

Carver County Board of Commissioners
 Regular Session
 January 26, 2009
 County Board Room
 Carver County Government Center
 Human Services Building
 Chaska, Minnesota

PAGE

9:15 a.m.	1.	<ul style="list-style-type: none"> a) CONVENE 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 January 12, 2010 Regular Session	1-2
	4.	Community announcements	
9:15 a.m.	5.	CONSENT AGENDA	
	5.1	Payment of emergency claims	3-7
	5.2	Agreement with SRF Consulting Group, Inc. for traffic engineering services	8
	5.3	2010 Pay equity report.....	9
	5.4	Authorization for 2010 Park promotions/donations	10
	5.5	Abatements/additions.....	11-12
	5.6	Charitable gambling application for Waconia Lions Club.	13-14
	5.7	Approval of out of state travel to attend 2010 Public Health Multi-State Learning Collaborative site visit in Tallahassee, FL.....	15
	5.8	Community Social Services' warrants	NO ATT
	5.9	Commissioners' warrants.....	SEE ATT
9:20 a.m.	6.	LAND AND WATER SERVICES	
	6.1	Financial commitment to support the operation of the Kogler Eco-Site by the Adult Training and Habilitation Center in Watertown.....	16-20
9:40 a.m.	7.	ADMINISTRATIVE SERVICES	
	7.1	Approval of communication tower lease between Carver County and Hollywood Township.....	21-22

10:00 a.m.	8.	PUBLIC WORKS	
	8.1	Resolution in support of funding Highway 212 and Highway 5	23-24
	8.2	Recreation Open Space acquisition agreements	25-30
10:30 a.m.	9.	ADMINISTRATION	
	9.1	Appointment to the MICA Board of Directors	31
10:35 a.m.		ADJOURN REGULAR SESSION	
		BOARD REPORTS	
10:35 a.m.	1.	Chair	
	2.	Board Members	
	3.	Administrator	
10:55 a.m.	4.	Adjourn	

David Hemze
County Administrator

Work Session Agenda

10:55 a.m.	A.	PUBLIC WORKS	
	1.	Dakota Rail Line and Dakota Rail Regional Trail	32

UPCOMING MEETINGS

February 2, 2010	9:15 a.m. Board Meeting
February 4, 2010	7:00 p.m. ACCEL Meeting, Cologne Community Center
February 9, 2010	9:15 a.m. Board Meeting
February 16, 2010	4:00 p.m. Work Session

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on January 12, 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.

The following amendment was made to the agenda:

Add to consent:

5.9 Approval of out of state travel

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

Maluchnik moved, Degler seconded, to approve the minutes of the January 5, 2010, Organizational Session. Motion carried unanimously.

Community announcements were made by the Board.

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

Payment of emergency claim in the amount of \$790.

Authorized the Sheriff's Office acceptance of \$25 and Tshirts donations.

Contract with Carver-Scott Educational Cooperative First Step program.

Resolution #02-10, 2010 Contract with Regina Medical Center.

Authorized the Chair and County Administrator to sign contract with SRF Consulting Group for design and engineering services for trail and underpass construction.

Authorized Public Health Manager to attend the Multistate Learning Collaborative national meeting in Missouri.

Approved out of state travel for Dan Koziolk to Winnipeg, Canada.

Community Social Services' actions.

Approved payment of the following Commissioners' warrants:

INSERT

Motion carried unanimously.

Doris Krogman, Employee Relations, requested the Board adopt a Resolution setting 2011 elected officials minimum salaries.

Krogman stated they have an obligation under Statute to set salaries at a minimum level for the County Attorney and County Sheriff. She explained the proposed minimum salaries are consistent with the grade level assigned for these positions. She clarified the actual salaries will be determined later in the year based on experience, education and market factors.

Degler offered the following Resolution, seconded by Lynch:

Resolution #3-10
Setting 2011 Elected Officials Minimum Salaries

On vote taken, all voted aye.

Workman moved, Degler seconded, to adjourn the Regular Session at 9:24 a.m. Motion carried unanimously.

