



Carver County Board of Commissioners  
 October 16, 2012  
 Regular Session  
 County Board Room  
 Carver County Government Center  
 Human Services Building  
 Chaska, Minnesota

PAGE

4:00 p.m.	1.	<ul style="list-style-type: none"> <li>a) <b>CONVENE</b></li> <li>b) <b>Pledge of allegiance</b></li> <li>c) <b>Public comments (limited to five minutes)</b></li> </ul>	
	2.	Agenda review and adoption	
	3.	Approve minutes of October 2, 2012 Regular Session .....	1
	4.	Community Announcements	
4:00 p.m.	5.	<b>CONSENT AGENDA</b>	
		<i>Connections: Develop strong public partnerships and connect people to services and information</i>	
	5.1	Carver County Assessor re-appointment .....	2
	5.2	Police service contract – Carver Scott Educational Coop .....	3
	5.3	Renewal application for on-sale, off sale and Sunday liquor license for Hollywood Roadhouse LLC .....	4
	5.4	Sheriff’s Office donation.....	5
	5.5	Application for on-sale and Sunday liquor license for Lefties, LLC d/b/a Traditions Old and New .....	6
	5.6	Disposition of property – furniture, fixture and equipment.....	7
	5.7	Sheriff’s Office K9 program donation.....	8
	5.8	Police service contract –ISD 110 (Waconia Schools).....	9
		<i>Communities: Create and maintain safe, healthy and livable communities</i>	
	5.9	Railroad crossing signal agreement #96154 (CSAH 31) .....	10-11
	5.10	Grant agreement #SG-2012048 for the Dakota Rail Regional Trail ...	12-13
	5.11	Concurrence of award of bid for CSAH 61 at CR 140/Hickory Street traffic signal installation.....	14-17
	5.12	Joint powers agreement with City of Chaska for installation of traffic signal on CSAH 61 (Chaska Blvd) at CR 140.....	18
	5.13	Amendment No. 2 to professional services agreement for Carver County Highway 101 “Y” study with SEH .....	19
		<i>Culture: Provide organizational culture fostering accountability to achieve goals and Sustain public trust/confidence in County government</i>	
	5.14	Approval of memorandum of agreement with Teamsters 320 licensed management unit .....	20
	5.15	Out of state travel – Extension.....	21
	5.16	Crisis therapists full time equivalent changes .....	22

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

- 5.17 Grant agreement #SG-2012-036 for recreation and open space acquisition ..... 23-24
- 5.18 Whispering Creek Ranch – preliminary plat ..... 25-31

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

- 5.19 Community Social Service Warrants ..... NO ATT
- 5.20 Commissioners’ Warrants ..... NO ATT

- 4:05 p.m. **6. CONNECTIONS: Develop strong public partnerships and connect people to services and information**
  - 6.1 Metropolitan Area Agency on Aging presentation ..... 32
- 4:25 p.m. **7. GROWTH: Manage the challenges and opportunities resulting from growth and development**
  - 7.1 Professional services agreement for appraisal services for CSAH 11 construction (Project SP 10-611-06) ..... 33
  - 7.2 Relocation agreement with Minnesota Valley Electric for transmission line relocation ..... 34
- 4:45 p.m. **ADJOURN REGULAR SESSION**
- 4:45 p.m. **BOARD REPORTS**
  - 1. Chair
  - 2. Board Members
  - 3. Administrator
  - 4. Adjourn

David Hemze  
County Administrator

**UPCOMING MEETINGS**

- October 23, 2012 9:00 a.m. Board Meeting
- October 30, 2012 No Meeting
- November 6, 2012 No Meeting
- November 13, 2012 9:00 a.m. Board Work Session
- November 20, 2012 4:00 p.m. Board Meeting
- November 27, 2012 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 2, 2012. Chair James Ische convened the session at 9:00 a.m.

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

Members absent: None

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

Maluchnik moved, Workman seconded, to approve the minutes of the September 25, 2012, Regular Session. Motion carried unanimously.

Community announcements were made by the Board.

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

Authorized the Sheriff's Office acceptance of \$100 donation.

Approved request for renewal of on-sale and Sunday liquor license for Blue Bell Enterprises, Inc. d/b/a Lancer Catering at the Waconia Event Center.

Three year snow removal contract with Kusske Construction.

Adopted Findings of Fact and issue Order #PZ20120034 for the issuance of an Interim Use Permit, Todd Mesenbring, Benton Township.

Community Social Services' actions.

Approved payment of the following Commissioners' warrants:

INSERT

Motion carried unanimously.

Lynch moved, Degler seconded, to adjourn the Regular Session at 9:06 a.m. and go into a work session to receive updates from Public Works. Motion carried unanimously.

David Hemze  
County Administrator

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Carver County Assessor Re-appointment**

Primary Originating Division/Dept: <input type="text" value="PRTS - Property Assessment"/>	Meeting Date: <input type="text" value="10/16/2012"/>
Contact: <input type="text" value="Mark Lundgren"/> Title: <input type="text" value="Division Director"/>	Item Type: Consent <input type="text"/>
Amount of Time Requested: <input type="text"/> minutes Presenter: <input type="text"/> Title: <input type="text"/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No

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

**BACKGROUND/JUSTIFICATION:**

The current term for the Carver County Assessor expires on December 31, 2012. The County Board has the responsibility to reappoint the Assessor for an additional four year term. Carver County Assessor, Angela Johnson, was initially appointed in 1999 to serve the unexpired term of the Assessor due to a retirement. She was reappointed to serve in that position in 2008. She has the required Senior Accreditation from the State Board of Assessor's and meets all other statutory requirements.

**ACTION REQUESTED:**

Re-appoint Angela Johnson as the Carver County Assessor to a four year term effective January 1, 2013.

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

*Office use only:*

RBA 2012- 1393

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Police Services Contract - Carver-Scott Educational Coop**

Primary Originating Division/Dept: Sheriff	Meeting Date: 10/16/2012
Contact: Jason Kamerud      Title: Chief Deputy	Item Type: Consent
Amount of Time Requested:      minutes Presenter:      Title:	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No

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

**BACKGROUND/JUSTIFICATION:**

The Carver-Scott Educational Cooperative has contracted for police services (i.e., a School Resource Officer - SRO) through the Sheriff's Office for many years. The SRO service allows the district and Sheriff's Office to provide services to the children at the local level. Approval of this contract allows the continuation of the long-standing practice.

**ACTION REQUESTED:**

Approve Police Services Contract

<b>FISCAL IMPACT:</b> Included in current budget If "Other", specify:	<b>FUNDING</b> County Dollars =
<b>FTE IMPACT:</b> Other staffing change (grade, classification, hours, etc.)	Total      \$0.00

**Related Financial/FTE Comments:**

If the contract is not approved, we will reduce one FTE as the contract provides full funding for one FTE.

*Office use only:*

RBA 2012- 1391

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Renewal Application for On-Sale, Off-Sale and Sunday Liquor License for Hollywood Roadhouse LLC dba Hollywood**

Primary Originating Division/Dept: <input type="text" value="PRTS - Property Taxation"/>	Meeting Date: <input type="text" value="10/16/2012"/>
Contact: <input type="text" value="Teri Spencer"/> Title: <input type="text" value="Settlement Tech"/>	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:**  
 Connections: Develop strong public partnerships and connect people to services and information

**BACKGROUND/JUSTIFICATION:**

Paul Joswick, Owner and Vice President of Hollywood Roadhouse, has applied for renewal of his On-Sale, Off-Sale and Sunday liquor license. The Hollywood Roadhouse is located at 5475 County Road 33, New Germany, MN. There are no delinquent real estate taxes on the property.

**ACTION REQUESTED:**

Approval of the request for On-Sale, Off-Sale and Sunday liquor license for the Hollywood Roadhouse.

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

**Related Financial/FTE Comments:**  
 The license fee for Hollywood Roadhouse is as follows:

On-Sale liquor license fee \$2,000.00

Off-Sale liquor license fee \$100.00

Sunday liquor license fee \$200.00

*Office use only:*  
 RBA 2012- 1388

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Donation**

Primary Originating Division/Dept: Sheriff

Meeting

Date: 10/16/2012

Contact: Leslie Michel Title: Administrative Services Mana...

Item Type:

Consent

Amount of Time Requested: minutes

Presenter: Title:

Attachments:  Yes  No

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

Donation of \$50.00 from Roger and Beverly Severson to use at the Sheriff's Discretion.

**ACTION REQUESTED:**

Approve donation.

