



CARVER COUNTY

minnesota

Carver County Board of Commissioners January 18, 2022 Board Meeting

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 January 4, 2022, Organizational Session..... 1-6
- 4. Community Announcements
- 9:20 a.m. 5. **CONSENT AGENDA**
- Communities: Create and maintain safe, healthy, and livable communities*
- 5.1 Waste Reduction & Recycling Grant Program for Cities and Townships 7-8
- 5.2 Settlement Agreements for Right of Way Acquisition for the Highway 10 Project-North Watertown Project 9-12

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

5.3 Receipt of Donation for Encore Adult Day Services 13

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

5.4 2021 Pay Equity Report..... 14

5.5 Resolution Setting 2023 Elected Official Minimum Salaries 15-16

5.6 Request for Out of State Travel for 2022 Annual Traffic Safety Services Association Convention (ATSSA) 17

Customer service: Continue the County's delivery of high value, timely service and support

5.7 Replacement and Purchase of Latex Printer Equipment for Sign Shop..... 18

5.8 Resolution Approving Carver County's Application for Funding from the 2022 Help America Vote Act (HAVA) Grants Program..... 19-20

5.9 Assessing Department Staffing Change 21-22

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

5.10 Request for approval to contract with LVC Companies 23

5.11 Comment Letter on Metropolitan Council's 2040 Transportation Policy Plan Amendment..... 24-25

5.12 Review Health & Human Services and Commissioner Warrants..... NO ATT

- 9:20 a.m. **6. COMMUNITIES: Create and maintain safe, healthy, and livable communities**
- 6.1 **Public Hearing** on Draft High Water No Wake Ordinance..... 26-30
- 6.2 Revised Resolution Authorizing Petition for Eminent Domain for the Highway 24 Project..... 31-82
- 9:45 a.m. **7. CONNECTIONS: Develop strong public partnerships and connect people to services and information**
- 7.1 Advisory Committee Appointments 83
- 9:50 a.m. **8. COMMUNITIES: Create and maintain safe, healthy, and livable communities**
- 8.1 **Closed Session** for the Highway 24 Project Property Acquisition 84
- 10:10 a.m. **9. CULTURE: Provide organizational culture fostering accountability to achieve goals and sustain trust/confidence in County government**
- 9.1 **Attorney-Client Privileged Closed Session** to Discuss Pending Grievance Arbitration 85
- 9.2 **Closed Session** for Labor Negotiation Strategy 86
- 12:10 p.m. **11. County Administrator Report**
- 12:15 p.m. **ADJOURN REGULAR SESSION**

David Hemze
County Administrator

UPCOMING MEETINGS

January 25, 2022	7:30 a.m. Carver County Leaders Virtual Meeting
January 25, 2022	9:00 a.m. Board Work Session
January 25, 2022	7:00 p.m. Carver County Township Association Meeting American Legion, Waconia
February 1, 2022	9:00 a.m. Board Meeting
February 15, 2022	No Meeting
February 22, 2022	9:00 a.m. Board Work Session

Commissioners Gayle Degler, John P. Fahey, Tim Lynch, Matt Udermann and Tom Workman met in session this day as required by law for organizational purposes for the year 2022.

The session was called to order by County Administrator, David Hemze, at 9:00 a.m. Hemze reviewed the nomination process for the Chair.

Udermann nominated Tom Workman to serve as Chair of the Board of Commissioners for 2022 with a rotating gavel so each District is equally represented over the span of five years.

Lynch nominated Gayle Degler to serve as Chair of the Board of Commissioners for 2022.

Hearing no other nominations, Administrator Hemze closed nominations.

On vote taken to elect Tom Workman to serve as Chair of the Board of Commissioners for 2022 with a rotating gavel by Commissioner District, Udermann, Workman voted aye. Degler, Fahey, Lynch voted nay. Motion failed.

On vote taken to elect Gayle Degler to serve as Chair of the Board of Commissioners for 2022, Degler, Fahey, Lynch voted aye. Udermann, Workman voted nay. Motion carried.

Chair Degler requested nominations for Vice Chair. Udermann nominated Tom Workman as Vice Chair of the Board of Commissioners for 2022. Lynch nominated John Fahey as Vice Chair of the Board of Commissioners for 2022.

On vote taken to elect Tom Workman as Vice Chair for 2022, Udermann voted aye. Degler, Fahey, Lynch, Workman voted nay. Motion failed.

On vote taken to elect John Fahey as Vice Chair for 2022, Degler, Fahey, Lynch, Workman voted aye. Udermann voted nay. Motion carried.

Community announcements were made by the Board.

The following amendments were made to the agenda:

8.2 Revised Resolution Authorizing Eminent Domain to Acquire Real Property Interests Needed for Highway 24 Project (SAP 010-624-001 and County Project 158794)

10.1 Revised Closed Session for the Highway 24 Project Property Acquisition

Fahey moved, Workman seconded, to approve the agenda as amended. Motion carried unanimously.

Hemze requested the Board adopt their 2022 Board Operating Rules. He pointed out minor changes were made and outdated language was removed.

Udermann moved, Workman seconded, to strike “In addition, remote computer access expenses are eligible for cost reimbursement” and add language to the Board Operating Rules that print cartridges are also excluded from reimbursement.

The Board recognized having printers allows them to print the agendas from home, allows the County to save postage and noted what their monthly stipend typically covers.

On vote taken on the above motion, Udermann voted aye. Degler, Fahey, Lynch, Workman voted nay. Motion failed.

Lynch moved, Fahey seconded, to adopt the 2022 Board Operating Rules as presented. Degler, Fahey, Lynch, Workman voted aye. Udermann voted nay. Motion carried.

The Board considered their 2022 meeting schedule. Hemze stated the proposed schedule was similar to last year. The Board recognized additional meetings can be added if necessary.

Workman moved, Lynch seconded, to approve the 2022 Board meeting schedule as presented. Motion carried unanimously.

Udermann moved, Lynch seconded, to approve the following Commissioner appointments:

Association of Minnesota Counties Board of Directors	Degler, Alt. Fahey
AMC Environment & Natural Resources Policy Committee	Lynch
AMC General Government Policy Committee	Degler
AMC Health & Human Services Policy Committee	Udermann
AMC Public Safety Policy Committee	Fahey
AMC Transportation Policy Committee	Workman
AMC Voting Delegates	Degler, Fahey, Lynch, Udermann, Workman, David Hemze, Lyndon Robjent, Rod Franks
CAP Agency Board of Directors	Degler, Alt. Udermann
Carver County Arts Committee	Udermann & Workman
Carver County CDA	Fahey, Liaison, Alt Workman
Carver County Leaders	Udermann & Lynch
Community Leaders (Eastern)	Degler, Udermann, Workman
County Strategic National Stockpile (SNS) Requestors	Degler, David Hemze, Richard Scott
County and Union Leaders Group	Udermann & Lynch
Courts Committee	Fahey & Degler, Alt Lynch
Fair Board	Lynch, Liaison, Alt. Fahey
Greater MSP Board of Directors	Udermann
Greater MSP Partner Advisory Council	Julie Frick (public) Deborah Everson (private)
Hennepin Carver Workforce Development Board	Workman, Alt Udermann
Historical Society Committee	Workman, Alt. Fahey
Insurance Advisory Committee	Degler, Alt Lynch

Joint Ditches:	
Joint Ditch #1	Fahey, Lynch, Degler
Joint Ditch #2	Fahey, Degler
Joint Ditch #3A	Fahey
Joint Ditch #4	Fahey, Lynch, Workman
Joint Ditch #5	Fahey, Lynch, Udermann
Joint Ditch #21	Fahey, Lynch, Workman, Degler
Joint Ditch #22	Fahey, Lynch, Udermann
Joint Ditch #24	Fahey, Lynch, Degler
Joint Ditch #28	Fahey
Law Library Board	Degler
Legislative Committee	Fahey & Workman
Library Board	Udermann, Liaison
Lower Minnesota River Watershed	Udermann & Degler, Liaisons
MCIT Voting Delegates	David Hemze, Alt Sonja Wolter
MELSA	Udermann
Mental Health Advisory Committee	Lynch, Alt. Udermann
Metro Alliance for Healthy Families Joint Powers Board	Workman
Metro GIS Policy Board	Workman, Alt. Peter Henschel
Metropolitan Emergency Services Board	Degler & Fahey
Metropolitan Emergency Services Executive Board	Degler, Alt Fahey
Metropolitan Emergency Services Radio Technical Operations Committee	Susan Bowler, Alt Deb Paige
Metropolitan Emergency Services 911 Technical Operations	Susan Bowler, Alt Deb Paige
Minnehaha Creek Watershed District	Workman, Liaison, Alt Udermann
Minnesota Counties Computer Consortium	Peter Henschel, Alt David Frischmon, Mary Kay Wahl
Minnesota Extension Committee	Degler & Lynch
Minnesota Inter-County Association	Workman, Second Appt Open
Minnesota Valley Regional Rail Authority	Workman, Alt. Fahey
Mobility Management Board	Udermann
Mosquito Control District	Degler & Workman
Park Commission	Lynch, Liaison, Alt Udermann
Planning Commission	Fahey, Alt. Lynch
Regional Hauler Licensing Board	Workman, Alt. Lynch
Riley-Purgatory-Bluff Creek Watershed	Workman & Degler, Liaisons
Southwest Corridor Transportation Coalition	Workman & Fahey, Alt. Degler
State CHS Advisory Committee (SCHSAC)	Richard Scott, Alt Fahey
Suburban County Representatives	Lynch & Workman
Transportation Advisory Board – TAB	Workman, Alt. Udermann
Water Management Organization Committee	Lynch, Alt. Fahey

The Board considered appointments to advisory committees. The Board discussed the potential to change the membership of the Board of Adjustment to require members appointed to be from a township considering the issues the Board of Adjustment handles. Hemze agreed they could review this issue in the future.

Udermann moved, Workman seconded, to nominate and appoint Robin Bielefeldt to the Board of Adjustment. Motion carried unanimously.

Degler moved, Fahey seconded, to nominate and appoint Amanda Cvetich-Gorra to the Board of Adjustment. Motion carried unanimously.

Fahey moved, Lynch seconded, to nominate and appoint Greg Kummer to the Community Development Agency. Motion carried unanimously.

Degler moved, Udermann seconded, to nominate and appoint Janice Melchert to the Library Board. Motion carried unanimously.

Workman moved, Degler seconded, to nominate and appoint Gwen Kuhrt to the Library Board. Motions carried unanimously.

Udermann moved, Lynch seconded, to nominate and appoint Sergeant Mike Duzen, Daniel Nelson and Katelyn Theimer to serve on the Mental Health Committee. Degler moved, Lynch seconded, to nominate and appoint Lindsey Konchar to serve the Mental Health Committee. Fahey moved, Lynch seconded, to nominate and appoint Michelle Iverson to serve on the Mental Health Committee. Motions carried unanimously.

Lynch moved, Fahey seconded, to nominate and appoint Mark Lagergren to the Park Commission to serve as the at large appointment. Motion carried unanimously.

Udermann moved, Degler seconded, to nominate and appoint Makiza Johnson to the Park Commission. Motions carried unanimously.

Udermann moved, Lynch seconded, to appoint Gerald Bruner to the Personnel Board of Appeals. Motion carried unanimously.

Udermann moved, Degler seconded, to appoint Matthew Kerber to the Planning Commission. Motion carried unanimously.

Udermann moved, Workman seconded, to nominate and appoint Carroll Aasen to the Water Management Organization to serve as the East/West Creek Representative. Motion carried unanimously.

Workman moved, Udermann seconded, to nominate and appoint Kevin Zahler to the Water Management Organization to represent District 2. Motion carried unanimously.

Fahey moved, Lynch seconded, to nominate and appoint Lori Cox to the Water Management Organization to represent District 5. Motion carried unanimously.

Udermann moved, Degler seconded, to nominate and appoint Nathan Lindall to the Water Management Organization to represent District 3 to fill an unexpired term. Motions carried unanimously

Lynch moved, Udermann seconded, to approve the minutes of the December 21, 2021. Motion carried unanimously.

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

Resolution #01-22, County Board Acknowledgment 2021 County Wide Pavement Marking Project (Long Line) Project 218016 (Contract 21-121) Final Payment.

Resolution #02-22, Authorizing Eminent Domain to Acquire Real Property Interested Needed for the Highway 24 Project (SAP 010-624-001 and County Project 158794).

Resolution #03-22, Authorizing Settlement of Compensation to Owners for Acquisition of Real Property Interests Needed for Highway 32 Bridge, Project #148744.

Approved the special event use permit for Special Olympics Minnesota for the February 12, 2022, Polar Plunge fundraiser event held at Lake Waconia Regional park.

Contract with the State of Minnesota for lidar services pending finalization of the contract review process.

Contract with Launch Ministries to provide granted related services to eligible Carver and Scott County youth.

Authorized the release of the draft update of the CCWMO Water Management Rules for public and agency comment.

Adopted Findings of Fact and Issue Order #PZ20210056 for the issuance of a Conditional Use Permit, Henry Weinzierl, Watertown Township.

Adopted Findings of Fact and Issue Order #PZ20210055 for the issuance of a Conditional Use Permit Living Rock Church, Young America Township.

Resolution #04-22 Award of 2022, 2023 and 2024 Newspaper Publication Bids.

Reviewed December 28, 2021, Community Social Services' actions/Commissioners' warrants in the amount of \$601,239.80 and reviewed January 4, 2022, Community Social Services' actions/Commissioners' warrants in the amount of \$273,309.63.

Degler, Fahey, Workman voted aye. Udermann voted nay. Lynch abstained as item 8.2 related to friends of his. Motion carried.

Lynch moved, Udermann seconded, to recess as the County Board and convene as the Carver County Regional Rail Authority. Motion carried unanimously.

Lynch moved, Fahey seconded, to appoint Gayle Degler, Chair, to appoint John Fahey, as Vice Chair and to appoint Tom Workman as Secretary/Treasurer of the Carver County Regional Rail Authority for 2022. Motion carried unanimously.

Udermann moved, Lynch seconded, to adjourn as the Carver County Regional Rail Authority and reconvene as the County Board. Motion carried unanimously.

Workman moved, Fahey seconded, to go into closed session to discuss confidential appraisal data and last written offers for the purchase of real property, pursuant to Minnesota Statute 13D.05, Subd. 3(c). Motion carried unanimously.

Commissioner Lynch left the room at this time.

The Board adjourned the closed and Regular Session at 10:55 a.m.

Dave Hemze
County Administrator

Carver County Board of Commissioners Request for Board Action



Agenda Item:
Waste Reduction & Recycling Grant Program for Cities and Townships

Primary Originating Division/Dept: <input type="text" value="Public Services - Environ. Svc."/>	Meeting Date: <input type="text" value="1/18/2022"/>
Contact: <input type="text" value="Brad Hanzel"/> Title: <input type="text" value="GC Supervisor"/>	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:

Carver County Environmental Services has provided grant opportunities to our partner cities and townships since 1989, to encourage increased recycling and waste diversion within our County.

For over 25 years, the funding amounts and distribution formula remained largely unchanged. In 2021, the Board approved an additional \$30,000 in grant funding, increasing the total to \$144,523. A new distribution process was used for the extra funding that year, which considered individual project proposals rather than relying on population ratios only. The extra funding and new process were well-received.

At an October 26, 2021, County Board work session, staff requested feedback on a proposal to employ a similar grant distribution process for all of the City and Township Waste Reduction and Recycling grants in 2022 and moving forward.

Environmental Services requested and received funding proposals from all 21 Carver County cities and townships late in 2021, with funding requests totaling more than \$251,000, an amount exceeding the funding available. Staff reviewed the proposals and have provided funding recommendations based on how each proposal fits within the State Solid Waste Hierarchy, including the potential for the greatest impact on landfill diversion.

ACTION REQUESTED:

Motion to approve staff funding recommendations for 2022 city and township waste reduction and recycling grants.

FISCAL IMPACT: <input type="text" value="Included in current budget"/>	FUNDING
If "Other", specify: <input type="text"/>	County Dollars = <input type="text"/>
FTE IMPACT: <input type="text" value="None"/>	Solid Waste Fees and Rec <input type="text" value="\$144,523.00"/>
	Total <input type="text" value="\$144,523.00"/>
	<input checked="" type="checkbox"/> Insert additional funding source

Related Financial/FTE Comments:

Funding for our City and Township Grant program comes from the Environmental Services Budget, including dollars from the State of Minnesota (LRDG and SCORE Grant), and our Carver County Solid Waste Fees. All is included in the 2022 ES budget.

Office use only:

RBA 2022 - 8117

2022 CITY & TOWNSHIP WASTE REDUCTION & RECYCLING GRANTS
PENDING BOARD APPROVAL

COMMUNITY	2021 GRANT AMOUNT*	2022 GRANT REQUEST	2022 STAFF RECOMMENDED FUNDING AMOUNT	2022 STAFF RECOMMENDED PROJECT DESCRIPTIONS
Cities				
Carver	\$4,608.00	\$6,370.00	\$4,608.00	Concrete bunker for yard waste, compost, and street sweepings
Chanhassen	\$22,442.00	\$31,400.00	\$23,000.00	Environmental Center coupon program/yard waste collection events
Chaska	\$15,529.00	\$39,187.00	\$16,000.00	Two yard waste clean-up days
Cologne	\$8,401.00	\$11,000.00	\$8,000.00	Yard waste and compost site operations
Hamburg	\$4,153.00	\$5,500.00	\$5,000.00	Yard waste and compost site operations/solid waste clean-up event
Mayer	\$4,151.00	\$8,000.00	\$3,000.00	Yard waste and recycling site operations
New Germany	\$7,039.00	\$7,039.00	\$5,500.00	Mayer yard waste site operations
NYA	\$13,573.00	\$15,000.00	\$9,314.00	Yard waste site operations/city clean-up and paper shredding event
Victoria	\$7,259.00	\$14,000.00	\$13,000.00	Spring and fall yard waste collections
Waconia	\$12,590.00	\$54,209.00	\$14,330.00	Compost drop-off site within the city
Watertown	\$5,837.00	\$10,520.00	\$7,880.00	Yard waste collection site/community clean-up event
CITY GRANT PORTION:	\$105,582.00	\$202,225.00	\$109,632.00	
Townships				
Benton	\$3,000.00	\$2,400.00	\$2,400.00	Roadside clean-up program
Camden	\$3,000.00	\$3,445.00	\$3,445.00	Roadside clean-up program and solid waste clean-up events
Dahlgren	\$3,000.00	\$3,000.00	\$3,000.00	Roadside clean-up program
Hancock	\$5,300.00	\$2,000.00	\$2,000.00	Roadside clean-up program
Hollywood	\$3,000.00	\$2,510.00	\$2,510.00	Roadside clean-up program
Laketown	\$6,641.00	\$13,806.00	\$7,000.00	Roadside clean-up program and compost site events
San Francisco	**\$0.00	\$8,400.00	\$1,800.00	Roadside clean-up program
Waconia	\$3,000.00	\$3,000.00	\$3,000.00	Roadside clean-up program
Watertown	\$6,000.00	\$13,840.00	\$6,736.00	Roadside clean-up program/residential recycling curbside collection
Young America	\$3,000.00	\$3,000.00	\$3,000.00	Roadside clean-up program
TWP GRANT PORTION:	\$35,941.00	\$55,401.00	\$34,891.00	
TOTAL	\$141,523.00	\$257,626.00	\$144,523.00	

* Chanhassen, Cologne, New Germany, NYA, Victoria, Waconia, Hancock Twp, Laketown Twp, and Watertown Twp requested and received additional one-time funding in 2021.

** San Francisco Township did not request any funding in 2021.

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Settlement Agreement for Right of Way Acquisition for the Highway 10 Project-North Watertown Project

Primary Originating Division/Dept: <input type="text" value="Public Works - Program Delivery"/>	Meeting Date: <input type="text" value="1/18/2022"/>
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" value=""/> minutes Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	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 10 Project - North Watertown, which includes pavement rehabilitation and shoulder widening of Highway 10 from Highway 25 in the City of Watertown north to the Wright County border. Additional right-of-way is needed to complete this project. Appraisals were completed by a certified appraiser and the County Board approved the making of offers based on the appraised values at its June 8, 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. A settlement has been reached with the property owner located at PID # 85.3500280 and staff are recommending approval.

ACTION REQUESTED:

Motion to adopt a resolution authorizing settlement of compensation for the acquisition of real property interest needed for the Highway 10 Project-North Watertown.

FISCAL IMPACT: <input type="text" value="Included in current budget"/>	FUNDING
If "Other", specify: <input type="text" value=""/>	County Dollars = <input type="text" value=""/>
FTE IMPACT: <input type="text" value="None"/>	Wheelage Tax <input type="text" value=""/> \$5,600.00
	Total <input type="text" value=""/> \$5,600.00
Related Financial/FTE Comments: <input type="text" value=""/>	<input checked="" type="checkbox"/> Insert additional funding source

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RBA 2022 - 8132

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

Date: February 1, 2022

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

Resolution Authorizing Settlement of Compensation to Owners for Acquisition of Real Property Interests Needed for Highway 10 Project – North Watertown

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 10 Project – North Watertown (“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 10 Project – North Watertown 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 February 1, 2022, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 1st day of February 2022

Dave Hemze County Administrator

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

Highway 10 Project – North Watertown

Carver County Public Works No. 158793

Property Tax Identification No. 85.3500280

Fee Owners: Allen R. Chadwick Revocable Trust

Property Address: XXX County Road 20 NW, Watertown, MN

Settlement Amount: **\$5,600.00**

Temporary easement for construction purposes contains 9,096 sq. ft., more or less.

\$4,100.00

Premium to avoid condemnation

\$1,500.00

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Receipt of Donation for Encore Adult Day Services

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:
Consent

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

In the 4th quarter of 2021, Encore received a donation through Frontstream in the amount of \$35.00. No other donations were received this quarter. The Encore team will use these funds for program enrichment.

ACTION REQUESTED:

Motion to approve receipt of donation

FISCAL IMPACT:

If "Other", specify:

FUNDING

County Dollars =	<input type="text" value=""/>
	\$35.00

FTE IMPACT:

Total	\$35.00
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Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2022 - 8119

Carver County Board of Commissioners Request for Board Action



Agenda Item:

2021 Pay Equity Report

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:
Consent

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

As a local government employer, Carver County is required to provide a Pay Equity Implementation Report to the State of Minnesota on a periodic basis. The current reporting cycle requires us to report our 2021 year-end data by January 31, 2022.

The purpose of Pay Equity reporting is to ensure that compensation practices are not discriminatory based on gender. In order to be compliant, an organization must demonstrate that female dominated jobs are not paid less than comparable male dominated jobs, and that the time required to reach the top of the pay scale for female dominated jobs is no greater than for comparable male dominated jobs.

The County's Compensation Consultant, Gallagher, has been working with Employee Relations staff to prepare the 2021 Pay Equity Report, which requires the signature of the Chief Elected Official, or Chair of the County Board. At this time, the results are not yet final, but preliminary reporting reflects that the County continues to be in compliance.

ACTION REQUESTED:

Motion to approve the completed 2021 Pay Equity Implementation Report, and authorize Employee Relations to submit the report to the State of Minnesota.

FISCAL IMPACT:

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT:

Total \$0.00

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2022 - 8090

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Resolution Setting 2023 Elected Official Minimum Salaries

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:
Consent

Amount of Time Requested: minutes
Presenter: Title:

Attachments: Yes No

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

In election years, the County Board has an obligation to set minimum salaries for certain elected offices including the offices of County Attorney and County Sheriff. This is consistent with Minnesota Statutes 388.18, Subdivision 2 and 387.20, Subdivision 2. The year 2022 is an election year and filings for the elected offices of Carver County will be open beginning in May 2022, for the terms commencing January 2023. Salaries for terms beginning in 2023 may be set above, but not below, the salaries defined in the attached resolution.

The 2023 minimum salaries recommended for the offices of County Attorney and County Sheriff are \$123,500 for the office of County Attorney and \$119,500 for the office of County Sheriff. These minimum rates are consistent with the current salary structure within the County for division director and assistant county administrator positions with regard to internal equity. An additional resolution will be presented late in 2022 to set the actual 2023 salaries for these elected officials. At that time, the education and experience of the elected officials and current market factors will be considered.

ACTION REQUESTED:

Motion to approve the Resolution setting the 2023 minimum salary for the office of County Attorney at \$123,500 and the minimum salary for the office of County Sheriff at \$119,500.

FISCAL IMPACT:
If "Other", specify:

FUNDING
County Dollars =

Total

FTE IMPACT:

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2022 - 8118

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

Resolution: 2023 Minimum Elected Official Salaries

DATE _____ RESOLUTION NO. _____
MOTION BY COMMISSIONER _____ SECONDED BY COMMISSIONER _____

WHEREAS, the Carver County Board of Commissioners is required by statute to set minimum salaries for the elected offices of County Attorney and the County Sheriff; and

WHEREAS, the Carver County Board of Commissioners intends to establish 2023 minimum compensation for the elected offices of County Attorney and County Sheriff; and

WHEREAS, the filings for the elected offices of Carver County will be open as of May 2022 for the terms commencing January 2023; and

THEREFORE, BE IT RESOLVED, that the following minimum salaries are hereby established for the terms of office commencing January 2023:

- A. County Attorney: \$123,500
- B. County Sheriff: \$119,500

BE IT FURTHER RESOLVED, that the minimum compensation amount stated in this Resolution may be waived by the County Attorney or the County Sheriff upon taking office.

BE IT FINALLY RESOLVED, the County reserves the right to make adjustments above these minimum compensation levels, including additional salary and/or benefits by subsequent Carver County Board Actions.

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 18th day of January, 2022, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 18th day of January, 2022

County Administrator

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Request for Out of State Travel for 2022 Annual Traffic Safety Services Association Convention (ATSSA)

Primary Originating Division/Dept: <input type="text" value="Public Works - Program Delivery"/>	Meeting Date: <input type="text" value="1/18/2022"/>
Contact: <input type="text" value="Dan McCormick"/> Title: <input type="text" value="Traffic Services Supervisor"/>	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="Culture: Provide organizational culture fostering accountability to achieve goals & sustain public trust/confidence in County government"/>	

BACKGROUND/JUSTIFICATION:

Out of state travel is requested for Chad Braun, Transportation Engineering Specialist, to attend the 2022 American Traffic Safety Services Association (ATSSA) Annual Convention and Traffic Expo from February 10-15, 2022 in Tampa, Florida. The conference will continue with the Public Works Division's affiliation with the ATSSA association and provide training and education for key programs in traffic safety, pavement markings, sign, traffic technologies, and temporary traffic control in work zones. Public Works is in the process of developing some new programs and initiatives to help the County meet its needs and demands, that this conference will help bolster.

Chad has applied for and been awarded a Public Agency Official Scholarship (re-imbursement) with ATSSA, which will pay for all of the estimated costs.

ACTION REQUESTED:

Approve out of state travel for Chad Braun to attend the ATSSA Annual Conference in Tampa, Florida being held from February 10-15, 2022.

FISCAL IMPACT: <input type="text" value="Other"/> <p><i>If "Other", specify:</i> <input type="text" value="Conference Scholarship"/></p>	FUNDING <table style="width: 100%;"> <tr> <td>County Dollars =</td> <td><input type="text"/></td> </tr> <tr> <td>ATSSA Scholarship</td> <td style="text-align: right;">\$1,500.00</td> </tr> <tr> <td>Total</td> <td style="text-align: right;">\$1,500.00</td> </tr> </table>	County Dollars =	<input type="text"/>	ATSSA Scholarship	\$1,500.00	Total	\$1,500.00
County Dollars =	<input type="text"/>						
ATSSA Scholarship	\$1,500.00						
Total	\$1,500.00						
FTE IMPACT: <input type="text" value="None"/>	<input checked="" type="checkbox"/> Insert additional funding source						

Related Financial/FTE Comments:

All the expenses are paid for by a scholarship from ATSSA. County will pay for costs up front and be reimbursed for the cost of convention (100%) and all travel and lodging expenses up to \$1500.00

Office use only:

RBA 2022 - 8122

Carver County Board of Commissioners Request for Board Action



Agenda Item:
Replacement and Purchase of Latex Printer Equipment for Sign Shop

Primary Originating Division/Dept: <input type="text" value="Public Works - Program Delivery"/>	Meeting Date: <input type="text" value="1/18/2022"/>
Contact: <input type="text" value="Dan McCormick"/> Title: <input type="text" value="Traffic Services Supervisor"/>	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="Customer Service: Continue the County's delivery of high value, timely service and support"/>	

BACKGROUND/JUSTIFICATION:

Carver County Public Works has an array of sign shop traffic signs and graphics equipment and technology. The County annual budget and long-term financial plan includes recommendations for Public Works equipment and technology replacement items. The approved 2022 budget includes funding for the replacement of the older generation, legacy model of latex printer used in the Public Works Traffic Services Sign Shop. Staff obtained quotes for this equipment from different vendors and models. Based on quotes received, staff is recommending the purchase of the HP Latex 700 Series Printer and related package parts from Grimco Inc. to replace the older unit currently being used. The total cost of this replacement is quoted at \$33,184.12.

ACTION REQUESTED:

Motion to approve the purchase of a replacement latex printer and associated equipment package from Grimco, Inc. for the Public Works Traffic Services Sign Shop.

FISCAL IMPACT: <input type="text" value="Included in current budget"/>	FUNDING						
If "Other", specify: <input type="text" value=""/>	<table style="width: 100%;"> <tr> <td style="width: 70%;">County Dollars =</td> <td style="width: 30%; text-align: right;">\$33,184.12</td> </tr> <tr> <td> </td> <td> </td> </tr> <tr> <td>Total</td> <td style="text-align: right;">\$33,184.12</td> </tr> </table>	County Dollars =	\$33,184.12			Total	\$33,184.12
County Dollars =	\$33,184.12						
Total	\$33,184.12						
FTE IMPACT: <input type="text" value="None"/>	<input checked="" type="checkbox"/> Insert additional funding source						

Related Financial/FTE Comments:
 Budget is \$35,000; 03-303-000-0000-6660; 77-0100

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Resolution Approving Carver County's Application for Funding from the 2022 Help America Vote Act (HAVA) Grants Program

Primary Originating Division/Dept: <input type="text" value="Property & Financial Services - Elections"/>	Meeting Date: <input type="text" value="1/18/2022"/>
Contact: <input type="text" value="Kendra Olson"/> Title: <input type="text" value="Elections & Licensing Manager"/>	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="Customer Service: Continue the County's delivery of high value, timely service and support"/>	

BACKGROUND/JUSTIFICATION:

During its 2021 1st Special Session, the Minnesota Legislature directed the distribution of \$3 million from Federal Help America Vote Act (HAVA) appropriations as grants to political subdivisions. Per statute, these funds must be used to improve accessibility to, implement security improvements for elections systems for, and/or fund other activities to improve the security of federal elections. Regularly scheduled state elections in Minnesota are also federal elections.

To assist in identifying potential security gaps and to ensure counties are aware of free services and support available from state, federal, and other partners, counties must complete certain HAVA program prerequisites. The County's Election and IT Departments have been working in collaboration to complete the program prerequisites as well as identify the best use of the HAVA Grants Program funds.

To receive funding from the HAVA Grants Program, counties must submit an application to the Minnesota Secretary of State by 1/31/2022 which includes a resolution from the County Board approving the application for HAVA grant funds.

ACTION REQUESTED:

Adopt the attached resolution approving Carver County's application for funding from the 2022 Help America Vote Act (HAVA) Grants Program.

FISCAL IMPACT: <input type="text" value="None"/>	FUNDING
If "Other", specify: <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:

The County's grant award is expected to be \$42,354.43. The HAVA Grants Program DOES NOT REQUIRE counties to match any amount of funding to be eligible to receive a grant award amount.

Office use only:

RBA 2022 - 8126



BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: January 18, 2022

Resolution No.: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

A RESOLUTION APPROVING CARVER COUNTY'S APPLICATION FOR FUNDING FROM THE HELP AMERICA VOTE ACT (HAVA) GRANT PROGRAM

WHEREAS, during its 2021 1st Special Session, the Minnesota Legislature directed the distribution of \$3 million from federal Help America Vote Act (HAVA) appropriations as grants to political subdivisions; and,

WHEREAS, to assist in identifying potential security gaps against which these and potential future funds could be applied and to ensure counties are aware and taking advantage of free services and support available from state, federal, and other partners, counties must complete, and certify to the completion of, certain program prerequisites. These prerequisites require the involvement of both the county's election department and IT department; and,

WHEREAS, Carver County's Election Department and IT department have been working in collaboration to complete, and certify to the completion of, the program prerequisites as well as identify the best use of the HAVA Grants Program funds awarded to Carver County; and,

WHEREAS, to receive funding from the Voting Equipment Grant Account, counties must submit an application to the Minnesota Secretary of State by January 31, 2022; and

NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners approves and authorizes Carver County's application for funding from the Help America Vote Act (HAVA) Grants Program; and,

BE IT FURTHER RESOLVED, that the Board of Commissioners hereby certifies that any funds awarded from the Help America Vote Act (HAVA) Grants Program will be used only to improve accessibility to, implement security improvements for elections systems for, and/or fund other activities to improve the security of federal elections including Minnesota's regularly scheduled state elections.

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 18th day of January, 2022, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

County Administrator

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Assessing Department Staffing Change

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

With the recent growth of Carver County and consideration for the importance of expert knowledge of commercial and other income producing properties as well as the prioritization of MN Tax Court petition matters, there is a need to have a position which incorporates both of these aspects of property assessment as opposed to a more traditional Commercial Appraiser role which has more emphasis on data collecting and less emphasis on MN Tax Court appraisal writing, procedures and expert testimony.

ACTION REQUESTED:

Motion to eliminate the Commercial Appraiser position (1.0 FTE) and create a Commercial Appraiser Tax Court Coordinator position.

FISCAL IMPACT:

If "Other", specify:

FUNDING

County Dollars =	<input type="text" value=""/>
2022 Cost Increase	\$4,208.00
Total	\$4,208.00

FTE IMPACT:

Insert additional funding source

Related Financial/FTE Comments:

No Increase in FTE. The projected cost for the remaining fiscal year is \$4,208 and will be covered by assessment contract revenue.

Office use only:

RBA 2022 - 8125

Budget Amendment Request Form



To be filled out AFTER RBA submittal

Agenda Item: Assessing Department Staffing Change

Department:

Meeting Date:

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:

DEBIT		
Description of Accounts	Acct #	Amount
Assessing FT salaries & benefits	01-47-000-6111	\$4,208.00
TOTAL		\$4,208.00

CREDIT		
Description of Accounts	Acct #	Amount
Assessing contract revenue	01-47-000-5534	\$4,208.00
TOTAL		\$4,208.00

Reason for Request:

Increase budget for 2022 additional cost from upgrading Commercial Appraiser position to add Tax Court Coordinator responsibilities - see additional details in related RBA,

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Request for approval to contract with LVC Companies

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

Facility Services is recommending that the County enter into a three year agreement with LVC Companies for fire system testing and inspection. LVC is our current vendor, they know our systems and have provide a high level of service. A second proposal was solicited from ECSI. The proposal was approx 7% higher than LVC.

We have 10 fire systems in different Carver County buildings. The scope of the work will include annual inspections of our fire alarm systems including smoke detectors, alarms and horns, panels, etc. In addition, the contract includes offsite monitoring services for any alerts in the systems. Lastly, the vendor will inspect and certify our fire extinguishers.

ACTION REQUESTED:

Motion to contract with LVC Companies pending finalization of the contract review process.

FISCAL IMPACT:

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT:

Total

Insert additional funding source

Related Financial/FTE Comments:

Three year agreement - \$19,204 for 2022; \$19,204 for 2023 and \$20,560 for 2024.

Office use only:

RBA 2022 - 8124

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Comment Letter on Metropolitan Council's 2040 Transportation Policy Plan Amendment

Primary Originating Division/Dept: <input type="text" value="Public Works - Program Delivery"/>	Meeting Date: <input type="text" value="1/18/2022"/>
Contact: <input type="text" value="Angie Stenson"/> Title: <input type="text" value="Sr. Transportation Planner"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No
Strategic Initiative: <input type="text" value="Finances: Improve the County's financial health and economic profile"/>	

BACKGROUND/JUSTIFICATION:

The Metropolitan Council and the Transportation Advisory Board (TAB) are asking for comments on the proposed 2040 Transportation Policy Plan 2020 Update (Plan) Amendment, which identifies policies and plans to guide the development of the region's transportation system. The public comment period is open until January 24, 2022.

The proposed Plan Amendment includes the addition of six highway freight projects to the 'Current Revenue Scenario' of the Plan, including the Highway 212 Rural Freight Mobility and Safety Project in Carver County. The Highway 212 Project is one of six metro freight projects selected in MnDOT's Minnesota Highway Freight Program for federal transportation funding, with an award of \$7.5 million. The Highway 212 Project will reconstruct and expand Highway 212 between Norwood Young America and Cologne from a two-lane rural highway to a four-lane divided expressway and include intersection safety improvements.

The letter conveys the County's support to include the Highway 212 Rural Freight Mobility and Safety Project as presented in the Metropolitan Council's proposed Plan Amendment.

ACTION REQUESTED:

Motion to approve a letter of comments about the Metropolitan Council's 2040 Transportation Policy Plan Amendment and authorize the board chair to sign the letter.

FISCAL IMPACT: <input type="text" value="None"/>	FUNDING
If "Other", specify: <input type="text" value=""/>	County Dollars = <input type="text" value=""/>
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 2022 - 8127



Office of County Commissioners
Carver County Government Center
Human Services Building
602 East Fourth Street
Chaska, MN 55318-1202
Phone: 952 361-1510
Fax: 952 361-1581

January 18, 2022

Mayor James Hovland, Chair
Transportation Advisory Board
Metropolitan Council
390 Robert Street North
Saint Paul, MN 55101-1805

SUBJECT: 2040 Transportation Policy Plan 2020 Update Amendment Public Comment

Dear Chair Hovland and TAB Members,

Thank you for the opportunity to review and comment on the 2040 Transportation Policy Plan 2020 Update (Plan) Amendment under consideration by the Metropolitan Council, which identifies policies and plans to guide the development of the region's transportation system.

The proposed Plan Amendment includes the recommendation to add six highway freight projects to the Current Revenue Scenario. These freight projects were selected for federal transportation funding awards as the result of MnDOT's Minnesota Highway Freight Program, a competitive statewide program that allocates federal transportation funding to construction projects on public roads that provide measurable freight transportation benefits.

The Highway 212 Rural Freight Mobility and Safety Project in Carver County is one of the six freight projects selected in MnDOT's Minnesota Highway Freight Program for federal transportation funding with an award of \$7.5 million. The project will reconstruct and expand Highway 212 between Norwood Young America and Cologne from a two-lane rural highway to a four-lane divided expressway and include overdue intersection safety improvements. The proposed improvements will remove barriers to efficient freight movement, provide economic development opportunities at key locations, preserve existing infrastructure, and improve the corridor's mobility and safety for all users.

Carver County fully supports the inclusion and adoption of the six freight projects selected in MnDOT's Minnesota Highway Freight Program, including Highway 212 Rural Freight Mobility and Safety Project, as presented in the Metropolitan Council's proposed Plan amendment.

Sincerely,

Commissioner Gayle Degler
Carver County Board Chair

cc: Commissioner Tom Workman, Carver County, Transportation Advisory Board Member
Commissioner Matt Udermann, Carver County, Transportation Advisory Board Alternate
Councilmember Deb Barber, Metropolitan Council Member, District 4
Lyndon Robjent, P.E., Public Works Director/County Engineer, TAC Representative
Elaine Koutsoukos, Metropolitan Council, TAB Coordinator

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Public Hearing on Draft High Water No Wake Ordinance

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

In 2014 and 2019 following significant rainfall events, the County Board adopted temporary ordinances to enact slow no-wake requirements on select lakes (Lake Waconia, Lake Bavaria, and Reitz Lake). A map of these lakes and other County lakes covered by no-wake ordinances is attached. Since 2019, staff has suggested moving forward with a permanent ordinance which would automatically be triggered when high water events occur. Staff discussed the proposed ordinance and process at the August 24, 2021 Board work session and recieved direction to prepare a draft ordinance. The draft ordinance was released for a public comment on October 19,2021.

Staff received 33 comments submitted during the 45-day public review period. Twenty-six of these comments supported having no-wake restrictions on these lakes. Six of the comments which supported having no wake restrictions suggested there should be further no-wake restrictions than are currently included in the draft ordinance. A few comments were concerned about the enforcement of the ordinance. Five comments generally opposed the draft no-wake ordinance. All local partners including cities, townships, the County Attorney, and the Sheriffs office have received the draft ordinance as well. Based on the feedback from those partners, additional language was added to the ordinance regarding penalties (revised draft attached).

A public hearing is required per state statue and the MN Dept. of Natural Resources (DNR) requirements. Additonal comments received prior to and at the public hearing will be entered into the record along with the 45-day public review comments. Following the public hearing, the DNR will complete a review and determine approval of the draft ordinance.

ACTION REQUESTED:

Motion to open the public hearing to consider the draft High Water No Wake Ordinance
 Motion to close the public hearing
 Motion to authorize staff to send the draft High Water No Wake Ordinance to the MN Department of Natural Resources for review.

FISCAL IMPACT:
 If "Other", specify:

FUNDING
 County Dollars =

Total

FTE IMPACT:

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

CARVER COUNTY, MINNESOTA

ORDINANCE 98-2022

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

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

SECTION 1. TITLE.

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

SECTION 2. DEFINITIONS.

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

SECTION 3. STATUORY AUTHORIZATION AND PURPOSE.

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

SECTION 4. DECLARATION AND DESIGNATED LAKES.

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

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

SECTION 5. WATERCRAFT SPEED RESTRICTIONS.

During the period this Ordinance is in effect, including any extensions herein, it shall be unlawful for any person to operate a watercraft at greater than a slow-no wake speed (5 miles per hour), 24 hours per day within the Slow-No Wake restriction area specified on any Designated Lake.

SECTION 6. REMOVAL OF SPEED RESTRICTIONS.

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

SECTION 7. ENFORCEMENT.

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

SECTION 8. PENALTY.

A person guilty of violating any provision of this chapter shall be guilty of a misdemeanor pursuant to M.S. § 398.34 and as defined in M.S. § 609.02(3), as they may be amended from time to time.

SECTION 9. EXCEPTIONS.

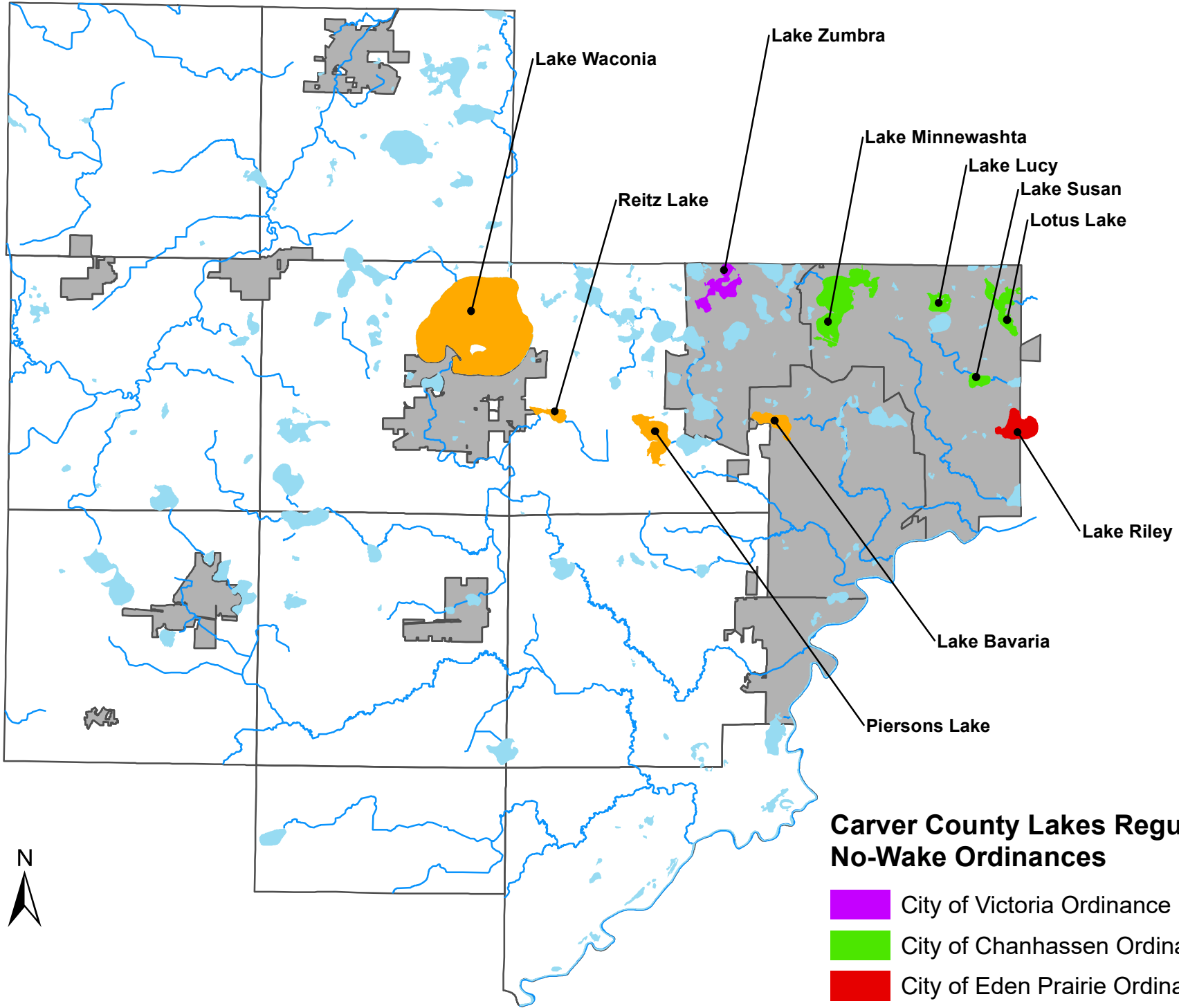
All authorized Resource Management, Emergency and Enforcement Personnel, while acting in the performance of their assigned duties, are exempt from the foregoing restrictions.

SECTION 10. NOTIFICATION.

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

SECTION 11. EFFECTIVE DATE.

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



Carver County Lakes Regulated by No-Wake Ordinances

- City of Victoria Ordinance
- City of Chanhassen Ordinance
- City of Eden Prairie Ordinance
- Proposed Carver County Ordinance



Carver County Board of Commissioners Request for Board Action



Agenda Item:

Revised Resolution Authorizing Petition for Eminent Domain for the Highway 24 Project

Primary Originating Division/Dept: <input type="text" value="Public Works - Program Delivery"/>	Meeting Date: <input type="text" value="1/18/2022"/>
Contact: <input type="text" value="Pat Lambert"/> Title: <input type="text" value="Senior Right of Way Agent"/>	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="Lyndon Robjent"/> Title: <input type="text" value="Public Works Director"/>	
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 with pavement rehabilitation and shoulder widening from Highway 10 to the Hennepin County border. Additional right-of-way is needed to complete the project scope. Carver County has contracted with appraisers in order to establish fair market value for the right of way acquisitions needed in support of the project. On July 13, 2021, the County Board authorized Public Works staff to make offers for direct purchase of the impacted properties.

Public Works staff has been negotiating with property owners in good faith, and will continue to do so, to acquire the right-of-way and easements needed for the project. It is anticipated that the majority of parcels will be acquired by negotiation, however, in order to meet the schedule for construction bidding, it will be necessary to undertake eminent domain proceedings to acquire the necessary property interests from some property owners along the construction corridor.

A resolution, including the list of affected property owners, is attached for the County Board to consider for approval.

The revised resolution includes additional parcels and corrections made to Exhibit A and B after attorney review.

ACTION REQUESTED:

Motion to adopt a resolution authorizing and directing the County Attorney to take all steps necessary to acquire the right of way and easements necessary for the Highway 24 Project, by filing an action in eminent domain, negotiation of early entry authorization and the use of the quick-take procedure.

FISCAL IMPACT: <input type="text" value="Included in current budget"/>	FUNDING
If "Other", specify: <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 2022 - 8128

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

Date: January 18, 2022

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

**Resolution Authorizing Eminent Domain to Acquire
Real Property Interests Needed for the Highway 24 Project (SAP 010-624-001 and County
Project 158794)**

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

WHEREAS, the County proposes to construct highway and related improvements for the safety of the traveling public in Carver County for the Highway 24 Project (SAP 010-624-001 and County Project 158794) (“Project”); 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, to complete the Project, the County must acquire the real property interests described in Exhibit A, attached hereto, from the Owners identified in Exhibit B, attached hereto; and

WHEREAS, based upon the independent appraisal report(s) of damages obtained by the County from an independent licensed real estate appraiser, and in accordance with authorization of the Board of Commissioners, the Public Works Division Director or agents under his supervision have made offers of compensation to owners of affected property. Despite good faith efforts, negotiations with the Owners for the direct purchase of the proposed acquisitions of real property interests which the County needs for the Project have been unsuccessful; and

WHEREAS, the Board of Commissioners finds that it is reasonably necessary, proper, and convenient, in furtherance of the Project, and in the interest of the public health, convenience, and general welfare of the citizens of the County that the County acquire title to and possession of real property interests described in Exhibit A through use of the power of eminent domain; and

WHEREAS, the County has the right pursuant to Minnesota Statute § 117.042 to acquire title to and possession of the real property interests needed for the Project prior to the filing of an award by court appointment commissioners; and

WHEREAS, the Board of Commissioners finds that the funding and construction schedule for the Project make it necessary for the County to acquire title to and possession of the real property interests described in Exhibit A prior to the filing of the final report of the condemnation commissioners to be appointed by the district court.

NOW, THEREFORE, BE IT RESOLVED that County's acquisition of the real property interests described in Exhibit A from the Owners identified in Exhibit B, and the construction of highway and related improvements of the Highway 24 Project (SAP 010-624-001 and County Project 158794) constitute a valid public use or public purpose; and

BE IT FURTHER RESOLVED that it is the considered judgment of the Board of Commissioners that the County acquire the real property interests described in Exhibit A, attached hereto and made a part hereof as though fully set forth at this point, from the Owners identified in Exhibit B, attached hereto and made a part hereof as though fully set forth at this point, for the stated public purposes, and that the County acquire said real property interests, if necessary, through the exercise of the power of eminent domain; and

BE IT FURTHER RESOLVED that the County Attorney and legal counsel retained by the County hereby are authorized to take all steps necessary to acquire the real property interests described in Exhibit A from the Owners identified in Exhibit B, including the filing of the Petition necessary to initiate an action in eminent domain in District Court, and prosecuting such action and all related matters needed to bring the action to a successful conclusion or until the action is abandoned, dismissed, or terminated by the County or District Court.

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 January 18, 2022, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 18th day of January, 2022.

Dave Hemze County Administrator

EXHIBIT A

SAP 010-624-001

Carver County Public Works No.: 158794

Property Tax Identification No.: 850092500

Parcel Number: 58

Fee Owner: David C. Truax

Property Address: 12120 County Road 24, Watertown, Minnesota

Legal Description of Subject Property:

**All that part of the Southeast Quarter of the Northeast Quarter of Section 9, Township 117, Range 25, Carver County, Minnesota described as follows:
Commencing at the northwest corner of said Southeast Quarter of the Northeast Quarter; thence on an assumed bearing of South 0 degrees 06 minutes 19 seconds West along the West line of said Southeast Quarter of the Northeast Quarter a distance of 72.16 feet to the point of beginning of the tract to be described; thence on a bearing of South 86 degrees 16 minutes 00 seconds East a distance of 678.71 feet; thence on a bearing of South 7 degrees 08 minutes 50 seconds West a distance of 186.60 feet; to the Northerly right of way line of County State Aid Highway Number 24; thence westerly along said northerly right of way line to the intersection with the west line of said Southeast Quarter of the Northeast Quarter; thence on a bearing of North 0 degrees 06 minutes 19 seconds East along said west line to the point of beginning and there terminating.**

Legal Description of Portion of Subject Property to Be Encumbered Herein by Permanent Easement for Public Right-of-Way Purposes:

PE Parcel 58, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said permanent easement for public right-of-way purposes contains 32,840 sq. ft., more or less; 11,205 sq. ft., after excluding existing easements.

Description of Portion of Subject Property to Be Encumbered Herein by Temporary Easement for Construction Purposes:

TE Parcel 58, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said temporary easement for construction purposes contains 550 sq. ft., more or less; 550 sq. ft., after excluding existing easements.

Term of Temporary Easement:

The temporary easement will expire upon completion of construction of the Project Improvements and related

activities, within and adjacent to the temporary easement, as determined in writing by the County Engineer, or on June 30, 2023, whichever occurs first.

Interests Being Acquired Herein as To Fee Takings and Being Encumbered Herein as to Easement Takings Within the Taking Areas Described Above:

RESPONDENTS	NATURE OF INTEREST
David C. Truax	Fee Owner
Identity unknown.	Tenant.
Any of Record	Easements
All other parties unknown, together with unknown successors, assigns, heirs, devisees, and spouses, if any, of the named Respondents	Any right, title or interest within the encumbered portion of the Subject Property

Notwithstanding the foregoing attempt to identify all interests held by a party named herein, it is Petitioner’s intention to acquire or encumber all interests owned or claimed by the named respondents in the Subject Property within the taking areas described above.

SAP 010-624-001

Carver County Public Works No. 158794

Property Tax Identification No. 10.0101100

Parcel Number(s): 55

Fee Owner: Deutsch Family LP

Property Address: 11950 County Road 24, Watertown, Minnesota

Legal Description of Subject Property:

That part of real property lying Northerly of the centerline of County Road 24 and legally described as follows:

The South Half of Northwest Quarter of Section 10, in Township 117 North, Range 25 West, containing 80 acres of land, more or less, according to Government Survey thereof. Excepting therefrom all that part of the South Half of the Northwest Quarter of Section 10, Township 117 North, Range 25 West, lying North of the Railroad Tracks, and containing 20 acres of land, more or less. Also excepting that part of the Northwest Quarter of Section 10, Township 117 North, Range 25 West of the 5th Principal Meridian described as follows: Beginning at the point of intersection of the West line of said Northwest Quarter with the Southerly right-of-way line of the Chicago and Northwestern Transportation Company; thence South along said West line to a point distant 1751 feet South from the Northwest corner of said Northwest Quarter; thence deflecting left 66 degrees 35 minutes 30 seconds a distance of 192.2 feet; thence deflecting left 96 degrees 24 minutes 30 seconds to said Southerly right-of-way line; thence Westerly along said Southerly right-of-way line to the point of beginning.

Also except all that part of the South Half of the Northwest Quarter contained within the following: Commencing at Northwest corner of said Section 10; thence South along centerline of the Town Road, a distance of 1643.1 feet; thence South 53 degrees 34 minutes East a distance of 1355.6 feet to point on the centerline of County Road No. 24; thence South 0 degrees 31 minutes East a distance of 591.5 feet; thence South 72 degrees 46 minutes East a distance of 505.6 feet more or less to a line bearing Northeasterly running from a point on North line of said Southwest Quarter, said point being 32 rods East of Northwest corner of East Half of said Southwest Quarter to a point 80 rods South of said Northwest corner of East Half of Southwest Quarter; thence North 21 degrees 28 minutes East along said line bearing Northeasterly, a distance of 330.6 feet to said centerline of County Road No. 24; thence Northwesterly along said centerline a distance of 745 feet more or less to point of beginning. Containing 6.1 acres, more or less, and subject to 33 foot wide easement along the Northeasterly side thereof.

Legal Description of Portion of Subject Property to Be Encumbered Herein by Permanent Easement for Public Right-of-Way Purposes:

PE Parcel 55, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said permanent easement for public right-of-way purposes contains 69,791 sq. ft., more or less; 24,168 sq. ft., after excluding existing easements.

Description of Portion of Subject Property to Be Encumbered Herein by Temporary Easement for Construction Purposes:

TE Parcel 55, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said temporary easement for construction purposes contains 2,025 sq. ft., more or less; 2025 sq. ft., after excluding existing easements.

Term of Temporary Easement:

The temporary easement will expire upon completion of construction of the Project Improvements and related activities, within and adjacent to the temporary easement, as determined in writing by the County Engineer, or on June 30, 2023, whichever occurs first.

Interests Being Acquired Herein as To Fee Takings and Being Encumbered Herein as to Easement Takings Within the Taking Areas Described Above:

RESPONDENTS	NATURE OF INTEREST
Deutsch Family Limited Partnership	Fee Owner
Cooperative Power Association	Easement
All other parties unknown, together with unknown successors, assigns, heirs, devisees and spouses, if any, of the named Respondents	Any right, title or interest within the encumbered portion of the Subject Property

Notwithstanding the foregoing attempt to identify all interests held by a party named herein, it is Petitioner's intention to acquire or encumber all interests owned or claimed by the named respondents in the Subject Property within the taking areas described above.

SAP 010-624-001

Carver County Public Works No. 158794

Property Tax Identification No. 10.0101200

Parcel Number(s): 56

Fee Owner: Germain & Marian Boll Living Trust, dated February 25, 1992, and any amendments thereto

Property Address: 11980 County Road 24, Watertown, Minnesota

Legal Description of Subject Property:

That part of the South Half of the Northwest Quarter of Section 10, Township 117 North, Range 25 West, described as follows:

Beginning at the point of intersection of the West line of said Northwest Quarter with the Southerly right-of-way line of the Chicago and Northwestern Transportation Company (now right-of-way of the State of Minnesota); thence South along said West line to a point distant 1751.00 feet South from the Northwest corner of said Northwest Quarter; thence Deflecting Left 66 degrees 35 minutes 30 seconds a distance of 192.20 feet; thence deflecting left 96 degrees 24 minutes 30 seconds to said Southerly right-of-way line; thence Westerly along said Southerly right-of-way line to the point of beginning.

Legal Description of Portion of Subject Property to Be Encumbered Herein by Permanent Easement for Public Right-of-Way Purposes:

PE Parcel 56, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said permanent easement for public right-of-way purposes contains 9,986 sq. ft., more or less; 2,884 sq. ft., after excluding existing easements.

Interests Being Acquired Herein as To Fee Takings and Being Encumbered Herein as to Easement Takings Within the Taking Areas Described Above:

RESPONDENTS	NATURE OF INTEREST
Germain & Marian Boll Living Trust, dated February 25, 1992, and any amendments thereto -	Fee Owner
All other parties unknown, together with unknown successors, assigns, heirs, devisees and spouses, if any, of the named Respondents	Any right, title or interest within the encumbered portion of the Subject Property

Notwithstanding the foregoing attempt to identify all interests held by a party named herein, it is Petitioner's intention to acquire or encumber all interests owned or claimed by the named respondents in the Subject Property within the taking areas described above.

SAP 010-624-001

Carver County Public Works No. 158794 Property Tax Identification No. 10.0950010

Parcel Number(s): 10

Fee Owners: Stanley E. Kluge and- Denise A. Kluge, Husband and Wife

Property Address: 2750 Dream Lane, Watertown, Minnesota

Legal Description of Subject Property:

Lot 1, Block 1, Dream Acres, Carver County, Minnesota.

Description of Portion of Subject Property to Be Encumbered Herein by Temporary Easement for Construction Purposes:

TE Parcel 10, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said temporary easement for construction purposes contains 7,625 sq. ft., more or less; 7,625 sq. ft., after excluding existing easements.

Term of Temporary Easement:

The temporary easement will expire upon completion of construction of the Project Improvements and related activities, within and adjacent to the temporary easement, as determined in writing by the County Engineer, or on June 30, 2023, whichever occurs first.

Interests Being Acquired Herein as To Fee Takings and Being Encumbered Herein as to Easement Takings Within the Taking Areas Described Above:

RESPONDENTS	NATURE OF INTEREST
Stanley E. Kluge and Denise A. Kluge, Husband and Wife	Fee Owners
Mortgage Electronic Registration Systems, Inc. acting solely as a nominee for Quicken Loans, Inc	Mortgage
Cooperative Power Association	Easement
All other parties unknown, together with unknown successors, assigns, heirs, devisees and spouses, if any, of the named Respondents	Any right, title or interest within the encumbered portion of the Subject Property

Notwithstanding the foregoing attempt to identify all interests held by a party named herein, it is Petitioner's intention to acquire or encumber all interests owned or claimed by the named respondents in the Subject Property within the taking areas described above.

SAP 010-624-001

Carver County Public Works No.: 158794

Property Tax Identification No.: 10.010500

Parcel Number: 53

Fee Owners: Robert W. Neumann and Jane F. Neumann, Husband and Wife

Property Address: 11730 County Road 24, Watertown, Minnesota

Legal Description of Subject Property:

That part of the Northeast Quarter of the Southwest Quarter and the Northwest Quarter of the Southeast Quarter of Section 10, Township 117, Range 25, Carver County, Minnesota described as follows:

Commencing at the Northwest corner of said Northeast Quarter of the Southwest Quarter; thence North 89 degrees 47 minutes 12 seconds East, on an assumed bearing, along the north line of said Northeast Quarter of the Southwest Quarter a distance of 723.69 feet to the point of beginning of the land to be described and the point of beginning of a line described as Line "A"; thence South 22 degrees 04 minutes West a distance of 449.25 feet to the centerline of Carver County Highway #24, said point being the termination of "Line A"; thence southeasterly along the centerline of Carver County Highway #24 to the intersection with a line parallel to Line "A", said line 640 feet parallel with, easterly and southeasterly of Line "A" and its southwesterly and northeasterly extensions; thence northeasterly, along said parallel line to the north line of East and West Quarter section line; thence westerly, along said line to the point of beginning.

AND

That part of the Northeast Quarter of the Southwest Quarter of Section 10, Township 117, Range 25, Carver County, Minnesota, described as follows:

Commencing at the northwest corner of said Northeast Quarter of the Southwest Quarter; thence North 89 degrees 47 minutes 12 seconds East assumed bearing along the north line of said Northeast Quarter of the Southwest Quarter, a distance of 514.51 feet to the actual point of beginning; thence continue North 89 degrees 47 minutes 12 seconds East along said north line, a distance of 13.49 feet; thence South 22 degrees 45 minutes 36 seconds West along a line, if extended South 22 degrees 46 minutes 36 seconds West would intersect the southwest corner of said Northeast Quarter of the Southwest Quarter, a distance of 5.43 feet; thence South 89 degrees 47 minutes 12 seconds West, a distance of 13.42 feet; thence North 22 degrees 04 minutes 00 seconds East, a distance of 5.40 feet to the point of beginning.

AND

That part of the Northeast Quarter of the Southwest Quarter of Section 10, Township 117, Range 25, Carver County, Minnesota, described as follows:

Commencing at the northwest corner of said Northeast Quarter of the Southwest Quarter; thence North 89 degrees 47 minutes 12 seconds East assumed bearing along the north line of said Northeast Quarter of the Southwest Quarter, a distance of 528.0 feet; thence South 22 degrees 46 minutes 36 seconds West along a line, if extended South 22 degrees 46 minutes 36 seconds West, would intersect the southwest corner of said Northeast Quarter of the Southwest Quarter, a distance of 5.43 feet to the actual point of beginning; thence continue South 22 degrees 46 minutes 36 seconds West along said line, a distance of 321.51 feet to the centerline of Carver County Highway Number 24; thence

North 53 degrees 21 minutes 24 seconds West along said centerline, a distance of 8.71 feet; thence North 22 degrees 04 minutes 00 seconds East, a distance of 314.20 feet; thence North 89 degrees 47 minutes 12 seconds East, a distance of 13.42 feet to the point of beginning.

AND

That part of the Northeast Quarter of the Southwest Quarter of Section 10, Township 117, Range 25, Carver County, Minnesota, described as follows:

Commencing at the northwest corner of said Northeast Quarter of the Southwest Quarter; thence North 89 degrees 47 minutes 12 seconds East assumed bearing along the north line of said Northeast Quarter of the Southwest Quarter, a distance of 528.00 feet to the actual point of beginning; thence South 22 degrees 46 minutes 36 seconds West, a distance of 321.51 feet to the centerline of Carver County Highway Number 24, the extension South 22 degrees 46 minutes 36 seconds West of the last described line would intersect the southwest corner of said Northeast Quarter of the Southwest Quarter; thence South 53 degrees 21 minutes 24 seconds East along said centerline a distance of 191.29 feet; thence North 22 degrees 04 minutes East, a distance of 449.25 feet to the north line of said Northeast Quarter of the Southwest Quarter; thence South 89 degrees 47 minutes 12 seconds West along said north line, a distance of 195.69 feet to the point of beginning.

Legal Description of Portion of Subject Property to Be Encumbered Herein by Permanent Easement for Public Right-of-Way Purposes:

PE Parcel 53, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said permanent easement for public right-of-way purposes contains 43,159 sq. ft., more or less; 14,669, after excluding existing easements.

Description of Portion of Subject Property to Be Encumbered Herein by Temporary Easement for Construction Purposes:

TE Parcel 53, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said temporary easement for construction purposes contains 4,906 sq. ft., more or less; 4,906 sq. ft., after excluding existing easements.

Term of Temporary Easement:

The temporary easement will expire upon completion of construction of the Project Improvements and related activities, within and adjacent to the temporary easement, as determined in writing by the County Engineer, or on June 30, 2023, whichever occurs first.

Interests Being Acquired Herein as To Fee Takings and Being Encumbered Herein as to Easement Takings Within the Taking Areas Described Above:

RESPONDENTS	NATURE OF INTEREST
Robert W & Jane F Neumann	Fee Owner
-	-

All other parties unknown, together with unknown successors, assigns, heirs, devisees and spouses, if any, of the named Respondents	Any right, title or interest within the encumbered portion of the Subject Property
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Notwithstanding the foregoing attempt to identify all interests held by a party named herein, it is Petitioner's intention to acquire or encumber all interests owned or claimed by the named respondents in the Subject Property within the taking areas described above.

SAP 010-624-001

Carver County Public Works No.: 158794

Property Tax Identification No.: 10.0100400

Parcel Number: 8

Fee Owner: -The Trust Agreement of Michael and Glorianne Sexton

Property Address: 11725 County Road 24, Watertown, Minnesota

Legal Description of Subject Property:

A tract of land in the Southwest Quarter of Section 10, Township 117, Range 25, described as follows: The Westerly line of this tract is a portion of a line which begins on the south line of said Section 10 at a point 32 rods Westerly from the southwest corner of the Southeast Quarter of the Southwest Quarter of said Section 10, and then runs Northeasterly across the right of way of Carver County State Aid Highway No. 24, to a point on the North line of said Southwest Quarter of Section 10, 32 rods Easterly from the northwest corner of the Northeast Quarter of the Southwest Quarter of said Section 10; the point of beginning of this description being the point of intersection of said line and the center line of said public highway; thence running Southeasterly along said center line a distance of 200 feet to an iron monument; thence deflecting right 75 degrees 13 minutes 30 seconds and running Southwesterly parallel with the first above described line a distance of 653.4 feet to an iron monument; thence deflecting right 104 degrees 46 minutes 30 seconds and running Northwesterly along a line parallel with the center line of said public road a distance of 200 feet to an iron monument on the line first above described; thence running Northeasterly along said line to the place of beginning, containing 3.0 acres, more or less, and subject to the right of way of said public road.

Legal Description of Portion of Subject Property to Be Encumbered Herein by Permanent Easement for Public Right-of-Way Purposes:

PE Parcel 8, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said permanent easement for public right-of-way purposes contains 10,004 sq. ft., more or less; 3,240 sq. ft., after excluding existing easements.

Interests Being Acquired Herein as To Fee Takings and Being Encumbered Herein as to Easement Takings Within the Taking Areas Described Above:

RESPONDENTS	NATURE OF INTEREST
-The Trust Agreement of Michael and Glorianne Sexton	Fee Owner
All other parties unknown, together with unknown successors, assigns, heirs, devisees and spouses, if any, of the named Respondents	Any right, title or interest within the encumbered portion of the Subject Property

Notwithstanding the foregoing attempt to identify all interests held by a party named herein, it is Petitioner's intention to acquire or encumber all interests owned or claimed by the named respondents in the Subject Property within the taking areas described above.

SAP 010-624-001

Carver County Public Works No.: 158794

Property Tax Identification No.: 10.0131220

Parcel Number: 32

Fee Owner: Suzanne Glodek, f/k/ as Suzanne Schmit

Property Address: Vacant Land, County Road 24, Watertown, Minnesota

Legal Description of Subject Property:

All that part of the North Half of the Northeast Quarter of Section 13, Township 117, Range 25, described as follows: Commencing at the Northwest corner of said Northeast Quarter; thence on an assumed bearing of South 89 degrees 06 minutes 25 seconds East along the North line of said Northeast Quarter a distance of 1588.37 feet to the point of beginning of parcel to be described; thence South 3 degrees 03 minutes 42 seconds East a distance of 784.18 feet; thence North 89 degrees 06 minutes 25 seconds West a distance of 678.00; thence South 3 degrees 03 minutes 42 seconds East a distance of 546.34 feet to the South line of said North Half of the Northeast Quarter; thence North 89 degrees 24 minutes 29 seconds West along the South line of said North Half of the Northeast Quarter a distance of 991.57 feet to the Southwest corner of said North Half of the Northeast Quarter; thence North 0 degrees 26 minutes 18 seconds East along the West line of said Northeast Quarter to the centerline of County Road No. 24; thence Easterly along said centerline to the North line of said Northeast Quarter; thence South 89 degrees 06 minutes 25 seconds East along said North line to the point of beginning and there terminating, Carver County, Minnesota. EXCEPTING THEREFROM: All that part of the North Half of the Northeast Quarter of Section 13, Township 117, Range 25, described as follows: Commencing at the Northwest corner of said Northeast Quarter; thence on an assumed bearing of South 89 degrees 06 minutes 25 seconds East along the North line of said Northeast Quarter a distance of 1588.37 feet to the point of beginning of parcel to be described; thence South 3 degrees 03 minutes 42 seconds East a distance of 784.18 feet; thence North 89 degrees 06 minutes 25 seconds West a distance of 555.48 feet; thence North 3 degrees 03 minutes 42 seconds West a distance of 784.18 feet to the North line of said Northeast Quarter; thence South 89 degrees 06 minutes 25 seconds East along said North line a distance of 555.48 feet to the point of beginning and there terminating, Carver County, Minnesota.

Legal Description of Portion of Subject Property to Be Encumbered Herein by Permanent Easement for Public Right-of-Way Purposes:

PE Parcel 32, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said permanent easement for public right-of-way purposes contains 52,175 sq. ft., more or less; 17,435 sq. ft., after excluding existing easements.

Legal Description of Portion of Subject Property to Be Encumbered Herein by Permanent Easement for Public Drainage and Utility Purposes:

D&U Parcel 32, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said permanent easement for public drainage and utility purposes contains 1,000 sq. ft., more or less; 1,000 sq. ft., after excluding existing easements.

Description of Portion of Subject Property to Be Encumbered Herein by Temporary Easement for Construction Purposes:

TE Parcel 32, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said temporary easement for construction purposes contains 10,865 sq. ft., more or less; 10,865 sq. ft., after excluding existing easements.

Term of Temporary Easement:

The temporary easement will expire upon completion of construction of the Project Improvements and related activities, within and adjacent to the temporary easement, as determined in writing by the County Engineer, or on June 30, 2023, whichever occurs first.

Interests Being Acquired Herein as To Fee Takings and Being Encumbered Herein as to Easement Takings Within the Taking Areas Described Above:

RESPONDENTS	NATURE OF INTEREST
Suzanne Glodek, f/k/a Suzanne Schmit	Fee Owner
Northern State Power Company	-Easement
All other parties unknown, together with unknown successors, assigns, heirs, devisees and spouses, if any, of the named Respondents	Any right, title or interest within the encumbered portion of the Subject Property

Notwithstanding the foregoing attempt to identify all interests held by a party named herein, it is Petitioner’s intention to acquire or encumber all interests owned or claimed by the named respondents in the Subject Property within the taking areas described above.

SAP 010-624-001

Carver County Public Works No.: 158794

Property Tax Identification No.: 10.0121210

Parcel Number: 33

Fee Owners: H. Douglas Hill Jr. and Cheryl R. Hill, Husband and Wife

Property Address: 9630 County Road 24, Watertown, Minnesota

Legal Description of Subject Property:

That part of the Southeast Quarter of the Southeast Quarter of Section 12, Township 117 North, Range 25 West of the 5th Principal Meridian described as follows:

Beginning at the southeast corner of said Southeast Quarter of the Southeast Quarter; thence on an assumed bearing of West, along the south line of said Southeast Quarter of the Southeast Quarter, a distance of 260.00 feet; thence on a bearing of North a distance of 242.00 feet, thence North 32 degrees 00 minutes 00 seconds East a distance of 310.00 feet; thence on a bearing of East, to the east line of said Southeast Quarter of the Southeast Quarter; thence southerly, along said east line, to the point of beginning, Carver County, Minnesota. APN #R 10.0121210

Legal Description of Portion of Subject Property to Be Encumbered Herein by Permanent Easement for Public Right-of-Way Purposes:

PE Parcel 33, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said permanent easement for public right-of-way purposes contains 13,008 sq. ft., more or less; 4,413 sq. ft., after excluding existing easements

Description of Portion of Subject Property to Be Encumbered Herein by Temporary Easement for Construction Purposes:

TE Parcel 33, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said temporary easement for construction purposes contains 5,181 sq. ft., more or less; 5,181 sq. ft., after excluding existing easements.

Term of Temporary Easement:

The temporary easement will expire upon completion of construction of the Project Improvements and related activities, within and adjacent to the temporary easement, as determined in writing by the County Engineer, or on June 30, 2023, whichever occurs first.

Interests Being Acquired Herein as To Fee Takings and Being Encumbered Herein as to Easement Takings Within the Taking Areas Described Above:

RESPONDENTS	NATURE OF INTEREST
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H. Douglas Hill Jr. and Cheryl R. Hill, Husband and Wife	Fee Owners
-	-
Nationstar Mortgage LLC D/B/A Champion Mortgage Company	Mortgage
Secretary of Housing and Urban Development	Mortgage
All other parties unknown, together with unknown successors, assigns, heirs, devisees and spouses, if any, of the named Respondents	Any right, title or interest within the encumbered portion of the Subject Property

Notwithstanding the foregoing attempt to identify all interests held by a party named herein, it is Petitioner's intention to acquire or encumber all interests owned or claimed by the named respondents in the Subject Property within the taking areas described above.

SAP 010-624-001

Carver County Public Works No.: 158794

Property Tax Identification No.: 10.0100800

Parcel Number: 51

Fee Owners: Lawrence Frye and Elizabeth Frye

Property Address: 11350 County Road 24, Watertown, Minnesota

Legal Description of Subject Property:

That part of the Southeast Quarter of the Southeast Quarter of Section 10, Township 117, Range 25, Carver County, Minnesota described as follows: Commencing at the Southeast corner of said Southeast Quarter of the Southeast Quarter; thence on an assumed bearing of West, along the south line of said Southeast Quarter of the Southeast Quarter a distance of 403.40 feet; thence North 54 degrees 02 minutes 00 seconds West a distance of 915.00 feet to the point of beginning; thence North 38 degrees 34 minutes 00 seconds East a distance of 33.01 feet; thence North 30 degrees 00 minutes 20 seconds East a distance of 349.37 feet; thence South 86 degrees 07 minutes 10 seconds East a distance of 96.00 feet; thence South 67 degrees 09 minutes 00 seconds East a distance of 98.54 feet; thence South 19 degrees 01 minutes 10 seconds East a distance of 125.15 feet; thence South 36 degrees 52 minutes 05 seconds West a distance of 385.96 feet to the center line of County Road Number 24; thence North 53 degrees 05 minutes 50 seconds West along said centerline a distance of 238.98 feet to the point of beginning.

Legal Description of Portion of Subject Property to Be Encumbered Herein by Permanent Easement for Public Right-of-Way Purposes:

PE Parcel 51, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said permanent easement for public right-of-way purposes contains 11,954 sq. ft., more or less; 4,080 sq. ft., after excluding existing easements.

Interests Being Acquired Herein as To Fee Takings and Being Encumbered Herein as to Easement Takings Within the Taking Areas Described Above:

RESPONDENTS	NATURE OF INTEREST
Lawrence Frye and Elizabeth Frye	Fee Owner
Cooperative Power Association	Easement
All other parties unknown, together with unknown successors, assigns, heirs, devisees and spouses, if any, of the named Respondents	Any right, title or interest within the encumbered portion of the Subject Property

Notwithstanding the foregoing attempt to identify all interests held by a party named herein, it is Petitioner’s intention to acquire or encumber all interests owned or claimed by the named respondents in the Subject Property within the taking areas described above.

SAP 010-624-001

Carver County Public Works No.: 158794

Property Tax Identification No.: 10.014900

Parcel Number: -16

Fee Owner: Red Door Ranch, LLC

Property Address: 11185 County Road 24, Watertown, Minnesota

Legal Description of Subject Property:

That part of the Northwest Quarter of the Northwest Quarter (NW 1/4 of NW 1/4) Section 14, Township 117 North, Range 25 West, which lies Southerly of the centerline of Carver County Highway No. 24, and East of the West 474.00 feet of said Northwest Quarter of Northwest Quarter, Carver County, Minnesota. Subject to the right-of-way of said County Highway, Carver County, Minnesota.

Legal Description of Portion of Subject Property to Be Encumbered Herein by Permanent Easement for Public Right-of-Way Purposes:

PE Parcel 16, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said permanent easement for public right-of-way purposes contains 42,475 sq. ft., more or less; 14,441 sq. ft., after excluding existing easements.

Description of Portion of Subject Property to Be Encumbered Herein by Temporary Easement for Construction Purposes:

TE Parcel 16, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said temporary easement for construction purposes contains 12,743 sq. ft., more or less; 12,743 sq. ft., after excluding existing easements.

Term of Temporary Easement:

The temporary easement will expire upon completion of construction of the Project Improvements and related activities, within and adjacent to the temporary easement, as determined in writing by the County Engineer, or on June 30, 2023, whichever occurs first.

Interests Being Acquired Herein as To Fee Takings and Being Encumbered Herein as to Easement Takings Within the Taking Areas Described Above:

RESPONDENTS	NATURE OF INTEREST
Red Door Ranch, LLC	Fee Owner
Cornerstone State Bank- Le Sueur	Mortgage
Cooperative Power Association	Easement

All other parties unknown, together with unknown successors, assigns, heirs, devisees and spouses, if any, of the named Respondents	Any right, title or interest within the encumbered portion of the Subject Property
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Notwithstanding the foregoing attempt to identify all interests held by a party named herein, it is Petitioner's intention to acquire or encumber all interests owned or claimed by the named respondents in the Subject Property within the taking areas described above.

SAP 010-624-001

Carver County Public Works No.: 158794

Property Tax Identification No.: 10.0140800

Parcel Number: 17

Fee Owners: Bahram Akradi, LLC

Property Address: 11025 County Road 24, Watertown, Minnesota

Legal Description of Subject Property:

That part of the East Half of the Northwest Quarter of Section 14, Township 117, Range 25, Carver County, Minnesota, which lies Southerly of the centerline of Carver County Highway Number 24 and West of the East 500.00 feet of said East Half of the Northwest Quarter.

Also, that part of the East 500.00 feet of the East Half of the Northwest Quarter of Section 14, Township 117, Range 25, Carver County, Minnesota which lies Southerly of the centerline of Carver County Highway Number 24.

Legal Description of Portion of Subject Property to Be Encumbered Herein by Permanent Easement for Public Right-of-Way Purposes:

PE Parcel 17, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said permanent easement for public right-of-way purposes contains 66,647 sq. ft., more or less; 21,178 sq. ft., after excluding existing easements.

Description of Portion of Subject Property to Be Encumbered Herein by Temporary Easement for Construction Purposes:

TE Parcel 17, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said temporary easement for construction purposes contains 6,705 sq. ft., more or less; 6,705 sq. ft., after excluding existing easements.

Term of Temporary Easement:

The temporary easement will expire upon completion of construction of the Project Improvements and related activities, within and adjacent to the temporary easement, as determined in writing by the County Engineer, or on June 30, 2023, whichever occurs first.

Interests Being Acquired Herein as To Fee Takings and Being Encumbered Herein as to Easement Takings Within the Taking Areas Described Above:

RESPONDENTS	NATURE OF INTEREST
Bahram Akradi, LLC	Fee Owner
Alerus Financial, N.A	Mortgage

All other parties unknown, together with unknown successors, assigns, heirs, devisees and spouses, if any, of the named Respondents	Any right, title or interest within the encumbered portion of the Subject Property
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Notwithstanding the foregoing attempt to identify all interests held by a party named herein, it is Petitioner's intention to acquire or encumber all interests owned or claimed by the named respondents in the Subject Property within the taking areas described above.

SAP 010-624-001

Carver County Public Works No.: 158794

Property Tax Identification No.: 10.1500010

Parcel Number: 46

Fee Owners: Jeffery L. Janning and Tara L. Janning, Husband and Wife

Property Address: -10780 County Road 24, Watertown, Minnesota

Legal Description of Subject Property:

Lot 1, Block 1, Janning Shores, Carver County, Minnesota.

Description of Portion of Subject Property to Be Encumbered Herein by Temporary Easement for Construction Purposes:

TE Parcel 46, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said temporary easement for construction purposes contains 1,696 sq. ft., more or less; 1,696 sq. ft., after excluding existing easements.

Term of Temporary Easement:

The temporary easement will expire upon completion of construction of the Project Improvements and related activities, within and adjacent to the temporary easement, as determined in writing by the County Engineer, or on June 30, 2023, whichever occurs first.

Interests Being Acquired Herein as To Fee Takings and Being Encumbered Herein as to Easement Takings Within the Taking Areas Described Above:

RESPONDENTS	NATURE OF INTEREST
Jeffery L. Janning and Tara L. Janning, Husband and Wife	Fee Owners
All other parties unknown, together with unknown successors, assigns, heirs, devisees and spouses, if any, of the named Respondents	Any right, title or interest within the encumbered portion of the Subject Property

Notwithstanding the foregoing attempt to identify all interests held by a party named herein, it is Petitioner's intention to acquire or encumber all interests owned or claimed by the named respondents in the Subject Property within the taking areas described above.

SAP 010-624-001

Carver County Public Works No.: 158794

Property Tax Identification No.: 10.1500020

Parcel Number: 45

Fee Owner: Robert L. Janning, Single

Property Address: 10715 County Road 24, Watertown, Minnesota

Legal Description of Subject Property:

Lot 2, Block 1, Janning Shores, Carver County, Minnesota.

Description of Portion of Subject Property to Be Encumbered Herein by Temporary Easement for Construction Purposes:

TE Parcel 45, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said temporary easement for construction purposes contains 14,617 sq. ft., more or less; 14,617 sq. ft., after excluding existing easements.

Term of Temporary Easement:

The temporary easement will expire upon completion of construction of the Project Improvements and related activities, within and adjacent to the temporary easement, as determined in writing by the County Engineer, or on June 30, 2023, whichever occurs first.

Interests Being Acquired Herein as To Fee Takings and Being Encumbered Herein as to Easement Takings Within the Taking Areas Described Above:

RESPONDENTS	NATURE OF INTEREST
Robert L. Janning, Single	Fee Owner
-	-
-	-
Mortgage Electronic Registration Systems, Inc	Mortgage
All other parties unknown, together with unknown successors, assigns, heirs, devisees and spouses, if any, of the named Respondents	Any right, title or interest within the encumbered portion of the Subject Property

Notwithstanding the foregoing attempt to identify all interests held by a party named herein, it is Petitioner's intention to acquire or encumber all interests owned or claimed by the named respondents in the Subject Property within the taking areas described above.

SAP 010-624-001

Carver County Public Works No.: 158794

Property Tax Identification No: 10.1500030

Parcel Number: 44

Fee Owners: Laurie J. Janning and Mark W. Eickhoff, Husband and Wife

Property Address: 10520 County Road 24, Watertown, Minnesota

Legal Description of Subject Property:

Lot 3, Block 1, Janning Shores, Carver County, Minnesota.

Description of Portion of Subject Property to Be Encumbered Herein by Temporary Easement for Construction Purposes:

TE Parcel -44, CARVER COUNTY RIGHT OF WAY PLAT NO. 33 containing 22,336 sq. ft.

Said temporary easement for construction purposes contains 22,3336 sq. ft., more or less; 22,336 sq. ft., after excluding existing easements.

Term of Temporary Easement:

The temporary easement will expire upon completion of construction of the Project Improvements and related activities, within and adjacent to the temporary easement, as determined in writing by the County Engineer, or on June 30, 2023, whichever occurs first.

Interests Being Acquired Herein as To Fee Takings and Being Encumbered Herein as to Easement Takings Within the Taking Areas Described Above:

RESPONDENTS	NATURE OF INTEREST
Laurie J. Janning and Mark W. Eickhoff, Husband and Wife	Fee Owners
KleinBank	Mortgage
All other parties unknown, together with unknown successors, assigns, heirs, devisees and spouses, if any, of the named Respondents	Any right, title or interest within the encumbered portion of the Subject Property

Notwithstanding the foregoing attempt to identify all interests held by a party named herein, it is Petitioner's intention to acquire or encumber all interests owned or claimed by the named respondents in the Subject Property within the taking areas described above.

SAP 010-624-001

Carver County Public Works No.: 158794

Property Tax Identification No.: 10.2000030

Parcel Number: 20

Fee Owners: D, Scott Harding and Sharon L. Harding, Husband and Wife

Property Address: 10555 County Road 24, Watertown, Minnesota

Legal Description of Subject Property:

Lot 3, Block 1, Koehler Hills, Carver County, Minnesota.

Description of Portion of Subject Property to Be Encumbered Herein by Temporary Easement for Construction Purposes:

TE Parcel 20, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said temporary easement for construction purposes contains 4,164 sq. ft., more or less; 4,164 sq. ft., after excluding existing easements.

Term of Temporary Easement:

The temporary easement will expire upon completion of construction of the Project Improvements and related activities, within and adjacent to the temporary easement, as determined in writing by the County Engineer, or on June 30, 2023, whichever occurs first.

Interests Being Acquired Herein as To Fee Takings and Being Encumbered Herein as to Easement Takings Within the Taking Areas Described Above:

RESPONDENTS	NATURE OF INTEREST
D. Scott Harding and Sharon L. Harding, Husband and Wife	Fee Owners
All other parties unknown, together with unknown successors, assigns, heirs, devisees and spouses, if any, of the named Respondents	Any right, title or interest within the encumbered portion of the Subject Property

Notwithstanding the foregoing attempt to identify all interests held by a party named herein, it is Petitioner's intention to acquire or encumber all interests owned or claimed by the named respondents in the Subject Property within the taking areas described above.

SAP 010-624-001

Carver County Public Works No.: 158794

Property Tax Identification No.: 10.0142200

Parcel Number: 21

Fee Owner: Timothy Krueger, Single

Property Address: 10515 County Road 24, Watertown, Minnesota

Legal Description of Subject Property:

Real property in Carver County, Minnesota; described as follows: That part of Government Lot 1, Section 14, Township 117, Range 25 described as follows: Commencing at the Northeast corner of said Government Lot 1; thence South along the East line of said Lot 1 distance 514.5 feet to the center line of County Road No. 24; thence deflecting to the right 99 degrees 29 minutes along said center line 556.0 feet; thence deflecting to the left 2 degrees 56 minutes along said center line 118.0 feet to the actual point of beginning; thence continuing along the last described course 198.0 feet; thence Southeasterly at right angles 220.0 feet; thence Northeasterly at right angles 198.0 feet; thence Northwesterly at right angles 220 feet to the point of beginning, Carver County, Minnesota. and That part of Government Lot 1 of Section 14, Township 117, Range 25, Carver County, Minnesota described as follows: Commencing at the Northeast corner of said Government Lot 1; thence South 0 degrees 0 minutes 50 seconds West (assumed bearing) along the East line of said Government Lot 1 a distance of 514.50 feet; thence South 80 degrees 30 minutes 15 seconds West a distance of 428.90 feet; thence Southwesterly along a tangential curve, concave to the South having a radius of 5486.07 feet and a central angle of 1 degree 21 minutes 38 seconds a distance of 130.28 feet to the actual point of beginning chord for said curve bears South 79 degrees 49 minutes 25 seconds West distant 130.28 feet; said point being on the centerline of Carver County Highway Number 24; thence continue Southwesterly along the last described curve a distance of 115.01 feet to the Northeasterly corner of a previously deeded 1.0 acre tract, chord for said curve bears South 78 degrees 32 minutes 34 seconds West distant 115.01 feet; thence South 12 degrees 25 minutes 45 seconds East along the East line of the said 1.0 acre tract a distance of 220.55 feet to the Southeast corner of the said 1.0 acre tract; thence North 77 degrees 34 minutes 15 seconds East a distance of 115.0 feet; thence North 12 degrees 25 minutes 45 seconds West a distance of 218.60 feet to the point of beginning, Carver County, Minnesota.

Legal Description of Portion of Subject Property to Be Encumbered Herein by Permanent Easement for Public Right-of-Way Purposes:

PE Parcel 21, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said permanent easement for public right-of-way purposes contains -15,383 sq. ft., more or less; 5,319 sq. ft., after excluding existing easements.

Description of Portion of Subject Property to Be Encumbered Herein by Temporary Easement for Construction Purposes:

TE Parcel 21, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said temporary easement for construction purposes contains 2,969 sq. ft., more or less; 2,969 sq. ft., after excluding existing easements.

Term of Temporary Easement:

The temporary easement will expire upon completion of construction of the Project Improvements and related activities, within and adjacent to the temporary easement, as determined in writing by the County Engineer, or on June 30, 2023, whichever occurs first.

Interests Being Acquired Herein as To Fee Takings and Being Encumbered Herein as to Easement Takings Within the Taking Areas Described Above:

RESPONDENTS	NATURE OF INTEREST
Timothy Krueger, Single	Fee Owner
All other parties unknown, together with unknown successors, assigns, heirs, devisees and spouses, if any, of the named Respondents	Any right, title or interest within the encumbered portion of the Subject Property

Notwithstanding the foregoing attempt to identify all interests held by a party named herein, it is Petitioner's intention to acquire or encumber all interests owned or claimed by the named respondents in the Subject Property within the taking areas described above.

SAP 010-624-001

Carver County Public Works No.: 158794

Property Tax Identification No.: 10.0131010

Parcel Number(s): 26

Fee Owners: Michael S. Louwerson and Elise M. Louwerson, Husband and Wife

Property Address: 10255 County Road 24, Watertown, Minnesota

Legal Description of Subject Property:

That part of Government Lot 1, Section 13, Township 117, Range 25, Carver County, Minnesota described as follows: Commencing at the Northwest corner of said Section 13; thence on an assumed bearing of S 0°31'55" W along the West line of said Government Lot 1 a distance of 548.12 feet to the southerly right-of-way line of County Road No. 24; thence N 79°28'10" E along said southerly right-of-way line a distance of 304.19 feet to point A which is on the East line of the West 298.54 feet (as measured at right angles) of said Government Lot 1; thence S 0°31'55" W along said East line a distance of 194.68 feet to the intersection with a line that is 191.06 feet southerly and parallel with (as measured at right angles) the southerly right-of-way of County Road No. 24; thence S 79°28'10" W a distance of 166.79 feet; thence S 0°31'55" W a distance of 178.87 feet to point B; thence continuing S 0°31'55" W a distance of 650 feet to the shore line of Mud Lake to the point of beginning; thence N 0°31'55" E a distance of 650 feet to point B; thence N 79°28'10" E a distance of 166.79 feet; thence N 0°31'55" E a distance of 373.5 feet; thence S 79°28'10" W a distance of 150.00 feet to point A; thence N 0°31'55" E a distance of 33.71 feet to the center line of County Road No. 24; thence N 78°42'37" E along said center line a distance of 258.70 feet; thence northeasterly on a tangential curve concave to the south, having a radius of 4300.00 feet and a central angle of 4°37'34.5" for a distance of 347.20 feet and a chord bearing of N 81°01'25" E; thence S 3°37'32" E a distance of 571.30 feet; thence S 45°40'50" W a distance of 90.51 feet; thence S 14°06'53" W a distance of 409.5 feet to the shore line of Mud Lake; thence westerly and southwesterly along the shore line to the point of beginning.

Also a driveway easement described as follows:

Easement for ingress and egress over the following described property:

That part of Government Lot 1, Section 13, Township 117, Range 25, Carver County, Minnesota; Commencing at the Northwest corner of said Section 13; thence on an assumed bearing of S 0° 31' 55" W along the west line of said Government Lot 1 a distance of 514.50 feet to the center line of County Road No. 24; thence N 79° 28' 10" E along said center line a distance of 297.74 feet; thence N 78° 42' 37" E along said center line a distance of 265.17 feet; thence northeasterly along a tangential curve concave to the south, having a radius of 4300.00 feet and a central angle of 4° 37' 34.5" a distance of 347.20 feet and a chord bearing of N 81° 01' 25" E to the point of beginning of said easement; thence S 3° 37' 32" E a distance of 470.00 feet; thence N 86° 22' 28" E a distance of 15.00 feet; thence N 3° 37' 32" W a distance of 410.00 feet; thence N 86° 22' 28" E a distance of 55.00 feet; thence N 3° 37' 32" W a distance of 60.00 feet to the center line of County Road No. 24; thence southwesterly along said center line a distance of 70.00 to the point of beginning.

Legal Description of Portion of Subject Property to Be Encumbered Herein by Permanent Easement for Public Right-of-Way Purposes:

PE Parcel 26, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said permanent easement for public right-of-way purposes contains 22,881 sq. ft., more or less; 7,801 sq. ft., after excluding existing easements.

Description of Portion of Subject Property to Be Encumbered Herein by Permanent Easement for Drainage and Utility Purposes:

D&U Parcel 26, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said permanent easement for drainage and utility purposes contains 1,000 sq. ft., more or less; 1,000 sq. ft., after excluding existing easements.

Description of Portion of Subject Property to Be Encumbered Herein by Temporary Easement for Construction Purposes:

TE Parcel 26, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said temporary easement for construction purposes contains 19,098 sq. ft., more or less; 19,098 sq. ft., after excluding existing easements.

Term of Temporary Easement:

The temporary easement will expire upon completion of construction of the Project Improvements and related activities, within and adjacent to the temporary easement, as determined in writing by the County Engineer, or on **June 30, 2023**, whichever occurs first.

Interests Being Acquired Herein as To Fee Takings and Being Encumbered Herein as to Easement Takings Within the Taking Areas Described Above:

RESPONDENTS	NATURE OF INTEREST
Michael S. Louwerse and Elise M. Louwerse, Husband and Wife	Fee Owners
Bell Bank, MERS as nominee	Mortgagee/ Lender
All other parties unknown, together with unknown successors, assigns, heirs, devisees, and spouses, if any, of the named Respondents	Any right, title or interest within the encumbered portion of the Subject Property

Notwithstanding the foregoing attempt to identify all interests held by a party named herein, it is Petitioner’s intention to acquire or encumber all interests owned or claimed by the named respondents in the Subject Property within the taking areas described above.

SAP 010-624-001

Carver County Public Works No.: 158794

Property Tax Identification No.: 10.0131000

Parcel Number: 27

Fee Owner: David A. Dotzenroth Revocable Trust, dated August 21, 2018

Property Address: -Vacant Land, County Road 24, Watertown, Minnesota

Legal Description of Subject Property:

That part of Government Lots 1 and 2, Section 13, Township 117 North, Range 25 West, described as follows: Beginning at a point on the centerline of County Road 24 (formerly Watertown and Minnetrista Road, or County Road No. 8), distant 287 feet measured along said centerline from the West line of said Government Lot 1; thence Easterly along said centerline, a distance of 1477.9 feet; thence South parallel with said West line to the shore of Mud Lake; thence Westerly along said shore to its intersection with a line drawn South through the point of beginning, parallel with said West line; thence North to the point of beginning, EXCEPTING THEREFROM the following described tract of land: That part of the West 298.54 feet of Government Lot 1, Section 13, Township 117 North, Range 25 West of the 5th Principal Meridian, described as follows: Commencing at the point of intersection of the West line of said government lot with the centerline of County Road No. 24; thence South along said West line a distance of 228 feet; thence Easterly parallel with said centerline a distance of 287 feet to the point of beginning of the property being described; thence continuing Easterly parallel with said centerline to the East line of said West 298.54 feet; thence North along said East line to the Southerly right-of-way line of said county road; thence Westerly along said Southerly right-of-way line to its intersection with a line drawn North parallel with said West line through the point of beginning; thence South to the point of beginning, Carver County, Minnesota.

And also EXCEPTING THEREFROM that part of Government Lot 1 in Section 13, Township 117, Range 25, Carver County, Minnesota, described as follows: Commencing at the northwest corner of said Section 13; thence on an assumed bearing of South 00 degrees 31 minutes 55 seconds West along the West line of said Government Lot Number 1, 548.12 feet to the southerly right-of-way line of Carver County Road Number 24; thence North 79 degrees 28 minutes 10 seconds East along said southerly right-of-way line 304.19 feet to a point on the East line of the West 298.54 feet of said Government Lot Number 1; said point being the point of beginning of the tract to be described; thence South 00 degrees 31 minutes 55 seconds West along said East line 194.68 feet to the intersection with a line that is 191.06 feet southerly of and parallel with as measured at right angles to the southerly right-of-way line of Carver County Road Number 24; thence South 79 degrees 28 minutes 10 seconds West 16.79 feet; thence South 00 degrees 31 minutes 55 seconds West 178.87 feet; thence North 79 degrees 28 minutes 10 seconds East 166.79 feet; thence North 00 degrees 31 minutes 55 seconds East 373.55 feet to the southerly right-of-way line of said Carver County Road Number 24; thence South 79 degrees 28 minutes 10 seconds West along said southerly right-of-way line 150.00 feet to the point of beginning.

And ALSO EXCEPTING That part of Government Lot 1, Section 13, Township 117, Range 25, Carver County, Minnesota described as follows: Commencing at the northwest corner of said Section 13; thence on an assumed bearing of South 0 degrees 31 minutes 55 seconds West along the West line of said Government Lot 1 a distance of 548.12 feet to the southerly right-of-way line of County Road No. 24; thence North 79 degrees 28 minutes 10 seconds East along said southerly right-of-way line a distance of 304.19 feet to Point A which is on the East line of the West 298.54 feet (as measured at right angles) of said Government Lot 1; thence South 0 degrees 31 minutes 55 seconds West along said East line a distance of 194.68 feet to the intersection with a line that is 191.06 feet southerly and parallel with (as measured at right angles) the southerly right-of-way of County Road No. 24; thence South 79 degrees 28 minutes 10 seconds West a distance of 16.79 feet; thence South 0 degrees 31 minutes 55 seconds West a distance of 178.87 feet to Point B; thence continuing South 0 degrees 31 minutes 55 seconds West a distance of 650 feet to the shore line of Mud Lake to the point of beginning; thence North 0 degrees 31 minutes 55 seconds East a distance of 650 feet to Point B; thence North 79 degrees 28 minutes 10 seconds East a distance of 166.79 feet; thence North 0 degrees 31 minutes 55 seconds East a distance of 373.5 feet; thence South 79 degrees 28 minutes 10 seconds West a distance of 150.00 feet to Point A; thence North 0 degrees 31 minutes 55 seconds East a distance of 33.71 feet to the center line of County Road No. 24; thence North 78 degrees 42 minutes 37 seconds East along said center line a distance of 258.70 feet; thence northeasterly on a tangential curve concave to the south, having a radius of 4300.00 feet and a central angle of 4 degrees 37 minutes 34.5 seconds for a distance of 347.20 feet and a chord bearing of North 81 degrees 01 minutes 25 seconds East; thence South 3 degrees 37 minutes 32 seconds East a distance of 571.30 feet; thence South 45 degrees 40 minutes 50 seconds West a distance of 90.51 feet; thence South 14 degrees 06 minutes 53 seconds West a distance of 409.5 feet to the shore line of Mud Lake; thence westerly and southwesterly along the shore line to the point of beginning.

Legal Description of Portion of Subject Property to Be Encumbered Herein by Permanent Easement for Public Right-of-Way Purposes:

PE Parcel 27, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said permanent easement for public right-of-way purposes contains 42,657 sq. ft., more or less; 14,483 sq. ft, after excluding existing easements.

Description of Portion of Subject Property to Be Encumbered Herein by Temporary Easement for Construction Purposes:

TE Parcel 27, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said temporary easement for construction purposes contains 22,412 sq. ft., more or less; 22,412 sq. ft., after excluding existing easements.

Term of Temporary Easement:

The temporary easement will expire upon completion of construction of the Project Improvements and related activities, within and adjacent to the temporary easement, as determined in writing by the County Engineer, or on June 30, 2023, whichever occurs first.

Interests Being Acquired Herein as To Fee Takings and Being Encumbered Herein as to Easement Takings Within the Taking Areas Described Above:

RESPONDENTS	NATURE OF INTEREST
- David A. Dotzenroth Revocable Trust, dated August 21, 2018	Fee Owner
Michael S. & Elise M. Louwerse	Easement
Carver County	Covenant
All other parties unknown, together with unknown successors, assigns, heirs, devisees and spouses, if any, of the named Respondents	Any right, title or interest within the encumbered portion of the Subject Property

Notwithstanding the foregoing attempt to identify all interests held by a party named herein, it is Petitioner's intention to acquire or encumber all interests owned or claimed by the named respondents in the Subject Property within the taking areas described above.

SAP 010-624-001

Carver County Public Works No.: 158794

Property Tax Identification No.: 10.0130800

Parcel Number: 28

Fee Owner: David A. Dotzenroth Revocable Trust, dated August 21, 2018

Property Address: 10085 County Road 24, Watertown, Minnesota

Legal Description of Subject Property:

That part of Government Lot 2, Section 13, Township 117, Range 25 described as follows: Beginning at a point in the centerline of County Road No. 8, Carver County, Minnesota, 1764.9 feet northeasterly of the West line of said Section 13, measured along said centerline; thence thence South parallel with said West line 1490.0 feet more or less to the shore of Mud Lake; thence southeasterly along said shore to its intersection with the East line of said Lot 2; thence North along said East line 1865.9 feet more or less to the centerline of said County Road No. 8; thence southwesterly along said centerline 914.3 feet to the point of beginning, according to the map or plat thereof on file and of record in the Office of the Register of Deeds in and for said County and State, EXCEPT that part of Government Lot 2, Section 13, Township 117 North, Range 25 West, Carver County, Minnesota, described as follows: Commencing at a point in the centerline of County Road No. 24, a distance of 2246.25 feet northeasterly of the westerly line of said Section 13, as measured along said centerline; thence deflect to the right 104 degrees 05 minutes, a distance of 492.75 feet; thence deflect to the left 1 degrees 32 minutes, a distance of 678.05 feet; thence deflect to the left 84 degrees 00 minutes, a distance of 76.20 feet; thence deflect to the right 80 degrees 39 minutes, parallel with the easterly line of said Government Lot 2 and 433.76 feet distant therefrom, a distance of 459 feet more or less, to the northerly shore of Mud Lake; thence southeasterly along said northerly shore a distance of 522 feet, more or less, to the easterly line of said Government Lot 2; thence northerly along said easterly line a distance of 1864 feet, more or less, to the centerline of County Road; thence southwesterly along said centerline a distance of 432.95 feet to the point of beginning, according to the United States Government Survey thereof and situate in Carver County, Minnesota.

Together with an easement for ingress and egress along and 16.50 feet easterly of a line described as follows: Commencing at a point in the centerline of County Road No. 24 a distance of 2246.25 feet northeasterly of the westerly line of said Section 13 as measured along said centerline; thence deflect to the right 104 degrees 05 minutes, a distance of 492.75 feet; thence deflect to the left 1 degrees 32 minutes a distance of 678.05 feet and there terminating, according to the United States Government Survey thereof and situate in Carver County, Minnesota.

Legal Description of Portion of Subject Property to Be Encumbered Herein by Permanent Easement for Public Right-of-Way Purposes:

PE Parcel 28, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said permanent easement for public right-of-way purposes contains 24,011 sq. ft., more or less; 8,144 sq. ft., after excluding existing easements.

Description of Portion of Subject Property to Be Encumbered Herein by Temporary Easement for Construction Purposes:

TE Parcel 28, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said temporary easement for construction purposes contains 15,859 sq. ft., more or less; 15,859 sq. ft., after excluding existing easements.

Term of Temporary Easement:

The temporary easement will expire upon completion of construction of the Project Improvements and related activities, within and adjacent to the temporary easement, as determined in writing by the County Engineer, or on June 30, 2023, whichever occurs first.

Interests Being Acquired Herein as To Fee Takings and Being Encumbered Herein as to Easement Takings Within the Taking Areas Described Above:

RESPONDENTS	NATURE OF INTEREST
David A. Dotzenroth Revocable Trust, dated August 21, 2018	Fee Owner
Carver County	Covenant
All other parties unknown, together with unknown successors, assigns, heirs, devisees and spouses, if any, of the named Respondents	Any right, title or interest within the encumbered portion of the Subject Property

Notwithstanding the foregoing attempt to identify all interests held by a party named herein, it is Petitioner's intention to acquire or encumber all interests owned or claimed by the named respondents in the Subject Property within the taking areas described above.

SAP 010-624-001

Carver County Public Works No.: 158794

Property Tax Identification No.: 10.0131100

Parcel Number: 29

Fee Owner: David A Dotzenroth Revocable Trust dated August 21, 2018

Property Address: 10075 County Road 24, Watertown, Minnesota

Legal Description of Subject Property:

That part of Government Lot 2, Section 13, Township 117 North, Range 25 West, Carver County, Minnesota, described as follows: Commencing at a point in the centerline of County Road 24, a distance of 2246.25 feet Northeasterly of the Westerly line of said Section 13, as measured along said centerline; thence deflect to the right 104 degrees 05 minutes a distance of 492.75 feet; thence deflect to the left 1 degree 32 minutes a distance of 678.05 feet; thence deflect to the left 84 degrees 00 minutes a distance of 76.20 feet; thence deflect to the right 80 degrees 39 minutes parallel with the Easterly line of said Government Lot 2 and 433.76 feet distant therefrom, a distance of 459 feet more or less, to the Northerly shore of Mud Lake; thence Southeasterly along said Northerly shore a distance of 522 feet, more or less, to the Easterly line of said Government Lot 2; thence Northerly along said Easterly line a distance of 1864 feet, more or less, to the centerline of said County Road; thence Southwesterly along said centerline a distance of 432.95 feet to the point of beginning, according to the United States Government Survey thereof and situate in Carver County, Minnesota.

Together with an easement for Ingress and Egress along and 16.50 feet Westerly of a line described as follows:

Commencing at a point in the centerline of County Road No. 24 a distance of 2246.25 feet Northeasterly of the Westerly line of said Section 13 as measured along said centerline; thence deflect to the right 104 degrees 05 minutes a distance of 492.75 feet; thence deflect to the left 1 degree 32 minutes a distance of 678.05 feet and there terminating.

Legal Description of Portion of Subject Property to Be Encumbered Herein by Permanent Easement for Public Right-of-Way Purposes:

PE Parcel 29, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said permanent easement for public right-of-way purposes contains 21,706 sq. ft., more or less; 7,400 sq. ft., after excluding existing easements.

Description of Portion of Subject Property to Be Encumbered Herein by Temporary Easement for Construction Purposes:

TE Parcel 29, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said temporary easement for construction purposes contains 14,896 sq. ft., more or less; 14,896 sq. ft., after excluding existing easements.

Term of Temporary Easement:

The temporary easement will expire upon completion of construction of the Project Improvements and related

activities, within and adjacent to the temporary easement, as determined in writing by the County Engineer, or on **June 30, 2023**, whichever occurs first.

Interests Being Acquired Herein as To Fee Takings and Being Encumbered Herein as to Easement Takings Within the Taking Areas Described Above:

RESPONDENTS	NATURE OF INTEREST
David A. Dotzenroth and Jennifer P. Haag-Dotzenroth as Trustees of the David A. Dotzenroth Revocable Trust dated August 21, 2018	Fee Owner
Carver County	Covenant
All other parties unknown, together with unknown successors, assigns, heirs, devisees and spouses, if any, of the named Respondents	Any right, title or interest within the encumbered portion of the Subject Property

Notwithstanding the foregoing attempt to identify all interests held by a party named herein, it is Petitioner’s intention to acquire or encumber all interests owned or claimed by the named respondents in the Subject Property within the taking areas described above.

SAP 010-624-001

Carver County Public Works No.: 158794

Property Tax Identification NoS.: 10.0121400, 10.0121250, 10.0121200

Parcel Numbers: 34, 35 and 38

Fee Owner: WJVA, Inc.

Property Address: Parcel 34- 9750 County Road 24, Watertown, Minnesota

Parcel 35- Vacant Land, County Road 24, Watertown, Minnesota

Parcel 38- Vacant Land, County Road 24, Watertown, Minnesota

Legal Description of Subject Property:

The Southeast 1/4 of Section 12, and that part of the West 1/2 of the West 1/2 of the Northeast 1/4 of Section 13 lying North of the Watertown and Mound Road, all in Township 117, Range 25, Carver County, Minnesota.

EXCEPT that part of the Southeast Quarter of said Section 12 described as follows:

Beginning at the Southeast corner of said Southeast Quarter, thence on an assumed bearing of West, along the South line of said Southeast Quarter, a distance of 260.00 feet, thence on a bearing of North a distance of 242.00 feet, thence North 32 degrees 00 minutes 00 seconds East a distance of 310.00 feet, thence on a bearing of East, to the East line of said Southeast Quarter, thence Southerly, along said East line, to the point of beginning.

and EXCEPT that part of the Southeast Quarter of said Section 12 described as follows:

Those parts of the Southeast Quarter of Section 12 and the West Half of the West Half of the Northeast Quarter of Section 13, Township 117, Range 25, Carver County, Minnesota, described as commencing at the Southeast corner of said Southeast Quarter of Section 12; thence North 89 degrees 06 minutes 25 seconds West, assumed bearing, along the South line of said Southeast Quarter of Section 12, a distance of 1055.49 feet to the point of beginning of the land to be described; thence North 4 degrees 19 minutes 19 seconds West a distance of 365.52 feet; thence North 86 degrees 42 minutes 22 seconds West a distance of 304.63 feet; thence Northwesterly a distance of 432.43 feet along a tangential curve concave to the Northeast having a radius of 296.17 feet and a central angle of 83 degrees 39 minutes 23 seconds; thence North 3 degrees 02 minutes 59 seconds West a distance of 163.33 feet; thence North 89 degrees 30 minutes 16 seconds West a distance of 237.22 feet; thence South 36 degrees 22 minutes 31 seconds West a distance of 217.17 feet; thence South 13 degrees 58 minutes 53 seconds East a distance of 242.28 feet; thence South 39 degrees 47 minutes 46 seconds West a distance of 628.98 feet to the center of C.S.A.H. No. 24 also known as Watertown and Mound Road; thence North 80 degrees 27 minutes 18 seconds East, along said center of C.S.A.H. No. 24, a distance of 224.36 feet; thence Easterly a distance of 178.10 feet, along said center of C.S.A.H. No. 24, along a tangential curve concave to the South having a radius of 2910.74 feet and a central angle of 3 degrees 30 minutes 21 seconds to the East line of said West Half of the West Half of the Northeast Quarter of Section 13; thence North 0 degrees 23 minutes 56 seconds East, along said East line of said West Half of the West Half of the Northeast Quarter of Section 13, a distance of 19.34 feet to said South line of the Southeast Quarter of Section 12; thence South 89 degrees 06 minutes 25 seconds East, along said South line of the Southeast Quarter of Section 12, a distance of 931.44 feet to the point of beginning.

and EXCEPT that part of the Southeast Quarter of said Section 12 described as follows:

Beginning at the Northwest corner of said Southeast Quarter of Section 12; thence South 0 degrees 32 minutes 48 seconds West, assumed bearing, along the West line of said Southeast Quarter of Section 12 a distance of 833.24 feet; thence South 89 degrees 16 minutes 27 seconds East a distance of 99.30 feet; thence North 9 degrees 20 minutes 22 seconds East a distance of 842.74 feet to the North line of said Southeast Quarter of Section 12; thence North 89 degrees 16 minutes 27 seconds West along said North line of said Southeast Quarter of Section 12 a distance of 228.12 feet to the point of beginning.

Legal Description of Portion of Subject Property to Be Encumbered Herein by Permanent Easement for Public Right-of-Way Purposes:

PE Parcel 34, CARVER COUNTY RIGHT OF WAY PLAT NO. 33

Said permanent easement for public right of way purposes contains 40,683 sq. ft., more or less; 13,590 sq. ft., after excluding existing easements.

PE Parcel 35, CARVER COUNTY RIGHT OF WAY PLAT NO. 33

Said permanent easement for public right of way purposes contains 26,317 sq. ft., more or less; 8,532 sq. ft., after excluding existing easements.

PE Parcel 38, CARVER COUNTY RIGHT OF WAY PLAT NO. 33

Said permanent easement for public right of way purposes contains 14,694 sq. ft., more or less; 4,706 sq. ft., after excluding existing easements.

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Description of Portion of Subject Property to Be Encumbered Herein by Temporary Easement for Construction Purposes:

TE Parcels34 -, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said temporary easement for construction purposes contains -5,428 sq. ft., more or less; -5,428 sq. ft., after excluding existing easements.

TE Parcel 35, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said temporary easement for construction purposes contains 2,760 sq. ft., more or less; 2,760 sq. ft., after excluding existing easements.

TE Parcel 38, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said temporary easement for construction purposes contains 2,901 sq. ft., more or less; 2,901 sq. ft., after excluding existing easements.

Term of Temporary Easement:

The temporary easement will expire upon completion of construction of the Project Improvements and related activities, within and adjacent to the temporary easement, as determined in writing by the County Engineer, or on June 30, 2023, whichever occurs first.

Interests Being Acquired Herein as To Fee Takings and Being Encumbered Herein as to Easement Takings Within the Taking Areas Described Above:

RESPONDENTS	NATURE OF INTEREST
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WJVA, Inc.	Fee Owner
Minnesota Business Finance Corporation	Mortgage
U.S. Small Business Administration	Mortgage
First Community Bank	Mortgage
Northern State Power Company	Easement
Carver County	Easement
Timber Creek Golf Course, Inc.	Easement
Any of Record.	Easement
	Tenant
All other parties unknown, together with unknown successors, assigns, heirs, devisees and spouses, if any, of the named Respondents	Any right, title or interest within the encumbered portion of the Subject Property

Notwithstanding the foregoing attempt to identify all interests held by a party named herein, it is Petitioner's intention to acquire or encumber all interests owned or claimed by the named respondents in the Subject Property within the taking areas described above.

SAP 010-624-001

Carver County Public Works No.: 158794

Property Tax Identification Nos.: 10.0121240,

Parcel Numbers: 36 and 37

Fee Owners: Jacob Schmotter and Katherine Schmotter, Husband and Wife

Property Addresses: Parcel 36- 9880 County Road 24, Watertown, Minnesota

Parcel 37- Vacant Land, County Road 24, Watertown, Minnesota

Legal Description of Subject Property:

Parcel 36

That part of the Southeast Quarter of Section 12, Township 117, Range 25, Carver County, Minnesota, described as commencing at the southeast corner of said Southeast Quarter of Section 12; thence North 89 degrees 06 minutes 25 seconds West, assumed bearing, along the south line of said Southeast Quarter of Section 12, a distance of 1055.49 feet; thence North 4 degrees 19 minutes 19 seconds West a distance of 365.52 feet; thence North 86 degrees 42 minutes 22 seconds West a distance of 304.63 feet; thence northwesterly a distance of 181.52 feet along a tangential curve concave to the northeast having a radius of 296.17 feet and a central angle of 35 degrees 07 minutes 02 seconds to the point of beginning of the land to be described; thence continuing a distance of 250.91 feet along said curve concave to the northeast having a radius of 296.17 feet and a central angle of 48 degrees 32 minutes 21 seconds; thence North 3 degrees 02 minutes 59 seconds West a distance of 163.33 feet; thence North 89 degrees 30 minutes 16 seconds West a distance of 237.22 feet; thence South 36 degrees 22 minutes 31 seconds West a distance of 217.17 feet; thence South 13 degrees 58 minutes 53 seconds East a distance of 206.72 feet; thence South 80 degrees 56 minutes 25 seconds East a distance of 140.30 feet; thence South 11 degrees 00 minutes 58 seconds West a distance of 423.64 feet to said south line of the Southeast Quarter of Section 12; thence South 89 degrees 06 minutes 25 seconds East, along said south line of the Southeast Quarter of Section 12, a distance of 371.79 feet to a line which bears South 0 degrees 56 minutes 08 seconds West from the point of beginning; thence North 0 degrees 56 minutes 08 minutes East a distance of 437.76 feet to the point of beginning.

Parcel 37

Those parts of the Southeast Quarter of Section 12 and the West Half of the West Half of the Northeast Quarter of Section 13, Township 117, Range 25, Carver County, Minnesota, described as commencing at the southeast corner of said Southeast Quarter of Section 12; thence North 89 degrees 06 minutes 25 seconds West, assumed bearing, along the south line of said Southeast Quarter of Section 12, a distance of 1055.49 feet; thence North 4 degrees 19 minutes 19 seconds West a distance of 365.52 feet; thence North 86 degrees 42 minutes 22 seconds West a distance of 304.63 feet; thence northwesterly a distance of 432.43 feet along a tangential curve concave to the northeast having a radius of 296.17 feet and a central angle of 83 degrees 39 minutes 23 seconds; thence North 3 degrees 02 minutes 59 seconds West a distance of 163.33 feet; thence North 89 degrees 30 minutes 16 seconds West a distance of 237.22 feet; thence South 36 degrees 22 minutes 31 seconds West a distance of 217.17 feet; thence South 13 degrees 58 minutes 53 seconds East a distance of 206.72 feet; thence South 80 degrees 56 minutes 25 seconds East a distance of 140.30 feet to the point of beginning of the land to be described; thence returning North 80 degrees 56 minutes 25 seconds West, along the last described line, a distance of 140.30 feet; thence South 13 degrees 58 minutes 53 seconds East a distance of 35.56 feet; thence South 39 degrees 47 minutes 46 seconds West a distance of 628.98 feet to the center of C.S.A.H. No. 24 also known as Watertown and Mound Road; thence North 80 degrees 27 minutes 18 seconds East, along said center of C.S.A.H. No. 24, a distance of 224.36 feet; thence easterly a distance of 178.10 feet, along said center of C.S.A.H. No. 24, along a tangential curve concave to the south having a radius of 2910.74 feet and a central angle of 3 degrees 30 minutes 21 seconds to the east line of said West Half of the West Half of the Northeast Quarter of Section 13; thence North 0 degrees 23 minutes 56 seconds East, along said east line of said West Half of the West Half of the Northeast Quarter of Section 13, a distance of 19.34 feet to said south line of the Southeast Quarter of Section 12; thence South 89 degrees 06 minutes 25 seconds East, along said south line of the Southeast Quarter of Section 12, a distance of 53.78 feet to a line which bears South 11 degrees 00 minutes 58 seconds West from the point of beginning; thence North 11 degrees 00 minutes 58 seconds East a distance of 423.64 feet to the point of beginning.

Legal Description of Portion of Subject Property to Be Encumbered Herein by Permanent Easement for Public Right-of-Way Purposes:

PE Parcel 36 -, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said permanent easement for public right-of-way purposes contains 17,568 sq. ft., more or less; -6,247 sq. ft., after excluding existing easements.

PE Parcel 37, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said permanent easement for public right-of-way purposes contains 20,751 sq. ft., more or less; 7,148 sq. ft., after excluding existing easements.

Description of Portion of Subject Property to Be Encumbered Herein by Temporary Easement for Construction Purposes:

TE Parcel 36, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said temporary easement for construction purposes contains -5,480 sq. ft., more or less; -5,480 sq. ft., after excluding existing easements.

TE Parcel 37, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said temporary easement for construction purposes contains 2,007 sq. ft., more or less; 2,007 sq. ft., after excluding existing easements.

Term of Temporary Easements:

The temporary easements will expire upon completion of construction of the Project Improvements and related activities, within and adjacent to the temporary easements, as determined in writing by the County Engineer, or on June 30, 2023, whichever occurs first.

Interests Being Acquired Herein as To Fee Takings and Being Encumbered Herein as to Easement Takings Within the Taking Areas Described Above:

RESPONDENTS	NATURE OF INTEREST
Jacob Schmotter and Katherine Schmotter, Husband and Wife	Fee Owners
TrueStone Financial Federal Credit Union	Mortgage
Mortgage Electronic Registration Systems, Inc, (MERS) acting solely as a nominee for LeaderOne Financial Corporation	Mortgage
WVJA, Inc. d/b/a Timber Creek Golf Course	Contract for Deed
Northern State Power Company	Easement
Carver County	Easement
Timber Creek Golf Course, Inc.	Easement
All other parties unknown, together with unknown successors, assigns, heirs, devisees and spouses, if any, of the named Respondents	Any right, title or interest within the encumbered portion of the Subject Property

Notwithstanding the foregoing attempt to identify all interests held by a party named herein, it is Petitioner's intention to acquire or encumber all interests owned or claimed by the named respondents in the Subject Property within the taking areas described above.

All that part of the North Half of the Northeast Quarter of Section 13, Township 117, Range 25, described as follows: Commencing at the Northwest corner of said Northeast Quarter; thence on an assumed bearing of South 89 degrees 06 minutes 25 seconds East along the North line of said Northeast Quarter a distance of 1588.37 feet to the point of beginning of parcel to be described; thence South 3 degrees 03 minutes 42 seconds East a distance of 784.18 feet; thence North 89 degrees 06 minutes 25 seconds West a distance of 678.00; thence South 3 degrees 03 minutes 42 seconds East a distance of 546.34 feet to the South line of said North Half of the Northeast Quarter; thence North 89 degrees 24 minutes 29 seconds West along the South line of said North Half of the Northeast Quarter a distance of 991.57 feet to the Southwest corner of said North Half of the Northeast Quarter; thence North 0 degrees 26 minutes 18 seconds East along the West line of said Northeast Quarter to the centerline of County Road No. 24; thence Easterly along said centerline to the North line of said Northeast Quarter; thence South 89 degrees 06 minutes 25 seconds East along said North line to the point of beginning and there terminating, Carver County, Minnesota.

EXCEPTING THEREFROM: All that part of the North Half of the Northeast Quarter of Section 13, Township 117, Range 25, described as follows: Commencing at the Northwest corner of said Northeast Quarter; thence on an assumed bearing of South 89 degrees 06 minutes 25 seconds East along the North line of said Northeast Quarter a distance of 1588.37 feet to the point of beginning of parcel to be described; thence South 3 degrees 03 minutes 42 seconds East a distance of 784.18 feet; thence North 89 degrees 06 minutes 25 seconds West a distance of 555.48 feet; thence North 3 degrees 03 minutes 42 seconds West a distance of 784.18 feet to the North line of said Northeast Quarter; thence South 89 degrees 06 minutes 25 seconds East along said North line a distance of 555.48 feet to the point of beginning and there terminating, Carver County, Minnesota.

All that part of the North Half of the Northeast Quarter of Section 13, Township 117, Range 25, described as follows:

Commencing at the Northwest corner of said Northeast Quarter; thence on an Assumed bearing of South 89 degrees 06 minutes 25 seconds East along the North line of said Northeast Quarter a distance of 1588.37 feet to the point of beginning of the parcel to be described; thence South 3 degrees 03 minutes 42 seconds East a distance of 784.18 feet; thence North 89 degrees 06 minutes 25 seconds West a distance of 555.48 feet; thence North 3 degrees 03 minutes 42 seconds West a distance of 784.18 feet to the North line of said Northeast Quarter; thence South 89 degrees 06 minutes 25 seconds East along said North line a distance of 555.48 feet to the pint of beginning and there terminating.

Subject to the right of way of County Road No. 24.

SAP 010-624-001

Carver County Public Works No.: 158794

Property Tax Identification No.: 100100600

Parcel Number: 49

Fee Owner: Phyllis Wheatley Settlement House Incorporated

Property Address: Vacant Land, County Road 24, Watertown, Minnesota

Legal Description of Subject Property:

That part of Section 10, Township 117 North, Range 25 West of the Fifth Principal Meridian and described more particularly as follows to wit:

Commencing at the Southeast corner of Section 10; thence South 89 degrees 29 minutes West along the South line of Section 10 a distance of 502.00 feet to a point; thence North 48 degrees 57 minutes East a distance of 664.15 feet to a point on the East line of Section 10, Township 117 North, Range 25 West of the Fifth Principal Meridian; thence South along the East line of Section 10 a distance of 431.8 feet to the place of beginning, according to the United States Government Survey thereof and situate in Carver County, Minnesota.

Legal Description of Portion of Subject Property to Be Encumbered Herein by Permanent Easement for Public Right-of-Way Purposes:

PE Parcel 49, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said permanent easement for public right-of-way purposes contains 4,953 sq. ft., more or less; 1,691 sq. ft., after excluding existing easements.

Description of Portion of Subject Property to Be Encumbered Herein by Temporary Easement for Construction Purposes:

TE Parcel 49, CARVER COUNTY RIGHT OF WAY PLAT NO. 33.

Said temporary easement for construction purposes contains 2,288 sq. ft., more or less; 2,288 sq. ft., after excluding existing easements.

Term of Temporary Easement:

The temporary easement will expire upon completion of construction of the Project Improvements and related activities, within and adjacent to the temporary easement, as determined in writing by the County Engineer, or on June 30, 2023, whichever occurs first.

Interests Being Acquired Herein as To Fee Takings and Being Encumbered Herein as to Easement Takings Within the Taking Areas Described Above:

RESPONDENTS	NATURE OF INTEREST
Phyllis Wheatley Settlement House Incorporated	Fee Owner
Cooperative Power Association	Easement
Wright-Hennepin Cooperative Electric Association	Easement
All other parties unknown, together with unknown successors, assigns, heirs, devisees, and spouses, if any, of the named Respondents	Any right, title, or interest within the encumbered portion of the Subject Property

Notwithstanding the foregoing attempt to identify all interests held by a party named herein, it is Petitioner’s intention to acquire or encumber all interests owned or claimed by the named respondents in the Subject Property within the taking areas described above.

EXHIBIT B
TO RESOLUTION AUTHORIZING EMINENT DOMAIN

SAP 010-624-001

Carver County Public Works No. 158794

List of Property Owners

Property Tax Identification No. 850092500

Parcel Number(s): 58

Fee Owners: David C Truax

Property Address: 12120 County Road 24, Watertown, Minnesota

Mailing Address: 355 Lakeview Rd, Wayzata, Minnesota

Property Tax Identification No. 10.0101100

Parcel Number(s): 55

Fee Owners: Deutch Family LP

Property Address: 11950 County Road 24, Watertown, Minnesota

Mailing Address: PO BOX 189 New Ulm, Minnesota

Property Tax Identification No. 10.0101200

Parcel Number(s): 56

Fee Owners: Germain & Marian Boll Living Trust, dated February 25, 1992, and any amendments thereto

Property Address: 11980 County Road 24, Watertown, Minnesota

Mailing Address: 11980 County Road 24, Watertown, Minnesota

Property Tax Identification No. 10.0950010

Parcel Number(s): 10

Fee Owners: Stanely E. Kluge and Denise A. Kluge, Husband and Wife

Property Address: 2750 Dream Lane, Watertown, Minnesota

Mailing Address: 2750 Dream Lane, Watertown, Minnesota

Property Tax Identification No. 10.010500
Parcel Number(s): 53

Fee Owners: Robert W. Neumann and Jane F. Neumann, Husband and Wife

Property Address: 11730 County Road 24, Watertown, Minnesota

Mailing Address: 11730 County Road 24, Watertown, Minnesota

Property Tax Identification No. 10.0100400
Parcel Number(s): 8

Fee Owners: The Trust Agreement of Michael and Glorianne Sexton

Property Address: 11725 County Road 24, Watertown, Minnesota

Mailing Address: 11725 County Road 24, Watertown, Minnesota

Property Tax Identification No. 10.0131220
Parcel Number(s): 32

Fee Owners: Suzanne Glodek, f/k/ as Suzanne Schmit

Property Address: Vacant land, County Road 24, Watertown, Minnesota

Mailing Address: 9671 104th Ave N, Maple Grove, Minnesota

Property Tax Identification No. 10.0121210
Parcel Number(s): 33

Fee Owners: H. Douglas Hill Jr and Cheryl R. Hill, Husband and Wife

Property Address: 9630 County Road 24, Watertown, Minnesota

Mailing Address: 9630 County Road 24, Watertown, Minnesota

Property Tax Identification No. 10.0100800
Parcel Number(s): 51

Fee Owners: Lawrence Frye and Elizabeth Frye

Property Address: 11350 County Road 24, Watertown, Minnesota

Mailing Address: 6785 Manor Drive, Minnetrista Minnesota

Property Tax Identification No. 10.014900

Parcel Number(s): 16

Fee Owners: Red Door Ranch, LLC

Property Address: 11185 County Road 24, Watertown, Minnesota

Mailing Address: 11185 County Road 24, Watertown, Minnesota

Property Tax Identification No. 10.0140800

Parcel Number(s): 17

Fee Owners: Bahram Akradi, LLC

Property Address: 11025 County Road 24, Watertown, Minnesota

Mailing Address: 4600 Kings Point RD, Minnetrista Minnesota

Property Tax Identification No. 10.1500010

Parcel Number(s): 46

Fee Owners: Jeffery L. Janning and Tara L. Janning, Husband and Wife

Property Address: 10780 County Road 24, Watertown, Minnesota

Mailing Address: 10780 County Road 24, Watertown, Minnesota

Property Tax Identification No. 10.1500020

Parcel Number(s): 45

Fee Owners: Robert L. Janning, Single

Property Address: 10715 County Road 24, Watertown, Minnesota

Mailing Address: 10715 County Road 24, Watertown, Minnesota

Property Tax Identification No. 10.1500030
Parcel Number(s): 44

Fee Owners: Laurie J. Janning and Mark W. Eickhoff, Husband and Wife

Property Address: 10520 County Road 24, Watertown, Minnesota

Mailing Address: 10520 County Road 24, Watertown, Minnesota

Property Tax Identification No. 10.2000030
Parcel Number(s): 20

Fee Owners: D. Scott Harding and Sharon L. Harding, Husband and Wife

Property Address: 10555 County Road 24, Watertown, Minnesota

Mailing Address: 10555 County Road 24, Watertown, Minnesota

Property Tax Identification No. 10.0142200
Parcel Number(s): 21

Fee Owners: Timothy Krueger, Singel

Property Address: 10515 County Road 24, Watertown, Minnesota

Mailing Address: 10515 County Road 24, Watertown, Minnesota

Property Tax Identification No. 10.0131010
Parcel Number(s): 26

Fee Owners: Michael S. Louwerse and Elise M. Louwerse, Husband and Wife

Property Address: 10255 County Road 24, Watertown, Minnesota

Mailing Address: 10255 County Road 24, Watertown, Minnesota

Property Tax Identification No. 10.0131000
Parcel Number(s): 27

Fee Owners: David A. Dotzenroth Revocable Trust, dated August 21, 2018

Property Address: Vacant Land, County Road 24, Watertown, Minnesota

Mailing Address: 10075 County Road 24, Watertown, Minnesota

Property Tax Identification No. 10.0130800

Parcel Number(s): 28

Fee Owners: David A. Dotzenroth Revocable Trust, dated August 21, 2018

Property Address: 10085 County Road 24, Watertown, Minnesota

Mailing Address: 10075 County Road 24, Watertown, Minnesota

Property Tax Identification No. 10.0131100

Parcel Number(s): 29

Fee Owners: David A. Dotzenroth Revocable Trust, dated August 21, 2018

Property Address: 10075 County Road 24, Watertown, Minnesota

Mailing Address: 10075 County Road 24, Watertown, Minnesota

Property Tax Identification NoS. 10.0121400; 10.0121200; 10.0121250

Parcel Number(s): 34, 35, 38

Fee Owners: WJVA, Inc.

Property Address: Parcel 34- 9750 County Road 24, Watertown, Minnesota

Parcel 35- Vacant Land, County Road 24, Watertown, Minnesota

Parcel 38- Vacant Land, County Road 24, Watertown, Minnesota

Mailing Address: 301 Division St E, Buffalo, Minnesota

Property Tax Identification No. 10.0121240

Parcel Number(s): 36 and 37

Fee Owners: Jacob Schmotter and Katherine Schmotter, Husband and Wife

Property Address: Parcel 36 –9880 County Road 24, Watertown, Minnesota

Parcel 37 -Vacant Land, County Road 24, Watertown, Minnesota

Mailing Address: 9880 County Road 24, Watertown, Minnesota

Property Tax Identification No. 10.00100600

Parcel Number(s): 49

Fee Owners: Phyllis Wheatley Settlement House Incorporated

Property Address: Vacant Land County Road 24, Watertown, Minnesota

Mailing Address: 1301 10th Ave. North, Minneapolis, Minnesota

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Advisory Committee Appointments

Primary Originating Division/Dept: County Board

Meeting Date: 1/18/2022

Contact: Dave Hemze Title:

Item Type:
Regular Session

Amount of Time Requested: 5 minutes

Presenter: Title:

Attachments: Yes No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

Ellen Kurg, residing in Commissioner District 3, has submitted her application to serve on the Mental Health Advisory Committee.

Mary Strother, residing in Commissioner District 5 and Bevens Creek Watershed District, submitted her application to serve on the WMO Board to represent Bevens Creek Watershed District.

ACTION REQUESTED:

Approve appointments.

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 2022 - 8130

Carver County Board of Commissioners Request for Board Action



Agenda Item:
Closed Session for the Highway 24 Project Property Acquisition

Primary Originating Division/Dept: <input type="text" value="Public Works - Program Delivery"/>	Meeting Date: <input type="text" value="1/18/2022"/>
Contact: <input type="text" value="Pat Lambert"/> Title: <input type="text" value="Senior Right of Way Agent"/>	Item Type: <input type="text" value="Closed Session"/>
Amount of Time Requested: <input type="text" value="15"/> minutes Presenter: <input type="text" value="Pat Lambert"/> Title: <input type="text" value="Senior Right of Way Agent"/>	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 2022 construction season includes the Highway 24 Project which is the pavement rehabilitation and shoulder widening of the highway from Highway 10 to the Hennepin County border. Additional right-of-way is needed to complete the project scope. Carver County has contracted with appraisers in order to establish fair market value for the right of way acquisitions needed in support of the project. On July 13, 2021, the County Board authorized Public Works staff to make offers for direct purchase of the impacted properties.

Minnesota Statutes Section 117.031 provides that the condemning authority may make a last written offer of compensation prior to filing a Petition for Eminent Domain. A court may award reasonable attorney fees, expenses, and other costs and fees depending on how much greater the final judgment or award is than the last written offer.

Out of a total of fifty two (52) impacted parcels, twenty six(26) property owners have executed settlement agreements.

Prior to initiating the petition for eminent domain process, Public Works staff recommended the County Board direct the Public Works Director to make last written offers of compensation to twenty (21) remaining parcel owners at a previous closed session on January 4, 2022. However, 3 parcels were inadvertently left out of the discussion. Those properties are located at PID #'s 100121250; 100121200, 100100600. These three parcels will be discussed in closed session.

ACTION REQUESTED:

Motion to enter into closed session to discuss confidential appraisal data and last written offers for the purchase of real property, pursuant to Minn. Stat. Section 13D.05, Subd. 3 (c).

FISCAL IMPACT: <input type="text" value="Included in current budget"/>	FUNDING
If "Other", specify: <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 2022 - 8129

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Attorney-Client Privileged Closed Session to Discuss Pending Grievance Arbitration

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

Minnesota Statutes 13D.05, Subd. 3(b) allows a public entity to enter into a closed session under attorney-client privilege. Susan Hansen, the County's contracted labor attorney, will be present to discuss a pending grievance arbitration filed by AFSCME Council 65 regarding alleged violations of the Collective Bargaining Agreement with respect to compensation and benefits, that has been appealed to grievance mediation. The Attorney will be discussing attorney-client privileged information pertaining to the pending litigation. There is a need for absolute confidentiality.

ACTION REQUESTED:

Motion to enter into attorney-client privileged closed session pursuant to Minnesota Statutes 13D.05, Subd. 3(b) to discuss a pending grievance arbitration filed by AFSCME Council 65 regarding alleged violations of the Collective Bargaining Agreement with respect to compensation and benefits, that has been appealed to grievance mediation. The Attorney will be discussing attorney-client privileged information pertaining to the pending litigation. There is a need for absolute confidentiality.

FISCAL IMPACT:

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT:

Total

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2022 - 8133

Carver County Board of Commissioners Request for Board Action

**Agenda Item:**

Closed Session for Labor Negotiation Strategy

Primary Originating Division/Dept: Employee Relations

Meeting Date: 1/18/2022

Contact: Kerie Anderka Title: Employee Relations Director

Item Type:
Closed Session

Amount of Time Requested: 60 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:

Employee Relations requests to enter into a closed session with the Board to discuss negotiation strategy for implementing the MNOSHA COVID-19 Vaccination and Testing Emergency Temporary Standard.

ACTION REQUESTED:

Motion to enter into closed session to discuss labor negotiation strategy for implementing the MNOSHA COVID-19 Vaccination and Testing Emergency Temporary Standard.

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 2022- 8139