



**Carver County Board of Commissioners  
February 15, 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](mailto: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](mailto: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. | <ol style="list-style-type: none"> <li>1. <b>a) CONVENE</b></li> <li style="padding-left: 20px;">b) Pledge of allegiance</li> <li style="padding-left: 20px;">c) Public comments submitted via email/voice mail</li> <li>2. Agenda review and adoption</li> <li>3. Approve minutes of February 1, 2022, Regular Session..... 1-3</li> <li>4. Community Announcements</li> </ol>   |
| 9:20 a.m. | <ol style="list-style-type: none"> <li>5. <b>CONSENT AGENDA</b></li> <li style="padding-left: 20px;"><i>Communities: Create and maintain safe, healthy, and livable communities</i></li> <li>5.1 Parks &amp; Recreation Department Request for Authorized Donation Items – 2022..... 4</li> <li>5.2 Approval to hire a temporary Social Worker in the Health and Human Services (HHS) Child &amp; Family Department..... 5-6</li> <li>5.3 Request to hire temporary fulltime grant funded Public Health Nurse ... 7-8</li> <li>5.4 Contracts with XCEL ENERGY and MVEC for Countywide Rural Intersection Lighting Project..... 9</li> </ol> |

5.5	2022 Seasonal Road Restrictions.....	10-11
5.6	Award of Construction Contract to Redstone Construction, LLC for the Highway 32 Bridge Project.....	12-14
5.7	Grant Agreement with MN Department of Transportation for Bridge No. 10553, Highway 32 Bridge Project .....	15-16

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

5.8	Compost Donation .....	17
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*Culture: Provide organizational culture fostering accountability to achieve goals and sustain trust/confidence in County government*

5.9	Request for Approval to Renew Contract with Minnesota Occupational Health .....	18
5.10	County Auditor and Elections Administrator Re-Appointments.....	19
5.11	Approval of the AFSCME Public Works Unit 2021-2022 Collective Bargaining Agreement .....	20-22
5.12	Memorandum of Agreement (MOA) with Minnesota Public Employees Association (MNPEA) Licensed Deputies Bargaining Unit .....	23-25

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

5.13	Loan to County Ditch Authority for 2022 Ditch Benefit Redeterminations and Buffer Strip Payments.....	26-27
5.14	Citizen monetary donation (\$250) for purchase of a new canine protective vest .....	28
5.15	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	Metropolitan Mosquito Control Update.....	29
6.2	Resolution of Support for Laketown Sewer System Feasibility Study .....	30-31
6.3	Settlement Agreements for Right of Way Acquisition for the Highway 24 Project .....	32-38

10:05 a.m.    **7. CULTURE: Provide organizational culture fostering accountability to achieve goals and sustain trust/confidence in County government**

7.1	County Administrator's 2021 Annual Performance Evaluation Summary .....	39
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10:10 a.m.    **ADJOURN REGULAR SESSION AND CONVENE AS CARVER COUNTY DITCH AUTHORITY**

10:10 a.m.    **8. GROWTH: Manage the challenges and opportunities resulting from growth and development**

8.1	Ditch Benefit Redeterminations .....	40-66
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10:25 a.m.    **ADJOURN AS CARVER COUNTY DITCH AUTHORITY**

10:25 a.m.    **9. County Administrator Report**

**WORK SESSION**

- 10:30 a.m. **A. CONNECTIONS: Develop strong public partnerships and connect people to services and information**
- 1. CarverLink Connect Up Carver Initiative Update..... 67

David Hemze  
County Administrator

**UPCOMING MEETINGS**

- |                   |                                    |
|-------------------|------------------------------------|
| February 22, 2022 | 8:00 a.m. Joint Ditch Meetings     |
| February 22, 2022 | 9:00 a.m. Board Work Session       |
| March 1, 2022     | 9:00 a.m. Board Meeting            |
| March 8, 2022     | No Meeting                         |
| March 8, 2022     | 7:00 p.m. Annual Township Meetings |
| March 15, 2022    | 9:00 a.m. Board Meeting            |
| March 22, 2022    | 9:00 am. Board Work Session        |

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on February 1, 2022. Chair Gayle Degler convened the session at 9:00 a.m.

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

Members absent: None.

No public comments were received.

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

Udermann moved, Lynch seconded, to approve the minutes of the January 18, 2022, Regular Session. Motion carried unanimously.

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

Approved final payment to Rachel Contracting, Inc., for Lake Waconia Regional Park Phase 1 site improvements.

Authorized \$48,600 of unused IT project funds to contract with OnDemand Group pending finalization of contract review process and related Public Services IT budget amendment.

Approved the professional services agreement with Midwest Electric and Generator for the purchase and installation of the generator pending completion of the contract review process and transferring ownership of the generator to the City of Cologne once installation of the generator and all project deliverables have been completed.

Approved issuing a charitable gambling license to Chaska Snow Hawks to conduct a raffle to be held on March 5, 2022.

Approved eliminating a 1.0 FTE Accounting Technician position, to create a 1.0 FTE Accountant position and create a 0.50 FTE Accounting Technician position and related Finance Department budget amendment.

Approved the updated 2022 rate chart for seasonal, temporary and on-call (STOC) positions.

Approved hiring of future right of way agent candidates based on the candidate's qualifications as an Assistant Right of Way Agent up to a Right of Way Agent classification.

Authorized the Chair to sign the BWSR Competitive Grant Agreement and contract pending contract review and related Planning & Water Management budget amendment.

Approved the elimination of a 1.0 FTE Adult Mental Health Case Manager (C-41) position and the creation of a 1.0 FTE Clinical Social Worker (C-43) and related HH&S budget amendment.

Contract with RBM Services, Inc., pending finalization of the contract review process.

Resolution #09-22, Veteran Services MDVA Grant.

Approved the abatement of 2021 tax for parcel 75.5800090.

Reviewed January 25, 2022, Community Social Services' actions/Commissioners' warrants in the amount of \$1,338,852.70 and reviewed February 1, 2022, Community Social Services' actions/Commissioners' warrants in the amount of \$272,639.82.

Motion carried unanimously.

Dave Frischmon, Property & Financial Services, requested the Board adopt a Resolution to approve the appraised values and classification of tax forfeited lands to allow staff to continue the necessary steps for a tax forfeiture sale. He explained tax forfeited property is owned by the State and the County is the caretaker. He indicated this was a Statute driven process and noted the two types of sales. The date for the sale has not yet been determined but the goal is summer of this year.

He indicated the process starts with the Board approving the values and classifications and includes 25 parcels in nine cities or townships. Frischmon displayed a map showing where the properties were located. He indicated the list was shared with County staff and the County has the ability to withhold for a public use or purchase for a public purpose. He stated the process starts with the County and goes to the Cities and townships. The final list will come back before the Board for approval and to set the sale and terms of sale. A ten-day public notice would be required, and the Taxpayer Services Department would conduct the sale. Frischmon stated the Resolution classified the properties as non-conservation and approves the values listed on the certifications that would be signed by the Board.

Frischmon stated if there were proceeds from the sale, they can be used to offset the County's costs. He indicated there was a fairly substantial amount of work involved but they do not get payment from the State and their goal is to get the properties back on the tax roll. Frischmon stated the County could split off property they wanted to keep and if there was a piece they did not need they could put that up for public sale.

Dave Hemze, County Administrator, pointed out there were two properties they may consider withholding from sale, but that decision could occur later. He indicated they would be doing additional research on these properties.

Lynch offered the following Resolution, seconded by Workman:

Resolution #10-22  
Carver County, Minnesota  
Certificate of County Board of Classification and Forfeited Lands

On vote taken, all voted aye.

Fahey moved, Workman seconded, to authorize Board signatures on the original Certificate of County Board of Classification of Forfeited Lands for delivery to the County's Property Tax Department. Motion carried unanimously.

Udermann moved, Lynch seconded, to go into closed session as provided by Minnesota Statutes 13D.05 Subd. 3 to discuss the County Administrator's annual performance evaluation. Motion carried unanimously.

The Board adjourned the closed and Regular Session at 10:15 a.m.

David Hemze  
County Administrator

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

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Parks & Recreation Department Request for Authorized Donation Items - 2022**

Primary Originating Division/Dept:

Meeting Date:

Contact:  Title:

Item Type:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

Annually, the Parks Department requests the County Board approves the issuance of redeemable vouchers for parks and recreation services and products. The vouchers respond to a need for cost effective promotional offering(s), charitable donation requests, and acknowledgement of volunteer service. For the 2022 calendar year, staff recommend vouchers for:

- Up to five (5) park shelter rentals.
- Fifteen (15) two-night campground reservations.
- \$500.00 in service value for outdoor recreation programs through a pilot coupon effort in a specific department promotional mailer. could be issued in 2022.
  - Examples of where vouchers for services or products could be issued include but are not limited to: County sponsored outdoor recreation programs/special events; drawings at various charitable events; promotional exhibits in the County.

Additionally, vouchers for services and products listed above, may be awarded to someone who has provided significant/outstanding volunteer service to Carver County.

**ACTION REQUESTED:**

Motion to authorize the Parks Department to issue redeemable vouchers for recreation services and products.

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

Insert additional funding source

Related Financial/FTE Comments:

*Office use only:*

RBA 2022 -

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

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

Primary Originating Division/Dept: <input type="text" value="Health &amp; Human Services"/>	Meeting Date: <input type="text" value="2/15/2022"/>
Contact: <input type="text" value="Heather A. Goodwin"/> Title: <input type="text" value="Deputy Director"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Strategic Initiative: <input type="text" value="Communities: Create and maintain safe, healthy, and livable communities"/>	

**BACKGROUND/JUSTIFICATION:**

The HHS Child & Family Assessment and Investigation team has a need for a temporary social worker due to an approved leave of absence. Of the 8 workers in this unit, one has submitted their resignation and will be ending their employment with Carver County on 03/31/2022 and another one has been approved for a leave of absence also starting 03/31/2022.

The services provided by the Child & Family Assessment and Investigation team is high risk and mandated according to Minnesota Statute 260E. It is imperative that caseloads are maintained at a level that is manageable by staff for the safety and well-being of the children and families served in Carver County. The Child & Family Assessment and Investigation team needs to utilize a Seasonal/Temporary/On-Call (STOC) Social Worker starting approximately 04/1/2022 for the allowed maximum of 67 days to cover the staffing shortage.

This position will utilize funding from the current STOC budget. Employee Relations has approved use of STOC funds for this purpose and Central Finance has verified that there are dollars available. The cost for 67 days of STOC social worker for child protection in 2022 is \$18,492.00.

**ACTION REQUESTED:**

Motion to approve STOC funding to hire a temporary Child Protection Social Worker for up to 67 days in 2022 starting in late March/early April.

<b>FISCAL IMPACT:</b> <input type="text" value="Budget amendment request form"/>	<b>FUNDING</b>						
If "Other", specify: <input type="text"/>	<table style="width: 100%;"> <tr> <td><b>County Dollars =</b></td> <td style="text-align: right;"><b>\$0.00</b></td> </tr> <tr> <td>ER STOC Account</td> <td style="text-align: right;">\$18,492.00</td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: right;"><b>\$18,492.00</b></td> </tr> </table>	<b>County Dollars =</b>	<b>\$0.00</b>	ER STOC Account	\$18,492.00	<b>Total</b>	<b>\$18,492.00</b>
<b>County Dollars =</b>	<b>\$0.00</b>						
ER STOC Account	\$18,492.00						
<b>Total</b>	<b>\$18,492.00</b>						
<b>FTE IMPACT:</b> <input type="text" value="Increase budgeted staff"/>	<input checked="" type="checkbox"/> Insert additional funding source						

**Related Financial/FTE Comments:**

No additional county levy dollars are being requested. ER has approved use of their STOC budget for this purpose.

Office use only:

RBA 2022 - 8182



# Budget Amendment Request Form



To be filled out AFTER RBA submittal

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

Agenda Item: Department.

Department:

Meeting Date:

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			CREDIT		
Description of Accounts	Acct #	Amount	Description of Accounts	Acct #	Amount
HHS Salaries- STOC	11-422-700-0000-6119	\$18,492.00	ER STOC Budget-2022	01-820.6119	\$18,492.00
<b>TOTAL</b>		\$18,492.00	<b>TOTAL</b>		\$18,492.00

Reason for Request:

STOC budget transferred to HHS for a temporary Child Protection Social Worker, for up to 67 days in 2022-starting late March/early April.

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**  
**Request to hire temporary fulltime grant funded Public Health Nurse.**

Primary Originating Division/Dept: <input type="text" value="Health &amp; Human Services - Public Health"/>	Meeting Date: <input type="text" value="2/15/2022"/>
Contact: <input type="text" value="Richard Scott"/> Title: <input type="text" value="Deputy Division Director"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Strategic Initiative: <input type="text" value="Communities: Create and maintain safe, healthy, and livable communities"/>	

**BACKGROUND/JUSTIFICATION:**

The COVID-19 pandemic and pending recovery have placed added responsibilities on Carver County public health to provide emergency response and recovery services. The additional demands have required current public health staff to defer other important services to the public during this time.

In accordance with MS 145A and MS 144, the provision of public health and emergency response services in a time of communicable disease outbreak and recovery is a mandated function by local Community Boards of Health and their corresponding local public health agency.

An additional temporary 1.0 FTE Public Health Nurse is required to coordinate the ongoing provision of these mandatory services and enable current staff to resume other required public health services. The MDH COVID-19 Response and Vaccination Implementation grant, which specifically provides funding to local public health to expand their capacity to respond to the COVID-19 outbreak and recovery through December 31, 2023, will be used to fund this temporary position. This request is to hire a fulltime temporary Public Health Nurse to serve only for the remaining duration of this grant.

This temporary Public Health Nurse position will be eliminated by December 31, 2023, when the term of the grant expires.

Total annual cost for the 1.0 temporary FTE Public Health Nurse is \$117,426 per year. No County Levy funding will be needed to support this position as it will be grant funded.