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.)

304713



Office of Finance Director
Carver County Government Center
Administration Building
600 East Fourth Street
Chaska, MN 55318-1202
Phone: 952 361-1509
Fax: 952 361-1308

AUTHORIZATION

PAYMENT OF EMERGENCY CLAIM

Motion passed by the Board of County Commissioners at their February 24, 1987 meeting has authorized the issuance of a check upon the consensus of the Chairman of the Board, County Administrator and the County Attorney (with a minimum of two).

VENDOR: Super 8 Hotel (26-3634564)
830 Yellow Brick Road
Chaska, Minnesota 55318

ACCOUNT: 01-0120-000-1112-6033 (Homelessness Grant Veterans Service)

AMOUNT: \$500.00

REASON: Request emergency rental assistance for veteran R.M. to assist with emergency rental assistance in the amount of \$500.00. The veteran is seeking assistance through other county and state agencies.

Department Head Signature: *Jim Priem*

Chairman of County Board

Gayle Degler

County Administrator

David Hemze
David Hemze

County Attorney

James W. Keeler, Jr.
James W. Keeler, Jr.

Date: January 5, 2010



Office of Finance Director
Carver County Government Center
Administration Building
600 East Fourth Street
Chaska, MN 55318-1202
Phone: 952 361-1509
Fax: 952 361-1308

305225

AUTHORIZATION

PAYMENT OF EMERGENCY CLAIM

Motion passed by the Board of County Commissioners at their February 24, 1987 meeting has authorized the issuance of a check upon the consensus of the Chairman of the Board, County Administrator and the County Attorney (with a minimum of two).

VENDOR: Super 8 Hotel (26-3634564)
830 Yellow Brick Road
Chaska, Minnesota 55318

ACCOUNT: 01-0120-000-1112-6033 (Homelessness Grant Veterans Service)

AMOUNT: \$250.00

REASON: Request emergency rental assistance for veteran R.M. to assist with emergency rental assistance in the amount of \$500.00. The veteran is seeking assistance through other county and state agencies.

Department Head Signature: _____

Jim Perien

Chairman of County Board

County Administrator

County Attorney

James Ische

David Hemze

James W. Keeler, Jr.

Date: January 15, 2010



Office of Finance Director
Carver County Government Center
Administration Building
600 East Fourth Street
Chaska, MN 55318-1202
Phone: 952 361-1509
Fax: 952 361-1308

305224

AUTHORIZATION

PAYMENT OF EMERGENCY CLAIM

Motion passed by the Board of County Commissioners at their February 24, 1987 meeting has authorized the issuance of a check upon the consensus of the Chairman of the Board, County Administrator and the County Attorney (with minimum of two).

VENDOR: _Pheasant Creek Farms, LLC

ACCOUNT: _11-429-710-3640-6041

AMOUNT___\$500.00

REASON: Partial rent payment for client with children for housing.

Department Head Signature:

Hay Bow

Chairman of County Board

James Ische

County Administrator

Dave Hemze

County Attorney

James Keeler Jr

Date: 01/14/2010

304942



Office of Finance Director
Carver County Government Center
Administration Building
600 East Fourth Street
Chaska, MN 55318-1202
Phone: 952 361-1509
Fax: 952 361-1308

AUTHORIZATION

PAYMENT OF EMERGENCY CLAIM

Motion passed by the Board of County Commissioners at their February 24, 1987 meeting has authorized the issuance of a check upon the consensus of the Chairman of the Board, County Administrator and the County Attorney (with minimum of two).

VENDOR: Washoe County Sheriff's Office

ACCOUNT: 01-090-000-000-6358

AMOUNT: \$19.00

REASON: Emergency service for witness ^{pre-payment} required

Department Head Signature: *James W. Keeler Jr.*

Chairman of County Board

James Ische

County Administrator

Dave Hemze
Dave Hemze

County Attorney

James W. Keeler Jr.
James Keeler Jr

Date: 01/12/10

304941



Office of Finance Director
Carver County Government Center
Administration Building
600 East Fourth Street
Chaska, MN 55318-1202
Phone: 952 361-1509
Fax: 952 361-1308

AUTHORIZATION

PAYMENT OF EMERGENCY CLAIM

Motion passed by the Board of County Commissioners at their February 24, 1987 meeting has authorized the issuance of a check upon the consensus of the Chairman of the Board, County Administrator and the County Attorney (with minimum of two).

