

### Carver County Board of Commissioners October 19, 2021 Regular Session

The County Board Room is open to the public. However, Board Room audience capacity is limited to twelve (12) due to COVID-19 concerns.

Individuals who are not able to attend in person and wish to provide public comments can do so by email at <a href="mailto:admin-contact@co.carver.mn.us">admin-contact@co.carver.mn.us</a> or by leaving a voicemail at (952) 361-1516. Public comments received in writing such as those received by e-mail will be summarized during the meeting and posted on the County website at

https://www.co.carver.mn.us/government/county-board-ofcommissioners/county-board-meetings-and-agendas following the meeting. Voicemail public comments will be played during the meeting. If you would like to join the Regular Session videoconference please send an e-mail, no later than noon on the Monday prior to the scheduled meeting date, to Carver County Administration at <a href="mailto:admin-contact@co.carver.mn.us">admin-contact@co.carver.mn.us</a> to receive a WebEx invitation.

Public comments that relate to an item on the agenda will be heard when that agenda item is discussed. Please limit your public comments to five minutes or less.

The Regular Session portion of the meeting will be webcast live at: https://www.youtube.com/user/CarverCountyMN/live

9:00 a.m.	1.	<ul> <li>a) CONVENE</li> <li>b) Pledge of allegiance</li> <li>c) Public comments submitted via email/voice mail</li> </ul>				
	2.	Agenda review and adoption				
	3.	Approve minutes of October 5, 2021 Regular Session1-3				
	4.	Community Announcements				
9:20 a.m.	5.	CONSENT AGENDA				
		Communities: Create and maintain safe, healthy, and livable communities 5.1 OJP Coronavirus Emergency Response Grant 2021 (Amendment) 4 5.2 Resolution Authorizing Execution of Agreement TZD Toward Zero Deaths Grant				

		and information  5.3 Approve continuation of PT Community Service Officer hour increase 7  5.4 Encore Donations: Q3 2021
		Customer service: Continue the County's delivery of high value, timely service and support 5.6 Land Records Specialist Senior
		Culture: Provide organizational culture fostering accountability to achieve goals and sustain trust/confidence in County government  5.7 Resolution Updating 2021 Non-Bargaining Compensation
		Growth: Manage the challenges and opportunities resulting from growth and development  5.10 Initial Offers for Right of Way Acquisition for the Jonathan Carver Parkway Project - Phase 1
		Finances: Improve the County's financial health and economic profile 5.12 Review/Social/Commissioners' Warrants
9:20 a.m.	6.	COMMUNITIES: Create and maintain safe, healthy, and livable communities 6.1 Medical Reserve Corps Volunteer Appreciation Day
9:50 a.m.	7.	CONNECTIONS: Develop strong public partnerships and connect people to services and information 7.1 FirstNet Wireless Communication Provider
10:05 a.m.	8.	County Administrator Report
10:15 a.m.		ADJOURN REGULAR SESSION
		WORK SESSION
10:15 a.m.	A.	CONNECTIONS: Develop strong public partnerships and connect people to services and information  1. Advisory Committee Youth Appointments
		1. Roadway Dedications

### **UPCOMING MEETINGS**

October 19, 2021	11:30 a.m. Arboretum & Hwy 5 Regional Trail Ribbon Cutting (tentative-Oct 26 <sup>th</sup> rain date)
October 21, 2021	Lifetime Fitness Campus Near 5 and 41 1:55 p.m. House Committee Bonding Tour Stop Meet at Intersection of 82 <sup>nd</sup> St and McKnight Road
October 26, 2021	7:30 a.m. Carver County Leaders Meeting
October 26, 2021	9:00 a.m. Work Session
November 2, 2021	9:00 a.m. Board Meeting
November 9,2021	No Meeting
November 16, 2021	9:00 a.m. Board Meeting
November 23, 2021	9:00 a.m. Work Session

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on October 5, 2021. Chair Tim Lynch convened the session at 9:02 a.m.

Members present: Tim Lynch, Chair, Gayle Degler, Vice Chair, John P. Fahey, Matt Udermann and Tom Workman.

Members absent: None.

Under public comments, John Michel, 15650 Green Meadow Circle, Carver, raised issues with a neighbor's CUP and believed the property owner was not following the rules. He pointed out drainage issues, the number of semi-trailers on site, hours of operation and noise. He stated he had documentation and would be submitting that to the County Administrator.

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

Degler moved, Fahey seconded, to approve the minutes of the September 21, 2021, Regular Session. Motion carried unanimously.

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

Resolution #86-21, Authorizing Settlement of Compensation to Owners for Acquisition of Real Property Interests Needed for Highway 24 Project.

Family Homeless Prevention and Assistance Program agreement with CAP Agency for 2021-2023 biennium.

Family Homeless Prevention and Assistance Program agreement with the Greater Twin Cities United Way for the 2021-2023 biennium.

Family Homeless Prevention and Assistance Program agreement with His House Foundation for the 2021-2023 biennium.

Authorized the Chair to enter into an agreement acquiring hazardous materials management services by the vendors contained within the State of Minnesota Cooperative Purchasing Venture program and contract H-69(5).

Contract with Braun Intertec Corporation pending finalization of the contract review process.

Approved Amendment No. 1 to the professional services agreement with SRF Consulting Group for construction administration services on the Highway 5 Regional Trail Project pending the contract review process.

Contract with Marnita's Table, Inc., pending approval of Attorney and Risk.

Approved the 2022 benefits for non-bargaining employees as outlined including 2022 monthly cafeteria contribution amounts for full-time benefit eligible non-bargaining employees based on the

employee's election of health insurance with \$855.48 for single, \$1,393.20 for employee + spouse, \$1,048.70 for employee + child(ren), \$1,772.79 for family, and \$150.00 for waiver; maintaining the \$250.00 per month toward the cost of single health insurance for employees budgeted at least half-time but less than 0.8 FTE; and providing HRA/VEBA contributions in the amounts of \$750/\$1,500 and contributions for those electing the HSA High Deductible Health Plan option in the amounts of \$1,100/\$2,000 as outlined.

Set health insurance contributions for eligible retirees as follows, not to exceed the coverage tier level provided at the time of separation: Retirees selecting family coverage would receive \$1,772.79 per month toward their medical insurance premium, employee + spouse would receive \$1,393.20, employee + children would receive \$1,048.70, and those electing single coverage would receive the lesser of the single premium amount or \$855.48 per month

Adopted Findings of Fact and issue Order #PZ20210052 for the issuance of a Conditional Use Permit, Heidi Dalbec, Watertown Township.

Reviewed September 28, 2021, Community Social Services' actions/Commissioners' warrants in the amount of \$298,907.09 and reviewed October 5, 2021, Community Social Services' actions/Commissioners' warrants in the amount of \$337,302.34.

Motion carried unanimously.

Lyndon Robjent, Public Works, requested the Board authorize the Chair to sign a comment letter on Metropolitan Council's 2022 Regional Solicitation process. He explained every two years the Met Council does regional solicitation for federal funding for transportation projects in the Twin Cities. He indicated the scoring process is complex and it was important to keep track of changes and scoring criteria.

Angie Stenson, Sr. Transportation Planner, explained the regional solicitation is a funding process administered by the Met Council for federal transportation funding for local projects. She stated the documents under review right now are used to solicit, score and rank projects. She noted \$180 million was available for the seven-county metro area for 2026-2027. She indicated projects were eligible in the areas of roadways, transit and bicycle/pedestrian. Stenson recapped the projects submitted in 2020 and the grants awarded.

She reviewed proposed policy positions related to the modal funding split, multiuse trails funding, and highway safety funding. She noted the decreased funding for roads and bridges and the need to restore funding. She stated multiuse trails funding was a popular category and the maximum award limits the number of projects that are funded. Stenson indicated approximately 22 million was available for locally led safety projects. She pointed out 18 projects from cities and counties went unfunded and stressed the need to prioritize local agency led safety projects to receive this funding ahead of MnDOT led projects.

