



Carver County Board of Commissioners
September 27, 2011
Regular Session
County Board Room
Carver County Government Center
Human Services Building
Chaska, Minnesota

PAGE

- 9:15 a.m. 1. a) **CONVENE**
b) **Pledge of allegiance**
c) **Public comments (limited to five minutes)**
d) **Introduction of New Employees**
2. Agenda review and adoption
3. Approve minutes of September 20, 2011 Regular Session 1-5
4. Community Announcements
- 9:15 a.m. 5. **CONSENT AGENDA**
- Communities: Create and maintain safe, healthy and livable communities*
- 5.1 Agreement #99478 with the State of MN for Force
Account Work..... 6-7
- Connections: Develop strong public partnerships and connect people to
services and information*
- 5.2 Joint powers agreement for snow and ice control on Sibley County
State Aid Highway No. 14 8
- 5.3 Renewal application for on sale and Sunday liquor license for Blue Bell
Enterprises, Inc., d/b/a Lancer Catering at the Waconia
Event Center 9
- 5.4 Renewal application for on sale and Sunday liquor license for Timber
Creek Golf Course LLC, d/b/a Timber Creek Golf Course..... 10
- Finances: Improve the County's financial health and economic profile*
- 5.5 Community Social Services warrants NO ATT
- 5.6 Commissioners' warrants..... SEE ATT
- 9:15 a.m. 6. **CONNECTIONS: Develop strong public partnerships and connect people
to services and information**
- 6.1 Minnesota Inter-County Association Legislative update..... 11
- 9:45 a.m. ADJOURN REGULAR SESSION
- 9:45 a.m. **BOARD REPORTS**
1. Chair
2. Board Members
3. Administrator
4. Adjourn

David Hemze
County Administrator

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on September 20, 2011. Chair Randy Maluchnik convened the session at 4:00 p.m.

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

Members absent: None.

Under public participation, Gordon Stewart, Shepherd of the Hill Pastor, invited the Board to attend an upcoming "First Tuesday Dialogue" event and the upcoming series on "Beyond the Shutdown." He stated they would hear from Jim Schowalter, Minnesota Commissioner for Management and Budget, who would be addressing what occurred to the State budget as a result of the shutdown. Following that, he stated the public would be allowed to speak and elected officials are being invited to listen and hear what the public is saying.

Mike Hanna, 2561 Coldwater Crossing, Mayer, asked the Board to continue to find ways to decrease the 2012 budget. He noted the tax shift to businesses due to the elimination of the market value credit and the need to keep taxes low to keep businesses from leaving. He encouraged the Board to considering going even lower than the levy presently set so businesses and jobs can be kept here.

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

Ische moved, Workman seconded, to approve the minutes of the September 6, 2011, Regular Session. Motion carried unanimously.

Community announcements were made by the Board.

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

Authorized Carver County Tactical Team to attend Tri-City/Scott County out of state training.

Approved host county Community Based Waiver Services contracts with Mains'l Services, Inc.; Orion Intermediary Services, Inc., and Meridian Services, Inc.

Approved the following abatements:

04.0260400	Larry Goetze
25.1600211	Thomas Koehnen
30.9520124	Michael Kirkpatrick
75.1030040	Shanna Rossel
75.3720320	Jeffrey Thielman

Community Social Services' actions.

Approved payment of the following Commissioners' warrants:

INSERT

Motion carried unanimously.

Rhonda Lynch, Information Services, requested the Board approve the purchase of a new and upgraded IBM iSeries server. She explained the collaboration with Scott County that will combine four iSeries servers down to two, with one housed in Carver County and the other in Scott County. Ms. Lynch stated the equipment they currently have is at its end of life and the collaboration provides benefits to both counties. She highlighted the costs and individual benefits to Carver County.

Lynch moved, Ische seconded, to approve the purchase of one new IBM Platform iSeries for Carver County and proceed with iSeries collaboration agreement between Carver County and Scott County. Motion carried unanimously.

