

# Carver County Board of Commissioners January 24, 2012 Regular Session County Board Room Carver County Government Center Human Services Building Chaska, Minnesota

**PAGE** 

9:00 a.m.	1.	a) CONVENE b) Pledge of allegiance c) Public comments (limited to five minutes) d) Introduction of New Employees
	2.	Agenda review and adoption
	3.	Approve minutes of January 17, 2012 Regular Session2-4
	4.	Community Announcements
9:00 a.m.	5.	CONSENT AGENDA
		Communities: Create and maintain safe, healthy and livable communities 5.1 PH&E-Resolution to approve contract between eight counties and Regina Media Center and appointment of medical examiner
9:00 a.m.	6.	CONNECTIONS: Develop strong public partnerships and connect people to services and information 6.1 Metropolitan Mosquito Control update
9:25 a.m.	7.	COMMUNITIES: Create and maintain safe, healthy and livable communities 7.1 Aquatic invasive species inspection at Lake Minnewashta Regional Park
9:50 a.m.	8.	CULTURE: Provide an organizational culture which fosters individual accountability to achieve goals 8.1 Closed Session – Collective bargaining strategy

10:50 a.m. ADJOURN REGULAR SESSION

10:50 a.m. **BOARD REPORTS** 

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

David Hemze County Administrator

### **UPCOMING MEETINGS**

January 31, 2012 February 7, 2012 No Meeting

9:00 a.m. Board Meeting

February 14, 2012 9:00 a.m. Board Work Session

4:00 p.m. Board Meeting 9:00 a.m. Board Meeting February 21, 2012 February 28, 2012



Agenda Item: Carver County Public Works - Introduction of New Employees							
Primary Originating Division/Dept: Public		Meeting Dat	e: 1/24/2012				
Contact: Bill Weckman	tact: Bill Weckman Title: Assistant County Engineer				Item Type: <u>Select</u>		
Amount of Time Requested: 15 min		Attachments	:: O Yes O No				
Presenter: Bill Weckman / Scott Smith	Title:			rttaciinents			
Strategic Initiative: Connections: Develop strong public part	nerships	and connect people	to services an	d informatior	<u>1.</u>		
BACKGROUND/JUSTIFICATION:							
Within the past nine months Public Works - Engineering has had four new employees start working with Carver County. Three of these employees have started in the last six weeks.  Anthony Krick was hired to fill a Senior Engineering Technician position and started employment on April 25, 2011.  Aaron Wiesen was hired to fill the Civil Engineer position and started employment on December 12, 2011.  Chad Braun was hired to fill a Senior Engineering Technician position and started employment on January 3, 2012.  Jeff Evens was hired to fill the Construction Coordinator position and started employment on January 9, 2012.  ACTION REQUESTED:							
Information only							
FISCAL IMPACT: Included in current budget  If "Other", specify:  County Dollars =							
FTE IMPACT: None Total \$0.							
Related Financial/FTE Comments:							
Office use only: BA 2011- 974							

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on January 17, 2012. Chair James Ische convened the session at 4:00 p.m.

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

Members absent: None.

The following amendments were made to the agenda:

8.1 Add: WENR Committee Applications: James Stenger, Adam Pawelk and Richard Buetow. Delete: Melvin Swanson application for CDA.

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

Workman moved, Maluchnik seconded, to approve the minutes of the January 3, 2012, Organizational Session. Motion carried unanimously.

Community announcements were made by the Board.

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

Resolution #5-12, Agreement between Carver County and the State of Minnesota.

Resolution #6-12, Cooperative Construction Agreement between Carver County and the State of Minnesota.

Authorized Social Services employee to travel out of state to the 28<sup>th</sup> National Symposium on child abuse in Huntsville, Alabama, from March 19 to March 22, 2012.

2012 police contracts with the cities of Carver, Cologne, Hamburg, Mayer, Norwood Young America, Victoria, Watertown and Laketown and Watertown Townships.

2012 police contract with the City of Waconia.

2012 police contract with the City of Chanhassen.

2012 police contract with the City of New Germany.

Approved premises permit application for the Waconia Lions Club.

Community Social Services' actions.

Approved payment of the following Commissioners' warrants:

**INSERT** 

Motion carried unanimously.

Degler moved, Maluchnik seconded, to open the public hearing on the Park ordinance revisions and amendments. Motion carried unanimously.