Stenson highlighted technical revision requests. She stated the Met Council staff and committees would consider public comments and make recommendations to the TAB Board. She indicated after the document is approved, they would begin efforts on funding applications in early 2022.

Udermann moved, Fahey seconded, to approve a letter of comments regarding the Metropolitan Council's 2022 regional solicitation and authorized the Chair to sign the letter. Motion carried unanimously.

Dave Hemze, County Administrator, requested the Board nominate a Board member for the Greater MSP Board of Directors. He explained this was a private nonprofit group with a mission of regional development. He noted the County was the only County excluded on the Board of Directors and the MSP Director has agreed to consider a nomination from Carver County. He indicated the CDA has been paying the dues and have been participating in their meetings.

Workman moved, Fahey seconded, to nominate Commissioner Udermann for Greater MSP Board of Director member consideration. Motion carried unanimously.

Workman moved, Degler seconded, to adjourn the Regular Session at 10:02 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.)



Agenda Item:							
OJP Coronavirus Emergency Response Gr	ant 2021 (Amendment)						
Primary Originating Division/Dept: Sheriff		<u> </u>	Meeting Date:	10/19/2021			
Filliary Originating Division/ Dept.							
Contact: Kelly Miller	Title: EM Specialist		Item Type: Consent	V			
Amount of Time Requested: minu minu Presenter:	tes Title:		Attachments:	○ Yes ● No			
Strategic Initiative:	Title.						
Communities: Create and maintain safe, healthy,	, and livable communities			V			
BACKGROUND/JUSTIFICATION:							
***This is an amendment to the grant due	to an extention of the deadli	ne from 12/31/	'21 to 12/31/22*	***			
The Minnesota Office of Justice Programs is the administering agency for these coronavirus response funds awarded to the Federal Bureau of Justice Assistance (BJA) through the federal CARES Act for these Coronavirus Emergency Supplemental Funding grants. CESF provides funding to prevent, prepare for, and respond to coronavirus to agencies operating across the criminal justice system.  Effective communication is key during a pandemic. It allows leaders and public safety agencies to stay connected with staff and provide key public safety messages to our communities. The Sheriff's Office conference spaces and remote offices currently lack full video/audio capability to remotely communicate with employees, as well as with our communities when it is not possible to congregate in social gathering places.							
<b>ACTION REQUESTED:</b> Motion to authorize the County Board Cha	air and the County Administra	tor to sign and a	accept the amer	nded Grant Agreement			
for the Office of Justice Programs (OJP) Gr							
Risk Management.			,	.,			
0							
FISCAL IMPACT: None	<u> </u>	FUNDING					
If "Other", specify:		County Dollars	s =	\$25,000.00			
FTE IMPACT: None	$\checkmark$	Total		\$25,000.00			
		Insert addit	ional funding so	urce			
Related Financial/FTE Comments:							

Office use only:

RBA 2021 - 7894



Agenda Item:						
Resolution Authorizing Execution of Agreement TZD Toward Zero Deaths Grant						
Primary Originating Division/Dept: Sheriff - Patrol Services	Meeting D					
Contact: George Pufahl Title: Lieutena	nt Consent	:				
Amount of Time Requested: minutes  Presenter: Title:	Attachmer	nts: O Yes O No				
Strategic Initiative:  Communities: Create and maintain safe, healthy, and livable commun	ities	$\overline{ullet}$				
BACKGROUND/JUSTIFICATION:						
Resolution Authorizing Execution of Agreement with the Minnesota Department of Public Safety for the Towards Zero Death (TZD) grant awarded to the Carver County Sheriff's Office starting October 1, 2021 through September 30, 2022. These funds are for traffic safety education and enforcement and have been previously approved by the board.  ACTION REQUESTED:  Resolution Authorizing Execution of Agreement TZD Toward Zero Deaths Grant 2022						
FISCAL IMPACT: Included in current budget	FUNDING					
If "Other", specify: Grant	County Dollars =	\$0.00				
None	Grant	\$16,125.00				
FTE IMPACT: None	Total	\$16,125.00				
☐ Insert additional funding source  Related Financial/FTE Comments:						
02-201-236-1605-5363 Safe and Sober Grant						
Office use only:						
RBA 2021 - 7921						



# BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date:	<u></u>	Resolution No.:			
Motion by Commissioner:	Seconded by C	Commissioner:			
RESOLUTION AL	JTHORIZING EXECUTION OF	AGREEMENT			
the Minnesota Department of	County Sheriff's Office enter in Public Safety, Office of Traffic Suring the period from October	Safety for the project			
amendments as are necessar	nereby authorized to execute so y to implement the project on b fiscal agent and administer the	ehalf of the Carver County			
YES	ABSENT	NO			
do hereby certify that I have compared the free Board of County Commissioners, County Commissioners, County Commissioners, County Commissioners, County Coun	and qualified County Administrator of the ne foregoing copy of this resolution with th Carver County, Minnesota, at its session he and have found the same to be a true and o	ne original minutes of the proceedings eld on the 19 <sup>th</sup> day of October, 2021,			
	(	County Administrator			

RBA 2021 - 7927



Agenda Item: Approve continuation of PT Community S	Service Officer hour increase						
Approve continuation of a community service officer flour increase							
Primary Originating Division/Dept: Sheriff	- Patrol Services	~	Meeting Date:	10/19/2021			
Contact: Michael Wollin	Title: Commander		Item Type:				
Contact: Wichael Wollin	Title: Communaci		Consent	<u> </u>			
Amount of Time Requested: minu	tes		Attachments:	○ Yes ● No			
Presenter:	Title:		, 100000111101101				
Strategic Initiative:							
Connections: Develop strong public partnerships	and connect people to services and	d information			<u> </u>		
BACKGROUND/JUSTIFICATION:							
The Carver County Sheriff's Office was app	proved to temporarily increase	two part-time	Community Ser	vice Officers to 0.70	) FTE		
for approximately 6 months to allow the S	•	-	-				
resignation of the previous full-time Comr		_		•			
time Community Service Officer to full-time	•			-	·v		
Service Officer and one part-time Commu			-		'1		
positions created by previous resignations	•	•		•	ual		
CSO coverage to contracting cities. The co				•			
intitial approval remains necessary due to		-	-	-			
part-time benfits eligible. The temporary	_			-			
	FIL IIICIEase will be offset by	a corresponding	g temporary dec	rease in FTE 101 on	e Oi		
the existing approved CSO vacancies.							
ACTION REQUESTED:							
Approve a continuation in the temporary	increase of a 0.40 CSO to 0.70	CSO to work up	o to 28 hours pe	r week. The tempo	rary		
FTE increase will be offset by a correspond	ding temporary decrease in FT	E for one of the	e existing approv	ved CSO vacancies.			
FISCAL IMPACT: Included in current budg	get	FUNDING					
		County Dollars	. =				
If "Other", specify:		County Donars					
FTE IMPACT: Other staffing change (grade, c	lassification, hours, etc.)						
TIE IVII ACT.		Total		\$0.0	00		
☐ Insert additional funding source							
Related Financial/FTE Comments:							
Increase cost funded by Sheriff's Office Cit	y policing contract revenue.						
Office use only:							



Agenda Item: Encore Donations: Q3 2021						
Primary Originating Division/Dept: Health	& Human Services	V	Meeting Date:	10/19/2021		
Contact: Jill Willems	Title: HHS-HCBC Superv	isor	Item Type: Consent	~		
Amount of Time Requested: minu Presenter:	tes Title:		Attachments:	○ Yes ● No		
Strategic Initiative:  Connections: Develop strong public partnerships	s and connect people to services	and information			V	
BACKGROUND/JUSTIFICATION:  Quarter 3 2021 (July - September), Encore: Carver County Adult Day Services received 2 donations, for a total of \$82.65. These funds will be used for program enhancement as we work to rebuild our census.  ACTION REQUESTED:  Motion to approve receipt of monetary donations.						
If "Other", specify:	<b>V</b>	FUNDING County Dollars	=			
TE IMPACT: None Total \$0.00  Insert additional funding source						
Related Financial/FTE Comments:						
Office use only:						