**FISCAL IMPACT:** None

If "Other", specify:

**FUNDING**

County Dollars =

**FTE IMPACT:** None

**Total** \$0.00

**Related Financial/FTE Comments:**

\$50.00 to 02-201-000-0000-5756

*Office use only:*

RBA 2012- 1386

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Application for On-Sale and Sunday Liquor License for Lefties LLC dba Traditions-Old & New**

Primary Originating Division/Dept:

Meeting Date:

Contact:  Title:

Item Type:

Amount of Time Requested:  minutes  
 Presenter:  Title:

Attachments:  Yes  No

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

Jacqueline Hellendrung, President of Lefties LLC dba Traditions-Old & New, has applied for an On-Sale and Sunday liquor license. Traditions-Old & New is doing business at the Dahlgreen Golf Club located at 6940 Dahlgren Road, Chaska, MN. There are no delinquent real estate taxes on this property.

**ACTION REQUESTED:**

Approval of the request for an On-Sale and Sunday liquor license for Lefties LLC dba Traditions-Old & New.

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

FUNDING	
County Dollars =	<input type="text"/>
	<input type="text"/>
<b>Total</b>	<b>\$0.00</b>

**FTE IMPACT:**

**Related Financial/FTE Comments:**

The license fee for Lefties LLC is as follows:

On-Sale liquor license fee \$2,000.00

Sunday liquor license fee \$200.00

*Office use only:*

RBA 2012- 1385



# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Disposition of Property - Furniture, Fixtures & Equipment**

Primary Originating Division/Dept: <input type="text" value="Community Social Services - Behavioral Health"/>	Meeting Date: <input type="text" value="10/16/2012"/>
Contact: <input type="text" value="Gary Bork"/> Title: <input type="text" value="Director of Community Social..."/>	Item Type: Consent <input type="text"/>
Amount of Time Requested: <input type="text"/> minutes Presenter: <input type="text"/> Title: <input type="text"/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No

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

**BACKGROUND/JUSTIFICATION:**

As a result of a recent purchase of 7 new recliners for our Encore Program out in Waconia, Community Social Services has some old recliners that are no longer needed. These recliners would typically be sent to auction, however, Community Social Services is aware that a non-profit organization in Carver County has a current need for furniture donations.

Mary's Wish could benefit from this donation. Carver County Community Social Services has many clients who benefit from furniture and clothing donations from Mary's Wish.

Since February of 2006, Mary's Wish has answered requests from 6,000 singles and families and distributed over 15,000 pieces of furniture. A simple breakdown of those they serve would be, 50% families of ethnic origin, 40% single moms and dads, 5% those with persistent mental illness living independently, and 5% elderly.

**ACTION REQUESTED:**

Move approval of the donation of 7 recliners to Mary's Wish in Waconia, MN.

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

Related Financial/FTE Comments:

*Office use only:*

RBA 2012- 1383

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Donation**

Primary Originating Division/Dept: Sheriff

Meeting

Date: 10/16/2012

Contact: Eric Kittelson

Title: Lieutenant

Item Type:

Consent

Amount of Time Requested: minutes

Presenter:

Title:

Attachments:  Yes  No

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

Jodi Theis is owner of PAWS Inn Resort and Pet Training. Every year they conduct a fundraising event. This year they solicited donations for the Carver County K-9 program. The money that was raised was used to purchase a new ballistic vest and tracking harness for K-9 Hunter. The total value of the vest is \$1,013.90. This item would not have otherwise been able to be purchased during the current budget cycle, if it was not for the generous contribution of Jodi Theis and Paws Inn Resort and Pet Training.

**ACTION REQUESTED:**

I request that we accept this donation of a ballistic vest and tracking harness for the Sheriff's K9 program from Jodi Theis and Paws Inn Resort and Pet Training.

**FISCAL IMPACT:** None

If "Other", specify:

**FUNDING**

County Dollars =

**FTE IMPACT:** None

**Total** \$0.00

Related Financial/FTE Comments:

*Office use only:*

RBA 2012- 1382

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Police Services Contract - ISD 110 (Waconia Schools)**

Primary Originating Division/Dept: Sheriff

Contact: Jason Kamerud Title: Chief Deputy

Amount of Time Requested: minutes

Presenter: Title:

Meeting  
Date: 10/16/2012  
Item Type:  
Consent

Attachments:  Yes  No

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

Independent School District 110 has contracted for police services (i.e., a School Resource Officer - SRO) through the Sheriff's Office for many years. The SRO service allows the district and Sheriff's Office to provide services to the children at the local level. Approval of this contract allows the continuation of the long-standing practice.

**ACTION REQUESTED:**

Approve Police Services Contract

**FISCAL IMPACT:** Included in current budget  
If "Other", specify:

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

**FTE IMPACT:** Other staffing change (grade, classification, hours, etc.)

**Related Financial/FTE Comments:**

If the contract is not approved, we will reduce one FTE as the contract funds cost of one FTE.

*Office use only:*

RBA 2012- 1392

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Railroad Crossing Signal Agreement #96154 (CSAH 31)**

Primary Originating Division/Dept: <input type="text" value="Public Works - Engineering"/>	Meeting Date: <input type="text" value="10/16/2012"/>
Contact: <input type="text" value="Lyndon Robjent"/> Title: <input type="text" value="PW Director/County Engineer"/>	Item Type: Consent <input type="text"/>
Amount of Time Requested: <input type="text"/> minutes Presenter: <input type="text"/> Title: <input type="text"/>	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No

**Strategic Initiative:**  
 Communities: Create and maintain safe, healthy, and livable communities

**BACKGROUND/JUSTIFICATION:**

Carver County, MN Prairie Line and the State desire that said grade crossing be provided with new railroad flashing light signals with gates, constant warning circuitry and LED lenses, and MN Prairie Line is willing to install, maintain and operate such signals.

This project is included in the 2012-2015 State Transportation Improvement Program, Sequence #1761.

Construction is anticipated in 2013

**ACTION REQUESTED:**

Adopt a resolution to enter into an agreement with MN Prairie Line and the Commissioner of Transportation to install Railroad Crossing Signals along CSAH 31 and authorize the County Board Chair and the County Administrator to sign the agreement subject to contract review by the County Attorney's Office and Risk Management .

<p><b>FISCAL IMPACT:</b> <input type="text" value="Included in current budget"/></p> <p><i>If "Other", specify:</i> <input type="text"/></p> <p><b>FTE IMPACT:</b> <input type="text" value="None"/></p>	<p><b>FUNDING</b></p> <table style="width: 100%;"> <tr> <td><b>County Dollars =</b></td> <td><input type="text"/></td> </tr> <tr> <td>Federal</td> <td style="text-align: right;">\$136,344.23</td> </tr> <tr> <td>County State Aid</td> <td style="text-align: right;">\$15,149.36</td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: right;"><b>\$151,493.59</b></td> </tr> </table>	<b>County Dollars =</b>	<input type="text"/>	Federal	\$136,344.23	County State Aid	\$15,149.36	<b>Total</b>	<b>\$151,493.59</b>
<b>County Dollars =</b>	<input type="text"/>								
Federal	\$136,344.23								
County State Aid	\$15,149.36								
<b>Total</b>	<b>\$151,493.59</b>								

Related Financial/FTE Comments:

*Office use only:*

RBA 2012- 1351

# BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: October 16, 2012

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

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

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

## RAILROAD CROSSING SIGNAL AGREEMENT NO. 96154 WITH THE STATE OF MINNESOTA

BE IT RESOLVED, that the County of Carver enter into an agreement with the Minnesota Prairie Line, Inc. and the Commissioner of Transportation for the installation and maintenance of railroad crossing signals at the intersection of CSAH 31 (aka Vera Avenue) with the tracks of the Minnesota Prairie Line, Inc. in Young America Township, Minnesota, and appointing the Commissioner of Transportation agent for the County to supervisor said project and administer available Federal Funds in accordance with Minnesota Statute, Section 161.36. The County's share of the cost shall be 10 percent of the total signal cost.

BE IT FURTHER RESOLVED, the County Board Chair and the County Administrator be and they are hereby authorized to execute said agreement and any amendments thereto for and on behalf of the County.

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 16<sup>th</sup> day of October, 2012, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 16<sup>th</sup> day of October, 2012.

\_\_\_\_\_  
Dave Hemze

\_\_\_\_\_  
County Administrator

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Grant Agreement #SG-2012-048 for the Dakota Rail Regional Trail**

Primary Originating Division/Dept: <input type="text" value="Public Works - Parks"/>	Meeting Date: <input type="text" value="10/16/2012"/>
Contact: <input type="text" value="Marty Walsh"/> Title: <input type="text" value="Parks Director"/>	Item Type: Consent <input type="text"/>
Amount of Time Requested: <input type="text"/> minutes Presenter: <input type="text"/> Title: <input type="text"/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No

**Strategic Initiative:**  
 Communities: Create and maintain safe, healthy, and livable communities

**BACKGROUND/JUSTIFICATION:**

The Metropolitan Council is authorized by Minnesota Statutes section 473.301 et seq. to make grants to eligible governmental units situated wholly or partly within the metropolitan area for the purpose of regional recreation open space development in accordance with the Council's Recreation Open Space Policy Plan; and the Grantee (Carver County) is authorized by Minn. Stat. 85.53, subs. 3 to receive grants from the parks and trails fund to support parks and trails for regional significance. Grant SG-2012-048 provides matching funds to federal dollars to construct 5.5 miles of the Dakota Rail Regional Trail from the City of Mayer to the west county line..