**ACTION REQUESTED:**

Motion to approve 1.0 FTE Temporary Public Health Nurse utilizing funding from the MDH COVID-19 Response and Vaccination Implementation grant.

<b>FISCAL IMPACT:</b> <input type="text" value="Budget amendment request form"/>	<b>FUNDING</b>						
<i>If "Other", specify:</i> <input type="text"/>	<table style="width: 100%;"> <tr> <td style="width: 70%;">County Dollars =</td> <td style="text-align: right;"><b>\$117,462.00</b></td> </tr> <tr> <td>MDH COVID-19 Response</td> <td style="text-align: right;">(\$117,462.00)</td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: right;"><b>\$0.00</b></td> </tr> </table>	County Dollars =	<b>\$117,462.00</b>	MDH COVID-19 Response	(\$117,462.00)	<b>Total</b>	<b>\$0.00</b>
County Dollars =	<b>\$117,462.00</b>						
MDH COVID-19 Response	(\$117,462.00)						
<b>Total</b>	<b>\$0.00</b>						
<b>FTE IMPACT:</b> <input type="text" value="Increase budgeted staff"/>	<input checked="" type="checkbox"/> Insert additional funding source						

**Related Financial/FTE Comments:**

No county levy dollars are required to fund this 1.0 temporary FTE Public Health Nurse grant funded position.

# Budget Amendment Request Form



To be filled out AFTER RBA submittal

**Agenda Item:** Request to hire temporary fulltime grant funded Public Health Nurse.

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
MDH COVID-19 Response & Vaccination Implementation Grant Salaries	11-460-460-2330-6111	\$117,462.00
<b>TOTAL</b>		\$117,462.00

CREDIT		
Description of Accounts	Acct #	Amount
MDH COVID-19 Response & Vaccination Implementation Grant	11-460-460-2330-...	\$117,462.00
<b>TOTAL</b>		\$117,462.00

Reason for Request:

Request for a 1.0 FTE Temporary Public Health Nurse to be funded by the MDH COVID-19 Response & Vaccination Implementation Grant.

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Contracts with XCEL ENERGY and MVEC for Countywide Rural Intersection Lighting Project**

Primary Originating Division/Dept: <input type="text" value="Public Works - Program Delivery"/>	Meeting Date: <input type="text" value="2/15/2022"/>
Contact: <input type="text" value="Dan McCormick"/> Title: <input type="text" value="Traffic Services Supervisor / Tra"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Strategic Initiative: <input type="text" value="Communities: Create and maintain safe, healthy, and livable communities"/>	

**BACKGROUND/JUSTIFICATION:**

The County Board at its December 14, 2021, regular meeting approved Contract 21-489 MnDOT Agency Agreement for the Countywide Rural Intersection Lighting Project, which allows for MnDOT to act as the County's agent in accepting federal aid for the use of force account with the lighting utility service provider work as part of a MnDOT Highway Safety Improvement Program (HSIP) grant award. The related contracts with Xcel and MVEC are to provide upgraded lighting by force account, needed to complete the scope of the lighting project. Staff is recommending that the county board authorize the county engineer to execute the utility provider contracts in order to complete this work.

**ACTION REQUESTED:**

Motion to authorize the Carver County Engineer to sign and execute contracts with XCEL ENERGY and MVEC for rural intersection lighting facilities, pending finalization of the contract review process.

<b>FISCAL IMPACT:</b> <input type="text" value="Included in current budget"/> <p><i>If "Other", specify:</i> <input type="text"/></p>	<b>FUNDING</b> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td><b>County Dollars =</b></td> <td style="text-align: right;"><b>\$82,274.00</b></td> </tr> <tr> <td>CSAH Regular</td> <td style="text-align: right;">\$147,555.00</td> </tr> <tr> <td>Federal HSIP</td> <td style="text-align: right;">\$310,050.00</td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: right;"><b>\$539,879.00</b></td> </tr> </table>	<b>County Dollars =</b>	<b>\$82,274.00</b>	CSAH Regular	\$147,555.00	Federal HSIP	\$310,050.00	<b>Total</b>	<b>\$539,879.00</b>
<b>County Dollars =</b>	<b>\$82,274.00</b>								
CSAH Regular	\$147,555.00								
Federal HSIP	\$310,050.00								
<b>Total</b>	<b>\$539,879.00</b>								
<b>FTE IMPACT:</b> <input type="text" value="None"/>	<input checked="" type="checkbox"/> Insert additional funding source								

**Related Financial/FTE Comments:**

Part of MnDOT HSIP Hwy Safety Grant Award with maximum cap of \$310,050 federal funds with County Project ID 208876 Countywide Rural Intersection Lighting Improvements

*Office use only:*

RBA 2022 - 8168

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**  
**2022 Seasonal Road Restrictions**

Primary Originating Division/Dept:  ▼

Meeting Date:

Contact:  Title:

Item Type:  
 ▼

Amount of Time Requested:  minutes  
Presenter:  Title:

Attachments:  Yes  No

Strategic Initiative:  
 ▼

**BACKGROUND/JUSTIFICATION:**

Seasonal road restrictions in Carver County can be established in accordance with Chapter 169, Laws of Minnesota, at the ton per axle limitations of the 2022 Seasonal Road Restriction map for Carver County, on file at Public Work's headquarters in Cologne and posted on the County web site. The County Engineer can increase or decrease said restrictions whenever conditions warrant pursuant to Chapter 163, Section 163.02, Subdivision 3, Laws of Minnesota.

The spring load restriction start and end dates are determined by MnDOT and will be announced with at least a 3-day advance notice. Advance notice is available on the Internet at:

<http://www.dot.state.mn.us/materials/pvmtdesign/sll/index.html>

and via recorded messages at (651) 366-5400 or toll free at 1-800-723-6543.

MnDOT policy is to not restrict loads in the Spring for more than 8 weeks, however the county can extend the end date if conditions warrant.

**ACTION REQUESTED:**

Motion to adopt a resolution authorizing the posting of maximum seasonal load limits on Carver County Highways in 2022.

FISCAL IMPACT:  ▼  
If "Other", specify:

**FUNDING**  
County Dollars =

FTE IMPACT:  ▼

**Total**

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

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

Date: February 15, 2022  
Motion by Commissioner: \_\_\_\_\_

Resolution No: \_\_\_\_\_  
Seconded by Commissioner: \_\_\_\_\_

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**2022 SEASONAL ROAD RESTRICTIONS**

BE IT RESOLVED that the seasonal road restrictions in Carver County be established in accordance with Chapter 169, Section 169.87, Laws of Minnesota, at the ton per axle limitations of the 2022 Seasonal Road Restriction map for Carver County, and

BE IT FURTHER RESOLVED that the County Engineer is hereby authorized to impose and to increase or decrease said restrictions whenever conditions warrant pursuant to Chapter 163, Section 163.02, Subdivision 3, Laws of Minnesota.

YES

ABSENT

NO

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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 15<sup>th</sup> day of February, 2022, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 15<sup>th</sup> day of February, 2022.

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County Administrator

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Award of Construction Contract to Redstone Construction, LLC for the Highway 32 Bridge Project**

Primary Originating Division/Dept: <input type="text" value="Public Works - Program Delivery"/>	Meeting Date: <input type="text" value="2/15/2022"/>
Contact: <input type="text" value="Neil Heinonen"/> Title: <input type="text" value="Design Engineer"/>	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:**

This contract is for replacement of Bridge 10514 on Highway 32 over the South Fork Crow River in Camden Township. The work under this contract includes removal of the existing bridge and replacement with a new concrete bridge structure. The County was awarded state bridge bonds through the Local Bridge Replacement Program (LBRP) to pay for a portion of the structure replacement costs. The County is responsible for half of the structure costs and for the approach grading costs under the LBRP. The amount of funding eligible through the LBRP grant is \$1,106,422.25. In addition to bridge improvements, this contract includes additional work for pavement patching improvements along Highway 32, near the bridge project. Public Works staff combined this minor work with the bridge project, due to the projects being near to each other.

Bids were opened on Wednesday January 12th for the construction of the replacement Bridge No. 10553 along Highway 32 and for the Highway 32 Pavement Patching projects. Bids were received from four (4) bidders. The apparent low bidder was Redstone Construction, LLC. This company provided a bid in the amount of \$2,652,361.50. This bid is approximately 11.5% over the Engineer's Estimate. Bids were higher than estimated due to recent fluctuations in raw material costs, and what appears to be apprehension of bidders for the work in this particular river channel that is prone to flooding concerns. Public Works staff reviewed the proposal and recommends award of the contract to Redstone Construction, LLC.

**ACTION REQUESTED:**

Motion to adopt a resolution to award a construction contract to Redstone Construction, LLC for the Highway 32 Bridge Project, pending finalization of the contract review process.

<b>FISCAL IMPACT:</b> <input type="text" value="Included in current budget"/>	<b>FUNDING</b>										
If "Other", specify: <input type="text"/>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td><b>County Dollars =</b></td> <td style="text-align: right;"><b>\$521,557.00</b></td> </tr> <tr> <td>LBRP (Grant)</td> <td style="text-align: right;">\$1,106,422.25</td> </tr> <tr> <td>CSAH - Regular</td> <td style="text-align: right;">\$1,024,382.25</td> </tr> <tr> <td> </td> <td> </td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: right;"><b>\$2,652,361.50</b></td> </tr> </table>	<b>County Dollars =</b>	<b>\$521,557.00</b>	LBRP (Grant)	\$1,106,422.25	CSAH - Regular	\$1,024,382.25			<b>Total</b>	<b>\$2,652,361.50</b>
<b>County Dollars =</b>	<b>\$521,557.00</b>										
LBRP (Grant)	\$1,106,422.25										
CSAH - Regular	\$1,024,382.25										
<b>Total</b>	<b>\$2,652,361.50</b>										
<b>FTE IMPACT:</b> <input type="text" value="None"/>	<input checked="" type="checkbox"/> Insert additional funding source										

**Related Financial/FTE Comments:**

County funds include \$505,816 in the 2022 Budget-Attachment E (one time funds) and \$15,741 in levy for resurfacing

# BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: February 15, 2022 Resolution No: \_\_\_\_\_  
 Motion by Commissioner: \_\_\_\_\_ Seconded by Commissioner: \_\_\_\_\_

## Awarding of the Highway 32 Bridge Project and Highway 32 Patching Contract Carver County Contract 22-052 Project #148744/CP 2201

WHEREAS, The County Engineer has secured and designated funding for this contract in the current fiscal year Road and Bridge budget; and

WHEREAS, On Wednesday January 12th at 2:00 p.m. at Carver County Public Works, 11360 Highway 212, Cologne, Minnesota, four (4) bids were received by Carver County Public Works and opened by two (2) representatives of Carver County Public Works for the Highway 32 Bridge Project and Highway 32 Patching project, said bids for the responsible bidders are summarized as follows:

<b>Bidder Name</b>	<b>Total Amount</b>	<b>% Over Estimate</b>
Engineer's Estimate	\$2,378,331.80	-
Redstone Construction, LLC	\$2,652,361.50	11.5%
Kraemer North America, LLC	\$2,750,380.97	15.6%
Lunda Construction Company	\$2,987,459.54	25.6%
S.M. Hentges & Son, Inc.	\$2,995,723.00	26%

And WHEREAS, after examination of the bids by Carver County Public Works, Redstone Construction, LLC is the successful low responsible bidder.

NOW THEREFORE, BE IT RESOLVED that the Carver County Board of Commissioners hereby authorizes and directs the Carver County Board Chairman and Carver County Administrator to enter into Carver County Contract 22-052 with Redstone Construction, LLC of Mora, MN, in the name of the County of Carver for the construction of the Highway 32 Bridge Project and Highway 32 Patching project in accordance with the construction plans and specifications contained in the project manual; and

BE IT FURTHER RESOLVED that Carver County Public Works is hereby authorized and directed to return the proposal guaranty to the bidders, except that of the successful low responsible bidder and second and third lowest bidder, which shall be retained until the construction contract has been signed and the performance and payment bonds of the low responsible bidder have been executed; and

BE IT FURTHER RESOLVED that Carver County Engineer, or his designee, is hereby authorized to take actions necessary and to enter into work orders, change orders or supplemental agreements on behalf of Carver County with an amount less than seventy five thousand dollars (\$75,000) and an increased aggregate project total of all project changes of two hundred thousand dollars (\$200,000), when time is of the essence



to make contract changes due to unforeseen construction conditions in order to minimize construction delays and to efficiently carry out the planned project improvements.

---

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

---

STATE OF MINNESOTA  
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the 15<sup>th</sup> day of February, 2022, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 15th day of February 2022.

---

Dave Hemze

County Administrator

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Grant Agreement with MN Department of Transportation for Bridge No. 10553, Highway 32 Bridge Project**

Primary Originating Division/Dept:  ▼

Meeting Date:

Contact:  Title:

Item Type:  
 ▼

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

▼

**BACKGROUND/JUSTIFICATION:**

Bridge 10514 over the South Fork Crow River is structurally deficient. Public Works staff recently received bids for construction of Bridge No. 10553 to replace the existing bridge. A separate resolution is proposed for award of a contract to Redstone Construction, LLC for the construction of the project.

A grant was made available through the Local Bridge Replacement Program (LBRP) for this project. This program is administered by MnDOT to provide funding to local agencies for reconstruction of bridges on their road system. LBRP covers 50 percent of the structure replacement cost for bridges on the County State Aid Highway system. The County is responsible for the remaining portion of the bridge costs and the approach grading and pavement costs.

Grant Agreement No. 1045732 is for Local Bridge Replacement Program (LBRP) funds for construction of Bridge 10553 over South Fork Crow River along Highway 32. The grant agreement includes grant money in the amount of \$1,106,422.25 for construction of the new structure.

**ACTION REQUESTED:**

Motion to adopt a resolution to enter Agreement No. 1045732 to accept grant funds from the Minnesota Department of Transportation, pending finalization of the contract review process.

