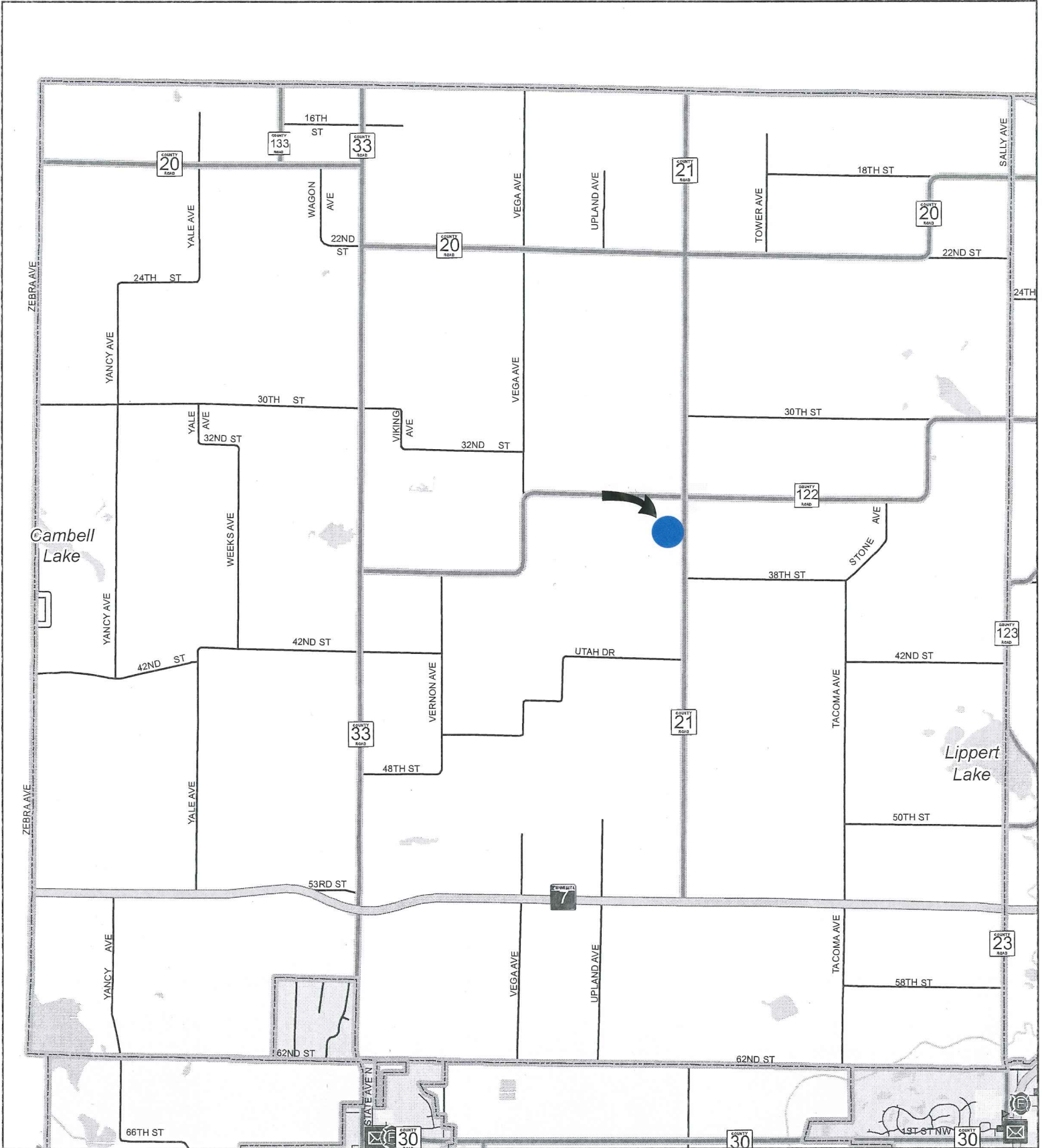
1. The permit is subject to administrative review. A change in ownership, operations or operator shall be cause for the permit to be reviewed by Land Management for a determination as to whether an application for an amendment or similar consideration is necessary. Proposed owners and/or operators are encouraged to contact Land Management as early on in the timeline of the proposed change as possible.
2. The operation shall be substantially in accordance with the submitted operational & site plans (dated: 3/5/2014). These plans shall be attached to and become part of this permit. The hours of the operation shall typically conform to the hours of 5:00 am – 10:00 pm daily from May thru October and 7:00 am – 7:00 pm daily from November thru April with the understanding that hours may be earlier or later in the event of a client emergency, equipment repair, snowplowing or typical farming activities that are permitted in the "A" district during planting and harvest.
3. All business related trucks, equipment and supplies shall be stored within existing structures or the approved operational area. No additional impervious surfaces shall be created to accommodate outside storage. Washing of equipment shall only occur in structures which have a floor drain connected to a holding tank.
4. Private events (i.e. employee gatherings, benefits/fund raisers, wedding receptions, etc.) at the business shall be incidental to the operation and limited to five (5) per year. During events, portable restrooms serviced by a licensed company shall be utilized and the restrooms in the building shall remain locked to prohibit use. Events shall not be offered in a commercial nature (i.e. no fees collected).
5. All structures used in conjunction with the contractor's yard operation shall meet the requirements of the Minnesota State Building Code.
6. The easements recorded on the property related to the shared driveway as well as drainage and pond maintenance responsibilities shall remain in effect.
7. Permittee shall maintain a Hazardous Waste Generator's License if required by the Environmental Services Dept.
8. Permittee shall maintain a Certificate of Workers' Compensation Insurance or submit a proper affidavit to the Land Management Department.
9. A single family dwelling will not be constructed on the property without an amendment to this permit.

**ADOPTED** by the Carver County Planning Commission this 18<sup>th</sup> day of March, 2014.

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Ted Beise  
Planning Commission Vice-Chair

# HOLLYWOOD TOWNSHIP



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



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Map Created by Carver County GIS

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Retainage reduction on County Project SP 010-611-006**

Primary Originating Division/Dept:

**Meeting**

Date:

Contact:

Title:

**Item Type:**

Amount of Time Requested:  minutes

Presenter:

Title:

Attachments:  Yes  No

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

Project SP 010-611-006 includes reconstruction of CSAH 11 between CSAH 61 and CSAH 10.

The original project contract amount was \$ 6,521,186.81 million. The total of all work completed to date by Duinick, Inc. is \$ 6,061,790.87 and according to the project specifications, Carver County retains 5% (\$303,089.54) of this total. Presently, the total amount paid to Duinick, Inc. for work done by them is \$ 5,758,701.33 (this total is after reducing the total of all work completed by the 5% retainage).

The work for this project was completed during the 2012 and 2013 season. The majority of work left to be completed involves punchlist items and some minor work. The remaining work is expected to be completed by June of 2014.

Duinick, Inc. is requesting to reduce the 5% retainage to 1.5%. The request to reduce and release retainage is appropriate and based on the project specifications and staffs evaluation; it is staff's recommendation to lower the 5% (\$303,089.54) retainage to 1.5% (\$90,926.86).

**ACTION REQUESTED:**

Approve reducing the contract retainage for Project SP 010-611-006 to \$90,926.86 and allow the release of the corresponding retainage amount of \$212,162.68 to Duinick, Inc.