The Board considered establishing a Sister relationship with Ydre Kommun, Sweden and Carver County. Chair Maluchnik recognized the long standing relationship with Sweden and the contributions of Andrew Peterson.

Jo Mihelich explained that Andrew Peterson was not only a journalist but a horticulturist as well and pointed out the contributions he made in the area of research.

Ische offered the following Resolution, seconded by Degler:

Resolution #51-11
Creating a Sister Relationship with Ydre Kommun, Sweden
and Carver County, Minnesota

On vote taken, all voted aye.

Doris Krogman, Employee Relations, appeared before the Board to request approval of the 2012 health insurance rates and cafeteria contributions.

She pointed out the Statute that requires the County to go out for request for proposals for health insurance at least every five years. Krogman indicated they received proposals from all major carriers and all of these were less than 2011.

Krogman requested authorization to proceed with a professional services agreement with the County's health insurance broker. She stated the agreement would be at a cost not to exceed \$90,000 and paid through the Health Partners health insurance premiums. She noted that amount was less

than the customary 2% and the broker had agreed to provide the County with the Mayo Wellness program, Embody Health, at no cost to the County.

Lynch moved, Degler seconded, to direct Employee Relations to secure a personal services agreement with Dan Proulx for 2012 health insurance broker services at a cost not to exceed \$90,000 paid through the Health Partners health insurance premiums. Motion carried unanimously.

Krogman reviewed the analysis that was done on the health insurance proposals that were submitted and the Labor Management Committee's recommendation. Krogman pointed out the premium cost associated for each of the plans and requested the Board approve Health Partners as the 2012 health insurance carrier.

Degler moved, Lynch seconded, to approve Health Partners as the 2012 health insurance carrier for Carver County employees, and prior employees or their family members who are enrolled in these plans with the premium rates as outlined for 2012. Motion carried unanimously.

Krogman requested approval to continue the cafeteria contributions, HRA and HSA contributions consistent with the 2010-2011 collective bargaining agreements. She noted they have not secured labor agreements for 2012 and she was asking them to continue 2011 contributions rate to allow employees know what they are working with. Krogman pointed out the current contributions for those employees waiving coverage and the recommendation to increase that waiver amount to \$195 to avoid employees who do not need coverage selecting Plan D rather than waive coverage.

Ische moved, Degler seconded, to continue the cafeteria contributions, HRA and HSA contributions consistent with the 2010-2011 collective bargaining agreements, with the exception of an increase to the waiver incentive to avoid the more costly single contribution for those employees who have no need for County sponsored insurance. Motion carried unanimously.

Krogman requested the Board approve 2012 dental insurance rates. She stated the County received five proposals. She explained the County pays for single preventative and the employees can purchase additional coverage.

Ische moved, Workman seconded, to approve Health Partners as the 2012 dental insurance carrier for current Carver County employees and prior employees or their family members who are enrolled in these plans, to approve the rates as listed and implement the two longer term cost saving strategies recommended by the Insurance Labor Management Committee. Motion carried unanimously.

Krogman clarified the recommendation to alter the buy up coverage to be a bi-annual election and include a one year waiting period for major restorations.

Krogman requested the Board approve 2012 retiree health insurance contributions and stated this covered a fairly narrow group. She pointed out the family and single insurance contribution amounts.

Ische moved, Workman seconded, to continue the special retiree contributions toward health insurance at the cafeteria rates, not to exceed the premium for the coverage the retirees select in 2012. Motion carried unanimously.

Krogman requested the Board approve the implementation of a 2% administrative fee, as authorized by COBRA, for prior employees and families who continue coverage through the County.

Ische moved, Degler seconded, to approve the implementation of a 2% administrative fee for prior employees and families who are enrolled in the Carver County insurance plans.

Lynch moved to table the implementation to allow time to review this further. Motion died for lack of a second.

On main motion to approve the implementation of a 2% administrative fee, Degler, Ische, Maluchnik, Workman voted aye. Lynch voted nay. Motion carried.