**FISCAL IMPACT:**  ▼

*If "Other", specify:*

**FTE IMPACT:**  ▼

**FUNDING**

**County Dollars =**

LBRP Funds	\$1,106,422.25
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<b>Total</b>	<b>\$1,106,422.25</b>
--------------	-----------------------

Insert additional funding source

Related Financial/FTE Comments:

*Office use only:*

RBA 2022 - 8179

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

Date: 2/15/2022

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

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

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

WHEREAS, Carver County has applied to the Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for construction of Bridge No. 10553 (SAP 010-632-018); and

WHEREAS, the Commissioner of Transportation has given notice that funding for this project is available; and

WHEREAS, the amount of the grant has been determined to be \$1,106,422.25 by reason of the lowest responsible bid;

NOW THEREFORE, be it resolved that Carver County does hereby agree to the terms and conditions of the grant consistent with Minnesota Statutes, section 174.50, and will pay any additional amount by which the cost exceeds the estimate, and will return to the Minnesota State Transportation Fund any amount appropriated for the bridge but not required. The proper county officers are authorized to execute a grant agreement and any amendments thereto with the Commissioner of Transportation concerning the above-referenced grant.

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

STATE OF MINNESOTA  
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the 15th day of February, 2022, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 15<sup>th</sup> day of February, 2022.

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

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

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**  
**Compost Donation**

Primary Originating Division/Dept:

Meeting Date:

Contact:  Title:

Item Type:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

The Shakopee Mdewakanton Sioux Community (SMSC) Organics Recycling Facility annually budgets \$10,000 for product donation to local municipalities, counties and organizations within their service area. SMSC has offered to provide Carver County with forty cubic yards of compost, valued at \$740.00. Environmental Services intends to use the material as a soil amendment to help establish the pollinator planting at the Environmental Center this spring.

**ACTION REQUESTED:**

Motion to approve the receipt of the free compost from the Shakopee Mdewakanton Sioux Community and to use the material to establish the pollinator planting at the Environmental Center.

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**  **\$0.00**

Insert additional funding source

**Related Financial/FTE Comments:**

There is no fiscal impact to Carver County, since the compost will be received at no charge from the Shakopee Mdewakanton Sioux Community.

*Office use only:*

RBA 2022 - 8171

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Request for Approval to Renew Contract with Minnesota Occupational Health**

Primary Originating Division/Dept: <u>Employee Relations</u>	Meeting Date: <u>2/15/2022</u>
Contact: <u>Kerie Anderka</u> Title: <u>Employee Relations Division ...</u>	Item Type: <u>Consent</u>
Amount of Time Requested: <input type="text"/> minutes	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Presenter: <input type="text"/> Title: <input type="text"/>	

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

Minnesota Occupational Health is a comprehensive occupational health services provider which provides an array of pre-placement and other occupational health services. In order to ensure a job candidate is safely able to perform the duties of the position being offered, Carver County requires some job positions to receive a post-offer pre-placement screening. The positions subject to this requirement include those which are physically demanding, require precise physical movements, or are subject to certain OSHA or DOT requirements, and may pose a potential risk of injury if the candidate does not meet the functional criteria to perform the tasks of the job.

Services Minnesota Occupational Health will provide under this contract are primarily pre-placement in nature and include but are not limited to: pre-placement medical exams including specialty medical exams, work simulation exercises, audiograms, vision screenings, respirator clearance exams, DOT drug tests, electrocardiograms, tuberculosis screenings, and other lab tests. The components that each pre-placement protocol include have been determined by Carver County Employee Relations in collaboration with County Divisions/Departments, and consultation with other occupational health subject matter experts, occupational health guidance and industry standards. Some pre-placement screenings also include OSHA or DOT required components, including medical clearance for respirator use, baseline hearing testing, tuberculosis screening or DOT pre-employment drug testing. Minnesota Occupational Health will provide the County with a written recommendation regarding whether a job candidate is medically recommended for the position and if there are any limitations. In addition to pre-placement screenings, Minnesota Occupational Health may also provide bloodborne pathogen exposure follow up services, tuberculosis follow up, or other occupational health services as requested by the County.

By partnering with an experienced and professional occupational health services provider, Carver County better ensures that new employees can perform their job duties safely, while providing the candidate with an opportunity to assess the physical nature of the tasks they may be asked to perform, and also provides an opportunity for education on topics such as proper ergonomics and safe lifting, contributing to safer work practices beginning on day one working for Carver County. This contract also assists the County with some of its OSHA and DOT compliance needs.

**ACTION REQUESTED:**

Motion to contract with Minnesota Occupational Health.

**FISCAL IMPACT:** Included in current budget

*If "Other", specify:*

**FUNDING**

County Dollars =	<b>\$35,000.00</b>
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<input style="width: 100%;" type="text"/>	<input style="width: 100%;" type="text"/>
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**FTE IMPACT:** None

<b>Total</b>	<b>\$35,000.00</b>
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**Related Financial/FTE Comments:**

Contract amount is being increased for 2022 contract period due to increased usage and costs incurred in 2021.

*Office use only:*

RBA 2022- 8181

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**County Auditor and Elections Administrator Re-Appointments**

Primary Originating Division/Dept:

Meeting Date:

Contact:  Title:

Item Type:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

Mn Statutes require counties to identify the individuals who are responsible for various statutory roles. The Property and Finance Division has recently implemented Re-Org Phase III which rearranged duties and responsibilities to improve customer service and increase staff efficiency.

Crystal Campos, who has been serving as the interim Property Tax Manager while Re-Org Phase III was being developed, has accepted the Property Tax Manager position and is recommended to be re-appointed as the County Auditor with overall responsibility for all property tax related activities.

Kendra Olson, who has been serving as the interim Elections and Licensing Manager while Re-Org Phase III was being developed, has accepted the Elections and Licensing Manager position and is recommended to be re-appointed as the County's Election Administrator with all statutory election administration responsibilities of the County Auditor as defined in MS200.02, Subd 16. .

**ACTION REQUESTED:**

Motion to re-appoint Crystal Campos as County Auditor and Kendra Olson as Election Administrator.

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

County Dollars =

**FTE IMPACT:**

**Total**

Insert additional funding source

Related Financial/FTE Comments:

*Office use only:*

RBA 2022 - 8184

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Approval of the AFSCME Public Works Unit 2021-2022 Collective Bargaining Agreement**

Primary Originating Division/Dept: <u>Employee Relations</u>	Meeting Date: <u>2/15/2022</u>
Contact: <u>Kerie Anderka</u> Title: <u>Employee Relations Director</u>	Item Type: <u>Consent</u>
Amount of Time Requested: <input type="text"/> minutes	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Presenter: <input type="text"/> Title: <input type="text"/>	

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

The AFSCME Public Works Bargaining Unit and the County have completed negotiations for the successor collective bargaining agreement (CBA) and the membership has ratified the 2021-2022 CBA. Following is a summary of the highlights of the tentative agreement reached with the AFSCME Public Works Bargaining Unit:

- Two year agreement (2021 – 2022)
- 2021 General Adjustment: 1.00% (applied to base rate)
- 2022 General Adjustment: 2.00% (applied to base rate)
- 2021 Pay-for-Performance Matrix: 0%, 1%, 3%, 4.25% effective first full pay period in March paid as lump sums
- 2022 Pay-for-Performance Matrix: 0%, 1%, 2%, 3% effective first full pay period in March with base/lump sum split (same as the 2020 PFP matrix)
- Implement salary ranges as established by County Board effective first full pay period in January 2021
- Implement salary ranges as established by County Board effective first full pay period in January 2022
- 2021 Insurance: Increase County contributions and maintain percentages defined in current contract language.
  - Employee: \$755.48 (+ \$20.48)
  - Employee + Child(ren): \$948.70 (+ \$53.70)
  - Employee + Spouse: \$1,293.20 (+\$73.20)
  - Family: \$1,584.70 (+ \$89.70)
- 2022 Insurance: Increase County contribution by \$100 per month, across all plan levels and options. Maintain percentages defined in current contract language.
  - Employee: \$855.48
  - Employee + Child(ren): \$1,048.70
  - Employee + Spouse: \$1,393.20
  - Family: \$1,684.70
- On-call pay: Increase from \$150 to \$165
- MOA providing for employees to express snow plow route preference on a union seniority basis, within their assigned shop.

**ACTION REQUESTED:**

Motion to approve the 2021 – 2022 AFSCME Public Works Unit Collective Bargaining Agreement.

**FISCAL IMPACT:** Budget amendment request form

*If "Other", specify:*

**FTE IMPACT:** None

**FUNDING**

County Dollars =	<b>\$170,004.00</b>
<b>Total</b>	<b>\$170,004.00</b>

Related Financial/FTE Comments:

The 2021 incremental cost of \$170,004 for the AFSCME Public Works of Carver County Collective Bargaining Agreement total compensation will be paid in 2022. A budget amendment is necessary to reallocate funds to the respective Department wage accounts since the 2021 Adopted Budget assumed a 0% wage increase and because the 2021 costs will be paid in 2022. The total compensation 2021 Budget for the AFSCME Public Works of Carver County Collective Bargaining Agreement is \$4,575,221. The 2022 costs for the AFSCME Public Works Collective Bargaining Agreement are built into the adopted 2022 budget; the budget amendment is needed to cover the 2021 costs that will be paid in 2022.

*Office use only:*

RBA 2022 - 8196



# Budget Amendment Request Form



To be filled out AFTER RBA submittal

**Agenda Item:** Approval of the AFSCME Public Works Unit 2021-2022 Collective Bargaining Agreement

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
Cafeteria Contributions	03-3xx.6121	\$22,088.00
Wages & Benefits- AFSCME PW	03-3xx.6111	\$147,916.00
<b>TOTAL</b>		<b>\$170,004.00</b>

CREDIT		
Description of Accounts	Acct #	Amount
01-820.6152	01-820.6152	\$22,088.00
2022 Debt Service Levy	35-800.6701	\$147,916.00
<b>TOTAL</b>		<b>\$170,004.00</b>

Reason for Request:

The one-time, incremental 2021 cost of \$170,004 for the AFSCME PW of Carver County Collective Bargaining Agreement will be paid in 2022 with the one time sources of funds identified above. The ongoing incremental costs for the AFSCME PW Collective Bargaining Agreement are already included in 2022 Adopted Budget.

# Carver County Board of Commissioners

## Request for Board Action



**Agenda Item:**

**Memorandum of Agreement (MOA) with Minnesota Public Employees Association (MNPEA) Licensed Deputies Bargaining Unit**

Primary Originating Division/Dept: Employee Relations

Meeting Date: 2/15/2022

Contact: Kerie Anderka Title: Employee Relations Division ...

Item Type:  
Consent

Amount of Time Requested:      minutes

Attachments:  Yes  No

Presenter:                                      Title:                                     

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

The County and the Minnesota Public Employees Association (MNPEA) Unit are parties to a collective bargaining agreement in effect from January 1, 2021 through December 31, 2022 covering employees in the classification of Deputy Sheriff. From 2020 to 2021, licensed deputy sheriff resignations due to employees leaving law enforcement increased 80%, resignations due to employees leaving to work for another law enforcement agency increased 70%, and total licensed deputy sheriff resignations increased over 60%. The extreme attraction and retention challenges the County has faced related to the licensed deputy sheriff classification, along with significant declines in qualified job candidate pools for post license eligible staff, have created operational impacts for the Sheriff's Office. Responsive to these challenges, the parties have recently concluded negotiations for an MOA to address the unique attraction and retention concerns relating to the classification of Licensed Deputy Sheriff, and the MOA has been ratified by the Union.

Following is a summary of the Memorandum of Agreement with MNPEA Licensed Deputies Bargaining Unit:

- Hourly base rate adjustments for Licensed Deputy Sheriffs within the approved 2022 salary range previously negotiated in the 2021-2022 collective bargaining agreement, to ensure competitive pay.
- Retention payment in the amount of \$3,000 payable in 2022 for eligible regular non-probationary employees, pro-rated based on FTE for eligible part-time employees.
- Retention payment in the amount of \$5,000 payable in 2023 for eligible regular non-probationary employees and pro-rated based on FTE for eligible part-time employees, who have received a successful or higher performance rating on their annual evaluation.
- Provision of a \$0.40 per hour educational incentive for full-time Licensed Deputy Sheriffs who hold a bachelor's degree or higher from a regionally accredited school.
- Weekend differential of \$1.00 for each hour worked from 00:00 Saturday to 23:59 Sunday.
- Forty (40) hours of accrued banked vacation at time of hire for new full-time Licensed Deputy Sheriffs hired on or after February 14, 2022.
- Increase Field Training Officer premium pay from one and one-half (1 1/2) hours to three (3) hours of premium pay per day for employees serving in the capacity of Field Training Officer.

**ACTION REQUESTED:**

Motion to approve the 2022 Attraction and Retention Memorandum of Agreement (MOA) with Minnesota Public Employees Association (MNPEA) Licensed Deputies Bargaining Unit.

**FISCAL IMPACT:** Budget amendment request form

*If "Other", specify:*

**FUNDING**

County Dollars =	<b>\$0.00</b>
COVID 19 BSA	\$1,572,566.00

**FTE IMPACT:** None

**Total**

\$1,572,566.00

Related Financial/FTE Comments:

A budget amendment funded by COVID-19 Budget Stabilization Account ("BSA") is needed for the additional ongoing and one-time costs from the MNPEA MOA that will be incurred in 2022 that were not included in the 2022 Budget, the one-time costs in 2023 and the Cities portion of the additional on-going 2023 costs. The County's portion of the additional on-going 2023 costs will be included in the County's 2023 Budget. The Cities portion of the additional on-going 2024 costs is expected to be included in the Cities' 2024 Budgets consistent with the County/Cities patrol cost-sharing agreement.

