



Carver County Board of Commissioners
November 2, 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 admin-contact@co.carver.mn.us 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-of-commissioners/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 admin-contact@co.carver.mn.us 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. a) **CONVENE**
b) **Pledge of allegiance**
c) **Public comments submitted via email/voice mail**
2. Agenda review and adoption
3. Approve minutes of October 19, 2021 Regular Session..... 1-4
4. Community Announcements
- 9:20 a.m. 5. **CONSENT AGENDA**
- Communities: Create and maintain safe, healthy, and livable communities*
- 5.1 Delegated County Feedlot Work Plan and Grant Agreement..... 5
- 5.2 Final Acceptance and Payment To SM Hentges & Sons for the 2020 Highway Preservation Program..... 6-7
- 5.3 Settlements for Right of Way Acquisition for the Highway 24 Project..8-13
- 5.4 Request for approval to contract with Excel Lawn and Landscape..... 14

- 5.5 Approval to hire a Temporary Social Worker in the Health and Human Services(HHS) Child & Family Department..... 15-16
- 5.6 Settlement for Right of Way Acquisition for the Flying Cloud Drive Reconstruction Project..... 17-20

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

- 5.7 Donation of Compostable Dinnerware and Bags..... 21

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

- 5.8 Approval of Charles J. Dahlke Grant Proposals 22

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

- 5.9 Preorder 2022 Tandem Plow Truck Chassis 23
- 5.10 Review Health & Human Services and Commissioner Warrants NO ATT

- 9:20 a.m. **6. CUSTOMER SERVICE: Continue the County's delivery of high value, timely service and support**
- 6.1 Governor's Proclamation for the County and Tribal Financial Worker and Case Aide Day.....24-25

- 9:30 a.m. **7. County Administrator Report**

9:35 a.m. **ADJOURN REGULAR SESSION**

WORK SESSION

- 9:35 a.m. **A. CULTURE: Provide organizational culture fostering accountability to achieve goals and sustain trust/confidence in County government**
- 1. Cybersecurity Update..... 26
- 10:05 a.m. **B. COMMUNITIES: Create and maintain safe, healthy, and livable communities**
- 1. Redetermination of Ditch Benefits - Presentation by H2Over viewers.....27-28
- 10:50 a.m. **C. CONNECTIONS: Develop strong public partnerships and connect people to services and information**
- 1. 2022 Legislative Platform.....29-49

David Hemze
County Administrator

UPCOMING MEETINGS

- November 9, 2021 No Meeting
- November 16, 2021 9:00 a.m. Board Meeting
- November 23, 2021 9:00 a.m. Board Meeting/Work Session
- November 30, 2021 No Meeting
- December 2, 2021 6:00 p.m. 2022 Budget Public Meeting
- December 7, 2021 No Meeting - AMC Conference
- December 14, 2021 9:00 a.m. Board Meeting
- December 21, 2021 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 October 19, 2021. Chair Tim Lynch convened the session at 9:00 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, Karen Johnson Leuthner, 15735 38th Street, Mayer, noted the Board members were six feet apart for their own safety and employees working from home. She pointed out the work being done at the emergency communications tower by broadband. She indicated the broadband representative, at a recent Hollywood Township meeting, would not talk to the public. She questioned if Carver County was tied to any of these new antennas. She highlighted the email she sent to the Board yesterday related to the tower and no one was protecting them. Johnson Leuthner noted the work session held on fiber and wanted to make sure there was going to be a presentation so people would know what is going on with fiber. She stated the issue to her was cancer and the dangers.

The following amendment was made to the agenda:

Move 5.3 to 7.2-Approve continuation of PT Community Service Officer hour increase

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

Workman moved, Fahey seconded, to approve the minutes of the October 5, 2021, Regular Session. Motion carried unanimously.

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

Authorized the Chair and County Administrator to sign and accept the amended Grant Agreement for the Office of Justice Programs (OJP) Grant.

Resolution #87-21, Authorizing Execution of Agreement TZD Toward Zero Deaths Grant 2022.

Authorized Health & Human Services acceptance of monetary donations to Encore.

Approving issuing a tobacco license for One Stop Station Two Chanhassen LLC.

Approved adding a 1.0 FTE Land Records Specialist position in 2021 and related Property & Financial Services budget amendment.

Resolution #88-21, Updating 2021 Non-Bargaining Employee Compensation and related budget amendment.

Approved the 2021-2022 AFSCME Health & Human Services Unit Collective Bargaining Agreement and related budget amendment.

Approved the Memorandum of Agreement with the AFSCME Health & Human Services Bargaining Unit defining the terms of the transition for Court Services agents from First Judicial District employment to Carver County employment.

Resolution #89-21, Authorizing Offers of Just Compensation to Owners for Acquisition of Property Interests Needed for the Jonathan Carver Parkway Project-Phase I.

Approved amendment 4 to the Highway 11 professional services agreement with WSB & Associates, Inc., pending finalization of the contract review process.

Reviewed October 12, 2021, Community Social Services' actions/Commissioners' warrants in the amount of \$487,174.41 and reviewed October 19, 2021, Community Social Services' actions/Commissioners' warrants in the amount of \$280,326.62.

Motion carried unanimously.

Dr. Richard Scott, Public Health, requested the Board approve a proclamation to recognize the Carver County Medical Reserve Corps. He explained the Medical Reserve Corps was part of a national initiative to mobilize volunteers to respond to emergencies and highlighted the work they do. He indicated they have been fortunate to have 71 MRC volunteers and they have been able to help with Public Health's critical functions. Scott read into the record the Proclamation to honor and recognize the exceptional service of the Carver County Medical Reserve Corps volunteers.

Udermann moved, Fahey seconded, to adopt the Proclamation recognizing October 19, 2021, as Carver County Medical Reserve Corps Volunteer Appreciation Day. Motion carried unanimously.

Paul Moline, Water Management, appeared before the Board to review the draft high water no wake ordinance. He explained in 2014 and 2019 temporary no wake ordinances were adopted by the Board on Lake Waconia, Lake Bavaria and Reitz Lake because of extremely high-water levels. He stated since then they have discussed adopting a permanent ordinance so temporary ordinances would not have to come to the County Board.

He explained the proposed ordinance would be similar to the temporary ordinance and establish no wake zones on Lake Waconia, Lake Bavaria, Reitz Lake and Pierson's Lake. Moline clarified it would be triggered when water was above certain elevations. He noted this would be monitored by Water Management staff and the ordinance enforced by the Sheriff's Office. Moline stated Lake Waconia, Bavaria and Rietz Lakes were included as they were high use lakes and the Township was interested in including Pierson's Lake.

Moline pointed out high water can accelerate erosion and cause property damage to lakeshore owners. He noted the lakes that would not be included as they were either governed by city ordinances, had no public access or had low watercraft use. He reviewed the definitions of

ordinance high water levels and FEMA flood elevations and the proposed no wake trigger elevations. Moline stated the proposed ordinance would automatically be in effect when lake levels exceed the trigger elevations for three consecutive days.

Moline stated he was asking the Board to release the draft ordinance for public comment. He noted public notice would be published in the paper, postcards sent to affected owners on lakes, contacts made with the cities and townships and they would have a comment page on the website. He indicated a public hearing would follow the public comment period and DNR would have final approval authority.

He clarified there would be slight differences with the Chanhassen and Victoria City ordinances. He stated Sheriff's enforcement has been doable task in the past because it only happened every few years, but he would follow up with the Sheriff.

Degler moved, Udermann seconded, to approve release of the draft High Water No Wake Ordinance for the 45-day public comment. Motion carried unanimously.