**ACTION REQUESTED:**

Approve agreement # SG-2012-048 with the Metropolitan Council and authorize the Board Chair to sign.

<p><b>FISCAL IMPACT:</b> <input type="text" value="Budget amendment request form"/></p> <p><i>If "Other", specify:</i> <input type="text"/></p> <p><b>FTE IMPACT:</b> <input type="text" value="None"/></p>	<p><b>FUNDING</b></p> <table style="width: 100%;"> <tr> <td><b>County Dollars =</b></td> <td><input type="text"/></td> </tr> <tr> <td>Metropolitan Council</td> <td style="text-align: right;">\$266,000.00</td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: right;"><b>\$266,000.00</b></td> </tr> </table>	<b>County Dollars =</b>	<input type="text"/>	Metropolitan Council	\$266,000.00	<b>Total</b>	<b>\$266,000.00</b>
<b>County Dollars =</b>	<input type="text"/>						
Metropolitan Council	\$266,000.00						
<b>Total</b>	<b>\$266,000.00</b>						

Related Financial/FTE Comments:

*Office use only:*

RBA 2012- 1377

# Budget Amendment Request Form



**Agenda Item:**

Grant Agreement to Match Federal Funds to construct 5.5 miles of the Dakota Rail Regional Trail

Department:  
t:

Meeting Date: 10/16/2012

Requested By:

Marty Walsh

Fund:

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

Description of Accounts	Acct #	Amount
Revenue Fund 34-015	015-000-0000-5285	\$266,000.00
<b>TOTAL</b>		\$266,000.00

Description of Accounts	Acct #	Amount
Expense Fund 34-15	015-000-0000-6281	\$266,000.00
<b>TOTAL</b>		\$266,000.00

**Reason for Request:**

Provides matching funding to federal dollars to construct Phase II of the Dakota Rail Regional Trail.

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Concurrence of Award of Bid for CSAH 61 at CR 140/Hickory Street Traffic Signal Installation**

Primary Originating Division/Dept: <input type="text" value="Public Works - Engineering"/>	Meeting Date: <input type="text" value="10/16/2012"/>
Contact: <input type="text" value="Lyndon Robjent"/> Title: <input type="text" value="PW Director/County Engineer"/>	Item Type: Consent <input type="text"/>
Amount of Time Requested: <input type="text"/> minutes Presenter: <input type="text"/> Title: <input type="text"/>	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No

Strategic Initiative:  
 Communities:

**BACKGROUND/JUSTIFICATION:**

Bids for the CSAH 61/CR 140/Hickory Street Traffic Signal Installation were opened by the City of Chaska on Thursday, September 6, 2012.

The low bidder is Granite Ledge Electrical Contractors, Inc. in the amount of \$147,557.20. The engineer's estimate was \$152,806.50. (The bid abstract for lowest four bids is attached for information.)

The JPA for the project includes the County sharing on 50% of the construction costs plus an additional 4% for construction engineering and administration.

Construction is scheduled to occur in the Spring of 2013.

**ACTION REQUESTED:**

Concur with the City of Chaska in award of the CSAH 61/CR 140/Hickory Street Traffic Signal Installation to Granite Ledge Electrical Contractors, Inc. in the amount of \$147,557.20.

<b>FISCAL IMPACT:</b> <input type="text" value="Included in current budget"/> If "Other", specify: <input type="text"/>	<b>FUNDING</b> <table style="width: 100%;"> <tr> <td style="width: 70%;">County Dollars =</td> <td style="text-align: right;"><b>\$73,778.60</b></td> </tr> <tr> <td>City of Chaska</td> <td style="text-align: right;">\$73,778.60</td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: right;"><b>\$147,557.20</b></td> </tr> </table>	County Dollars =	<b>\$73,778.60</b>	City of Chaska	\$73,778.60	<b>Total</b>	<b>\$147,557.20</b>
County Dollars =	<b>\$73,778.60</b>						
City of Chaska	\$73,778.60						
<b>Total</b>	<b>\$147,557.20</b>						
<b>FTE IMPACT:</b> <input type="text" value="None"/>							

**Related Financial/FTE Comments:**

Only construction costs are shown. Engineering costs are included in the JPA.

*Office use only:*

RBA 2012- 1379





**Stantec**

Stantec Consulting Services Inc.  
2335 Highway 36 West  
St. Paul MN 55113  
Tel: (651) 636-4600  
Fax: (651) 636-1311

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September 7, 2012

Honorable Mayor and City Council  
City of Chaska  
1 City Hall Plz  
Chaska, MN 55318

Re: CSAH 61 at CR140/Hickory Street  
Intersection Traffic Signal System Project  
Stantec Project No. 193802311  
**Bid Results**

Dear Honorable Mayor and City Council:

Bids were opened for the Project stated above on September 6, 2012. Transmitted herewith is a copy of the Bid Tabulation for your information and file. Copies will also be distributed to each Bidder once the Project has been awarded.

There were a total of four Bids. The following summarizes the results of the Bids received:

	<u>Contractor</u>	<u>Total Base Bid</u>
Low	Granite Ledge Electrical Contractors, Inc.	\$147,557.20
#2	Killmer Electric Co., Inc.	\$148,248.20
#3	Egan Company	\$151,531.30
#4	Electrical Installation and Maintenance Co.	\$153,283.00

The low Bidder on the Project was Granite Ledge Electrical Contractors, Inc. with a Total Base Bid Amount of \$147,557.20. This compares to the Engineer's Estimate of \$152,806.50. These Bids have been reviewed and found to be in order.

If the City Council wishes to award the Project to the low Bidder, then **Granite Ledge Electrical Contractors, Inc.** should be awarded the Project on the **Total Base Bid Amount of \$147,557.20.**

Should you have any questions, please feel free to contact me at 651-604-4816.

Sincerely,

STANTEC CONSULTING SERVICES INC.

Jeff Preston, P.E.

Enclosure



**Stanfec**

**CSAH 61 AND CR 140/HICKORY STREET INTERSECTION  
TRAFFIC SIGNAL SYSTEM IMPROVEMENTS PROJECT**

I hereby certify that this is an exact reproduction of bids received.

Project No.: 193802311  
City of Chaska

Bid Opening: Thursday, September 6, 2012, at 10 A.M., CDT  
Owner: Jeffrey D. Preston, PE License No. 41964

Contractor Name: Granite Ledge Electrical Contractors, Inc.  
Contractor Address: 15436 130th Street, Foreston, MN 56330  
Phone: 320-294-5557  
Fax: 320-294-5997  
Signed By: Jeffrey N. Brown  
Title: President  
Bid Security: Bid Bond  
Addenda Acknowledged:

**BID TABULATION**

Item Num	Item	Units	Qty	Bidder No. 1 Granite Ledge Electrical Contractors, Inc.		Bidder No. 2 Killmer Electric Co., Inc.		Bidder No. 3 Egan Company		Bidder No. 4 Electrical Installation and Maintenance Co.	
				Unit Price	Total	Unit Price	Total	Unit Price	Total	Unit Price	Total
1	BASE BID:										
2	MOBILIZATION	LUMP SUM	1	\$3,000.00	\$3,000.00	\$2,319.00	\$2,319.00	\$750.00	\$750.00	\$5,000.00	\$5,000.00
3	SALVAGE SIGN TYPE C	EACH	4	\$168.00	\$672.00	\$38.00	\$152.00	\$40.00	\$160.00	\$40.00	\$160.00
4	TRAFFIC CONTROL	LUMP SUM	1	\$1,620.00	\$1,620.00	\$1,451.00	\$1,451.00	\$1,575.00	\$1,575.00	\$1,500.00	\$1,500.00
5	SIGN PANELS TYPE C	SQ FT	8	\$60.00	\$480.00	\$54.00	\$432.00	\$60.00	\$480.00	\$60.00	\$480.00
6	TRAFFIC CONTROL SIGNAL SYSTEM	SIG SYS	1	\$134,560.00	\$134,560.00	\$138,135.00	\$138,135.00	\$139,336.00	\$139,336.00	\$140,000.00	\$140,000.00
7	EMERGENCY VEHICLE PREEMPTION SYSTEM	LUMP SUM	1	\$5,100.00	\$5,100.00	\$4,000.00	\$4,000.00	\$6,800.00	\$6,800.00	\$5,000.00	\$5,000.00
8	EROSION CONTROL BLANKET CAT 1	SQ YD	400	\$1.50	\$600.00	\$1.60	\$640.00	\$2.50	\$1,000.00	\$0.01	\$4.00
9	SEEDING	SQ YD	400	\$1.20	\$480.00	\$0.45	\$180.00	\$0.45	\$180.00	\$1.00	\$400.00
10	PAVEMENT MESSAGE (LEFT ARROW) - PAINT	EACH	2	\$60.00	\$120.00	\$54.00	\$108.00	\$60.00	\$120.00	\$60.00	\$120.00
11	PAVEMENT MESSAGE (RIGHT-THRU ARROW) - PAINT	EACH	2	\$60.00	\$120.00	\$54.00	\$108.00	\$60.00	\$120.00	\$60.00	\$120.00
12	4" SOLID LINE WHITE - PAINT	LIN FT	75	\$0.60	\$45.00	\$0.55	\$41.25	\$0.60	\$45.00	\$1.00	\$75.00
13	24" STOP LINE WHITE - PAINT	LIN FT	75	\$2.40	\$180.00	\$2.15	\$161.25	\$2.35	\$175.50	\$2.50	\$187.50
14	4" DOUBLE SOLID LINE YELLOW - PAINT	LIN FT	75	\$0.60	\$45.00	\$0.55	\$41.25	\$0.60	\$45.00	\$1.00	\$75.00
	CROSSWALK MARKING - PAINT	SQ FT	198	\$2.40	\$475.20	\$2.15	\$425.70	\$2.35	\$465.30	\$2.50	\$495.00
	<b>TOTAL BASE BID:</b>				<b>\$147,557.20</b>		<b>\$148,248.20</b>		<b>\$151,531.30</b>		<b>\$153,283.00</b>
Contractor Name and Address:				Granite Ledge Electrical Contractors, Inc. 15436 130th Street Foreston, MN 56330 Phone: 320-294-5557 Fax: 320-294-5997 Signed By: Jeffrey N. Brown Title: President Bid Security: Bid Bond Addenda Acknowledged:		Killmer Electric Co., Inc. 5141 Lakeland Avenue North Crystal, MN 55429 763-425-2525 763-424-1258 Brian Palmer President Bid Bond		Egan Company 4990 Hwy. 169 New Hope, MN 55428 Duane J. Hendricks Exec. VP Bid Bond		Electrical Installation and Maintenance Co. 1480 County Road 90 Maple Plain, MN 55359 763-479-3744 Al Klein Vic. President Bid Bond	



**Stantec**

**CSAH 61 AND CR 14**  
**Project Name: TRAFFIC SIGNAL SYS**

Client Project No.: \_\_\_\_\_

Bid Opening: Thursday, September 6

**BID TABULATION**

Item Num	Item	Units	Qty
<b>BASE BID:</b>			
1	MOBILIZATION	LUMP SUM	1
2	SALVAGE SIGN TYPE C	EACH	4
3	TRAFFIC CONTROL	LUMP SUM	1
4	SIGN PANELS TYPE C	SQ FT	8
5	TRAFFIC CONTROL SIGNAL SYSTEM	SIG SYS	1
6	EMERGENCY VEHICLE PREEMPTION SYSTEM	LUMP SUM	1
7	EROSION CONTROL BLANKET CAT 1	SQ YD	400
8	SEEDING	SQ YD	400
9	PAVEMENT MESSAGE (LEFT ARROW) - PAINT	EACH	2
10	PAVEMENT MESSAGE (RIGHT-THRU ARROW) - PAINT	EACH	2
11	4" SOLID LINE WHITE - PAINT	LIN FT	75
12	24" STOP LINE WHITE - PAINT	LIN FT	100
13	4" DOUBLE SOLID LINE YELLOW - PAINT	LIN FT	75
14	CROSSWALK MARKING - PAINT	SQ FT	198
<b>TOTAL BASE BID:</b>			

Contractor Name and Address:

Phone: \_\_\_\_\_  
 Fax: \_\_\_\_\_  
 Signed By: \_\_\_\_\_  
 Title: \_\_\_\_\_  
 Bid Security: \_\_\_\_\_  
 Addenda Acknowledged: \_\_\_\_\_

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Joint Powers Agreement with City of Chaska for Installation of a Traffic Signal on CSAH 61 (Chaska Blvd) at CR 140**

Primary Originating Division/Dept: <input type="text" value="Public Works - Engineering"/>	Meeting Date: <input type="text" value="10/16/2012"/>
Contact: <input type="text" value="Lyndon Robjent"/> Title: <input type="text" value="PW Director/County Engineer"/>	Item Type: Consent <input type="text"/>
Amount of Time Requested: <input type="text"/> minutes Presenter: <input type="text"/> Title: <input type="text"/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No

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

**BACKGROUND/JUSTIFICATION:**

The City of Chaska has proposed installation of a traffic signal at the intersection of CSAH 61 (Chaska Blvd)/CR 140/Hickory Street. This agreement includes a 50/50 cost share with the City in the construction of the signal and a county reimbursement to the City of 4% of the construction cost share for construction engineering and administration. The agreement also includes terms for traffic signal maintenance.

**ACTION REQUESTED:**

Approve a joint powers agreement with the City of Chaska and Carver County for the construction and maintenance of a traffic signal system at CSAH 61 and CR 140 and authorize the County Board Chair and County Administrator to sign the agreement subject to contract review by the County Attorney's Office and Risk Management.

<b>FISCAL IMPACT:</b> <input type="text" value="Included in current budget"/> If "Other", specify: <input type="text"/>	<b>FUNDING</b> County Dollars = <input type="text" value="\$76,729.43"/> <input type="text"/> <b>Total</b> <input type="text" value="\$76,729.43"/>
<b>FTE IMPACT:</b> <input type="text" value="None"/>	

Related Financial/FTE Comments:  
 Construction cost - \$73,778.30. 4% Engineering cost \$2,951.13

*Office use only:*

RBA 2012- 1380

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Amendment No. 2 to Professional Services Agreement for Carver County Highway 101 "Y" Study with SEH**

Primary Originating Division/Dept: <input type="text" value="Public Works"/>	Meeting Date: <input type="text" value="10/16/2012"/>
Contact: <input type="text" value="Lyndon Robjent"/> Title: <input type="text" value="PW Director/County Engineer"/>	Item Type: Consent <input type="text"/>
Amount of Time Requested: <input type="text"/> minutes Presenter: <input type="text"/> Title: <input type="text"/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Strategic Initiative: <input type="text" value="Communities: Create and maintain safe, healthy, and livable communities"/>	

**BACKGROUND/JUSTIFICATION:**

Carver County, Scott County, Hennepin County, MnDOT, and the Cities of Chanhassen, Shakopee, and Eden Prairie are partnering to design and program three projects near the Highway 101/Flying Cloud Drive "Y" area including a new Minnesota River Bridge, a reconstructed "Y" intersection and a reconstructed CSAH 61 from the "Y" intersection approximately 3.5 miles east to Hartman way in Eden Prairie.

Carver County is the lead agency for the Highway 101/Flying Cloud Drive "Y" intersection project, MnDOT is the lead agency for the Highway 101 River Bridge, and Hennepin County is the lead agency for the Flying Cloud Drive reconstruction project to Hartman lane. The agencies are preparing preliminary design layouts and cost estimates in order to develop a realistic set of construction projects. The goal is to begin construction of the bridge and roadways in 2014 or 2015.

Carver County and Short Elliott Hendrickson Inc., entered into Contract #12-050 for the CSAH 61/TH 101 "Y" Study in order to identify improvements that can be implemented in the near term with the construction of the Highway 101 River Bridge.

Carver County amended Contract #12-050 (through Amendment #1) to incorporate/include the completion of an Environmental Assessment Worksheet (EAW), Preliminary Design, Right of Way Acquisition Services, and Geotechnical Investigation for the CSAH 61/TH 101 "Y" intersection improvements.

Portions of the geotechnical investigation have been completed and it has been determined that the soils and road and bridge foundation design are extremely complex. An additional 46 borings totally around 1100 feet will be required along with the required laboratory testing. Carver County wishes to amend Contract #12-050 (through Amendment #2), to incorporate/include a second phase geotechnical investigation.

**ACTION REQUESTED:**

Approve Amendment #2 to Contract #12-050 with Short Elliott Hendrickson Inc. and authorize the County Board Chair and County Administrator to sign the amendment subject to contract review by the County Attorney and Risk Management.