\$11,196,927 COVID19 BSA available as of 1/1/22

(1,572,566) MOA- MNPEA

\$9,624,361 COVID19 BSA available balance

*Office use only:*

RBA 2022 - 8197

# Budget Amendment Request Form



To be filled out AFTER RBA submittal

Memorandum of Agreement (MOA) with Minnesota Public Employees Association (MNPEA) Licensed

**Agenda Item:** Deputies Bargaining Unit

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
2022- Sal/Ben	01-201-236.6111	\$828,707.00
2023- Sal/Ben	01-201-236.6111	\$743,859.00
<b>TOTAL</b>		\$1,572,566.00

CREDIT		
Description of Accounts	Acct #	Amount
2022-CC COVID19 BSA	01-820-000-1120....	\$828,707.00
2023- CC COVID19 BSA	01-820-000-1120....	\$743,859.00
<b>TOTAL</b>		\$1,572,566.00

Reason for Request:

Above shows the breakout of the 2022 County and City Contract additional ongoing and one-time costs, the 2023 County and City one-time costs and the 2023 ongoing City Contract cost. The County's 2023 ongoing costs will be funded in the recommended 2023 County Budget by redirecting the County's debt service levy. The Cities' 2024 ongoing costs are expected to be paid for in the 2024 City Budgets consistent with the Patrol Services City/County cost sharing agreements.

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Loan to County Ditch Authority for 2022 Ditch Benefit Redeterminations and Buffer Strip Payments**

Primary Originating Division/Dept: <input type="text" value="Property &amp; Financial Services"/>	Meeting Date: <input type="text" value="2/15/2022"/>
Contact: <input type="text" value="David Frischmon"/> Title: <input type="text" value="Property and Finance Director"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Strategic Initiative: <input type="text" value="Finances: Improve the County's financial health and economic profile"/>	

**BACKGROUND/JUSTIFICATION:**

The County's Ditch Authority is expected to order Ditch Benefit Redeterminations in 2022 for the remaining County and Joint Ditches that have not had recent Redeterminations. State Law requires that any buffer strip payments that are due to property owners must be paid whenever a Ditch Benefit Redetermination is ordered by a Ditch Authority. The ballpark cost for the Ditch Benefit Redeterminations and buffer strip payments is estimated to be \$400,000. The County's Ditch Authority is requesting a loan from the County Board to cashflow the actual cost for the Ditch Benefit Redetermination and buffer strip payments. The Ditch Authority will levy a special assesment and repay the loan principle plus any interest paid by the benefitting property owners when the special assessments are collected by the Ditch Authority.

**ACTION REQUESTED:**

Motion to approve a estimated \$400,000 loan to the County's Ditch Authority to cover the actual 2022 cost for the ditch benefit redeterminations and related buffer strip payments.

<b>FISCAL IMPACT:</b> <input type="text" value="Budget amendment request form"/> <p><i>If "Other", specify:</i> <input type="text" value="see comment below"/></p>	<b>FUNDING</b> <table style="width: 100%;"> <tr> <td><b>County Dollars =</b></td> <td><input type="text"/></td> </tr> <tr> <td>YES Account (loan)</td> <td style="text-align: right;">\$400,000.00</td> </tr> <tr> <td><b>Total</b></td> <td style="text-align: right;"><b>\$400,000.00</b></td> </tr> </table> <input checked="" type="checkbox"/> Insert additional funding source	<b>County Dollars =</b>	<input type="text"/>	YES Account (loan)	\$400,000.00	<b>Total</b>	<b>\$400,000.00</b>
<b>County Dollars =</b>	<input type="text"/>						
YES Account (loan)	\$400,000.00						
<b>Total</b>	<b>\$400,000.00</b>						
<b>FTE IMPACT:</b> <input type="text" value="None"/>							

**Related Financial/FTE Comments:**

The source of funding for the loan to the Ditch Authority will be the County's Year-End Savings ("YES") Account. The cost for ditch benefit redeterminations and the related buffer strip payments are the responsibility of the benefitting property owners. No property tax levy dollars are spent on the County's ditch system. Benefitting property owners who choose to pay ditch special assesment over multiple years will be charged interest which will be passed on to the County Board.

*Office use only:*

RBA 2022 - 8187

# Budget Amendment Request Form



To be filled out AFTER RBA submittal

Agenda Item: Ditch Benefit Redeterminations

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
Ditch Services/Charges	40-610.6290	\$44,445.00
Ditch Services/Charges	40-612.6290	\$44,444.00
Ditch Services/Charges	40-613.6290	\$44,445.00
Ditch Services/Charges	40-614.6290	\$44,444.00
Ditch Services/Charges	40-615.6290	\$44,445.00
Ditch Services/Charges	40-616.6290	\$44,444.00
Ditch Services/Charges	40-660.6290	\$44,445.00
Ditch Services/Charges	40-664.6290	\$44,444.00
Ditch Services/Charges	40-665.6290	\$44,444.00
<b>TOTAL</b>		\$400,000.00

CREDIT		
Description of Accounts	Acct #	Amount
YES Account (loan)	xx-000-000-0000....	\$400,000.00
<b>TOTAL</b>		\$400,000.00

Reason for Request:

The source of funding for the loan to the Ditch Authority will be the County's Year-End Savings ("YES") Account, amount will be split across all ditches listed-final allocation to be determined. The cost for ditch benefit redeterminations and the related buffer strip payments are the responsibility of the benefitting property owners. This is a loan from the County to the Ditch Authority until the funds are received from the benefitting property owners.

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Citizen monetary donation (\$250) for purchase of a new canine protective vest**

Primary Originating Division/Dept: Sheriff - Administrative Services

Meeting Date: 2/15/2022

Contact: Kate Mlner Title: Admin. Services Manager

Item Type:  
Consent

Amount of Time Requested: minutes

Attachments:  Yes  No

Presenter: Title:

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

Board approval for receipt of citizen monetary donation to purchase a new canine protective vest.

**ACTION REQUESTED:**

Review and approval of citizen donation to Sheriff's Office to purchase a new canine protective vest.

**FISCAL IMPACT:** Other

If "Other", specify: \$250.00 revenue

**FUNDING**

County Dollars =

**FTE IMPACT:** None

**Total** \$0.00

Insert additional funding source

**Related Financial/FTE Comments:**

\$250.00 to be deposited into Sheriff's Gifts - Restricted (01-201-201-0000-5756)

Office use only:

RBA 2022 - 8172

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Metropolitan Mosquito Control Update**

Primary Originating Division/Dept: Administration (County) ▼

Meeting Date: 2/15/2022

Contact: Dave Hemze Title: County Administrator

Item Type:  
Regular Session ▼

Amount of Time Requested: 20 minutes

Presenter: Stephen Manweiler Title: MMCD Director

Attachments:  Yes  No

**Strategic Initiative:**

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

**BACKGROUND/JUSTIFICATION:**

Dr. Stephen Manweiler, MMCD Executive Director and Alex Carlson, Public Affairs Coordinator, will be presenting via WebEx with an overview of the District's operations.

**ACTION REQUESTED:**

Information only.

**FISCAL IMPACT:** None ▼

If "Other", specify:

**FUNDING**

County Dollars =

**FTE IMPACT:** None ▼

**Total**  \$0.00

Insert additional funding source

Related Financial/FTE Comments:

*Office use only:*

RBA 2022 - 8120



# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**  
**Resolution of Support for Laketown Sewer System Feasibility Study**

Primary Originating Division/Dept: <input type="text" value="Administration (County)"/>	Meeting Date: <input type="text" value="2/15/2022"/>
Contact: <input type="text" value="Paul Moline"/> Title: <input type="text"/>	Item Type: <input type="text" value="Regular Session"/>
Amount of Time Requested: <input type="text" value="15"/> minutes	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No
Presenter: <input type="text"/> Title: <input type="text"/>	
Strategic Initiative: <input type="text" value="Communities: Create and maintain safe, healthy, and livable communities"/>	

**BACKGROUND/JUSTIFICATION:**

Laketown Township recently approached the County requesting a resolution supporting their bonding request for a sewer system feasibility study.

As background, in 1983, a "201 Grant" was received from the Federal Government as part of the Clean Water Act. The purpose of the effort was to improve and protect the water quality of Lake Bavaria, Pierson Lake and Reitz Lake by installing a sewer system utilizing a series of mounds, sand filters and grey water sewage collector systems. These systems are now well past their expected 20-year life and large portions of the original system are still in operation on the south side of Lake Bavaria, around Pierson Lake and North and South of Reitz Lake. The Township is seeking a collaborative effort between Laketown, Chaska, Victoria and Waconia to provide sanitary sewer to the 201 areas.

To determine how best to replace the 201 systems, the Township would like to complete a wastewater system study. They received a quote of \$86,000 to complete this study and are requesting that the State provide funding for this study as part of the 2022 bonding bill. To support their efforts, the township is requesting that the County pass a resolution supporting their bonding request.

Representatives from Laketown Township will provide background information at the Board Meeting.

**ACTION REQUESTED:**

Motion to approve resolution supporting Laketown Township's bonding request for a sewer system feasibility study.

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

# BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

DATE February 15, 2022 RESOLUTION NO. \_\_\_\_\_  
 MOTION BY COMMISSIONER \_\_\_\_\_ SECONDED BY COMMISSIONER \_\_\_\_\_

## Resolution to Support the Laketown Township State Bonding Request for the "201" System Feasibility Study

**Whereas**, in 1983, a "201 Grant" from the Federal Government Clean Water Act was received to install a sewer system utilizing a series of mounds, sand filters and grey water sewage collector systems to improve and protect the water quality of Lake Bavaria, Pierson Lake and Reitz Lake; and

**Whereas**, the life of the systems was expected to be about 20-years;

**Whereas**, it was anticipated that these Township properties would have been annexed into cities and the sewer systems would have been upgraded through development and growth;

**Whereas**, the 201 greywater treatment system is not a feasible long term solution to providing wastewater treatment to these future urban properties and to protecting the adjacent lakes,

**Whereas**, these 201 sewer systems are now outdated and Laketown Township is seeking a collaborative effort to provide sanitary sewer to the 201 areas;

**Whereas**, Laketown Township obtained a quote for a wastewater system study to determine how best to replace the 201 systems with sanitary sewer; and

**Whereas**, Laketown Township is requesting funds be appropriated for the study in the upcoming State bonding bill.

**Now, Therefore, Be It Resolved**, the Carver County Board of Commissioners supports Laketown Townships state bonding request for the "201" system sewer system feasibility study.

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

Dated this 15<sup>th</sup> day of February, 2022.

\_\_\_\_\_  
David Hemze  
County Administrator

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**Settlement Agreements for Right of Way Acquisition for the Highway 24 Project**

Primary Originating Division/Dept:

Meeting Date:

Contact:  Title:

Item Type:

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

The 2022 construction season includes the Highway 24 Project, which includes pavement rehabilitation and shoulder widening of Highway 24 from Highway 10 in the City of Watertown east to the Hennepin County border. Additional right-of-way is needed to complete this project. Appraisals were completed by a certified appraiser or minimum damage assessments completed by county staff and the County Board approved the making of offers based on the appraised values at its July 13, 2021, regular session. The Public Works Director, or agents under his supervision, made offers to the affected property owners based on the appraisals and negotiations then commenced. Settlements with the property owners located at PID #'s 10.2000030, 10.0100800, 10.0142200, 10.0100200, 10.1500020, 10.1500010, 10.0121200, 10.0121250, 10.0121400 have been reached and staff is recommending approval.

**ACTION REQUESTED:**

Motion to adopt a resolution authorizing settlement of compensation for acquisition of real property interests needed for the Highway 24 Project.

**FISCAL IMPACT:**

*If "Other", specify:*

**FUNDING**

<b>County Dollars =</b>	<input type="text"/>
Wheelage Tax	\$209,500.00
<b>Total</b>	<b>\$209,500.00</b>

**FTE IMPACT:**

Insert additional funding source

Related Financial/FTE Comments:

*Office use only:*

RBA 2022 - 8175

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

Date: February 15, 2022

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

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

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

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**Resolution Authorizing Settlement of Compensation to Owners for Acquisition of Real Property Interests Needed for Highway 24 Project**

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

WHEREAS, the County, acting by and through its Board of Commissioners, is authorized by law, and pursuant to Minnesota Statutes, § 163.02, subd. 2; §117.012; and § 117.042, to acquire land and other real property interests in Carver County which the County needs for a public use or public purpose; and

WHEREAS, the County proposes to construct highway and related improvements in Carver County for shoulder widening as part of the Highway 24 Project (“Project”); and

WHEREAS, to complete the Project, the County must acquire the real property interests described in Exhibit A, attached hereto, from the Owners of the real property interests identified in said Exhibit A; and

WHEREAS, the County obtained either an appraisal(s) from a licensed real estate appraiser when the estimate of the damages from the County’s proposed acquisitions of the real property interests described in said Exhibit A exceeds \$25,000, or the County obtained a minimum damage acquisition report from a qualified person with appraisal knowledge, in lieu of an appraisal, when the estimate of the damages from the County’s proposed acquisitions of the real property interests described in said Exhibit A is under \$25,000; and

WHEREAS, County must determine and submit an initial written offer of just compensation to the Owners of said needed real property interests covering the full amount of damages caused by the County’s proposed acquisitions; and

WHEREAS, the Owners of said real property interests may obtain an independent appraisal by a qualified appraiser of the real property interests which the County proposes to acquire for the Project; and

WHEREAS, the Owners of said real property interests are entitled to reimbursement for the reasonable costs of the appraisal from the County up to a maximum of the limits stated in Minn. Stat. §117.036, provided the Owner submits to County the information necessary for reimbursement; and

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



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

**Highway 24 Project**

Carver County Public Works No. 158794

**Property Tax Identification No. 10.2000030**

Fee Owners: D. Scott Harding and Sharon L. Harding, Married

Property Address: 10555 County Road 24, Watertown, MN

Settlement Amount: \$24,900.00

Temporary easement for public right-of-way purposes contains 4,164 sq. ft. (including existing easements), more or less.