Degler moved, Lynch seconded, to recess as the County Board and convene as the Carver County Ditch Board. Motion carried unanimously.

Mark Lundgren, Taxpayer Services, explained the need to clean out County Ditch #4A. He stated the last clean out was done in the late 1980's and they just finished the reviewing process.

Lundgren indicated Soil and Water received four quotes and they wanted to begin as soon as possible. He clarified the cost is taken care of by the ditch system itself and not general fund money.

Ische moved, Degler seconded, to approve the clean out of Ditch #4A and approve the contract with Wickenhauser Excavating in the amount of \$37,499.67. Motion carried unanimously.

Lynch moved, Degler seconded, to adjourn as the Carver County Ditch Board and reconvene as the Carver County Board. Motion carried unanimously.

Lyndon Robjent, Public Works, requested the Board adopt a Resolution in support of funding the construction of a TH 101 bridge crossing over the Minnesota River. He explained flooding closes several key highways between Carver and Scott Counties and they have had three road closures in the last two years. Robjent pointed out the major effects on regional traffic and the economic impacts.

He reviewed the MnDOT study that was done to mitigate flood issues and identify options. He noted the study was not to replace the current study on 41 and was more to find cost effective solutions. Robgent identified the stakeholders involved in the study and stated they looked at 41 and 101.

Robgent summarized the key findings for a proposed bridge on TH 101 and 41. He pointed out MnDOT budgeted funds for flood mitigation on truck highways statewide and that the remaining funds would be allocated this fall. He indicated staff at MnDOT intended to submit these projects and have asked local governments to state a preference. He reviewed his recommendation that both 101 and 41 bridges be programmed and that 101 be constructed first. He stated this was supported by Chaska, Chanhassen, Shakopee and Scott County.

Lynch offered the following Resolution, seconded by Workman:

Resolution #52-11
Support of Funding the Construction of a TH 101 Bridge Crossing
Over the Minnesota River

On vote taken, all voted aye.

Martin Walsh, Parks, requested the Board approve an amendment to the donation and purchase and sale agreement with the Union Pacific Railroad. He stated after the initial agreement was signed, the Union Pacific Railroad conducted a test on the ballast material and found contaminants. He stated the Railroad requested an amendment that would restrict the use of the corridor and not allow the corridor to be used for schools, housing or daycare facilities. Walsh explained the restrictive covenant did not alter the County's plan for the corridor and he did not see this as a conflict.

Workman moved, Degler seconded, to approve the amendment to the Donation and Purchase Agreement with Union Pacific Railroad and authorize the Chair of the County Board to sign the agreement. Motion carried unanimously.

Degler moved, Lynch seconded, to go into closed session at 5:50 p.m. according to Minnesota Statutes Section 13D.05 in order to discuss confidential appraisal data and to update the County Board on the status of the parcel and discuss possible next steps in the process for parcel #070181000. Motion carried unanimously.

The Board adjourned the closed session and Regular Session at 6:20 p.m.

David Hemze
County Administrator

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

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Agreement #99478 with the State of MN for Force Account Work (SP 10-070-04)

Primary Originating Division/Dept: <u>Public Works - Engineering</u>	Meeting Date: <u>9/27/2011</u>
Contact: <u>Lyndon Robjent</u> Title: <u>PW Director/County Engineer</u>	Item Type: <u>Consent</u>
Amount of Time Requested: <input type="text"/> minutes	Attachments: <input checked="" type="radio"/> Yes <input type="radio"/> No
Presenter: <input type="text"/> Title: <input type="text"/>	

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

BACKGROUND/JUSTIFICATION:

In 2009 Carver County was awarded federal Highway Safety Improvement Funds to install chevron and speed advisory signs at roadway curves that do not meet design speed criteria. The project was completed in 2010. The federal grant was for sign materials and posts. County forces performed the installation. The federal funds cover 90% of the sign material and post costs. The county was responsible for 10% and installation. In April of 2009, the County and MnDOT entered into Agreement #94313 for the project. This agreement expired on September 30, 2010 before all the federal funds were reimbursed and so it is necessary to enter into a new agreement, Agreement #99478, to get reimbursed the final \$13,365.54.

The total completed project cost for materials is \$45,182.60, of which 90% or \$40,664.34 is federally funded. \$13,365.54 remains to be reimbursed.

ACTION REQUESTED:

Adopt the attached resolution authorizing the Chair of the County Board and the County Administrator to sign Mn/DOT Agreement #99478.

<p>FISCAL IMPACT: <u>Included in current budget</u> If "Other", specify: <input type="text"/></p> <p>FTE IMPACT: <u>None</u></p>	<p>FUNDING</p> <table style="width: 100%;"> <tr> <td>County Dollars =</td> <td><input type="text"/></td> </tr> <tr> <td>Federal Reimbursement</td> <td style="text-align: right;">\$13,365.54</td> </tr> <tr> <td>Total</td> <td style="text-align: right;">\$13,365.54</td> </tr> </table>	County Dollars =	<input type="text"/>	Federal Reimbursement	\$13,365.54	Total	\$13,365.54
County Dollars =	<input type="text"/>						
Federal Reimbursement	\$13,365.54						
Total	\$13,365.54						

Related Financial/FTE Comments:

Office use only:
RBA 2011- 732

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: September 27, 2011
 Motion by Commissioner: _____

Resolution No: _____
 Seconded by Commissioner: _____

AGREEMENT BETWEEN CARVER COUNTY AND THE STATE OF MINNESOTA

BE IT RESOLVED that pursuant to Minnesota Stat. Sec. 161.36, the Commissioner of Transportation be appointed as Agent of Carver County to accept as its agent, federal aid funds which may be made available for eligible transportation related projects.

BE IT FURTHER RESOLVED, the County Board Chair and the County Administrator are hereby authorized and directed for and on behalf of the County to execute and enter into an agreement with the Commissioner of Transportation prescribing the terms and conditions of said federal aid participation as set forth and contained in "Minnesota Department of Transportation Agency Agreement No. 99478", a copy of which said agreement was before the County Board and which is made a part hereof by reference.

IT IS FURTHER RESOLVED that the County Board Chair and the County Administrator are authorized to execute the Agreement and any amendments to the Agreement.

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 27th day of September, 2011, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 27th day of September, 2011.

 David Hemze County Administrator

Subscribed and sworn to before me this
 _____ day of _____, 2011.
 Notary Public _____
 My Commissions expires _____.

Notary Stamp

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Joint Powers Agmt. for Snow and Ice Control on Sibley County State Aid Highway No. 14 (CSAH 14)

Primary Originating Division/Dept: <u>Public Works</u>	Meeting Date: <u>9/27/2011</u>
Contact: Francis Kerber Title: _____	Item Type: <u>Consent</u>
Amount of Time Requested: _____ minutes	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Presenter: _____ Title: _____	

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

BACKGROUND/JUSTIFICATION:

Carver County and Sibley County have been involved in prior agreements/addendums (5-year increments) since 1990 in regards to snow and ice control on Sibley County State Aid Highway #14 between TH 25 and Carver County State Aid Highway #53. It was previously suggested by the Risk Manager that a new agreement be created with new updated language.

ACTION REQUESTED:

Approve the Joint Powers Agreement with Sibley County for Snow and Ice Control on Sibley County State Aid Highway No. 14 and authorize the Chair of the County Board and County Administrator to sign the agreement.

<p>FISCAL IMPACT: <u>Included in current budget</u> If "Other", specify: _____</p>	<p>FUNDING</p> <table style="width: 100%;"> <tr> <td>County Dollars =</td> <td style="width: 100px;">_____</td> </tr> <tr> <td>Sibley County - SAM</td> <td style="text-align: right;">\$4,000.00</td> </tr> <tr> <td>Total</td> <td style="text-align: right;">\$4,000.00</td> </tr> </table>	County Dollars =	_____	Sibley County - SAM	\$4,000.00	Total	\$4,000.00
County Dollars =	_____						
Sibley County - SAM	\$4,000.00						
Total	\$4,000.00						
<p>FTE IMPACT: <u>None</u></p>							

Related Financial/FTE Comments:
 The amount varies each year as it is dependent upon a formula using data from the Public Works annual financial statement. The funds are a revenue reimbursement from Sibley County to Carver County.