<b>FISCAL IMPACT:</b> <input type="text" value="None"/> If "Other", specify: <input type="text"/>	<b>FUNDING</b> <table style="width: 100%;"> <tr> <td style="width: 70%;">County Dollars =</td> <td style="width: 30%; text-align: right;"><b>\$0.00</b></td> </tr> <tr> <td>County Turnback Funds</td> <td style="text-align: right;">\$77,579.00</td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: right;"><b>\$77,579.00</b></td> </tr> </table>	County Dollars =	<b>\$0.00</b>	County Turnback Funds	\$77,579.00	<b>Total</b>	<b>\$77,579.00</b>
County Dollars =	<b>\$0.00</b>						
County Turnback Funds	\$77,579.00						
<b>Total</b>	<b>\$77,579.00</b>						
<b>FTE IMPACT:</b> <input type="text" value="None"/>							

Related Financial/FTE Comments:

*Office use only:*

RBA 2012- 1384

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Approval of Memorandum of Agreement with Teamsters 320 Licensed Management Unit**

Primary Originating Division/Dept: <input type="text" value="Employee Relations"/>	Meeting Date: <input type="text" value="10/16/2012"/>
Contact: <input type="text" value="Doris Krogman"/> Title: <input type="text" value="Employee Relations 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:**  
 Culture: Provide organizational culture fostering accountability to achieve goals & sustain public trust/confidence in County government

**BACKGROUND/JUSTIFICATION:**

As a result of the former Chief Deputy Sheriff resigning and the promotion of Jason Kamerud to the position, the Licensed Commander role was vacated. The Sheriff's Office has determined the best way to fill the position of Licensed Commander for the remainder of the current elected term is with an extended temporary appointment. A former employee is available to fill the role in such a manner. Teamsters 320 has agreed to accommodate such a hire for a finite period of time, and signed a Memorandum of Agreement outlining the specific terms. The requested action is approval of the Memorandum of Agreement allowing the extended temporary appointment of an individual to the role of Licensed Commander in the Sheriff's Office.

**ACTION REQUESTED:**

Approval of the Memorandum of Agreement allowing the extended temporary appointment of an individual to the role of Licensed Commander in the Sheriff's Office.

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

Related Financial/FTE Comments:

*Office use only:*

RBA 2012- 1390

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Out of State Travel - Extension**

Primary Originating Division/Dept:

Meeting

Date:

Contact:  Title:

Item Type:

Consent

Amount of Time Requested:  minutes

Presenter:  Title:

Attachments:  Yes  No

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

Requesting out of state travel for 4H Program Coordinator Rachel Bender to attend the National Association of Extension 4H Agents Conference in Orlando, Florida from October 20-27. Rachel has earned the opportunity to present a poster session display on 20 different lessons all based around different aspects of science.

For the past several years, Carver County has provided funds for the 4H program coordinator to attend this conference. However, this conference was missed on the out of state travel list in the budget.

**ACTION REQUESTED:**

Motion to approve out of state travel for the 4H program coordinator to attend the National 4H Conference.

**FISCAL IMPACT:**

If "Other", specify:

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

**Related Financial/FTE Comments:**

The total cost of the conference, travel and accommodations is \$1,675. The county's portion is \$500 with the remainder of the funds coming from the Extension Center for Youth Development and from the program coordinator.

*Office use only:*

RBA 2012- 1387

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Crisis Therapists Full Time Equivalent Changes**

Primary Originating Division/Dept:

Meeting

Date:

Contact:  Title:

Item Type:

Consent

Amount of Time Requested:  minutes

Presenter:  Title:

Attachments:  Yes  No

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

Susan Jensen .8 FTE Crisis Therapist is requesting to decrease her FTE by .1 and Jennifer Infanger .8 FTE Crisis Therapist is willing to increase her FTE by .1. The Division is recommending the change in FTE's since it still provides the Crisis Program with the same total staffing level.

**ACTION REQUESTED:**

To approve a reduction in a .8 FTE Crisis Therapist to .7 FTE and an increase in a .8 FTE Crisis Therapist to .9 FTE.

**FISCAL IMPACT:**

If "Other", specify:

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

**Related Financial/FTE Comments:**

The reduction from a .8 FTE to a .7 FTE actually saves the County in health insurance costs since .8 FTE is the full time health insurance base.

*Office use only:*

RBA 2012- 1381



# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Grant Agreement # SG-2012-036 for Recreation and Open Space Acquisition**

Primary Originating Division/Dept: <input type="text" value="Public Works - Parks"/>	Meeting Date: <input type="text" value="10/16/2012"/>
Contact: <input type="text" value="Marty Walsh"/> Title: <input type="text" value="Parks Director"/>	Item Type: Consent <input type="text"/>
Amount of Time Requested: <input type="text"/> minutes Presenter: <input type="text"/> Title: <input type="text"/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No

**Strategic Initiative:**  
 Growth: Manage the challenges and opportunities resulting from growth and development

**BACKGROUND/JUSTIFICATION:**

The Metropolitan Council is authorized by Minnesota Statutes section 473.301 et seq. to make grants to eligible governmental units situated wholly or partly within the metropolitan area for the purpose of acquisition of regional recreation open space in accordance with the Council's Recreation Open Space Policy Plan; and the Grantee (Carver County) is a governmental unit eligible for a Recreation Open Space Acquisition Grant. Carver County is an implementing regional park agency of the Metropolitan Park and Open Space System. Grant SG-2012-036 partially reimburses Carver County for 43.94 acres of land to realign County Road 30 and partial reimbursement for 2.5 acres of lake shore property within the Lake Waconia Regional Park Boundary.

**ACTION REQUESTED:**

Approve agreement # SG-2012-036 with the Metropolitan Council and authorize the Board Chair to sign.

<b>FISCAL IMPACT:</b> <input type="text" value="Budget amendment request form"/> If "Other", specify: <input type="text"/>	<b>FUNDING</b> County Dollars = <input type="text"/>				
<b>FTE IMPACT:</b> <input type="text" value="None"/>	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 70%;">Metropolitan Council</td> <td style="width: 30%; text-align: right;">\$191,000.00</td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: right;"><b>\$191,000.00</b></td> </tr> </table>	Metropolitan Council	\$191,000.00	<b>Total</b>	<b>\$191,000.00</b>
Metropolitan Council	\$191,000.00				
<b>Total</b>	<b>\$191,000.00</b>				

**Related Financial/FTE Comments:**

The proposed request continues planned reimbursement for land acquisition at Lake Waconia Regional Park.

*Office use only:*

RBA 2012- 1366

# Budget Amendment Request Form



**Agenda Item:**

Regional Parks CIP Request

Department:  
t:

Meeting Date: 10/16/2012

Requested By:

Marty Walsh

Fund:

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

Description of Accounts	Acct #	Amount
Revenue, Fund 34 520	520-529-0000-5285	\$191,999.00
<b>TOTAL</b>		\$191,999.00

Description of Accounts	Acct #	Amount
Expense, Fund 34 520	520-529-0000-66-01	\$191,000.00
<b>TOTAL</b>		\$191,000.00

**Reason for Request:**

Account for grant funding from the Metropolitan Council to reimburse Carver County for previous land acquisition at Lake Waconia Regional Park.

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Whispering Creek Ranch - Preliminary Plat**

Primary Originating Division/Dept: <input type="text" value="Public Health &amp; Environment - Land Mgmt."/>	Meeting Date: <input type="text" value="10/16/2012"/>
Contact: <input type="text" value="Jason Mielke"/> Title: <input type="text" value="Senior Planner"/>	Item Type: Consent <input type="text"/>
Amount of Time Requested: <input type="text"/> minutes Presenter: <input type="text"/> Title: <input type="text"/>	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No

**Strategic Initiative:**  
 Growth: Manage the challenges and opportunities resulting from growth and development

**BACKGROUND/JUSTIFICATION:**

File # PP-PZ20120033. Mr. Hartman owns a 75 acre parcel located in Section 3 of San Francisco Township. He is requesting approval of the Preliminary Plat "Whispering Creek Ranch" Subdivision. The request would result in a total of seven (7) homes which would consist of six (6) conservation incentive lots (Lots 1-4, Block 2 and Lots 1 & 2, Block 3) and one (1) 1 per 40 lot (Lot 1, Block 1). The plat would also include two (2) Outlots (A & B) and the construction of a township road that would be privately maintained. The entire Outlot B would have a conservation easement recorded on the plat which is required as part of the additional density option under the Conservation Incentive section of the County Code. The road design, stormwater management and building sites would meet the requirements of the Conditional Use Permit (CUP) and County Code. The draft Covenants and Conservation Easement have been reviewed by County Staff and will need to be finalized prior to Final Plat approval. The Board of Adjustment granted two (2) variances for reduced front yard setbacks and one (1) reduced bluff setback during their October 3, 2012, meeting. The Planning Commission and San Francisco Town Board have recommended approval of the request. The Preliminary Plat Street Plan and draft resolution are attached for the Board's consideration.

**ACTION REQUESTED:**

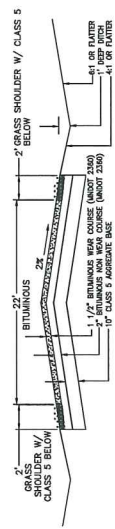
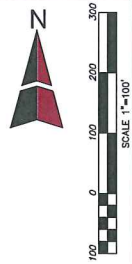
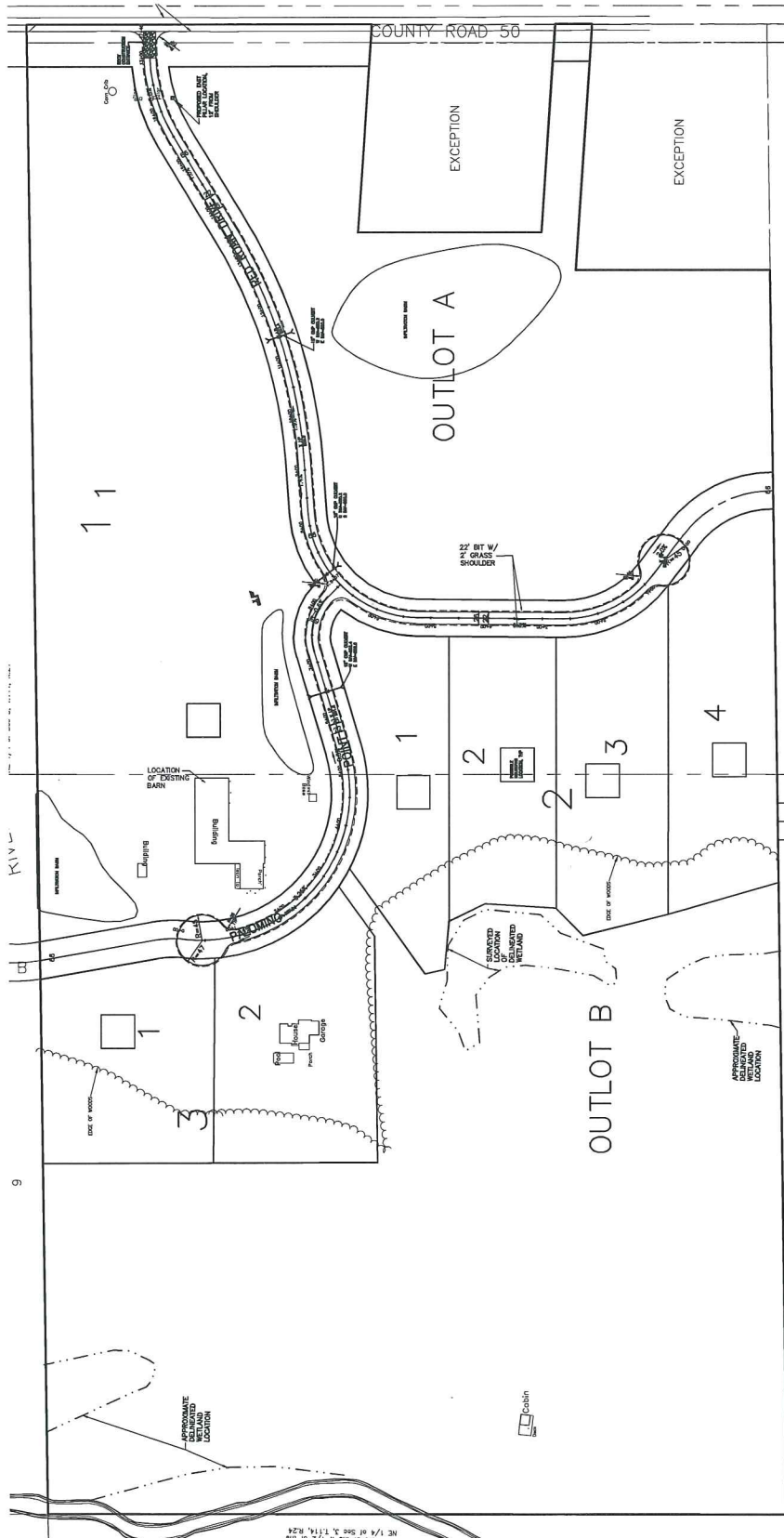
A motion to adopt a Resolution approving the Preliminary Plat of Whispering Creek Ranch

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

**Related Financial/FTE Comments:**

*Office use only:*

RBA 2012- 1389



TYPICAL ROAD SECTION

**WHISPERING CREEK RANCH**  
SAN FRANCISCO TOWNSHIP  
MINNESOTA

PROJECT NO: 10-006  
SHEET NO. 4 OF 6 SHEETS DATE: 8/16/2012

I hereby certify that this plan, specification or report has been prepared by me or under my direct supervision and that I am a duly licensed Professional Engineer under the laws of the State of Minnesota.  
Martin F. Campion - Lic. # 19907 Date:

• Civil Engineering • Land Planning  
1900 Pioneer Creek Center,  
P.O. Box 24949, 55359  
Phone: 763-739-0172  
E-Mail: mfcampion@campioneng.com

**CAMPION ENGINEERING SERVICES, INC.**

1	08/27/12	SOIL BARRIERS, ENTRANCE MONUMENT	
2	10/04/12	PER COUNTY COMMENTS	
NO.	DATE	BY	REVISION

# BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

DATE: \_\_\_\_\_ RESOLUTION #: \_\_\_\_\_  
MOTION BY COMMISSIONER: \_\_\_\_\_ SECONDED BY COMMISSIONER: \_\_\_\_\_

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## A RESOLUTION APPROVING THE PRELIMINARY PLAT OF *WHISPERING CREEK RANCH*

**WHEREAS**, the following application for a Preliminary Plat has been submitted and accepted:

**FILE:** PP-PZ20120033

**APPLICANT:** Gerald "Jerry" Hartman

**SITE ADDRESS:** 6755 County Road 50, Carver MN

**PURSUANT TO:** County Code, Chapter 151 & 152

**LEGAL DESCRIPTION:** See attached Exhibit "A"

**PARCEL:** #08-003-1300

**WHEREAS**, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meetings of September 18, 2012, and forwarded to the Carver County Board of Commissioners for action; and

**WHEREAS**, the County Board has reviewed the recommendations and proposed conditions put forward by the Planning Commission after the public hearings on the matter and concurs with the findings, recommendations and conditions of the Planning Commission; and

**WHEREAS**, the plat substantially meets the requirements of applicable county ordinances except where noted by Planning Commission Resolution No. 12-10 and the areas of deficiency can be addressed through conditions placed on the preliminary plat that must be complied with prior to acceptance of the Final Plat.

1. Mr. and Mrs. Hartman were issued Conditional Use Permit (CUP) #PZ20120019 in order to create six (6) residential parcels and an agricultural parcel with two (2) Outlots pursuant to Section 152.078 E of the Carver County Zoning Code. With the approval of the CUP, the property owners are requesting approval of the Preliminary Plat "Whispering Creek Ranch" Subdivision. The request would result in a total of seven (7) homes which would consist of six (6) conservation incentive lots (Lots 1-4, Block 2 and Lots 1 & 2, Block 3) and one (1) 1 per 40 lot (Lot 1, Block 1). The plat would also include two (2) Outlots (A & B). The entire Outlot B would have a conservation easement recorded on the plat which is required as part of the additional density option under the Conservation Incentive section of the County Code. In addition to the building sites and conservation area, a privately maintained township road will need to be constructed.
2. The subject parcel consists of 75 acres which is located in the West Half (W<sup>1</sup>/<sub>2</sub>) of the Northeast Quarter (NE<sup>1</sup>/<sub>4</sub>) of Section 3, San Francisco Township. The property is improved with a house, attached garage, personal stable, indoor riding arena and horticultural growing area. It is located within the Agricultural Zoning District, Shoreland Overlay District of Bevens Creek, and the Carver County Water Management Organization (CCWMO) – Bevens Creek Watershed. CUP #PZ20120019 was issued July 2012, in order to create six (6) conservation incentive residential lots pursuant to Section 152.078 of the Carver County Zoning Code.
3. Copies of the plat have been sent to the Carver County Attorney's Office (Jennifer Tichey), Carver County Planning & Water Management Department (Kristen Larson), Carver County Public Works Division (Bill Weckman), Carver County Soil & Water Conservation District (SWCD) (Chip Hentges), Carver County Consulting Engineer (Wenck Assoc. - Kent Torve), Center Point Energy (natural gas utility company serving the area), Century Link (local

telephone provider), Independent School District #112 (Finance & Operations Office), the San Francisco Town Board, and Xcel Energy (electric utility company serving the area). The Carver SWCD, the Carver County Consulting Engineer and Carver County Public Works have submitted comments.

4. The conservation incentive lots and 1 per 40 building eligibility are laid out in such a manner that there are no more than four (4) homes per  $\frac{1}{4}$   $\frac{1}{4}$  (40 acres) as permitted by the density regulations and conservation incentive flexibility of the Carver County Zoning Code. The residential lot sizes range from 2.2 acres to 2.9 acres. Each lot has a defined building site that conforms to code requirements, and any home constructed within this site will meet the zoning setback requirements. Two (2) Outlots (A & B) are a result of the road configuration and identified natural resource area being protected as part of the plat by easement. Outlot A is less than the 20 acre minimum (13.6 acres) that is required for standalone lots; therefore, it will need to be combined for zoning purposes with Lot 1, Block 1 ("1 per 40" lot). Outlot B is the conservation protected parcel; therefore, an easement must be placed over it in order to meet the conservation incentive requirement of the Carver County Zoning Code. Outlot B is approximately 26.6 acres and could be allowed as a standalone parcel for common area; however, Mr. Hartman intends to combine Outlot B with Outlot A and the 1 per 40 agricultural parcel (Lot 1, Block 1).
5. On October 3, 2012, Mr. Hartman attended a Board of Adjustment meeting, and received approval (Order #PZ20120037) for three (3) different reduced setback variance requests. His request includes three (3) different reduced setback variances to address existing conditions and practical difficulties. The first request would be to allow for a reduced front yard setback from the centerline of the proposed township road to an existing structure due to the location of an existing well. The required 68-foot setback would be reduced to 59 feet; therefore, reflecting a 9-foot variance. The second request would be to allow for a reduced front yard setback from the centerline of the proposed township road to an existing farm windmill. The required 68-foot front yard setback would be reduced to 61 feet; therefore, reflecting a 7-foot variance. The third request would be to allow for a reduced bluff setback from the top of a bluff to a constructed cabin. The required 50-foot setback would be reduced to 40 feet; therefore, reflecting a 10-foot variance. The variance requests were needed due to the subject parcel being platted and in conjunction with the new road alignment.
6. The Carver County Environmental Services Department received a report identifying the primary and alternate Subsurface Sewage Treatment System (SSTS) locations on the six (6) residential lots and 1 "1 per 40" lot. This report is considered a preliminary report to identify two possible SSTS locations per lot. At the time of application for a new home on each lot, a SSTS design will need to be submitted, reviewed and approved by the Carver County Environmental Services Department. Soil boring logs and locations on the survey were included for all but the lot with the existing house (Lot 2, Block 3). A certificate of compliance was submitted for the existing system serving the house. However, there is a tank that lifts the waste from the shop bathroom to the system for the house that was not included in the compliance. There is also a full system and a holding tank that serves the riding arena. These will need to be inspected for compliance prior to Environmental Services approval. All of the SSTS system locations will need to be fenced off prior to any land alteration for road construction, etc. Several of the lots have limited driveway access due to the system locations and the property lines. A few of the driveway locations will be limited due to septic location borings. (i.e. Lot 1, Block 3, where driveway could access off of either road).
7. This plat will require the construction of a township road; therefore, a Development Contract is needed. All proposed lots conform to the Carver County Zoning Code with regard to road frontage. Each lot can allow for a separate driveway access in which a 100-foot separation would be required.
8. The Carver County Public Works Division completed their initial review of the preliminary plat with regard to the new township roads. An access permit will be required from the Carver County Public Works Division for the improved access onto County Road 50, construction of a turn lane will not be required and final access construction plans will need to be submitted as part of the access permit application. The proposed 66-foot right-of-way width is adequate for a "local" road with projected traffic volumes of 200 vehicles per day or less.
9. The proposed road would be constructed to meet township standards; however, it would be privately maintained until such time as the township decides to accept maintenance responsibilities. The San Francisco Town Board will need to approve the road plans before the development contract is completed.

10. The applicant will need to develop covenants as required by the CUP #PZ20120019. The covenants will need to be reviewed by the County Attorney's Office prior to final plat approval. The covenants shall be filed with the final plat and include minimum requirements as identified in the CUP.
11. The property has been analyzed by a professional wetland delineator to determine if wetlands exist. The wetland delineation was completed July 26, 2012. There were two (2) Type 2 partially drained, fresh (wet) meadow wetlands were delineated within site boundaries and two (2) other wetlands in the southern one-fourth of the site which are not included in this report. These wetlands are: one (1) Type 2 fresh (wet) meadow/wetland seep in the southwest corner of the site; and one (1) Type 1 floodplain wetland along part of Bevens Creek. The Notice of Decision and Technical Evaluation Panel (TEP) Findings will be completed in the near future in order to concur with the findings of the professional delineator hired by the applicant. Appropriate easements for the wetlands and drainage/utilities have been included on the plat.
12. The preliminary plat shows 10-foot drainage & utility easements around each of the seven (7) lots. An appropriate drainage easement will be provided for wetlands as part of the final plat. No obstructions shall be permitted in any of the drainage and/or utility easements. The covenants should address the preservation of the drainage easements and that no obstructions shall be permitted within those areas.
13. The 75 acre plat is located within the CCWMO jurisdiction. Kent Torve, Consultant Engineer from Wenck Associates, has reviewed the project in regards to the Carver County Water Management Rules. Stormwater management and erosion control measures must meet updated County Code standards pursuant to Chapter 153 of the Water Management Rules. The County consulting engineer would also be involved in the review and approval of the plans as they relate to the Water Rules and Wetland Conservation Act (WCA).
14. The Carver SWCD has reviewed the project in regards to the Carver County Water Management Rules as well. Comments have been made regarding erosion/sediment control practices on the site and filtration requirements around the infiltration pond. All lots shall be reviewed for erosion/sediment control measures during the building permit process. The Carver SWCD would also be involved in the review and approval of the plans as they relate to the Water Rules and WCA.
15. The draft Conservation Easement has been submitted for review. County staff has reviewed the draft easement and minor changes are being addressed.
16. The plat substantially meets the requirements of applicable County Zoning Code except where noted. The areas of deficiency would need to be addressed through conditions placed on the preliminary plat approval that must be complied with prior to acceptance of the final plat.
17. The San Francisco Town Board has reviewed and approved the preliminary plat request during their September 17, 2012, meeting.

**THEREFORE, BE IT RESOLVED,** THAT The Carver County Board of Commissioners hereby approves the Preliminary Plat of Whispering Creek Ranch for the land described on the preliminary plat with the following conditions attached to the preliminary plat approval:

1. Six (6) conservation incentive residential lots, 1 (1 per 40) lot and two (2) Outlots are permitted. The property shall be platted in accordance with M.S. Chapter 505, Carver County Zoning Subdivision Code, Chapter 151, and the Carver County Zoning Code, Chapter 152.
2. The layout of the final plat must substantially conform to the preliminary plat. Any significant departure from the preliminary plat must be approved by the Planning Commission before final plat consideration. As part of the preliminary plat approval, each lot shall document a suitable one (1) acre building site and Outlot A and Outlot B shall not be considered standalone parcels and must be combined with Lot 1, Block 1 for zoning purposes. All

conditions of CUP #PZ20120019 shall be satisfied prior to the recording of the final plat.

3. All Carver County Public Works concerns/issues shall be addressed prior to beginning work on the Development Contract.
4. The developer must enter into a Development Contract with the County and the Township as per Chapter 151 of the County Subdivision Code prior to the initiation of construction of any improvements. The County Engineer, Carver SWCD and County Consultant Engineer must approve the road plan(s) and stormwater drainage plan(s) before approval of the development contract. All road and improvements must be completed before final plat approval or the applicant must post a financial guarantee as per Subdivision Code, Chapter 151. Any additional information that is needed by Wenck Associates, Inc. for review shall be submitted in an acceptable form prior to receiving approval of the Development Contract.
5. The developer shall comply with the Emergency Services Department requirements with regard to street names and the site address for each lot. It shall be the obligation of the developer to furnish the street names signs. These signs shall conform to the county standards.
6. The County Engineer, Carver SWCD, County Planning & Water Management Department and San Francisco Town Board must approve the road plan(s) and storm water drainage plan(s) before approval of the development contract. An access permit must be obtained, as determined by the County Engineer. All roads and improvements must be completed before final plat approval or the applicant must post a financial guarantee.
7. The Covenants as required by CUP #PZ20120019 must be approved prior to final plat consideration. The County Attorney Office shall review the Covenants and title work prior to the final plat consideration by the County Board. As a part of the platting process the applicant will develop covenants to be filed with the final plat. The Covenants, at minimum, will address the following:
  - A. A covenant must clearly state the building eligibility status for each parcel in the development and that Outlots A & B shall be considered one agricultural parcel for zoning purposes with Lot 1, Block1 and shall not be sold separately, unless otherwise authorized by Carver County. The keeping of animals, with the exception of dogs, cats and similar animals kept as household pets, is prohibited on any lot in the residential area.
  - B. A covenant stating that the area is rural and that commercial agriculture and other rural land use activities will likely be occurring in the area. A notification must be provided regarding "odors, dirt, dust, noises, long hours of operation and other factors associated with agriculture and feedlot activities". Complaints relating to these activities shall be considered unwarranted so long as such activities are being conducted in accordance with existing standards. A condition clearly stating and restricting the use of the land in the agricultural area to agriculture with certain conditional use(s) listed in the "A" district.
  - C. If the home sites include any environmentally sensitive land then restrictions must be placed in the covenants addressing: clear cutting of land, vegetation removal, plus the development and implementation of an erosion control plan to control erosion during and after building construction.
  - D. A covenant must be included to provide notice and restrictions pertaining to the conservation easement on the wooded bluff land.
  - E. A covenant must be added requiring that the alternative sewer site must be preserved for a future sewer site. No buildings can be erected on the alternative site and no trees can be planted on the site. Heavy equipment must be kept off the site. If the lot owner must build on the site, he will have to submit percolation tests and soil borings for another site before any building permit will be issued.
  - F. The plat indicates the outside boundary of the delineated wetlands, which impacts all proposed lots. A covenant must clearly state that each lot must be reviewed in the field prior to the issuance of any building permit and/or septic permit.



- G. A covenant must clearly state that lot owners shall maintain the road until such time as the Township agrees to accept the road and assume maintenance responsibility.
  - H. A covenant stating that if any lot exceeds the impervious coverage area, pursuant to the Carver County Water Management Rules - Chapter 153, Section 153.11 A2, additional review by Carver County Planning & water Management may be needed.
8. The above-required Covenants shall be become part of the plat approval.
  9. The approved Conservation Easement must be recorded simultaneously with the final plat.
  10. Each lot must be reviewed in the field prior to the issuance of any building permit and/or SSTS permit. All of the septic system locations will need to be fenced off prior to any land alteration for road construction, etc.
  11. The individual lot owners will maintain the road until such time that the Township agrees to assume maintenance responsibility. A maintenance agreement (or similar provision in the covenants) must be drafted for recording with the final plat, defining the lot owners' responsibilities for the road. The lot owners are not responsible for future extension(s) of the road unless they agree otherwise.
  12. The proposed residential driveway access and/or any modification to the access location(s) shall be reviewed and the appropriate permit for the access shall be obtained from San Francisco Township.
  13. As per Section 151.163 of the Carver County Subdivision Code, all utility facilities are to be located underground. The access and drainage ways will be designed so that public utilities can be installed at a later date.

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

STATE OF MINNESOTA  
 COUNTY OF CARVER

I, David Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the \_\_\_\_\_ day of \_\_\_\_\_, 2012, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
 County Administrator

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Metropolitan Area Agency on Aging Presentation**

Primary Originating Division/Dept: Administration (County)

**Meeting**

Date: 10/16/2012

**Item Type:**

Regular Session

Contact: Dave Hemze Title: County Administrator

Amount of Time Requested: 20 minutes

Attachments:  Yes  No

Presenter: Dawn Simonson/Pam Zimm... Title:

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

Dawn Simonson and Pam Zimmerman, with the Metropolitan Area Agency on Aging, will be updating the Board on the role and services of MAAA.

**ACTION REQUESTED:**

Information only.

**FISCAL IMPACT:** None

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:** None

**Total** \$0.00

Related Financial/FTE Comments:

*Office use only:*

RBA 2012- 1369

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Professional Services Agreement for Appraisal Services for CSAH 11 construction (Project SP 10-611-06)**

Primary Originating Division/Dept: <input type="text" value="Public Works - Engineering"/>	Meeting Date: <input type="text" value="10/16/2012"/>
Contact: <input type="text" value="Bill Weckman"/> Title: <input type="text" value="Asst. County Engineer"/>	Item Type: <input type="text" value="Regular Session"/>
Amount of Time Requested: <input type="text" value="10"/> minutes Presenter: <input type="text" value="Bill Weckman"/> Title: <input type="text" value="Asst. County Engineer"/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No

**Strategic Initiative:**  
 Growth: Manage the challenges and opportunities resulting from growth and development

**BACKGROUND/JUSTIFICATION:**

Project SP 10-611-06 includes the reconstruction and construction on new alignment of CSAH 11 from CSAH 61 (Chaska Blvd) to CSAH 10 (Engler Blvd). The roadway alignment passes through or impacts 14 property owners and requires acquisition of a number of roadway easements. New, updated appraisals are needed for determination of compensable damages as part of the eminent domain process. Three appraisal firms were considered for completion of this work. Proposals for services were received from two firms. Jeffery A. Johnson, Integra Realty Resources was selected to complete this work. The agreement provides for completion of appraisals, preparation, review and testimony at the eminent domain proceedings with a not to exceed cost of \$94,000.00.

**ACTION REQUESTED:**

Approve the Professional Services Agreement with Jeffery A. Johnson, Integra Realty Resources and authorize the County Board Chair and County Administrator to sign the agreement subject to contract review by the County Attorney's Office and Risk Management.

<p><b>FISCAL IMPACT:</b> <input type="text" value="Included in current budget"/></p> <p><i>If "Other", specify:</i> <input type="text"/></p> <p><b>FTE IMPACT:</b> <input type="text" value="None"/></p>	<p><b>FUNDING</b></p> <table style="width: 100%;"> <tr> <td><b>County Dollars =</b></td> <td><input type="text"/></td> </tr> <tr> <td>CSAH (Gas Tax)</td> <td style="text-align: right;">\$94,000.00</td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: right;"><b>\$94,000.00</b></td> </tr> </table>	<b>County Dollars =</b>	<input type="text"/>	CSAH (Gas Tax)	\$94,000.00	<b>Total</b>	<b>\$94,000.00</b>
<b>County Dollars =</b>	<input type="text"/>						
CSAH (Gas Tax)	\$94,000.00						
<b>Total</b>	<b>\$94,000.00</b>						

**Related Financial/FTE Comments:**

*Office use only:*

RBA 2012- 1357

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Relocation Agreement with Minnesota Valley Electric for Transmission Line Relocation**

Primary Originating Division/Dept: <input type="text" value="Public Works - Engineering"/>	Meeting Date: <input type="text" value="10/16/2012"/>
Contact: <input type="text" value="Bill Weckman"/> Title: <input type="text" value="Asst. County Engineer"/>	Item Type: <input type="text" value="Regular Session"/>
Amount of Time Requested: <input type="text" value="10"/> minutes	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Presenter: <input type="text" value="Bill Weckman"/> Title: <input type="text" value="Asst. County Engineer"/>	
Strategic Initiative: <input type="text" value="Growth: Manage the challenges and opportunities resulting from growth and development"/>	

**BACKGROUND/JUSTIFICATION:**

Minnesota Valley Electric has a transmission line and buried distribution cable located within their own utility easement on the west side of County Road 11 (Guernsey Ave.) just south of County Road 10.

Some utility poles and buried cable need to be relocated as part of the County Road 11 construction. The County is obligated to reimburse Minnesota Valley for relocation of utilities that exist on their own easement.

The relocation agreement authorizes Minnesota Valley Electric to complete the needed pole and buried utility line relocations and the County to reimburse Minnesota Valley Electric for the relocation costs.

**ACTION REQUESTED:**

Approve the agreement with Minnesota Valley Electric and authorize the County Board Chair and County Administrator to sign the agreement subject to contract review by the County Attorney and Risk Management.

<p><b>FISCAL IMPACT:</b> <input type="text" value="Included in current budget"/></p> <p>If "Other", specify: <input type="text"/></p> <p><b>FTE IMPACT:</b> <input type="text" value="None"/></p>	<p><b>FUNDING</b></p> <table style="width: 100%;"> <tr> <td><b>County Dollars =</b></td> <td><input type="text"/></td> </tr> <tr> <td>County State Aid (gas t...</td> <td style="text-align: right;">\$110,000.00</td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: right;"><b>\$110,000.00</b></td> </tr> </table>	<b>County Dollars =</b>	<input type="text"/>	County State Aid (gas t...	\$110,000.00	<b>Total</b>	<b>\$110,000.00</b>
<b>County Dollars =</b>	<input type="text"/>						
County State Aid (gas t...	\$110,000.00						
<b>Total</b>	<b>\$110,000.00</b>						

Related Financial/FTE Comments:

*Office use only:*

RBA 2012- 1362