**\$900.00**

Negotiated premium in lieu of eminent domain

**\$1,500.00**

Damages to Trees & Fence

**\$22,500.00**

**Property Tax Identification No. 10.0100800**

Fee Owner: Lawrence Frye and Elizabeth Frye, Married

Property Address: 11350 County Road 24, Watertown, MN

Settlement Amount: **\$15,200.00**

Permanent roadway easement for highway, utility and drainage purposes contains 4,080 sq. ft., more or less.

**\$5,500.00**

Negotiated premium in lieu of eminent domain

**\$1,500.00**

Damages to Trees & Fence

**\$6,600.00**

**Property Tax Identification No. 10.0142200**

Fee Owners: Timothy Krueger, Single

Property 10515 County Road 24, Watertown, MN

Settlement Amount: **\$55,000.00**

Permanent easement for roadway purposes contains 5,319 sq. ft. (including existing easements), more or less.

**\$9,600.00**

Temporary easement for construction purpose contains 2,696 sq. ft. more or less.

**\$700.00**

Damage to trees and fence

**\$43,200.00**

Negotiated premium in lieu of eminent domain

**\$1,500.00**

**Property Tax Identification No. 10.0100200**

Fee Owners: Steve E. Maass and Irene J. Maass, Husband and Wife  
Jason M. Maass and Melissa Maass, Husband and Wife  
Kevin M. Maass and Nikki Maass, Husband and Wife

Property Address: 11760 Co. Rd. 24 Watertown MN

Settlement Amount: **\$14,400.00**

Permanent easement for roadway purposes contains 7,291 sq. ft., more or less.

**\$9,600.00**

Temporary easement for construction purposes contains 1,651 sq. ft. more or less.

**\$400.00**

Damages to trees and crops

**\$2,900.00**

Negotiated premium in lieu of eminent domain

**\$1,500.00**

**Property Tax Identification No. 10.1500020**

Fee Owners: Robert L. Janning, Single

Property Address:, 10715 Co. Rd. 24 Watertown MN

Settlement Amount: **\$26,600.00**

Temporary easement for construction purposes contains 14,617 sq. ft. more or less.

**\$1,651.00**

Damages to trees and shrubs

**\$23,449.00**

Negotiated premium in lieu of eminent domain

**\$1,500.00**

**Property Tax Identification No. 10.1500010**

Fee Owners: Jeffrey and Tara Janning

Property Address:, 10780 Co. Rd. 24 Watertown MN

Settlement Amount: **\$7,000.00**

Temporary easement for construction purposes contains 1,696 sq. ft. more or less.

**\$203.00**

Damages to trees and crops

**\$5,297.00**

Negotiated premium in lieu of eminent domain

**\$1,500.00**



**Property Tax Identification No. 10.0121200, 10.0121250, 10.0121400**

Fee Owners: WJVA, Inc.

Property Address: 9750 County Road 24, Watertown, MN

Settlement Amount: **\$66,400.00**

Permanent easement for roadway purposes contains 26,828 sq. ft, more or less.

**\$8,200.00**

Temporary easement for construction purposes contains 11,089 sq. ft, more or less.

**\$500.00**

Drainage and Utility easement for construction purposes contains 1,840 sq. ft., more or less.

**\$100.00**

Damage to sign, trees, apron, fairway, green and walking bridge

**\$52,600.00**

Negotiated premium in lieu of eminent domain

**\$5,000.00**

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**County Administrator's 2021 Annual Performance Evaluation Summary**

Primary Originating Division/Dept: <input type="text" value="Employee Relations"/>	Meeting Date: <input type="text" value="2/15/2022"/>
Contact: <input type="text" value="Kerie Anderka"/> Title: <input type="text" value="Employee Relations Division ..."/>	Item Type: <input type="text" value="Regular Session"/>
Amount of Time Requested: <input type="text" value="5"/> minutes Presenter: <input type="text" value="Kerie Anderka"/> Title: <input type="text" value="Employee Relations Division Di..."/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No

Strategic Initiative:

**BACKGROUND/JUSTIFICATION:**

As provided by Statute, the Board met with County Administrator David Hemze on February 1, 2022 in closed session to discuss his 2021 performance. The summary of their discussion is as follows:

Mr. Hemze's performance during 2021 has contributed to the County's successful and positive outcomes across various measures, while delivering services with a high level of effectiveness. His work reflects sound leadership overall. Having consistently demonstrated quality leadership and guidance, a high level of responsiveness to the demands of his role, and effective management approach, Mr. Hemze is supported with the flexibility to work to keep the County moving in a positive direction, including assessing opportunities for efficiency gains and innovation to position Carver County at the forefront. Additionally, continuing focus on the people who make up this organization to deliver essential County services, and building positive workplace and organizational culture, are important elements of overall organizational effectiveness and are especially highlighted in the current competitive labor market. Mr. Hemze's performance reflected excellence throughout 2021, with an overall rating of outstanding.

**ACTION REQUESTED:**

Motion to approve an overall rating of outstanding for County Administrator Hemze's 2021 performance.

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

Office use only:

RBA 2022 - 8193

# Carver County Board of Commissioners Request for Board Action



## Agenda Item:

### Ditch Benefit Redeterminations

Primary Originating Division/Dept: Property & Financial Services

Meeting Date: 2/15/2022

Contact: David Frischmon

Title: Property & Finance Director

Item Type:

Ditch/Rail Authority

Amount of Time Requested: 15 minutes

Presenter: David Frischmon

Title:

Attachments:  Yes  No

Strategic Initiative:

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

### BACKGROUND/JUSTIFICATION:

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

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

County Ditch 4A: Redetermined in 2011

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

Joint Ditch 3-A: Redetermined in 2012

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

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

**Joint Ditch 5: Carver 77.52%; McLeod 22.48%**

Joint Ditch 21: Sibley County working on Redetermination

Joint Ditch 22: Sibley County working on Redetermination

Joint Ditch 24: Sibley County is working on Redetermination

Joint Ditch 28: McLeod County working on Redetermination

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

County staff requested proposals from a list of viewers who provided Redeterminations proposals in neighboring counties and received proposals from two firms: H2Over Viewers - \$3.98 per acre and Joe Jacobs Team - \$3.50 per acre

County staff is recommending the County's Ditch Authority hire H2Over Viewers based on their:

1. Individual Landowner Reports which provide additional helpful information above statutory requirements
2. Being hired to do Redeterminations by other Carver County Joint Ditch Authorities
3. Additional fee-based services like assigning ditch benefits when property is split, combined, etc. in the future.

See attached summary document for further details.

**ACTION REQUESTED:**

Motion to Order the Redetermination of Benefits for County Ditches 2-3, 5, 6, 7, 9 & 10

Motion to hire H2Over Viewers as the viewers for the Redeterminations of Benefits for County Ditches 2-3, 5, 6, 7, 9 & 10

**FISCAL IMPACT:** Other

*If "Other", specify:*

see comments below

**FUNDING**

County Dollars =

<b>Total</b>	\$0.00

**FTE IMPACT:** None

**Related Financial/FTE Comments:**

Redeterminations for Joint Ditches 1, 4 & 5 will be considered at Joint Ditch Authority Meetings on 2/22/2022 at 8am.

Benefitting property owners are responsible for all ditch related costs including Redeterminations and buffer strip payments. In November 2022, the County's Ditch Authority will levy a special assessment against the benefitting property owners to cover the 2022 cost of the Redeterminations and the buffer strip payments.

*Office use only:*

RBA 2022 - 8189

REDETERMINATION OF DITCH BENEFITS QUOTE SUMMARY		H2Overviewers		Joe Jacobs Team	
Ditch	Estimated Watershed Acres	Per Acre Cost	Total Cost	Per Acre Cost	Total Cost
Carver County Ditch 2-3	10350	3.98	\$ 41,193.00	\$ 3.50	\$ 36,225.00
Carver County Ditch 5	5664	3.98	\$ 22,542.72	\$ 3.50	\$ 19,824.00
Carver County Ditch 6	2371	3.98	\$ 9,436.58	\$ 3.50	\$ 8,298.50
Carver County Ditch 7	703	3.98	\$ 2,797.94	\$ 3.50	\$ 2,460.50
Carver County Ditch 9	3965	3.98	\$ 15,780.70	\$ 3.50	\$ 13,877.50
Carver County Ditch 10	2929	3.98	\$ 11,657.42	\$ 3.50	\$ 10,251.50
Joint Ditch 1 – Carver 65.16%; McLeod 34.84%	33000	3.98	\$ 131,340.00	\$ 3.50	\$ 115,500.00
Joint Ditch 4 – Carver 70.387%; Wright 26.458%; McLeod 3.155%	6679	3.98	\$ 26,582.42	\$ 3.50	\$ 23,376.50
Joint Ditch 5 – Carver 77.52%; McLeod 22.48%	2300	3.98	\$ 9,154.00	\$ 3.50	\$ 8,050.00
		TOTAL	\$ 270,484.78	TOTAL	\$ 237,863.50

Final Report Submission Timeline Comparison	H2Overviews	Joe Jacobs Team	COMMISSIONER ASSIGNMENTS		
Carver County Ditch 2-3	EVERYTHING COMPLETED IN SIX MONTHS	DELIVER FINAL REPORT MAY 21, 2022	Carver	McLeod	Wright
Carver County Ditch 5			Fahey, Lynch, Degler	Schmalz & Krueger	
Carver County Ditch 6			Fahey, Lynch, Workman	Schmalz	Kaczmarek
Carver County Ditch 7			Fahey, Lynch, Udermann	Schmalz & Krueger	
Carver County Ditch 9					
Carver County Ditch 10					
Joint Ditch 1 – Carver 65.16%; McLeod 34.84%					
Joint Ditch 4 – Carver 70.387%; Wright 26.458%; McLeod 3.155%					
Joint Ditch 5 – Carver 77.52%; McLeod 22.48%					

Deliverables:	H2Overviewers	Joe Jacobs Team
	Viewer's Report	Viewer's Report
	Benefitted Area Map	Benefitted Area Map
	Parcel Specific Map	-
	Owner's Report	Owner's Report
	Compile Owner's Reports with other reports & mail at no additional cost	-
	Capability to upload report into tax software	-

An aerial photograph of a vast agricultural landscape, showing a patchwork of green and brown fields, with a road or canal cutting through the center. The sky is filled with soft, golden clouds, suggesting a sunset or sunrise. The overall tone is warm and expansive.

# H<sub>2</sub>Over viewers llc

EXPERIENCE • TECHNOLOGY • VISION



PO Box 624  
East Grand Forks, MN 56721  
(218) 201-0066

December 17, 2021

Carver County Drainage Authority  
600 East Fourth Street  
Chaska, MN 55318

Dear County Drainage Authority,

I am submitting this offer letter on behalf of the H2Over Viewers team of viewers to complete the redetermination of benefits for Carver County, MN. The entire H2Over Viewers organization would like to thank you for considering us for these projects.

**CD 2-3, 5, 6, 7, 9, & 10 JD 1,4, 5**

For these systems we are prepared to offer Carver County the following terms for our Standard Redetermination Package:

- \$3.98/watershed acre (we will only charge for how many acres are in the watershed)
  - Do Not Exceed amounts are based on acres provided being accurate:
    - CD2-3 \$43,265, CD5 \$23,260, CD6 \$9,910, CD7 \$2940, CD9 \$16,575, CD10 \$12,250, JD1 \$137,940, JD4 \$27,928, JD5 \$9,620.
  - This is a fully loaded fee that includes the mileage and per diem for our viewers and the cost of the Standard Redetermination Package.
  - 90% of the estimated project cost is prorated over the 12 months (the estimated time it will take to complete) with the remaining 10% due when the final report is turned in.
- With the understanding that the combined systems will hold a single virtual landowners meeting (with individual time afterwards) and a single virtual final hearing we are able to offer no charge for these meetings
- H2Over Viewers will provide the Drainage Authority with printing and mailing out Property Owners' Reports at no additional charge

The H2Over Viewers Standard Redetermination Package includes the following deliverables. The information and maps included in this package can be used by your county in performing parcel splits and classification splits for the foreseeable future.

- Physical viewing
- Narrative viewers' report
- Tabular viewers' report (per 40-acre tract).
- Report can be provided in any format to facilitate automatically entering into their tax system.
- Landowners Packets which included system wide and individual parcel maps and the required "Property Owners Report"
- System overview map

- Individual parcel maps
- GIS maps that include land classifications
- Virtual and/or in person Attendance at:
  - Landowner meetings
  - Final Hearing
- For your protection we provide the following insurances at no cost to the Drainage Authority:
  - 1 million in Professional Liability
  - 1 million per occurrence and 2 million aggregate in General Liability
  - 1 million for any employee driving any vehicle(s) doing work for H2Over Viewers
  - 1 million umbrella on top of the aforementioned

The H2Over Viewers process for redetermining benefits is deeply rooted in a scientific data. This approach means we will be working closely with a team of engineers (at no additional cost to the drainage authority). This team of engineers will be producing the preliminary watershed modeling based on the use of state-of-the-art technology, yielding the most accurate maps available today. Our team of trained economic evaluation consultants will be using LiDAR data, Shuttle Radar Topography Mission data and 20+ different years of satellite imagery. We will look at depression maps, soils maps, contour maps, elevation relativity maps, crop productivity index maps, GIS parcel data, ditch alignment layers and many more. We use as many as 70+ different GIS layers of data each weighted differently to produce the highest quality land classification maps available. We will also spend a considerable amount of time in the field ground truthing the data to make sure we know the location of culverts, tile inlets, pumps, anything deemed important to our process of determining economic values and/or drainage patterns within the watershed of the appointed systems.

**Additional Information:**

1) H2Over Viewers brings with them 3 highly trained viewers, as well as a highly trained alternate viewer in the unfortunate event one of the viewers cannot finish the contract. This protects the county to ensure the project gets completed. Our viewers have redetermined over 1.5 million acres for over 20 different counties in MN.

2) We provide the highest level of GIS maps, not only for our process, but for the drainage authority to have for any future needs, i.e. parcel splits, tile management, future improvements, One Watershed One Plan, as well as a level of transparency in our viewing process.