Peter Henschel, Chief Information Officer, requested approval of contract with FirstNet for the County's wireless communication provider. He explained they looked for an opportunity to change wireless providers and the consulting firm came back with FirstNet as the best option. He indicated FirstNet was developed by the federal government after 911 and coverage was similar to Verizon. Henschel noted the Sheriff's Office was already on FirstNet and the County would receive priority service. Henschel reviewed the financial savings.

He indicated employees would receive an iPhone 11 and they would be putting antennas in lower level Courts to enhance service signals. He stated the next steps would be to purchase phones, transfer Verizon phones and push out the new mobile device management system. Henschel highlighted one time and ongoing cost savings. He clarified he could reach out to Verizon to see if they would lower cost and they would review if devices were needed as they do the migration.

Karen Johnson Leuthner, 15735 38th Street, Mayer, commented on potential liability with certain cell phones emitting higher than the maximum allowed radio frequency radiation levels. She added she would provide additional information.

Henschel clarified the iPhone 11 had been approved by the FCC.

Udermann moved, Degler seconded, to approve authorization for the Chief Information Officer to move the County's wireless communication provider to FirstNet. Motion carried unanimously.

Jason Kamerud, Sheriff, requested the Board approve continuation of a PT community service officer hour increase. He noted, both locally and nationally, finding employees has been challenging. He pointed out recent vacancies and the need to fulfill contractual obligations. He explained he was asking for this increase until they can recruit part time employees to fulfill existing vacancies in the CSO staff. He clarified the cost was already included in the budget.

REGULAR SESSION
October 19, 2021

Udermann moved, Fahey seconded, to approve a continuation in the temporary increase of a .40 CSO to .70 CSO to work up to 28 hours per week, with the temporary FTE increase to be offset by a corresponding temporary decrease in FTE for one of the existing approved CSO vacancies. Motion carried unanimously.

Degler moved, Workman seconded, to adjourn the Regular Session at 10:14 a.m. Motion carried unanimously.

David Hemze
County Administrator

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

Carver County Board of Commissioners

Request for Board Action



Agenda Item:

Delegated County Feedlot Work Plan and Grant Agreement

Primary Originating Division/Dept: <u>Public Services - Environ. Svc.</u>	Meeting Date: <u>11/2/2021</u>
Contact: <u>Brad Hanzel</u> Title: <u>Environmental Services GC S...</u>	Item Type: <u>Consent</u>
Amount of Time Requested: <input type="text"/> minutes	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Presenter: <input type="text"/> Title: <input type="text"/>	

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

Minnesota's regulatory feedlot program includes an optional arrangement between the Minnesota Pollution Control Agency (MPCA) and county governments. This agreement, known as "county delegation," increases local service and resources for livestock producers. Delegated counties are responsible for the implementation of feedlot rules and regulations. A total of 50 counties participate, including most of the state's major feedlot areas. Carver County has been implementing the State feedlot regulations as a delegated county since 1978. Beginning in 1995, the MPCA established funding to assist counties with duties such as inspections, permitting, education, and enforcement. The amount of funding depends on the number of feedlots in the County and a "Performance Credit" that provides additional funds based on level of effort. The County must then provide matching funds to the base grant funding.

Payment amounts will be distributed according to Minn. Stat. 116.0711. Based on previous disbursements, Environmental Services staff members included \$24,000 for Feedlot grant funding in the 2022 Environmental Services budget request. The County matching funds are included in the Environmental Services 2022 budget request. Over the four-year term of the agreement, staff estimates the County will receive approximately \$96,000.

As part of the grant funding, each delegated county is required to prepare a two-year Delegation Agreement Work Plan (Plan) that describes strategies and goals for administration and implementation of the feedlot program. Staff have prepared the 2022-2023 Plan, which is similar to previous years. MPCA staff members have reviewed and approved the document. The County Attorney and Risk Manager have reviewed and approved the work plan and grant agreement.

ACTION REQUESTED:

Motion to approve the 2022-2023 County Feedlot Program Delegation Agreement Work Plan and the 2022-2025 Delegated County Feedlot Grant Agreement with the Minnesota Pollution Control Agency, and delegate the Assistant County Administrator the authority to sign the grant agreement on behalf of the County.

FISCAL IMPACT: Included in current budget

If "Other", specify:

FTE IMPACT: None

FUNDING

County Dollars =	
Grant Revenue	\$96,000.00
County Match	\$58,500.00
Total	\$154,500.00

Related Financial/FTE Comments:

Payment amounts will be distributed according to MN Statute. Based on previous disbursements, staff included \$24,000 for Feedlot funding in the 2022 Environmental Services budget request. Over the four-year term of the grant agreement, staff estimates the County will receive approximately \$96,000 in Feedlot grant funding. The County is required to match a percentage of the grant funding with in-kind contributions, including salaries, program costs and overhead. Staff estimates the total required match to be approximately \$58,500 over the term of the agreement.

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Final Acceptance and Payment To SM Hentges & Sons for the 2020 Highway Preservation Program

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

The 2020 Highway Preservation Program (HPP) included the resurfacing of Highway 50 from Highway 53 to Highway 41, Highway 43 from Highway 10 to Highway 11, and Highway 18 from Highway 11 to Highway 13/Bravaria Road. Also, Highway 33 from the north City limits of New Germany to the Wright County line was resurfaced and the gravel shoulders were replaced with bituminous pavement. Additionally, the 2020 HPP included the installation of a new traffic control signal system at the intersection of Highways 11/43/18 in the City of Victoria as well as construction of one block of City trail along the north side of Highway 18 adjacent to Lions Park. Upgrades to the pedestrian facilities were also completed along Highways 18 and 43 consistent with the County adopted Pedestrian Facilities Transition Plan for County Highway Rights of Way required by the Americans with Disability Act (ADA).

All work was completed in the 2020 construction season and maintenance items were completed in the 2021 construction season. SM Hentges & Sons is requesting to finalize the Contract with Carver County and release all retainage. County staff agree and recommend that the contract be finalized and that the outstanding work items and retainage be paid in the amount of \$42,431.38.

The original Contract amount was \$3,240,931.25 and the final Contract amount is \$3,488,968.38.

ACTION REQUESTED:

Motion to adopt a resolution accepting all work as complete and authorizing final payment in the amount of \$42,431.38 to SM Hentges & Sons for the 2020 Highway Preservation Program.

FISCAL IMPACT:

If "Other", specify:

FTE IMPACT:

FUNDING

County Dollars =	\$347.50
City of Victoria	\$573.63
CSAH (Regular)	\$41,510.25
Total	\$42,431.38

Insert additional funding source

Related Financial/FTE Comments:

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

Date: November 2, 2021

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

**COUNTY BOARD ACKNOWLEDGMENT
2020 Highway Preservation Program
FINAL PAYMENT**

WHEREAS, the construction of the 2020 Highway Preservation Program has in all things been completed, and the County Board being fully advised in the premises, now then be it resolved; that we do hereby accept said completed project for and on behalf of the Carver County Public Works Division.

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 2nd day of November, 2021, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 2nd day of November, 2021.

Dave Hemze

County Administrator

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Settlements for Right of Way Acquisition for the Highway 24 Project

Primary Originating Division/Dept: <input type="text" value="Public Works - Program Delivery"/>	Meeting Date: <input type="text" value="11/2/2021"/>
Contact: <input type="text" value="Patrick Lambert"/> Title: <input type="text" value="Senior Right of Way Agent"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text"/> minutes Presenter: <input type="text"/> Title: <input type="text"/>	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No
Strategic Initiative: <input type="text" value="Communities: Create and maintain safe, healthy, and livable communities"/>	

BACKGROUND/JUSTIFICATION:

The 2022 construction season includes the Highway 24 Project, which includes pavement rehabilitation and shoulder widening of Highway 24 from Highway 10 in the City of Watertown east to the Hennepin County border. Additional right-of-way is needed to complete this project. Appraisals were completed by a certified appraiser or minimum damage assessments completed by county staff and the County Board approved the making of offers based on the appraised values at its July 13, 2021, regular session. The Public Works Director, or agents under his supervision, made offers to the affected property owners based on the appraisals and negotiations then commenced. Settlements with the property owners located at PID #'s 10.0130900, 85.0092400, 10.0111600, 10.0110900, 10.0131500 have been reached and staff is recommending approval.