Martin Walsh, Parks, explained the ordinance was updated to address the operation of the Dakota Rail Trail and reflected changes in technology use. He clarified the proposed ordinance was compared to other agencies and had been reviewed by the Park Commission.

No public testimony was received.

Maluchnik moved, Degler seconded, to close the public hearing. Motion carried unanimously.

Maluchnik offered the following Resolution, seconded by Degler:

Resolution #07-12
Adopting Ordinance 72-2011
Amending Chapter 91, General Regulations, Amending and Adding to Sections 91.03 (Definitions), 91.05 (Conduct, Personal Behavior) 91.06 (Operation Requirements), 91.07 (Protection of Property, Structures and Resources), 91.08 (Recreational Activities) and 91.09 (Traffic Regulations)

On vote taken, all voted aye.

Gary Bork, Social Services, requested the Board approve a five year grant funded social worker position to operate a parent supported outreach program. He stated they have been awarded \$46,000 starting in 2012 and continuing through 2016. He indicated the grant would provide child abuse prevention services to families who are the subject of a screened out child protection report. Bork stated he would reduce his purchase of services budget to allow them to hire a full time person. He noted the requirement to provide services to 46 families. Dan Koziolek, Social Services, clarified their agency receives 700 reports each year, that they assess 275 and he didn't see an issue in getting families that meet the grant's criteria.

Degler moved, Lynch seconded, to accept the Parent Supported Outreach Program Grant, to approve a five year grant funded 1.0 FTE social worker II position to provide parent support outreach services and related budget amendment. Motion carried unanimously.

Bork requested the transfer of a .2 FTE from a 1.0 FTE social worker position to a .5 FTE social worker position in child protection. He stated the 1.0 FTE social worker requested a reduction and the .5 FTE was willing to work the additional time in the same unit. Bork stated there would be no additional cost.

Lynch moved, Maluchnik seconded, to reduce a 1.0 FTE social worker II to a .8 social worker II and to increase a .5 FTE social worker II to a .7 FTE social worker II. Motion carried unanimously.

David Hemze, County Administrator, requested the Board approve a private sector appointment to the Greater MSP Partner Advisory Council. The Board acknowledged they had received applications from five excellent candidates.

Maluchnik moved, Degler seconded, to appoint Jon R. Holt to serve as the County's private sector appointment on the Greater MSP Partner Advisory Council. Motion carried unanimously.

The Board considered appointments to various advisory committees.

Ische moved, Degler seconded, to appoint LaVonne Kroells to the Community Development Agency. Motion carried unanimously.

Degler moved, Lynch seconded, to appoint Rick Carlson to the Extension Committee. Motion carried unanimously.

Lynch moved, Degler seconded, to appoint James Stenger to the Water, Environment and Natural Resource Committee. Motion carried unanimously.

Ische moved, Degler seconded, to appoint Richard Buetow as the township official representative on the Water, Environment and Natural Resources Committee.

Bill Weckman, Public Works, requested the Board adopt a Resolution for right of way acquisition for CSAH 11 from CSAH 61 to CSAH 10. He explained they are at a point where design is complete and they have identified additional right of way that is needed. He indicated appraisals have been completed and the request is to accept the appraiser's report and to initiate right of way negotiations with 13 property owners. Weckman stated they hoped to begin construction in May and have the project substantially completed in 2012.

Workman clarified he had family living in the area and would be abstaining on the vote.

Maluchnik offered the following Resolution, seconded by Degler:

Resolution #08-12 Right of Way Acquisition CSAH 10 – Project 10-610-06

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

Maluchnik moved, Lynch seconded, to go into closed session at 4:35 p.m. pursuant to Minnesota Statutes 13D.05, sub. 3(d) to discuss issues related to security systems. Motion carried unanimously.

The Board adjourned the closed and Regular Session at 5:40 p.m.