3) Our process makes it very easy for the H2Over Viewers team to do future improvement redeterminations. We can input the changes to the drainage coefficients throughout the watershed and produce a high-level improvement redetermination based on scientific data.

4) Our company works with one of the most widely known engineering firms in the drainage community. This relationship gives us access to a team of drainage engineers throughout our process and allows us to consult with, at no additional charge to the drainage authority, on any aspect of the project.

5) All invoices are paid to H2Over Viewers and H2Over Viewers pays its viewers. This makes for easier accounting for the drainage authority.

6) Our prices are up front and our costs are known before we begin.



7) We provide contracts to outline everything clearly as well as provide deadlines that we can meet.

In short, I feel that we provide a level of professionalism not available by any other team or individual in our field. We strive for excellence both personally and professionally. Our job is to be transparent with our reports and provide as much information to both the board and the landowners as possible. Our goal is to provide a turn key service with little to no extra work needed from the Drainage Authority and its staff.

Once again, we would like to thank you for considering H2Over Viewers for your redetermination of benefits needs for the drainage systems in your county. We truly believe that our Standard Redetermination Package is the best available in the state of Minnesota and will prove to be the solution you are looking for.

**Project Viewers:**

**Bryan Murphy** Lead Viewer

**Larry Murphy** Viewer

**Aaron Goemann** Viewer

**Ken DeGier** Alternate Viewer

**Robert Conely** Alternate Viewer

All projects would be completed within 12 months after a contract(s) is signed

Respectfully yours,

Bryan Murphy  
President  
H2Over Viewers LLC  
218-201-0066  
[bryan@h2overviewers.com](mailto:bryan@h2overviewers.com)

*\*Note: This letter is intended to be an offer letter, not a binding agreement. Once terms are accepted a contractual agreement, signed and executed by both parties, will be required. This proposal is good for a term of 45 days from the date of proposal.*

# WHY H2OVER VIEWERS:

# 1

## Experience

3 highly trained viewers with decades of combined experience redetermining over 1.5 million acres in over 20 Minnesota counties.

# 2

## Deliverables

We provide the highest level of GIS maps to the drainage authority for future use and complete transparency into our viewing process.

- Physical viewing
- Benefits and damages statement
- Viewers' report (per 40-acre tract)
- Report can be provided in any format to facilitate automatically entering into their tax system
- Landowners Packets which include system wide and individual parcel maps and the required "Property Owners Report"
- System overview map
- Individual parcel maps
- GIS maps that include land classifications
- Virtual and or in-person attendance at:
  - Landowner meetings
  - Final Hearing

# 3

## Process

Proven process that allows us to provide future improvement determinations and the ability to input changes into drainage coefficients throughout the watershed to produce a high-level improvement determination quickly.

# 4

## Partnerships

H2Over Viewers has a strong partnership with an experienced and reputable engineering firm in the drainage community, providing crucial access to a team of drainage engineers at no additional cost to the drainage authority or project.

# 5 Insurance

For your protection we provide the following insurances at no cost to the Drainage Authority:

- 1 million in Professional Liability
- 1 million per occurrence and 2 million aggregate in General Liability
- 1 million for any employee driving any vehicle(s) doing work for H2Over Viewers
- 1 million umbrella on top of the aforementioned

# 6 Pricing and Contracts

Pricing per acre and formal contracts, allowing clients to know the cost and deadlines before we start.



**Bryan  
Murphy**



**Larry  
Murphy**



**Aaron  
Goemann**



**Derek  
Ebertowski**



**Ken  
DeGier**



**Bob  
Conely**



# ABOUT US

## **Innovative and Strategic Solutions for Your Water Management and Information Needs**

Combining state-of-the-art technology, industry experts, extensive ground truthing along with historical and current data, our team of trained economic evaluation consultants provides accurate watershed modeling and evaluations for redetermination of benefits, economic values and/or drainage patterns within the watershed of appointed systems.

# REDETERMINATION OF BENEFITS

We provide detailed reporting on the economic impact to lands that benefit from the use of a public drainage system.

## Drainage Systems GIS Data Sandwich

These 8 layers are some examples of the 70+ layers considered during our process.

Parcel \_\_\_\_\_

PLSS (Sections, Quarters, QQs) \_\_\_\_\_

Road Alignments \_\_\_\_\_

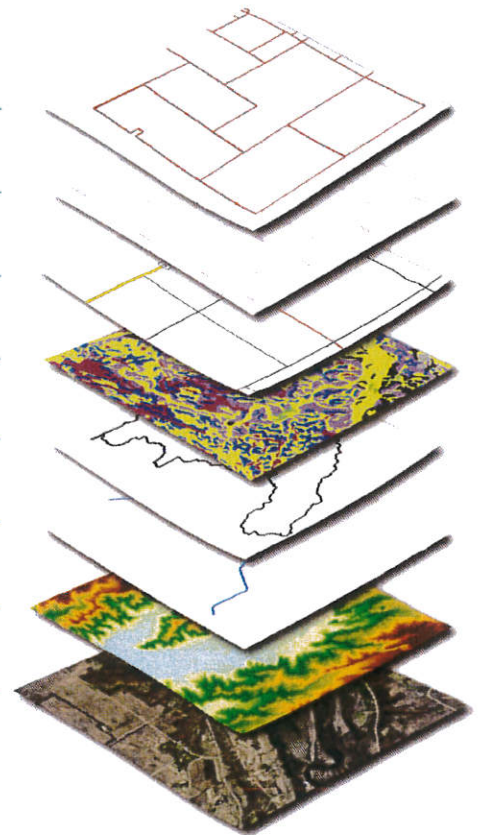
Soils \_\_\_\_\_

Watershed Boundary \_\_\_\_\_

Ditch Alignment \_\_\_\_\_

LiDAR Elevation Data \_\_\_\_\_

Aerial Imagery \_\_\_\_\_



## Ground Truthing

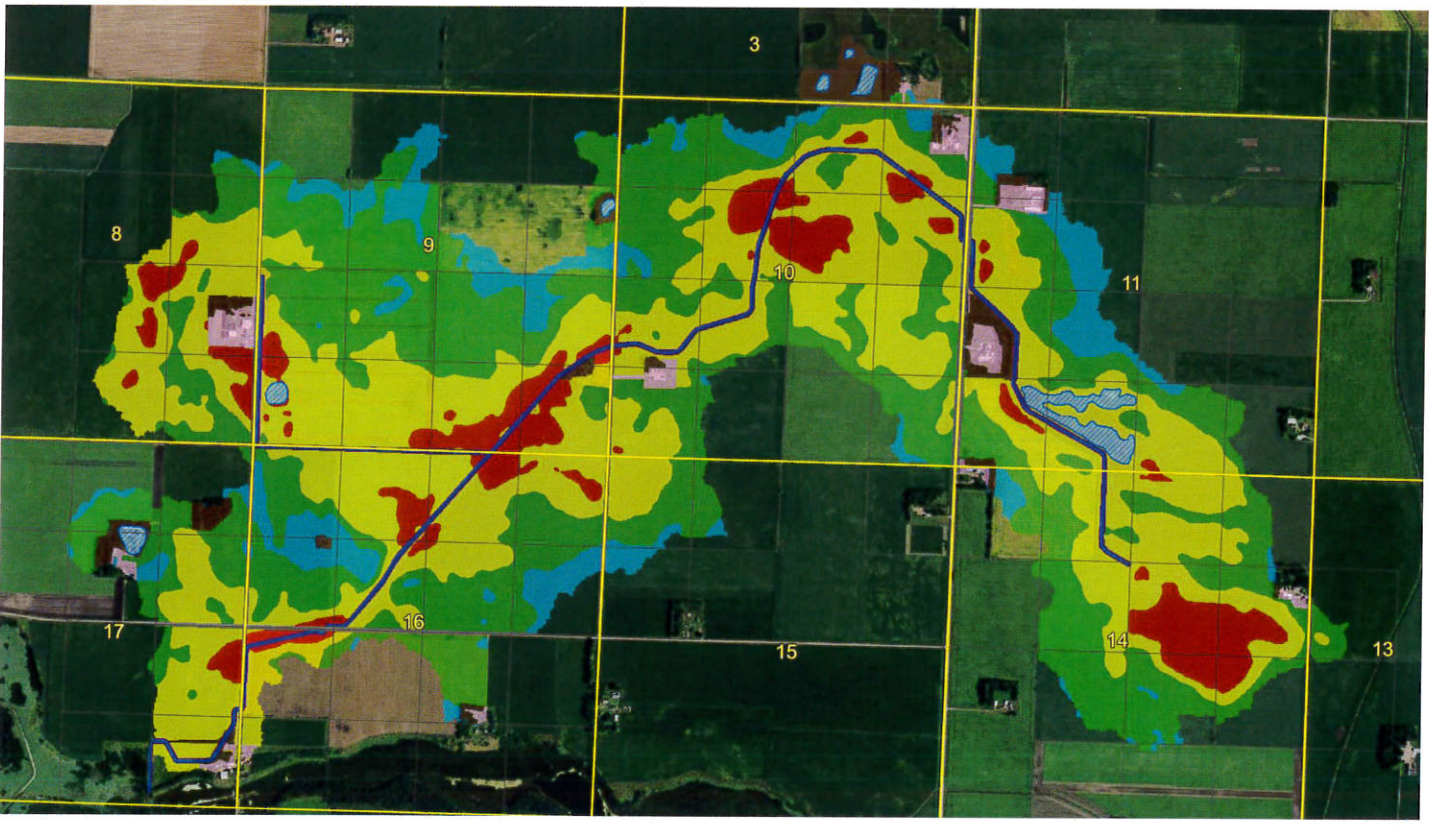




# DETAILED MAPS

Our team provides fact-based valuations for both classifications as well as easement acquisitions for your project.

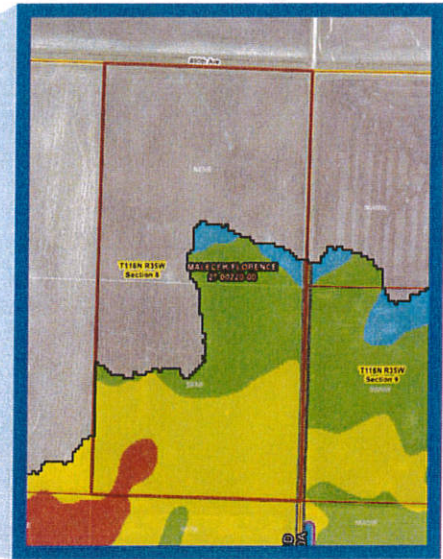
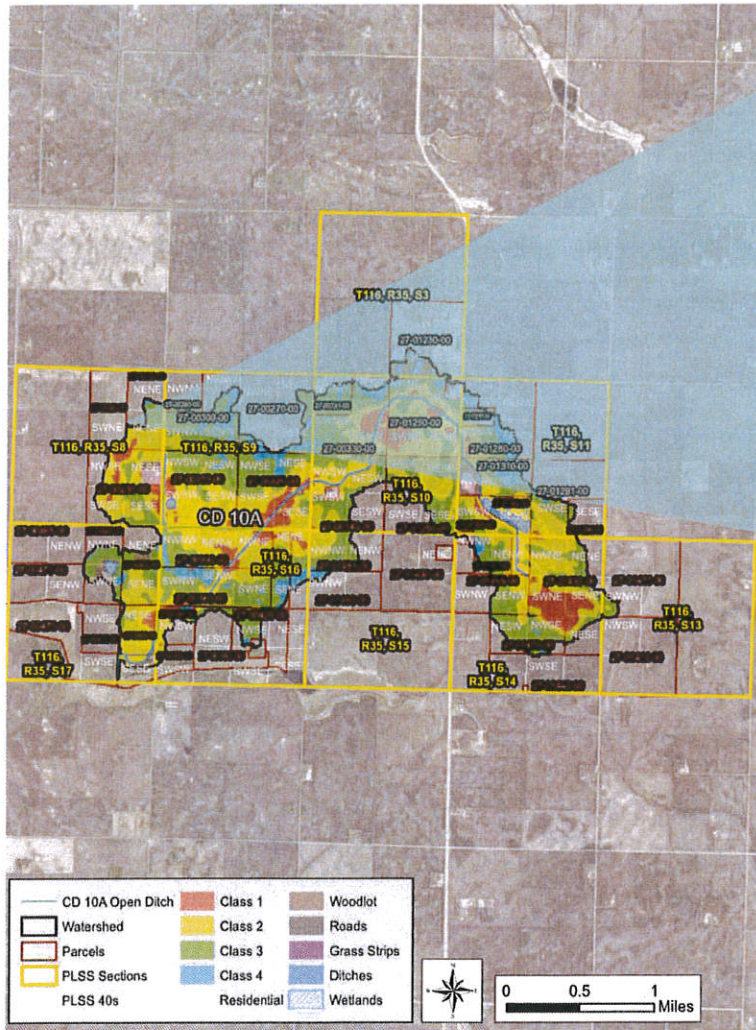
## Georeferenced Classification Maps



### Land Classifications

Townships	Class 1	Class 4	Roads	Wetlands
PLSS Sections	Class 2	Residential	Grass Strips	
40-acre Tracts	Class 3	Woodlot	Ditches	

# Individual Parcel Maps for Transparency and Future Parcel Splits



**PROPERTY OWNERS REPORT  
NOBLES COUNTY, MINNESOTA  
CD 10  
REDETERMINATION OF BENEFITS**





**Benefits and Damage Statement for the Redetermination of Benefits  
Nobles County Ditch CD 10**

In accordance with Minnesota Statute (MS) 103E.351, we the viewers, submit the following Viewers' Report:

The fundamental principle for the determination of benefits and damages is based upon a comparison of the conditions prior to the construction of the ditch system with the conditions that exist after the implementation of the ditch system or proposed drainage project.

The undersigned viewers, pursuant to the order of the Nobles County Drainage Authority, did meet prior to commencing duties on the 21<sup>st</sup> day of April, 2020 at the Nobles County office in Worthington, Minnesota. Having taken the oath as required by MS 103E.305, did view, all lands affected by said proposed drainage system and further, we did determine the damages to lands affected by establishment of a grass strip, permanent and temporary damages.