ACTION REQUESTED:

Motion to adopt a resolution for settlements for right-of-way acquisitions for the Highway 24 Project.

FISCAL IMPACT: <input type="text" value="None"/>	FUNDING				
<i>If "Other", specify:</i> <input type="text"/>	County Dollars =				
FTE IMPACT: <input type="text" value="None"/>	<table style="width: 100%;"> <tr> <td style="width: 70%;">Wheelage Tax</td> <td style="width: 30%; text-align: right;">\$120,751.00</td> </tr> <tr> <td>Total</td> <td style="text-align: right;">\$120,751.00</td> </tr> </table>	Wheelage Tax	\$120,751.00	Total	\$120,751.00
Wheelage Tax	\$120,751.00				
Total	\$120,751.00				
<input checked="" type="checkbox"/> Insert additional funding source					
Related Financial/FTE Comments:					

Office use only:

RBA 2021 - 7950

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

Date: November 2, 2021

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

Resolution Authorizing Settlement of Compensation to Owners for Acquisition of Real Property Interests Needed for Highway 24 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, 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 shoulder widening as part of the Highway 24 Project (“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 identified 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 Owner submits to County the information necessary for reimbursement; and

WHEREAS, the Carver County Board of Commissioners authorized the Public Works Division Director or agents under his supervision, to make initial written offers of just compensation to the Owners within the Project from whom property interests are required; and

WHEREAS, the Public Works Division Director or agents under his supervision, have negotiated settlement(s) with the Owners impacted by the Project as described in said Exhibit A.

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 of shoulder widening as part of the Highway 24 Project constitute a valid public use or public purpose; and

BE IT FURTHER RESOLVED that based upon the estimate of damages from the County’s proposed acquisitions of the real property interests described in said Exhibit A which the County obtained either from an appraisal(s) or a minimum damage acquisition report(s) and the negotiations between said Owner(s) and the Public Works Division Director or agents under his supervision, County shall make a payment of compensation to the Owners within the Project from whom the County must acquire needed real property interests, in the amounts as described in said Exhibit A; and

BE IT FURTHER RESOLVED that the Carver County Board of Commissioners hereby authorizes and directs the Carver County Board Chairman and Carver County Administrator to enter into Stipulation of Settlement Agreement with said property owner(s), in the name of the County of Carver for the Project.

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 November 2, 2021, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 2ne day of November 2021

Dave Hemze County Administrator

Exhibit A
to
Resolution Authorizing Settlement of Compensation to Owners for Acquisition of Real Property
Interests

Highway 24 Project

Carver County Public Works No. 158794

Property Tax Identification No. 10.0130900

Fee Owners: Larry J. Anderson and Justine A. Anderson, Married

Property Address: 10320 County Road 24, Watertown, MN

Settlement Amount: \$30,974.00

Permanent easement for public right-of-way purposes contains 25,726 sq. ft. (including existing easements), more or less.

\$6,200.00

Temporary easement for construction purposes contains 20,084 sq. ft., more or less.

\$2,000.00

Drainage & Utility easement contains 1,440 sq. ft., more or less.

\$1,008.00

Negotiated premium in lieu of eminent domain

\$5,000.00

Damages to Trees & Fence

\$21,766.00

Property Tax Identification No. 85.0092400

Fee Owners: J & J Vanderlinde Properties, LLC

Property Address: 10475 County Road 24, Watertown MN

Settlement Amount: **\$9,800.00**

Permanent roadway easement for highway, utility and drainage purposes contains 7,338 sq. ft., more or less.

\$4,900.00

Negotiated premium in lieu of eminent domain

\$4,900.00

Property Tax Identification No. 10.0111600

Fee Owners: Joan T. Edwards, Single

Property Address: 10960 County Road 24, Watertown, MN

Settlement Amount: **\$21,800.00**

Permanent easement for roadway purposes contains 66,644 sq. ft. (including existing easements), more or less.

\$6,400.00

Temporary easement for construction purpose contains 6,508 sq. ft. more or less.

\$300.00

Damage to trees and crops

\$8,600.00

Negotiated premium in lieu of eminent domain

\$6,500.00

Property Tax Identification No. 10.0110900

Fee Owners: David M. Richter and Catherine M. Richter, Married

Property Address: 11280 County Road 24, Watertown MN

Settlement Amount: \$2,700.00

Permanent easement for roadway purposes contains 1,689 sq. ft., more or less.

\$1,000.00

Negotiated premium in lieu of eminent domain

\$1,700.00

Property Tax Identification No. 10.0131500

Fee Owners: Matthew Anthony & Claire Tschann, Married

Property Address: 3115 Navajo Ave, Watertown, MN

Settlement Amount: **\$55,477.00**

Permanent easement for roadway purposes contains 15,443 sq. ft. (including existing easements), more or less.

\$7,400.00

Damage to trees and fence

\$46,577.00

Negotiated premium in lieu of eminent domain

\$1,500.00

Carver County Board of Commissioners Request for Board Action



Agenda Item:
Request for approval to contract with Excel Lawn and Landscape

Primary Originating Division/Dept: <input type="text" value="Public Services - Facilities"/>	Meeting Date: <input type="text" value="11/2/2021"/>
Contact: <input type="text" value="Jim Kuchelmeister"/> Title: <input type="text" value="Facilities Services Manager"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Strategic Initiative: <input type="text" value="Communities: Create and maintain safe, healthy, and livable communities"/>	

BACKGROUND/JUSTIFICATION:

Carver County Facilities requested proposals from four vendors for snow removal at the Carver County Government Center. The County is seeking a vendor for the next three snow seasons (2021/2022; 2022/2023; and 2023/2024). The work includes removal of any snowfall in excess of 2 inches before 7:00am and application of deicing as needed. The vendor may be called in for additional plowing as needed. Facility Services does not have the in house resources to perform this work.

Facilities is recommending that the County contract with Excel Lawn and Landscape. They provided this service for the County last year and performed well. They also provided the lowest quote for the work.

ACTION REQUESTED:

Motion to contract with Excel lawn and landscape pending finalization of the contract review process.

FISCAL IMPACT: <input type="text" value="Included in current budget"/>	FUNDING						
<i>If "Other", specify:</i> <input type="text"/>	<table style="width: 100%;"> <tr> <td style="width: 70%;">County Dollars =</td> <td style="width: 30%; text-align: right;">\$124,249.13</td> </tr> <tr> <td> </td> <td> </td> </tr> <tr> <td>Total</td> <td style="text-align: right;">\$124,249.13</td> </tr> </table>	County Dollars =	\$124,249.13			Total	\$124,249.13
County Dollars =	\$124,249.13						
Total	\$124,249.13						
FTE IMPACT: <input type="text" value="None"/>	<input checked="" type="checkbox"/> Insert additional funding source						

Related Financial/FTE Comments:
 The County will pay a flat rate per season: 2021/2022: \$37,537.50; 2022/2023: \$41,291.25; 2023/2024: \$45,420.38 for 3 season total of \$124,249.13

Office use only:
 RBA 2021 - 7952

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Approval to hire a Temporary Social Worker in the Health and Human Services(HHS) Child & Family Department

Primary Originating Division/Dept: <input type="text" value="Health & Human Services"/>	Meeting Date: <input type="text" value="11/2/2021"/>
Contact: <input type="text" value="Heather A. Goodwin"/> Title: <input type="text" value="Deputy Division Director"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Strategic Initiative: <input type="text" value="Communities: Create and maintain safe, healthy, and livable communities"/>	

BACKGROUND/JUSTIFICATION:

The HHS Child & Family Department has a need for a temporary social worker due to approved leaves of absence that are occurring at the same time involving three experienced social workers from this department. Coupled with the shortage created by these staff leaves of absence, the department is experiencing an uptick in families requesting services due to children's mental health concerns, increased referrals for the children's mental health program from the school district(s), increased cases opening as a result of outreach to children who have been taken to the Emergency Room by ambulance or police transport, and increased child protection reports connected to the pandemic, specifically higher incidences of domestic violence and increased drug abuse.