David Hemze County Administrator



Agenda Item: PH&E - Resolution to Approve Contract between 8 Counties & Regina Medical Center and Appointment of Medical Examiner						
Primary Originating Division/Dept:		& Environment - Em	ergency	Meeting Dat	e: 1/24/2012	
Contact: Ken Carlson	Title	:		Item Type:	<u>Consent</u>	
Amount of Time Requested:  Presenter:	minutes Title:			Attachments	s: • Yes • No	
Strategic Initiative: Communities: Create and maintain	n safe, healthy	, and livable commur	<u>nities</u>			
BACKGROUND/JUSTIFICATION:  A Joint Powers Agreement (JPA) exists between Carver, Chisago, Dakota, Fillmore, Freeborn, Goodhue, Houston and Scott counties for procurement of morgue and medical examiner services.  Dakota County is administering an agreement with Regina Medical Center for the morgue and medical examiner services, on behalf of the eight counties party to the existing JPA.  The attached Board Resolution is for approval of Regina Medical Center to provide morgue facilities and medical examiner support services for Carver County in 2012. The Resolution also requests the Board to authorize the execution of the re-appointment of Lindsey C. Thomas, M.D. as the Medical Examiner for Carver County for 2012.  ACTION REQUESTED:  Approval of the attached Resolution authorizing the Chair of the Dakota County Board of Commissioners to execute the						
contract with Regina Medical Center to provide medical examiner services to Carver County in 2012 and the appointment of Dr. Lindsey Thomas as the Medical Examiner for Carver County in 2012.						
FISCAL IMPACT: Included in curre If "Other", specify:	nt budget		<b>FUNDING</b> County Dollar	rs =	\$142,523.00	
			,		, = 1- <b>,</b> = = 100	
FTE IMPACT: None			Total		\$142,523.00	
Related Financial/FTE Comments:						
Funds are available in the 2012 Co	roner Services	budget, line item #0	1-222-000-000	00-6260 to co	over these expenses.	
Office use only:						

RBA 2011- 919



# BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

COUNTY							
Date:		Resolution No.:					
Motion by Commissioner:		Seconded by Commissioner:					
County, Goodhue County, Ho Minnesota Statutes Chapter 39	ouston County, and Scott 90 to provide and equip a	y, Dakota County, Fillmore County, Freeborn County have statutory obligations pursuant to public morgue and to allow the reasonable and urred for their official business; and					
Medical Examiner appointed of 390.111 to provide the reason	WHEREAS, the Counties desire that a morgue be provided and equipped for use by the dedical Examiner appointed or elected in each of them and the Counties are obligated by Minn. Stat. § 90.111 to provide the reasonable and necessary expenses of the Medical Examiner or deputy medical examiners incurred for their official business; and						
WHEREAS, the Coumorgue and medical examiner		Powers Agreement #10-443 for procurement of					
	o jointly purchase morgue	he most efficient and cost-effective means to meet services and medical examiner support services					
WHEREAS, Regina morgue and providing medical		o and is capable of providing and equipping a to the Counties.					
authorizes the Chair of the Da Medical Center for the term of	akota County Board of Co January 1, 2012 through , Freeborn, Goodhue, Hou	nat the County Board of Commissioners hereby ommissioners to execute a contract with Regina December 31, 2012, on behalf of Dakota County iston, and Scott Counties, subject to approval of					
	ts Lindsey C. Thomas, M.I	<b>RESOLVED,</b> that the County Board of D. as Medical Examiner for Carver County for the					
YES	ABSENT	NO					
		<del></del>					
STATE OF MINNESOTA COUNTY OF CARVER							
Minnesota, do hereby certify the minutes of the proceedings of the	hat I have compared the the Board of County Commi	nty Administrator of the County of Carver, State of foregoing copy of this resolution with the original ssioners, Carver County, Minnesota, at its session ninistration office, and have found the same to be a					
Dated this day of	, 2011						
		County Administrator					



Agenda Item: Grant Agreement to Construct 2.6 miles of Trail at Lake Minnewashta Regional Park & TH 41						
Primary Originating Division/Dept: Public	Works - Parks	Meeting Date: 1/24/2012				
Contact: Marty Walsh	Title: Parks Director	Item Type: <u>Consent</u>				
Amount of Time Requested: minu	tes	Attachments:				
Presenter:	Title: Parks Director	Attachments: Ves Vo				
Strategic Initiative:						
Communities: Create and maintain safe, h	ealthy, and livable communities					

### BACKGROUND/JUSTIFICATION:

In 2012, Carver County will construct 2.6 miles of trail in Lake Minnewashta Regional Park and along TH 41 including a grade separated crossing under TH 41. Sub Grant Agreement # 2011-118 provides \$208,000 in Metropolitan Council Parks and Trails funds towards the project.

In 2007, Carver County was awarded \$1,090,000 in Federal Transportation Enhancement Funds to construct 2.6 miles of trail and trail underpass at TH 41 into Lake Minnewashta Regional Park. On July 27, 2010 the County Board approved a memorandum of understanding with the City of Chanhassen which outlined management of the project, cost participation and ongoing operations, ownership, and cost participation for future rehabilitation of the trail after it is constructed. The City of Chanhassen at its October 10, 2011 council meeting approved a Joint Powers Agreement which is consistent with the July 27, 2010 Memorandum of Understanding. The Joint Powers Agreement further defines the cost participation by the County and City. Carver County approved the Joint Powers Agreement on November 1, 2011. The estimated project cost including design, engineering and inspection services is approximately \$2.1 Million. The local match by the City of Chanhassen is projected to be \$624,254. Carver County's portion is \$426,390. The County's share for construction and design and engineering is planned to come from Metropolitan Council Parks and Trails funds and Metropolitan Council Capital Improvement Bonds from the 2011 Legislative session.

### **ACTION REQUESTED:**

Approve Sub Grant Agreement # 2011-118 with the Metropolitan Council and authorize the Board Chair to sign the agreement.

FISCAL IMPACT: Included in current budget	FUNDING	
If "Other", specify:	County Dollars =	\$0.00
	Met. Council P&T Funds	\$218,390.00
FTE IMPACT: None	Met Council Bonds	\$208,000.00
	Federal	\$1,090,000.00
	City of Chanhassen	\$624,254.00
	Total	\$2,140,644.00
Related Financial/FTE Comments:		

Office use only: RBA 2011- 948



Agenda Item:							
New Tobacco License							
Primary Originating Division/Dept:	<u>rvices</u>	Meeting Date:	: 1/24/2012				
Contact: Kim Kieser	Title: Tax Clerk		Item Type: <u>Co</u>	<u>onsent</u>			
Amount of Time Requested:	minutes		Attachments:	○ Yes ● No			
Presenter:	Title:		Attachments:	Yes Wino			
Strategic Initiative:							
Connections: Develop strong public	partnerships and connect peop	e to services an	<u>d information.</u>				
BACKGROUND/JUSTIFICATION:							
Ordinance. The owner is requestin products. There are no delinquent Ownership / Business Information: Tobacco License #10-635	Jamen, LLC, dba Schmidty's New Germany 17535 Highway 7						
ACTION REQUESTED:							
Approval of Tobacco License for Jai	men, LLC dba Schmidty's New Ge	rmany.					
FISCAL IMPACT: None		FUNDING					
If "Other", specify:		County Dollar	rs =				
FTE IMPACT: None		Total		\$0.00			
Deleted Financial/FTF Comments							
Related Financial/FTE Comments:  This Tobacco License will be in effect from 01/24/12 through 06/30/12. The Tobacco License fee of \$150.00 has been prorated to \$75.00 to reflect the six month time frame in which this license will be in effect.							
Office use only: BA 2011- 972							



Agenda Item: Amendment and renewal of Metropolitan Emergency Services Board Joint Powers Agreement						
Primary Originating Division/Dept: Administration (County)					te: 1/24/2012	
Contact: Dave Hemze	Title:	County Administra	tor	Item Type:	Consent	
Amount of Time Requested: mir	utes			Attachments	s: O Yes O No	
Presenter:	Title:			Attachments	s: Ves Vivo	
Strategic Initiative:						
Connections: Develop strong public part	nerships	and connect people	to services and	<u>d informatio</u>	<u>n.</u>	
BACKGROUND/JUSTIFICATION:						
administers a regional 911 system, eme MESB members include Anoka, Carver, Minneapolis.  The current agreement is amended to in the MESB Board assumes all liability for	The current agreement is amended to include Isanti County and includes an indemnification section that provides that the MESB Board assumes all liability for its actions.  The County's 2012 assessment, included in the adopted budget, is \$33,479 and is based on a formula contained in the					
ACTION REQUESTED:						
Approve amendment and renewal of M	etropolita	an Emergency Service	es Board joint	powers agre	ement.	
FISCAL IMPACT: Included in current but	<u>dget</u>		FUNDING			
If "Other", specify:			County Dollar	·s =	\$33,479.00	
FTE IMPACT: None Total					\$33,479.00	
Related Financial/FTE Comments:						
Office use only:						