Agenda Item:						
New Tobacco License						
Primary Originating Division/Dep	t: Property & Financial Servic	es [	Meet	ing Date:	10/19/2021	
Contact: Heather Perkins	Title: Elections	& Licensing Specialist	Item Cons	- · ·	V	
Amount of Time Requested:  Presenter:	minutes Title:		Attac	hments:	○ Yes ● No	
Strategic Initiative: Connections: Develop strong public particles	artnerships and connect people	to services and informatio	on			V
BACKGROUND/JUSTIFICATION:  One Stop Station Two Chanhassen LLC applied for a Tobacco License for the store in Chanhassen MN. This is new owners to an existing location that had sold tobacco in the past. The address of the location is 7755 Century Blvd. Chanhassen. They are in compliance with the Carver County Tobacco Ordinance. The owners are requesting Carver County Board of Commissioners approval to sell tobacco products.  ACTION REQUESTED:  Approval of the County Board to issue a tobacco license for One Stop Station Two Chanhassen LLC.						
FISCAL IMPACT: None  If "Other", specify:	~	FUNDING County D		F		
Total \$0.00    Insert additional funding source						
Office use only:						
RBA 2021- 7931						



Agenda Item:						
Land Records Specialist Senior						
Primary Originating Division/Dept: Pri	Records	Meeting Date	e: 10/19/20	021		
Contact: Kathleen Smith	Kathleen Smith Title: Land Records Manager					
Amount of Time Requested:	minutes			A + +   + + +	. Ov	<b>⊘</b> N-
Presenter:	Title:			Attachments	: OYes	● No
Strategic Initiative:						
Customer Service: Continue the County's de	elivery of high v	alue, timely service and su	<u>upport</u>			
BACKGROUND/JUSTIFICATION:						
as Carver County's tax base continues to grow. In response to the increase in volume, the County Board has approved additional short-term temporary positions, a part-time Land Records Specialist and the Department's staff have been working significant amounts of overtime. The County Administrator's Recommended 2022 Budget includes a request for a full-time Land Records Specialist Senior funded by non-levy funds: increased land record recording fees, reassigning statutory Technology Fees related to Land Records software being moved to the Cloud, and overtime costs reduced in 2022. The Land Records software move to the Cloud project has been completed which allows for a permanent redirection of statutory Technology Fees. Thus, the Land Records management team is requesting the full-time Land Records Specialist Senior be approved now in 2021 rather than waiting for the 2022 Budget to be approved.  ACTION REQUESTED:  Approve adding a 1.0 FTE Land Records Specialist Senior position in 2021.						
FISCAL IMPACT: Budget amendment If "Other", specify:	request forn	<u>n</u>	FUNDING			
y concerpopation,			County Dollars	=		410 717 00
			2021 funding			\$13,747.00
FTE IMPACT: Increase budgeted staff			2022 funding			\$79,427.00
			Гotal		\$93,174.00	
Related Financial/FTE Comments:						
Increased recording fees, redirecting statutory Technology Fees, and 2022 overtime reductions will be used to fund the requested 1.0 FTE Land Records Specialist Senior position with no levy fundeds needed and the request for a Land Records Specialist Senior in the 2022 Budget will be removed. The cost for 2021 is estimated at \$13,747 and the full year cost starting in 2022 is \$79,427. No additional levy dollars will be needed for this FTE change.						
Summary of FTEs (does not include T	emporary/ST	OC positions):				
2021 Budget Board approved FTEs - 1	1/1/21:	729	9.84			
Non-levy funded Board Aproved net FTE changes so far in 2021: 9.00						
Oct 19th RBA non-levy funded net F	ΓE changes:	:	1.00			
2021 Total FTE - 10/19/21		73	9.84			

### **Budget Amendment Request Form**



To be filled out AFTER RBA submittal	
Agenda Item: Land Records Specialist Senior	_
Department:	Meeting Date: 10/19/2021
	Fund:  V 01 - General V 02 - Reserve D 03 - Public Works
Requested By: Kathleen Smith	☐ 11 - CSS ☐ 15 - CCRRA ☐ 30 - Building CIP ☐ 32 - Road/Bridge CIP ☐ 34 - Parks & Trails

DEBIT							
Description of Accounts	Acct #	Amount					
2021- Sal & Ben	01-100.61xx	\$13,747.00					
2022- Sal & Ben	01-100.61xx	\$79,427.00					
2022-Service Agreements	02-100.040.6263	\$52,100.00					
2022- Transfers In	01-049-67.5880	\$30,000.00					
TOTAL		\$175,274.00					

•			
CREDIT			
Description of Accounts	Acct #	Amount	
2021- Recorder fees	01-100.5502	\$13,747.00	
2022- Facilities- Mgr initiatives	01-110.2001.6640	\$15,000.00	
2022- software licensing	01-049-060.6265	\$15,000.00	
2022- OT	01-100.6113	\$4,000.00	
2022- Recorder fees	01-100.5502	\$23,327.00	
2022- transfer out	02-100.6932	\$30,000.00	
2022-software licensing	01-100-6263	\$52,100.00	
2022 - Tech Fees	02-100.5502	\$22,100.00	
TOTAL		\$175,274.00	

35 - Debt Service

### Reason for Request:

Increased recording fees, redirecting statutory Technology Fees, and 2022 overtime reductions will be used to fund the requested 1.0 FTE Land Records Specialist Senior position with no levy fundeds needed and the request for a Land Records Specialist Senior in the 2022 Budget will be removed. The cost for 2021 is estimated at \$13,747 and the full year cost starting in 2022 is \$79,427.



Agenda Item: Resolution Updating 2021 Non-Bargaining Compensation				
, , ,	•	N4.	eeting Date: 10/1	10/2021
Primary Originating Division/Dept: Employee Relations			eeting Date. 10/1	19/2021
			_	
Contact: Kerie Anderka	Title: Employee Relations D	ivision	em Type: onsent	
Amount of Time Requested: minutes	3			
Presenter: Ti	itle:	At	tachments: • )	Yes O No
Strategic Initiative:	<u> </u>			
Culture: Provide organizational culture fostering acc	ountability to achieve goals & su	stain public trust/con	nfidence in County go	<u>overnment</u>
BACKGROUND/JUSTIFICATION:				
The County Board has the right to define and 2021 percentages used to compute pay-for-performance evaluation at: zero percent (0.0 (2.00%) for exceeds expectations, and three authority to make additional adjustments to A majority of the Collective Bargaining Agree to compute pay-for-performance salary activates percent (0.00%) for needs improvement expectations, and four and one quarter percent attached Resolution updates percentage on each employee's performance evaluation improvement, one percent (1.00%) for succeeding percent (4.25%) for outstanding, payable as The action requested is adoption of the Resolution requested in the resolution requested is adoption of the Resolution requested in the resolution requested is adoption of the Resolution requested in the resolution requested is adoption of the Resolution requested in the resolution requested requested requested requested requested requested requeste	performance salary actions 00%) for needs improvement percent (3.00%) for outstard non-bargaining compensate ements that were open for 20 cons based on the overall rate, one percent (1.00%) for secent (4.25%) for outstanding essued to compute pay-form for non-bargaining employeesful, three percent (3.00%) lump sums.	based on the over out, one percent (1. Inding payable as a ion. 2021 have settled ing on each emplo uccessful, three p i, all payable as lui performance sala ees to reflect: zer ) for exceeds expe	rall rating on each .00%) for successfulump sum, but di with the following oyee's performance ercent (3.00%) for mp sums.  ary actions based copercent (0.00%) ectations, and fou	n employee's ful, two percent id so with the g percentages used ce evaluation at: r exceeds on the overall rating ) for needs ir and one quarter
ACTION REQUESTED:				
Motion to adopt the Resolution to define updated 2021 non-bargaining employee compensation.				
FISCAL IMPACT: Budget amendment request form FUNDING				
If "Other", specify:		County Dollars =		\$3,806,715.00
		•		
FTE IMPACT: None		Total		\$3,806,715.00
Related Financial/FTE Comments:				
The increase in PFP matrix results in an additional cost of \$33,315. The updated 2021 wage and benefit cost (excluding health insurance) for non-bargaining employees is \$3,806,715.				
Office use only:				

