

Carver County Board of Commissioners
 August 3, 2010
 Regular Session
 County Board Room
 Carver County Government Center
 Human Services Building
 Chaska, Minnesota

PAGE

- | | | | | |
|-----------|-----|----|--|---------|
| 9:15 a.m. | 1. | a) | <i>CONVENE</i> | |
| | | b) | <i>Pledge of Allegiance</i> | |
| | | c) | <i>Public participation (comments limited to five minutes)</i> | |
| | | d) | <i>Introduction of New Employees</i> | |
| | 2. | | Agenda review and adoption | |
| | 3. | | Approve minutes of July 27, 2010 Regular Session | 1-3 |
| | 4. | | Community announcements | |
| 9:15 a.m. | 5. | | CONSENT AGENDA | |
| | 5.1 | | Approval of sheriff's office donation | 4-5 |
| | 5.2 | | Resolution supporting the need for an Educational Center at the
Vietnam Veterans Memorial in Washington D.C. | 6-8 |
| | 5.3 | | Approval of out of state travel | 9 |
| | 5.4 | | Approval of service agreement for joint assessment | 10 |
| | 5.5 | | Approval of reducing retainage for construction project
SAP 10-618-09 | 11 |
| | 5.8 | | Community Social Services' warrants | NO ATT |
| | 5.9 | | Commissioners' warrants..... | SEE ATT |

9:15 a.m. **ADJOURN REGULAR SESSION**

9:15 a.m. **BOARD REPORTS**

1. Chair
2. Board Members
3. Administrator
4. Adjourn

Dave Hemze
 County Administrator

UPCOMING MEETINGS

August 5, 2010	7:00 p.m. ACCEL Meeting – Cologne Community Center
August 6, 2010	10:00 a.m. Welcoming Ceremony - Carver County Day at the Minnesota Landscape Arboretum
August 10, 2010	9:15 a.m. County Board Meeting
August 17, 2010	4:00 p.m. County Board Work Session
August 24, 2010	9:15 a.m. County Board Meeting

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on July 27, 2010. Chair James Ische convened the session at 9:15 a.m.

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

Members absent: None.

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

Lynch moved, Degler seconded, to approve the minutes of the July 20, 2010, Regular Session. Motion carried unanimously.

Community announcements were made by the Board.

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

Approved 1 to 4 day temporary on-sale liquor license for August Ball Club, Chaska.

Approved tobacco license #10-631 for Crossroads Liquor Victoria LLC dba Crossroads Liquor, Victoria.

Approved the following abatements:

30-345-0140	Amy Gregg
20-175-0380	Russell Anderson
85-275-0200	Ashley Mosel
65-318-0910	Ann & Donald Ellwood (2008, 2009, 2010)
75-444-0370	Melissa Mase
25-417-0400	Timothy Arland
30-951-0414	Brandondale/CMH Mobile Home Mn.
10-019-0110	Michael & Mary Meuwissen (2008, 2009, 2010)
10-255-0061	Michael & Mary Meuwissen (2008, 2009, 2010)
10-019-0111	Michael & Mary Meuwissen (2008, 2009, 2010)
10-255-0060	Micheal & Mary Meuwissen (2008, 2009, 2010)
30-623-0170	Michael Janke

Approved the realignment of full time equivalents in the Crisis Team Unit of the Behavioral Health Department.

Contract with Home Care Connections PCA, Inc. for services provided to clients in Carver County that are funded with MA funding for clients that are on home and community based waiver services programs.

Contract with Health Touch Home Care, Inc. for services provided to clients in Carver County that are funded with MA funding for clients that are on home and community based waiver services programs.

Approved modified language for the Contract Police Service Plan.

Community Social Services' actions.

Approved payment of the following Commissioners' warrants:

INSERT

Motion carried unanimously.

Degler moved, Maluchnik seconded, to open the public hearing to consider approval of the revised draft 2010 CCWMO Water Management Plan for state review. Motion carried unanimously.

Paul Moline, Public Health and Environment, requested the board approve the release of the revised draft 2010 CCWMO Water Management Plan to the Board of Water & Soil Resources, the Metropolitan Council, and other State Agencies for a 45-day review, and subsequent BWSR 90-day review.

He entered into record the Public Hearing Notice, Affidavits of Publication from area newspapers, revised draft of the Carver County Water Management Organization (CCWMO) Plan dated July 2010, and Appendix A of the draft plan which is the record of all the comments received during the 60 day comment period.

Moline highlighted a map showing the CCWMO boundaries and pointed out that this excludes the watershed districts in the county. He noted that State Statute requires an update of the Water Management Organization (WMO) Plan every ten years and the current plan was adopted in 2001. Moline gave an update on the content of the plan, summarized and clarified comments that were received during the 60 day comment period, and covered revisions made to the plan.

No public testimony was received.

Maluchnik moved, Degler seconded, to close the public hearing. Motion carried unanimously.

Workman moved, Degler seconded, to authorize release of the revised draft 2010 CCWMO Water Management Plan to the Board of Water & Soil Resources, the Metropolitan Council, and other State Agencies for a 45 day review, and subsequent BWSR 90 day review. Motion carried unanimously.

Gary Bork, Community Social Services, requested the Board approve creating a third therapist position for the school linked mental health program. Bork explained that the program is funded with a three year grant from the Department of Human Services. With the structure of the original grant, the program has not had to utilize as much of the grant funding as anticipated. He stressed the significant need for a third therapist position in the school linked mental health program. Bork stated the State has given permission to shift grant funding to add a third therapist for the remainder of the grant. He noted that at the end of the grant period, they would make an evaluation to see if the program was self sustaining.

Degler moved, Lynch seconded, to create a 1.0 FTE therapist for the school linked mental health program. Motion carried unanimously.

Steve Taylor, Administrative Services, recommended the Board approve a water conservation project to Steinkraus Plumbing, Inc. for \$82,665.00 which will save an estimated 1 to 1.2 million gallons of water per year. He noted the process involves installing reduced flow valves and controls in the Government Center wherever water is used.

Taylor highlighted that, as a pilot project, the Best Value method was used in evaluating and selecting the contractor for this project. He stated that the Best Value method permits public entities to weigh several factors in evaluating and selecting potential contractors. These factors include cost, quality and timeliness of prior work, technical capabilities, as well as customer satisfaction.

Taylor added that while costs will continue to remain a factor, the Best Value method offers the ability to better control costs, delivers projects on time, and it creates a less adversarial relationship between the owner and the contractor.

Taylor pointed out the key advantage of using the Best Value method is bidders know in advance what the evaluation factors are, what the criteria is, and how they are weighted. He stated that this forces bidders to better understand the project early so there are fewer surprises during and after the project.

Maluchnik moved, Degler seconded, to approve the contract between Steinkraus Plumbing, Inc. and the budget amendment from \$75,000.00 to \$82,665.00 for additional scope of work. Motion carried unanimously.

Lynch moved, Degler seconded, to go into closed session according to Minnesota Statutes 13D.05, subd. 3(b) to discuss pending or threatened litigation regarding the June 2, 2010 sewer back-up at the Chanhassen Service Center located at 7808 Kerber Blvd, Chanhassen, MN 55317. Motion carried unanimously.

Lynch moved, Degler seconded, to adjourn the closed and Regular Session at 11:15 a.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.)



REQUEST FOR BOARD ACTION

AGENDA ITEM : Approval of Donation

Originating Division: Sheriff's Office

Meeting Date: August 3, 2010

Amount of Time Requested: XX minutes

Attachments for packet: Yes NoItem Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority**BACKGROUND/EXPLANATION OF AGENDA ITEM:**

Donation of \$100.00 by John and Rita Meyers to the Sheriff's Office.

ACTION REQUESTED:

Motion to approve \$100.00 donation to the Sheriff's Office.

FUNDING

County Dollars = \$

Other Sources & Amounts = \$

TOTAL = \$**FISCAL IMPACT** None Included in current budget Budget amendment requested Other:*Related Financial Comments:*

01-201-201-0000-5756 Gifts Restricted

 Reviewed by Division Director

Date: July 20, 2010



**CARVER COUNTY SHERIFF'S OFFICE
DONATION FORM**

606 E. 4th Street
Chaska, MN 55318
952-361-1212

I would like to donate the following item(s) to the Carver County Sheriff's Office. I am aware that all donated items become the property of the Sheriff's and will not be returned.

Please list donated item(s):

- 1) \$100⁰⁰ DONATION
- 2) _____
- 3) _____
- 4) _____
- 5) _____

If you are interested in a specific use for this donation please let us know:

SHERIFF'S DISCRETION

Signature: RY MAIL Date: 7-19-10

Your Address:

JOHN & KATH MEYERS
1341 LK DR W # 307
CHANNASSETT, MN 55317

Thank you for your donation to the Carver County Sheriff's Office.



REQUEST FOR BOARD ACTION

AGENDA ITEM : Support of an Education Center at the Vietnam Veterans Memorial

Originating Division: Administrative Services

Meeting Date: August 3, 2010

Amount of Time Requested: NA

Attachments for packet: Yes No

Item Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM:

The Vietnam Veterans Memorial, also known as "The Wall", contains the names of 58,261 heroes – 1,120 from the state of Minnesota – 9 from Carver County - who valiantly gave their lives in service to our country during the Vietnam War. The dedication of The Wall nearly 30 years ago began the process of remembrance, healing, and honoring those who served and died in the Vietnam War.

Both Houses of the U.S. Congress have unanimously authorized the building of a new underground Education Center across from The Wall. The Education Center at The Wall will tell the stories behind the names on The Wall and draw attention to the sacrifices made by those who defend our freedom.

The Education Center will be a valuable adjunct to the Vietnam Veterans Memorial that give life and meaning to the names on The Wall for visitors from across the nation and around the world.

ACTION REQUESTED: Motion to approve the attached resolution supporting the need for an Educational Center at the Vietnam Veterans Memorial in Washington, D.C.

FUNDING

County Dollars = \$

Other Sources & Amounts = \$

= \$

TOTAL = \$

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments:

Reviewed by Division Director

Date: July 22, 2010



BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: _____

Resolution No.: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

RESOLUTION ON THE NEED FOR AN EDUCATION CENTER AT THE VIETNAM VETERANS MEMORIAL IN WASHINGTON, D.C.

WHEREAS, the Vietnam Veterans Memorial, also known as "The Wall", is the most visible memorial in our nation's capital; and,

WHEREAS, engraved upon The Wall are the names of 58,261 heroes – 1,120 from the state of Minnesota – 9 from Carver County - who valiantly gave their lives in service to our country during the Vietnam War; and,

WHEREAS, the dedication of The Wall nearly 30 years ago began the process of remembrance, healing, and honoring those who served and died in the longest war in U.S. History; and,

WHEREAS, both Houses of the U.S. Congress have unanimously authorized the building of a new underground Education Center across from The Wall; and,

WHEREAS, the Education Center at The Wall will tell the stories behind the names on The Wall and draw attention to the sacrifices made by those who defend our freedom; and,

WHEREAS, the Education Center will feature the Wall of Faces – digital images of the 58,261 casualties memorialized on The Wall, and the Hall of Heroes – representative images of those who have served in other wars, as well as an Artifacts Collection of more than 100,000 items left at The Wall, and related educational material onsite and online; and,

WHEREAS, the Educational Center will share and celebrate core values of duty, loyalty, respect, service, honor, courage and integrity; and,

WHEREAS, the stories and values that will be showcased at the Education Center must be preserved and shared with future generations;

NOW, THEREFORE BE IT RESOLVED, that The Education Center will be a valuable adjunct to the Vietnam Veterans Memorial that give life and meaning to the names on The Wall for visitors from across the nation and around the world.

BE IT FURTHER RESOLVED, that the Carver County Commissioners wholeheartedly endorse the goals of the Education Center at The Wall and supports this worthy project to commemorate the sacrifices of those who serve, those who fall and those who wait for them at home.

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 ____ day of ____, 2010, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this ____ day of _____, 20____

County Administrator



REQUEST FOR BOARD ACTION

AGENDA ITEM : Approval for Out of State travel

Originating Division: Community Social Services

Meeting Date: August 3, 2010

Amount of Time Requested: none

Attachments for packet: Yes NoItem Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM: Mike Frafjord is a Children's Mental Health Caseworker with a long term interest in working with children with trust and attachment issues so significant they are unable to develop and maintain close relationships over time. These stress these children experience contributes to behavior problems that are extremely challenging to parents, foster parents, residential programs, and schools. These challenges lead to significant expense for their parent's, the parent's insurance, and County. Mike's interest in treating these children led him to apply for and get awarded a full scholarship to this year's ATTACH Conference which is being held at the Crowne Plaza International Airport Hotel in San Francisco on September 22-25, 2010. The value of this scholarship is \$425.

As a result of the scholarship this expenditure is comparable to sending Mike to a mental health conference in Duluth. Community Social Services is therefore asking that the County Board recognize Mike's initiative and approve the use of up to \$650 of county funds to help pay for the cost of his hotel and airfare at this conference.

Currently 76% of the children in out-of-home placement in Carver County are age 13 and older. 16 of these youth, 33%, are in residential settings which are the most expensive level of care. Almost all of these youth have some attachment issues that prevent them from living safely with their family or a foster family. Mike has agreed to develop some collaborative relationships with outside professionals who share his interest in attachment issues and who are also seeking to utilize the Signs of Safety framework and/or solution-focused approach the Child and Family Department has adopted. Mike will also identify ideas from the conference and test how they can best be utilized within the Department's defined model of practice.

ACTION REQUESTED: Motion to approve out of state travel to allow Community Social Services to pay up to \$650 toward Mike Frafjord's airfare and hotel costs to attend the 2010 ATTACH conference in San Francisco on September 22-25, 2010.

FUNDING

County Dollars = \$650
 Scholarship funds= \$425
 Employee contribution= \$500 estimated

TOTAL = \$1,575**FISCAL IMPACT**

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments: The Division will contribute \$650 for the cost of the travel and hotel from the Division's conference and training budget. The cost of the Conference Registration will be paid by the Scholarship. All other costs will be the responsibility of the Employee.

 Reviewed by Division Director

Date: 7/22/2010



CARVER COUNTY

REQUEST FOR BOARD ACTION

AGENDA ITEM : Service Agreement for Joint Assessment

Originating Division: Property Records Taxpayer Services Meeting Date: August 3, 2010
 Amount of Time Requested: Attachments for packet: Yes No
 Item Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM: A 2 year service agreement for joint assessment between Carver County Townships and Cities and Carver County Assessor's Office. This agreement has a 5% increase over the last agreement. The rates have increased from \$10.50 to \$11.00 for residential valuations, from \$11.00 to \$11.50 for agricultural valuations, and from \$12.00 to \$12.50 for commercial/industrial valuations. The Carver County Assessor's office is responsible for all valuations within Carver County. The revenue budgeted for 2011 based on the service agreements is \$467,250.

ACTION REQUESTED: Approval of service agreement for joint assessment.

FUNDING

County Dollars = \$
 Other Sources & Amounts = \$
 = \$
TOTAL = \$NA

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments:

Reviewed by Division Director

Date:



REQUEST FOR BOARD ACTION

AGENDA ITEM : Approval of Reducing Retainage for Construction Project SAP 10-618-09

Originating Division: Public Works

Meeting Date: August 3, 2010

Amount of Time Requested: NA

Attachments for packet: Yes NoItem Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority**BACKGROUND/EXPLANATION OF AGENDA ITEM:**

Project SP 10-618-09 included the reconstruction of CSAH 18 (Lyman Blvd.) from 1290 feet West of CSAH 15 (Galpin Blvd.) to Audubon Rd. north of CSAH 18 and the reconstruction of CSAH 15 (Audubon Rd. south of CSAH 18) from CSAH 18 (Lyman Blvd.) to 1500 feet South of CSAH 18 (Lyman Blvd.).

The original project contract amount was \$7,412,207.34. The total of all work completed by S.M. Hentges, Inc. is \$6,988,268.80 and is being completed at 6% below the original contract amount. Our standard project specifications indicate that Carver County retain 5% of the total amount for work done by the contractor until project completion, but does allow flexibility for the county to reduce this retainage. Previous board action reduced the project retainage to 1% (current retainage for all work done is \$69,882.69).

The work for this project is complete, but due to contractual obligations, 20% of the payment for the Perennial Wet Meadow Plugs (\$1216.05) is being withheld until interim benchmarks are made and the 3 year warranty period has ended (warranty period ends September 2012). There is also 600 hours in the contract to cover additional work that may be necessary by the contractor during this 3 year warranty period for maintenance on the pond system by the railroad tracks that contains the wet meadow plugs (\$30,600.00). The 600 hours is not to cover defective materials or workmanship for the plugs themselves, this is for possible maintenance that could arise for the health of the pond system.

Board action is requested to release all present retainage withheld on the contract to S.M. Hentges, but leave the contract open for future payments that will involve the Perennial Wetland Plugs. Based on the project specifications and staffs evaluation, it is staff's recommendation to release the 1% retainage (\$69,882.69) to S.M. Hentges.

ACTION REQUESTED: It is requested that the Board pass a motion authorizing reduction of all retainage in the amount of \$69,882.69 to S.M. Hentges, Inc. for Project SAP 10-618-09.

FUNDING

County Dollars = \$ 69,882.69

Other Sources & Amounts =
=\$**TOTAL** =\$ 69,882.69**FISCAL IMPACT** None Included in current budget Budget amendment requested Other:*Related Financial Comments:* Reviewed by Division Director

Date: 07-26-10

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