The services provided by the Child & Family Department are critical and mandated. It is imperative that caseloads are maintained at a level that is manageable by staff for the safety and well-being of the children and families served in Carver County. The department would like to utilize a temporary Social Worker in the ongoing Child Protection/Children's Mental Health Unit starting approximately November 2, 2021, for a maximum of 40 days in 2021 and into Quarter 1 of 2022 for the allowed maximum of 67 days.

This position will utilize funding from the Seasonal/Temporary/On-Call budget (STOC) pool. Employee Relations has approved use of STOC funds for this purpose and Central Finance has verified that there are dollars available. The STOC cost for 40 days of Case Management services in 2021 is \$12,090. The STOC cost for 67 days of Case Management services in 2022 is \$19,647.

ACTION REQUESTED:

Motion to approve STOC funding to hire a temporary Child Protection/Children's Mental Health Social Worker for up to 40 days in 2021 and up to 67 days in 2022 starting in early-November 2021.

FISCAL IMPACT: <input type="text" value="Budget amendment request form"/>	FUNDING								
If "Other", specify: <input type="text"/>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td>County Dollars =</td> <td style="text-align: right;">\$0.00</td> </tr> <tr> <td>STOC Account 2021</td> <td style="text-align: right;">\$12,090.00</td> </tr> <tr> <td>STOC Account 2022</td> <td style="text-align: right;">\$19,647.00</td> </tr> <tr> <td>Total</td> <td style="text-align: right;">\$31,737.00</td> </tr> </table>	County Dollars =	\$0.00	STOC Account 2021	\$12,090.00	STOC Account 2022	\$19,647.00	Total	\$31,737.00
County Dollars =	\$0.00								
STOC Account 2021	\$12,090.00								
STOC Account 2022	\$19,647.00								
Total	\$31,737.00								
FTE IMPACT: <input type="text" value="Increase budgeted staff"/>	<input checked="" type="checkbox"/> Insert additional funding source								

Related Financial/FTE Comments:

No additional tax levy dollars are being requested.

Budget Amendment Request Form



To be filled out AFTER RBA submittal

Approval to hire a Temporary Social Worker in the Health and Human Services(HHS) Child & Family

Agenda Item: Department

Department:

Meeting Date: 11/2/2021

Fund:

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

Requested By: Denise Heckmann

DEBIT			CREDIT		
Description of Accounts	Acct #	Amount	Description of Accounts	Acct #	Amount
HHS Salaries STOC-2021	11-422-700.6119	\$12,090.00	ER STOC Budget- 2021	01-820.6119	\$12,090.00
HHS Salaries STOC- 2022	11-422-700.6119	\$19,647.00	ER STOC Budget- 2022	01-820.6119	\$19,647.00
TOTAL		\$31,737.00	TOTAL		\$31,737.00

Reason for Request:

STOC funding to hire a temporary Child Protection/Children's Mental Health Social Worker for up to 40 days in 2021 and up to 67 days in 2022 starting in early-November 2021.

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Settlement for Right of Way Acquisition for the Flying Cloud Drive Reconstruction Project

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

The 2018 and 2019 construction seasons included the Flying Cloud Drive Reconstruction Project, which included the reconstruction of Highway 61 (Flying Cloud Drive) from the Highway 101 roundabout on the west to the Hennepin County line on the east. Additional right of way was needed in order to complete the project. Appraisals were obtained and the County Board approved the making of offers based on the appraisals. Negotiated settlements with all affected landowners were obtained except for the property located at PID #25.0363000. The eminent domain process was started with the district court and land commissioners were sworn in. Negotiations continued during the eminent domain process and a settlement has been reached with the property owner.

ACTION REQUESTED:

Motion to adopt a resolution for a settlement for right-of-way acquisition for the Flying Cloud Drive Reconstruction Project.

FISCAL IMPACT:

If "Other", specify:

FUNDING

County Dollars =

Turnback Funds	\$25,000.00
----------------	-------------

FTE IMPACT:

Total	\$25,000.00
--------------	--------------------

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2021 - 7964

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

Date: November 2, 2021

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

Resolution Authorizing Settlement of Compensation to Owners for Acquisition of Real Property Interests Needed for the Flying Cloud Drive Reconstruction 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, 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 County Highway 61 as part of the Flying Cloud Drive Reconstruction Project (“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 identified 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, the County acquired easements for roadway, drainage & utility, wall and temporary construction; and

WHEREAS, After the project construction began, it was determined that additional drainage and utility easements were necessary on the property identified on Exhibit A; and

WHEREAS, the Public Works Division Director or agents under his supervision, have negotiated a settlement with the Owners impacted by the Project as described in said Exhibit A.

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 of County Highway 61 as part of the Flying Cloud Reconstruction Project constitute a valid public use or public purpose; and

BE IT FURTHER RESOLVED that based upon the estimate of damages from the County’s proposed acquisitions of the real property interests described in said Exhibit A which the County obtained either from an

appraisal or a minimum damage acquisition report and the negotiations between said Owner(s) and the Public Works Division Director or agents under his supervision, County shall make a payment of compensation to the Owners within the Project from whom the County must acquire needed real property interests, in the amounts as described in said Exhibit A; and

BE IT FURTHER RESOLVED that the Carver County Board of Commissioners hereby authorizes and directs the Carver County Board Chairman and Carver County Administrator to enter into Stipulation of Settlement Agreement with said property owner(s), in the name of the County of Carver for the Project.

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 November 2, 2021, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 2nd day of November, 2021.

Dave Hemze

County Administrator

Insert Exhibit A
to
Resolution Authorizing Settlement of Compensation to Owners for Acquisition of Real Property
Interests

(Acquisition)

P.I.D. No. 25.0363000

LaVonne S. Dallman, State-Wide Auto Salvage, Inc., and Foreign World Auto Parts, Inc.

Taking of a temporary easement for construction purposes over County State Aid Highway No. 61 (containing 5,227.2 sq. ft. more or less).

Settlement Amount: \$25,000.00

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Donation of Compostable Dinnerware and Bags

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

His House Foundation (HHF) is hosting a "Shining the Light on Homelessness" Sleep Out event at the Chaska Event Center on Saturday, November 13, 2021. This event seeks to increase awareness about homelessness and housing instability in our communities, while raising essential funds for local housing and support services. HHF has made a request for donations of compostable dinnerware and bags to prevent waste from being produced at this event.

One of the missions of the Environmental Services Department is to encourage the practice of waste reduction in our communities, including composting and recycling. Providing these compostable items for a community event like this, and promoting their use, can be a helpful and productive step toward that goal.

The Environmental Services Department is requesting Board approval to donate compostable cups, plates, silver ware and bags to HHF from our existing stock, to help this be a zero-waste event. The total value of the requested items is \$75.

ACTION REQUESTED:

Motion to approve the donation of compostable dinnerware and bags to the His House Foundation.

FISCAL IMPACT:

If "Other", specify:

FTE IMPACT:

FUNDING

County Dollars =	<input type="text" value=""/>
solid waste service fee; g	\$75.00
Total	\$75.00

Insert additional funding source

Related Financial/FTE Comments:

The value of this quantity of compostable dinnerware and bags is \$75.00. The Environmental Services Department draws upon several non-levy revenues, such as the Solid Waste Service Fee and State Solid Waste Grants, for various expenditures including compostable products.

