

Committee of the Whole Meeting  
 November 19, 2013  
 2:30 p.m. – Oak Lake Conference Room



Carver County Board of Commissioners  
 November 19, 2013  
 Regular Session  
 County Board Room  
 Carver County Government Center  
 Human Services Building  
 Chaska, Minnesota

PAGE

4:00 p.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 (limited to five minutes)</b></li> <li>d) <b>Introduction of New Employees</b></li> </ul>	
	2.	Agenda review and adoption	
	3.	Approve minutes of November 5, 2013 Regular Session .....	1-2
	4.	Community Announcements	
4:00 p.m.	5.	<b>CONSENT AGENDA</b>	
		<i>Communities: Create and maintain safe, healthy and livable communities</i>	
		5.1 Right-of-Way Acquisition Settlement Agreements for SAP 010-640-010 - CSAH 40 Bridge Replacement .....	3-4
		5.2 Professional services agreement for engineering services for Minnesota River Bluff Trail.....	5
		5.3 Out Of State Conference Attendance - Marcus Zbinden .....	6
		<i>Culture: Provide an organizational culture which fosters individual accountability to achieve goals</i>	
		5.4 Out of State Travel for Training .....	7
		5.5 Administrative Services Intern .....	8-9
		<i>Growth: Manage the challenges and opportunities resulting from growth and development</i>	
		5.6 Request for approval to contract with RFID Library Solutions Inc.....	10
		5.7 Right-of-Way Acquisition Relocation Expenses for project SAP 010-610-047 .....	11-12
		5.8 Resolution for final offers of compensation for the Southwest Reconnection Project.....	13-19
		5.9 Request for Approval to Submit Department of Revenue PRISM Grant Application.....	20-21
		5.10 Resolution Authorizing Eminent Domain for the Southwest Reconnection Project .....	22-27
		5.11 Right-of-way Acquisition for Project #SAP 010-610-047, CSAH 10 Bridge and Road Reconstruction in Watertown .....	28-32
		5.12 Right of Entry Agreement for Southwest Reconnection Project (101 Bridge & 61/101 "Y" Construction) .....	33

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

5.13 CSAH 11 Revocation and Designation..... 34-37

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

5.14 Review Social Services/Commissioners Warrants ..... NO ATT

4:00 p.m. 6. **GROWTH: Manage The Challenges And Opportunities Resulting From Growth and Development**

6.1 **Closed Session** for CSAH 20/CSAH10 Right of Way Acquisition ..... 38

4:45 p.m. ADJOURN REGULAR SESSION

4:45 p.m. **BOARD REPORTS**

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

David Hemze  
County Administrator

## UPCOMING MEETINGS

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
December 10, 2013	No Meeting – AMC Conference
December 17, 2013	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 November 5, 2013. Chair Tim Lynch convened the session at 9:01 a.m.

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

Members absent: None

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

Ische moved, Maluchnik seconded, to approve the minutes of the October 22, 2013, Regular Session. Motion carried unanimously.

Community announcements were made by the Board.

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

Professional service agreement with Bolton and Menk, Inc., for bridge crossing final design pending finalization of the contract review process.

Contract with Metro West Inspection Services, Inc., pending finalization of the contract review process.

Approved Memorandum of Agreement with Teamsters Sheriff's Office Detention Deputies, 911 Dispatchers and TAC officers for 2014 cafeteria contributions and elimination of Plan A.

Approved Memorandum of Agreement with the Law Enforcement Labor Services Sheriff's Office Licensed Sergeants for 2014 cafeteria contributions and elimination of Plan A.

Approved Memorandum of Agreement with the AFSCME Public Works bargaining unit for 2014 cafeteria contributions and elimination of Plan A.

Reviewed October 29, 2013, Community Social Services' actions/Commissioners' warrants in the amount of \$240,263.75 and reviewed November 5, 2013, Community Social Services' actions/Commissioners' warrants in the amount of \$521,090.28

Motion carried unanimously.

Ische moved, Degler seconded, to go into closed session for discussion of labor negotiations strategy and thereafter to discuss confidential land acquisition data related to the Southwest Reconnection Project. Motion carried unanimously.

REGULAR SESSION  
November 5, 2013

The Board adjourned the closed session and Regular Session at 10:50 a.m.

David Hemze  
County Administrator

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

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Right-of-Way Acquisition Settlement Agreements for SAP 010-640-010 - CSAH 40 Bridge Replacement**

Primary Originating Division/Dept: <input type="text" value="Public Works"/>	Meeting Date: <input type="text" value="11/19/2013"/>
Contact: <input type="text" value="Bill Weckman"/> Title: <input type="text" value="Asst. County Engineer"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

The 2014 construction program includes replacement of the bridge over Bevens Creek on CSAH 40. Additional right of way is needed to complete this project. The right-of-way is being purchased from 2 property owners surrounding the bridge and includes permanent road easements and temporary construction easements relating to the rebuilding of the bridge.

**ACTION REQUESTED:**

Adopt a resolution to approve the negotiated right of way acquisition settlement amounts with the two property owners impacted by the project for the replacement of the CSAH 40 bridge over Bevens Creek.

<b>FISCAL IMPACT:</b> <input type="text" value="Included in current budget"/> If "Other", specify: <input type="text"/>	<b>FUNDING</b> <table style="width: 100%;"> <tr> <td><b>County Dollars =</b></td> <td><input type="text"/></td> </tr> <tr> <td>CSAH (Gas Tax)</td> <td style="text-align: right;">\$25,500.00</td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: right;"><b>\$25,500.00</b></td> </tr> </table>	<b>County Dollars =</b>	<input type="text"/>	CSAH (Gas Tax)	\$25,500.00	<b>Total</b>	<b>\$25,500.00</b>
<b>County Dollars =</b>	<input type="text"/>						
CSAH (Gas Tax)	\$25,500.00						
<b>Total</b>	<b>\$25,500.00</b>						
<b>FTE IMPACT:</b> <input type="text" value="None"/>							

Related Financial/FTE Comments:

*Office use only:*

RBA 2012- 2230

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

Date: November 19, 2013  
Motion by Commissioner: \_\_\_\_\_

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

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**Right of Way Acquisition – CSAH 40 – Project SAP 010-640-010**

WHEREAS, the County desires to reconstruct the bridge over Bevens Creek, on County Road 40, and

Whereas, reconstruction of the bridge is necessary to provide roadway improvements for the safety of the traveling public, and

Whereas, the County needs to acquire property interests over certain lands to provide for said bridge reconstruction, and

Whereas, a settlement has been negotiated with Steven & Christine Eiden, PID #08.0021100 and Corey B. Olson, PID #08.0021400, the property owners impacted by the project.

BE IT RESOLVED, that the Carver County Board of Commissioners accept the settlement negotiated with the property owners for the CSAH 40 Bevens Creek bridge reconstruction (SAP-010-640-010).

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

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STATE OF MINNESOTA  
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the 19<sup>th</sup> day of November, 2013, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 19<sup>th</sup> day of November, 2013.

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Dave Hemze County Administrator

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Professional services agreement for engineering services for Minnesota River Bluff Trail**

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:**

As a part of the 2011 Federal Solicitation for Transportation Enhancement Funding, Carver County made application to construct 2.1 miles of trail on portions of the former Union Pacific Railroad corridor from Athletic Park in Chaska to County Road 40 via a levee trail in Carver. Carver County was awarded \$551,000 of Federal funding to be matched with \$137,000 of local funds to construct the trail.

Professional consulting services are needed for public process, project memorandum, design and engineering. This work is outside of the funding provided for construction.

Contract financing is outlined below:  
Parks and Trails funding (State FY 2014) \$21,476  
CCRRA \$77,000 2013 Budget

At a later date, an amendment to the contract may be required for bidding services, project management and inspection.

**ACTION REQUESTED:**

Approve a professional services agreement with SRF Consulting Group and authorizes the Board Chair to sign the agreement upon review and approval of Risk Management and County Attorney's Office.

**FISCAL IMPACT:**

If "Other", specify:

**FTE IMPACT:**

**FUNDING**

<b>County Dollars =</b>	<input type="text"/>
CCRRA	\$77,000.00
Parks and Trails	\$21,476.00
<b>Total</b>	<b>\$98,476.00</b>

Related Financial/FTE Comments:

Office use only:

RBA 2012- 2247

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Out Of State Conference Attendance - Marcus Zbinden**

Primary Originating Division/Dept: <input type="text" value="Public Health &amp; Environment - Environ. Svc."/>	Meeting Date: <input type="text" value="11/19/2013"/>
Contact: <input type="text" value="Michael Lein"/> Title: <input type="text" value="Env. Services Manager"/>	Item Type: Consent <input type="text"/>
Amount of Time Requested: <input type="text"/> minutes Presenter: <input type="text"/> Title: <input type="text"/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

Public Health & Environment has received a series of grants from the Minnesota Pollution Control Agency to conduct research on composting organic waste. This project has been a partnership with the University of Minnesota Landscape Arboretum and several private companies. Marcus Zbinden has been asked to present the results of this unique research at the United States Composting Council annual meeting in Oakland, California from January 26 -29, 2014. This presentation and travel expenses were anticipated and approved by the Minnesota Pollution Control Agency as part of the most recent grant's budget. No County funds are needed.

**ACTION REQUESTED:**

Approve attendance of Marcus Zbinden at the UCCC 2014 Annual Conference in Oakland, California.

<b>FISCAL IMPACT:</b> <input type="text" value="Other"/> If "Other", specify: <input type="text" value="MPCA Grant Funds"/>	<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:



# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Out of State Travel for Training**

Primary Originating Division/Dept: Attorney

**Meeting**

Date: 11/19/2013

Contact: Mark Metz Title: County Attorney

**Item Type:**

Consent

Amount of Time Requested: minutes

Presenter: Title:

Attachments:  Yes  No

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

Mark Metz, County Attorney, and Peter Ivy, Chief Deputy County Attorney, are requesting approval to attend the National District Attorney's Association's (NDAA) Homicide Prosecution Training which will take place February 24-28, 2014, in San Francisco, California. Their registration fee, per diem, travel and lodging expenses will be paid for out of the forfeiture proceeds fund of the Attorney Office 2013 budget.

**ACTION REQUESTED:**

We request approval for out-of-state travel to allow Mark Metz and Peter Ivy to attend the training.

**FISCAL IMPACT:** None

If "Other", specify:

**FUNDING**

<b>County Dollars =</b>	
<b>Total</b>	<b>\$0.00</b>

**FTE IMPACT:** None

**Related Financial/FTE Comments:**

All expenses will be paid out of the forfeiture proceeds fund of Attorney Office 2013 budget.

*Office use only:*

RBA 2012- 2240

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Administrative Services Intern**

Primary Originating Division/Dept: Administrative Services

**Meeting**

Date: 11/19/2013

**Item Type:**

Consent

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

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:**

Administrative Services is requesting a temporary part-time intern. The position will support the interim assistant county administrator with communication activities and projects. The position request is for 20 hours per week until a new assistant county administrator is hired (4-5 months).

**ACTION REQUESTED:**

Motion to authorize the requested internship in Administrative Services.

**FISCAL IMPACT:** Budget amendment request form

If "Other", specify:

**FUNDING**

County Dollars = \$5,000.00

**FTE IMPACT:** Increase budgeted staff

**Total** \$5,000.00

**Related Financial/FTE Comments:**

Vacancy savings will be used to fund the position. A portion of the \$5,000 is for 2013 with the balance in 2014. The pay range for the position is \$10-15 per hour.

*Office use only:*

RBA 2012- 2241

# Budget Amendment Request Form



**Agenda Item:**

Administrative Services Intern

Department:  
t:

Meeting Date: 11/19/2013

Fund:

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

Requested By:

Nick Koktavy

Description of Accounts	Acct #	Amount
Salaries & Benefits- PT	01-48-000-0000-6...	\$5,000.00
<b>TOTAL</b>		\$5,000.00

Description of Accounts	Acct #	Amount
Salaries & Benefits- Permanent	01-48-000-0000-6...	\$5,000.00
<b>TOTAL</b>		\$5,000.00

**Reason for Request:**

Use of vacancy savings to fund PT-intern position (2013 to 2014). This position will support the interim assistant county administrator with communication activities and projects.

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Request for approval to contract with RFID LIBRARY SOLUTIONS INC**

Primary Originating Division/Dept: Administrative Services - Library

**Meeting**

Date: 11/19/2013

**Item Type:**

Consent

Contact: Nick Dimassis Title: Library Director

Amount of Time Requested: minutes

Attachments:  Yes  No

Presenter: Title:

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

Update and improve the Chanhassen Library Automated Materials Handling System (AMH) by purchasing a new camera-based barcode scanner and related software, and hardware needed to relocate and extend the current conveyances that move the items from the internal and external book returns for automated check-in. Since the AMH was installed in the Chanhassen Library in May 2008 nearly 1.7M library items have been checked in on the AMH.

The library requested and received quotes from two vendors - RFID Library Solutions (\$55,000) and Tech Logic (\$98,999).

**ACTION REQUESTED:**

Motion to contract with RFID LIBRARY SOLUTIONS INC pending finalization of the contract review process.

**FISCAL IMPACT:** Included in current budget

If "Other", specify:

**FTE IMPACT:** None

**FUNDING**

<b>County Dollars =</b>	<b>\$13,282.00</b>
MELSA Account	\$41,718.00
<b>Total</b>	<b>\$55,000.00</b>

**Related Financial/FTE Comments:**

28%-Execution of Agreement 72%-Project Completion

*Office use only:*

RBA 2012- 2225

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Right-of-Way Acquisition Relocation Expenses for project SAP 010-610-047**

Primary Originating Division/Dept: <input type="text" value="Public Works"/>	Meeting Date: <input type="text" value="11/19/2013"/>
Contact: <input type="text" value="Bill Weckman"/> Title: <input type="text" value="Asst. County Engineer"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text"/> minutes Presenter: <input type="text"/> Title: <input type="text"/>	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

The 2014 construction program includes the replacement of the bridge over the Crow River on CSAH 10 in Watertown, MN. and improvements to the existing roadway between Angel Ave on the west and Hope Ave on the east. Additional right-of-way is needed to complete the project including acquiring the NAPA store building and land located at 101 Territorial Road. The purchase of the property is needed to construct a round-a-bout at the intersection of CSAH 10, (Territorial Road), and CSAH 27, (Lewis Ave). Along with the purchase of the property, is the relocation of the tenant that is currently renting the building for retail purposes.

On September 17, 2013, the county board authorized public works to present the offer and negotiate a reasonable settlement with the owner for the acquisition of the NAPA store building and land. In addition to the purchase of the building and land, the County is required to pay the reasonable expenses for the relocation of the NAPA store tenant.

Relocation costs are not typically fixed amounts and can vary significantly. Evergreen Land Services, acting as our relocation agent for this project estimates the costs of relocating the NAPA store tenant as follows:

Actual and reasonable moving expenses:	\$30,000 to \$50,000
Re-establishment expenses:	\$50,000.00
Searching expenses: (related to finding a new location)	\$ 2,500.00
<b>Total Potential Relocation Costs:</b>	<b>\$82,500 to \$102,500</b>

**ACTION REQUESTED:**

Adopt a resolution to authorize payment of relocation expenses for project SAP 010-610-047.

<p><b>FISCAL IMPACT:</b> <input type="text" value="Included in current budget"/></p> <p><i>If "Other", specify:</i> <input type="text"/></p> <p><b>FTE IMPACT:</b> <input type="text" value="None"/></p>	<p><b>FUNDING</b></p> <table style="width: 100%;"> <tr> <td><b>County Dollars =</b></td> <td><input type="text"/></td> </tr> <tr> <td>CSAH (Gas Tax, Veh. Sa...</td> <td style="text-align: right;">\$76,875.00</td> </tr> <tr> <td>City of Watertown</td> <td style="text-align: right;">\$25,625.00</td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: right;"><b>\$102,500.00</b></td> </tr> </table>	<b>County Dollars =</b>	<input type="text"/>	CSAH (Gas Tax, Veh. Sa...	\$76,875.00	City of Watertown	\$25,625.00	<b>Total</b>	<b>\$102,500.00</b>
<b>County Dollars =</b>	<input type="text"/>								
CSAH (Gas Tax, Veh. Sa...	\$76,875.00								
City of Watertown	\$25,625.00								
<b>Total</b>	<b>\$102,500.00</b>								

Related Financial/FTE Comments:

Total cost shown is an estimate.



# BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: 11/19/2013

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

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

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

## Right of Way Acquisition-CSAH 10- SAP 010-610-047

**WHEREAS**, Carver County will be replacing the CSAH 10 bridge in Watertown, MN and making improvements to the existing roadway; and

**WHEREAS**, replacement of the CSAH 10 bridge and improvements to the existing roadway is necessary to provide for the safety of the traveling public, and

**WHEREAS**, the County needs to acquire property interests over certain lands to provide for said bridge replacement and existing roadway improvements, and

**WHEREAS**, the County, in partnership with the City of Watertown is purchasing the NAPA store building, and

**WHEREAS**, the tenant of the NAPA store building must be relocated, and

**WHEREAS**, the County is required to pay reasonable relocation costs of the tenant of the NAPA store building.

**NOW, THEREFORE BE IT RESOLVED**, that the Carver County Board of Commissioners approve the payment of relocation expenses. Said expenses to be verified with receipts and/or bids from qualified vendors.

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

### STATE OF MINNESOTA COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the 19th day of November, 2013, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 19th day of November, 2013

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Resolution for final offers of compensation for the Southwest Reconnection Project**

Primary Originating Division/Dept:

**Meeting**

Date:

**Item Type:**

Contact:  Title:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

Carver County is the lead agency for the Southwest Reconnection Project, the construction of the TH 101 bridge over the Minnesota River Valley from Shakopee to Chanhassen and the reconstruction of the CSAH 61/101 "Y" intersection area in Chanhassen. Public Works is currently negotiating with property owners for the right of way/easement needed for the project. The project is planned to begin in the late spring to early summer of 2014. In order to meet the schedule for construction bidding it may be necessary to undertake eminent domain proceedings to acquire the necessary property interests for the project. It is also prudent for the County to make a final offer of compensation prior to proceeding with eminent domain.

Staff discussed appropriate compensation with the County Board at the November 9, 2013 board meeting.

A resolution along with the list of property owners for the project is attached.

**ACTION REQUESTED:**

Adopt a resolution authorizing final offers of compensation to landowners for easements required for the TH 101 Bridge and CSAH 61 'Y' Intersection project also known as the Southwest Reconnection Project.

**FISCAL IMPACT:**

**FUNDING**

*If "Other", specify:*

County Dollars =

**FTE IMPACT:**

**Total**

**Related Financial/FTE Comments:**

It is expected that approximately 75% of the funding will be reimbursed by the State from the County Turnback Account.

*Office use only:*

RBA 2012- 2238

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

Date: \_\_\_\_\_  
Motion By Commissioner: \_\_\_\_\_

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

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**Resolution Authorizing Final Offers of Compensation to Landowners for Easements Required for the TH 101 Bridge and CSAH 61 ‘Y’ Intersection Project Also Known As the Southwest Reconnection Project**

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

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

WHEREAS, Carver County wishes to construct roadway and related improvements as part of the TH 101 Bridge and CSAH 61 “Y” Intersection Project aka The Southwest Reconnection Project (“Project”); and

WHEREAS, in order to complete the Project it is necessary for the County to purchase property interests from each of the properties described in Exhibit A attached hereto (the “Properties”); and

WHEREAS, the County has retained independent real estate appraisers to provide the County with the appraisers’ estimates of the damages caused by the County’s acquisition of the property interests required for the Project; and

WHEREAS, pursuant to those appraisals, the County made offers of compensation to the owners of the Properties for the needed property interests consistent with the appraiser’s estimate of the damages being incurred by the various owners as a result of the County’s acquisitions, but despite their best efforts, representatives of the County have been unable to reach agreement with the owners of the Properties concerning the amount of compensation to be paid for the required property interests; and

WHEREAS, the Director of Public Works has advised the Board of Commissioners that it is likely to be necessary for the County to undertake eminent domain proceedings to acquire the property interests over the Properties which are required for the Project, and that it is advisable to make final offers of compensation to those owners prior to commencing eminent domain proceedings;





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Chair, Board of Commissioners

ATTEST:

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Clerk, Board of Commissioners

**Exhibit A**

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

(Acquisition Parcel 4)  
P.I.D. No. 25.035-0500

Estate of Harold F. Hesse

Taking of permanent easement for right of way purposes over Parcel 4, Carver County Right of Way Plat No. 21, County State Aid Highway No. 61 (containing 0.14 acres, more or less).

Taking of temporary easements over Parcels 4A, 4B and 4C, Carver County Right of Way Plat No. 21, County State Aid Highway No. 61 (containing 0.07 acres, more or less, 0.05 acres more or less, and 0.06 acres, more or less, respectively).

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

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

Taking of permanent easement for right of way purposes over Parcel 3, Carver County Right of Way Plat No. 21, County State Aid Highway No. 61 (containing 0.19 acres, more or less).

Taking of temporary easement over Parcel 3A, Carver County Right of Way Plat No.21, County State Aid Highway No. 61 (containing 0.18 acres, more or less).

(Acquisition Parcel 10)  
P.I.D. No. 25.035-1200

Rain, Snow or Shine Golf, LLC.

Taking of permanent easements for right of way purposes over Parcel 1 and Parcel 11, Carver County Right of Way Plat No. 21, County State Aid Highway No. 61 (containing 0.04 acres, more or less, and 0.25 acres, more or less, respectively).

Taking of temporary easements over Parcel 1A and Parcel 1C, Carver County Right of Way Plat No. 21, County State Aid Highway No. 61 (containing 0.36 acres, more or less, and 1.71 acres more less, respectively).

Taking of permanent ponding, drainage, and utility easement over Parcel 1B, Carver County Right of Way Plat No. 21, County State Aid Highway No. 61 (containing 0.47 acres, more or less).

(Acquisition Parcel 11A)  
P.I.D. No. 25.035-1710

Skipper S. Cook and Teri A. Cook, vendors, and Christopher Hagen, vendee

Taking of permanent easement for right of way purposes over Parcel 5, Carver County Right of Way Plat No. 21, County State Aid Highway No. 61 (containing 0.37 acres, more or less).

Taking of temporary easement over Parcel 5A, Carver County Right of Way Plat No. 21, County State Aid Highway No. 61 (containing 0.32 acres, more or less).

(Acquisition Parcel 12A)  
P.I.D. No.25.035-1810  
Skip S. Cook

Taking of permanent easement for right of way purposes over Parcel 12, Carver County Right of Way Plat No. 21, County State Aid Highway No. 61 (containing 0.08 acres more or less).

(Acquisition Parcel 15)  
P.I.D. No. 25.035-1300

Skip S. Cook

Taking of temporary easement over Parcel 7, Carver County Right of Way Plat No. 21, County State Aid Highway No. 61 (containing 0.28 acres, more or less).

(Acquisition Parcels 22 and 25)  
P.I.D. No. 25.601-0020

PCH Development, LLC

Taking of temporary easements over Parcel 8A and Parcel 8B, Carver County Right of Way Plat No.21, County State Aid Highway No. 61 (containing 0.27 acres, more or less, and 0.20 acres, more or less, respectively).

(Acquisition Parcel 34)  
P.I.D. No. 25.036-2700

615 Flying Cloud Drive, LLC

Taking of temporary easements over Parcel 10A and Parcel 10B, Carver County Right of Way Plat No.21, County State Aid Highway No. 61 (containing 0.03 acres, more or less, and 0.11 acres, more or less, respectively).

(Acquisition Parcel 36)  
P.I.D. No. 25.036-1300

JT Investments, LLC

Taking of permanent easement for right of way purposes over Parcel 9, Carver County Right of Way Plat No. 21, County State Aid Highway No. 61 (containing 0.13 acres, more or less).

Taking of temporary easement over Parcel 9A, Carver County Right of Way Plat No. 21, County State Aid Highway No. 61 (containing 0.10 acres, more or less).

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Request for Approval to Submit Department of Revenue PRISM Grant Application**

Primary Originating Division/Dept: <input type="text" value="PRTS - Property Taxation"/>	Meeting Date: <input type="text" value="11/19/2013"/>
Contact: <input type="text" value="Sharon Mitchell"/> Title: <input type="text" value="Taxation Supervisor"/>	Item Type: Consent <input type="text"/>
Amount of Time Requested: <input type="text"/> minutes Presenter: <input type="text"/> Title: <input type="text"/>	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

In February of 2012 the Minnesota Department of Revenue announced the official kickoff of their new State-wide project **Property Record Information System of Minnesota** known as **PRISM**. Since March of 2013, Taxpayer Services Departments & Carver County Assessors have been working with the Department of Revenue to review the new requirements and provide feedback for the requested information and document layout. This project is considered an infrastructure project as it requires Minnesota Counties and tax software vendors to reprogram data file layouts per Minnesota Department of Revenue's directive.

As a result of data file layout requirements additional programming costs will be incurred. In anticipation of the additional programming costs the Minnesota Legislature has authorized a grant to help Counties offset costs due to implementation of PRISM. The total State-wide grant amount is \$300,000.00 which will be equally divided among the approved grantees. [Minnesota Laws Chapter 2013, Chapter 142, Section 14]

In order to be eligible for a portion of this grant, Carver County must return the attached completed application signed by the Chairperson of the County Board no later than December 20, 2013.

**ACTION REQUESTED:**

Approval of PRISM Grant Application.

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

Related Financial/FTE Comments:

*Office use only:*

RBA 2012- 2242



## PRISM Implementation Grant Application

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The Minnesota Legislature has authorized a grant to help counties pay their costs to implement PRISM. The total grant amount is \$300,000, to be equally divided among the approved grantees. [Minnesota Laws 2013, Chapter 142, Section 14]

### To qualify for the grant your county must:

- Complete the form below, signed by the county's board chairperson.
- Return the completed application to [PRISM.mdor@state.mn.us](mailto:PRISM.mdor@state.mn.us) by **Dec. 20, 2013**. (We will not accept, or consider, late applications for this grant.)
- Be current on all property tax data submissions at the time of application.

If you have questions, contact us at [PRISM.mdor@state.mn.us](mailto:PRISM.mdor@state.mn.us) or call 651- 556-6091.

County Name:	Carver County
Contact Person:	Mark Lundgren
Title/Position:	Property Records, Taxpayer Services & Assessment Division Director
Phone Number:	952.361.1905
Email:	mlundgren@co.carver.mn.us

### Describe how you plan to use these funds to implement PRISM.

These funds to be used to help offset the following costs:

- Vendor programming costs for PRISM logical file layout changes not currently in our tax system.
- Vendor programming costs to create the PRISM data submissions file.
- Vendor costs to create editing reports for PRISM proofing purposes.
- County staff hours needed to verify information on PRISM submission forms.
- Offset costs for any potential software/server upgrades.

### County Board Chairperson

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Signature

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Print Name

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Date

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# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Resolution Authorizing Eminent Domain for the Southwest Reconnection Project**

Primary Originating Division/Dept: <input type="text" value="Public Works"/>	Meeting Date: <input type="text" value="11/19/2013"/>
Contact: <input type="text" value="Lyndon Robjent"/> Title: <input type="text" value="Public Works Director/Count..."/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

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

The project is planned to begin in the late spring to early summer of 2014. Public Works has been negotiating with property owners in good faith and will continue to do so, however, In order to meet the schedule for construction bidding it is likely to be necessary to undertake eminent domain proceedings to acquire the necessary property interests for the project.

A resolution along with the list of property owners for the project is attached.

**ACTION REQUESTED:**

Adopt a resolution authorizing and directing the County Attorney and legal counsel retained by the County to take all steps necessary to acquire the easements necessary for the Southwest Reconnection Project by filing an action in eminent domain, negotiation of early entry authorization, and the use of the quick-take procedure.

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

Related Financial/FTE Comments:



**BOARD OF COMISSIONERS  
CARVER COUNTY, MINNESOTA**

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

**A Resolution Authorizing and Directing  
Condemnation of Easements Required for the TH101 Bridge and CSAH 61 ‘Y’ Intersection  
Project, also known as the Southwest Reconnection Project**

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

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

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

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

WHEREAS, based upon appraisals prepared by independent real estate appraisers, and in accordance with authorization of the Board of Commissioners, agents of the County have previously made offers of compensation to owners of property affected by the Project for the easements required for the Project, but, despite good faith efforts, have been unable to reach agreement with the owners of properties which are legally described in Exhibit A attached hereto; and

WHEREAS, the Board of Commissioners finds that it is reasonably necessary, proper, and convenient, and in the interest of the public health, convenience, and general welfare of the citizens of the County that title to and possession of the easements hereinafter described be acquired through use of the power of eminent domain in furtherance of the Project; and

WHEREAS, the Board of Commissioners finds that the funding and construction schedule for the Project make it necessary to acquire title to and possession of the easements hereinafter described prior to the filing of the final report of the condemnation commissioners to be appointed by the district court.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF CARVER IN REGULAR MEETING ASSEMBLED, that it is the considered judgment of the Board of Commissioners that the easements described in Exhibit A, attached hereto and made a part hereof as though fully set forth at this point, be acquired for the stated public purposes, and that the interests be acquired, if necessary, through the exercise of the power of eminent domain.

BE IT FURTHER RESOLVED, that the County Attorney and legal counsel retained by the County are authorized and directed to take all steps necessary to acquire the easements described herein by filing an action in eminent domain, negotiation of early entry authorization, and the use of the quick-take procedure.

Adopted this 19<sup>th</sup> day of November, 2013 by the Carver County Board of Commissioners.

YES	ABSENT	NO
_____	_____	_____
_____	_____	_____
_____	_____	_____
STATE OF MINNESOTA )		
) ss.		

COUNTY OF CARVER )

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the 19<sup>th</sup> day of November, 2013, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this \_\_\_ day of November, 2013.

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

Subscribed and sworn to before me  
this \_\_\_ day of November, 2013.

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

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

Notary Stamp

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

ATTEST:

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

**Exhibit A**

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

(Acquisition Parcel 4)  
P.I.D. No. 25.035-0500

Estate of Harold F. Hesse

Taking of permanent easement for right of way purposes over Parcel 4, Carver County Right of Way Plat No. 21, County State Aid Highway No. 61 (containing 0.14 acres, more or less).

Taking of temporary easements over Parcels 4A, 4B and 4C, Carver County Right of Way Plat No. 21, County State Aid Highway No. 61 (containing 0.07 acres, more or less, 0.05 acres more or less, and 0.06 acres, more or less, respectively).

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

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

Taking of permanent easement for right of way purposes over Parcel 3, Carver County Right of Way Plat No. 21, County State Aid Highway No. 61 (containing 0.19 acres, more or less).

Taking of temporary easement over Parcel 3A, Carver County Right of Way Plat No.21, County State Aid Highway No. 61 (containing 0.18 acres, more or less).

(Acquisition Parcel 11A)  
P.I.D. No. 25.035-1710

Skipper S. Cook and Teri A. Cook, vendors, and Christopher Hagen, vendee

Taking of permanent easement for right of way purposes over Parcel 5, Carver County Right of Way Plat No. 21, County State Aid Highway No. 61 (containing 0.37 acres, more or less).

Taking of temporary easement over Parcel 5A, Carver County Right of Way Plat No. 21, County State Aid Highway No. 61 (containing 0.32 acres, more or less).

(Acquisition Parcel 12A)  
P.I.D. No.25.035-1810

Skip S. Cook

Taking of permanent easement for right of way purposes over Parcel 12, Carver County Right of Way Plat No. 21, County State Aid Highway No. 61 (containing 0.08 acres more or less).

(Acquisition Parcel 15)

P.I.D. No. 25.035-1300

Skip S. Cook

Taking of temporary easement over Parcel 7, Carver County Right of Way Plat No. 21, County State Aid Highway No. 61 (containing 0.28 acres, more or less).

(Acquisition Parcels 22 and 25)

P.I.D. No. 25.601-0020

PCH Development, LLC

Taking of temporary easements over Parcel 8A and Parcel 8B, Carver County Right of Way Plat No.21, County State Aid Highway No. 61 (containing 0.27 acres, more or less, and 0.20 acres, more or less, respectively).

(Acquisition Parcel 34)

P.I.D. No. 25.036-2700

615 Flying Cloud Drive, LLC

Taking of temporary easements over Parcel 10A and Parcel 10B, Carver County Right of Way Plat No.21, County State Aid Highway No. 61 (containing 0.03 acres, more or less, and 0.11 acres, more or less, respectively).

(Acquisition Parcel 36)

P.I.D. No. 25.036-1300

JT Investments, LLC, vendor/Daniels Automotive Chaska, Inc. and M. Onuigbo, vendees

Taking of permanent easement for right of way purposes over Parcel 9, Carver County Right of Way Plat No. 21, County State Aid Highway No. 61 (containing 0.13 acres, more or less).

Taking of temporary easement over Parcel 9A, Carver County Right of Way Plat No. 21, County State Aid Highway No. 61 (containing 0.10 acres, more or less).

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Right-of-way Acquisition for Project #SAP 010-610-047, CSAH 10 Bridge and Road Reconstruction in Watertown**

Primary Originating Division/Dept: <input type="text" value="Public Works"/>	Meeting Date: <input type="text" value="11/19/2013"/>
Contact: <input type="text" value="Bill Weckman"/> Title: <input type="text" value="Asst. County Engineer"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text"/> minutes Presenter: <input type="text"/> Title: <input type="text"/>	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

The 2014 construction program includes the replacement of the bridge over the Crow River on CSAH 10 in Watertown, MN. and improvements to the existing roadway between Angel Ave on the west and the round-about at the junction of CSAH 10 and CSAH 20 on the east. Additional right-of-way is needed to complete this project. Carver County Public Works has received fair market value appraisals for the acquisition of permanent and temporary easements along the CSAH 10 corridor and on Lewis Ave. The purchase of the permanent and temporary easements is needed to construct a round-a-bout at the intersection of CSAH 10, (Territorial Road), and CSAH 27, (Lewis Ave), replacement of the bridge on CSAH 10 over the Crow River and improve the roadway between the round-about at the junction of CSAH 10 and CSAH 20 and the bridge.

**ACTION REQUESTED:**

Adopt a resolution to authorize written offers of compensation based on fair market appraisals for easements required for project SAP 010-610-047.

<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"/> CSAH (Gas Tax, Veh Sal... <input type="text" value="\$27,800.00"/>
<b>FTE IMPACT:</b> <input type="text" value="None"/>	<b>Total</b> <input type="text" value="\$27,800.00"/>

Related Financial/FTE Comments:

*Office use only:*

RBA 2012- 2245

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

Date: \_\_\_\_\_  
Motion By Commissioner: \_\_\_\_\_

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

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**Resolution Authorizing Offers of Compensation to Landowners for  
Easements Required for the CSAH 10 Bridge Reconstruction and Related  
Roadway Improvements, Project # SAP 010-610-047**

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

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

WHEREAS, Carver County wishes to reconstruct the bridge on CSAH 10 in Watertown and related roadway improvements to CSAH 10, Project #SAP 010-610-047 (“Project”); and

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

WHEREAS, the County has retained independent real estate appraisers to provide the County with the appraisers’ estimates of the damages caused by the County’s acquisition of the property interests required for the Project; and

WHEREAS, upon completion of the appraisals, the County must make offers of compensation to the land owners for the needed property interests consistent with the appraiser’s estimate of the damages being incurred by the various owners as a result of the County’s acquisitions.

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

1. The Board of Commissioners finds that it is necessary and for a public purpose for the County to acquire the property interests described in Exhibit A for the Project.
2. Based upon appraisals obtained by the County from independent real estate appraisers, the Director of Public Works or agents under his supervision shall make written offers of compensation to the property owners within the Project from whom

property interests are required, in the amounts of the independent appraisers' opinions (which total an aggregate amount of \$27,800.00 for Eight Parcels).

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

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STATE OF MINNESOTA    )  
  ) ss.  
COUNTY OF CARVER    )

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the 19<sup>th</sup> day of November, 2013, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 19<sup>th</sup> day of November, 2013.

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

Subscribed and sworn to before me  
this \_\_\_\_ day of \_\_\_\_\_, 2013.

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

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

Notary Stamp



Exhibit A

**Property Interests Required for the Reconstruction of the CSAH 10 Bridge in Watertown,  
MN and Related Roadway Improvements**  
**Project #SAP 010-610-047**

(Acquisition)

P.I.D. No. 85.0503730

William Montgomery/Cindy K. McDonough

Taking of permanent easement for right of way purposes over 201 Territorial St E, Watertown, MN, County State Aid Highway No. 10 (containing 247 Sq. Ft., more or less).

Taking of a temporary easement over 201 Territorial St E, Watertown, MN, County State Aid Highway No. 10 (containing 2,145 Sq. Ft., more or less).

(Acquisition)

P.I.D. No. 85.0503740

Gordon & Lois Plocher (Deceased)

Taking of permanent easement for right of way purposes over 101 Hope Ave. NE, Watertown, MN, County State Aid Highway No. 10 (containing 419 Sq. Ft., more or less).

Taking of temporary easement over 101 Hope Ave. NE, Watertown, MN, County State Aid Highway No. 10 (containing 388 Sq. Ft., more or less).

(Acquisition)

P.I.D. No. 85.0503670

Alexandra Thomson

Taking of temporary easements over 216 Territorial St E, Watertown, MN, County State Aid Highway No. 10 (containing 1,519 Sq. Ft. more less\_).

(Acquisition)

P.I.D. No. 85.0503880

Richard R. Mann

Taking of permanent easements for right of way purposes over 305 Territorial St E, Watertown, MN, County State Aid Highway No. 10 (containing 9.0 Sq. Ft., more or less).

Taking of temporary easement over 305 Territorial St E, Watertown, MN, County State Aid Highway No. 10 (containing 1,199 Sq. Ft., more or less).

(Acquisition)

P.I.D. No. 85.0503420

104 Lewis, LLC (Gary V. Kirt)

Taking of permanent easement over 104 Lewis Ave N, Watertown, MN, County State Aid Highway No. 10 (containing 530 Sq. Ft., more or less).

Taking of temporary easement over 104 Lewis Ave N, Watertown, MN, County State Aid Highway No. 10 (containing 674 Sq. Ft., more or less).

(Acquisition)

P.I.D. No. 85.0503860

First American Bank-Watertown, c/o Bremer Bank, N.A.

Taking of temporary easement over 301 Territorial St. E, Watertown, MN , County State Aid Highway No. 10 (containing 763 Sq. Ft., more or less).

(Acquisition)

P.I.D. No. 85.0503750

James W. Randall

Taking of permanent easement over 209 Territorial St. E, Watertown, MN, County State Aid Highway No. 10 (containing 547 Sq. Ft., more or less).

Taking of temporary easement over 209 Territorial St. E, Watertown, MN, County State Aid Highway No. 10 (containing 512 Sq. Ft., more or less).

(Acquisition)

P.I.D. No's. 85.0503650, 85.0503640 & 85.0503630

Watertown Apartments

Taking of temporary easements over 210 Territorial St. E, Watertown, MN, County State Aid Highway No. 10 (containing 3,861 Sq. Ft., more or less).

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Right of Entry Agreement for Southwest Reconnection Project (101 Bridge & 61/101 "Y" Construction)**

Primary Originating Division/Dept:

**Meeting**

Date:

**Item Type:**

Contact:  Title:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

The 101 river bridge and CSAH 61/101 "Y" intersection (aka "The Southwest Reconnection Project") is planned for construction in 2014. Public Works has negotiated a no cost right of entry agreement with Rain, Snow or Shine Golf, LLC, a Minnesota limited liability company for archaeological investigation purposes necessary for the project.

**ACTION REQUESTED:**

Approve the Right of Entry Agreement with Rain, Snow or Shine Golf, LLC. and authorize the Carver County Board Chairman to sign the document.

**FISCAL IMPACT:**

**FUNDING**

*If "Other", specify:*

County Dollars =

**FTE IMPACT:**

**Total**

**Related Financial/FTE Comments:**

*Office use only:*

RBA 2012- 2252

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**CSAH 11 Revocation and Designation**

Primary Originating Division/Dept:

**Meeting**

Date:

Contact:

Title:

**Item Type:**

Consent

Amount of Time Requested:  minutes

Presenter:

Title:

Attachments:  Yes  No

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

The County State Aid Highway (CSAH) 11 alignment was changed with the recent construction project between CSAH 61 and CSAH 10. The CSAH designation still follows Guernsey Avenue and CR 140, which this resolution addresses. The change of the CSAH designation requires a formal county board resolution so that Carver County can keep the excess mileage of 0.4 mile in the Carver County CSAH mileage bank to be used at a later date on a different county highway. The actual jurisdictional transfer to the township, of Guernsey Avenue, has already occurred. This resolution is a formality that MnDOT requires in order to change a CSAH designation. Carver County Public Works is exploring ways to use the CSAH banked mileage that will meet state aid standards.

**ACTION REQUESTED:**

Adopt a resolution revoking and designating a portion of County State Aid Highway 11.

**FISCAL IMPACT:**

If "Other", specify:

**FUNDING**

County Dollars =

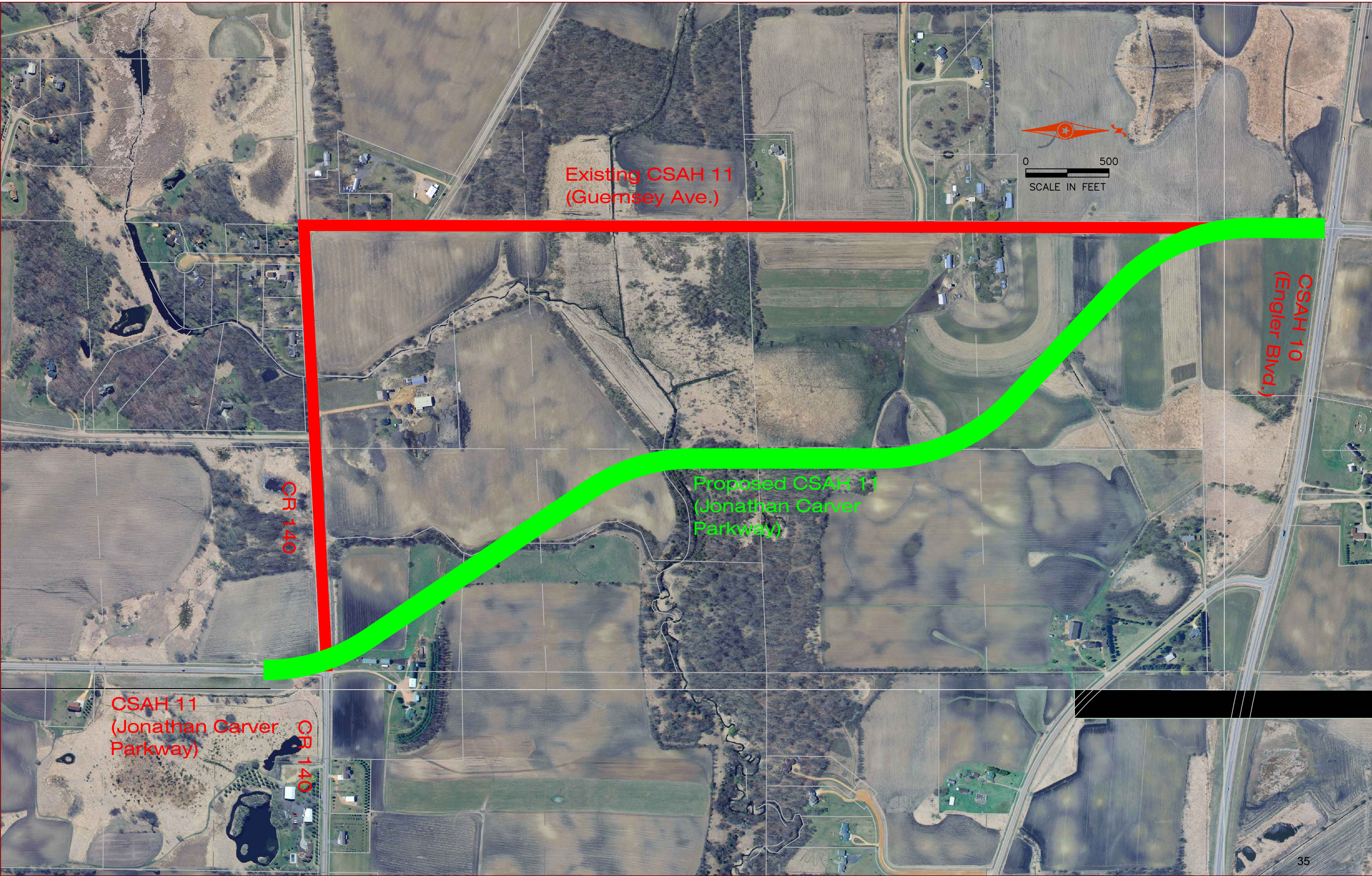
**FTE IMPACT:**

**Total**

**Related Financial/FTE Comments:**

*Office use only:*

RBA 2012- 2244



Existing CSAH 11  
(Guemsey Ave.)



CSAH 10  
(Engler Blvd.)

Proposed CSAH 11  
(Jonathan Carver  
Parkway)

CR 140

CSAH 11  
(Jonathan Carver  
Parkway)

CR 140

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

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

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

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

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

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WHEREAS, County State Aid Highway (CSAH) No. 11 is a duly established CSAH.

WHEREAS, a portion of the CSAH is no longer needed for CSAH purposes.

WHEREAS, the Commissioner of the Department of Transportation, through its State Aid Office, has authorized the construction plan (Plan) for the route revision of CSAH No. 11 and the revocation of CSAH status of the part no longer needed. A copy of the approved State Aid construction Plan (SP 010-611-006) is on file with Carver County Public Works.

WHEREAS, this route revision and revocation is outside of the corporate boundaries of a municipality and municipal consent is not required for said revocation.

WHEREAS, it is appropriate for the County to revise the route of part of the CSAH and to revoke the unused portion and to devote its limited resources to other areas.

WHEREAS, the County has authority under Minnesota Statute §162.02 and §163.11 to do this revision and revocation.

NOW THEREFORE BE IT RESOLVED that the following portions of CSAH No. 11 to-wit:

The present CSAH No. 11 route from the intersection with Jonathan Carver Parkway westerly 0.5 mile along the existing CSAH No. 11 to Guernsey Avenue.

The present CSAH No. 11 route from County Highway 140 northerly 1.2 miles along the existing CSAH No. 11 (Guernsey Avenue) to CSAH 10 (Engler Boulevard).

designation as a CSAH is hereby revoked.

BE IT FURTHER RESOLVED that the following portion, to-wit:

Proposed CSAH No. 11 as shown on said Plan from the existing intersection of CSAH No. 11 with County Highway 140, northwesterly to the existing intersection of CSAH No. 11 with CSAH No. 10 (Engler Boulevard)

is hereby designated as the new CSAH No. 11 route.

BE IT FURTHER RESOLVED that the following portion, to-wit:

The portion of vacated CSAH No. 11 from the intersection with Jonathan Carver Parkway westerly 0.5 mile along the vacated CSAH No. 11 to Guernsey Avenue

is hereby designated as County Highway No. 140 route.

YES

ABSENT

NO

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STATE OF MINNESOTA  
 COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the \_\_\_\_\_ day of \_\_\_\_\_, 2013, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

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Dave Hemze

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County Administrator

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Closed Session for CSAH 20/CSAH10 Right of Way Acquisition**

Primary Originating Division/Dept:

**Meeting**

Date:

**Item Type:**

Contact:  Title:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

The City of Watertown and the County constructed improvements on CSAH 20 and CSAH 10 in 2010 including a roundabout at the intersection of CSAH 10 and CSAH 20 and a reconstructed CSAH 20 from CSAH 10 to Paul Avenue. The City of Watertown was the lead agency and acquired the right of way for the project. The County shared in the cost of construction, engineering and right of way. There remains one outstanding right of way issue from the project that will be addressed in an upcoming mediation.

Staff will update the County Board on the issue.

**ACTION REQUESTED:**

Motion to enter into closed session according to Minnesota Statute Section 13D.05 in order to discuss confidential real estate information.

**FISCAL IMPACT:**

**FUNDING**

*If "Other", specify:*

County Dollars =

**FTE IMPACT:**

**Total**

**Related Financial/FTE Comments:**

*Office use only:*

RBA 2012- 2251