RBA 2021 - 7942

# BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

#### **Resolution Updating 2021 Non-Bargaining Employee Compensation**

DATE	RESOLUTION NO
MOTION BY COMMISSIONER	SECONDED BY COMMISSIONER

**WHEREAS**, the Carver County Board of Commissioners has authority to establish and to make additional adjustments to compensation systems for non-bargaining employees; and

**WHEREAS**, the Carver County Board of Commissioners has established a pay-for-performance system for non-bargaining employees; and

**WHEREAS**, the pay-for-performance system includes the salary ranges for the affected employees' classifications, the methods, amounts, and timing of salary actions based on employee performance evaluation ratings; and

**THEREFORE, BE IT RESOLVED**, Carver County shall set forth an updated pay-for-performance system effective in 2021 for non-bargaining employees, indicating salary payment methods, percentage salary actions based on employee performance evaluation overall ratings, and timing of salary actions:

- A. In 2021, regular non-bargaining employees and probationary employees shall receive a one percent (1.00%) general increase, not to exceed the new range maximum, effective the first full pay period of January 2021.
- B. In 2021, the percentages used to compute pay-for-performance salary actions based on the overall rating on each employee's performance evaluation shall be: zero percent (0.00%) for needs improvement, one percent (1.00%) for successful, three percent (3.00%) for exceeds expectations, and four and one quarter (4.25%) for outstanding.
- C. In 2021, pay-for-performance salary actions shall be calculated and applied as lump sum payments as follows:
  - 1. For employees whose base pay is at or below the target rate, their pay-for-performance salary actions shall be a lump sum payment, computed on the target rate of the salary range.
  - 2. For employees whose base pay is above the target rate and below the maximum of the salary range, their pay-for-performance salary actions shall be a lump sum payment, calculated on the employee's base rate not to exceed the salary range maximum.
  - 3. For any employee whose current salary is at or above the range maximum their pay-for-performance salary actions shall be a lump sum payment, calculated based on the salary range maximum.
- D. Effective with the first full pay period following successful completion of a new hire probationary period or a trial period resulting from a promotion, non-bargaining employees shall receive pay-for-performance compensation that correlates to the overall rating on the probationary or trial period evaluation.
- E. Employees shall only receive pay-for-performance compensation based on the months they are actively employed by the County in a position eligible for pay-for-performance, or on an eligible leave of absence, during the calendar year under review.
- F. Non-bargaining employees shall be evaluated for all months worked in an eligible position; and there shall be no compounding of pay-for-performance increases; and employees shall only receive pay-for-performance compensation based on the months they are actively employed in the eligible group.

- G. The pay-for-performance annual salary actions shall be effective for the first full pay period in March 2021, based on the overall performance evaluation rating for 2020 work, with the evaluation completed and signed by all parties, no later than February 15, 2021; and
- H. Eligible employees must be employed on the date this resolution is ratified by the County Board to receive the salary actions described herein; and
- I. This resolution, dated October 19, 2021 specifically supersedes and replaces the resolution dated February 2, 2021 defining non-bargaining employee compensation.

**BE IT FINALLY RESOLVED**, that the County reserves the right to make additional adjustments to compensation or benefits by amendment to the Carver County Personnel Policies or future Board Actions.

YES	ABSENT	NO	
		<u> </u>	
STATE OF MINNESOTA COUNTY OF CARVER			
I, David Hemze, duly apportunity that I have comparture Board of County Commissione file in the Administration office, an	ed the foregoing copy of this rs, Carver County, Minnesota,	at its session held on the 19 <sup>th</sup> da	utes of the proceedings of
Dated this day of October	· 2021 Co	unty Administrator	

# **Budget Amendment Request Form**



To be filled out AFTER RBA submittal					
Agenda Item: Resolution	on Updating 2021 Non-B	argaining Comp	<u>ensation</u>		
Department:	meeting butter			21	
Fund:  ✓ 01 - General  ☐ 02 - Reserve  ✓ 03 - Public Works  ✓ 11 - CSS  ☐ 15 - CCRRA  ☐ 30 - Building CIP  ☐ 32 - Road/Bridge CIP  ☐ 34 - Parks & Trails  ☐ 35 - Debt Service				P	
	DEBIT			CREDIT	
Description of Accounts	Acct #	Amount	Description of Accounts	Acct #	Amount
Wages and Benefits	01-xxx.61xx	\$33,315.00	2021 Debt Service Le	vy 35.6701	\$33,315.00
TOTAL		\$33,315.00	TOTAL		\$33,315.00
Reason for Request: The incremental cost for department wage acco		se, a budget ame	endment is necessary	to reallocate funds to th	e respective



Annananan	
Agenda Item: Approval of the AFSCME Health and Human Services 2021-2022 Coll	ective Bargaining Agreement
Primary Originating Division/Dept: Employee Relations	Meeting Date: 10/19/2021
Contact: Kerie Anderka Title: ER Director	Item Type: Consent
Amount of Time Requested: minutes Presenter: Title:	Attachments: O Yes  No
Strategic Initiative:	
Culture: Provide organizational culture fostering accountability to achieve goa	ils & sustain public trust/confidence in County government
The AFSCME Health and Human Services Bargaining Unit and the Co collective bargaining agreement (CBA) and the membership has ratif Following is a summary of the highlights of the tentative agreement Bargaining Unit:  • Two year agreement (2021 – 2022)  • 2021 General Adjustment: 1.00% (applied to base rate)  • 2022 General Adjustment: 2.00% (applied to base rate)  • 2021 Pay-for-Performance Matrix: 0%, 1%, 3%, 4.25% effective (same as the 2020 PFP matrix).  • Implement salary ranges as established by County Board eff  • 1 Implement salary ranges as established by County Board eff  • 2021 Insurance: Increase County contributions and mainta  • Employee: \$755.48 (+ \$20.48)  • Employee + Child(ren): \$948.70 (+ \$53.70)  • Employee + Spouse: \$1,293.20 (+\$73.20)  • Family: \$1,584.70 (+ \$89.70)  • 2022 Insurance: Increase County contribution by \$100 per ranger percentages defined in current contract language.  • Employee: \$855.48  • Employee + Child(ren): \$1,048.70  • Employee + Spouse: \$1,393.20  • Family: \$1,684.70  • On-call pay: Increase from \$150 to \$165 for 2021 and 2022	fied the 2021-2022 CBA.  reached with the AFSCME Health and Human Services  ive first full pay period in March paid as lump sums only. first full pay period in March with base/lump sum split  ective first full pay period in January 2021. fective first full pay period in January 2022.  in percentages defined in current contract language.  month, across all plan levels and options. Maintain
Motion to approve the 2021 - 2022 AFSCME Health and Human Servi	ices Unit Collective Bargaining Agreement.
HSCALIMPACT: Budget amendment request form  If "Other", specify:	FUNDING County Dollars = \$22,310,099.00
FTEIMPACT: None  Related Financial/FTE Comments:	▼ Total \$22,310,099.00 □ Insert additional funding source

The incremental cost for the 2021 AFSCME Health and Human Services Unit Collective Bargaining Agreement total compensation is \$638,818. A budget amendment is necessary to reallocate funds to the respective Department wage accounts since the 2021 Adopted Budget assumed a 0% wage increase. The total compensation 2021 Budget for the AFSCME Health and Human Services Unit Collective Bargaining Agreement is \$22,310,099.