Office use only:

RBA 2021 - 7959

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Approval of Charles J. Dahlke Grant Proposals

Primary Originating Division/Dept: <u>Public Services - Library</u>	Meeting Date: <u>11/2/2021</u>
Contact: <u>Heidi Hoks</u> Title: <u>Library Director</u>	Item Type: <u>Consent</u>
Amount of Time Requested: <input type="text"/> minutes	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Presenter: <input type="text"/> Title: <input type="text"/>	

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

Carver County resident Charles Dahlke donated half of his estate at his death to the Carver County Library to fund creative library enhancement projects. On March 16, 2021, the County Board approved the parameters of the granting process and the grant form. Per the approved grant parameters, grant applications were written by staff throughout the system. Staff consulted with their branch manager and library director. To ensure public input on projects, branch managers met with their Friends' groups to solicit input on the potential projects. Grant proposals were brought forward to the grant board which includes the library director, a branch manager, library board member, friends of the library representative and assistant county administrator. The grant board recommended that all projects be brought forward to the library advisory board. The library board reviewed and recommended that the County Board approve the grant proposals:

- Mobile HotSpots: \$14,637 in funds to support 41 mobile hotspots that can be checked out at the library.
- Digital Conversion Lab: \$17,023.75 in funds to purchase two portable labs that will allow patrons to digitize media in analog form such as film negatives, VHS tapes, audio cassette tapes and other media.
- STEM Kits: \$3,700 in funds to add to and refresh the very popular elementary STEM kits.
- Seed Library: \$1,900 in funds to start a heirloom seed library at the Chaska branch.
- Next Chapter Book Club: \$1,100 in funds to create and launch a book club geared toward adults with disabilities.

ACTION REQUESTED:

Motion to approve the following Charles Dahlke grant proposals: Mobile HotSpots, Digital Conversion Labs, STEM kits, Seed Library and Next Chapter Book Club.

FISCAL IMPACT: Other

If "Other", specify:

proceeds from estate of Charles Dahlke

FUNDING

County Dollars =	\$0.00
Dahlke Grant	\$38,360.75
Total	\$38,360.75

FTE IMPACT: None

Related Financial/FTE Comments:

Per the grant guidelines, up to \$100,000 per year can be allocated. The total requests are for \$38,360.75. Thus far, Carver County library has received \$500K from the Charles Dahlke estate. It is anticipated that it will take several more months for the estate to fully settle and at that time, the library will receive a final disbursement.

Office use only:

RBA 2021 - 7956

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Preorder 2022 Tandem Plow Truck Chassis

Primary Originating Division/Dept: <u>Public Works - Operations</u>	Meeting Date: <u>11/2/2021</u>
Contact: <u>Michael Legg</u> Title: <u>Operations Manager</u>	Item Type: <u>Consent</u>
Amount of Time Requested: <input type="text"/> minutes	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Presenter: <input type="text"/> Title: <input type="text"/>	

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

Carver County has a large fleet of vehicles and equipment that are used in various departments. The County annual budget and Long-Term Financial Plan includes recommendations from the Public Works fleet replacement program. The Public Works equipment budget request for 2022 is \$730,000 for fleet replacement and \$703,000 for new equipment.

The 2022 budget request includes 1 replacement and 2 new tandem axles snow plow trucks. The new trucks are needed to implement two additional snow plow routes as discussed in the 2022 budget hearing. Public Works is requesting to pre-order the chassis of these snow plows.

The cost of each chassis from Boyer Trucks is \$124,550.00 and is part of the State Contract. If the County orders the chassis via a purchase order within the next few weeks they should be delivered by the end of the first quarter in 2022 and then are put in the queue with the truck body builder, Towmaster, who adds the snow and ice equipment, etc. Build times with Towmaster have become the bottle neck in the system, with completion pushing out to over 12 months. Getting in line now shortens the wait as after January 1 all other agency's also get into line. A signed purchase order for the chassis is required to get in line.

Payments for the ordered equipment do not happen until delivery of equipment from the manufacturer which would not occur until 2022.

ACTION REQUESTED:

Authorize the pre-order of 3 tandem axle snow plow truck chassis.

FISCAL IMPACT: None

If "Other", specify:

FTE IMPACT: None

FUNDING

County Dollars =	\$373,650.00
<input type="text"/>	<input type="text"/>
Total	\$373,650.00

Related Financial/FTE Comments:

Funding shown is part of the 2022 budget request and is for the chassis only.

Office use only:

RBA 2021 - 7958

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Governor's Proclamation for the County and Tribal Financial Worker and Case Aide Day

Primary Originating Division/Dept: <input type="text" value="Health & Human Services - Income Support"/>	Meeting Date: <input type="text" value="11/2/2021"/>
Contact: <input type="text" value="Kate Probert Fagundes"/> Title: <input type="text" value="Department Manager"/>	Item Type: <input type="text" value="Regular Session"/>
Amount of Time Requested: <input type="text" value="5"/> minutes	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No
Presenter: <input type="text" value="Kate Probert Fagundes"/> Title: <input type="text" value="Department Manager"/>	
Strategic Initiative: <input type="text" value="Customer Service: Continue the County's delivery of high value, timely service and support"/>	

BACKGROUND/JUSTIFICATION:

Governor Walz has proclaimed October 13th, 2021 County and Tribal Financial Assistance Worker and Case Aide day.

County Financial Assistance workers and Case Aides are responsible for operating and administering complex Federal and State programs to ensure that essential needs of the residents and families are met. Financial workers responsible for the expenders of millions of dollars annually and must meet high standards of job performing for administering multiple public assistance programs. Financial Assistance worker teams and Case Aides focus on offering excellent customer services to residents and families in Carver County. Case Aides provide essential clerical and customer service support to ensure efficient operations of all units within Health and Human Services.

Kate Probert Fagundes, Income Support Department Manager, will do a short presentation outlining the excellent work and achievements of the Financial Assistance teams and Case Aides.

ACTION REQUESTED:

Motion to adopt the Governor's proclamation proclaiming October 13th, 2021 County and Tribal Financial Assistance Worker and Case Aide day and to acknowledge excellent and efficient work of the Health and Human services Financial Assistance teams and Case Aides .

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

Related Financial/FTE Comments:

Office use only:

RBA 2021 - 7962



STATE of MINNESOTA

Proclamation

WHEREAS: County and Tribal Financial Workers and Case Aides are dedicated to providing outstanding service to the people of Minnesota through their administration of public assistance programs; and

WHEREAS: County and Tribal Financial Workers and Case Aides are responsible for the prudent expenditure of millions of dollars annually and must meet high standards of job performance in determining eligibility for public assistance; and

WHEREAS: The duties performed by County and Tribal Financial Workers and Case Aides require they be well-versed in a number of areas in order to effectively provide services to clients and the general public; and

WHEREAS: The nature of federal and state legislation necessitates that County and Tribal Financial Workers and Case Aides continually expand their knowledge, skills, and expertise related to their profession; and

WHEREAS: It is important to recognize the valuable services County and Tribal Financial Workers and Case Aides provide for Minnesotans by delivering culturally responsive case management and accessible community services with a person-centered focus.

NOW, THEREFORE, I, TIM WALZ, Governor of Minnesota, do hereby proclaim Wednesday, October 13, 2021, as:

COUNTY AND TRIBAL FINANCIAL WORKER AND CASE AIDE DAY

in the State of Minnesota.



IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol this 5th day of October.

