



CARVER COUNTY

minnesota

Carver County Board of Commissioners
August 4, 2020
Regular Session

Under Minnesota Statute 13D.021 the County Board has made a determination that opening the Carver County Government Center is not practical or prudent because of a health pandemic and an emergency has been declared under chapter 12.

The physical meeting location (Board Room) is closed because it is not feasible to be open due to the health pandemic. Individuals who wish to provide public comments related to the meeting can do so by email at: admin-contact@co.carver.mn.us or by leaving a voicemail at (952) 361-1516.

**The meeting will be webcast live
at: <https://www.youtube.com/user/CarverCountyMN/live>**

All five Commissioners will be attending the meeting in person with appropriate social distancing.

- 9:00 a.m. 1. a) **CONVENE**
- b) **Pledge of allegiance**
- c) **Public comments submitted via email/voice mail**
- 2. Agenda review and adoption
- 3. Approve minutes of July 21, 2020 Regular Session 1-3
- 4. Community Announcements
- 9:05 a.m. 5. **CONSENT AGENDA**
- Communities: Create and maintain safe, healthy and livable communities*
- 5.1 Minnesota GreenCorps Temporary Staff Member 4-5
- 5.2 Deletion of 1.0 FTE Home and Community Based Care Social Worker..... 6-7
- Connections: Develop strong public partnerships and connect people to services*
- 5.3 Professional Services Agreement with Granite Ledge Electrical for Highway 13/LMRT Safety Improvement Project 8
- 5.4 Application For 1 Day To 4 Day Temporary On-Sale Liquor License For Justin Kukowski Foundation 9
- Growth: Develop strong public partnerships and connect people to services*
- 5.5 Barfnecht Farm LLC - CUP for a Feedlot Greater Than 600 Animal Units 10-14

5.6	Watertown Township - CUP for a Public/Quasi-Public Facility (Local Government)	15-19
5.7	SolarClub 33, LLC. - CUP of a Large Solar Energy System.....	20-28
5.8	Preliminary Plat - Miller Farm.....	29-39
5.9	Approval of Official Comment on Metropolitan Council's 2040 Transportation Policy Plan Update.....	40-44

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

5.10	Land Records Temporary Employee	45--46
5.11	Addition of 1.0 FTE Behavioral Health Manager	47-49

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

5.12	Citizen monetary donation (\$200) to Sheriff's Office in appreciation of continued service.....	50
5.13	Review/Social/Commissioners' Warrants.....	NO ATT

9:10 a.m.

COMMUNITIES: Create and maintain safe, healthy and livable communities

6.1	Carver County and CDA COVID-19 Economic Support Programs....	51-54
6.2	CARES Act Funded COVID-19 Economic Support Programs	55-56

9:40 a.m.

GROWTH: Develop strong public partnerships and connect people to services

7.1	Closed Session Settlement Agreement for Parcels 16A and 16B of CSAH 18/ Lyman Boulevard Reconstruction Project - Phase 3	57-60
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10:00 a.m.

ADJOURN REGULAR SESSION

WORK SESSION

10:00 a.m.

GROWTH: Develop strong public partnerships and connect people to services

1.	Arboretum Area Transportation Plan Informational Presentation	61-63
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David Hemze
County Administrator

UPCOMING MEETINGS

August 4, 2020	11:15 a.m. TH 5 & Arboretum Regional Trail Groundbreaking Lifetime Fitness, 2901 Corporate Place, Chanhassen
August 11, 2020	No Board Meeting
August 18, 2020	9:00 a.m. Board Meeting
August 25, 2020	9:00 a.m. Board Work Session
September 1, 2020	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 July 21, 2020. The building remained closed due to the health pandemic but was webcast live. Vice Chair Gayle Degler convened the session at 9:18 a.m.

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

Members absent: James Ische.

Vice Chair Degler explained they were starting the meeting late due to technical difficulties related to the videotaping. He also recognized Chair Ische would not be in attendance at today's meeting as his mother passed away last Friday and extended the Board's condolences to the Ische family.

The following amendment was made to the agenda:

5.13 Contract to provide residential treatment service for youth.

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

Workman moved, Lynch seconded, to approve the minutes of the July 7, 2020, Regular Session. Motion carried unanimously.

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

Professional services agreement with Stonebrook Engineering in the amount of \$67,210 for the 2020 bridge safety inspections, pending finalization of the contract review process.

Approved Amendment No. 1 with the State of Minnesota, contract 159696, for construction of a public water access to Lake Waconia pending finalization of the contract review process.

Resolution #52-20, Approving State of Minnesota Joint Powers Agreement with the County of Carver on behalf of its Sheriff's Office Regarding the Anti-Heroin Task Force Program.

Amendment #3 to contract 17-458 with WSB & Associates, Inc., for engineering services at Lake Waconia Regional Park pending finalization of the contract review process.

Approved the one day to four day temporary on-sale liquor license application for Augusta Ball Club, Inc., for Saturday, October 3, 2020.

Approved issuing a charitable gambling license to the Augusta Ball Club Inc., for a raffle to be held on October 3, 2020.

Contract with Info-Tech Research Group pending finalization of the contract review process.

Authorized HH&S acceptance of \$30 donation to Encore Adult Day Services.

Approved creating a STOC position to support License Center staff in both License Center locations during the required staff training from July to the November 1st “Go Live” and the subsequent months to assist with the additional workload from the State’s “MNDRIVE” software rollout and related budget amendment.

Authorized the Sheriff’s Office acceptance of donation from Firehouse Subs Public Safety Foundation.

Contract with Woodward Youth Corporation for residential treatment services for youth.

Reviewed July 14, 2020, Community Social Services’ actions/Commissioners’ warrants in the amount of \$\$410,020.95 and reviewed July 21, 2020, Community Social Services’ actions/Commissioners’ warrants in the amount of \$414,848.98.

Motion carried unanimously.

Martin Walsh, Parks, requested the Board approve a memorandum of understanding with the Hennepin County Regional Railroad Authority. He explained Hennepin County Regional Rail was looking to transfer a three mile segment of property, that is outside of Hennepin County’s boundary, to the County. He stated this furthered the common goals of both agencies. Walsh highlighted a map of the trail. He indicated the agreement provides ample time for the County to inspect the property and identify any substantial issues. If significant repairs were needed, they would work with Hennepin County to come up with a solution to share costs or come up with a different funding program. He clarified the County was not obligated to purchase and they would be coming back before the Board.

He reviewed the timeline to move forward with the purchase agreement and acquisition to occur by December 31, 2022.

Mary Shimshak, County Attorney’s Office, reviewed the manner in which the property was initially acquired by easement for transportation and the lack of fee ownership.

The Board inquired on the maintenance of the trail. Walsh clarified, as they went through the process, the entities would come to an agreement on what each of their responsibilities are. The Board recognized the possible requirement to maintain the trail as a future transportation corridor. Ms. Shimshak stated they would make sure the title is suitable for what the County intends to use it for.

Workman moved, Maluchnik seconded, to enter into a memorandum of understanding with the Hennepin County Regional Rail Authority pending finalization of the contract review process and review of legal description by the County Surveyor. Motion carried unanimously.

Walsh updated the Board on the status of the upcoming work to be done on the Minnesota River Bluff Regional Trail.

REGULAR SESSION
July 21, 2020

Workman moved, Lynch seconded, to adjourn the Regular Session at 9:44 a.m. Motion carried unanimously.

David Hemze
County Administrator

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

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Minnesota GreenCorps Temporary Staff Member

Primary Originating Division/Dept: <u>Public Services - Environ. Svc.</u>	Meeting Date: <u>8/4/2020</u>
Contact: <u>Brad Hanzel</u> Title: <u>Environmental Services GC S...</u>	Item Type: <u>Consent</u>
Amount of Time Requested: <input type="text"/> minutes	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No
Presenter: <input type="text"/> Title: <input type="text"/>	

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The Minnesota GreenCorps program is a statewide initiative, coordinated by the Minnesota Pollution Control Agency (MPCA), to preserve and protect Minnesota's environment while training a new generation of environmental professionals.

The program places AmeriCorps members with host organizations around the state to assist communities and local governments in addressing a variety of statewide needs. Members serve at their host sites for 11 months, from mid-September through mid-August. Host site organizations include cities, counties, public schools, universities, watershed districts, and non-profit organizations. Carver County Environmental Services has participated in the program since 2010, hosting members on five occasions. We are fortunate to be selected as a host site once again for 2020-2021. The MN GreenCorps program received 82 applications and selected a total of 42 host sites.

Our GreenCorps member will assist Environmental Services staff with expanding organic waste composting and food rescue through the County's partnerships with the Minnesota Composting Council and local non-profit His House Foundation. These efforts are important to meet goals in our Solid Waste Management Master Plan, as approved by the Carver County Board and the Minnesota Pollution Control Agency (MPCA).

Costs to Carver County are limited to in-kind training, supervision, office space/equipment, and potentially some minor incidental costs (such as mileage and training). Salaries of GreenCorps members are paid by the AmeriCorps program and the MPCA.

The MPCA requires that finalists submit a resolution of support from their governing body. Attached is a draft County Board Resolution expressing support for hosting a 2020-2021 GreenCorps member.

ACTION REQUESTED:

Motion to approve the attached Resolution of Support for hosting one GreenCorps member and to authorize the host site agreement, pending completion of the County's contract review process.

FISCAL IMPACT: None

If "Other", specify:

FUNDING

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

FTE IMPACT: None

Related Financial/FTE Comments:

In-kind match provided by the County through supervision, use of equipment, and space. Any minor incidental expenses (mileage, training) will be paid from existing Environmental Services budget. The temporary GreenCorps member will not be an employee of Carver County.

Office use only:

RBA 2020- 6932

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

DATE August 4, 2020 RESOLUTION NO. 20-
 MOTION BY COMMISSIONER _____ SECONDED BY COMMISSIONER _____

WHEREAS the Environmental Services Department of the Carver County Public Services Division has applied to host one AmeriCorps member from the Minnesota GreenCorps, a program of the Minnesota Pollution Control Agency (MPCA), for the 2020-2021 program year; and

WHEREAS when the MPCA selects Carver County, the County is committed to implementing the proposed project as described in the host site application and in accordance with pre-scoped position description; and

WHEREAS the MPCA requires that the Environmental Services Department of the Carver County Public Services Division enter into a host site agreement with the MPCA that identifies terms, conditions, and roles and responsibilities; and

WHEREAS the Environmental Services Department of the Carver County Public Services Division has hosted five AmeriCorps members through the State of Minnesota since 2010, with much success.

NOW, THEREFORE, BE IT RESOLVED THAT Carver County, through the Public Services Division, hereby agrees to enter into and sign a host site agreement with the MPCA to carry out the member activities specified therein and to comply with all of the terms, conditions, and matching provisions of the host site agreement and authorizes and directs the Assistant County Administrator to sign the grant agreements on its behalf.

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 4th of August, 2020, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

 County Administrator

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Deletion of 1.0 FTE Home and Community Based Care Social Worker

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:
Consent

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

As part of the 2020 Carver County Budget, the County Board approved a 1.0 FTE Social Worker position for the Home and Community Based Care Department, \$104,365. The Board also approved \$6,906 of levy funding for this position. With the significant change in circumstances brought on by COVID-19, it was determined that this position was no longer required in the current environment. The position was never filled, and is currently vacant. It is requested that the position be deleted at this time.

ACTION REQUESTED:

Motion to approve the deletion of the 1.0 FTE social worker position in the Home and Community Based Care Department approved as a part of the 2020 budget.

FISCAL IMPACT:

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT:

Total

Insert additional funding source

Related Financial/FTE Comments:

This deletion will result in a Levy savings of \$6,906. Budget Amendment Request Form was completed to eliminate the position and related revenue.

Office use only:

RBA 2020 - 7002

Budget Amendment Request Form



To be filled out AFTER RBA submittal

Agenda Item: Deletion of 1.0 FTE Home and Community Based Care Social Worker

Department:

Meeting Date:

Fund:

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

Requested By:

DEBIT		
Description of Accounts	Acct #	Amount
LCTS	11-445-760-3015-5320	\$4,174.50
LCTS	11-445-760-3015-5422	\$4,174.50
BCBC MSHO & Misc	11-445-762-3116-5585	\$89,110.00
Vacancy Savings	01-820-6828	\$6,906.00
TOTAL		\$104,365.00

CREDIT		
Description of Accounts	Acct #	Amount
HHS Salaries	11-422-700-0000-...	\$104,365.00
TOTAL		\$104,365.00

Reason for Request:

Elimination of a 1.0 Social Worker position in Home & Community Based Care unit of HHS due to significant change in circumstances related to COVID-19.

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Professional Services Agreement with Granite Ledge Electrical for Highway 13/LMRT Safety Improvement Project

Primary Originating Division/Dept: <u>Public Works - Program Delivery</u>	Meeting Date: <u>8/4/2020</u>
Contact: <u>Darin Mielke</u> Title: <u>Assistant Public Works Direct...</u>	Item Type: <u>Consent</u>
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:

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

BACKGROUND/JUSTIFICATION:

As part of the Arboretum Area Transportation Plan, Carver County and the City of Victoria have been working on interim trail crossing improvements for this summer/early fall. The purpose is to improve safety and visibility for trail users crossing Highway 13 (Rolling Acres Road). A more long-term fix is also under consideration as part of a future road improvement project to be determined through the Arboretum Area Transportation Plan. In June, the County completed ditch and drainage maintenance, shoulder widening, and revised pavement markings at the trail crossing. The proposed bollard delineators and Rectangular Rapid Flashing Beacon (RRFB), a trail-user activated overhead flashing light, will be installed later this summer/early fall. The City of Victoria will also be placing dynamic speed signs on the corridor and considering a no-parking ordinance near the trail crossing this summer.

More detailed study information can be found at: <https://www.co.carver.mn.us/departments/public-works/projects-studies/arboretum-area-transportation-plan>. This contract is for contractor work to support interim construction improvements for the Lake Minnetonka Regional Trail crossing at Highway 13 (Rolling Acres Road) in the City of Victoria. This contractor work includes the RRFB system work as one part of the overall interim project.

Quotes for the RRFB system were solicited from area contractors. Three quotes were received by July 10, 2020 at 1:00PM as follows:

Granite Ledge Electrical - \$36,800

Taylor Electric - \$39,900

Egan Company - \$42,140.

The engineer's estimate by the consultant was \$39,800, right in the middle of the quotes from the contractors. Staff is recommending award of the work to the low responsible bidder, Granite Ledge.

ACTION REQUESTED:

Motion to approve a professional services agreement with Granite Ledge Electrical in the amount of \$36,800 for the Highway 13/LMRT Safety Improvement Project, pending finalization of the contract review process.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FUNDING

County Dollars =	\$36,800.00
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<input type="text"/>	<input type="text"/>
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Total	\$36,800.00
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FTE IMPACT: None

Related Financial/FTE Comments:

Carver County Board of Commissioners Request for Board Action



Agenda Item:

APPLICATION FOR 1 DAY TO 4 DAY TEMPORARY ON-SALE LIQUOR LICENSE FOR JUSTIN KUKOWSKI FOUNDATION

Primary Originating Division/Dept: ▼

Meeting Date:

Contact: Title:

Item Type:
 ▼

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

▼

BACKGROUND/JUSTIFICATION:

The Justin Kukowski Foundation 1776 Stieger Lake Ln Victoria, has applied for a 1 Day to 4 Day Temporary On-Sale Liquor License. They are planning an event for Saturday, October 3, 2020. The event will be held at Solseng Farm 16315 Jonathan Carver Pkwy Carver MN 55315. The officers are Robert Dale Rehbein (President); Kyle Donald Kukowski (Vice-President); Kathleen Mary Rehbein (Secretary); Donald August Kukowski (Treasurer). There are no delinquent taxes owing on this property.

ACTION REQUESTED:

Motion to approve the 1 Day to 4 Day Temporary On-Sale Liquor License application for The Justin Kukowski Foundation for Saturday, October 3, 2020.

FISCAL IMPACT: ▼

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: ▼

Total \$0.00

Insert additional funding source

Related Financial/FTE Comments:

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

Office use only:

RBA 2020 - 7006

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Barfnecht Farm LLC - CUP for a Feedlot Greater Than 600 Animal Units

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

File # PZ20200027. On July 21,2020, the Carver County Planning Commission recommended approval of a Conditional Use Permit (CUP) for Barfnecht Farm LLC to operate a feedlot greater than 600 animal units (AU) on their existing parcel, located in Section 10, Hollywood Township.

The request is pursuant to Chapter 54 of the Carver County Feedlot Ordinance and Chapter 152 of the Carver County Zoning Code. Barfnecht Farm LLC has applied to Carver County for an improved manure storage system for their dairy operation. The site consists of two 75-acre contiguous parcels. Barfnecht Farm LLC re-registered the site in January 2020 for 780 AU. There was no construction at that time; however, they would like to maximum barn capacities utilizing the existing space and hence have exceeded 600 AU; therefore, a CUP is required.

The proposed operation has been reviewed by Environmental Services for compliance with applicable feedlot regulations. The operation would need to comply with MPCA guidance including the completion of the liquid manure storage area (LMSA) checklist and manure management plan (MMP) checklist, when final plans are submitted. Any and all site improvements shall be completed pursuant to Chapter 153 – Water Resource Management.

The Hollywood Town Board supports the request.

ACTION REQUESTED:

Motion to adopt Findings of Fact and issue Order #PZ20200027 for the issuance of the Conditional Use Permit.