## **Budget Amendment Request Form**



To be filled out AFTER RBA submittal					
Agenda Item: Approval of the AFSCME Health and Human Services 2021-2022 Collective Bargaining Agreement				<u>ent</u>	
Department:				eeting Date: 10/19/20	021
Requested By: Kerie Ar	nderka			<ul> <li>□ 01 - General</li> <li>□ 02 - Reserve</li> <li>□ 03 - Public Works</li> <li>☑ 11 - CSS</li> <li>□ 15 - CCRRA</li> </ul>	
				☐ 15 - CCRRA ☐ 30 - Building CIP ☐ 32 - Road/Bridge CI ☐ 34 - Parks & Trails ☐ 35 - Debt Service	P
	DEBIT		CREDIT		
Description of Accounts	Acct #	Amount	Description of Accounts	Acct #	Amount
Cafeteria Contributions	11-xxx.6121	\$97,050.00	Health & Life Insurance	01-820.6152	\$97,050.00
Wages & Benefits- AFSCME HHS	11-xxx.61xx	\$541,768.00	2021 Debt Service Levy	35.6701	\$379,588.00
TOTAL	]	\$638,818.00	COVID related budget uncertainties- State Aid Property Taxes, financi support, etc.		\$162,180.00
			TOTAL		\$638,818.00

### Reason for Request:

The incremental cost for the 2021 AFSCME Health and Human Services Unit collective bargaining agreement total compensation is \$638,818. A budget amendment is necessary to reallocate funds to the respective Department wage accounts since the 2021 Adopted Budget assumed a 0% wage increase.



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Λ	ge		4-	 	_	٠
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Approval of Memorandum of Agreement (MOA) Defining Terms of the Transition of Court Services Agents from First Judicial District Employment to Carver County Employment

District Employment to carver County Employment			
Primary Originating Division/Dept: Employee Relations		Meeting Date: 10/19/2021	
Contact: Kerie Anderka Title: ER Director		Item Type: <u>Consent</u>	
Amount of Time Requested: minu	Attachments: Yes No		
Presenter:	Title:	Attaciments. Tes Sino	
Strategic Initiative: Culture: Provide organizational culture fostering	accountability to achieve goals & sustain public trust	:/confidence in County government	

## BACKGROUND/JUSTIFICATION:

On June 28, 2019 the First Judicial District issued a delegation order indicating that effective July 1, 2019 all county probation directors and agents are County employees and that Carver County shall have the authorities and responsibilities described in Judicial Council Policy 325. Following the Court Services employees' transition to County employment on July 1, 2019, AFSCME and the County agreed to include the Court Services Agents in the AFSCME Health and Human Services bargaining unit (AFSCME HHS). This stipulation was affirmed by the Bureau of Mediation Services (BMS) through a Unit Clarification Order dated December 20, 2019. This Order determined that AFSCME was the exclusive representative of the Court Services Agents. The County began negotiations with AFSCME regarding the terms of Court Services Agents' transition to County employment in January of 2020 and the parties have recently concluded the negotiation process with an MOA, which has been ratified by the Union, addressing terms of the transition to County employment.

Following is a summary of the highlights of the MOA reached with the AFSCME Health and Human Services Bargaining Unit regarding the transition of First Judicial District Court Services Agent employees to County employment:

- Court Services Agents with prior years of service with the First Judicial District on and before June 30, 2019 will be credited with those years of service for the purposes of accrual of PTO benefits in Article 12, Section 2.1 and PTO Severance in Article 17, Section 1 of the Collective Bargaining Agreement.
- O Upon ratification of the MOA, employees will be placed within the Carver County compensation and classification system. This will result in the payment of lump sum amounts as defined during the negotiation process. The parties negotiated to reconstruct eligible employees' compensation from the date of their transition to County employment forward, accounting for both base rate adjustments and payment of the difference in wages that they would have earned had those transition adjustments been applied on the County's schedule from July 2019 forward. Lump sum payments will range from around \$2,700 up to \$21,000 per employee, with the average implementation lump sum payment around \$11,000.

#### **ACTION REQUESTED:**

Motion to approve the MOA with the AFSCME Health and Human Services Bargaining Unit defining the terms of the transition for Court Services Agents from First Judicial District employment to Carver County employment.

T. Control of the Con			
FISCAL IMPACT: Included in current budget  If "Other", specify:		<b>FUNDING</b> County Dollars =	\$105,950.00
		County Dollars –	\$103,930.00
FTE IMPACT: None		Total	\$105,950.00
Related Financial/FTE Comments:			



Agenda Item: Initial Offers for Right of Way Acquisition for the Jonathan Carver Parkway Project - Phase 1			
Primary Originating Division/Dept: Public Works - Program Delivery	Meeting Date: 10/19/2021		
Contact, 7ach Mahan Title, Right of Way Agent	tem Type: Consent		
Amount of Time Requested: minutes  Presenter: Title:	Attachments: • Yes O No		
Strategic Initiative: Growth: Manage the challenges and opportunities resulting from growth and development	V		
The 2021 construction season includes the Jonathan Carver Parkway Project - Phase 1 which is the reconstruction and expansion of Highway 11 (Jonathan Carver Parkway) to a four-lane highway between 4th Street and Highway 61 in the City of Carver. The project is near completion. Additional right-of-way was needed to complete the project scope. Carver County contracted with appraisers in order to establish fair market value for the right of way acquisitions needed in support of the project and Public Works staff reviewed the appraisals. Public Works staff also completed minimum damage assessments to establish fair market value for parcels that did not require an appraisal.  One additional parcel of land is being acquired in fee title in order to obtain clear title to the land for all highway and public purposes and this request is for that parcel. The acquisition area is currently encumbered with a drainage & utility easement on the subdivision plant and a prescriptive (unrecorded) trail easement. The fee acquisition would allow for clear title to use the property for all public transportation, trail and utility purposes. Public Works staff are recommending the county board authorize written initial offers of compensation to the impacted property owners based on the completed appraisal.			
ACTION REQUESTED:  Motion to adopt a resolution to authorize a written initial offer of compensation for right-of-way acquisition for the Jonathan  Carver Parkway Project - Phase 1			
FISCAL IMPACT: Included in current budget  If "Other", specify:  FUNDING  County Dollars =  CSAH Const. Funds \$19,150.00  City of Carver \$19,150.00  Total \$38,300.00  Related Financial/FTE Comments:			
Costs will be split 50/50 in a JPA for this project with the City of Carver.			

Office use only:

RBA 2021 - 7938

## BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: <u>10/19/2021</u>	Resolution No:
Motion by Commissioner:	Seconded by Commissioner:

# Resolution Authorizing Offers of Just Compensation to Owners for Acquisition of Real Property Interests Needed for the Jonathan Carver Parkway Project – Phase 1

- WHEREAS, the Board of Commissioners of Carver County is the official governing body of Carver County ("County"); and
- WHEREAS, the County, acting by and through its Board of Commissioners, is authorized by law, and pursuant to Minnesota Statutes, § 163.02, subd. 2; §117.012; and § 117.042, to acquire land and other real property interests in Carver County which the County needs for a public use or public purpose; and
- WHEREAS, the County proposes to construct highway and related improvements in Carver County for a Jonathan Carver Parkway Project Phase 1 ("Project"); and
- WHEREAS, to complete the Project, the County must acquire the real property interests described in Exhibit A, attached hereto, from the Owners of the real property interests described in said Exhibit A; and
- WHEREAS, the County obtained either an appraisal(s) from a licensed real estate appraiser when the estimate of the damages from the County's proposed acquisitions of the real property interests described in said Exhibit A exceeds \$25,000, or the County obtained a minimum damage acquisition report from a qualified person with appraisal knowledge, in lieu of an appraisal, when the estimate of the damages from the County's proposed acquisitions of the real property interests described in said Exhibit A is under \$25,000; and
- WHEREAS, County must determine and submit an initial written offer of just compensation to the Owners of said needed real property interests covering the full amount of damages caused by the County's proposed acquisitions; and
- WHEREAS, the Owners of said real property interests may obtain an independent appraisal by a qualified appraiser of the real property interests which the County proposes to acquire for the Project; and
- WHEREAS, the Owners of said real property interests are entitled to reimbursement for the reasonable costs of the appraisal from the County up to a maximum of the limits stated in Minn. Stat. §117.036, provided the Owners submit to the County the information necessary for reimbursement.
- NOW, THEREFORE, BE IT RESOLVED that County's acquisition of the real property interests described in said Exhibit A and the construction of highway and related improvements as part of the Jonathan Carver Parkway Project Phase 1 constitute a valid public use or public purpose; and