GOVERNOR

SECRETARY OF STATE

Filed on October 6, 2021
Office of the Minnesota
Secretary of State,
Steve Simon 25

Carver County Board of Commissioners Request for Board Action



Agenda Item:
Cybersecurity Update

Primary Originating Division/Dept: ▼

Meeting Date:

Contact: Title:

Item Type:
 ▼

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:
 ▼

BACKGROUND/JUSTIFICATION:

Cybersecurity is one of the County's most critical programs. The County Board has been supportive in this effort over the years. The IT Department would like to provide the County Board with an update on some of the security risks the County is facing and what IT is doing to mitigate those risks.

ACTION REQUESTED:

None.

FISCAL IMPACT: ▼
If "Other", specify:

FUNDING
County Dollars =

Total

FTE IMPACT: ▼

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2021 - 7971

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Redetermination of Ditch Benefits - Presentation by H2Over viewers

Primary Originating Division/Dept: Property & Financial Services

Meeting Date: 11/2/2021

Contact: David Frischmon

Title: Property and Finance Divisio...

Item Type:

Work Session

Amount of Time Requested: 20 minutes

Presenter: H2Over viewers staff

Title:

Attachments: Yes No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The County Board acting as the Ditch Authority is responsible for inspecting and maintaining the efficiency of the drainage system and to make sure the lands utilizing the drainage systems pay for the maintenance and repairs of the system in a fair and equitable way. Over time, land development can expand the number of property owners who benefit from the ditch system. A Redetermination of Benefits is a formal process where viewers use updated maps, photos and other data to identify current draingage patterns and boundaries to determine which property owners are benefitting from the ditch system so the Ditch Authority can make sure the maintenance and repairs of ditch systems are being paid by the appropriate property owners. Recent MN Statutes require that payments to property owners for required buffer strips along ditches be completed as part of the Redetermination of Ditch Benefits process. The following is a listing of Carver County Ditches and Joint Ditches - bold indicates a Redetermination of Benefits has not been completed/started for over 15 years:

County Ditch 2-3, 5, 6, 7, 9, 10: County staff have no records of a Redetermination of Beneifts since these ditches were originally established.

County Ditch 4A: Redetermined in 2011

Joint Ditch 1: Carver 65.16%/McLeod 34.84% Mcleod has requested Carver to consider a Redetermination

Joint Ditch 3-A: Redetermined in 2012

Joint Ditch 2: Recently established in 2013 Sibley 96.87%/Carver 3.13% - no need for a Redetermination

Joint Ditch 4: Carver 70.387%; Wright 26.458%; McLeod 3.155%

Joint Ditch 5: Carver 77.52%; McLeod 22.48%

Joint Ditch 21: Sibley County working on Redetermination (Joint Ditch meeting scheduled for 11/9/21)

Joint Ditch 22: Sibley County working on Redetermination (Joint Ditch meeting scheduled for 11/9/21)

Joint Ditch 24: Sibley County working on Tile Line only Redetermination (Joint Ditch meeting scheduled for 11/9/21)

Joint Ditch 28: McLeod County working on Redetermination

Joint Ditch 33: Newly established in 2020 Sibley/Carver - no need for a Redetermination

H2Over viewers have viewed and redetermined benefits for over 1.5 million acres in Minnesota in the following MN counties:

Renville, Lac qui Parle, Nobles, Jackson, Le Sueur, Rice, Blue Earth, Sibley

H2Over viewers provide the best in class solution utilizing both technology and experience to deliver an impartial, fair and equitable, and defensible redetermination of benefits for you and the landowners you represent.

ACTION REQUESTED:

None - information sharing and direction

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =

Total

\$0.00

FTE IMPACT: None

Related Financial/FTE Comments:

Ditch maintenance and repair costs are annually assessed to the benefitting land owners. Thus, no County levy dollars are spent maintaining or repairing ditches.

Office use only:

RBA 2021 - 7965

Carver County Board of Commissioners Request for Board Action



Agenda Item:
2022 Legislative Platform

Primary Originating Division/Dept: Administration (County)

Meeting Date: 11/2/2021

Contact: Dave Hemze Title: County Administrator

Item Type:
Work Session

Amount of Time Requested: 30 minutes

Attachments: Yes No

Presenter: Dave Hemze Title: County Administrator

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

BACKGROUND/JUSTIFICATION:

The proposed 2022 Carver County Legislative Platform is attached. County Administrator Hemze will present these priority issues.

ACTION REQUESTED:

Board direction only.

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:

RBA 2021 - 7947



CARVER COUNTY

LEGISLATIVE PLATFORM

2022

“Where the future embraces the past in keeping Carver County a great place to live, work, and play for a lifetime.”

Local Control Policy

The Carver County Board of Commissioners supports local decision-making authority and opposes legislation that removes the ability for local elected officials to respond to the needs of its businesses and constituents or that restricts local decision-making authority.

Locally elected decision-makers hold the best position to determine what health, safety and welfare regulations best serve their constituents. Like State and Federal legislative leaders, local elected officials are held accountable through Minnesota's robust elections process. Ordinances at the local level are enacted only after a comprehensive, legal, and open process.

The public's access to local officials is much easier, as is attending local county board and city council meetings.

Counties are often laboratories for determining public policy approaches to the challenges that face residents and businesses. Preserving local control in our state has yielded widespread benefits such as the 2007 Freedom to Breathe Act, and an amendment to the Minnesota Clean Indoor Air Act.

2022 Legislative Priorities

1. Provide funding for 82nd Street reconstruction
2. Revise the eminent domain appraisal process for property owners
3. Support legislation for capital improvement funding for regional parks
4. Support requested split of parks and trails and legacy funding
5. Match County funding with State funding for Lake Waconia Regional Park development
6. Support bonding request for Camp Parsons restoration project
7. Increase fees retained by Deputy Registrars for processing State transactions
8. Simplify the Minnesota Family Investment Program budget methodology
9. Improve access to public health data
10. Amend the Medicaid Inmate Exclusion Policy in the Federal Social Security Act
11. Metropolitan governance reform

Item numbering is not a priority listing



Issue #1: Provide Funding for 82nd Street Reconstruction

Background

Carver County, along with its partners, completed a transportation plan for all roadway corridors around the Minnesota Landscape Arboretum. The Arboretum Area Transportation Plan identified \$200 million in roadway, trail, utility, and water quality infrastructure investment needed in the next 20 years for Highway 5, Highway 7, Highway 41, Rolling Acres Road, and 82nd Street in the Cities of Victoria, Chaska and Chanhausen.

The study's implementation plan describes potential phased individual projects, as well as potential funding sources. The County plans to use the local option sales tax for many of these projects. However, Cities require assistance to pay for its portion of the improvements. Given the unique location of 82nd Street, which lies on the southern boundary of the Arboretum and on the northern limit of Chaska green belt, very little opportunity exists for the Cities to generate revenue. The plan shows 82nd Street providing an additional entrance to the Arboretum to serve future master plans, with the University expressing support for the proposed upgrades to the roadway and trail system. The total cost to upgrade 82nd Street to a two-lane county highway totals approximately \$20 million.

Requested Position

Carver County requests that the legislature provide \$10 million in General Obligation Bonds for engineering, right-of-way acquisition and construction of 82nd Street between Bavaria Road and Highway 41.



Issue #2: Revise the Eminent Domain Appraisal Process for Property Owners

Background

Carver County requests revisions to Chapter 117, Eminent Domain, to mitigate the unintended consequences of the legislation. The 2006 revisions to the eminent domain law resulted in a significant cost increase to taxpayers related to attorneys' fees and interest payments incurred by agencies implementing public transportation improvements. This placed an unreasonable and unintended burden on transportation funding. The modest changes proposed below would give condemning authorities a chance to respond to new information that may come to light in the property owner's appraisal, possibly totally avoiding the need to acquire the property through eminent domain.

Requested Position

Carver County recommends changing the deadline for a property owner to provide their appraisal from 5 to 45 days before the Commissioners' hearing. The condemning authority then shall have 30 days from the receipt of the property owner's appraisal to provide the property owner a revised last written offer.