FISCAL IMPACT:

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT:

Total **\$0.00**

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2020 - 7007

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20200027

RESOLUTION #: 20-13

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

FILE #: PZ20200027

APPLICANT: Daryl Barfnecht

OWNER: Barfnecht Farm LLC

SITE ADDRESS: 16485 Co Rd 20

PERMIT TYPE: Feedlot - greater than 600 animal units

PURSUANT TO: County Code, Chapter 54, Sections 30 & 31 and
Chapters 152.071 & 152.076

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCELS #: 06-010-0200 & 0400

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of July 21, 2020; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. Barfnecht Farm LLC, the Dale G & Elizabeth A Barfnecht Trust, own a large dairy operation located in the Northwest Quarter (NW¼) of Section 10, Hollywood Township. The farmstead is improved with a house, garage, multiple barns, feed storage, manure storage structures and several outbuildings. The property is in the Agricultural Zoning District, partially in the Shoreland Overlay District of a protected waters (Joint Ditch #4) and the CCWMO (Crow River watershed).
2. The applicant, Daryl Barfnecht, is requesting a Conditional Use Permit (CUP) to operate a feedlot greater than 600 animal units. The request is pursuant to Chapter 54 (Sections 30 & 31) of the Carver County Feedlot Ordinance and Chapter 152 (Sections 152.071 & 152.076) of the Carver County Zoning Code.
3. Barfnecht Farm LLC has applied to Carver County for an improved manure storage system for their dairy operation. The site consists of two 75-acre contiguous parcels. Barfnecht Farm LLC re-registered the site in January 2020 for 780 AU. There was no construction at that time. Barns were just stocked to capacity utilizing the existing space and because they have exceeded 600 AU, a CUP is required.
4. Barfnecht Farm LLC has applied for an EQIP loan to improve their liquid manure storage area (LMSA) through several potential options. The approval of this loan would dictate the plan they would proceed with. They currently have less than two-month storage and would like to expand to a full year-plus.
5. Barfnecht Farm LLC owns or operates over 750 acres within a one and one-half (1-1&1/2) mile radius of the current site. Their proposal includes using a pump and drag-line system for the liquid manure, with immediate incorporation.
6. Minnesota Pollution Control Agency (MPCA) guidance would be followed including the completion of the liquid manure storage area (LMSA) checklist and manure management plan (MMP) checklist, when final plans are submitted.

7. Barfnecht Farm LLC owns and operates property outside of Carver County and may transport manure off-site to best utilize nutrients according to their manure management plan.
8. A Subsurface Sewage Treatment System (SSTS) compliance inspection would be required to verify that the existing SSTS meets all requirements of MN Rule 7080-7083 and Chapter 52 of the Carver County Code of Ordinances. An SSTS design must be submitted and a permit must be obtained, if the SSTS is non-compliant.
9. Any grading and/or filling activity done as part of the project shall be completed in accordance with the CCWMO 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.
10. This request was sent to Jason Spiegel, MNDNR Area Hydrologist, for review; however, no comments were received.
11. The Hollywood Town Board reviewed and recommended approval of the request during their June 8, 2020, Town Board meeting with no comments.
12. The Planning Commission has considered all the factors required by Section 152.251 of the Carver County Code and finds that all are either true in this case or can be mitigated by conditions placed on the permit.

THEREFORE, BE IT RESOLVED, THAT the Carver County Planning Commission hereby recommends the issuance of Conditional Use Permit #PZ20200027, for a Feedlot Expansion 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:

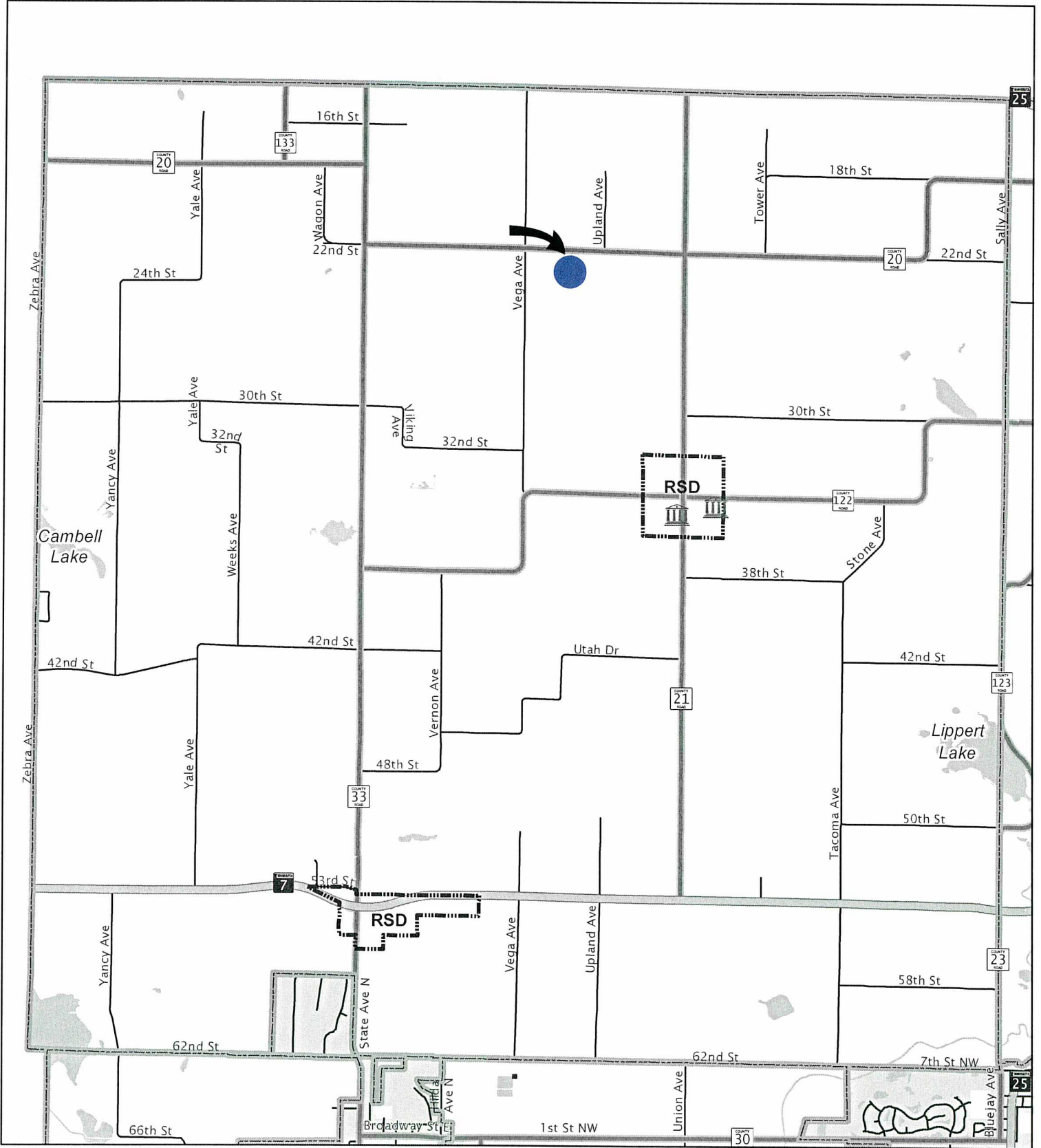
1. The permit is subject to administrative review (on a five-year basis). A change in ownership, operations or operator shall be cause for the permit to be reviewed by Environmental Services for a determination as to whether an application for an amendment or similar consideration is necessary. Proposed owners and/or operators are encouraged to contact Environmental Services as early on in the timeline of the proposed change as possible.
2. The activity must operator in conformance with the submitted operational plan (dated: June 19, 2020) and any MPCA approved plans. The approved operational plan and site plan shall be considered part of the permit.
3. Any liquid manure storage area (LMSA) construction must have an engineered plan and be constructed to the specifications of said plan.
4. All liquid manure be incorporated with application or no later than 24 hours.
5. The operator will maintain an appropriate crust or cover on any earthen basin.
6. The operator will attempt to contact neighbors before manure hauling/application. The operator should consider wind direction and other weather conditions before application is started. Holidays should be avoided.
7. The operator is encouraged to utilize new technology when available, if approved by the County Feedlot Administrator.
8. The two parcels utilized as part of the dairy shall be combined through the Carver County Recorder’s Office, if applicable, as portions of the current operation and existing buildings are on both parcels.
9. Any grading and/or filling activity on the property shall be completed in accordance with the CCWMO 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. Stormwater Management review and approvals are required prior to the issuance of construction and/or building permits.

10. The Permittee shall maintain a conforming Subsurface Sewage Treatment System pursuant to Chapter 52 of the Carver County Code. If the SSTS does not pass compliance inspection, then the SSTS must be replaced or appropriate escrow must be established before any building permits are issued.

ADOPTED by the Carver County Planning Commission this 21st day of July 2020.

John Fahey, Chair
Carver County Planning Commission

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.



Map Created by Carver County GIS

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Watertown Township - CUP for a Public/Quasi-Public Facility (Local Government)

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

File #20200029. On July 21,2020, the Carver County Planning Commission recommended approval of Watertown Township's Conditional Use Permit (CUP) for a Public/Quasi-Public Facility, on their 5.01-acre property located in Section 16, Watertown Township.

On June 27, 1989, Conditional Use Permit #7809 was issued to Watertown Township to allow them to establish a site in order to construct a town hall and maintenance facility. The facility consists of a 60' x 80' (4,800 square feet) shop and a 34' x 32' (1,088 square feet) office/meeting area. Parking is designated to the east and south of the existing building. The site also allows for outside storage of gravel and other stockpiled materials.

The Watertown Town Board is requesting to construct an addition (approx. 32' x 60' or 1,920 sq. ft.) onto the west side of the existing (5,888 sq. ft.) building. The south portion of the addition would be for winter sand storage and the north portion would be for township maintenance equipment. There would be a 6½ wall separating the 2 areas and no direct access to the existing building.

The commercial building would need to meet State Building Code, CCWMO Chapter 153 – Water Resource Management standards, and SSTS requirements, if applicable.

If approved, this permit (PZ20200029) shall terminate and supersede Conditional Use Permit #7809, which shall be considered null and void.

The Watertown Town Board is the applicant and supports the request.

ACTION REQUESTED:

Motion to adopt Findings of Fact and issue Order #PZ20200029 for the issuance of the Conditional Use Permit.

FISCAL IMPACT:
If "Other", specify:

FUNDING
County Dollars =

Total

FTE IMPACT:

Insert additional funding source

Related Financial/FTE Comments:

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20200029

RESOLUTION #: 20-14

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

FILE #: PZ20200029

APPLICANT/OWNER: Wayne Hubin/Watertown Township

SITE ADDRESS: 3580 Co Rd 10 N, 55388

PERMIT TYPE: Public/Quasi-Public Facilities

PURSUANT TO: County Code, Chapter 152, Sections 152.050, 152.052 & 152.054 (A)

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 10-016-1110

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of July 21, 2020; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. Watertown Township owns an approximately 5.01-acre property which is located in the Northeast Quarter (NE¼) of the Southeast Quarter (SE¼) of Section 16, Watertown Township. The property is improved with an existing town hall/maintenance structure. The property is located in the Agriculture Zoning District and the CCWMO (Crow River watershed).
2. On June 27, 1989, Conditional Use Permit #7809 was issued to Watertown Township to allow them to establish a site in order to construct a town hall and maintenance facility. The facility consists of a 60' x 80' (4,800 square feet) shop and a 34' x 32' (1,088 square feet) office area. Parking is designated to the east and south of the existing building. The site also allows for outside storage of gravel and other stockpiled materials.
3. The Watertown Town Board is requesting a Conditional Use Permit (CUP) to construct an addition onto the existing building pursuant to Sections 152.050 & 152.054 (A) of the Carver County Zoning Code.
4. The township is requesting approval to construct a 32' x 60' (1,920 square feet) addition onto the west side of the existing 5,888 square-foot accessory structure. This structure is the primary use of the property. The south portion of the addition would be for winter sand storage and the north portion would be for equipment. There would be a 6½ wall separating the 2 areas and no direct access to the existing building. The building would be required to meet State Building Code. The existing 5,888 square-foot building was built to store all township equipment, provide for office space and be utilized as a meeting facility. Rock, gravel and other materials may be stored outside. Outside storage of materials are located in an area which would not impact any adjacent properties or the county road ditch. The request meets the minimum standards of a public/quasi-public facility CUP.
5. The use most similar for the purpose of referencing the county parking standards would be a church; therefore, at least one parking space for each three seats based on the design capacity of the main assembly hall would be required. Information from the 1989 CUP referenced the meeting room would accommodate 30 chairs. The required number of parking spaces would then be ten. The identified parking area (e.g. paved and gravel) on the east and south sides of the existing building provide ample parking spaces.

6. A Subsurface Sewage Treatment System (SSTS) compliance inspection is not required pursuant to Chapter 152.035 (E) of the Carver County Zoning Code. County records identified SSTS information at the time of application.
7. Access to the site would continue off of County Road 10. Any change to the access would require the town board to work through the Carver County Public Works Division to determine if a new access permit would be required.
8. Any signage would be required to meet the standards of Chapter 154 of the County Sign Regulations; not to exceed a total of 32 square feet of surface area.
9. The Watertown Town Board reviewed and approved the proposed building addition during their June 24, 2020, Town Board meeting.
10. The Planning Commission has considered all the factors required by Section 152.251 of the Carver County Code and finds that all are either true in this case or can be mitigated by conditions placed on the permit.

THEREFORE, BE IT RESOLVED, THAT the Carver County Planning Commission hereby recommends the issuance of Conditional Use Permit #PZ20200029, for a Public/Quasi-Public Facility on the land described in Exhibit “A” of the permit application. This permit shall terminate and supersede Conditional Use Permit #7809, which shall be considered null and void. The Planning Commission further recommends that the following conditions be attached to the permit:

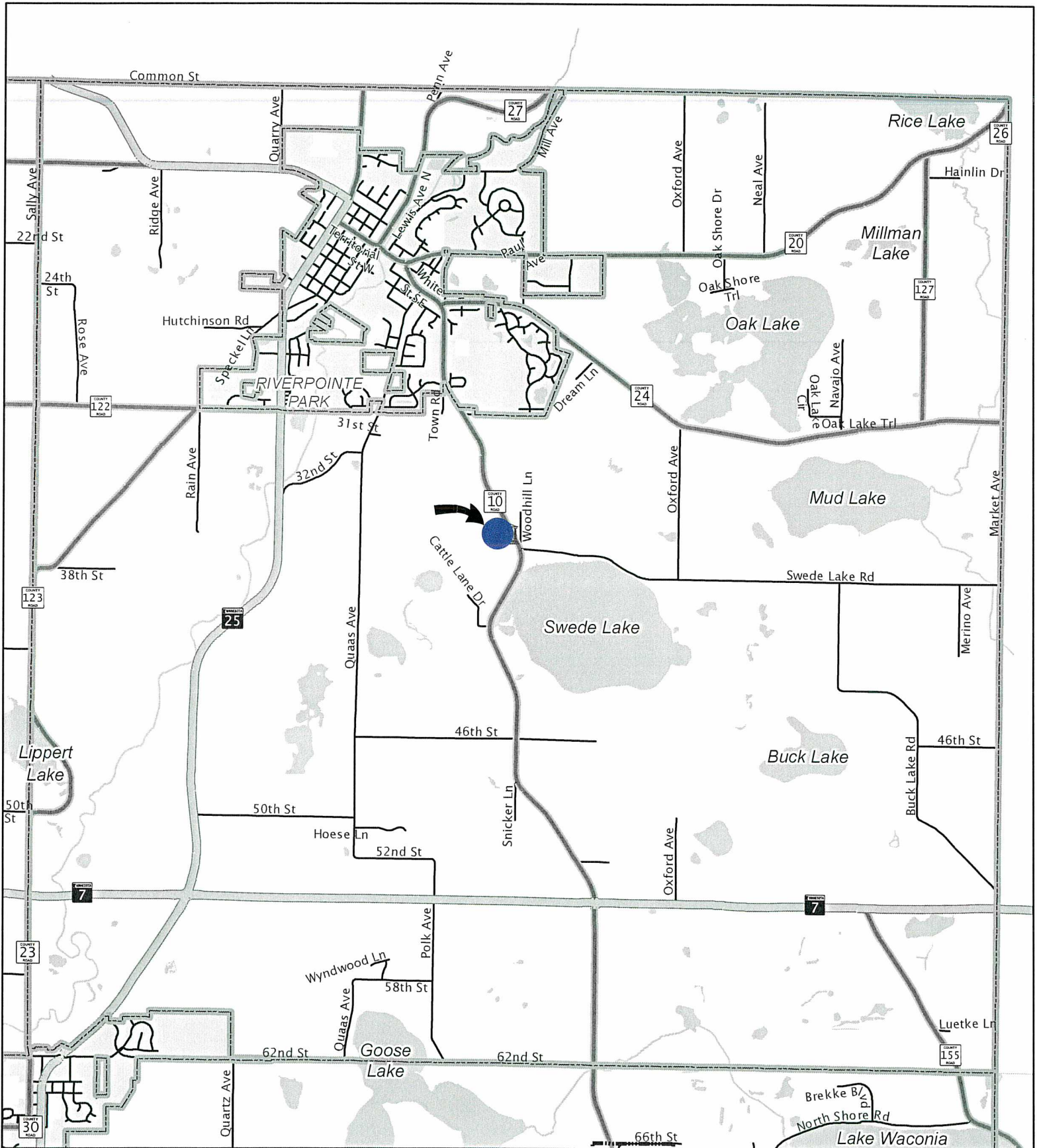
1. The permit is subject to administrative review. A change in ownership, operations or operator shall be cause for the permit to be reviewed by Land Management for a determination as to whether an application for an amendment or similar consideration is necessary. Proposed owners/operators are encouraged to contact Land Management as early on in the timeline of the proposed change as possible.
2. The operational plan (dated: June 24, 2020) and site plan (dated: July 8, 2020) as submitted shall be attached to the Conditional Use Permit and shall be considered a part of the permit. The Zoning Administrator shall determine whether or not the Watertown Town Board would need to amend the permit if they determine future additions are needed to the maintenance facility.
3. The proposed addition and existing structure shall meet MN State Building Code. The Permittee shall obtain the appropriate building permit(s) prior to the construction of the structure. A Certificate of Occupancy must be issued before utilizing the interior of the structure.
4. Any future remodeling or improvements structures shall require Carver County Building Official review and permit approval. Future construction of any new structure to be utilized as part of the business, shall be permitted upon review and issuance of appropriate building permit(s) prior to construction.
5. Permittee shall comply with all road authority (i.e. Carver County Public Works Department) access requirements.
6. Any grading and/or filling activity on the property shall be completed in accordance with the CCWMO Water Management guidelines, if applicable. Any and all site improvements shall be completed pursuant to Chapter 153 – Water Resource Management.
7. The Permittee shall comply with the County standards as detailed in Chapter 152 – Zoning Code and Chapter 154 – Sign Regulations. The Permittee shall not exceed the allowed square footage of signage per property.
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. The use shall meet the Operational Standards pursuant to the Carver County Zoning Code.
10. The Permittee shall obtain and maintain a non-generator's Certificate or contact the Environmental Services (E.S.) Department to obtain a Hazardous Waste Generator's License, if required.

ADOPTED by the Carver County Planning Commission this 21st day of July 2020.

John Fahey, Chair
Carver County Planning Commission

WATERTOWN TOWNSHIP



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



Carver County Board of Commissioners Request for Board Action



Agenda Item:

SolarClub 33, LLC. - CUP of a Large Solar Energy System

Primary Originating Division/Dept: <u>Public Services - Land Mgmt.</u>	Meeting Date: <u>8/4/2020</u>
Contact: <u>Aaron Stubbs</u> Title: <u>Senior Planner</u>	Item Type: <u>Consent</u>
Amount of Time Requested: <input type="text"/> minutes	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No
Presenter: <input type="text"/> Title: <input type="text"/>	

Strategic Initiative:

Growth: Manage the challenges and opportunities resulting from growth and development

BACKGROUND/JUSTIFICATION:

File #PZ20200016. The Planning Commission has recommended approval of a Conditional Use Permit (CUP) for SolarClub 33, LLC. (Sunrise Energy Ventures - Meron Demissie) for a Large Solar Energy System (Community Solar Garden or CSG) of up to one megawatt (1 MW). The proposed site is owned by Wayne & Jean Lindquist and is located in Section 33 of Dahlgren Township.

The CSG would be located on approximately 8-9 acres (currently tillable acreage) of the 42.1-acre parcel. The remaining acreage would consist of a tillable land, wooded bluff area and include the property owner's residence. The Lindquist's building site (house & accessory structures) is located to the east of the proposed solar site on the subject parcel.

Public input was sought by the Planning Commission at its regular meeting of July 21, 2020, at which time there was no public comments. The applicant did receive and include signed comment letters from the four adjacent (closest) property owners as part of their Planning Commission application. All four adjacent property owners indicated they have no concerns with the solar request.

The request meets the standards of the Carver County Zoning Code Chapter 152, Section 152.039 (2)(b) Large SES. The solar array would be required to meet the CCWMO Chapter 153 – Water Resource Management standards for the duration of the permit (i.e. stormwater management and vegetative cover).

The Dahlgren Township supports the request and would enter into a road maintenance agreement with SolarClub33 LLC for the usage of the township cartway. This usage agreement would need to be agreed upon and signed by the road authority and solar company prior to the issuance of any building permits.

The Planning Commission Resolution of approval is attached.

ACTION REQUESTED:

A motion to adopt the Findings of Fact and issue Order #PZ20200016 for the approval of the Conditional Use Permit.

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =

<input type="text"/>	<input type="text"/>
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Total

\$0.00

FTE IMPACT: None

Related Financial/FTE Comments:

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20200016

RESOLUTION #: 20-16

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

FILE #: PZ20200016

APPLICANT: Meron Demissie (Sun Rise Energy, SolarClub 33, LLC.)

OWNER: Wayne & Jean Lindquist

SITE ADDRESS: 7620 County Road 50, 55315

PERMIT TYPE: Renewable Energy – Large SES

PURSUANT TO: County Code, Section 152.039 (B)(2)(b) and 152.052

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 04-033-1210

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of July 21, 2020; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. The subject property (approximately 42.1 acres) is owned by Wayne & Jean Lindquist and is located in the East Half (E½) of the Southeast Quarter (SE¼) of Section 33, Dahlgren Township. The proposed site is located on approximately 8 acres of the 42.1-acre parcel, consisting of production land located in the Agricultural Zoning District, partially in the Shoreland Overlay District of a protected waters (Bevens Creek) and the CCWMO (Bevens Creek watershed).
2. The applicant, Sun Rise Energy, SolarClub 33, LLC. (Meron Demissie), is requesting to construct, operate (by lease), and maintain up to a one (1) Mega-Watt (MW) Community Solar Garden (CSG) as a renewable Energy (Large – Solar Energy System) – Conditional Use Permit (CUP) on the subject parcel. The request is being proposed as part of Xcel Energy’s Community Solar Garden Program, which was established by the State of Minnesota in 2013. The Energy contract with Xcel Energy for this program is for a minimum of 25 years.
3. The proposal is considered a Large Solar Energy System (LSES) based on the fact that the current (DC) rate capacity exceeds 100 kilowatts and would produce energy that would be added to Xcel Energy’s existing grid system. A Large SES requires a CUP pursuant to Section 152.039 and 152.052 of the Zoning Code.
4. The 2040 Carver County Comprehensive Plan recognizes the importance of providing access to solar resources. The County looks to ensure development of solar is in a manner which is efficient and follows all land use control. The development of solar energy systems is guided by Policy LU-20 Essential Services, Public and Quasi-Public, and Limited Private Uses that Serve a Community Purpose. This policy states that energy production is deemed essential to the public health and safety, welfare, or serves a public good of the community. In addition, Policy LU-37 under Solar Resources Policies states that “the County will avoid any undue restrictions on solar access”. The use of agricultural land is temporary in nature and the impervious areas would be minimal. The amount of long-term agriculture land utilized for the large SES is small in relation to the total acreage of the Xcel Energy service area. These factors are compatible with the 2040 Comprehensive Plan.

5. SolarClub 33, LLC. has submitted an application on behalf of Sunrise Energy Ventures, a small business headquartered out of Wayzata and responsible for coordinating all projects including development, permits, finance, construction, management, insurance, maintenance, monitoring, and customer service.
6. The applicant has indicated the site was selected due to its solar resource, physical characteristics (limited grading, no impact to wetlands, neighbors, and soils), proximity and access to a phase three power distribution line (along County Road 50), applicable zoning and permit requirements, and willingness of the landowner. Wayne & Jean Lindquist have entered into a minimum 25-year lease agreement with SolarClub 33, LLC.
7. The applicant is proposing to construct and operate up to a one (1) mega-watt (MW) solar garden on the site. The major equipment components of the solar array include the solar modules, inverters, and racking. The panels would be on single-axis trackers, which rotate from east to west and will be a maximum of 12 feet in height and do not require concrete foundations therefore; are easily removed during decommissioning. The energy produced on the site would be fed to 2 inverters installed onsite, which would be enclosed and meet all applicable codes and standards. From the inverters, energy would be transferred to the interconnection location on the west side of the project area through underground, medium-voltage cable, to the proposed new utility pole location within an Xcel Energy easement area to the west of the proposed operational area. The exact panel, array, inverter and electrical interconnection configuration and dimensions may change based on the actual equipment and manufacturer selection however, the ultimate panel/fencing locations must remain within the approved site plan.
8. According to the applicant, no substantial grading or filling is being proposed in the design of the solar array with the exception of a 20-foot wide gravel access road. The proposed solar racking is noted to accommodate the existing terrain allowing for maintenance of the existing drainage and runoff patterns, minimizing the impact to surrounding lands. Any/all grading will be pursuant to Chapter 153 – Water Resource Management guidelines.
9. During construction the hours of operation are proposed to 7:00 a.m. – 7:00 p.m. Monday through Saturday (no work is permitted on Sundays or nationally observed holidays). After construction, the solar project would operate 24 hours a day, 365 days a year. Site operations (energy productivity) would be monitored remotely with equipment determined and approved by Xcel Energy. There would be no daily traffic after completion of construction although, one (1) quarterly site visit (one vehicle with two authorized employees) would take place to perform routine maintenance. During the first few years of operations, a landscape maintenance crew would visit the site monthly, during the growing season, to ensure landscaping is growing and managed efficiently.
10. SolarClub 33, LLC. is proposing to drive piles (metal posts) into the ground to support the single-axis tracker racking system. The applicant has noted the piles would be installed with noise mitigating, vibrating piles that are anchored into the ground based on structural analysis which also facilitate decommissioning as they do not require cement foundations and are easily removed. The Carver County Zoning Code includes a standard which requires foundation posts to be installed using noise mitigating equipment such as a vibrating post driver or any other noise reduction method as may be stipulated by the CUP, with which the applicant would need to comply.
11. The surrounding land uses consist of agriculture, a large wooded ravine system, and approximately 10 homesteads within a half mile of the project. It appears the closest resident is approximately 750 feet west of the proposed operational area; and the nearest feedlot (Jeffrey & Debra Brueggemeier) is located approximately 1,800 feet west of the proposed operational area. Due to the existing topography and vegetation, no screening has been proposed at this time. However, in the project narrative the applicant does state they would be willing to plant Conifers on the perimeter if required by the County. The applicant has proposed chain link style fencing without barbed wire, not exceeding seven (7) feet in height, around the perimeter of the operational area for safety and security measures.
12. Xcel Energy has conducted and completed an engineering cost estimate and provided an Interconnection Agreement (dated April 15, 2020). Xcel Energy provides the study results to inform the applicant of the engineering indicative cost estimate, where they are located in the interconnection queue, and to identify the maximum generation capacity (in MW) which can be accommodated at the site location. The interconnection location, located to the west of the operational area, would be constructed pursuant to Xcel Energy's standards and would also require a minimum of three (3) utility poles (at the interconnect point).

13. SolarClub 33, LLC. or its successors would take on the responsibility and costs of the decommissioning of the site at the end of the operational life of the CSG as noted in the Project Narrative. Decommissioning would commence after twelve (12) months of non-operation. The project site would be restored to pre-construction conditions after removal of the structures, foundations, and restoration of soil and vegetation. Fencing would be removed and recycled, the access will be reclaimed, and soils replaced where needed. The site would be restored to productive farmland. SolarClub 33, LLC. would be responsible for all costs and would supply a \$23,000 decommissioning fund. This fund would be available to the landowner as well as the County in the form of a letter of credit or escrow to be used if SolarClub 33, LLC. is unable to commence decommissioning. The applicant has spelled out the decommissioning process in their Project Narrative (dated: June 22, 2020) and Decommissioning Cost Estimate (dated: April 13, 2020) which appears to satisfy the decommissioning standard.
14. The applicant's operational plan includes acknowledgement of the public's concerns regarding stray voltage and provides additional informational materials including. The applicant stated that prior to commencement of construction, the soil would be tested for thermal resistivity. This information is then used to design a grounding system for the solar garden. After the project is completed, the perimeter of the project will be tested for stray voltage to ensure it does not produce stray voltage. A condition of this permit should be that any stray voltage would be remediated within 30 days of detection and verification, and all test results would be sent to Carver County for reference and made publicly available.
15. The applicant has not provided contact information for any maintenance and operation questions or concerns in their operational plan (dated: June 22, 2020). The applicant would need to provide a more detailed emergency response plan as well as contractor details pertaining to drainage, weed maintenance, screening, site maintenance, stray voltage, etc. It is understood that many of the subcontractor details are not addressed until a solar company and Xcel Energy have reached the final design plan phase for a project. The applicant would be required to submit (to the Carver County Land Management Department) the list of emergency contacts (during the construction phase) with an emergency plan prior to the issuance of any building permits. Updated contacts for post construction would be required to be submitted within 30 days of the issuance of the Building Permit Certificate of Occupancy (C.O.). The applicant would be required to provide signage with referenced contact information to be placed on the security fencing at this entrance to the operational area. All signage posted on site would be in compliance with Chapter 154 – Sign Regulations. Internal signage is required for labeling of electrical equipment to provide safety and support good practices.
16. The applicant has completed a preliminary drainage plan although, a full drainage report would be completed as part of the Stormwater and Pollution Prevention Plan (SWPPP) permit to be reviewed by the CCWMO as part of their stormwater management standards. A condition should be placed on the permit request which states, "The permittee shall be responsible for the maintenance and/or replacement of any/all drain tile servicing this site (if problems occur) for the duration of the CUP".
17. The Carver County Planning and Water Management Department (CCWMO) and Carver Soil & Water Conservation District (SWCD) would be reviewing the project with respect to the County Water Rules (Chapter 153), and for site stabilization requirements and Best Management Practices (BMP's). The applicant would be required to comply with any/all permitting requirements. As part of their formal review, they will also:
 - a. Review project plans to ensure that there are no upstream or downstream impacts caused by the project;
 - b. Review project plans to ensure that existing drain tile servicing the site has been identified and will be avoided during construction. Or, if any changes to the site's existing natural and subsurface drainage system are proposed, review changes to ensure that the proposed drainage system has the same capacity as the existing system;
 - c. Review proposed erosion and sediment control BMP's to ensure the site will be managed in a way that prevents offsite erosion or deposit of sediment during construction and is permanently stabilized following construction;
 - d. Review other items as needed to demonstrate compliance with County Water Rules (Chapter 153);
 - e. Collect a surety of \$1,000 per acre up to a maximum of \$50,000 to ensure for faithful performance of the approved plans and to finance any necessary remedial work. The surety shall be held until the following conditions are met (additional conditions may be added during review):

- i. The project is complete;
 - ii. The site has been re-vegetated (90% vegetative cover across the site, 100% vegetative cover with no signs of erosion in areas of concentrated flows);
 - iii. All erosion and sediment control measures have been removed.
18. The applicant has committed to using pollinator-friendly and native grasses underneath the solar panels and in the surrounding areas. The vegetation would be chosen to reduce stormwater runoff, expand habitat for pollinators, and preserve and improve soils to enhance the surrounding agricultural activity. SolarClub 33, LLC. would control weeds and maintenance throughout the life of the project. Final implementation of the seeding plan shall be subject to review/recommendations by the CCWMO and Carver County SWCD to ensure the vegetative cover will meet or exceed the statewide standard for pollinator-friendly solar by scoring at least 70 points on the *BWSR Solar Site Pollinator Habitat Assessment*. SolarClub 33, LLC. would ensure ground cover at the site is maintained and mowed for the duration of the permit.
 19. SolarClub 33, LLC. would work with the local road authority (Dahlgren Township) to allow for the use of the township cartway during construction. The access road would come off an existing driveway and be approximately 20 feet wide with approximately four – eight inches of aggregate material. The applicant would be required to enter into a Road Maintenance Agreement with the road authority.
 20. The applicant has indicated they have a comprehensive insurance plan that meets the applicable insurance coverage requirements. Minnesota state guidelines require the Permittee to maintain a comprehensive public liability insurance policy which is written by an insurance carrier and must be authorized by law.
 21. The Dahlgren Town Board reviewed and recommended approval of the request during their March 9, 2020, Town Board meeting. In addition, the Township included the following comments:
 - Road Maintenance Agreement - Bond
 - Proper testing to eliminate any Stray Voltage
 22. The Planning Commission has considered all the factors required by Section 152.251 of the Carver County Code and finds that all are either true in this case or can be mitigated by conditions placed on the permit.

THEREFORE, BE IT RESOLVED THAT the Carver County Planning Commission hereby recommends the issuance of Conditional Use Permit #PZ20200016 for a Large SES - Community Solar Garden 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 Compliance Review. The permit allows for a community solar garden on the subject 42.1± acre property (approx. 8± acre lease area) and it is not transferable to another parcel and/or another area of the parcel subject to the permit. Upon notice to the Carver County Land Management Department, the permit, including all rights and obligations therein, may be assigned, in whole or in part, to any Permittee affiliate and any party with experience owning and operating energy generation facilities. Any other proposed change in facility ownership shall be cause for the permit to be reviewed by the Carver County Land Management Department for a determination as to whether an application for an amendment or similar consideration is necessary, and any such proposed owners and/or operators of the solar site are encouraged to contact Land Management as early on in the timeline of the proposed change as possible.
2. Permittee shall operate in accordance with the submitted CSG Application (submittal date: June 22, 2020) and Site Plan (dated: June 23, 2020), any/all CCWMO permit approval(s) (i.e. stormwater infiltration, BMPs, site vegetation and plantings, and site reclamation), and any/all Dahlgren Township conditions. These plans shall be considered a requirement of this permit. If there are any inconsistencies between previously submitted versions, the terms of the most recent shall prevail and shall be considered requirements of this permit. The CSG shall be installed and maintained in accordance with Section 152.039 including; noise mitigation, decommissioning, and screening (if applicable).

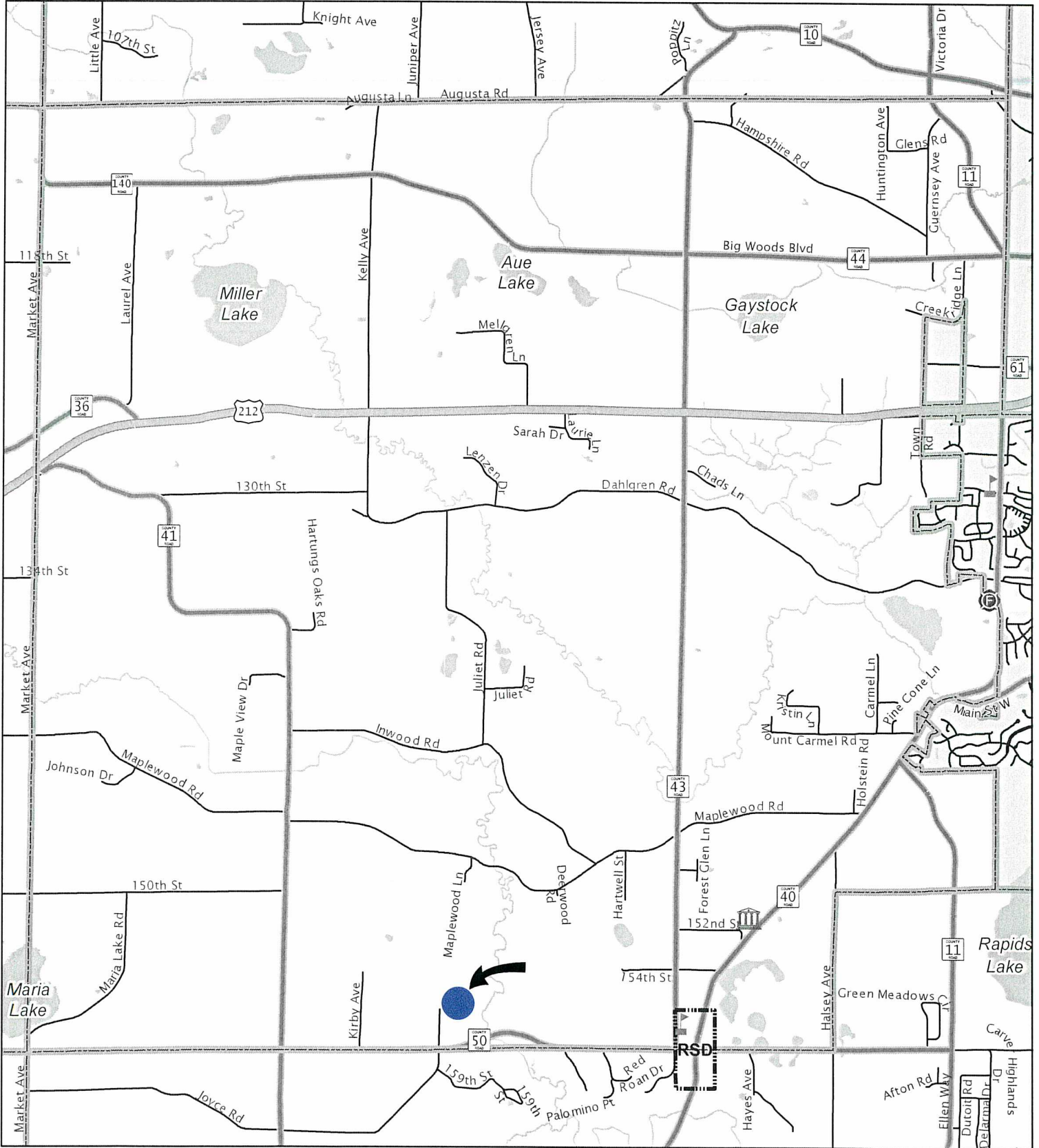
3. All structures used in conjunction with the facility shall meet the applicable requirements of the Carver County Zoning Code and State Building Code. Any required building permits must be obtained prior to construction.
4. The permit is subject to any/all Dahlgren Township standards pertaining to access requirements. If required, the appropriate permit(s) shall be obtained before any project related work commences. The project is also subject to any/all standards pertaining to the Township Road Maintenance Agreement. The signed Agreement shall be obtained before any work related to this project commences.
5. Any grading and/or filling activity on the property shall be completed in accordance with the CCWMO Rules and the Wetland Conservation Act (WCA), if applicable. Any and all site improvements shall be completed pursuant to Chapter 153 – Water Resource Management. Stormwater Management review and approvals are required prior to the issuance of construction and/or building permits.
6. The Permittee shall be responsible for the maintenance, replacement, and/or abandonment of any/all drain tile servicing this site for the duration of the CUP. The Permittee shall work with the landowner to determine if replacement or abandonment is necessary for the any drain tile (if problems occur).
7. The vegetative cover shall be implemented in accordance with the operational plan (dated: June 22, 2020) and site plans (dated: June 23, 2020), which shall be considered a requirement of this permit. The project shall be planned and developed in a way that is beneficial to pollinators – the vegetative cover will meet or exceed the statewide standard for pollinator-friendly solar by scoring at least 70 points on the *BWSR Solar Site Pollinator Habitat Assessment*. The Permittee shall be responsible for maintaining any/all vegetative ground cover for the duration of the CUP. Final implementation of the plan(s) shall be subject to the CCWMO review and approval.
8. Permittee shall comply at all times with the County standards as detailed in Chapter 152 – Zoning Code and Chapter 154 – Sign Regulations.
9. Pursuant to the operational plan (dated: June 22, 2020), SolarClub 33, LLC. shall construct the facility according to the National Electrical Safety Code standards. The permittee shall conduct pre-construction stray voltage testing. Results of any stray voltage data collection shall be submitted to the Carver County Land Management Department. Any stray voltage identified shall be remediated within 30 days of detection and verification.
10. Decommissioning of the solar facility shall be implemented in accordance with the Decommissioning Plan process (date: June 22, 2020) at the end of the life of the community solar garden. The Permittee shall be responsible for all of the decommissioning costs and shall list Carver County as having access to the security, escrow, or letter of credit in the event decommissioning is required. The Permittee & Property Owner shall maintain this agreement for the duration of the solar energy array. The Permittee shall also provide the list of contractors including name(s), addresses and telephone numbers to Land Management Department for the decommissioning and reclamation once the essential service is no longer in use.
11. The Permittee shall provide the Carver County Land Management Department with the Operation & Maintenance agreement documenting the emergency/response plan containing contact name(s), addresses, and telephone number(s) for the responsible party(s) as it pertains to drainage, weed maintenance, screening, site maintenance, stray voltage, etc. The list of contacts shall also be posted and/or identified by a placard sign at the site with the contact name(s), addresses, and telephone number(s). The completed (construction) emergency/response plan shall be submitted to the Land Management Department prior to the issuance of any building permit(s), and/or prior to beginning any construction activities on the subject parcel, as well as an emergency plan (post-construction) listing contacts for the on-going maintenance/operations after construction is completed. This plan shall be submitted within 30-days of receiving the Building Permit Certificate of Occupancy (C.O.).

12. No later than the date that construction of the solar facility begins; the Permittee (including all Permittee affiliates) shall name Carver County as an additional insured on all policies of liability insurance. The Permittee shall annually file with the Carver County Land Management Department a certificate evidencing coverage. The certificate shall provide that the County must be given thirty (30) days written notice of the cancellation of insurance.
13. No later than the date that construction of the solar facility begins, the Permittee (including all Permittee affiliates) shall submit a copy of Worker's Compensation Insurance to the Carver County Land Management Department.

ADOPTED by the Carver County Planning Commission this 21st day of July 2020.

John Fahey, Chair
Carver County Planning Commission

DAHLGREN 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.





PROPERTY OF
SUNRISE ENERGY VENTURES
 315 Manitoba Avenue
 Suite 200
 Wayzata, MN 55391
 Tel: (612) 293-9900
 Fax: (612) 293-3839

PROJECT NAME: SOLARCLUB 33 LLC
 CARVER - LINDQUIST
 SITE ADDRESS:
 COUNTY ROAD 50, CARVER, MN 55315
 2032' NORTH OF THE INTERSECTION
 OF CO RD 50 AND JOYCE ROAD
 COUNTY: CARVER
 PARCEL ID: 040331210
 COORDINATES: 44.723056°, -93.713056°
 XCEL CASE NUMBER: 03631886

REV.	DATE	REVISION DESCRIPTION	DRAWN BY	CHKD. BY
8	05.23.2020	ADD 50' BLUFF SETBACK	MD	
4	05.22.2020	ADD BLUFF & BLUFF SETBACK	MD	
3	05.22.2020	ADD TEMPORARY STAGING AREA	MD	
2	04.01.2020	MISC. XCEL COMMENTS	MD	
1	02.27.2020	MISC UPDATES	MD	
A	02.06.2020	ORIGINAL DRAWING	MD	

PRELIMINARY DESIGN PARAMETERS;
 NOMINAL POWER DC: 1,260 KW
 AC POWER: 1,000 KW
 TOTAL MODULES: 3,600
 MODULE TYPE:
 TRINA SOLAR TSM-350DD14A
 STRING SIZE: 18 MODULES/STRING
 TOTAL STRINGS: 200
 SINGLE-AXIS TRACKER
 72 AND 90 MODULE ROWS
 GCR: 0.3
 EDGE TO EDGE ROW DISTANCE:
 21.4FT
 DISTANCE BETWEEN ROWS: 15FT
 PARCEL BOUNDARY: 42.1 ACRES
 PROJECT LEASE AREA: 8.0 ACRES
 FENCE AREA: 6.5 ACRES

DRAWING TITLE:
SITE LAYOUT

DRAWN BY:	CHECKED BY:	DATE:
MD		02/06/2020

DWG No.:
SY-01

DWG Scale:
1/8" = 1'-0"



COUNTY ROAD 50 RUNS EW TO THE SOUTH

- NOTES:
1. MAIN SERVICE METER AND UTILITY DISCONNECT. POINT OF COMMON COUPLING WITH XCEL ENERGY. PER XCEL ENERGY DRAWING PM-10 COMPANY OWNED PRIMARY METER INSTALLATION. MOUNT ON METER POLE. PROVIDE PLACARD STATING "GENERATION SYSTEM CONNECTED".
 2. PV PRODUCTION METER. PROVIDE POTENTIAL TRANSFORMERS AND CURRENT TRANSFORMERS AS REQUIRED TO MEET XCEL ENERGY METERING, VOLTAGE AND CURRENT STANDARDS.
 3. PV PRODUCTION METER DISCONNECT. PROVIDE ACCESSIBLE, VISIBLE, AND LOCKABLE UTILITY DISCONNECT.
 4. INSTALLATION TO COMPLY WITH NEC ARTICLE 690 AND ALL APPLICABLE LOCAL, STATE, AND NATIONAL CODES OR REGULATIONS.
 5. EQUIPMENT SHALL BE LABELED PER NEC 690 AND XCEL ENERGY REGULATIONS.
 6. ACCESS ROADS (MINIMUM 12' WIDE) SHALL BE DESIGNED TO ACCOMMODATE ALL CONSTRUCTION, OPERATIONS, AND MAINTENANCE TRAFFIC THROUGHOUT THE SITE.
 7. 24/7 UNESCORTED KEYLESS ACCESS SHALL BE PROVIDED FOR THE METERS AND UTILITY DISCONNECT.
 8. SYSTEM IS DESIGNED AS A PRIMARY INTERCONNECTION SYSTEM. ANY CHANGES SHALL BE MADE IN ACCORDANCE WITH XCEL GUIDELINES.
 9. PROVIDE FUSED, VISIBLE, LOCKABLE UTILITY DISCONNECT MOUNTED ON DISCONNECT POLE. CLEARLY LABEL DISCONNECT PER XCEL ENERGY GUIDELINES.
 10. A PLACARD THAT SHOWS THE OUTLINE OF THE SOLAR GARDEN WITH AN ARROW POINTING TOWARDS THE UTILITY METER AND UTILITY AC DISCONNECT SHALL BE SHOWN ON THE SITE PLAN. THIS PLACARD SHALL MEET XCEL GUIDELINE

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Preliminary Plat - Miller Farm

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

File #PZ20200030. The Planning Commission has recommended approval of the Preliminary Plat "Miller Farm" Subdivision during their July 21, 2020 meeting. Endurance Investments, LLC is requesting approval of the preliminary plat on 36.10 acres located in Section 6, Dahlgren Township.

The development would result in a total of four (4) single-family homes (Lots 1-4, Block 1), which would consist of three (3) residential parcels (5 acres each) and one (1) agricultural parcel (20.10 acres) all pursuant to the High Amenity additional density provision (Section 152.078 C) of the Carver County Zoning Code. A new township road would not be necessary, because the proposed lots have frontage on Laurel Ave which would provide for individual driveway accesses. Access permits would be required and issued by the local road authority (Dahlgren Township).

The stormwater management and building sites would meet the requirements of the Conditional Use Permit (CUP) #PZ20190020 and County Code. At the time each site is built upon, the CCWMO and Carver SWCD would review plans for compliance with stormwater standards and erosion/sediment control measures.

The draft Covenants have been reviewed by County Staff and will need to be finalized prior to Final Plat approval.

The draft resolution is attached for the Board's consideration.

The Dahlgren Town Board supports the request.

ACTION REQUESTED:

A motion adopting a Resolution approving the Preliminary Plat of Miller Farm.

FISCAL IMPACT:

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT:

Total \$0.00

Insert additional funding source

Related Financial/FTE Comments:

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PP - PZ20200030

RESOLUTION #: 20-15

WHEREAS, the following application for a Preliminary Plat (MILLER FARM) approval has been submitted and accepted:

FILE: PP-PZ20200030

APPLICANT: Randy Kubes

OWNER: Dave Menke c/o Endurance Investments, LLC.

SITE ADDRESS: 11650 Laurel Avenue, 55322

PURSUANT TO: County Code, Chapter 151 & 152, Section(s) 152.078

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL: #04-006-1000

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of July 21, 2020; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. Endurance Investments, LLC owns the subject 110.23-acre parcel. The 36.10-acre portion located east of Laurel Avenue is proposed to be platted and is located in the Southwest Quarter (SW¹/₄) of the Southeast Quarter (SE¹/₄) of Section 6, Dahlgren Township. The portion of the property lying west of Laurel Avenue is mostly tillable farm field but does include an existing house and a second 1 per 40 building eligibility and two agricultural structures. The portion of the property lying east of Laurel Avenue includes three agricultural structures from the original farmstead and also consists of farm field, wooded pasture, and wetland areas. The property is located in the Agricultural Zoning District, partially in the Shoreland Overlay District for protected waters (Miller Lake), and the CCWMO (Carver Creek watershed).
2. In May of 2020, #PZ20200012 was issued to the subject property in order to create four (4) Amenity residential lots pursuant to Section 152.078 of the Carver County Zoning Code. The applicant is now requesting the approval of the Preliminary Plat "Miller Farm" including three (3) residential lots (Lots 1-3, Block 1), and one agricultural lot (Lot 4, Block 1).
3. Copies of the plat have been sent to the Waconia School District #110, Xcel Energy, CenturyLink, Carver County Water Management Organization (CCWMO), Carver County Soil & Water Conservation District (SWCD), Carver County Emergency Management, Carver County Environmental Services, Carver County Property and Financial Services Department, and the Carver County Surveyor. As of this report, no comments have been received. Comments may be available at the public hearing.
4. The amenity lots are laid out in such a manner that there are no more than four (4) homes per quarter-quarter as permitted by the density regulations of the Carver County Zoning Code. The proposed residential lots are 5.0 acres each, while the agricultural lot is 20.10 acres. Each lot has a minimum of a 1-acre building site that conforms to Code requirements, and any home constructed within the site will meet the setback requirements.
5. Acceptable percolation tests and soil borings for the primary and alternate septic sites on the four (4) undeveloped lots have been submitted to the Carver County Environmental Services Department. The information was reviewed, and the soils would be suitable for SSTS. The septic sites for the proposed lots will need to be fenced and protected.

6. The draft covenants, as required by Conditional Use Permit #PZ20200012, have been submitted with the application and would need to be approved by the County Attorney's office prior to final plat approval. The covenants shall address the preservation of the drainage and/or utility easements and that no obstructions shall be permitted within those areas. The plat indicates the outside boundary of the delineated wetlands, which impacts two of the four lots. The required covenants shall address that each lot will be reviewed in the field prior to issuance of any building permits.
7. The property has been analyzed by a professional wetland delineator to determine if wetlands exist. Wetlands are present on the site and have been identified in the Wetland Delineation Report. The wetland delineation report was approved on October 3, 2019. The Notice of Decision and TEP Findings concur with the findings of the professional delineator hired by the applicant. Appropriate easements for the wetlands and drainage/utilities have been included on the plat. Avoidance of delineated wetlands has been incorporated into the development.
8. The preliminary plat shows 10-foot utility & drainage easements around each of the four (4) lots. An appropriate drainage easement will be provided for wetlands as part of the final plat. No obstructions shall be permitted in any of the drainage and/or utility easements. The covenants should address the preservation of the drainage easements and that no obstructions shall be permitted within those areas.
9. A combined erosion and sediment control and stormwater permit from the Planning and Water Management Department will be required if the total impervious surface constructed on each lot (drive, house pad, garage, other outbuildings, etc.) is greater than 1 acre. This permit requires the use of management practices that prevent erosion and sediment from leaving the site during construction as well as management practices that treat stormwater runoff from impervious surfaces once construction is complete.
10. The 35.10-acre plat is located within the CCWMO jurisdiction. Stormwater management, wetland buffers, and erosion control measures will need to be addressed pursuant to Chapter 153 of the County Code (Water Management Rules).
11. It appears that the plat would substantially meet the requirements of the applicable County Zoning and Subdivision Codes, except where noted. The areas of deficiency would need to be addressed through conditions placed on the preliminary plat approval that must be complied with prior to acceptance of the final plat.
12. The Dahlgren Town Board reviewed and recommended approval of the Preliminary Plat application during their July 13, 2020, Town Board meeting. The Township also approved the use of Laurel Avenue as an access for the proposed lots of the Miller Farm Subdivision.
13. The Planning Commission has considered all the factors required by Section 152.251 of the Carver County Code and finds that all are either true in this case or can be mitigated by conditions placed on the preliminary plat.

THEREFORE, BE IT RESOLVED, THAT the Carver County Planning Commission hereby recommends the approval of the Preliminary Plat of Miller Farm for the land described in Exhibit "A" of the permit application. The Planning Commission further recommends that the following conditions be attached to the Preliminary Plat approval:

1. Four (4) amenity lots (three residential and one agricultural) are permitted. The property shall be platted in accordance with M.S. Chapter 505, Carver County Zoning Subdivision Code 151, and the Carver County Zoning Code 152.
2. The layout of the final plat must substantially conform to the preliminary plat. Any significant departure from the preliminary plat must be approved by the Planning Commission before final plat consideration. As part of the preliminary plat approval, each lot shall document a suitable one (1) acre building site including; a house location and primary & alternate septic site locations. All conditions of CUP #PZ20200012 shall be satisfied prior to the recording of the final plat.

3. The covenants, as required by Conditional Use Permit #PZ20200012, must be approved prior to final plat consideration. Prior to final plat consideration by the County Board, the Assistant County Attorney shall approve the covenants and title work. The covenants shall address at least the following:
 - A. A covenant must clearly state the building eligibility status for each parcel in the development. The keeping of animals, with the exception of dogs, cats and similar animals kept as household pets, is prohibited on any lot in the residential area.
 - B. A covenant stating that the area is rural, and that commercial agriculture and other rural land use activities shall likely be occurring in the area. A notification must be provided regarding “odors, dirt, dust, noises, long hours of operation and other factors associated with agriculture and feedlot activities”. Complaints relating to these activities shall be considered unwarranted so long as such activities are being conducted in accordance with existing standards. A condition clearly stating and restricting the use of the land in the agricultural area to agriculture and to certain conditional uses listed in the “A” district.
 - C. If the home sites include any environmentally sensitive land then restrictions must be placed in the covenants addressing: clear cutting of land, vegetation removal, plus the development and implementation of an erosion control plan to control erosion during and after building construction.
 - D. A covenant must be added requiring that the alternative sewer site must be preserved for a future sewer site. No buildings can be erected on the alternative site and no trees can be planted on the site. Heavy equipment must be kept off the site. If the lot owner must build on the site, he shall have to submit percolation tests and soil borings for another site before any building permit shall be issued.
 - E. The covenants shall address the preservation of the drainage and/or utility easements and that no obstructions shall be permitted within those areas. The plat indicates the outside boundary of the delineated wetlands, which impacts all proposed lots. The required covenants shall address that each lot will be reviewed in the field prior to issuance of any building permits. The required covenants shall address the concerns of possible drainage of an existing delineated wetland located in the woods; therefore, no vegetative removal within the drainage easement area and/or within the DNR protected wetland shall be allowed.
4. The above-required Covenants shall be become part of the plat approval.
5. Pursuant to CUP #PZ20200012, access permits for the proposed driveways must be obtained from Dahlgren Township prior to the issuance of any building permits for the individual lots.
6. Each lot shall be reviewed and approved by Carver County Planning and Water Management Department pursuant to Chapter 153 of the Zoning Code. Specific details for each lot must be submitted to the Planning and Water Department for approval prior to issuance of building permit(s) on individual lots.
7. The driveways for the lots shall conform to the Wetland Conservation Act (WCA), Carver County Land Management Department, Carver County Planning and Water Management Department, and Dahlgren Township requirements. The applicant shall comply with any and/or all requirements established by the appropriate road authorities. An access permit for each driveway from Laurel Avenue must be obtained prior to issuance of new home building permit(s).
8. As per Section 151.163 of the Carver County Code, all utility facilities are to be located underground. The access and drainage ways will be designed so that public utilities can be installed at a later date.

ADOPTED by the Carver County Planning Commission this 21st day of July 2020.

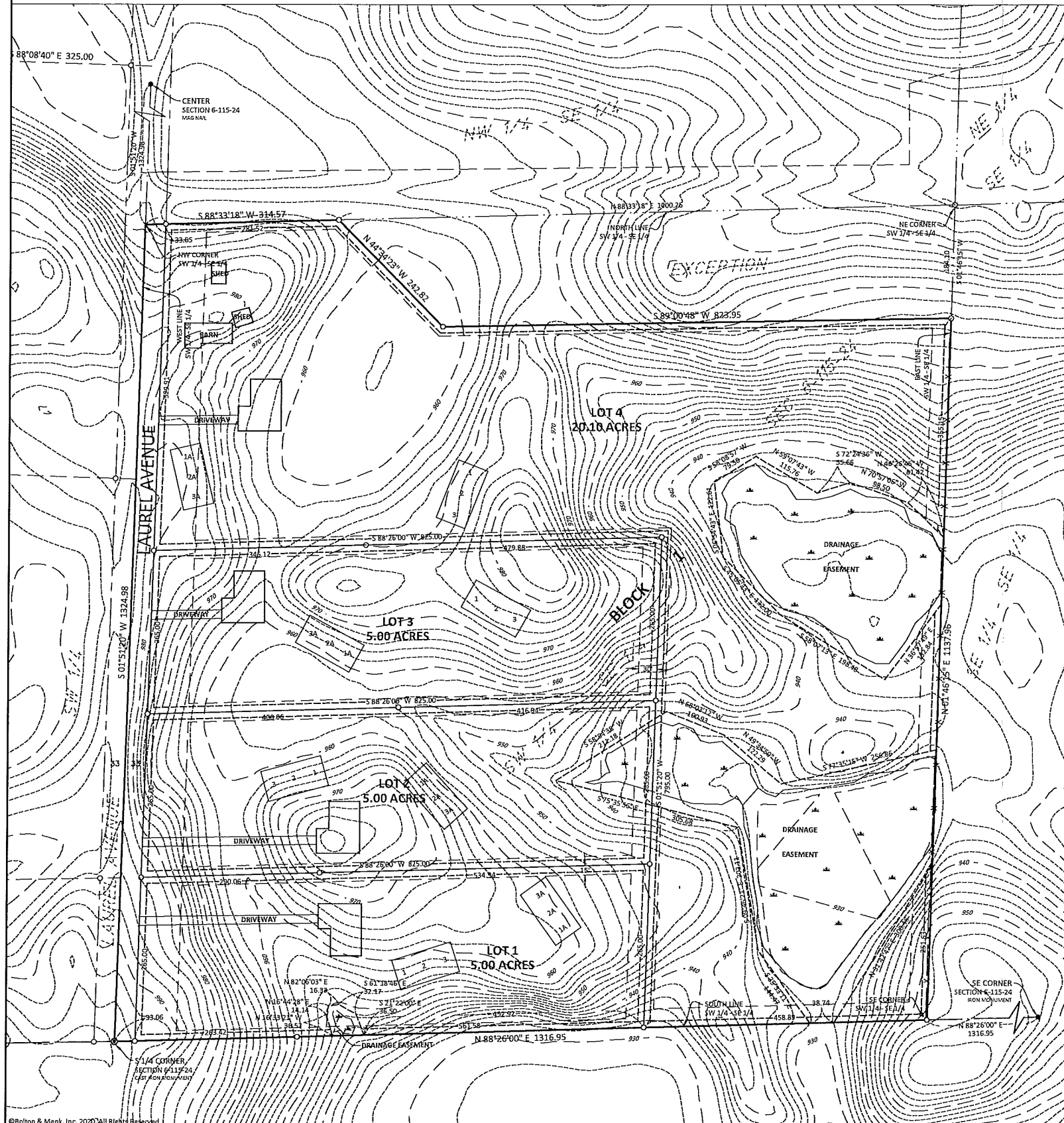
John Fahey, Chair
Carver County Planning Commission

MILLER FARM PRELIMINARY PLAT

PIN: 040061000

DESCRIPTION OF RECORD

The Southwest Quarter of the Southeast Quarter of Section 6, Township 115 North, Range 24 West, Carver County, Minnesota, excepting therefrom the following described parcel:
Commencing at the Northwest Corner of the Southeast Quarter, a distance of 1324.98 feet to the Northwest Corner of said Southwest Quarter of the Southeast Quarter; thence North 88 degrees 33 minutes 18 seconds East on the north line of said Southwest Quarter of the Southeast Quarter, a distance of 314.57 feet to the point of beginning; thence continuing North 88 degrees 33 minutes 18 seconds East on said north line, a distance of 1000.26 feet to the Northeast Corner of said Southwest Quarter of the Southeast Quarter; thence South 01 degrees 46 minutes 15 seconds West on the east line of said Southwest Quarter of the Southeast Quarter, a distance of 184.10 feet; thence South 89 degrees 00 minutes 48 seconds West, a distance of 823.95 feet; thence North 44 degrees 34 minutes 23 seconds West, a distance of 242.82 feet to the point of beginning.



DEVELOPER
KUBES REALTY
1221 EAST 4TH AVENUE
SHAKOPEE, MN 55379

OWNER ADDRESS
Thomas McCue
Endurance Investments
27852 220th Street
Green Isle, MN 55338

PROPERTY ADDRESS
11650 LAUREL AVENUE
COLOGNE, MN 55322

LEGEND

- 3/4" IRON PIPE MONUMENT SET MARKED BY LIC. NO. 19789
- MONUMENT FOUND
- ⊙ CAST IRON MONUMENT FOUND
- - - SETBACK LINES
- ▲ DENOTES WETLAND
- 1 2 3 SEPTIC SITES
- 1A 2A 3A SEPTIC SITES
- PROPOSED HOUSE

UTILITY & SITE DATA

ZONING: Agricultural

SETBACKS:

- Front Yard 150' Centerline of County/State Road or 100' County/State Road Right of Way, whichever is greater.
- 100' Centerline of Local Public Street or 67' Local Public Street Right of Way, whichever is greater.
- Lots under 2 acres: 35' from Local Street Road Right of Way, 100' from the Right of way on other public roads.
- Side Yard 15'
- Rear Yard 30'

PRINCIPLE BUILDING HEIGHT:

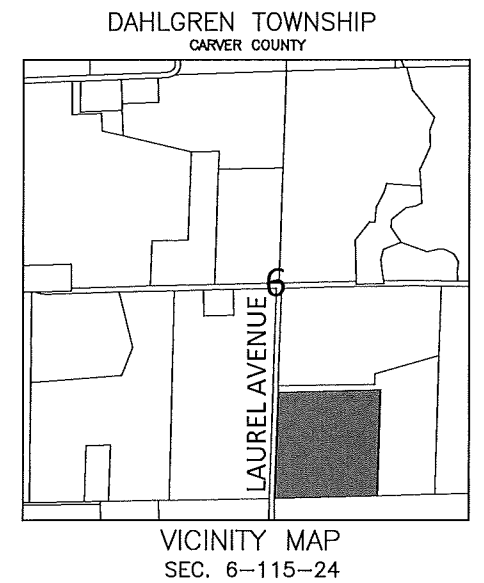
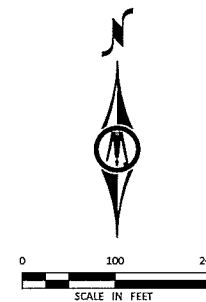
35'

IMPERVIOUS SURFACE LOT COVERAGE:

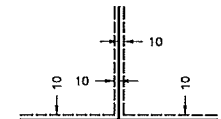
No more than 25% of the lot.

AREAS

LOT 1	5.00 ACRES
LOT 2	5.00 ACRES
LOT 3	5.00 ACRES
LOT 4	20.10 ACRES
TOTAL ACRES	35.10 ACRES



DRAINAGE AND UTILITY EASEMENTS ARE SHOWN THUS:



BEING 10 FEET IN WIDTH AND ADJOINING LOT AND STREET LINES AS SHOWN ON THE PLAT UNLESS OTHERWISE NOTED.

SURVEYOR'S CERTIFICATION

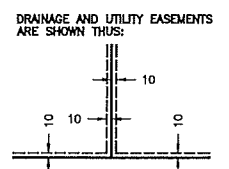
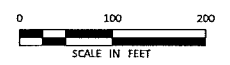
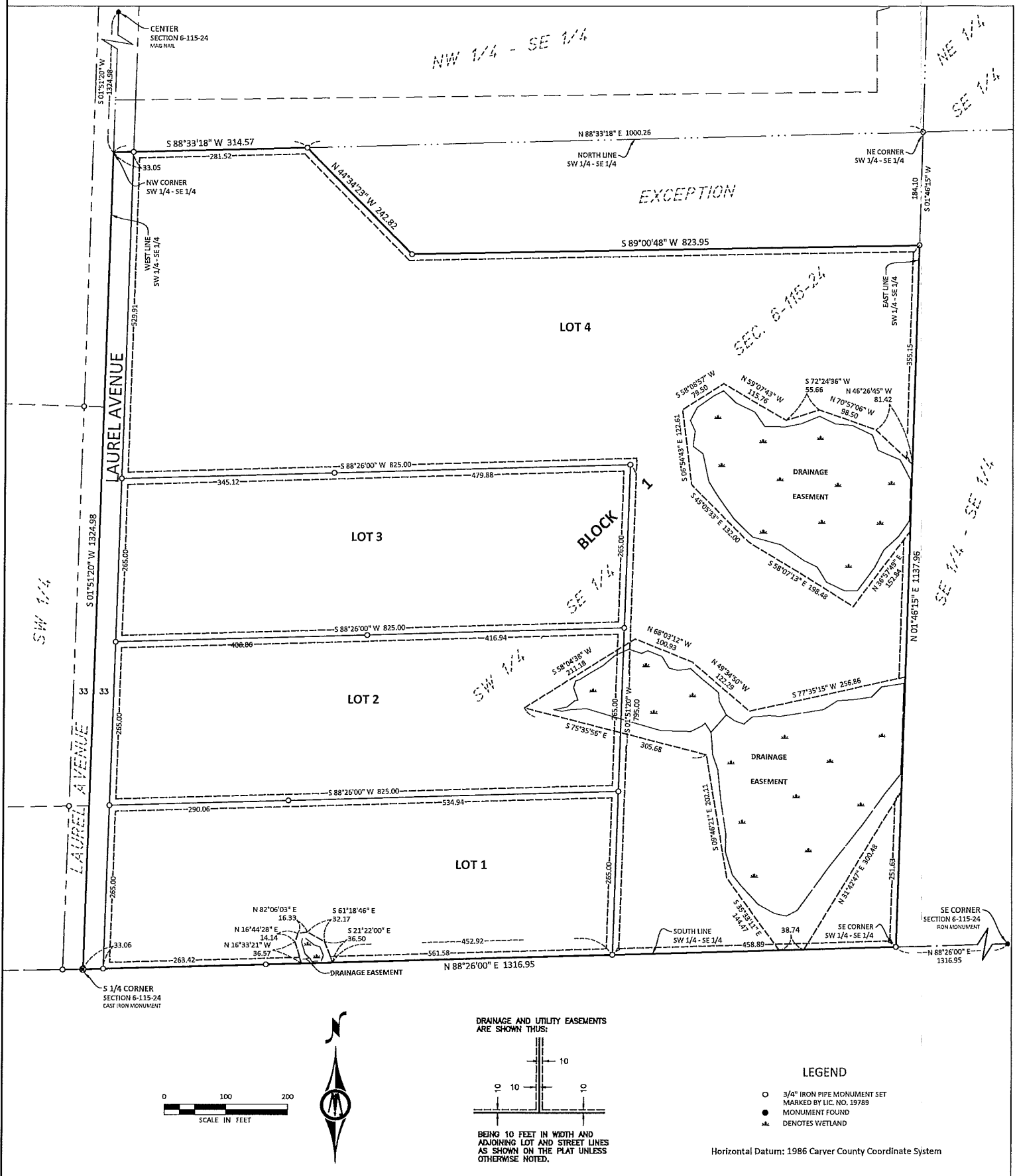
I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

Rory Jensen
Rory Jensen
License Number 19789
6-19-2020
Date

Horizontal Datum: 1986 Carver County Coordinate System

BOLTON & MENK 1960 PREMIER DRIVE MANKATO, MINNESOTA 56001 (507) 625-4171	PRELIMINARY PLAT CARVER COUNTY, MINNESOTA	THE SW 1/4 OF THE SE 1/4 OF SECTION 6, TOWNSHIP 115 NORTH, RANGE 24 WEST, CARVER COUNTY, MINNESOTA
	FOR: KUBES REALTY PAUL S. MILLER ETAL SURVEY	

MILLER FARM



Horizontal Datum: 1986 Carver County Coordinate System

INSTRUMENT OF DEDICATION

Know all persons by these presents: that Endurance Investments LLC, a Minnesota limited liability company, owner of the following described property situated in the County of Carver, State of Minnesota:
 The Southwest Quarter of the Southeast Quarter of Section 8, Township 115 North, Range 24 West, Carver County, Minnesota, excepting therefrom the following described parcel;
 Commencing at the Northwest Corner of the Southeast Quarter of Section 8, Township 115 North, Range 24 West, Carver County, Minnesota, (bearings based on Carver County Coordinate System NAD83, 1986 Adjustment) on the west line of said Southeast Quarter, a distance of 1324.08 feet to the Northwest Corner of said Southwest Quarter of the Southeast Quarter; thence North 88 degrees 33 minutes 18 seconds East on said north line, a distance of 1000.26 feet to the point of beginning; thence continuing North 88 degrees 33 minutes 18 seconds East on said north line, a distance of 1000.26 feet to the Northeast Corner of said Southwest Quarter of the Southeast Quarter; thence South 01 degree 40 minutes 15 seconds West on the east line of said Southwest Quarter of the Southeast Quarter, a distance of 184.10 feet; thence South 89 degrees 00 minutes 48 seconds West, a distance of 823.95 feet; thence North 44 degrees 34 minutes 23 seconds West, a distance of 242.82 feet to the point of beginning.

has caused the same to be surveyed and platted as MILLER FARM and do hereby donate and dedicate to the public for the public use forever the Public Ways, and also dedicate the easements as shown on this plat for drainage and utility purposes only.

In witness whereof, said Endurance Investments, LLC, a Minnesota limited liability company, has caused these presents to be signed by its proper officer this ____ day of _____, 2020.

Signed: Endurance Investments, LLC
 _____ Chief Manager
 Thomas H. McCue

NOTARY CERTIFICATES

State of Minnesota
 County of _____
 The foregoing instrument was acknowledged before me, this ____ day of _____, 2020 by _____, Chief Manager of Endurance Investments, LLC, a Minnesota limited liability company.

 Notary Public,
 State of Minnesota,
 My Commission Expires _____

SURVEYOR'S CERTIFICATE

I, Rory J. Jensen, do hereby certify that this plat was prepared by me or under my direct supervision; that I am a duly Licensed Land Surveyor in the State of Minnesota; that this plat is a correct representation of the boundary survey; that all mathematical data and labels are correctly designated on this plat; that all monuments depicted on this plat have been, or will be correctly set within one year; that all water boundaries and wet land, as defined in Minnesota Statutes, Section 505.01, Subd. 3, as of the date of this certificate are shown and labeled on this plat; and all public ways are shown and labeled on this plat.

Dated this ____ day of _____, 2020.

Rory Jensen, Land Surveyor
 Minnesota License Number 19789

NOTARY'S CERTIFICATE

State of Minnesota
 County of _____
 The foregoing instrument was acknowledged before me, this ____ day of _____, 2020 by Rory Jensen, Land Surveyor, Minnesota License Number 19789.

 Notary Public
 State of _____
 My Commission Expires _____

DAHLGREN TOWNSHIP
 This plat of MILLER FARM was approved and accepted by the Board of Supervisors of the Town of Dahlgren, Carver County, Minnesota at a regular meeting held this ____ day of _____, 2020, and is in compliance with the provisions of Minnesota Statutes, Section 505.03, Subd. 2.

Clerk _____ Chairperson _____

CARVER COUNTY BOARD OF COMMISSIONERS
 This plat of MILLER FARM was approved and accepted by the Board of Commissioners of Carver County, Minnesota at a regular meeting held this ____ day of _____, 2020, and is in compliance with the provisions of Minnesota Statutes, Section 505.03, Subd. 2.

Carver County Chair _____ Attest _____

COUNTY ATTORNEY, CARVER COUNTY, MINNESOTA
 I hereby certify that I have examined this plat of MILLER FARM and do hereby recommend this plat for approval as to form this ____ day of _____, 2020.

Carver County Attorney _____

COUNTY SURVEYOR, CARVER COUNTY, MINNESOTA
 Pursuant to Chapter 305, Minnesota Laws of 1971, this plat has been approved this ____ day of _____, 2020.

Brian E. Pruska, County Surveyor

By: _____

COUNTY AUDITOR, CARVER COUNTY, MINNESOTA
 I hereby certify that taxes payable in _____, and prior years have been paid for land described on this plat.
 Dated this ____ day of _____, 2020.

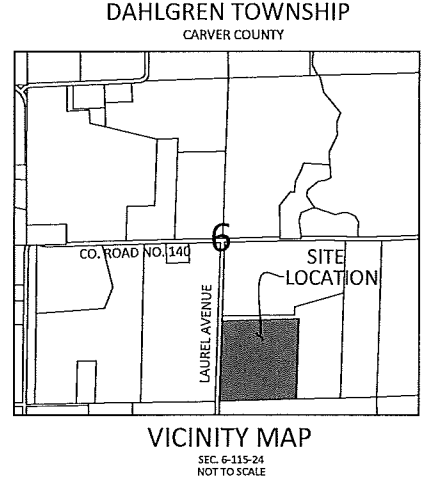
Cystal Campos, County Auditor

By: _____

County Recorder, Carver County, Minnesota
 I hereby certify that this plat of MILLER FARM was filed this ____ day of _____, 2020, at ____ o'clock ____ M. as Document No. _____

Karen Lewis, County Recorder

By: _____



BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

DATE: _____ RESOLUTION #: _____
MOTION BY COMMISSIONER: _____ SECONDED BY COMMISSIONER: _____

A RESOLUTION APPROVING THE PRELIMINARY PLAT OF *Miller Farm*

WHEREAS, the following application for a Preliminary Plat has been submitted and accepted:

FILE: PP-PZ20200030
APPLICANT: Randy Kubes
OWNER: Dave Menke c/o Endurance Investments, LLC.
SITE ADDRESS: 11650 Laurel Avenue, 55322
PURSUANT TO: County Code, Chapter 151 & 152, Section(s) 152.078
LEGAL DESCRIPTION: See attached Exhibit "A"
PARCEL: #04-006-1000

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of July 21, 2020, and forwarded to the Carver County Board of Commissioners for action; and

WHEREAS, the County Board has reviewed the recommendations and proposed conditions put forward by the Planning Commission, after the public hearings on the matter, and concurs with the findings, recommendations, and conditions of the Planning Commission; and

WHEREAS, the plat substantially meets the requirements of applicable county ordinances except where noted by Planning Commission Resolution No. 20-15 and the areas of deficiency can be addressed through conditions placed on the Preliminary Plat that must be complied with prior to acceptance of the Final Plat; and

WHEREAS, the County Board finds as follows:

1. Endurance Investments, LLC owns the subject 110.23-acre parcel. The 36.10-acre portion located east of Laurel Avenue is proposed to be platted and is located in the Southwest Quarter (SW¼) of the Southeast Quarter (SE¼) of Section 6, Dahlgren Township. The portion of the property lying west of Laurel Avenue is mostly tillable farm field but does include an existing house and a second 1 per 40 building eligibility and two agricultural structures. The portion of the property lying east of Laurel Avenue includes three agricultural structures from the original farmstead and also consists of farm field, wooded pasture, and wetland areas. The property is located in the Agricultural Zoning District, partially in the Shoreland Overlay District for protected waters (Miller Lake), and the CCWMO (Carver Creek watershed).
2. In May of 2020, #PZ20200012 was issued to the subject property in order to create four (4) Amenity residential lots pursuant to Section 152.078 of the Carver County Zoning Code. The applicant is now requesting the approval of the Preliminary Plat "Miller Farm" including three (3) residential lots (Lots 1-3, Block 1), and one agricultural lot (Lot 4, Block 1).
3. Copies of the plat have been sent to the Waconia School District #110, Xcel Energy, CenturyLink, Carver County Water Management Organization (CCWMO), Carver County Soil & Water Conservation District (SWCD), Carver County Emergency Management, Carver County Environmental Services, Carver County Property and Financial Services Department, and the Carver County Surveyor. As of this report, no comments have been received. Comments may be available at the public hearing.

4. The amenity lots are laid out in such a manner that there are no more than four (4) homes per quarter-quarter as permitted by the density regulations of the Carver County Zoning Code. The proposed residential lots are 5.0 acres each, while the agricultural lot is 20.10 acres. Each lot has a minimum of a 1-acre building site that conforms to Code requirements, and any home constructed within the site will meet the setback requirements.
5. Acceptable percolation tests and soil borings for the primary and alternate septic sites on the four (4) undeveloped lots have been submitted to the Carver County Environmental Services Department. The information was reviewed, and the soils would be suitable for SSTS. The septic sites for the proposed lots will need to be fenced and protected.
6. The draft covenants, as required by Conditional Use Permit #PZ20200012, have been submitted with the application and would need to be approved by the County Attorney's office prior to final plat approval. The covenants shall address the preservation of the drainage and/or utility easements and that no obstructions shall be permitted within those areas. The plat indicates the outside boundary of the delineated wetlands, which impacts two of the four lots. The required covenants shall address that each lot will be reviewed in the field prior to issuance of any building permits.
7. The property has been analyzed by a professional wetland delineator to determine if wetlands exist. Wetlands are present on the site and have been identified in the Wetland Delineation Report. The wetland delineation report was approved on October 3, 2019. The Notice of Decision and TEP Findings concur with the findings of the professional delineator hired by the applicant. Appropriate easements for the wetlands and drainage/utilities have been included on the plat. Avoidance of delineated wetlands has been incorporated into the development.
8. The preliminary plat shows 10-foot utility & drainage easements around each of the four (4) lots. An appropriate drainage easement will be provided for wetlands as part of the final plat. No obstructions shall be permitted in any of the drainage and/or utility easements. The covenants should address the preservation of the drainage easements and that no obstructions shall be permitted within those areas.
9. A combined erosion and sediment control and stormwater permit from the Planning and Water Management Department will be required if the total impervious surface constructed on each lot (drive, house pad, garage, other outbuildings, etc.) is greater than 1 acre. This permit requires the use of management practices that prevent erosion and sediment from leaving the site during construction as well as management practices that treat stormwater runoff from impervious surfaces once construction is complete.
10. The 35.10-acre plat is located within the CCWMO jurisdiction. Stormwater management, wetland buffers, and erosion control measures will need to be addressed pursuant to Chapter 153 of the County Code (Water Management Rules).
11. It appears that the plat would substantially meet the requirements of the applicable County Zoning and Subdivision Codes, except where noted. The areas of deficiency would need to be addressed through conditions placed on the preliminary plat approval that must be complied with prior to acceptance of the final plat.
12. The Dahlgren Town Board reviewed and recommended approval of the Preliminary Plat application during their July 13, 2020, Town Board meeting. The Township also approved the use of Laurel Avenue as an access for the proposed lots of the Miller Farm Subdivision.

THEREFORE, BE IT RESOLVED, THAT The Carver County Board of Commissioners hereby approves the Preliminary Plat of Miller Farm, for the land described in Exhibit "A", with the following conditions attached:

1. Four (4) amenity lots (three residential and one agricultural) are permitted. The property shall be platted in accordance with M.S. Chapter 505, Carver County Zoning Subdivision Code 151, and the Carver County Zoning Code 152.

2. The layout of the final plat must substantially conform to the preliminary plat. Any significant departure from the preliminary plat must be approved by the Planning Commission before final plat consideration. As part of the preliminary plat approval, each lot shall document a suitable one (1) acre building site including; a house location and primary & alternate septic site locations. All conditions of CUP #PZ20200012 shall be satisfied prior to the recording of the final plat.
3. The covenants, as required by Conditional Use Permit #PZ20200012, must be approved prior to final plat consideration. Prior to final plat consideration by the County Board, the Assistant County Attorney shall approve the covenants and title work. The covenants shall address at least the following:
 - A. A covenant must clearly state the building eligibility status for each parcel in the development. The keeping of animals, with the exception of dogs, cats and similar animals kept as household pets, is prohibited on any lot in the residential area.
 - B. A covenant stating that the area is rural, and that commercial agriculture and other rural land use activities shall likely be occurring in the area. A notification must be provided regarding “odors, dirt, dust, noises, long hours of operation and other factors associated with agriculture and feedlot activities”. Complaints relating to these activities shall be considered unwarranted so long as such activities are being conducted in accordance with existing standards. A condition clearly stating and restricting the use of the land in the agricultural area to agriculture and to certain conditional uses listed in the “A” district.
 - C. If the home sites include any environmentally sensitive land then restrictions must be placed in the covenants addressing: clear cutting of land, vegetation removal, plus the development and implementation of an erosion control plan to control erosion during and after building construction.
 - D. A covenant must be added requiring that the alternative sewer site must be preserved for a future sewer site. No buildings can be erected on the alternative site and no trees can be planted on the site. Heavy equipment must be kept off the site. If the lot owner must build on the site, he shall have to submit percolation tests and soil borings for another site before any building permit shall be issued.
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4. The above-required Covenants shall be become part of the plat approval.
5. Pursuant to CUP #PZ20200012, access permits for the proposed driveways must be obtained from Dahlgren Township prior to the issuance of any building permits for the individual lots.
6. Each lot shall be reviewed and approved by Carver County Planning and Water Management Department pursuant to Chapter 153 of the Zoning Code. Specific details for each lot must be submitted to the Planning and Water Department for approval prior to issuance of building permit(s) on individual lots.
7. The driveways for the lots shall conform to the Wetland Conservation Act (WCA), Carver County Land Management Department, Carver County Planning and Water Management Department, and Dahlgren Township requirements. The applicant shall comply with any and/or all requirements established by the appropriate road authorities. An access permit for each driveway from Laurel Avenue must be obtained prior to issuance of new home building permit(s).
8. As per Section 151.163 of the Carver County Code, all utility facilities are to be located underground. The access and drainage ways will be designed so that public utilities can be installed at a later date.

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

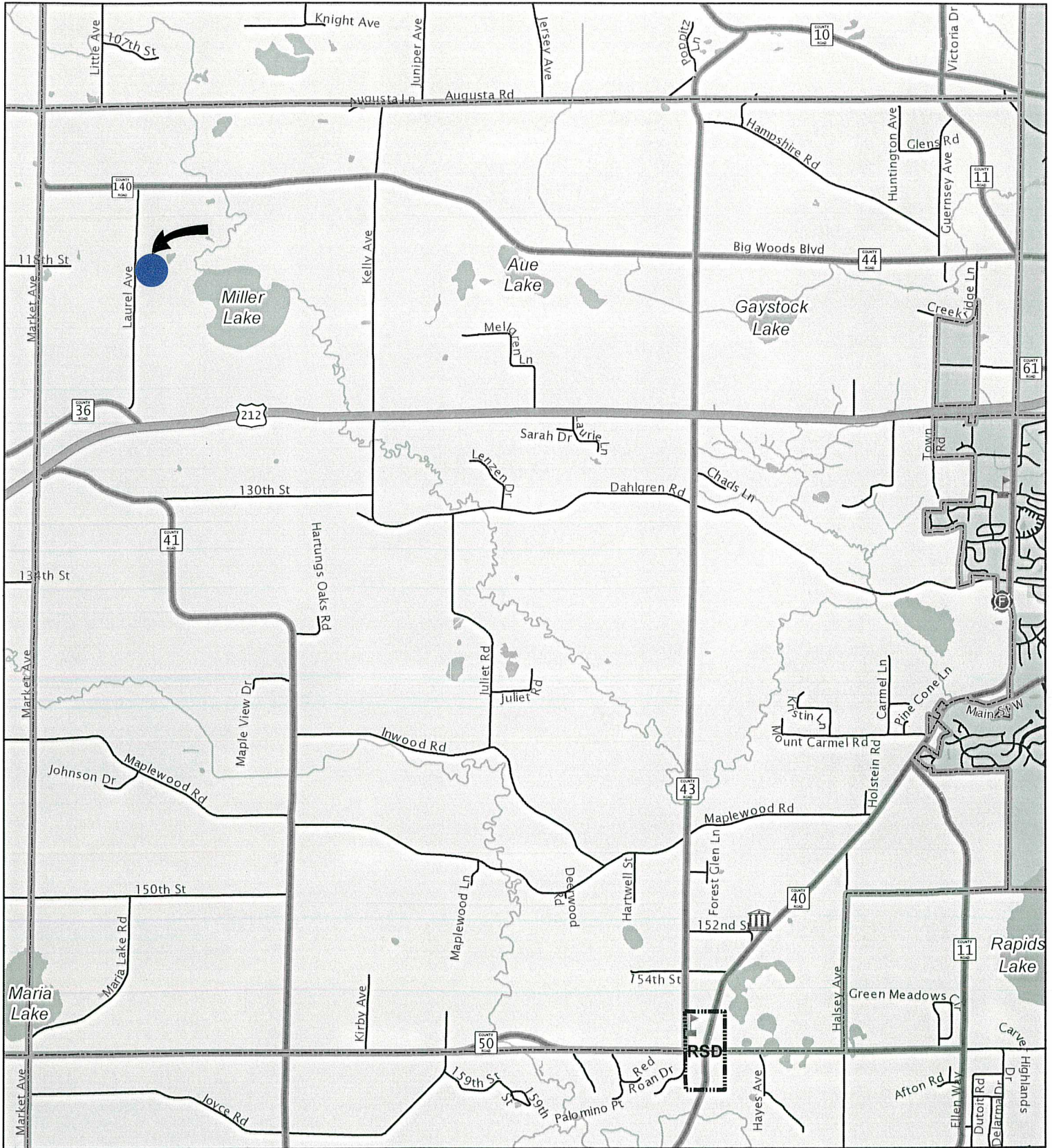
STATE OF MINNESOTA
COUNTY OF CARVER

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 4th day of August, 2020, 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

DAHLGREN 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.



Map Created by Carver County GIS

Carver County Board of Commissioners Request for Board Action



Agenda Item:

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

Primary Originating Division/Dept: <input type="text" value="Public Works - Program Delivery"/>	Meeting Date: <input type="text" value="8/4/2020"/>
Contact: <input type="text" value="Angie Stenson"/> Title: <input type="text" value="Sr. Transportation Planner"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text"/> minutes Presenter: <input type="text"/> Title: <input type="text"/>	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No
Strategic Initiative: <input type="text" value="Growth: Manage the challenges and opportunities resulting from growth and development"/>	

BACKGROUND/JUSTIFICATION:

Federal law requires the Metropolitan Council to update its long-range Transportation Policy Plan (TPP) every four years. The existing plan was adopted on October 24, 2018. In order to meet the federal requirement and align with the future 2050 regional planning process, Metropolitan Council decided to make minor updates to the current TPP and re-approve. The document is scheduled to be adopted in November 2020. The official public comment period on the draft document runs through August 10, 2020.

The TPP identifies highway and transit investment direction, policies, and plans for the region. The updated document includes recent minor changes to regional transportation investments and revenues, new travel trends data, and results of recently completed studies and projects.

Major policy areas suggested by staff for official comment from the County include comment areas from the 2018 document that are unchanged in the update and one new area: 1) A need to plan for the needs of all federal-aid highways in the region - recognizing County highway funding needs; 2) Examine and request the fiscal constraint of the transitway funding assumptions to mitigate potential impacts to other transportation funding sources; and 3) Incorporate rural considerations into the evaluation criteria in Appendix F - Preliminary Interchange Approval Process. Staff will also submit relevant technical comments or corrections to the draft document.

ACTION REQUESTED:

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

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

Office use only:

RBA 2020 - 7017



**Carver County
Public Works**

11360 Highway 212, Suite 1
Cologne, MN 55322

August 4, 2020

Mr. Charles Zelle, Chair
Metropolitan Council
390 Robert St. N
St. Paul, MN 55101

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

Dear Chair Zelle,

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

1. Planning for Federal-Aid Highways.

- a. **Federal Planning Requirement - 23 CFR 450.324** specifies the requirements for the development and content of the metropolitan transportation plan. **Section f.11.i.** states "(f)The Metropolitan Transportation Plan shall, at a minimum include: (11)A financial plan that demonstrates how the adopted transportation plan can be implemented. (i) For purposes of transportation system operations and maintenance, the financial plan shall contain system-level estimates of costs and revenue sources that are reasonably expected to be available to adequately operate and maintain the Federal-aid highways (as defined by 23 U.S.C. 101(a)(5) and public transportation (as defined by title 49 U.S.C. Chapter 53)." **23 U.S. Code 101** specifies definitions and declarations of policy. Item 6 is the definition of Federal-aid highway: "The term "Federal-aid highway" means a public highway eligible for assistance under this chapter other than a highway functionally classified as a local road or rural minor collector."
- b. **Draft 2040 TPP Update** – The Metropolitan Council's Draft TPP Update identifies the Regional Highway System (Page 5.1 & Figure 5-2) as roadways functionally classified as Principal Arterials and Minor Arterials identified as "A-Minor Arterials." The Draft TPP Update excludes regional planning and analysis for Federal-aid highways functionally classified as Minor Arterials but identified as "B-Minor Arterials," Urban and Rural Major Collectors, Urban Minor Collectors, and thus does not meet the federal Metropolitan Transportation Plan requirement identified above to plan for all Federal-aid highways.

CARVER COUNTY

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

2. *Fiscally Constrained Transit Planning Assumptions.*

- a. **Draft 2040 TPP Update** – In Chapter 6: Transit Investment Direction and Plan, as part of the Transitway System Investment Plan, the transitway expansion projects assumed to be funded within the Current Revenue Scenario are described. The six projects assumed to be funded are: METRO Orange Line, METRO Green Line Extension, METRO Blue Line Extension, METRO Gold Line, Rush Line Dedicated Bus Rapid Transit, Riverview Modern Streetcar, and METRO D Line. Page 6.63 highlights the federal funding assumptions for transit expansion projects in the Current Revenue Scenario and states:

- i. *“The Twin Cities region is in the midst of an aggressive build-out of the transitway system that will help shape the future of the region. To date, the region has been successful in advancing projects that have received substantial funding from the federal government’s highly competitive Capital Investment Grants program that includes New Starts and Small Starts grants. The region has been awarded over \$1 billion in federal funding for all three projects that have requested FTA funding. This Plan’s list of projects is no different, assuming around \$300 million per year in federally competitive capital expansion funds for at least the next decade.*

Six of the seven funded expansion projects (all except D Line) assume 45-50% of the capital cost of the project will come from federal Capital Investment Grant funding. The region will continue to plan for and prepare federally competitive projects and explore opportunities for multi-project commitments from the federal government.

There is risk in these assumptions, as the Plan assumes approximately 10% of the federal budget for Capital Investment Grants (under current budget amounts) for ten years. Should federal funding not materialize for any given project, the region will need to work cooperatively to determine a viable funding path forward that considers the Thrive MSP 2040 outcomes of Stewardship, Prosperity, Equity, Livability, and Sustainability. The discussion of Setting Regional Transitway Priorities will assist with this potential situation.”

- b. **Request for Fiscally Constrained Transit Planning Assumption** – The risk included in the federal funding assumption for these projects has the potential to impact regional transportation funding needs and priorities if federal funding is not awarded. The County requests the Draft 2040 TPP Update to include more details on the funding approach for transitway expansion projects should federal funding not materialize and to continue towards setting fiscally constrained regional transitway priorities.

3. Appendix F: Preliminary Interchange Approval Process

- a. **Draft 2040 TPP Update** – Appendix F identifies evaluation criteria for interchange projects within the MPA. The evaluation criteria are defined as 1. Consistency with Local and Regional Planning; 2. Project Need; 3. Functional Classification; 4. Local Roadway Network and Access Management; and 5. Interchange Spacing. Criterion 2. Project Need is based on consistency with the Principal Arterial Intersection Study, completed in 2017. This study compares the magnitude of the problem at each at-grade intersection across the region. Criterion 2 also emphasizes that new interchanges be built as part of freeway or future freeway facilities and states “With few exceptions, a new interchange should be within the Metropolitan Urban Services area.” Criterion 3. Functional Class states “Interchanges should only connect to principal arterials or principal arterial to an A-minor arterial.”

- b. **Request for Incorporation of Rural Considerations into the Preliminary Interchange Approval Process** – The evaluation criteria defined in Appendix F are urban focused and provide a clear evaluation system for urban interchange preliminary review and approval. Certain rural areas, with often limited Principal Arterial travel options, also have a need for grade separated highway facilities. The County requests Criteria 2 and 3 be revised to incorporate needs for grade separation considerations in rural areas of the MPA.
 - i. Criterion 2. Project Need: In rural areas, outside of the urbanized area, project need should not be based on consistency with the Principal Arterial Intersection Study, which generalizes need based on a regionwide comparison with the urbanized system. For example, in a rural area, a grade separation could be a cost-effective safety solution on a non-freeway facility.
 - ii. Criterion 3. Functional Class: “A” Minor Arterials are a subset of the Minor Arterial functional class designation identified for regional solicitation funding purposes and are not a functional class of roadway. “B” Minor Arterial connecting to a Principal Arterial in a rural area is a Minor Arterial connection and serves regional trips. The functional class language in this evaluation criterion should reference all Minor Arterials. Incorporating evaluation criteria with an emphasis on “A” Minor Arterial designation encourages entities to pursue unnecessary functional class changes.

These official comments, approved at the August 4, 2020 County Board meeting, depict the County's primary policy level concerns for the Metropolitan Council's Draft 2040 TPP Update. Thank you for your consideration of these comments and continued partnership in the regional transportation planning process.

Sincerely,

A handwritten signature in black ink, appearing to read "Robjant". The signature is fluid and cursive, with a large initial "R" and a long, sweeping tail.

Lyndon Robjant, P.E.
Public Works Division Director/County Engineer

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

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Land Records Temporary Employee

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

Land Records & Vitals management is strategically requesting to create 2 STOC Support Personnel positions in Land Records to proactively increase staffing due to the increased recording demand the County is experiencing. The STOC positions will assist with indexing recorded documents, and allowing full time staff to record the increased number of incoming documents related to land transactions in the County.

ACTION REQUESTED:

Motion to create 2 STOC Support Personnel positions in Land Records to assist with the additional workload.

FISCAL IMPACT:

If "Other", specify:

FTE IMPACT:

FUNDING

County Dollars =	<input type="text" value=""/>
LR Transaction fees	\$20,000.00
Total	\$20,000.00

Insert additional funding source

Related Financial/FTE Comments:

The cost to create 2 STOC Support Personnel positions will be funded by increased Land Record fee transactions.

Office use only:

RBA 2020 - 7004

Budget Amendment Request Form



To be filled out AFTER RBA submittal

Agenda Item: Land Records Temporary Employee

Department:

Meeting Date:

Fund:

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

Requested By:

DEBIT		
Description of Accounts	Acct #	Amount
STOC	01-100.6119	\$20,000.00
TOTAL		\$20,000.00

CREDIT		
Description of Accounts	Acct #	Amount
MRT & Deed Tax	01-100.5007	\$20,000.00
TOTAL		\$20,000.00

Reason for Request:

Capture favorable budget variances within MRT & Deed tax revenue to fund an STOC position that will assist with indexing recorded documents.

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Addition of 1.0 FTE Behavioral Health Manager

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

The Behavioral Health Manager position has been vacant since March 15, 2018. After two unsuccessful attempts at recruitment, it was decided to eliminate the Behavioral Health Manager position, and hire a Deputy Division Director to manage operations of both Behavioral Health and Public Health Departments. In the two years since this reorganization was instituted, there has been significant growth in the Behavioral Health Department in both the number of clients served and additional staff hired.

It has become apparent that the Behavioral Health Department now needs the additional support of a Behavioral Health Manager to continue to expand to meet the need in both services and additional revenue generation.

The Behavioral Health Manager has DBM rating of D62, and an annual cost of \$141,568. It is planned to use unobligated one time funds rolled over funds from the HHS budget of \$250,000 to subsidize this position over a four year period. The position would be fully funded for the remainder of 2020, 75% funded for 2021, 50% funded for 2022, and 25% funded for 2023. Revenue growth in clinical services would be used to cover the unfunded portion with added revenue covering the entire cost by 2024. This anticipated revenue growth cannot be realized without this additional support in the area of Behavioral Health Administration. No additional levy dollars are requested for this position.

ACTION REQUESTED:

Motion to approve addition of 1.0 FTE Behavioral Health Manager to be partially funded over a four year period of time by \$250,000 of unobligated one time funds.

FISCAL IMPACT:

If "Other", specify:

FUNDING

County Dollars =	<input type="text"/>
Allocated 2019 YES Fund	\$250,000.00
Total	\$250,000.00

FTE IMPACT:

Insert additional funding source

Related Financial/FTE Comments:

Revenue growth and one time 2019 YES funds will be used to fund this position. No additional county levy dollars are requested. The corresponding budget amendment show the multi-year funding breakout.

Office use only:

RBA 2020 - 7016

Budget Amendment Request Form



To be filled out AFTER RBA submittal

Agenda Item: Addition of 1.0 FTE Behavioral Health Manager

Department:

Meeting Date:

Fund:

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

Requested By:

DEBIT		
Description of Accounts	Acct #	Amount
2020 Salaries	11-480-740.6111	\$34,802.00
2021 Salaries	11-480-740.6111	\$141,568.00
2022 Salaries	11-480-740.6111	\$144,399.00
2023 Salaries	11-480-740.6111	\$147,286.00
TOTAL		\$468,055.00

CREDIT		
Description of Accounts	Acct #	Amount
2020-allocated 2019 YES Funds	11-401.6111	\$34,802.00
2021- allocated 2019 YES Funds	11-401.6111	\$106,176.00
2021- Outpatient State MA	11-480-740.5312	\$8,848.00
2021-Outpatient Fed MA	11-480-740.5406	\$8,848.00
2021-School Link State MA	11-427-740-3580....	\$8,848.00
2021-Anicca State MA	11-427-740-3670....	\$4,424.00
2021-Anicca Fed MA	11-427-740-3670-...	\$4,424.00
2022-allocated 2019 YES Funds	11-401.6111	\$72,200.00
2022- Outpatient State MA	11-480-740.5312	\$18,050.00
2022- Outpatient Fed MA	11-480-740.5406	\$18,049.00
2022-School Link State MA	11-427-740-3580....	\$18,050.00
2022-Anicca State MA	11-427-740-3670....	\$9,025.00
2022- Anicca Fed MA	11-427-740-3670....	\$9,025.00
2023-allocated 2019 YES Funds	11-401.6111	\$36,822.00
	11-480-740.5312	\$27,616.00

	2023-Outpatient State MA		
	2023-Outpatient Fed MA	11-480-740.5406	\$27,616.00
	2023-School Link State MA	11-427-740-3580....	\$27,616.00
	2023-Anicca State MA	11-427-740-3670....	\$13,808.00
	2023-Anicca Fed MA	11-427-740-3670....	\$13,808.00
	TOTAL		\$468,055.00

Reason for Request:

2020 Salaries/benefits only budgeted for remaining portion of the year.
2021 Full year salaries/benefits (projected), 25% revenue funded
2022 Full year salaries/benefits (projected), 50% revenue funded
2023 Full year salaries/benefits (projected), 75% revenue funded

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Citizen monetary donation (\$200) to Sheriff's Office in appreciation of continued service

Primary Originating Division/Dept: Sheriff - Administrative Services

Meeting Date: 8/4/2020

Contact: Tamera Froemming Title: Admin. Services Manager

Item Type:
Consent

Amount of Time Requested: minutes
Presenter: Title:

Attachments: Yes No

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

BACKGROUND/JUSTIFICATION:

Board approval for receipt of citizen monetary donation. Citizen wanted to show admiration and appreciation of continued service.

ACTION REQUESTED:

Review and authorize citizen donation to Sheriff's Office

FISCAL IMPACT: Other
If "Other", specify: \$200.00 revenue

FUNDING

County Dollars =
Total \$0.00

FTE IMPACT: None

Insert additional funding source

Related Financial/FTE Comments:

\$200.00 to be deposited into Sheriff Gifts - Unrestricted (01-201-201-0000-5755)

Office use only:

RBA 2020 - 6998

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Carver County and CDA COVID-19 Economic Support Programs

Primary Originating Division/Dept: <u>Public Services</u>	Meeting Date: <u>8/4/2020</u>
Contact: <u>Nick Koktavy</u> Title: <u>Asst. County Admin.</u>	Item Type: <u>Regular Session</u>
Amount of Time Requested: <u>20</u> minutes	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No
Presenter: <u>Nick Koktavy & Elise Durbin</u> Title: _____	

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The Coronavirus Aid, Relief, and Economic Security Act (CARES Act) was signed into law on March 27, 2020 and Carver County received \$12.8M in funds. These funds can only be used for those costs that 1) are necessary expenditures incurred due to the public health emergency with respect to COVID-19; 2) were not accounted for in the budget most recently approved as of March 27, 2020; and 3) were incurred during the period that begins on March 1, 2020 and ends on December 30, 2020.

Under the CARES Act, we are allowed to use the funds for economic support programs. The programs must be structured in a manner to ensure, as much as possible, that such assistance is needed, and other funding was not already made available and or received. Also, fund payments may not be used for government revenue replacement.

Carver County staff recommends that we distribute \$2,000,000 in CARES Act funds to the Carver County Community Development Agency through a sub-recipient grant relationship to establish and manage economic support programs. Under this agreement, the County has monitoring responsibility since this is a sub-recipient agreement. This funding is subject to the single audit act and the CDA is liable for any disallowed expenses directly related to their distribution. Any funds not expended before November 1, 2020 would be returned to the County.

The CDA will present details on the programs that they are recommending to support residents, businesses, and non-profits that were financially impacted due to COVID-19. The CDA would use NextStage as the program administrator for the business program. There is an immediate and serious need for this service that cannot be met with other procurement methods and the service contracted for are limited to those necessary to meet the emergency facing small businesses.

Here is a summary of the programs:

- **Business Program:** The purpose of the Small Business Emergency Assistance Fund is to provide emergency financial assistance, through up to a \$10,000 beneficiary payment, to small businesses located in Carver County who have been affected by the COVID-19 pandemic. The goal of the program is to assist and stabilize businesses through this economic crisis. Program funds would include: \$700,000 in beneficiary payments; \$35,000 in administration; \$165,000 in non-profit assistance in outreach and technical assistance.
- **Housing Program:** There is an immediate need to support the residents of Carver County who have been or will be economically impacted by COVID-19. The fund would be used to support people to maintain their housing and supplement basic needs such as utilities. The CDA program's primary focus is preventing eviction or foreclosure due to COVID-19 hardships. Program funds would include: \$500,000 in beneficiary payments; \$20,000 in administration; \$120,000 in non-profit assistance in outreach and technical assistance.
- **Non-Profit Program:** The purpose of the Non-Profit Emergency Assistance Fund is to provide emergency financial assistance, through up to a \$10,000 beneficiary payment, to non-profits located in Carver County who have been affected by the COVID-19 pandemic. The goal of program is to assist and stabilize non-profits through this economic crisis. Program funds would include: \$450,000 in beneficiary payments; \$10,000 in administration.

The CDA Board reviewed and approved the programs at their July 23, 2020 meeting.

We have received indications that several cities in Carver County may also contribute funds in these economic support programs.

ACTION REQUESTED:

Motion to approve Grant Agreement between the Carver County Community Development Agency and Carver County for Economic Support Programs pending attorney and risk approval and to approve the presented programs as necessary in response to the COVID-19 public health emergency.

FISCAL IMPACT: Other

If "Other", specify:

FUNDING

County Dollars =

CARES Act

\$2,000,000.00

Total

\$2,000,000.00

FTE IMPACT: None

Related Financial/FTE Comments:

Office use only:

RBA 2020 - 7008

Carver County Economic Support Programs Overview

Introduction

On March 27, 2020 Congress passed the Coronavirus Aid, Relief, and Economic Security (“CARES”) Act. This legislation called for over \$2T to be available to help protect Americans both on the public health side of the COVID-19 pandemic, but also on the financial side. As a part of this, \$150B was made available to local governments through the Coronavirus Relief Fund (CRF).

The State of Minnesota received an allocation of CRF funds, and recently the Minnesota Legislature distributed \$841M to counties, cities and townships around the state. Carver County has received \$12.8M of this funding.

Use of CARES CRF Funds

Use of CRF funds must meet three tests: a necessary expenditure due to COVID-19; use that was not accounted for in the current budget; and costs must be incurred from March 1, 2020 to December 31, 2020. As a part of these funds, assistance to businesses and individuals is an eligible use. And while not required, the state has highly encouraged local governments receiving the funds, to commit at least 10 percent of their allocation to financial assistance to individuals/households and economic support to businesses.

Carver County has asked the CDA to prepare programs related to housing assistance, business assistance, and non-profit support in an effort to assist residents and businesses of Carver County. The CDA is anticipated to be provided with \$2M to implement these programs.

Program Overviews

Housing Assistance

The purpose of the housing assistance program is to support residents of Carver County who have been economically impacted by the COVID-19 pandemic. The focus is on supporting residents’ core needs of housing and utilities in order to prevent eviction or foreclosure. This program would provide up to \$5000 to households at or below 100% area median income to help those who are behind on housing and/or utility costs. As part of the terms, households would attend at least one, one-on-one counseling session with CDA staff.

While staff has been hearing from residents, landlords, HOAs and others about the need for assistance since the beginning of the pandemic, it is expected that the numbers may exponentially increase once the extra \$600/week in unemployment benefits and eviction moratoriums expire. It is the intention of this program that residents would have the opportunity to get back on track with funding and counseling before landlords/banks/others are forced to evict or foreclose on them.

Business Support

Small businesses are critical to the county’s economy. Approximately 86 percent of all businesses in the county employ less than 20 people, with many of these businesses in the retail and service industries that have been the most impacted by the pandemic. During a business survey completed in April, 83 percent of responding businesses said they had already seen significant decreases in revenue from the year prior and were having difficulties paying rent, supplies and other bills. The goal of the Small Business Emergency Assistance Program is to assist and stabilize businesses with less than 40 employees through this economic crisis with \$10,000 beneficiary payments to be awarded via a randomization system.

The Small Business Emergency Assistance Program is proposed to be administered by a third party—NextStage. NextStage would help create the application in coordination with the CDA, accept and review the applications, create agreements, and collect required documentation.

With both the housing assistance program and the Small Business Emergency Assistance Program, CDA staff have been working with cities to find out their interest in coordinating with the CDA as many have additional CRF funds they would like to put towards such programs without having to administer the programs themselves. Cities will be making their decisions within the upcoming month; however, we know there is interest by several communities in these opportunities to partner.

Non-profit program

In addition to the traditional housing and business assistance programs, Carver County has asked the CDA to look at how non-profits could be assisted with these funds. Staff is recommending a two-pronged approach:

1. Non-profit assistance program. This program would closely mirror the business assistance program, but it would be targeted to 501 (c)(3) organizations who serve Carver County residents and/or businesses. Beneficiary payments of up to \$10,000 would be awarded through a review and ranking process.
2. Outreach and technical support. Similar to programs Hennepin and Ramsey counties have put together, this program would engage non-profits to help with the business and housing assistance programs. The non-profits would be paid to do outreach about the programs with businesses, landlords, residents and others, as well as provide technical assistance on the application/supporting documentation to businesses or residents. The program would not only assist the non-profits financially, it will also supplement our capacity to administer the programs.

Timeline

After Carver County Board approval, the programs can begin. Because the state is required to have all funds spent by December 31, 2020, there is a trickle down effect to counties and to the CDA. The CDA will be required to have all funds spent by November 1, 2020.

Carver County Board of Commissioners Request for Board Action



Agenda Item:

CARES Act Funded COVID-19 Economic Support Programs

Primary Originating Division/Dept: Health & Human Services

Meeting Date: 8/4/2020

Contact: Rod Franks Title: HHS Director

Item Type:
Regular Session

Amount of Time Requested: 5 minutes

Attachments: Yes No

Presenter: Rod Franks Title: HHS Director

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The Coronavirus Aid, Relief, and Economic Security Act (CARES Act) was signed into law on March 27, 2020 and Carver County received \$12.8M in funds. These funds can only be used for those costs that 1) are necessary expenditures incurred due to the public health emergency with respect to COVID-19; 2) were not accounted for in the budget most recently approved as of March 27, 2020; and 3) were incurred during the period that begins on March 1, 2020 and ends on December 30, 2020.

Under the CARES Act, we are allowed to use the funds for economic support programs. The programs must be structured in a manner to ensure, as much as possible, that such assistance is needed, and other funding was not already made available and or received.

Current economic assistance programs are overwhelmed and underfunded to meet the current needs brought on by the COVID-19 pandemic. Additional funding through the CARES Act program is requested for the following economic assistance programs:

\$200,000 Additional Emergency Assistance funds for housing

Income Support -Financial Assistance, in partnership, and as a complement program with Carver County CDA, seeking to establish the CARES eviction prevention program to respond to Public Health and Economic Issues associated with the COVID 19 Pandemic. The program will offer emergency cash assistance, up to \$5,000, to eligible Carver County individuals and families whose income was reduced as a result of the COVID 19 pandemic and thus are facing eviction due to the inability to make payments.

\$150,000 Additional Emergency Assistance funds for transportation

Income Support Department is seeking an opportunity to offer transportation related assistance. COVID 19 pandemic created an extremely high unemployment rate. In order for the residents to maintain stable housing, invest and support with stimulating economy, address wellness and welfare needs, the connection to the education and employment is important. Transportation is one of the key barriers to employment and education. This funding is necessary to overcome the transportation barrier by creating a temporary program to help residents retain their own personal transportation by assisting with car payments and insurance costs.

\$125,000 Additional CCAP funds

This funding is necessary to comply with Executive Order 20-12 child care assistance program (CCAP) which temporarily modified DHS policies to support families and providers in response to COVID 19. DHS has issued temporary policies that allow payments to closed providers, including payments to two providers when one is closed. DHS has not added any additional allocations to the counties while provided a mandate to the counties to comply with the order. The mandate has created an overspending in current allocations. Recently, the temporary policy has been extended until September 9th, 2020. Currently,

Carver County has an overspending of \$55,000, with a projected overspending up to \$125,000.

\$ 50,000 Additional funds for support services

Income Support Department is seeking an opportunity to offer support services, such as gas/bus and food cards to the individuals who have been impacted by COVID 19 public health emergency, lost their income, and may not be eligible for the workforce or public assistance programs. The distribution will occur through Financial Assistance and CareerForce services. This funding is necessary to help residents secure employment and economic stability as well as wellness and wellbeing for the family.

\$ 45,000 Additional contact funding to increase current not to exceed amount

180 Degrees (DBA Hope House) serves runaway, abandoned, homeless, and abused/neglected adolescents. They are a shelter program that serves young people from ages 14 – 19. They are a community-based, non-profit organization with a mission to help youth in crisis. They provide 24-hour a day services. HHS is requesting approval of \$45,000.00 to increase the financial cap in current contract 19-555, 20-117. Legislative action-Chapter 71, H.F. No. 4531, Article 1, Section 5, identified that increased funds should be paid to Housing Support providers for three consecutive months in the amount equaling an increase of 15% to their daily room and board rate to cover additional contractor costs related to providing the service during COVID-19. This increase went into effect on 03/01/2020 and was in effect until 05/31/2020. During that time Carver County paid an additional \$36/day for Carver County children in placement at the Hope House shelter facility. This funding is necessary due to the high utilization of their shelter and lengthier stays due to COVID-19 which expended tax levy funds quicker than anticipated.

\$ 23,660 New funding for food security program

The Humanity Alliance, in partnership with the Carver County Community Development Agency, will use this grant to provide residents with access to weekend meals. The Humanity Alliance will deliver nutritious, ready-to-enjoy, fresh prepared meals to individuals and families in need who lack access to nutrition on the weekends when food shelves, congregate dining sites and schools are closed due to COVID-19. This funding is necessary because these closures have exacerbated food insecurity in populations that are most vulnerable.

\$ 3,000 Additional funds for advertising

This funding is necessary so the Income Support department, in partnership with Carver County Communication Manager, can work with social media (Facebook) and local radio stations/newspapers to provide outreach and marketing to the residents and promote access to the County's CARES Act funded programs and services.

ACTION REQUESTED:

Motion to approve CARES Act funding for the above economic support programs in the amount of \$596,660 as a necessary response to the COVID-19 public health emergency.

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =	<input type="text"/>
CARES Act funds	\$596,660.00
Total	\$596,660.00

FTE IMPACT: None

Related Financial/FTE Comments:

Office use only:

RBA 2020 - 7019

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Settlement Agreement for Parcels 16A and 16B of CSAH 18/ Lyman Boulevard Reconstruction Project - Phase 3

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

The 2014 road construction season included Phase 3 of the CSAH 18 / Lyman Boulevard Project from approximately Audubon Road to Powers Boulevard in Chanhassen. Carver County needed to acquire real property interests for that project from Parcels 16A and 16B (PID 25.0230500). That property is located at the intersection of Lyman and Powers Boulevards, and was owned by Chanhassen 212, LP. After seeking and obtaining Board approval, agents under the supervision of the Public Works Director obtained an appraisal, and made settlement offers based upon that appraisal to Chanhassen 212, LP for the County's acquisitions. The parties did not reach a settlement agreement. The Court-Appointed Commissioners held a Condemnation Hearing and issued an Award of damages based upon the evidence presented at the hearing. Chanhassen 212, LP timely appealed the Commissioner's Award to District Court for a jury trial. The jury trial is pending. The Court mandated that mediation be held before trial. The parties held a second mediation on July 21, 2020, and reached a tentative settlement agreement that is contingent upon Board approval.

ACTION REQUESTED:

1. Motion to enter a Closed Session pursuant to Minnesota Statute section 13D.05, subd. 3(b), the attorney-client privilege exception to the Minnesota Open Meeting Law, for the Board to confidentially discuss the pending litigation with its attorney, including but not limited to evaluating the reasonableness of the tentative settlement agreement in light of the strengths and weaknesses of the County's litigation strategy.
2. Motion to return from Closed Session to Open Session.
3. Motion to approve a tentative settlement agreement in District Court File Number 10-CV-17-641, Chanhassen 212, LP vs. County of Carver.

FISCAL IMPACT:

If "Other", specify:

FUNDING

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

Insert additional funding source

Related Financial/FTE Comments:

An existing joint powers agreement between the City of Chanhassen and Carver County splits the Right of Way costs for the project 50/50.

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

Date: August 4th, 2020
Motion by Commissioner: _____

Resolution No: _____
Seconded by Commissioner: _____

**Resolution Authorizing Settlement in District Court File Number: 10-CV-17-641,
*Chanhassen 212, LP vs. County of Carver, a political subdivision of the State of Minnesota***

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

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

WHEREAS, the County needed to construct highway and related improvements in Carver County as part of the CSAH 18/ Lyman Boulevard Reconstruction- Phase 3 Project (“Project”); and

WHEREAS, to complete the Project, which is a valid public purpose, the County needed to acquire and did acquire real property interests from the property identified by Tax PID Number 25.0230500; which is located at the intersections of Lyman and Powers Boulevards and which is owned by Chanhassen 212, LP; and which is further described in Exhibit A, attached hereto and incorporated herein (“Property”); and

WHEREAS, the County obtained an appraisal from a licensed real estate appraiser to estimate damages caused by said acquisitions; and

WHEREAS, after following statutory procedures, the County and Chanhassen 212, LP were unable to negotiate a settlement agreement for the direct purchase of the real property interests that the County needed to acquire and did acquire from the Property; and

WHEREAS, three Court-appointed Commissioners held a Commissioner’s Hearing to determine damages from said acquisitions, and issued an Award afterwards reflecting the evidence presented at that hearing; and

WHEREAS, Chanhassen 212, LP timely appealed the Commissioner’s Award to District Court; and

WHEREAS, a Jury Trial is pending in District Court File Number 10-CV-17-641, *Chanhassen 212, LP vs. County of Carver, a political subdivision of the State of Minnesota*; and

WHEREAS, the District Court required the parties in Court File 10-CV-17-641 to mediate before trial; and

WHEREAS, the parties in Court File 10-CV-17-641 mediated on July 21, 2020, and reached a tentative settlement agreement that is contingent upon Board approval.

NOW, THEREFORE, BE IT RESOLVED that all of the terms that the parties in District Court File 10-CV-17-641 negotiated on July 21, 2020 to settle all disputes, claims, costs and fees in said file and case, are reasonable and in the best interest of Carver County; and

BE IT FURTHER RESOLVED that the Carver County Board of Commissioners hereby authorizes and directs the Carver County Board Chairman and Carver County Administrator to approve of the Settlement Agreement in District Court File Number 10-CV-17-641, *Chanhassen 212, LP vs. County of Carver, a political subdivision of the State of Minnesota*, in the name of the County of Carver.

YES

ABSENT

NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on August 4th, 2020, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 4th day of August 2020.

Dave Hemze

County Administrator

EXHIBIT A

to

**Resolution Authorizing Settlement in District Court File Number: 10-CV-17-641,
*Chanhassen 212, LP vs. County of Carver, a political subdivision of the State of Minnesota***

CSAH 18 - Lyman Blvd Reconstruction - Phase 3 Project

Carver County Public Works Project Number: 108667

Property Tax Identification Number: 25.0230500

Fee Owners: Chanhassen 212, LP

Address: 1551 Lyman Blvd, Chanhassen, MN 55317

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Arboretum Area Transportation Plan Informational Presentation

Primary Originating Division/Dept: ▼

Meeting Date:

Contact: Title:

Item Type:
 ▼

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

▼

BACKGROUND/JUSTIFICATION:

The Arboretum Area Transportation Plan is a corridor traffic management, safety, and phasing plan for highway corridors near the Minnesota Landscape Arboretum in Victoria, Chanhassen, and Chaska. The primary roadway corridors for study include: Highway 5 (Arboretum Boulevard) from the City of Victoria's western city limits east past the Highway 41 intersection to Century Boulevard in the City of Chanhassen; Highway 13 (Rolling Acres Road and Bavaria Road) from 82nd Street West to Highway 7; and 82nd Street West from Highway 13 east to Highway 41 (Hazeltine Boulevard).

Project partners include the Minnesota Department of Transportation (MnDOT), the Minnesota Landscape Arboretum, and the Cities of Victoria, Chanhassen, and Chaska.

The purpose of the project is to engage communities to build consensus on an area-wide transportation vision for project corridors; to develop locally supported transportation improvements that address traffic management, safety, and project phasing along the corridors; and to identify short, mid, and long term transportation improvements along the project corridors. This is a corridor study with a focus on community engagement and consensus building. Public engagement activities are a major piece of the study process with the goal of creating a community-focused transportation vision. The project also incorporates technical analysis of traffic and design needs, access management, safety, connectivity to major highways in the area, bicycle and pedestrian connections, transit needs, stormwater requirements, and environmental sensitivities and screening.

The study team will present information on the current and future transportation needs of the study area and provide a summary of work completed to date. This will include a summary of public engagement and feedback on the study corridors as well as an overview of the study concepts currently available for public review and feedback. The presentation will conclude with a description of the remaining study process and planned next steps towards recommended study concepts.

ACTION REQUESTED:

This is an information item.

FISCAL IMPACT: ▼

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: ▼

Total

Insert additional funding source

Related Financial/FTE Comments:

Arboretum Area Transportation Plan

A Community-Focused Transportation Vision for Eastern Carver County

The Arboretum Area Transportation Plan is an effort to create a traffic management, safety and phasing plan for major roads near the Minnesota Landscape Arboretum in Victoria, Chanhassen and Chaska. Study corridors include sections of Highway 5, Highway 41, Rolling Acres Road, Bavaria Road, and 82nd Street West.



Project Goals

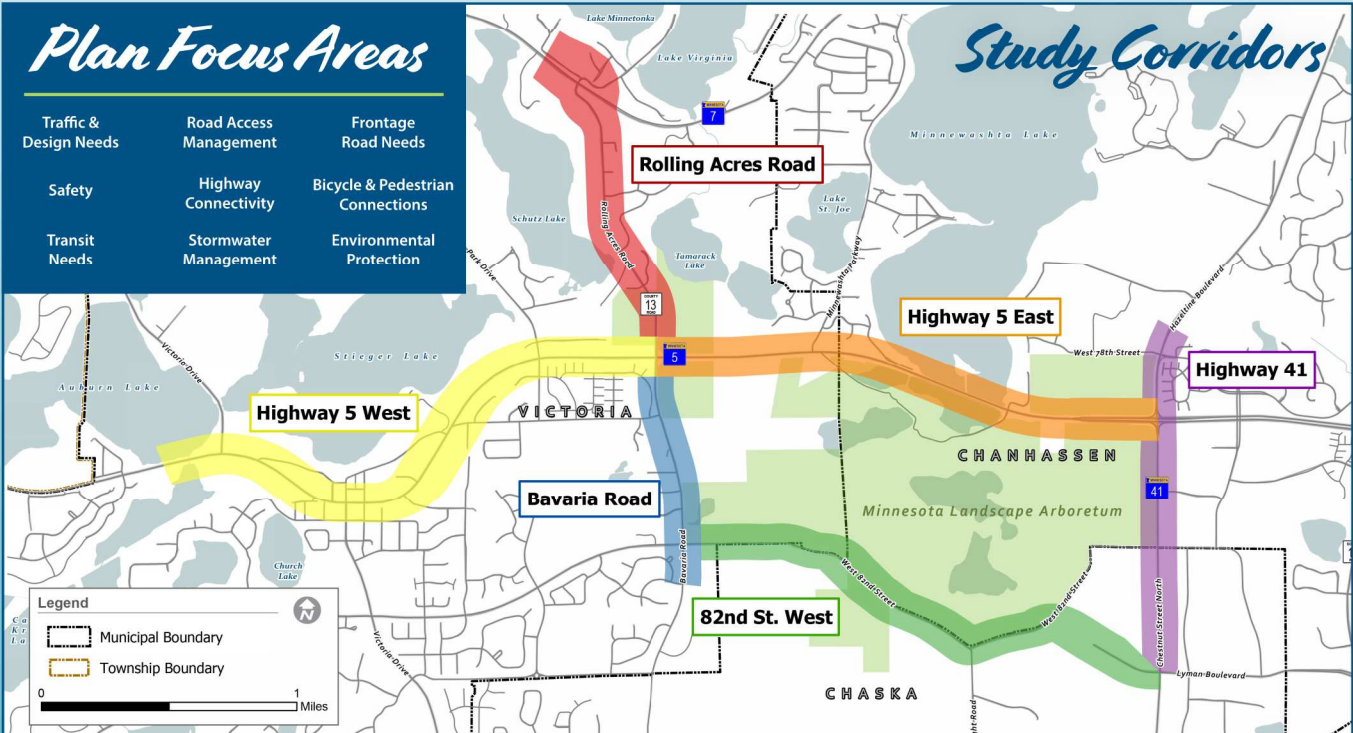
The following goals are consistent with broader goals adopted by project partners.

- Provide efficient and reliable vehicle mobility
- Safely accommodate all system users
- Provide a comprehensive network for pedestrians and bicyclists
- Provide infrastructure improvements that respect the environment
- Develop a financially responsible implementation plan

co.carver.mn.us/ArboretumAreaTransportationPlan

Plan Objectives

- Understand existing issues and needs
- Engage communities to build consensus on an area-wide transportation vision
- Develop plan for short, mid, and long-term improvements in corridors



Project Manager
 Angie Stenson, AICP
 Sr. Transportation Planner
 Carver County
 952-466-5273
 astenson@co.carver.mn.us



Engagement Update

January 2020

Status

We are within the second phase of the project, which includes developing preliminary improvement concepts and collecting public input. In November and December, we invited the public to review a range of potential improvement options on Highway 5 (from Rolling Acres Road to Highway 41), 82nd Street West, Highway 41, Bavaria Road, and potential interim improvements on Rolling Acres Road. In spring 2020, we will share improvements options for Highway 5 through Downtown Victoria and Rolling Acres Road.



Meetings

Goal: Engage corridor stakeholders, users, and interested citizens.

Stakeholder Advisory Committee Meeting

Nov 6, 2019

Summary: www.co.carver.mn.us/home/showdocument?id=19353



Rolling Acres Road Neighborhood Meeting

Nov 20, 2019

Summary: www.co.carver.mn.us/home/showdocument?id=19349



Hwy 5/82nd St W Neighborhood Meeting

Dec 4, 2019

Summary: www.co.carver.mn.us/home/showdocument?id=19347



Public Open House

Dec 17, 2019

Summary: www.co.carver.mn.us/home/showdocument?id=19351



Individual Outreach

Ongoing



Digital Engagement

Goal: Engage corridor stakeholders and users both within and outside the study area.

Online Input Surveys

Open Dec 23, 2019 - Jan 10, 2020

on surveymonkey.com

➤ Highway 5 Concepts

50 responses

➤ 82nd St W Concepts

15 responses

➤ Bavaria Rd Trail Concepts

6 responses

E-bulletins & Social Media

Sent/posted via Carver County

Public Works accounts



Next Steps

The project team plans to host additional Stakeholder Advisory Committee meetings, neighborhood meetings, and public open houses to gather input on:

- **Spring 2020:** Range of improvement options on Highway 5 through Downtown Victoria and Rolling Acres Road
- **Fall 2020:** Recommendations and implementation plan

Questions? Contact the project manager, Angie Stenson, at 952-466-5273 or astenson@co.carver.mn.us