We were able to determine the boundaries of the benefited area by processing and analyzing maps using "Light Detection and Ranging" (LiDAR) along with visually viewing the project area. Meetings were held with landowners, and Nobles County staff. We viewed each County Assessors' records to determine the number of acres of land in each parcel of each 40-acre tract of land. Other sources of information used were USDA-Natural Resources Conservation Service Web Soil Survey, 12 years of USDA satellite imagery, US Fish and Wildlife Service National Wetland Inventory (NWI) maps, and Nobles County Assessors' sales data and annual report.

We have determined the extent and basis of benefits and damages as prescribed under MS 103E.315 and MS 103E.321. We have indicated in tabular form, for each lot, 40-acre tract, and fraction of a lot or tract under separate ownership that is benefited or damaged (see Exhibit A).

An easement, in the form of an additional restriction on the use of real property adjacent to the open channel of the drainage system, will be acquired and, therefore, damages will be awarded for the establishment of a permanent strip of perennial vegetation approved by the drainage authority that will not impede future maintenance of the drainage system as required in MS 103E.021. We determined these damages at two separate values. Grass Strip damages "A" acres, lands which current land use will not change, but will still have permanent restrictions of future land use. Grass Strip damages "B" acres, lands demanding a higher value based on current land use. The value determined for "A" acres is \$4294 and the value for "B" acres is \$6299.

Right of way damages, having been determined and paid in the original proceedings for establishment of the drainage system, based on the area contemplated and included in the

proceeding for the establishment or subsequent improvement of the drainage system, were not considered.

We have determined the following direct drainage benefits and indirect (outlet) benefits on and related to the redetermination of benefits for Nobles County CD 10. Benefits were determined based on the drainage system operating in its as constructed condition.

#### Direct Benefits – Class 1 (Mapped as Red)

Using the direct market value approach, giving consideration for the lands' geographic location in the watershed, location relative to the outlet, proximity to the ditch bottom elevation, soil types, as well as analyzing direct sales data for competitive properties in the marketplace, we determined the existing market values of land in an unimproved condition as well as in an improved condition. Though this description may not describe your lands exactly, your lands fell broadly under this category.

Class 1 lands, prior to the existence of the drainage system, had a value range of \$1295 to \$1431 per acre. They consisted mostly of lowlands that may have been farmed, but not without substantial risk. With the establishment of adequate drainage to these lands, the production value and/or market value has increased. These lands consist of soils that benefit greatly from good drainage. These lands are now more suitable for intense crop production.

The viewers have determined based on these values, along with allowances for private improvement costs, that Nobles CD 10 provides for an increased market value/benefit to agricultural/cropland acres in Class 1 by the rate of \$3239 per acre.

#### Direct Benefits – Class 2 (Mapped as Yellow)

Using the direct market value approach, giving consideration for the lands' geographic location in the watershed, location relative to the outlet, proximity to the ditch bottom elevation, soil types, as well as analyzing direct sales data for competitive properties in the marketplace, we determined the existing market values of land in an unimproved condition as well as in an improved condition. Though this description may not describe your lands exactly, your lands fell broadly under this category.

Class 2 lands, prior to the existence of the drainage system, had a value range of \$3311 to \$3659 per acre. Although some row crops were grown in this land class, it was not without substantial risk of loss to the grower. Now that adequate drainage has been established through these lands, the production value and/or market value has increased. These lands typically consist of soils that benefit from good drainage to increase crop production.

The viewers have determined based on these values, along with allowances for private improvement costs, that Nobles CD 10 provides for an increased market value/benefit to agricultural/cropland acres in Class 2 by the rate of \$2634 per acre.

Direct Benefits – Class 3 (Mapped as Green)

Using the direct market value approach, giving consideration for the lands' geographic location in the watershed, location relative to the outlet, proximity to the ditch bottom elevation, soil types, as well as analyzing direct sales data for competitive properties in the marketplace, we determined the existing market values of land in an unimproved condition as well as in an improved condition. Though this description may not describe your lands exactly, your lands fell broadly under this category.

Class 3 lands, prior to the existence of the drainage system, had a value range of \$5771 to \$6379 per acre. These lands were mostly utilized for the production of row crops, although over saturation of the soil and surrounding lands did not allow for these lands to realize their full production potential. Now that the drainage system has been established, the land is able to utilize the system as an outlet to drainage tile systems and increased the production potential. As a result, the production value and/or market value has increased.

The viewers have determined based on these values, along with allowances for private improvement costs, that Nobles CD 10 provides for an increased market value/benefit to agricultural/cropland acres in Class 3 by the rate of \$1175 per acre.

Indirect Benefits – Class 4 (Mapped as Blue)

Class 4 lands are lands which have not had an increase in market value after the construction of the drainage system. However, they have been altered from their pre-settlement state in such a manner that they are now tilled and farmed. As a result, they burden the drainage system's capacity, thus increasing a sediment load and causing a need for increased maintenance. Taking into consideration the percentage of Class 4 acres in the watershed, regular ditch maintenance, and sediment loading, we determined the rate per acre that Nobles CD 10 provides as an outlet or contribution benefit to these lands. Though this description may not describe your lands exactly, your lands fell broadly under this category. The viewers have determined the Class 4 outlet benefit rate to be \$353 per acre.

Example of how benefits were calculated:

Production and/or Market Value Before Project:	\$1,000
Production and/or Market Value After Project:	\$3,000
Increase in Production and/or Market Value:	\$2,000
Less Private Improvement Costs:	\$1,000
Net Benefits:	\$1,000

Road Benefits

The viewers have determined outlet as well as reduced maintenance cost benefits for all State, County, and Township roads located within the boundary of Nobles CD 10 at a rate of \$2107 per acre.

### Residential Land Benefits

Outlet benefits were applied to residential lands within the watershed of Nobles CD 10. The outlet benefit was calculated based on runoff burden to the drainage system and use of the drainage system as an outlet. The viewers have determined the outlet benefits for residential lands at the rate of \$141 per acre. Urban Residential lands are valued at the rate of \$282 per acre.

### Woodlot Benefits

Benefits were applied to woodlot lands within the watershed of Nobles CD 10. These lands receive a benefit because the ditch conveys their water burden away from adjacent landowners and adds to the need for system capacity and system maintenance. The viewers have determined the benefit for woodlot lands at the rate of \$127 per acre.

### Industrial Benefits

Outlet benefits were applied to industrial lands within the watershed of Nobles CD 10. The outlet benefit was calculated based on runoff burden to the drainage system and use of the drainage system as an outlet. Additional consideration has been given to industrial lands due to their ability to produce goods or services on these lands. The viewers have determined the outlet benefits for Industrial lands at the rate of \$353 per acre.

### Benefit Variables

Based on criteria used to determine the likelihood of future improvements, each sub catchment within the watershed of the public drainage system has been given a grade of its as constructed condition relative to its ability to utilize the public drainage system efficiently. This grading system varies the benefit amount according to aforementioned ability within each sub catchment.

### Non-benefiting Acres

Based on current land use and regulatory restrictions, permanent program restrictions (i.e. RIM or CREP) or other permanent restriction and restoration to pre-settlement landscape conditions or creation of wetland areas, we determined some areas to be non-benefited from the drainage system and restricted from taking future benefit from the drainage system. For example, we determined that lands restored to pre-settlement conditions and permanently restricted from future modification would not drain in any altered manner such that the drainage system would be burdened by the land other than such burden as nature would have provided. Further, for example, nonconverted wetlands that are so restricted from conversion by regulation that conversion is unlikely, were not determined to benefit from the system.

At the completion of our examination, we did sum up the total benefits for Nobles CD 10. We found that the total benefits are \$3,821,754.91. Damages are \$19,778.98. (See Exhibit A for tabular report of benefits.)

We recommend that the Nobles Drainage Authority hold a final hearing on the report and confirm the benefits and damages for Nobles CD 10.

Dated this 1<sup>st</sup> day of November, 2021.

*[Signature Page Filed with County]*

# FREQUENTLY ASKED QUESTIONS

## H2OVER VIEWERS REDETERMINATION PROCESS

### Q. What is a Redetermination of Benefits & Damages?

- A. Redetermination of Benefits & Damages is a process used when the drainage authority determines that the original benefits or damages determined do not reflect reasonable present-day land values or that the benefited or damaged area have changed. The amount of assessment that landowners pay is based up on benefits.

### Q. Who does this Redetermination of Benefits?

- A. The drainage authority has appointed a team of viewers to use data as well as groundwork to determine who benefits from the ditch and how much they benefit. Per Minnesota Statute, these viewers must be independent and not own any property in the watershed.

### Q. Why is a Redetermination being done?

- A. The benefits and damages listed on the original viewers' reports (typically when the ditch was established) are outdated. Benefited lands and benefits of many drainage systems have not been updated for decades, some for over a century, and as a result:
- There are lands draining into the system which were not assessed for benefits; and,
  - Benefits were determined when land was selling for a small fraction of what it is selling for today and are unrealistic.

### Q. What are benefits & damages?

- A. "Benefits" refers either to the impact a drainage system has on land in terms of improving the market value of the land or the impact (and costs associated with that impact) that the land has on the drainage system because of land use that accelerates drainage, transports sediment or increases volume demand in a drainage system. "Damages" means the reduction of value of the land taken for the permanent grass strips bordering the open channel of the drainage ditch. This is a 1 rod easement.

### Q. I was never in the benefited area before, why am I now?

- A. We are required by statute to view all lands that drain towards the ditch. Technology has allowed us to create an accurate watershed delineation that accounts for all lands that add to the need for system capacity and/or maintenance.

### Q. Why is my 80-acre parcel listed more than once on the report?

- A. We are required by statute to break each parcel into 40-acre tracts. In addition, our GIS program breaks the parcels down by quarter, so you may see smaller acreage broken down because of the way it lies in spatial data.

### Q. My neighbor has tiled ground and I do not. Does he pay more than I do?

- A. We factor in the cost of private improvement into our benefit value per classification regardless if you tile or not. Therefore, it is up to the landowner to exercise their right and legal ability to tile if they chose.

### Q. Didn't my grandfather/family already pay for this when the ditch was initially put in?

Yes, he did pay for the ditch to be established. What we are establishing with the redetermination of benefits process, is what percentage of the cost each landowner would be accountable for if there are any future repairs done on the system.

### Q. Are there any repairs planned on my system?

- A. Please refer to the drainage authority/ditch inspector for the answer.

### Q. What consideration is given to residential lands?

- A. Although residential lands still have the need to dewater, they are not producing a crop and making an income year after year. Therefore, they are benefited, but at a lower amount.

### Q. How do you determine your values per classification?

- A. We extract sales data from the townships in the footprint of the watershed, versus county wide. We include 7 years of agricultural sales with a process to eliminate extreme high sales, low sales, and family sales. MN Statute requires a benefit amount to be established to ensure that if a project is done, the benefits outweigh the cost.

### Q. My land sits on a hilltop, why am I benefited?

- A. We are required by statute to look at all lands that drain toward the ditch. We also look at all lands that have an indirect or direct benefit. With a direct benefit, you can clearly see your water drain into the ditch. However, the further away from the ditch you are, you receive an indirect benefit. Your water places a burden on neighboring lands which the ditch carries away. Therefore, your lands create a need for system capacity and maintenance.

### Q. The ditch currently is not working correctly, and my land isn't able to drain, why should I have to pay?

- A. Without the ditch to carry the water away, the land would more than likely be a lake or pond and you would only be able to farm the land a couple years out of 10.

### Q. From the water of upstream landowners, why am I paying more?

- A. We are required by statute to look at the ditch in 2 conditions; never being constructed and in its as constructing condition. The fact that the ditch may not be working currently cannot be factored in our evaluation.

### Q. Why are woodlots benefited?

- A. Woodlots add the need for system capacity and maintenance.

### Q. What consideration is given to wetlands?

- A. We review the national wetland inventory and satellite imagery to determine how often the land is being farmed. Nonfarmable wetlands are not benefited as they are not allowed the ability to drain.

### Q. My land is in CRP, why am I benefited?

- A. To be enlisted in CRP, you must have a proven crop record. It is a management choice to enroll your land in CRP and there is nothing stopping you or a future landowner from farming it later.

### Q. I have made conservation efforts (RIM/CREP programs) to my land, is this considered and how?

- A. Yes, when we are aware of conservation efforts on your land, we do evaluate those lands differently. Since the land must be enlisted in CRP prior to RIM/CREP, we still consider the land benefited, however, it is at a lower amount.

### Q. Are DNR lands benefited?

- A. We research what the management plan of DNR lands are before we determine whether they are benefited. This is a determination made on each parcel they own.