Issue #3: Capital Improvement Funding for Regional Parks

Background

The 2022 portion of the Metropolitan Council's Regional Park CIP is based on the issuance of up to \$10 million of Metropolitan Council bonds to provide a 40% match to a 2020 State bond request of \$15 million. These results in a 2022 CIP requested total for the Metropolitan Regional Park System of \$25 million.

Requested Position

Support legislation which provides up to \$25 million for the Regional Park CIP for 2022. \$15 million of State Bonds are to be matched with \$10 million of Metropolitan Council bonds for a combined total of \$25 million for the Metropolitan Regional Parks System.

Note: The above requested position is consistent with the current request by the Metropolitan Council of the Governor for inclusion in the 2022 Legislative Session. Implementing Regional Park Agencies often support another request after the proposed budget is announced.



Issue #4: Parks and Trails Legacy Funding

Background

Since April 2012, the funding breakdown for Parks and Trail Legacy Funding has been as follows:

- 0.25% off the top for coordination among partners for marketing and promotional efforts for all parks and trails of state or regional significance.
- 0.25% off the top to fund resources to establish criteria to allocate Legacy Funding

The remainder to be split:

- 40% Minnesota Department of Natural Resources
- 40% Metropolitan Regional Parks and Trails
- 20% Greater Minnesota Regional Parks

Requested Position

Should legislation be introduced which would decrease the funding for the Metro Regional Parks and Trails, funding shall be no less than 40% to Metro Regional Parks and Trails after the .5% allocation for coordinated marketing and establishment of criteria to allocated Legacy Funding.



Issue #5: Lake Waconia Regional Park Development

Background

Lake Waconia Regional Park is a 160-acre Metropolitan Regional Park, minimally developed, and located on the second largest lake in the twin cities area. Carver County has received past funding from the State for the phased development of lake Waconia Regional Park during the 2018 and 2020 legislative sessions. The request for matching funds to County funds continues the commitment and partnership with the State toward providing regional recreation opportunities.

This investment would assist in the development of a building which would provide event/classroom space, restrooms, concessions, rental services along with a playground, and other site amenities to facilitate the use of existing public lakeshore property.

Requested Position

Carver County requests \$2.25 million in State funds, matched by \$2.25M million in County funds, to predesign, design, construct, furnish and develop recreation facilities at Lake Waconia Regional Park.



Issue #6: Camp Parsons Restoration Project

Background

The Phyllis Wheatly Community Center manages approximately 100 acres of property in the northwestern portion of Carver County on Oak Lake. The property, known as Camp Parsons, was donated to be used to provide the means for inner-city children of North Minneapolis to experience the undeveloped environment. The camp needs restoration/redevelopment to provide equitable recreational opportunities and the Phyllis Wheatly Community Center seeks State bonding for these improvements. Carver County supports a bonding application and plans to provide sponsorship if funding is awarded to the project.

Requested Position

Support the bonding request for the Phyllis Wheatly Camp Parson Restoration Project for the use and public enjoyment for the youth of North Minneapolis and residents of Carver County.



Issue #7: Increase Fees Retained by Deputy Registrars for Processing State Transactions

Background

The fee retained by Deputy Registrars for processing driver's licenses and motor vehicle applications are set by statute and without legislative action cannot be increased. Thus, the business model for a Deputy Registrar's Office relies on the legislature increasing fees to ensure a variety of services continue to be available across Minnesota.

Starting in 2017, Deputy Registrars staff time to process vehicle registration applications increased significantly due to MNLARS (and now MNDRIVE), requiring Deputy Registrar staff to enter all data in the MNLARS/MNDRIVE system before a transaction can be processed. Prior to 2017, Deputy Registrars and State DVS staff shared data entry responsibilities.

Starting in 2020, Deputy Registrars' staff time to process Federal Real ID and Enhanced compliant driver's license applications increased significantly, compared to a standard driver's license application due to the Federal Homeland Security Department's strict requirements for document verification and scanning.

For Carver County the additional work decreased the targeted number of driver's license and title transfer transactions an employee can complete in a day from 25 in 2017 to 20 in 2021. This 20% increase in time per transaction means the same number of Carver County License Center staff generates approximately \$150,000 less annual revenue in 2021 compared to 2017. Other Deputy Registrars offices estimate increases of 30-40% in staff time to process driver's licenses and motor vehicle applications from the above two changes.

In response to the increased staff time to process a title transfer application with MNLARS (and now MNDRIVE), the 2019 legislature increased the fee retained by Deputy Registrars to process a title transfer application from \$10 to \$11. The title transfer fee retained by Deputy Registrars had been \$10 since 2011.

The fee retained by Deputy Registrars to process all types of driver's license applications has not changed since 2014 when it was increased by \$3 per transaction from \$5 to \$8.

The proposed increases represent the minimum necessary to offset Carver County's decrease in Deputy Registrar revenue caused by the additional work required by State and Federal agencies to complete title and driver's license transactions. Other Deputy Registrars across the State may have experienced greater decreases in revenues, depending on workloads.

Requested Position

- Increase the fee retained by Deputy Registrars to process a standard driver's license application by \$1 per transaction from \$8 to \$9.
- Increase the fee retained by Deputy Registrars to process a title transfer application by \$2 per transaction from \$11 to \$13.
- Increase the fee retained by Deputy Registrars to process a Federal Real ID and Enhanced compliant driver's license application by \$3 per transaction from \$8 to \$11.



Issue #8: Simplify the Minnesota Family Investment Program budget methodology

Background

Modernization and simplification of MFIP's (and other cash programs) reporting requirements is needed. The program should align with nationwide best practices, encourage earned income and employment, calculate benefits based on current (not past) income, and create equity/uniformity with other public assistance programs (such as SNAP). Requiring Carver County families to do monthly reporting for MFIP is an added administrative step that burdens families, creates confusion, and leads to benefits not reaching their intended target population. The State's MFIP budget methodology is an antiquated strategy and reduces the program's potential to help families when they are destabilized. The intent of MFIP is to stabilize families so they can move toward self-sufficiency. When a family falls off the program due to procedural gaps—versus their own financial situation—the program has failed.

Requested Position

Carver County requests changes to the budget methodology so instead of the State immediately reducing benefits when earnings increase, MFIP would set benefits for a six-month (reporting) period instead of monthly. This creates a stable base income for families to move beyond crisis and gather momentum to secure more steady earned income, incentivize having earned income, and reduce county administrative (processing of paperwork) time.



Issue #9: Improve Access to Public Health Data

Background

The COVID-19 pandemic showed a need to improve local public health's access to data. While the State gathers and synthesizes the data, Carver County residents look to its Local Public Health department to share hyperlocal data, whether that's countywide, by City or by Township. Access to this data helps agency leaders, such as City Administrators and school district leadership—make quick decisions supported by relevant, real-time data.

Requested Position

Carver County requests the Minnesota Department of Health to adopt principles to improve local public health's access to data. These ten principles the County recommends are:

1. Public Health data must be thought of as a system where data flows from providers to MDH to local public health.
2. All collected data that includes location information should be shared with local public health, as a default.
3. If data is electronic, it should be made available electronically and in a machine-readable format.
4. Robust metadata should be published for every piece of data reported by MDH.
5. All MDH reports need to include the data behind the report. If there is a percentage, then both the numerator and denominator need to be published.
6. Data sharing needs to occur more quickly—the pandemic has shown us how rapidly things can change in a week.
7. MDH's GIS function needs to be beefed up substantially and funded directly because often the roadblock on getting data to counties is that it needs to be geocoded.
8. MDH should provide analysis centrally when a large number of local public health units need it.
9. MDH should have a weekly data call with counties so they know what MDH is doing and what is changing.