RBA 2011- 976

RBA 2011- 940



Agenda Item:	Agenda Item:						
Metropolitan Mosquito Control Update							
Primary Originating Division/Dept: Adm	Meeting Dat	e: 1/24/2012					
Contact: Dave Hemze	Title: County	Administrator	Item Type: <u>I</u>	Regular Session			
Amount of Time Requested: 20 mir	nutes		Attachments	:: ○ Yes <b>⊙</b> No			
Presenter:	Title:		Attachments	s. Vies Vivo			
Strategic Initiative:			•				
Connections: Develop strong public par	nerships and conne	ect people to services a	ınd informatior	<u>ı.</u>			
BACKGROUND/JUSTIFICATION:							
Jim Stark, Metropolitan Mosquito Conti	ol District Evecutive	Director has request	ed time hefore	the Board for a program			
overview, including technological advar		•		the board for a program			
, , , , , , , , , , , , , , , , , , , ,	,						
ACTION REQUESTED:							
Information only.							
FISCAL IMPACT: Included in current bu	<u>dget</u>	FUNDING					
If "Other", specify:		County Doll	ars =				
		County Don	urs .				
				\$0.00			
FTE IMPACT: None Total							
Deleted Singuis I/STS Commonts							
Related Financial/FTE Comments:							
Office use only							



Agenda Item: Aquatic Invasive Species Inspection at Lake Minnewashta Regional Park						
Primary Originating Division/Dept: Public V	Works - Parks	Meeting Date: 1/24/2012				
Contact: Marty Walsh	Title: Parks Director	Item Type: Regular Session				
Amount of Time Requested: 30 minut	tes	Attachments: © Yes • No				
Presenter: Marty Walsh	Title:	Attachments: Yes Wino				
Strategic Initiative:						
Communities: Create and maintain safe, h	ealthy, and livable communities					

### BACKGROUND/JUSTIFICATION:

At the January 10, 2012 County Board Workshop Session Staff presented details of a proposed 2012 Aquatic Invasive Species (AIS) inspection program at Lake Minnewashta Regional Park.

The outlined AIS program would begin May 15, 2012 and run for 89 consecutive days ending September 19, 2012. Boaters entering Lake Minnewashta through the regional park would be inspected for AIS at Boat Access #1. Hours of inspection operation would be from 5:00 a.m. to 8:00 p.m.

Labor and material costs are estimated at \$31,000.

The Minnehaha Creek Watershed District has offered to participate at 50% of the cost of the program.

Training for AIS inspectors and law enforcement is to be provided by the DNR at no cost.

### **ACTION REQUESTED:**

It is requested that the Board authorize the AIS inspection program at Lake Minnewashta Regional Park, allocate \$15,500 from the County's Year End Savings Account for the program and direct staff to develop a contract with Minnehaha Creek Watershed district for financial participation in the program.

FISCAL IMPACT: Other	FUNDING			
If "Other", specify:	County Dollars =	\$15,500.00		
	Minnehaha Creek Wat	\$15,500.00		
FTE IMPACT: Increase budgeted staff	Total	\$31,000.00		

### Related Financial/FTE Comments:

Comments related to fiscal/FTE impact or funding

Funding for the inspections at Lake Minnewashta Regional Park was not requested as a part of the 2012 Parks Budget Request. It is recommended that funding be provided through the Year End Saving Account of the County.

Office use only: RBA 2011- 973



Agenda Item:	Augham.							
Closed Session - Collective Bargaining Strategy								
Primary Originating Division/Dept: Empl		Meeting Dat	e: 1/24/2012					
Contact: Doris Krogman	ontact: Doris Krogman Title: Employee Relations Division							
Amount of Time Requested: 40 mir Presenter: Doris Krogman	nutes Title: Employee Relations I	Division D	Attachments	s: O Yes O No				
Strategic Initiative:	Strategic Initiative: Culture: Provide an organizational culture which fosters individual accountability to achieve goals and sustain public trust							
BACKGROUND/JUSTIFICATION:								
Employee Relations is in negotiations for 2012 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.  Employee Relations has reached a tentative agreement (TA) with three (3) units and is recommending Board approval of the TAs; but there is a need to clarify whether the TA reached is within the current strategic direction for 2012 negotiations.  The requested action is to enter into a closed session to discuss the strategy for labor negotiations.								
ACTION REQUESTED:  Motion to enter into closed session for	discussion of Labor Negotiation	as stratogy as	allowed by s	tatuto				
Upon completion of closed session, mot	_		anowed by 3	statute.				
FISCAL IMPACT: Other		FUNDING						
If "Other", specify:		County Dolla	rs =					
FTE IMPACT: None	•	Total		\$0.00				
Related Financial/FTE Comments:								
Specific financial implications will be adon a subsequent agenda.	dressed in the closed session, a	and if approv	ed, will be inc	cluded on a consent item				
Office use only: RBA 2011- 959								