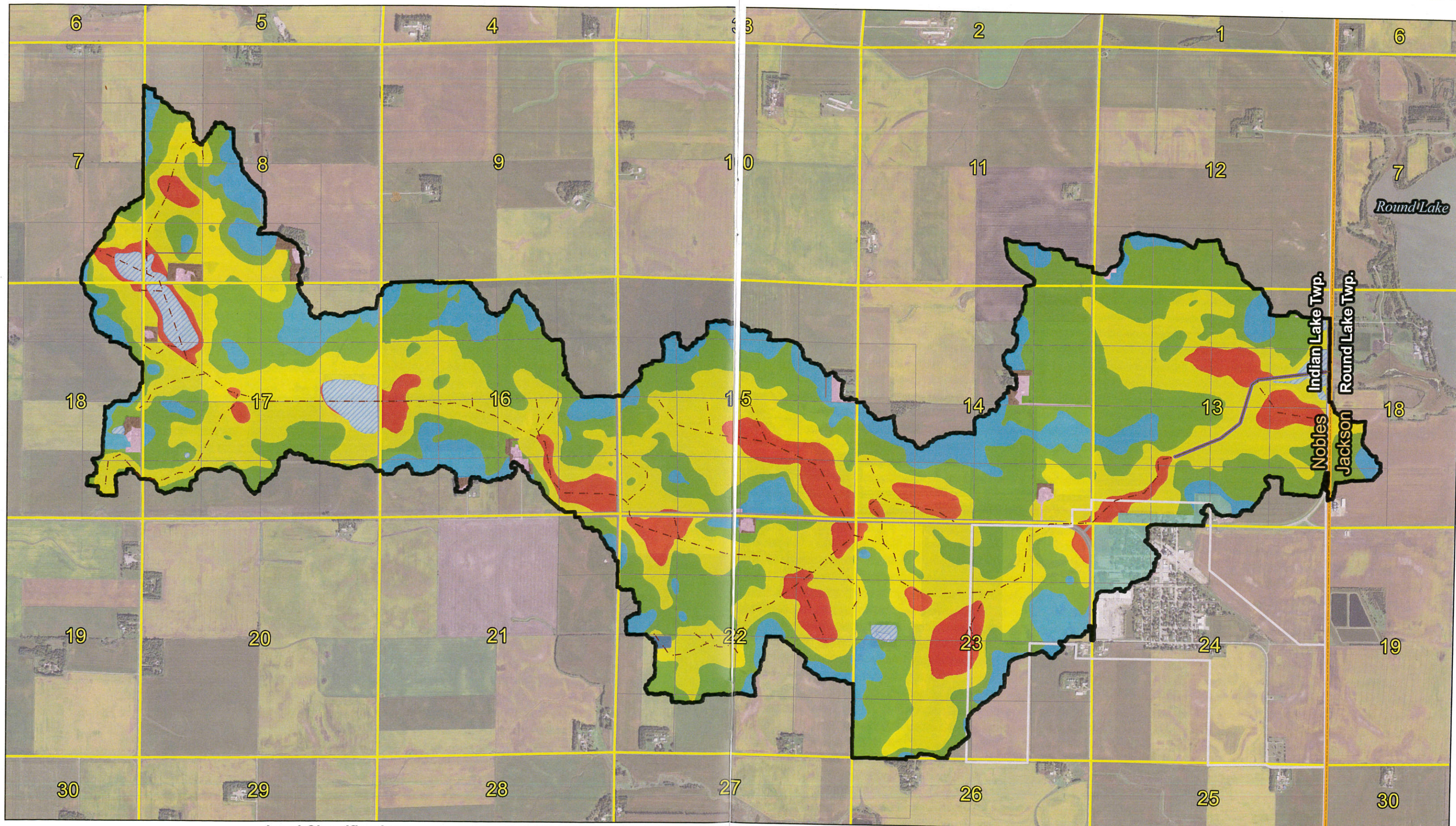
### Q. Why does my neighbors 1 red acre have a lower benefit than mine?

- A. The availability of hydraulic capacity is different. You have drainage deemed optimal due to availability for capacity or the depth of the ditch to drain or tile your own land to get the optimal capacity.

### Q. Is this a bill?

- A. No, this is an informational document meant to inform property owners of changes to how future costs on the listed public drainage system will be paid if this report is adopted by the Drainage Authority.





**Land Classifications**

- |                    |                  |           |                     |               |                |
|--------------------|------------------|-----------|---------------------|---------------|----------------|
| — CD 10 Open Ditch | □ Townships      | ■ Class 1 | ■ Class 4           | ■ Residential | ■ Grass Strips |
| - - - CD 10 Tile   | □ PLSS Sections  | ■ Class 2 | ■ Urban Residential | ■ Woodlot     | ■ Ditches      |
| ▬ CD 10 Watershed  | □ 40-acre Tracts | ■ Class 3 | ■ Industry          | ■ Roads       | ▨ Wetlands     |
| ▭ Counties         |                  |           |                     |               |                |



Nobles-Jackson CD 10 - Land Classifications  
 H2Over Viewers  
 March 29, 2021  
 0 0.5 1 Miles





**PROPERTY OWNERS REPORT**

**NOBLES & JACKSON COUNTY, MINNESOTA  
CD 10  
2021 REDETERMINATION OF BENEFITS**

VANDE KAMP/KELVIN J & JOAN K  
36166 290TH ST  
WORTHINGTON MN 56187

The Viewers have determined that the following tracts are benefited by the existing Nobles-Jackson CD 10 or will receive compensation for damages for the statutory installation of the buffer strip. The benefits are based upon the drainage system being in a good state of repair. The cost figure has used a **hypothetical estimated \$100,000.00** levy for buffer strip acquisition and redetermination of benefits only. **Final** costs for buffer strip acquisition and redetermination of benefits as well as future maintenance expenses will vary and will be prorated based upon the portion of the total benefits found upon each parcel.

**Please note that the "Estimated Assessment" is not the amount you currently owe. This estimate is meant to help you understand what you would owe on a one-time assessment if the Drainage Authority levies \$100,000.00 for repairs. Future assessments will vary depending on the scope of the work needed to repair the drainage system at that time. This report is subject to change after information and input from landowners.**

Parcel No. 08-0089-000  
Located in Section 17 Township 101 North, Range 39 West  
Desc: NWNW, SWNW

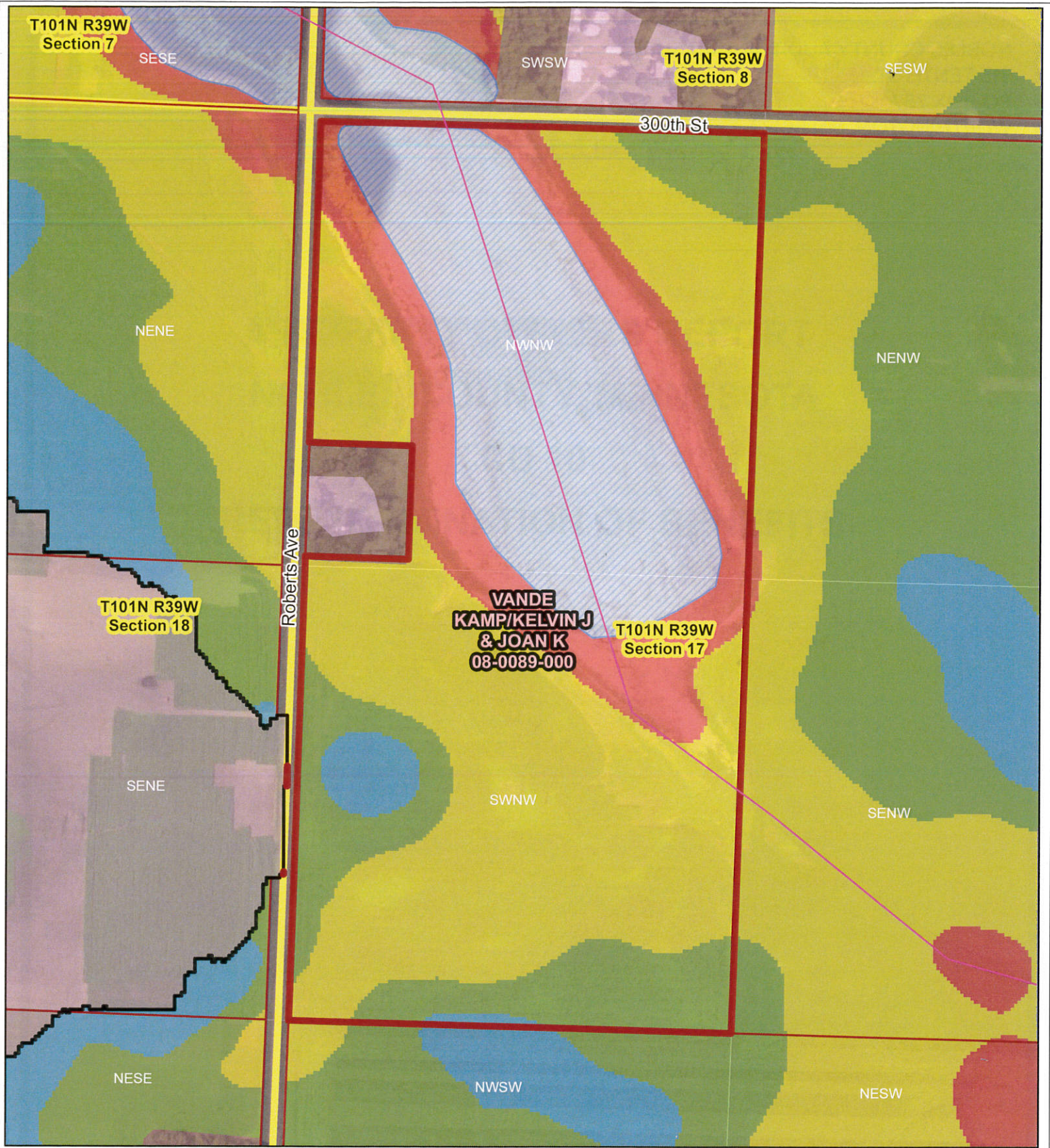
With these determinations of benefits, your totals are:

Additional benefit and damages totals:

Acres Benefited	56.59
Total Benefits	\$81,408.51
Total Damages Class A & B	\$0.00
<u>Estimated</u> Assessment	\$2,130.13
Percent of Total Benefits	2.13013%

Right of way acreage required:	N/A
Damages to riparian rights:	N/A
Acres requiring public-waters-work permit:	N/A
Benefits to public-waters-work permit acres:	N/A
Acres considered for conversion of wetlands:	N/A
Benefits to acres considered for conversion of wetlands:	N/A

The landowner meeting will be held on November 29th at 1:30 p.m. The link for virtual access will be posted at <https://www.co.nobles.mn.us/departments/public-works/drainage-system/>. Anyone who wishes to attend in person, can go to The Grand Ballroom at the Comfort Suites & Worthington Event Center, 1447 Prairie Drive, Worthington, MN.



**VANDE  
KAMP/KELVIN J  
& JOAN K  
08-0089-000**

CD 10 Open Ditch	Class 1	Woodlot
CD 10 Tile	Class 2	Roads
Watershed	Class 3	Ditches
Featured Parcel	Class 4	Prime Grass Strip
Parcels	Urban Residential	Subprime Grass Strip
Counties	Residential	Wetlands
PLSS Sections	Industrial	Wetland Buffer
PLSS 40s	Federal Land	Non-Benefitted Land

## Nobles-Jackson CD 10

**PIN Number: 08-0089-000**



NOBLES COUNTY AUDITOR-TREASURER  
315 TENTH ST.  
PO BOX 757  
WORTHINGTON, MN 56187

VANDE KAMP/KELVIN J & JOAN K  
36166 290TH ST  
WORTHINGTON MN 56187

## Testimonials

*Dealing with water, many different situations arise, but I am confident that even if you encounter a new situation, H2Over Viewers will reach out to the right people to ensure that they bring the best possible product to your Board and ultimately your landowners.*

*One of the major things that I personally believe sets H2Over Viewers apart from other viewers is their use of technology. The individual landowner maps, easy to work with property owners reports, land class maps, as well as all of this in a user friendly format that can be used later to produce other reports/maps is unique to this team.*

**- Seth Sparks, Drainage Systems Manager, Renville County**

*H2Over Viewers have been timely and fair priced and give unsolicited updates that aid in the drainage authority keeping property owners aware of the process, especially with having to work around Covid-19.*

*I would highly recommend using H2Over Viewers to accomplish your viewing needs. You couldn't find a more skilled and professional team.*

**- Trudy Hastad, Administrator, LQP-YB Watershed District**

*H2Over Viewers have shown a great understanding in viewing and balancing the needs of the drainage authority but still being open to every property owner to ensure that the end product is the best it can be.*

*In my humble opinion, you couldn't find a more skilled and professional team to accomplish your viewing needs.*

**- Scott Henderson, Administrator, Sauk River Watershed District**

## H2OVER VIEWERS

PO Box 624 East Grand Forks, MN 56721

(218) 201-0066

[h2overviewers.com](http://h2overviewers.com)

# Carver County Board of Commissioners Request for Board Action



**Agenda Item:**

**CarverLink Connect Up Carver Initiative Update**

Primary Originating Division/Dept:

Meeting Date:

Contact:  Title:

Item Type:  
Work Session

Amount of Time Requested:  minutes

Attachments:  Yes  No

Presenter:  Title:

**Strategic Initiative:**

**BACKGROUND/JUSTIFICATION:**

CarverLink staff will provide an update on our Connect Up Carver Initiative efforts, which is an initiative that would utilize American Rescue Plan Act (ARPA) funding to collaborate in a public/private partnership between the County and a service provider to provide the availability of fiber connectivity to all identified remaining under/unserved residential/business appropriate addresses in the County where fiber connectivity availability is not already provided or planned for availability in the near future. This fiber connectivity would provide high speed wired fiber services at symmetrical upload/download speeds of no less than 100MB up/down.

The project would leverage the existing CarverLink infrastructure to construct additional middle mile fiber to locations in the County (primarily rural) that are identified by US Treasury Rules relating to the use of ARPA funds for broadband activities to under/unserved residents that in parallel with other collaborations and initiatives that CarverLink is actively participating in, would provide ubiquitous fiber coverage to everyone in Carver County that wants it.

CarverLink would construct this additional fiber infrastructure and utilize it in the same manner as our existing fiber infrastructure where we partner with private service providers to operate within our network so they can provide last mile fiber access to businesses and residents. And through the issuance of a request for bid for fiber optic construction and maintenance to construct additional County owned middle mile fiber routes in defined geographical areas of the County where we would then require the winning service provider to provide access to last mile fiber connectivity to all desiring under/unserved locations within the defined geographical area.

At the work session, staff will update the Board and answer any questions on the Connect Up Carver Initiative including the process and scope of the bidding process.

**ACTION REQUESTED:**

Provide input on the initiative and request for bid.

**FISCAL IMPACT:**

If "Other", specify:

**FTE IMPACT:**

**FUNDING**

County Dollars =	<input type="text"/>
ARPA Funding	\$5,500,000.00
<b>Total</b>	<b>\$5,500,000.00</b>

Insert additional funding source

Related Financial/FTE Comments: