



Carver County Board of Commissioners  
 November 5, 2013  
 Regular Session  
 County Board Room  
 Carver County Government Center  
 Human Services Building  
 Chaska, Minnesota

PAGE

9:00 a.m.	1.	<ul style="list-style-type: none"> <li>a) <b>CONVENE</b></li> <li>b) <b>Pledge of allegiance</b></li> <li>c) <b>Public comments</b> - <i>Anyone wishing to address the Board of Commissioners on an item not on the agenda may come forward at this time. Please limit your comments to five minutes.</i></li> <li>d) <b>New Employee Introductions</b></li> </ul>	
	2.	Agenda review and adoption	
	3.	Approve minutes of October 22, 2013 Regular Session .....	1-4
	4.	Community Announcements	
9:10 a.m.	5.	<b>CONSENT AGENDA</b>  <i>Communities: Create and maintain safe, healthy and livable communities</i> 5.1 PSA with Bolton & Menk Inc. for CSAH 10 Bridge Crossing Final Design in Watertown .....	5
		<i>Growth: Manage the challenges and opportunities resulting from growth and development</i> 5.2 Request for approval to contract with Metro West Inspection Services Inc.....	6
		<i>Culture: Provide organizational culture fostering accountability to achieve goals and sustain public trust/confidence in County government</i> 5.3 Approval of Memorandum of Agreement (MOA) with Teamsters Sheriff's Office Detention Deputies, 911 Dispatchers and TAC Officers – 2014 Employer Cafeteria Contributions and Elimination of Plan A.....	7
		5.4 Approval of Memorandum of Agreement (MOA) with LELS Sheriff's Office Licensed Sergeants – 2014 Employer Cafeteria Contributions and Elimination of Plan A.....	8
		5.5 Approval of Memorandum of Agreement (MOA) with AFSCME Public Works – 2014 Employer Cafeteria Contributions and Elimination of Plan A.....	9
		<i>Finances: Improve the County's financial health and economic profile</i> 5.6 Review Social Services/Commissioners Warrants .....	NO ATT

- 9:10 a.m.    **6. CONNECTIONS: Develop strong public partnerships and connect people to services and information**  
61    ***Closed Session*** - Labor Negotiation Strategy..... 10
- 9:50 a.m.    **7. GROWTH: Manage the challenges and opportunities resulting from growth and development**  
7.1    ***Closed Session - Land*** Acquisition for Southwest Reconnection Project  
(101 Bridge & 61/101 "Y" Construction) ..... 11
- 10:45 a.m.    **ADJOURN REGULAR SESSION**
- 10:45 a.m.    **BOARD REPORTS**  
1. Chair  
2. Board Members  
3. Administrator  
4. Adjourn

David Hemze  
County Administrator

**UPCOMING MEETINGS**

- |                   |  |
|-------------------|--|
| November 12, 2013 | No Board Work Session                            |
| November 19, 2013 | 2:30 p.m. Committee of the Whole Meeting         |
| November 19, 2013 | 4:00 p.m. Board Meeting                          |
| November 26, 2013 | 9:00 a.m. Board Meeting                          |
| December 3, 2013  | 7:30 a.m. Legislative Breakfast                  |
| December 3, 2013  | 9:30 a.m. Board Meeting                          |
| December 3, 2013  | 11:30 a.m. Joint Meeting with Scott County Board |

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on October 22, 2013. Chair Tim Lynch convened the session at 9:00 a.m.

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

Members absent: None

Degler moved, Maluchnik seconded, to approve the agenda. Motion carried unanimously. Maluchnik noted items 5.1 and 5.2 that would be approved as part of the consent agenda. He pointed out Social Services had exceeded the Department of Human Services MFIP performance standards as outlined in the board action. He recognized the trucks they were replacing as part of consent item 5.2 had reached their service life. Ische and Maluchnik also acknowledged the replacement vehicles were being purchased locally.

Ische moved, Degler seconded, to approve the minutes of the October 15, 2013, Regular Session. Motion carried unanimously.

Community announcements were made by the Board.

Steve Taylor, Assistant Administrator, explained starting November 4<sup>th</sup> he would be joining Sherburne County as their new County Administrator. He stated he has enjoyed his journey and appreciated the support of the County Board, Hemze, his colleagues and his peers. The Board recognized Taylor had done an excellent job and was a great asset to the Board.

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

Approved the 2014-2015 MFIP biennial service agreement.

Approved the purchase of two Ford super duty F350 trucks from \$75,716 from Waconia Ford and one Chevrolet 1500 truck from Lenzen Chevrolet for \$29,128.

Approved the memorandum of agreement with the AFSCME Assistant County Attorneys for 2014 cafeteria contributions and elimination of Plan A.

Approved the memorandum of agreement with the Minnesota Public Employees Association Licensed Deputies for 2014 cafeteria contributions and elimination of Plan A.

Approved request for renewal of on sale, off sale and Sunday liquor license for Hollywood Sports, LLC dba Hollywood Sports Complex.

Grant agreement #SG-2013-092 with the Metropolitan Council, authorized the Chair to sign and approved related budget amendment.

Resolution #62-13, Limited Land Sale of Additional Tax Forfeited Land by Sealed Bid.

Approved the following abatements:

30.3250020	Kimberly Steffes
75.2760350	Frank Schmidt
25.3450890	Karin & William Olson
11.0200200	Rodney Jaus
25.8060110	Heidi M. Mueller & Ronald T. Lamprecht
25.4264301	Connie Kelly

Approved project SAP 10-618-09 as complete and authorized final payment of \$1,216.05 to S.M. Hentges.

Reviewed Community Social Services' actions/Commissioners' warrants in the amount of \$436,362.27.

Motion carried unanimously.

Randy Wolf, Public Health and Environment, requested the Board approve a Proclamation to recognize October as Breast Cancer Awareness Month. He introduced Lisa Hurt, responsible for cancer programs at Ridgeview Medical Center. Ms. Hurt explained breast cancer was the most common cancer for women. She reviewed the number of new cancer cases each year and stated breast cancer was a significant concern for the community. She noted risks factors related to breast cancer. Ms. Hurt pointed out screening was important and reviewed the guidelines established by the American Cancer Society.

Ische moved, Maluchnik seconded, to approve the Proclamation recognizing October as Breast Cancer Awareness Month in Carver County as the Community Health Board. Motion carried unanimously.

Mark Metz, County Attorney, requested the Board adopt a Proclamation to recognize October as Domestic Abuse Awareness Month. He explained they were trying to bring this once hidden issue into public awareness and it is a public health issue. He noted his office prosecutes individuals for domestic violence and they were working with law enforcement, social workers, Public Health and others to create awareness and prevent abuse. Metz pointed out Carver County was dedicated to having a system in place that can educate and provide services and consequences to offenders.

Degler moved, Workman seconded, to adopt the Proclamation recognizing October as Domestic Abuse Awareness Month. Motion carried unanimously.

Lyndon Robjent, Public Works, requested the Board approve a right of way acquisition settlement for the 101/61 reconstruction project. He stated they were working to get this project ready for

construction and hoping to have bids out May, 2014, and start construction in June. He pointed out right of way can be the most critical part of the delivery challenge. He noted, however, the right of process was going well and landowners were supportive of the project.

He highlighted the permanent and temporary easements needed related to the request, the impact these will have on the business and the business losses associated with the project. He indicated they came to a negotiated settlement, which was 14% higher than the appraised value, but he believed this was a fair settlement and recommended the Board accept it.

The Board recognized although the parcel was small, there was a big impact to the operation and thanked the property owner for negotiating in good faith.

Robgent stated they will continue to negotiate with the property owners but may have to proceed with eminent domain to maintain the construction schedule.

Workman offered the following Resolution, seconded by Degler:

Resolution #63-13  
Right of Way Acquisition-TH 101 and CSAH 61 "Y"  
Intersection Project Also Known as the Southwest Reconnection  
Project – SAP 010-661-002

On vote taken, all voted aye.