Office use only:
 RBA 2011- 801

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Renewal Application for On-Sale and Sunday Liquor License for Blue Bell Enterprises Inc DBA Lancer Catering at The Waconia Event Center

Primary Originating Division/Dept: <u>PRTS - Property Taxation</u>	Meeting Date: <u>9/27/2011</u>
Contact: <u>Donna Stevens</u> Title: <u>Land Records Technician</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:

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

BACKGROUND/JUSTIFICATION:

Stephen Craver, Treasurer of Blue Bell Enterprises, Inc, DBA Lancer Catering at Lake Waconia Event Center has applied for renewal of their On-Sale and Sunday Liquor License. Lake Waconia Event center is located at 8155 Paradise Lane Waconia MN 55387. There are no delinquent real estate taxes on this property.

ACTION REQUESTED:

Approval of the Request for renewal of On-Sale and Sunday Liquor License for Blue Bell Enterprises Inc DBA Lancer Catering at Lake Waconia Event Center.

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =

<input style="width: 95%;" type="text"/>	<input style="width: 95%;" type="text"/>
--	--

Total

<input style="width: 95%;" type="text"/>	\$0.00
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FTE IMPACT: None

Related Financial/FTE Comments:

The License Fee for Blue Bell Enterprises Inc. is as follows:
 On-Sale Liquor License \$1,750.00
 Sunday Liquor License \$ 200.00

Office use only:

RBA 2011- 786

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Renewal Application for On-Sale and Sunday Liquor License for Timber Creek Golf Course LLC DBA Timber Creek Golf Course

Primary Originating Division/Dept: <u>PRTS - Property Taxation</u>	Meeting Date: <u>9/27/2011</u>
Contact: <u>Donna Stevens</u> Title: <u>Land Records Technician</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:

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

BACKGROUND/JUSTIFICATION:

Shannon Burks, General Manager of Timber Creek Golf Course, has applied for renewal of their On-Sale and Sunday Liquor License. Timber Creek Golf Course is located at 9750 County Road 24, Watertown, MN 55388. There are no delinquent real estate taxes on this property.

ACTION REQUESTED:

Approval of the Request for Renewal of On-Sale and Sunday Liquor License for Timber Creek Golf Course

FISCAL IMPACT: None

If "Other", specify:

FTE IMPACT: None

FUNDING

County Dollars =	<input style="width: 90%;" type="text"/>
	<input style="width: 90%;" type="text"/>
Total	\$0.00

Related Financial/FTE Comments:

The License Fee for Timber Creek Golf Course is as follows:

On-Sale Liquor \$1,500.00

Sunday Liquor \$ 200.00

Office use only:

RBA 2011- 792

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Minnesota Inter-County Association Legislative Update

Primary Originating Division/Dept: <u>Administration (County)</u>	Meeting Date: <u>9/27/2011</u>
Contact: <u>Dave Hemze</u> Title: <u>County Administrator</u>	Item Type: <u>Regular Session</u>
Amount of Time Requested: <u>25</u> minutes	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Presenter: <u>Keith Carlson</u> Title: <u>MICA Executive Director</u>	

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

MICA Director, Keith Carlson, Nancy Sileksy and John Tuma, MICA legislative liaisons, will present their annual update to the Board.

ACTION REQUESTED:

Information only.

FISCAL IMPACT: None

If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: None

Total

\$0.00

Related Financial/FTE Comments:

Office use only:

RBA 2011- 794

UPCOMING MEETINGS

October 4, 2011	9:15 a.m. Board Meeting
October 11, 2011	9:15 a.m. Work Session
October 18, 2011	4:00 p.m. Board Meeting
October 25, 2011	9:15 a.m. Board Meeting