**FISCAL IMPACT:**

If "Other", specify:

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

Related Financial/FTE Comments:

Office use only:

RBA 2014 - 2481

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Matt Oscarson - Contractor's Yard**

Primary Originating Division/Dept:

**Meeting**

Date:

**Item Type:**

Contact:  Title:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

File #PZ20140008. The Planning Commission recommended approval of Matt Oscarson's Conditional Use Permit (CUP) request for a Contractor' Yard (Oscarson Masonry, LLC.) on his 20+ acre property located in Waconia Township. The applicant homesteads the existing residence on the subject property. The business would operate from an approximate 70' x 160' (11,200 sq. ft.) storage building. The hours of operation would typically be 7:00 a.m. - 6:00 p.m. Monday through Friday and on occasional Saturdays during the summer with varying hours in the winter. There are seven (7) employees associated with the business in addition to the owner and/or family members residing at the property. The business currently utilizes seven (7) business vehicles, mostly trucks and vans; however, the applicant also has one (1) crane truck which usually moves from job site to job site, but may be stored at the subject property. There would be minimal outside storage of business equipment and supplies; however, any outside storage would be screened from neighboring views. The applicant is planning on constructing a berm with tree plantings to further help screen the view from neighboring properties. Approximately ten (10) vehicle trips per day are anticipated as part of the business activity. The structure to be utilized as part of the business activity is required to meet State Building Code. The Carver County Public Works Division has reviewed the request and is not requiring road improvements/upgrades at this time. The Waconia Town Board has recommended approval.

**ACTION REQUESTED:**

A motion to adopt findings of fact and issue Order #PZ20140008 for the issuance of a Conditional Use Permit.

**FISCAL IMPACT:**

**FUNDING**

*If "Other", specify:*

County Dollars =

**FTE IMPACT:**

**Total**

Related Financial/FTE Comments:

*Office use only:*

RBA 2014 - 2482

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

**FILE #: PZ20140008**

**RESOLUTION #: 14-03**

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

**FILE #:** PZ20140008

**APPLICANT/OWNER:** Matt Oscarson

**SITE ADDRESS:** 12450 Co Rd 32 Waconia

**PERMIT TYPE:** Contractor's Yard

**PURSUANT TO:** County Code, Chapter 152, Section 152.079 C10

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

**PARCEL #:** 09-016-0812

**WHEREAS**, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of March 18, 2014; and,

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

1. Matt Oscarson owns a 20.04 acre property in the Southeast Quarter (SE¼) of the Southwest Quarter (SW¼) of Section 16, Waconia Township. The parcel is improved with a residence and a detached accessory structure. The property is in the Agriculture Zoning District and the CCWMO (Carver Creek Watershed).
2. The applicant is requesting a Conditional Use Permit (CUP) to operate a Contractor's Yard pursuant to Section 152.079 C10 of the Carver County Zoning Code.
3. Mr. Oscarson homesteads the property and is a self-employed owner of Oscarson Masonry, LLC. He currently operates the business from the site; however, there is minimal equipment on the site. The business would operate at the property from 7:00 a.m. to 6:00 p.m. Monday through Friday during the summer and varying hours in the winter. Set hours may fluctuate depending on the weather and the work load. The applicant requested the ability to operate on occasional Saturdays throughout the year in order to satisfy neighborhood questions. There are seven (7) employees associated with the business in addition to the owner and/or family members residing at the property. There are a total of seven (7) business vehicles, mostly trucks and vans, which may be stored on or accessing the property. In addition to the vehicles, Mr. Oscarson also has one (1) crane truck which usually moves from job site to job site, but may be stored at the residence. Approximately ten (10) trips per day associated with the contractor's yard are anticipated. However, there may possibly be a few more throughout the day depending on the need of picking up extra materials/supplies for a job site and/or deliveries. The site will accommodate parking for eight vehicles outside of the proposed structure.
4. Mr. Oscarson is proposing to construct an approximate 70' x 160' (11,200 sq. ft.) building to be utilized as part of the contractor's yard business. This structure would allow him to have a heated shop area (approx. 40' x 70') and the remainder of the structure would be utilized as cold storage. The materials to be stored on the site would include aluminum panels, drain tile, baskets, poly, rebar wall ties and vehicles. There may be other items stored in the structure such as a personal boat, fish house, etc. Mr. Oscarson is not planning on having a bathroom or water service in the building. However, if future plans include adding a restroom and/or remodeling the structure the Permittee shall discuss the proposed project with the County Building Official. The exterior of the proposed structure will have approximately 100 feet of red rock around the structure for parking and driving. The structure will also allow him to keep the property and equipment clean and visually appealing to neighbors and the general public driving by on County Road 32. As proposed, the structure will only have one (1) side of the building exposed to neighbors. Mr. Oscarson has stated that he will be constructing a berm with some tree plantings to further help screen the view from neighboring properties.

Pursuant to the Carver County Zoning Code, any outside storage of equipment and/or supplies will need to be screened from the view of neighboring property owners and the public road.

5. At this time, Mr. Oscarson is not planning on having any signage for the business; however, based on the signage regulations pursuant to Chapter 154 of the County Code, he would be allowed an area not to exceed 32 square feet of surface area. The size of the two-sided sign shall be calculated based on the surface area of only one of the sides, provided the sign surfaces are completely flush.
6. Kate Miner, Carver County Public Works has reviewed the proposed operational plan and has stated that Public Works is not requiring any roadway improvements with this request. If there is a substantial increase in the average daily trips related to the commercial use may be cause for review in the future by Public Works and possible improvements at the landowner's expense.
7. The Waconia Town Board reviewed and recommended approval of the request at their February 10, 2014, Town Board meeting.

**THEREFORE, BE IT RESOLVED,** THAT The Carver County Planning Commission hereby recommends the issuance of Conditional Use Permit #PZ20140008 for a Contractors Yard on the land described in Exhibit "A" of the permit application. The Planning Commission further recommends that the following conditions be attached to the permit:

1. The permit is subject to administrative review. The Permittee shall maintain homestead status on the property. A change in ownership, operations or operator shall be cause for the permit to be reviewed by Land Management for a determination as to whether an application for an amendment or similar consideration is necessary. Proposed owners and/or operators are encouraged to contact Land Management as early on in the timeline of the proposed change as possible.
2. The operation shall be in accordance with the submitted operational plan (dated: 2/10/14) & site plans (dated: 3/6/14). These plans shall be attached to and become part of this permit, with the allowance to operate on occasional Saturdays (approx. 1 per/month) which would be in addition to his normal days of Monday through Friday.
3. Permittee shall obtain the appropriate building permit(s) prior to the construction of the approximate 70' x 160' structure. All structures used in conjunction with the contractor's yard operation shall meet the requirements of the Minnesota State Building Code. Any future remodeling and/or additions proposed for the subject building will need to be discussed with the Carver County Building Official to determine whether or not a new permit may be needed.
4. A maximum of nine (9) business vehicles may be stored and/or permitted on the site. All outside storage shall be screened from neighboring properties and the public road.
5. Permittee shall maintain the Non-generator's Certificate or contact the Environmental Services (E.S.) Department to obtain a Hazardous Waste Generator's License if there is an increase in hazardous waste generated at the site.
6. Permittee shall comply with road access requirements as determined by the road authority.
7. Permittee shall submit a Certificate of Workers' Compensation Insurance and/or proper affidavit to the Land Management Department.
8. Permittee shall implement a landscaping plan to include the construction of a berm with tree plantings (on top) around the south and west sides of the operational area.

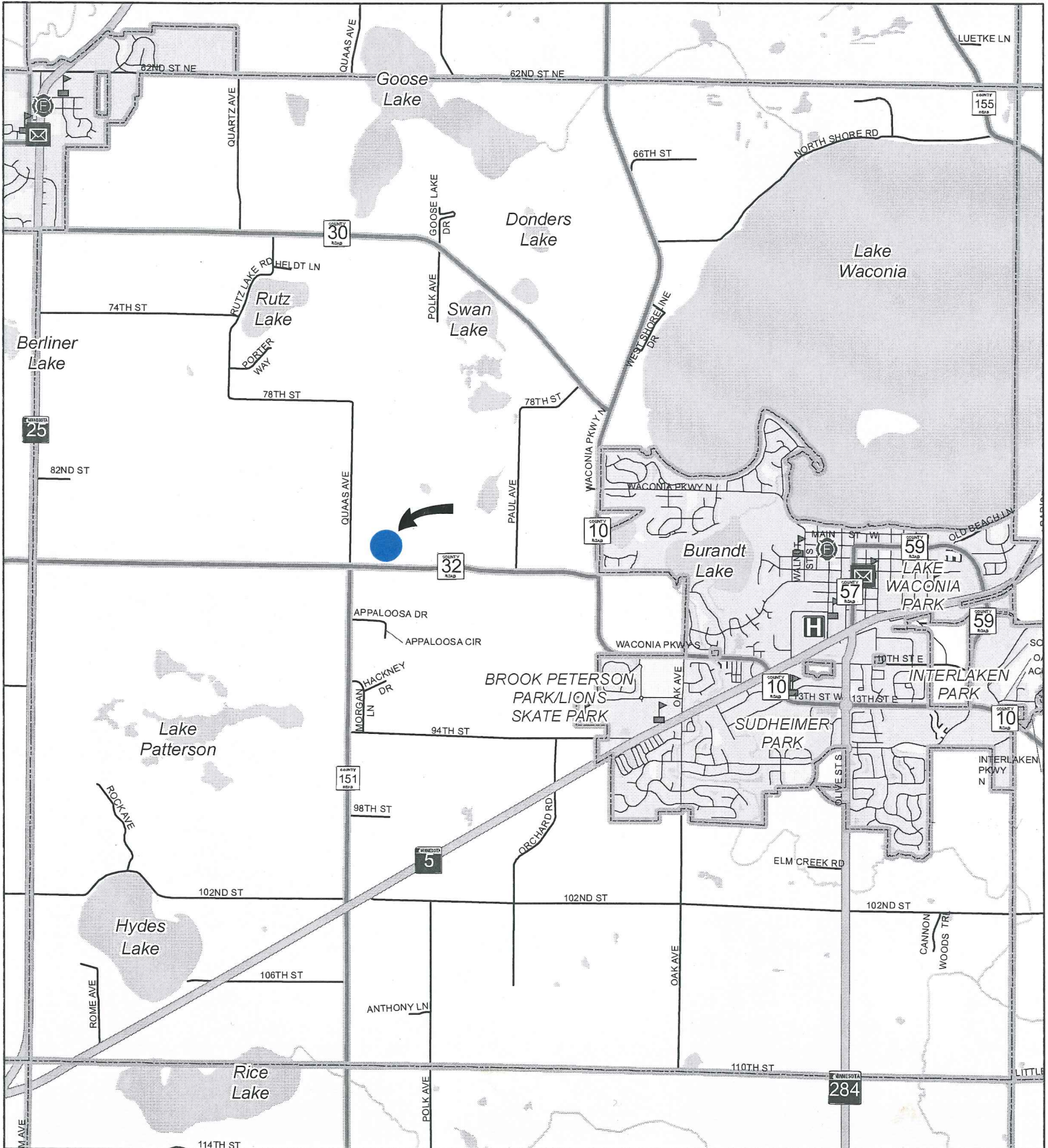
**ADOPTED** by the Carver County Planning Commission this 18<sup>th</sup> day of March, 2014.

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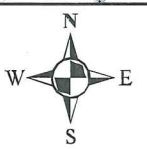
Ted Beise  
Planning Commission Vice-Chair



# WACONIA TOWNSHIP



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





# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Gail & Glenn Cozine - Indoor Personal Riding Arena**

Primary Originating Division/Dept:

**Meeting**

Date:

Contact:  Title:

Item Type:

Consent

Amount of Time Requested:  minutes

Presenter:  Title:

Attachments:  Yes  No

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

File #PZ20140005. The Planning Commission recommended approval of a Conditional Use Permit (CUP) for an Equestrian Facility (Indoor Personal Riding Arena) on a 10 acre parcel in Section 31 of Waconia Township. A 60' x 120' indoor riding arena is proposed. The arena would be utilized for personal use only for their own four horses. Waconia Township has recommended approval.

**ACTION REQUESTED:**

A motion to adopt Findings of Fact and issue Order #PZ20140005 for the issuance of a Conditional Use Permit.

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

Related Financial/FTE Comments:

*Office use only:*

RBA 2014 - 2483

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

**FILE #: PZ20140005**

**RESOLUTION #: 14-02**

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

**FILE #:** PZ20140005

**OWNER/APPLICANT:** Glenn & Gail Cozine

**SITE ADDRESS:** 13850 Highway 5

**PERMIT TYPE:** Equestrian Facility (Personal Riding Arena)

**PURSUANT TO:** County Code, Chapter 152, Section 152.079 C5

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

**PARCEL #:** 09-510-0101

**WHEREAS**, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of March 18, 2014; and,

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

1. Glenn & Gail Cozine own 10.00 acres located in Government Lots 4, 5 & 6 in Section 31 of Waconia Township. The property is improved with an existing residence and detached accessory structure, a horse run-in, grazing pasture and a creek with wetlands. The site is located within the Agriculture Zoning District, the Shoreland Overlay District (Hydes Lake) and the CCWMO – Carver Creek watershed.
2. The applicants requested a Conditional Use Permit (CUP) for a personal riding arena approximately 60' x 120' pursuant to Section 152.079 C5 of the Carver County Code.
3. The operational plan (dated 2/7/14) and site plan (dated 1/31/2014) identify the existing structures on the property as: the residence, accessory structure which is used as a stable with four (4) stalls, tack room, hay and personal storage. A 12' x 15' horse run-in is located on the northeast side of the pasture. The proposed approximate 60' x 120' indoor riding arena would be located east of the existing detached structure. According to the applicants, the arena will not have insulation or plumbing. In addition, the applicants are requesting a second 12' x 15' run-in for the other pasture. Any additional buildings associated with the equestrian facility will require discussion with Land Management to determine whether a new CUP will be required.
4. The applicants requested the indoor riding arena for personal use. According to the applicants, no event or shows will be associated with the proposed equestrian facility.
5. Due to the location of the proposed structure to sensitive areas (creek & wetland), an erosion and sediment control permit will be required prior to the any grading to commencing construction.
6. A Certificate of Compliance (COC) for the existing septic system was submitted as part of the property transfer in 2013. However, based on the close proximity of the proposed accessory structure to the alternate septic site, extra precautionary measures must be taken. Therefore, a licensed septic designer must field verify the location of the

alternate site, stake the outside corners, fence off the area to protect it from construction traffic, and provide a site plan to scale to the Environmental Services Department. The site plan is to show the locations of the soil borings, edge of the alternate septic site, the minimum 20' setback to the proposed accessory structure/land alterations and a minimum of 10 feet from the easterly property line.

7. The Carver County feedlot staff has reviewed the site and operational plan. Manure must be managed to meet all stockpiling and land application of manure setbacks and should not create a pollution hazard. The applicants shall comply with the memo from Lori Brinkman, Assistant Feedlot Administrator dated 3/3/2014.
8. The applicants homestead the property which is located on a hard surface road. The proposed location meets the required setbacks from Hydes Lake, wetlands, the existing septic system and the easterly property line.
9. The Waconia Town Board reviewed this request at their January 27, 2014 Town Board meeting where they recommended approval.

**THEREFORE, BE IT RESOLVED,** THAT The Carver County Planning Commission hereby recommends the issuance of Conditional Use Permit #PZ20140005 for an Equestrian Facility on the land described in Exhibit "A" of the permit application. The Planning Commission further recommends that the following conditions be attached to the permit:

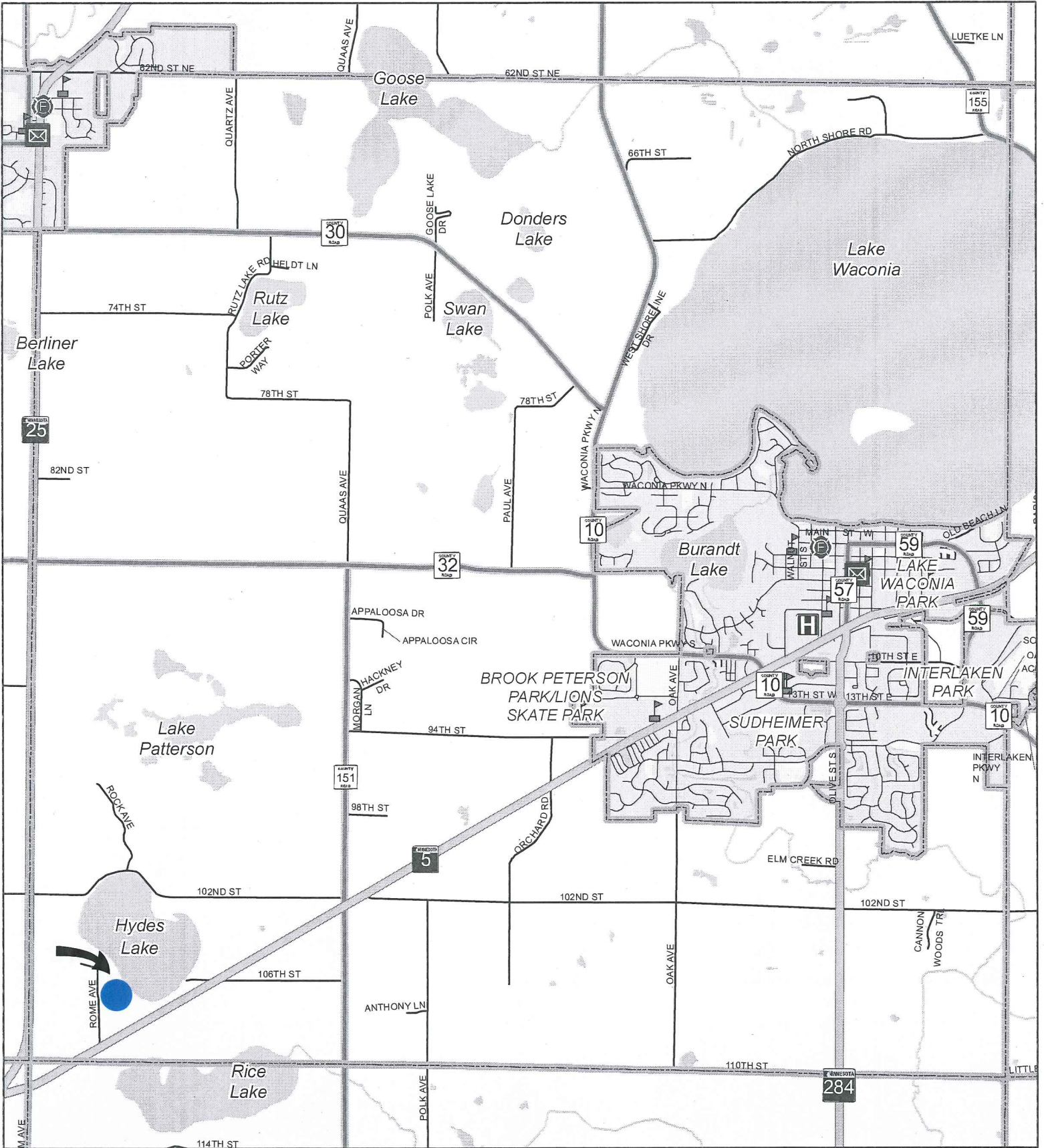
1. The permit is for accessory use only and is subject to administrative review. The construction plans and site plan shall be considered part of this permit.
2. Permittee shall obtain an erosion and sediment control permit from the Planning and Water Management Department prior to any grading or site alterations.
3. Permittee shall obtain all necessary building permits from the Land Management Department prior to constructing the structure.
4. A licensed septic designer shall field verify the location of the alternate site, stake outside corners, fence off the area to protect it from construction traffic, and provide a detailed site plan to scale verifying compliance with Chapter 52 including setbacks to the proposed structure and the easterly property line.
5. Permittee shall comply with the letter from the Lori Brinkman, Assistant Feedlot Administrator dated 3/3/14.
6. The Permittee shall maintain homestead status on the property.

**ADOPTED** by the Carver County Planning Commission this 18<sup>th</sup> day of March, 2014.

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Ted Beise  
Planning Commission Vice-Chair

# WACONIA TOWNSHIP



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





# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Shirdi Saibaba Prayer Center, Inc. - Church facility**

Primary Originating Division/Dept:

**Meeting**

Date:

**Item Type:**

Contact:

Title:

Amount of Time Requested:  minutes

Presenter:

Title:

Attachments:  Yes  No

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

File PZ20140007. The Planning Commission has recommended approval of a Conditional Use Permit for a Prayer Center facility to be located in Section 35 of Laketown Township (current owner: Victoria Properties, LLC). The applicant, Shirdi Saibaba Prayer Center, Inc. (represented by Kiran Buddi and Sirish Samba), is proposing to purchase 42.4 acres of the subject parcel, which is the portion located on the southerly side of Co Rd 10. The Board of Adjustment issued Order #PZ20140001 authorizing reduced parcel width and access separation. The applicant is proposing the development of a place of worship with an approximate 25,000 square-foot single story structure and associated parking to accommodate 200 vehicles. . The proposed assembly/worship hall would be approximately 13,000 sq. ft., designed to provide seating for up to 600 worshippers. The service kitchen area would be approximately 5,000 sq. ft. and the gathering areas and administrative offices would consist of approximately 7,000 square feet. The Laketown Town Board has also recommended approval of the request.

**ACTION REQUESTED:**

A motion adopting findings of fact and issuing Order #PZ20140007 for the issuance of a Conditional Use Permit.

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

**Related Financial/FTE Comments:**

*Office use only:*

RBA 2014 - 2486

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

**FILE #: PZ20140007**

**RESOLUTION #: 14-05**

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

**FILE #:** PZ20140007

**APPLICANT:** Shirdi Saibaba Prayer Center, Inc.

**OWNER:** Victoria Properties, LLC

**SITE ADDRESS:** 56xx Co Rd 10 (vacant land)

**CUP TYPE:** Large Scale Activity, Church

**PURSUANT TO:** Carver County Code: Sections 152.080 (C) 2

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

**PARCEL #:** 07-035-0320

**WHEREAS**, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of March 18, 2014; and,

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

1. Victoria Properties, LLC owns an approximate 96.62 acre parcel located in the E1/2 of the SE1/4 of Section 35 of Laketown Township, The property is land only, located in the Transition Area Overlay District (Victoria future land use) and CCWMO- West Chaska Creek watershed.
2. The applicant, Shirdi Saibaba Prayer Center, Inc. (represented by Kiran Buddi and Sirish Samba), is proposing to purchase 42.4 acres of the subject parcel, which is the portion located on the southerly side of Co Rd 10. The Board of Adjustment issued Order #PZ20140001 authorizing reduced parcel width and access separation. The applicant has submitted the Conditional Use Permit application for the proposed development of a place of worship. The applicant's letter describes the facility and type of non-profit operation(s) in detail.
3. Section 152.080 (C) 2 of the Zoning Code addresses the standards for a Large Scale Activity – "Churches" Conditional Use Permit.
4. The applicant's request meets the standards of the Zoning Code. A boundary and topographical survey of the proposed 42.4 acre parcel has been completed and submitted. The Conditional Use Permit would allow the applicant to construct an approximate 25,000 square-foot single story facility and associated parking to accommodate approximately 200 vehicles. Development of the site would begin with the access and driveway construction, and the main structure would likely be built in 2 to 3 years, depending on financial means. Landscaping and screening would be provided along both sides of the driveway and around the perimeter of the operational area. The Zoning Code standard for screening is: *Plantings may be utilized for screening purposes provided the plantings are of a type that will attain six to eight feet in height and 50% opacity throughout the year within two growing seasons after planting.*
5. The applicant has submitted a conceptual access plan, including proposed turn lanes located within the CSAH 10 right-of-way. Based on the most recent site plan, the access would be centered on the property within the existing 277.84' parcel width. Kate Miner, Carver County Traffic Engineer, has provided the applicant with the applicable standards including turn lanes, which have been incorporated into the access plan.
6. The applicant has submitted the conceptual drainage plan for the site. Kent Torve, the County's consulting engineer, has reviewed the plan and has submitted a memo stating that it is feasible for the applicant "to meet the County's rate,

water quality, and volume requirements on site.”

7. The applicant has provided details on the typical hours of operation for the facility (generally open from 9 a.m. to 9 p.m.). Thursday evenings would be the busiest day with an estimated 100-140 vehicle trips (ADT). However, the applicant notes that traffic is spread throughout the service hours because their services are typically not conducted at a set time.
8. There are no existing buildings on the property. The proposed Prayer Center (temple) would be a total of approximately 25,000 sq. ft. The applicant has provided an illustration of a comparable facility located in Plano, Texas. The proposed assembly/worship hall would be approximately 13,000 sq. ft., designed to provide seating for up to 600 worshippers. The service kitchen area would be approximately 5,000 sq. ft. and the gathering areas and administrative offices would consist of approximately 7,000 square feet.
9. The County parking standards require one parking space per three seats based upon the design capacity of the main assembly/worship hall. The applicant has indicated the worship hall will be designed for 600 seats; therefore, requiring 200 parking spaces, as proposed.
10. A letter has been submitted by John White, the neighboring landowner to the east of the proposed driveway. In response to Mr. White’s comments and concerns, the applicant has met with him on-site and modified the original site plan to increase setbacks, center the access, and to illustrate the proposed landscaping.
11. The Laketown Town Board has reviewed the request at their March 10, 2014 Town Board meeting and has recommended approval of the CUP.
12. Holly Kreft, City of Victoria Community Development Director, has submitted a memo which discusses the City’s 2030 Comprehensive Plan, Future Land Use Map, and typical city zoning requirements. Ms. Kreft has recommended that development would accommodate future expansion, eventual connections to City services, additional landscaping and/or berming, and an appropriate location for a future playground.

**THEREFORE, BE IT RESOLVED,** THAT The Carver County Planning Commission hereby recommends the issuance of Conditional Use Permit #PZ20140007 for a Large Scale Activity –Church, on the land described in Exhibit “A” of the permit application. The Planning Commission further recommends that the following conditions be attached to the permit:

1. A Minor Subdivision application shall be submitted and approved prior to the recording of any deed(s). The parcel shall be subdivided in accordance with Board of Adjustment Order #PZ20140001 and applicable County Code requirements
2. The permit is subject to administrative review. A change in ownership, operations or operator shall be cause for the permit to be reviewed by Land Management for a determination as to whether an application for an amendment or similar consideration is necessary. Proposed owners and/or operators are encouraged to contact Land Management as early on in the timeline of the proposed change as possible.
3. The development and operation of the facility shall be substantially in accordance with the submitted operational plan and letter, dated 2/18/14), and the approved conceptual site plan. These plans shall be attached to and become part of this permit. The landscaping plan shall be implemented as soon as practicable, and the plantings must be of a type that will attain six to eight feet in height and 50% opacity throughout the year within two growing seasons. The landscaping plan shall be updated and implemented to also include the southerly and westerly portions of the property, such that, the tree plantings are extended around the entire perimeter of the operational area.
4. The access shall be designed in accordance with the standards specified by Carver County Public Works. An appropriate permit(s) shall be obtained before any work commences within the CSAH 10 right-of-way.

5. Any grading and/or filling activity on the property shall be completed in accordance with the Carver County Water Management guidelines and the Wetland Conservation Act (WCA), if applicable. Any and all site improvements shall be completed pursuant to Chapter 153 – Water Resource Management.
6. Permittee shall comply at all times with the County standards as detailed in Chapter 152 – Zoning Code and Chapter 154 – Sign Regulations. These regulations include, but are not limited to, standards for parking and signage.
7. Permittee shall obtain the required building permits and SSTS (septic system) permits prior to construction. The facility shall be designed to allow for future connection to city sewer and water. All structures utilized as part of the Prayer Center facility shall meet the applicable State Building Code requirements, and SSTS standards pursuant to Chapter 52 of the County Code.
8. Any existing drain tile(s) on the site must be maintained and/or re-routed, such that flow through the property is not hindered or adversely altered.
9. Permittee shall submit a copy of the Certificate of Workers’ Compensation Insurance or sign an appropriate affidavit regarding employee status and submit it to the Land Management Department.

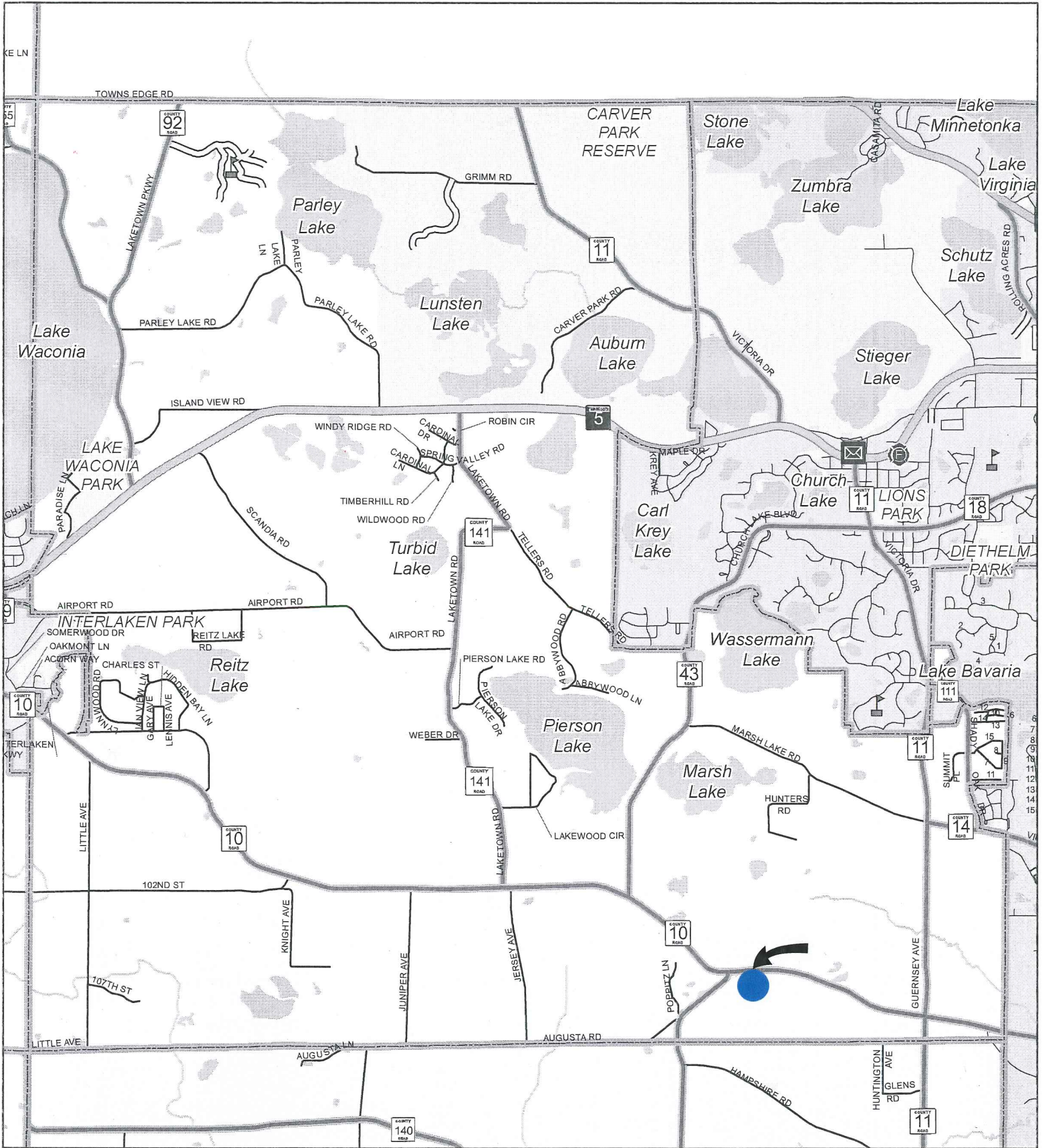
**ADOPTED** by the Carver County Planning Commission this 18<sup>th</sup> day of March, 2014.

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Ted Beise  
Planning Commission Vice-Chair



# LAKETOWN TOWNSHIP



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# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Approval of the 2014 – 2015 Minnesota Public Employees Association Sheriff's Office Licensed Deputies Collective Bargaining Agreement**

Primary Originating Division/Dept: <input type="text" value="Employee Relations"/>	Meeting Date: <input type="text" value="4/1/2014"/>
Contact: <input type="text" value="Kerie Anderka"/> Title: <input type="text"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text"/> minutes	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Presenter: <input type="text"/> Title: <input type="text"/>	

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

Minnesota Public Employees Association (MNPEA) Licensed Deputies and the County have completed negotiations for the successor collective bargaining agreement (CBA) and the membership has ratified the 2014 – 2015 CBA.

The major changes in terms and conditions are:

- Effective 7/14/2014, employees at top of range receive 1.25% wage increase; employees within range receive 1.75% increase.
- Effective 3/9/2015, employees at top of range receive 1.25% wage increase; employees within range receive 1.75% increase.
- Addition of part-time language and provisions to the agreement.
- In the event the health insurance provisions of the Agreement fail to meet requirements of the Affordable Care Act, additional language providing for the parties to meet and negotiate over alternative provisions so as to comply with the Act and avoid penalties, taxes or fines.
- Updated savings clause language.
- Implement Performance Based Retention Increases Program. Employees who reach the following milestones and successfully meet performance criteria including receiving a "meets expectations" performance rating or higher will receive the following:
  - Field Training Officer (FTO) completion (typically 4 months employment) – Base wage increase of \$0.15 per hour
  - Probation Completion (typically one year employment) – Base wage increase of \$0.40 per hour
  - Completion of 36 months employment – Base wage increase of \$0.65 per hour
  - Completion of 60 months employment – Base wage increase of \$0.55 per hour
- In recognition of implementation of Performance Based Retention Increase Program and to incent retention of current employees, implement one-time increases between \$0.15 to \$0.75 per hour related to milestones achieved and current placement on wage scale.

**ACTION REQUESTED:**

Motion to approve the Minnesota Public Employees Association (MNPEA) Licensed Deputies 2014 – 2015 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="\$88,000.00"/>
<b>FTE IMPACT:</b> <input type="text" value="None"/>	<input type="text"/>
	<b>Total</b> <input type="text" value="\$88,000.00"/>

Related Financial/FTE Comments:

*Office use only:*

RBA 2014- 2491



# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Approval to hire a Behavioral Health Manager and transition period with the Incumbent**

Primary Originating Division/Dept: <input type="text" value="Community Social Services"/>	Meeting Date: <input type="text" value="4/1/2014"/>
Contact: <input type="text" value="Gary Bork"/> Title: <input type="text" value="Director"/>	Item Type: <input type="text" value="Regular Session"/>
Amount of Time Requested: <input type="text" value="5"/> minutes	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Presenter: <input type="text" value="Gary Bork"/> Title: <input type="text" value="Director"/>	

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

The incumbent Behavioral Health Manager has submitted his notice of retirement and provided the Division with generous lead time. The Clinical Director (Supervisor for the Outpatient Program) is currently vacant. The Division is proposing to hire a new Behavioral Health Manager while the current incumbent is here. The new Manager will hire the Clinical Director and manage First Street Center. The incumbent will transition the managerial duties to the new Manager and focus on the implementation of the jail mental health unit, the new housing coordinator position and explore alternative staffing for the Crisis Program.

The incumbent Manager and Jail Administration applied for and were awarded a Department of Justice Grant to implement a small on-site jail mental health services. Currently, the jail inmates receive mental health services from the First Street Center's psychiatrists, therapists and crisis therapists. On site mental health services need to be coordinated with jail staff and the jail nurses. When the jail mental health unit is operational, the unit will be transitioned to the Outpatient Program and be supervised by the Clinical Director. The incumbent Manager has been handling many of the housing duties and will transition those duties to the new position. The incumbent Manager will work with the Crisis Program Supervisor and the Director to explore alternative staffing models to mitigate the impacts of long term vacancies on the Crisis Program.

The Division is requesting approval to hire a replacement for the incumbent Behavioral Health Manager and have an extended transition period.

**ACTION REQUESTED:**

Motion to approve hiring a Behavioral Health Manager and a transition period between the new Behavioral Health Manger and the incumbent until August 31, 2014.

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

**Related Financial/FTE Comments:**

The Behavioral Health Manager position is a Pay Grade 19 and the incumbent is currently at the top of the grade. The Division believes that the vacancy savings generated from the Clinical Director, Housing Coordinator and subsequent vacancies prior to August 31, 2014 will more than cover the additional cost of the transition period.

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Resolution Supporting Free and Open GIS Data**

Primary Originating Division/Dept:

**Meeting**

Date:

Contact:

Title:

**Item Type:**

Amount of Time Requested:  minutes

Presenter:

Title:

Attachments:  Yes  No

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

MN government organizations are moving towards "free and open" GIS data sharing, removing the cost to acquire GIS data and eliminating licensing associated with restrictions on the use of the data. Public GIS data increases the return on public investment and provides significant benefits to citizens. Citizens can obtain the data and perform their own analysis.

The MetroGIS Policy Board, including County Commissioners from the seven metro counties, recommends that all local government entities in the metro area take action to make public geospatial data more freely and openly available based upon research conducted by the Metro County GIS Managers Workgroup.

Carver County does not charge for public GIS data, but currently license and copyrights datasets restricting what citizens can do with the data. There is a County fee for assembling the GIS data and licensing administration for data requests. These fees could be eliminated through free and open data published on the County's website. After the user accepts our terms and disclaimer, the data could be downloaded at no charge. Terms of the data disclaimer will be approved by the County Attorney's Office. This resolution is in support of the MetroGIS Policy Board recommendation in making public GIS data free and open to all.

Recently Hennepin, Ramsey and Dakota County Board of Commissioners have passed a similar resolution, while remaining metro counties are working towards getting their own resolution passed.

**ACTION REQUESTED:**

Motion to adopt the Resolution Supporting Free and Open GIS Data.

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

**Related Financial/FTE Comments:**

Eliminating revenue for cost recovery of staff time in distributing GIS data. Under \$1,000 per year.

*Office use only:*

RBA 2014 - 2468

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

Date:  
Motion by Commissioner

Resolution #  
Seconded by Commissioner

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**A RESOLUTION FOR FREE AND OPEN GIS DATA**

**WHEREAS**, Carver County creates, maintains and possesses valuable geographic information systems (GIS) data to support its various business purposes; and

**WHEREAS**, Carver County recognizes that this GIS data is also a public resource and there are significant benefits to making this data freely and openly available; and

**WHEREAS**, the emergence and continued refinement of new information technology has dramatically changed the way citizens search for and expect to find, consume and utilize information, and such technology can aggregate ever larger quantities of data and allow government to provide information to the public with increasing efficiency; and

**WHEREAS**, Carver County can leverage this technology to meet the public demand for information, enhance public access to government data and make government processes transparent in order to promote public trust; and

**WHEREAS**, ensuring the quality, consistency and availability of such data is a core function of government and is essential to maintaining the data's value and utility;

**NOW, THEREFORE, BE IT RESOLVED**, that the Carver County Board of Commissioners hereby authorizes the Information Technology Department to publish its public geospatial data on its website in a commonly recognized and easily produced form, available for download by anyone at no cost, subject to accepting the terms of the data disclaimer GIS data usage agreement; and

**BE IT FURTHER RESOLVED**, that the Carver County Board of Commissioners hereby reserves the right for county business units to charge fees for GIS data provided in other forms and to accommodate special requests for maps, data, and analysis under the applicable rules and statutes that govern said requests; and

**BE IT FURTHER RESOLVED**, that the Carver County Board of Commissioners hereby authorizes qualified members of its staff to coordinate with other counties, cities, governments and agencies through the MetroGIS collaborative or through state agencies to share and publish its GIS data in common formats through common websites and public data portals to increase public awareness of its availability and promote its use.

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

STATE OF MINNESOTA  
COUNTY OF CARVER

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

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2014

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

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Sheriff's Office Proclamations**

Primary Originating Division/Dept: Sheriff

**Meeting**

Date: 4/1/2014

**Item Type:**

Regular Session

Contact: Leslie Michel Title: Administrative Services Mana...

Amount of Time Requested: 10 minutes

Attachments:  Yes  No

Presenter: Jim Olson Title: Sheriff

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

April 13th - 19th is National Public Safety Telecommunications Week. The week has been designated to recognize and honor the men and women who provide the vital link between those in need of help and our Police-Fire-EMS responders.

The first full week in May is National Corrections Officers Week. This week has been 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 5th - 11th is designated as National Nurses Week by the American Nurses Association. Professional nursing has been demonstrated to be an indispensable component in the safety and quality of care of incarcerated inmates.

May 11th - 17th is designated as National Police Week by the Congress of the United States. May 15th has been 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 the attached Proclamations.

**FISCAL IMPACT:** None

If "Other", specify:

**FUNDING**

County Dollars =

**FTE IMPACT:** None

**Total** \$0.00

Related Financial/FTE Comments:

Office use only:



**PROCLAMATION  
PUBLIC SAFETY TELECOMMUNICATIONS WEEK 2014**

**WHEREAS**, Carver County's dedicated 9-1-1 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**, the week of **April 13<sup>th</sup> – 19<sup>th</sup>, 2014** 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, do hereby acknowledge the week of **April 13<sup>th</sup> – 19<sup>th</sup>, 2014** as “**Public-Safety Telecommunicators Week**” in Carver County in honor and recognition of the valuable contribution made by our 9-1-1 Dispatchers to the safety and well being of our citizens.

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Gayle Degler, Chair  
Carver County  
Board of Commissioners  
April 1, 2014



**PROCLAMATION  
NATIONAL CORRECTIONAL OFFICERS WEEK 2014**

**WHEREAS**, the first full week of May is officially designated as National Correctional Officers Week by the American Jail Association;

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

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

**NOW, THEREFORE, BE IT RESOLVED** that we, the Carver County Board of Commissioners, do hereby acknowledge the first full week of May as "**National Correctional Officers Week**" in Carver County in honor of the dedicated professionals who supervise the County's inmate population.

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Gayle Degler, Chair  
Carver County  
Board of Commissioners  
April 1, 2014



**PROCLAMATION  
NATIONAL NURSES WEEK 2014**

**WHEREAS**, the nearly 3.1 million registered nurses in the United States comprise our nation's largest health care profession, and

**WHEREAS**, the depth and breadth of the registered nursing profession meets the different and emerging health care needs of the American population in a wide range of settings, and

**WHEREAS**, the Carver County Jail is mandated to provide medical care to our inmate population, and

**WHEREAS**, in April of 2009, the jail health nurses became an important part of the Carver County Sheriff's Office and the delivery of medical services to the inmates, and

**WHEREAS**, professional nursing has been demonstrated to be an indispensable component in the safety and quality of care of incarcerated inmates, and

**WHEREAS**, along with the American Nurses Association, the Carver County Sheriff's Office has declared the week of **May 5<sup>th</sup> – May 11<sup>th</sup>, 2014** as **NATIONAL NURSES WEEK** with the theme ***Nurses: Caring Today for a Healthier Tomorrow*** in celebration of the ways in which registered nurses strive to provide safe and high quality patient care and map out the way to improve our health care system.

**NOW, THEREFORE, BE IT RESOLVED** that we, the Carver County Board of Commissioners, ask that all residents of this state/community join them in honoring the registered nurses who care for all of us.

**NOW, THEREFORE, BE IT RESOLVED** that we call upon the citizens of Carver County to celebrate registered nursing's accomplishments and efforts to improve our health care system and show our appreciation for the nation's registered nurses not just during this week, but at every opportunity throughout the year.

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Gayle Degler, Chair  
Carver County  
Board of Commissioners  
April 1, 2014



**PROCLAMATION  
POLICE WEEK 2014**

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

**WHEREAS**, the 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 that 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** that we, the Carver County Board of Commissioners, call upon all citizens of Carver County to observe the week of **May 11th – 17th, 2014 to be Police Week** in which all of our 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.

**NOW, THEREFORE, BE IT RESOLVED** that we call upon all citizens of Carver County to observe **May 15th, as Peace Officers' Memorial Day** in honor of 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.

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Gayle Degler, Chair  
Carver County  
Board of Commissioners  
April 1, 2014



# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Proclamation to Recognize National Public Health Week as the Community Health Board**

Primary Originating Division/Dept:

**Meeting**

Date:

Contact:  Title:

**Item Type:**

Amount of Time Requested:  minutes

Presenter:  Title:

Attachments:  Yes  No

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

The Carver County Board of Commissioners, as the Community Health Board, acknowledges the week of April 7 – 11 as "Public Health Week" in Carver County, in honor of the dedicated professionals who work to create a safer and healthier community in Carver County (see attached Proclamation).

This year, National Public health Week will focus on guiding communities through the evolving public health system with the theme "**Public Health: Start Here.**"

The public health system that keeps our communities healthy and safe is changing as technologies advance, public attitudes toward health shift, and more health and safety options become available through policy changes. Public health professionals are the guides of this system, helping our communities navigate the many choices along the way. Whether it's through research, data collection, health education, policy change or direct services, Public Health lays the foundation and creates the conditions that put healthy choices within reach.

National Public Health Week is an opportunity for public health and clinical health professionals to engage individuals and communities in the changing world of public health. It is important to raise awareness of the critical role that public health and prevention play in keeping communities healthy.

Public health professionals and organizations are the key to empowering people to participate in this exciting evolution of the public health system to improve the health and wellness of the whole community.

**ACTION REQUESTED:**

Motion to adopt the attached Proclamation.

**FISCAL IMPACT:**

**FUNDING**

*If "Other", specify:*

County Dollars =

**FTE IMPACT:**

**Total**

**Related Financial/FTE Comments:**

*Office use only:*

RBA 2014 - 2490



# PROCLAMATION

## National Public Health Week: April 7-11, 2014

WHEREAS, National Public Health Week was established by the American Public Health Association in 1995 as a way to educate the public, policy-makers and public health professionals about issues important to improving the public's health; and

WHEREAS, For more than a decade, communities around the country have celebrated National Public Health Week each April to help protect and improve our nation's health. This year, National Public Health Week is April 7-11, 2014; and

WHEREAS, Carver County Public Health's mission is to engage community partners in mutual efforts to strengthen the health and well-being of Carver County; and

WHEREAS, The work of Carver County Public Health staff revolves around the national public health theme "Prevent. Promote. Protect." as they focus on fulfilling the Minnesota Department of Health's Six Areas of Public Health Responsibility, which are:

- Assure an adequate local public health infrastructure
- Promote healthy communities and healthy behaviors
- Prevent the spread of infectious disease
- Protect against environmental health hazards
- Prepare for/respond to disasters, assist communities in recovery
- Assure the quality and accessibility of health services

THEREFORE, BE IT RESOLVED, that we the Carver County Board of Commissioners, acting as the Community Health Board, do hereby acknowledge the week of **April 7-11, 2014 as "Public Health Week"** in Carver County, in honor of the dedicated professionals who work to create a safer and healthier community in Carver County.

**Carver County Community Health Board/  
Board of Commissioners**

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

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Carver County Community Health Board Chair

April 1, 2014

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**2014 Aquatic Invasive Species Services Program**

Primary Originating Division/Dept:

**Meeting**

Date:

**Item Type:**

Contact:

Title:

Amount of Time Requested:  minutes

Presenter:

Title:

Attachments:  Yes  No

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

Since 2012, Carver County has administered inspection services to help prevent the spread of aquatic invasive species at designated public water accesses within the County. Staff will present how the 2014 budgeted funds from Carver County, grants from agencies and funds from the Friends of Lake Bavaria home owners association would be utilized for the 2014 open water season.

**ACTION REQUESTED:**

Approve the 2014 Aquatic Invasive Species inspection program; authorize the Board Chair to sign agreements upon review and approval Risk Management and County Attorney's Office.

**FISCAL IMPACT:**

If "Other", specify:

**FTE IMPACT:**

**FUNDING**

<b>County Dollars =</b>	<b>\$20,000.00</b>
MCWD	\$54,000.00
DNR Grant	\$4,000.00
DNR in-kind services	\$4,000.00
Friends of Lake Bavaria	\$7,000.00
Carver County WMO	\$30,000.00
<b>Total</b>	<b>\$119,000.00</b>

Related Financial/FTE Comments:

*Office use only:*

RBA 2014 - 2449

## Budget Amendment Request Form



**Agenda Item:** 2014 Aquatic Invasive Species Services Program

Department:

Meeting Date: 4/1/2014

Requested By: Mary Kaye Wahl

Fund:

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

Description of Accounts	Acct #	Amount
Salaries & Benefits	01-520-000-5021-61...	\$65,000.00
<b>TOTAL</b>		\$65,000.00

Description of Accounts	Acct #	Amount
Local Funding	01-520-000-5021-52...	\$54,000.00
DNR grant	01-520-000-5021-53...	\$4,000.00
Local Funding-lake Bavaria	01-520-000-5021-52...	\$7,000.00
<b>TOTAL</b>		\$65,000.00

**Reason for Request:**

Increase 2014 current budget for outside AIS funding. The \$20k county levy contribution and \$30k WMO contribution is included in the adopted 2014 budget. \$4k for DNR in-kind services match is included in the adopted budget as well.

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Land Acquisition for CSAH 10 Bridge Replacement and Roadway Improvement Project # SAP 010-610-047**

Primary Originating Division/Dept: <input type="text" value="Public Works"/>	Meeting Date: <input type="text" value="4/1/2014"/>
Contact: <input type="text" value="Patrick Lambert"/> Title: <input type="text" value="Right of Way Agent"/>	Item Type: <input type="text" value="Closed Session"/>
Amount of Time Requested: <input type="text" value="25"/> minutes Presenter: <input type="text" value="Lyndon Robjent"/> Title: <input type="text" value="Public Works Director/County ..."/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

The 2014 construction program includes a project to replace the Territorial Street (CSAH 10) bridge over the Crow River in Watertown, MN along with some roadway improvements on Territorial Street and Lewis Avenue (CSAH 27). The project requires acquisition of additional right-of-way from numerous property owners along the CSAH 10 and CSAH 27 corridors. All parcels but one have been acquired with negotiated settlements.

In order to secure possession of the property needed to build the project in 2014, the County initiated eminent domain proceedings for the remaining parcel, PID #85.0503420. Negotiations for the remaining parcel are ongoing and there are several options for a settlement that staff will present to the county board.

**ACTION REQUESTED:**

Motion to enter into closed session according to Minnesota Statute Section 13D.05 in order to review confidential appraisal data and to develop counteroffers for the purchase of real property within PID #85.0503420 in Watertown, MN.

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

**Related Financial/FTE Comments:**

*Office use only:*

RBA 2014 - 2451



# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Land Acquisition/Donation of Services at Lake Waconia Regional Park**

Primary Originating Division/Dept:

**Meeting**

Date:

**Item Type:**

Contact:  Title:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

Staff desires to update the County Board with information concerning the possible purchase of real property related to parcel 093000081.

The acquisition of the parcel is consistent with County and Regional planning documents.

**ACTION REQUESTED:**

Motion to enter into closed session according to Minnesota Statutes Section 13D.05, Subd. 3(c)(3) in order to develop or consider offers or counteroffers for the purchase or sale of real property to the County .

**FISCAL IMPACT:**

**FUNDING**

*If "Other", specify:*

County Dollars =

**FTE IMPACT:**

**Total**  \$0.00

**Related Financial/FTE Comments:**

*Office use only:*

RBA 2014 - 2484