acquisitions of the re either from an appraid Director or agents un the Owners of the re	ral property interests described in sal(s) or a minimum damage acq ader his supervision, shall make	e of damages from the County's property of near the County of puisition report(s), the Public Works Distribution in Exhibit A from whom the Count and	btained Division ation to
reimburse the Owners licensed real estate a Owners by the County A, and that, upon the cost of that report, and Owners for the cost of Stat. §117.036. In Director or agents und	s of said real property interests for appraiser to estimate the full are y's proposed acquisition of the re Owners providing to County and d evidence of payment of that among of Owners' independent appraisant lieu of said independent appraisant	Director or agents under his supervision or an independent appraisal of damages mount of damages which will be causeal property interests described in said copy of that appraisal report, evidence nount to the appraiser, County shall reight report, subject to the limits stated in sail of damages, the Public Works Daddition to the initial written offer to pare 17.036.	from a used to Exhibit e of the mbursen Minn.
YES	ABSENT	NO	
STATE OF MINNESOTA COUNTY OF CARVER			
certify that I have compared the foregoin	ng copy of this resolution with the origin ota, at its session held <b>October 19<sup>th</sup></b> , 20	f the County of Carver, State of Minnesota, denal minutes of the proceedings of the Board of <b>021</b> now on file in the Administration office, a	f County
Dated this 19 <sup>th</sup> day of October 2021			

Dave Hemze

County Administrator

### Exhibit A

to

### Resolution Authorizing Offers of Just Compensation to Owners for Acquisition of Real Property Interests

### CR 11 Project – Jonathan Carver Parkway

Carver County Public Works No. 168811

### **Property Tax Identification No. 20.2400150**

Fee Owners: Gunner & Sara Geller

Property Address: 1126 Lorraine Court, Carver MN 55315

Permanent public right-of-way purposes contains 5,849 sq. ft., more or less.



Agenda Item:			
Amendment 4 to Highway 11 Professional Services Ag	greement with WSB & ASSOCIAT	TES INC	
Primary Originating Division/Dept: Public Works - Progra	am Delivery	Meeting Date:	10/19/2021
Contact: Andrew Engel Title: Assi	istant Engineering Program	tem Type: Consent	V
Amount of Time Requested: minutes  Presenter: Title:	ļ.	Attachments:	○ Yes ● No
Strategic Initiative: Growth: Manage the challenges and opportunities resulting from	m growth and development		V
BACKGROUND/JUSTIFICATION:  WSB & Associates Inc. (WSB) has completed the prelim (JCP) Reconstruction and Safety Improvement Project. Monroe Drive as well as modiciations to the lane configure amendment provides for signal phasing and timeing, dof phasing and timing for actual traffic conditions and second REQUESTED:  Motion to approve Amendment 4 to the Highway 11 Profinalization of the contract review process.	. With that project new signals we gurations at the Highway 212 and ata collection of the actual post cosyncronization with all signals on t	ere installed at Highway 61 sig onstruction trai he project.	Ironwood Drive and gnals. This contract ffic, the optimization
FISCAL IMPACT: Included in current budget	FUNDING		
If "Other", specify:	County Dollars :	=	\$15,969.00
	City of Carver		\$15,969.00
FTE IMPACT: None	Total		\$31,938.00
Related Financial/FTE Comments:	☑ Insert addition	onal funding so	
Office use only:			
RBA 2021-7941			



Agenda Item:					
Carver County Medical Reserve Corps V	olunteeer Appreciation	Day			
Primary Originating Division/Dept: Healt	h & Human Services - Publ	ic Health	Meeting Date:	10/19/2021	
Contact: Richard Scott	Title: Deputy Divisi	on Director	Item Type: Regular Sessio	on 🔽	
Amount of Time Requested: 5 min	utes			● Yes ○ No	
Presenter: Richard Scott	Title: Deputy Divisio	n Director	Attachments:	♥ Yes ♥ No	
Strategic Initiative:			•		
Communities: Create and maintain safe, health	y, and livable communities				~
BACKGROUND/JUSTIFICATION:					
Medical Reserve Corps (MRC) vol	unteers play an esse	ntial role in Carver	County's CO	VID-19 pandem	ic
response, and have dedicated over	er 1500 hours of vol	unteer service thus	s far asssisting	with COVID-19	<b>)</b>
testing, contact investigation and	contract tracing, va	ccination clinics, fo	od distributio	on events and	
provision of essential services. Ca	rver County MRC vo	lunteers consisten	tly and reliabl	ly heed the call	to
support the ongoing local respons	se to the COVID-19 a	and other public he	ealth emerger	rcies. The Minne	esota
Responds Medical Reserve Corps exi	sts as a partnership in	tegrating and engag	ing local, state	and regional	
volunteers to strengthen public heal	th and health care, re	duce vulnerability, b	uild resilience,	and improve	
preparedness, response and recover				·	
ACTION REQUESTED:					
Motion to approve proclamation recogn	izing October 19, 2021 (	Carver County Medical	Reserve Corps \	/olunteer Apprecia	ate Day.
FISCAL IMPACT: None	~	FUNDING			
If "Other", specify:		County Dollar	rs =		
FTE IMPACT: None		Total		\$(	0.00
		Insert add	itional funding so	ource	
Related Financial/FTE Comments:					
Office use only:					
RBA 2021 - 7943					



# "Carver County Medical Reserve Corps Volunteer Appreciation Day" October 19, 2021

**Whereas,** Minnesota Responds Medical Reserve Corps exists as a partnership integrating and engaging local, state and regional volunteers to strengthen public health and health care, reduce vulnerability, build resilience, and improve preparedness, response and recovery capabilities; and,

**Whereas**, Carver County Medical Reserve Corps volunteers engage in assisting our community and stand ready to respond to all types of health disasters contributing their time and expertise in a public health emergency; and,

*Whereas,* Carver County Medical Reserve Corps volunteers willingly and enthusiastically responded to Carver County's Covid-19 emergency response, dedicating 1500+ hours of volunteer service thus far; and,

Whereas, Carver County Medical Reserve Corps volunteers, both licensed health care professionals and non-medical volunteers, supported work in the following COVID-19 response efforts: call center, personal protective equipment distribution, community food distribution, COVID-19 testing, contact investigation/tracing and mass vaccination clinics; and,

*Whereas,* Carver County Medical Reserve Corps volunteers consistently and reliably heed the call to support in the ongoing local response to the COVID-19 pandemic,

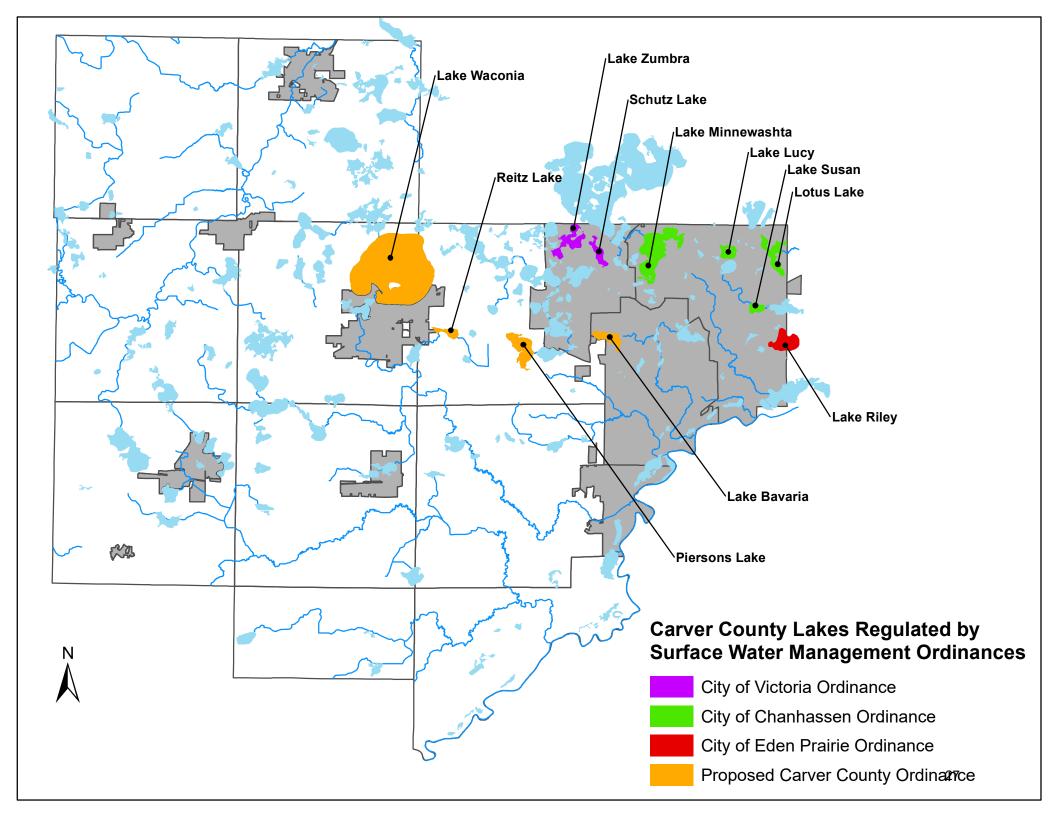
Therefore, the Carver County Board of Commissioners, do herby proclaim *October 19, 2021* Carver County Medical Reserve Corps Volunteer Appreciation Day in honor and recognition of the vital and exceptional volunteer service of our Carver County Medical Reserve Corps volunteers. We commend and thank them for their service during the COVID-19 pandemic.

BOARD OF COMMISSIONERS	
Tim Lynch, Chair	
Gayle Degler, Vice Chair	
John Fahey	Carrier Carrett Daniel
Matt Udermann	Carver County Board

Tom Workman



Agenda Item:					
Draft High Water No Wake Ordinance Fo	or Public Comment				
Primary Originating Division/Dept: Public	Services - Planning & Water N	/Igmt	Meeting Date:	10/19/2021	<b></b>
Contact: Paul Moline	Title: PWM Dept. Man	ager	Item Type: Regular Session	n 🔽	
Amount of Time Requested: 10 minu  Presenter: Paul Moline	utes Title: PWM Dept. Mana	ger	Attachments:	● Yes ○ No	
Strategic Initiative:  Communities: Create and maintain safe, health					V
BACKGROUND/JUSTIFICATION:					
In 2014 and 2019 following significant rai requirements on select lakes (Lake Waco a permanent ordinance which would autoordinance and process at the August 24, attached memo and map provide more beaction REQUESTED:  Motion to approve release of the draft H	nia, Lake Bavaria, and Reitz omatically be triggered who 2021 Board work session a ackground and the draft o	Lake). Since 2019, en high water event nd recieved direction dinance is also atta	staff has suggests occur. Staff don to prepare a coched.	sted moving forwa iscussed the propo draft ordinance. T	ord with
FISCAL IMPACT: None  If "Other", specify:	<b>V</b>	FUNDING County Dollars	:=		
FTE IMPACT: None		Total		\$0	.00
Related Financial/FTE Comments:		Insert addit	ional funding so	urce	
Office use only:					
RBA 2021 - 7934					





## Memo

**To:** Carver County Board of Commissioners, David Hemze

From: Paul Moline, Planning & Water Management

Date: October 8, 2021

Re: Slow No-Wake Ordinance

Enclosures: Draft Slow-No Wake Ordinance, Map of Carver County Lakes Regulated by Surface

Water Management Ordinances.

### Recommendation

Staff is requesting that the Board authorize the release of the DRAFT Slow-No Wake Ordinance for a 45-day review and comment period.

### **Background**

Carver County has previously had temporary no-wake ordinances in high water years. In both 2014 and 2019 the County Board established temporary no-wake ordinances on Lake Waconia, Lake Bavaria and Reitz Lake. Staff drafted this ordinance based on interest in having a permanent no-wake ordinance which would automatically be triggered based on high water.

Minnesota Statues give counties, cities, and towns the ability to regulate by ordinance the use of surface waters by watercraft, including slow-no wake ordinances. These ordinances must be approved by the commissioner of the DNR. State statues also outline the type of regulations a local government can make in regard to watercraft on surface waters, and the procedure for the development and approval of these ordinances.

### **Draft Ordinance**

The draft ordinance is similar to the 2014 and 2019 temporary ordinances. It establishes no-wake zones on Lake Waconia, Lake Bavaria, Reitz Lake and Piersons Lake. The lakes included have had high water issues noted in the past, higher boating demand and/or requests from the township for this type of restrictions. Several other lakes in the county are already governed by city ordinances, as identified in the attached map.

These no-wake restrictions will be triggered by OHW elevations or FEMA elevations, as identified in the draft ordinance. Lake elevations will be monitored by Planning & Water Management Staff. The ordinance will be enforced by the Sheriff's Department.

Staff have reached to the cities of Waconia and Chaska, and Laketown Township as well as the County Attorney's office and the Sheriff for their input on the draft ordinance.

### **Next Steps**

If approved by the Board, staff will release the draft ordinance and ask for comments from the public and affected jurisdictions. Public outreach will be done through the County website and social media, along with the Water Management Organization newsletter. Staff will send the draft directly to the affected townships and cities for feedback.

Once the 45-day review period is complete the draft will be revised based on public feedback. Staff will return to the County Board to review the updated draft, hold a public hearing, and request approval to send the draft to the DNR. The DNR has 120 days to review the draft ordinance. If approved, staff will return to the County Board and ask them to adopt the ordinance.

### **CARVER COUNTY, MINNESOTA**

### **ORDINANCE XX-202X**

# AN ORDINANCE IMPOSING SLOW-NO WAKE WATERCRAFT RESTRICTIONS ON DESIGNATED LAKES

# THE COUNTY BOARD OF COMMISSIONERS OF CARVER COUNTY, MINNESOTA HEREBY ORDAINS:

### **SECTION 1.** TITLE.

This ordinance shall be known, cited, and referred to as the Carver County Slow-No Wake Ordinance.

### **SECTION 2. DEFINITIONS.**

Terms used in this ordinance related to boating are defined in Minnesota Statutes §86B.005.

### SECTION 3. STATUORY AUTHORIZATION AND PURPOSE.

- (A) This Ordinance is enacted under the general powers delegated to the Counties by the State of Minnesota, pursuant to Minn. Stat. §§ 375.51, 86B.205, and 459.20, and Minnesota Rules 6110.3000-6110.3800 as now in effect and as hereafter amended.
- (B) It is the intent and purpose of this Ordinance to:
  - (1) To promote the full use and enjoyment by all of the people, now and in the future, and to promote safety for all persons and property in connection with the use of waters of Carver County;
  - (2) To conserve the quality of the natural environment;
  - (3) To harmonize and integrate the varying uses of said waters; and
  - (4) To promote the general health, safety, and welfare of the general public.

### SECTION 4. DECLARACTION AND DESIGNATED LAKES.

- (A) The County Board of Commissioners declares a high water emergency on the Designated Lakes as defined by Section 4(B) and imposes a Slow-No Wake restriction pursuant to Minnesota Rule 6110.3700, Subpart 9.
- (B) Designated Lakes. This Ordinance shall control and regulate the use of the waters of the following lakes located in Carver County along with the following triggers:

Lake	Area of Lake	Water Level at Which Slow-No
		Wake Restrictions Apply
Lake Bavaria	Entire water body	At or above the Ordinary High
		Water Level of 972.7'
Reitz Lake	Entire water body	At or above Ordinary High Water
		Level of 937.8'
Lake Waconia	600' from shore	At or above FEMA 100-Yr. Flood
		Elevation 962.92'
Lake Waconia	Entire water body	At or above Ordinary High Water
		Level of 963.1'
Piersons Lake	Entire water body	At or above FEMA 100-Yr. Flood
		Elevation 962.98'

### SECTION 5. WATERCRAFT SPEED RESTRICTIONS.

During the period this Ordinance is in effect, including any extensions herein, it shall be unlawful for any person to operate a watercraft at greater than a slow-no wake speed, 24 hours per day within the Slow-No Wake restriction area specified on any Designated Lake.

### SECTION 6. REMOVAL OF SPEED RESTRICTIONS.

The\_Slow-No Wake Restrictions shall be promptly removed from any Designated Lake, pursuant to this Ordinance, once the water body has been 0.1 feet below the elevation that triggers the Slow-No Wake Restriction for three (3) consecutive days.

### **SECTION 7. ENFORCEMENT.**

The primary responsibility for enforcement of this Ordinance shall rest with the Carver County Sheriff's Office. Other licensed peace officers, including conservation officers of the Minnesota Department of Natural Resources, are also authorized to enforce the provisions of this Ordinance.

### **SECTION 8. EXCEPTIONS.**

All authorized Resource Management, Emergency and Enforcement Personnel, while acting in the performance of their assigned duties, are exempt from the foregoing restrictions.

### SECTION 9. NOTIFICATION.

It shall be the responsibility of Carver County to provide for adequate notification to the public, which shall include notification on its website and news releases. Carver County is also responsible for placement of a sign at each Designated Lake public watercraft access, outlining essential elements of this Ordinance.

### **SECTION 11.** EFFECTIVE DATE.

This Ordinance shall be effective upon passage by the Carver County Board of Commissioners.



Agenda Item:							
FirstNet Wireless Communication Provider							
		Mosting Date:	10/10/2021				
Primary Originating Division/Dept: Public Services - IT		Meeting Date:	10/19/2021				
Chief Information Of	C: u	Item Type:					
Contact: Peter Henschel Title: Chief Information Of	icer	Regular Session	<u>n</u>				
Amount of Time Requested: 10 minutes							
Presenter: Peter Henschel Title: Chief Information Offi	cor	Attachments: O Yes O No					
	Lei						
Strategic Initiative:	information						
Connections: Develop strong public partnerships and connect people to services and	information						
BACKGROUND/JUSTIFICATION:							
The Carver County Information Technology Department (IT) did an analysis of v County move from Verizon to FirstNet. The FirstNet network is built on the AT8 safety. It was developed by the Federal government after 911. The Carver Cour allowing the rest of the County to come onboard. Coverage within the County a	T backbone netw ty Sheriff's Office	ork but is its ow has already tran	n network setup for public sitioned to FirstNet				
Benefits for moving to the FirstNet network:							
<ul> <li>Priority service on the public safety network</li> <li>If there is some type of disaster that takes down wireless communication service, FirstNet will bring in mobile trucks to build a network in the area that is impacted</li> <li>Financial         <ul> <li>Monthly billing savings, including reduced cost on some plans (estimated around \$1,000/month)</li> <li>One-time credit per iPhone and MiFi device (estimated around \$80,000)</li> <li>County will sell current devices (estimated around \$10,000)</li> </ul> </li> <li>New iPhone 11 model for all employees with an 18-month upgrade plan         <ul> <li>A few models higher than the free Verizon model</li> <li>Increased security and processing speed on an iPhone 11</li> </ul> </li> <li>All County devices on the same wireless communication network</li> <li>The County would be purchasing FirstNet devices and wireless communication plans off the MN National Association of State Procurement Officials (NASPO) contract. Transition to FirstNet should only take a couple months to complete. FirstNet will provide resources to transfer County staff from Verizon to FirstNet. One-time cost savings for moving to FirstNet will be allocated to pay for professional services to setup a device management solution, which includes mobile devices (iPhones and iPads). Another allocation will be towards aging technology hardware, including network switches, computing devices and printers. Ongoing cost savings will help meet the Information Technology Department's levy adjustment decrease for wireless communication in 2022.</li> </ul>							
ACTION REQUESTED:			id-ut- FinstNist				
Approve authorization for the Chief Information Officer to move the Co	unty's wireless	communicatior	i provider to FirstNet.				
FISCAL IMPACT: Included in current budget	FUNDING						
If "Other", specify:							
7 - 1 - 3 /	County Dollars	=					
FTE IMPACT: None	Total		\$0.00				
	. 2 04		٥٠.٥٥				
Related Financial/FTE Comments:							
Information Technology's current annual budget for wireless communic	ation is \$262 OF	:2					
iniornation reciniology's current annual budget for wheless communic	auuii is 200,85	14.					



Agenda Item: Advisory Committee Youth Appointments	
Primary Originating Division/Dept: Administration (County)	Meeting Date: 10/19/2021
Contact: Dave Hemze Title:	Item Type: Work Session
Amount of Time Requested: 20 minutes  Presenter: Dave Hemze Title: County Adminis	trator Attachments: • Yes O No
Strategic Initiative:  Connections: Develop strong public partnerships and connect people to service.	rices and information
BACKGROUND/JUSTIFICATION:  Commissioner Udermann has requested consideration of adding committees considered and related recommendations are provid ACTION REQUESTED:  Board direction.	
FISCAL IMPACT: None  If "Other", specify:	FUNDING County Dollars =
FTE IMPACT: None	Total \$0.00 Insert additional funding source
Related Financial/FTE Comments:	
Office use only:	

# **Carver County Advisory Committee Youth Representation Options**

Committee	Members	Statutory Change Required?*	Ordinance Change Required?*	Notes	Recommendation
Arts Committee	5 including 2 County Commissioners, 2 at large appointments, and 1 appointed by the Arts Consortium.	No.	No.	County Board created committee. Youth member could be at large or membership could be changed in County policy.	No change.
Library Board	5 representing 5 Commissioner Districts.	Yes.	No.	2008 special legislation established the number of members. Youth member could be appointed to represent a Commissioner district or statute would need to be amended to change number of members.	Add nonvoting youth liaison appointment via County Board action.
Mental Health Advisory Committee	Up to 14 members with 9 mandated service areas defined in statute plus 5 at large seats.	No.	No.	Youth member could be appointed to at large seat.	No change.
MN Extension Committee	9 members including 2 County Board members, the County Auditor or designee, and 6 at large members.	No.	No.	Youth member appointment made by the County Board and that appointment is considered 1 of the 6 at large members.	No change.
Parks Commission	7 members.	No.	Yes.		Add nonvoting youth liaison appointment via County Board action.

Committee	Members	Statutory Change Required?*	Ordinance Change Required?*	Notes	Recommendation
Planning Commission	7 members comprised of 1 County Board member; 1 appointed by Township Association; 2 from unincorporated area; and 3 others from anywhere in county.	No.	Yes.		No change.
Water Management Organization (WMO)	11 members comprised of 5 representatives from Commissioner Districts (1 from each district; 1 representative from the Soil & Water Conservation Board; 4 representatives from watersheds (1 from each watershed); 1 representative from the Technical Advisory Committee.	No.	No.	Members defined in WMO plan that would need to be amended by County Board and approved by BWSR.	No change.

<sup>\*</sup>Denotes a statutory or ordinance revision needed to change membership numbers and appoint a full voting member.



Agenda Item:						
Roadway Dedications						
Primary Originating Division/Dept:	Administration (County)		<u>~</u>	Meeting Date:	10/19/2021	
Contact: Dave Hemze	Title: County A	dministrator		Item Type: Work Session	V	
Amount of Time Requested: 30  Presenter: Dave Hemze and Lyndo Strategic Initiative:	minutes on Robj Title: County Ad	ministrator and Publi	С	Attachments:	○ Yes ● No	
Connections: Develop strong public part	tnerships and connect people t	to services and information	on			~
BACKGROUND/JUSTIFICATION: On September 7, 2021 the County (GWOT) veterans and their familie Carver County roadways to honor during the meeting.  ACTION REQUESTED: Board direction.	es. Commissioner Uderma other groups. Possible gro	nn has requested tha	t the I	Board consider	dedicating additio	nal
FISCAL IMPACT: None  If "Other", specify:	<u> </u>	FUNDING County D		:=		
FTE IMPACT: None		Total			\$0	0.00
Deleted Singapoiel/ETE Con		■ Insert	addit	ional funding so	ource	
Related Financial/FTE Comments: Nominal cost impact for sign creat	ion and installation.					
Office use only: RBA 2021- 7937						