Kevin Maas, Facilities, requested the Board approve the weapon screening project. He stated the project would add approximately 7,000 square feet to the Justice Center link to provide weapon screening equipment. He noted in July the Board had approved the budget but since then there have been a few changes to the design. Maas indicated through the bidding process they were recommending an increase of \$26,500 to accommodate winter conditions, additional window work and a new exterior door. Maas stated they were anticipating an opening in February, 2014. He explained winter conditions included additional construction costs based on cold temps and costs to heat areas temporarily during masonry work, window work and snow removal.

Maas clarified they did look at delaying the project but the architect and engineer were anticipating increases in material costs due to the pent-up construction demand.

The Board recognized the need for the project to protect the people using the Justice Center from harm.

Ische moved, Degler seconded, to approve the contract with Terra General Contractors, LLC, pending finalization of the contract review process and to approve the revised construction budget and budget amendment. Motion carried unanimously.

Dave Hemze, County Administrator, appeared before the Board to request approval of the County's 2014 Legislative Priorities. He clarified the priorities identified did not mean the County did not have other items, but they focused on priorities that were local in nature. He noted the work session held to review the priorities and indicated the requested changes were incorporated into the document.

He explained each of the ten priorities and the requested legislative action. Hemze stated the next step would be to meet with the County's legislative delegation in December.

Degler moved, Workman seconded, to adopt the County's 2014 legislative priorities as outlined. Motion carried unanimously.

Workman moved, Degler seconded, to adjourn the Regular Session at 10:15 a.m. Motion carried unanimously.

David Hemze  
County Administrator

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

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**PSA with Bolton & Menk Inc. for CSAH 10 Bridge Crossing Final Design in Watertown**

Primary Originating Division/Dept:

**Meeting**

Date:

**Item Type:**

Consent

Contact:  Title:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

The CSAH 10 bridge over the South Fork Crow River in downtown Watertown is deteriorated and in need of replacement. This bridge provides a vital connection, linking the community that is well established on both sides of the Crow River.

It is the County's desire to move forward with improvements to the CSAH 10 Bridge and Lewis Avenue Intersection improvements due to the bridge condition. Bolton & Menk has the project understanding, history and specialized expertise to complete the necessary tasks at the highest level of professional standards for Carver County, its study partners and project stakeholders. Bolton & Menk will continue as the project manager in completing the final design construction plans in order to efficiently construct this project in 2014.

**ACTION REQUESTED:**

Approve a professional service agreement with BOLTON AND MENK INC pending finalization of the contract review process.

**FISCAL IMPACT:**

*If "Other", specify:*

**FTE IMPACT:**

**FUNDING**

<b>County Dollars =</b>	<b>\$0.00</b>
CSAH (gas tax, veh sale...)	\$364,354.00
City Funds	\$90,000.00
<b>Total</b>	<b>\$454,354.00</b>

**Related Financial/FTE Comments:**

City share in design cost is estimated. By the Joint Powers Agreement, the City's share of design cost is 10% of their share of construction cost.

*Office use only:*

RBA 2012- 2227

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Request for approval to contract with METRO WEST INSPECTION SERVICES INC**

Primary Originating Division/Dept: <input type="text" value="Public Health &amp; Environment - Land Mgmt."/>	Meeting Date: <input type="text" value="11/5/2013"/>
Contact: <input type="text" value="Steve Just"/> Title: <input type="text" value="Land Management Departme..."/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

Metro West Inspection Services, Inc. (Loren Kohnen) has been the Building Official for rural Carver County (townships) since January 1, 2011. The 3 year term of the original contract ends on December 31, 2013, and the professional service agreement is eligible for renewal for an additional 3 year term (i.e. January 1, 2014 through December 31, 2016). The Building Official's fees (rates) have not increased in three years, and Mr. Kohnen has requested an increase of approximately 5.7% for the 2014-2016 timeframe (i.e. contract rate would increase from 35% to 37% of permit revenue). He states the rate change is due to an increase in the private inspector's fuel, insurance and general overhead expenses. It should be noted that the proposed 5.7% change would reflect less than a 1% increase per year over the 6 year contract timeframe, covering 1/1/2011 - 12/31/2016. The cost of inspection services has been factored into the department's 2014 budget request. Metro West has been very cost effective and professional over the last 3 years, and they have been very timely in the provision of services.

**ACTION REQUESTED:**

Motion to contract with METRO WEST INSPECTION SERVICES INC pending finalization of the contract review process.

<b>FISCAL IMPACT:</b> <input type="text" value="Included in current budget"/> If "Other", specify: <input type="text"/>	<b>FUNDING</b> County Dollars = <input type="text" value="\$90,000.00"/>
<b>FTE IMPACT:</b> <input type="text" value="None"/>	<b>Total</b> <input type="text" value="\$90,000.00"/>

Related Financial/FTE Comments:  
 The Building Inspection fees are based on a percentage of revenue collected for the various building permits issued by the Department, and are included in the 2014 budget request.

*Office use only:*  
 RBA 2012- 2219



## Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Approval of Memorandum of Agreement (MOA) with Teamsters Sheriff's Office Detention Deputies, 911 Dispatchers and TAC Officers – 2014 Employer Cafeteria Contributions and Elimination of Plan A**

Primary Originating Division/Dept:

Meeting Date:

Contact:  Title:

Item Type:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

The County and the Sheriff's Office Detention Deputies, 911 Dispatchers and TAC Officer bargaining unit represented by Minnesota Teamsters Public & Law Enforcement Employees' Union, Local No. 320 have a collective bargaining agreement in effect from January 1, 2012 through December 31, 2013. In order to provide 2014 employer cafeteria contribution amounts consistent with other agreements in place, and to provide consistency in the health plans offered by the County by eliminating Plan A as a health plan option for 2014, it is requested that the Board approve the Memorandum of Agreement with Teamsters Detention Deputies, 911 Dispatchers and TAC Officers.

The MOA provides for employer cafeteria contributions for 2014 of \$660 per month for employees selecting single health insurance and \$1,175 per month for employees selecting family health insurance as well as defining the waiver contribution amount and employer contribution amounts to the HRA and HSA consistent with other collective bargaining agreements in place for 2014.

No employees are currently enrolled in health insurance Plan A. The MOA provides that beginning in 2014, Plan A will no longer be available as a health plan option.

The action requested is approval of the MOA with the Teamsters Sheriff's Office Detention Deputies, 911 Dispatchers and TAC Officers for 2014 Cafeteria Contributions and Elimination of Plan A.

**ACTION REQUESTED:**

Motion to approve the MOA with the Teamsters Sheriff's Office Detention Deputies, 911 Dispatchers and TAC Officers for 2014 Cafeteria Contributions and Elimination of Plan A.

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**

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

Related Financial/FTE Comments:

*Office use only:*

RBA 2012- 2233

## Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Approval of Memorandum of Agreement (MOA) with LELS Sheriff's Office Licensed Sergeants – 2014 Employer Cafeteria Contributions and Elimination of Plan A**

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 County and the Sheriff's Office Licensed Sergeants bargaining unit represented by Law Enforcement Labor Services, Inc. have a collective bargaining agreement in effect from January 1, 2012 through December 31, 2013. In order to provide 2014 employer cafeteria contribution amounts consistent with other agreements in place, and to provide consistency in the health plans offered by the County by eliminating Plan A as a health plan option for 2014, it is requested that the Board approve the Memorandum of Agreement with LELS Sheriff's Office Licensed Sergeants.

The MOA provides for employer cafeteria contributions for 2014 of \$660 per month for employees selecting single health insurance and \$1,175 per month for employees selecting family health insurance as well as defining the waiver contribution amount and employer contribution amounts to the HRA and HSA consistent with other collective bargaining agreements in place for 2014.

No employees are currently enrolled in health insurance Plan A. The MOA provides that beginning in 2014, Plan A will no longer be available as a health plan option.

The action requested is approval of the MOA with the Law Enforcement Labor Services Sheriff's Office Licensed Sergeants for 2014 Cafeteria Contributions and Elimination of Plan A.

**ACTION REQUESTED:**

Motion to approve the MOA with the Law Enforcement Labor Services Sheriff's Office Licensed Sergeants for 2014 Cafeteria Contributions and Elimination of Plan A.

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

**FUNDING**  
County Dollars =   
  
**Total**  \$0.00

**FTE IMPACT:**

Related Financial/FTE Comments:

*Office use only:*

RBA 2012- 2235

## Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Approval of Memorandum of Agreement (MOA) with AFSCME Public Works – 2014 Employer Cafeteria Contributions and Elimination of Plan A**

Primary Originating Division/Dept: <input type="text" value="Employee Relations"/>	Meeting Date: <input type="text" value="11/5/2013"/>
Contact: <input type="text" value="Kerie Anderka"/> Title: <input type="text" value="Employee Relations Director"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

The County and the AFSCME Public Works bargaining unit have a collective bargaining agreement in effect from January 1, 2012 through December 31, 2012; and the County's insurance open enrollment period will occur before the parties will be able to finalize the 2013 and 2014 successor agreement. To provide 2014 employer cafeteria contribution amounts consistent with other agreements in place, and to provide consistency in the health plans offered by the County by eliminating Plan A as a health plan option for 2014, it is requested that the Board approve the Memorandum of Agreement with AFSCME Council No 65, Local Union No. 2789 representing the Public Works bargaining unit.

The MOA provides for employer cafeteria contributions for 2014 of \$660 per month for employees selecting single health insurance and \$1,175 per month for employees selecting family health insurance as well as defining the waiver contribution amount and employer contribution amounts to the HRA and HSA consistent with other collective bargaining agreements in place for 2014.

No employees are currently enrolled in health insurance Plan A. The MOA provides that beginning in 2014, Plan A will no longer be available as a health plan option.

The action requested is approval of the MOA with the AFSCME Public Works bargaining unit for 2014 Cafeteria Contributions and Elimination of Plan A.

**ACTION REQUESTED:**

Motion to approve the MOA with the AFSCME Public Works bargaining unit for 2014 Cafeteria Contributions and Elimination of Plan A.

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

Related Financial/FTE Comments:

*Office use only:*

RBA 2012- 2236

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Closed Session for Labor Negotiation Strategy**

Primary Originating Division/Dept:

**Meeting**

Date:

Contact:  Title:

**Item Type:**

Amount of Time Requested:  minutes

Presenter:  Title:

Attachments:  Yes  No

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

Employee Relations is in negotiations for 2014 collective bargaining agreements with several units and is seeking further guidance on the negotiation strategy. Minn. Stat. 13D.03 subd. 2 allows a public entity to go into a closed session to plan and discuss its strategy for the negotiation of labor agreements.

In addition, Employee Relations will meet with AFSCME and SMACC bargaining units regarding the impact of the anticipated transit merger between Carver and Scott County.

The requested action is to enter into a closed session to discuss strategy for labor negotiations regarding successor collective bargaining agreements and relating to the Carver and Scott County Transit Merger.

**ACTION REQUESTED:**

Motion to enter into closed session for discussion of labor negotiations strategy as allowed by statute.

Upon completion of closed session, motion to return to regular session.

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

**Related Financial/FTE Comments:**

Specific financial and/or FTE implications will be addressed in the closed session, and if approved, will be included on a consent item on a subsequent agenda.

*Office use only:*

RBA 2012- 2220

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Land Acquisition for Southwest Reconnection Project (101 Bridge & 61/101 "Y" Construction)**

Primary Originating Division/Dept: <input type="text" value="Public Works"/>	Meeting Date: <input type="text" value="11/5/2013"/>
Contact: <input type="text" value="Lyndon Robjent"/> Title: <input type="text" value="Public Works Director/Count..."/>	Item Type: Closed Session <input type="text"/>
Amount of Time Requested: <input type="text" value="30"/> minutes Presenter: <input type="text" value="Lyndon Robjent"/> Title: <input type="text" value="Public Works Director/County ..."/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

The 101 river bridge and CSAH 61/101 "Y" intersection (aka "The Southwest Reconnction Project") is planned for construction in 2014. Public Works is currently in the process of acquiring right of way/easement necessary for the project.

Staff will update the County Board on the status of negotiations.

**ACTION REQUESTED:**

Motion to enter into closed session according to Minnesota Statute Section 13D.05 in order to discuss confidential land acquisition data.

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

Related Financial/FTE Comments:

*Office use only:*

RBA 2012- 2237