10. "If it is about me, involve me." Local public health is on the front lines of the COVID-19 response, yet are rarely consulted about data changes at MDH. We have an important understanding about what data we need but are rarely brought to the table.



Issue #10: Amend the Medicaid Inmate Exclusion Policy in the Federal Social Security Act

Background

As a result of current policy, county jails bear the brunt of providing a range of costly health services. Counties and local taxpayers should not have to carry the burden of paying for services that should be covered by the Federal government. Amending the Medicaid Inmate Exclusion policy has long been necessary. Specifically, Minnesota counties are responsible for delivering critical health services to inmates and are required by Federal law to provide those services. Many pre-trial inmates have diverse and significant health needs, such as substance use disorders and mental health diagnoses. Individuals with mental health and/or chemical health indicators are more likely to return to jail than those without these indicators.

Carver County spends more than \$140,000 annually on contracted mental health and nursing services for inmates in its jail. There are additional costs to the County for medications, dental care, and medical care beyond basic nursing services. Providing access to Federal health benefits to pre-trial inmates would help counties break the cycle of recidivism caused or exacerbated by untreated mental illness and/or substance use disorders, thereby improving public safety. Inmate health care is a significant cost to counties and those that have not yet been convicted of a crime should retain their eligibility for these Medicaid programs.

Requested Position

1. Carver County urges Congress to pass legislation that would differentiate between pretrial and post-conviction incarceration and restore pretrial detainee access to federal health care benefits and help break the cycle of recidivism to make our communities safer.



Issue #11: Metropolitan Governance Reform

Background

A coalition of local governments throughout the metropolitan area developed a position statement and a set of principles for improving metropolitan governance in the Twin Cities.

The coalition supports the need for regional planning, collaboration and coordination, but seeks to expand local government representation on the Metropolitan Council.

Cities in Carver County that have formally adopted this position include Chanhassen, Chaska, Cologne, Hamburg, Mayer, New Germany, Norwood Young America, Watertown, and Victoria. Other metropolitan local governments formally supporting this position include Andover, Anoka County, Bethel, Blaine, Coates, Columbus, Centerville, Crystal, Dakota County, Elko New Market, Farmington, Forest Lake, Greenwood, Ham Lake, Hampton, Jordan, Lino Lakes, Loretto, Mendota Heights, Mound, New Prague, Nowthen, Oak Grove, Plymouth, Prior Lake, St. Francis, Scott County, and Shakopee. This list is growing as we continue to discuss this critical issue with others.

The coalition's objectives for its collective effort to improved governance are:

1. To articulate a vision of responsive and effective metropolitan governance — as represented by a Statement of Belief and Principles for Reform of the Metropolitan Council.
2. To align local government interests behind a reform effort — through formation of a broad coalition of metropolitan cities and counties — and a common position.
3. To be prepared for any efforts — legislative and otherwise — to reform the governance structure and functioning of the Metropolitan Council.

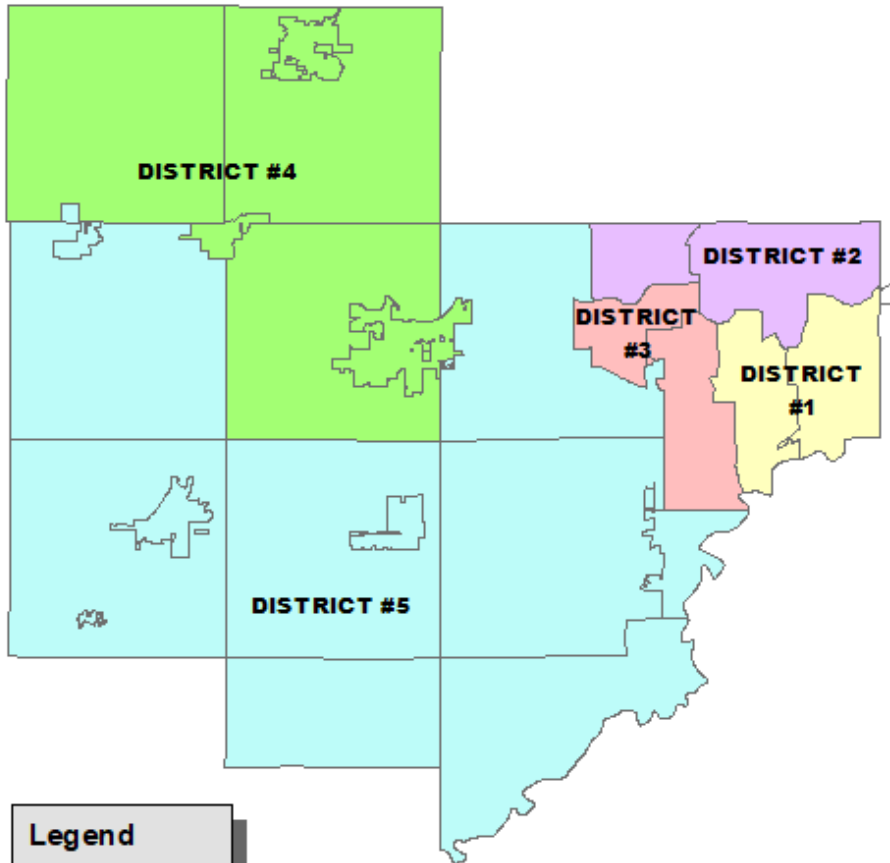
The Metropolitan Council, due to its taxing and policy authority, needs accountability to a regional constituency of those impacted by its decisions. It should not operate as a State agency – as it does in its current form – answerable to only one person, the Governor.

Requested Position

Carver County supports changes to legislation which follow the below principles for Metropolitan Council Reform. Specific legislation has been proposed by the local government coalition on this topic.

1. A majority of the members of the Metropolitan Council shall be elected officials, appointed from cities and counties within the region.
2. Metropolitan cities shall directly control the appointment process for city representatives to the Metropolitan Council.
3. Metropolitan counties shall directly appoint its own representatives to the Metropolitan Council.
4. The terms of office for any Metropolitan Council members appointed by the Governor shall be staggered and not coinciding with the Governor's term.
5. Membership on the Metropolitan Council shall include representation from every metropolitan county government.
6. The Metropolitan Council shall represent the entire region, therefore voting shall be structured based on population and incorporate a system of checks and balances.

CARVER COUNTY COMMISSIONER DISTRICTS



Legend

- Gayle Degler
- John Fahey
- Matt Udermann
- Tim Lynch
- Tom Workman



Carver County Commissioners

Gayle Degler – District 1 Phone: (763) 381-1879 gdegler@co.carver.mn.us	Tom Workman–District 2 Phone: (952) 250-4924 tworkman@co.carver.mn.us
Matt Udermann – District 3 Phone: (612) 888-4733 matt.udermann@co.carver.mn.us	Tim Lynch – District 4 Phone: (952) 303-9458 tlynch@co.carver.mn.us
John P. Fahey – District 5 Phone: (612) 849-6298 jfahey@co.carver.mn.us	

Carver County Administration

David Hemze County Administrator Phone: (952) 361-1526 dhemze@co.carver.mn.us	Nick Kuktavy Assistant County Administrator/Public Services Phone: (952) 361-1797 nkuktavy@co.carver.mn.us
Jason Kamerud County Sheriff Phone: (952) 361-1784 jkamerud@co.carver.mn.us	Mark Metz County Attorney Phone: (952) 361-1490 mmetz@co.carver.mn.us
Kerie Anderka Employee Relations Phone: (952) 361-1570 kanderka@co.carver.mn.us	Rod Franks Health & Human Services Phone: (952) 361-1710 rfranks@co.carver.mn.us
David Frischmon Property & Financial Services Phone: (952) 361-1506 dfrischmon@co.carver.mn.us	Lyndon Robjent Public Works Phone: (952) 466-5206 lrobjent@co.carver.mn.us