VENDOR: City Auto Glass

ACCOUNT: 01-090-000-1101-6379

AMOUNT: \$200.00

REASON: repair to victim's car

Department Head Signature: AD 1000 for Jim Keeler

Chairman of County Board

James Ische

County Administrator

Dave Hemze
Dave Hemze

County Attorney

AD 1000 for Jim Keeler
James Keeler Jr

Date: 7/11/2010



REQUEST FOR BOARD ACTION

AGENDA ITEM : AGREEMENT WITH SRF CONSULTING GROUP, INC. FOR TRAFFIC ENGINEERING SERVICES

Originating Division: Public Works

Meeting Date: January ²⁶~~27~~, 2010

Amount of Time Requested: N/A

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: SRF Consulting has been selected to provide various traffic engineering services on an as-needed basis as per the retainer agreement. The agreement defines the possible tasks and process to be followed in obtaining these traffic engineering services along with compensation provisions. The agreement will expire on December 31, 2010. The not-to-exceed cost for services provided under this agreement is \$25,000.00.

ACTION REQUESTED: We would request that the County Board pass a motion authorizing signing of the agreement.

FUNDING

County Dollars =	\$25,000.00
SAR =	\$
Chaska, Chan & School=	\$
TOTAL	=\$25,000.00

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other.

Related Financial Comments:

Reviewed by Division Director

Date: 1/4/2010

S:\R&B\PSA with SRF - Traff Eng Svs - 2010 - baf



CARVER COUNTY

REQUEST FOR BOARD ACTION

AGENDA ITEM : 2010 Pay Equity Report

Originating Division: Employee Relations

Meeting Date: 1/26/2010

Amount of Time Requested: minutes

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM:

As a local government employer, Carver County is required to provide a Pay Equity Implementation Report to the State of Minnesota on a periodic basis. The current reporting cycle requires us to report our 2009 year end data by January 31, 2010.

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

The County's Compensation Consultant, BCC, Inc., has been working with Employee Relations staff to prepare the 2010 Pay Equity Report which requires the signature of the Chief Elected Official, or Chairman of the County Board. At this time, results are not yet final, but every indication is that the County continues to be in compliance.

The signed final report will be sent to the State and the Notice of 2010 Pay Equity Report will be posted on the Main Bulletin Board near Employee Relations for 90 days, as required by law.

ACTION REQUESTED:

Motion to approve the Board Chair signing the completed 2010 Pay Equity Implementation Report, and have Employee Relations send the signed report to the State of Minnesota and post the Notice for 90 days.

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
Doris M. Krogman, Employee Relations

Date: 1/13/2010



REQUEST FOR BOARD ACTION

AGENDA ITEM : Authorization for 2010 Park Promotions/Donations

Originating Division: Public Works - Parks

Meeting Date: February 2, 2010

Amount of Time Requested: 0

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM:

The Parks Department requests authorization distribute park services and products as a low cost means to promote the park system and recognize volunteer services. Up to five (5) shelter rentals, fifteen (15) weekend campground reservations and thirty (30) annual parking passes could be distributed in 2010. Redeemable vouchers for services or products would be distributed at planned special events of the Earth/Arbor Day Event, Chili Cook-off; through drawings at park display exhibits, to local non-profits seeking donations.

Redeemable vouchers for services and products such as shelter rentals, weekend camping stays and annual permits could be awarded to someone who has provided significant volunteer service to the County. Additionally, it is requested that up to \$300.00 in budgeted park funds be used to purchase items of modest value such as t-shirts, mugs, cups, pens as a way of recognizing other volunteer efforts and promoting the County Park System.

ACTION REQUESTED:

Authorize the Parks Director or designee to use up to but not more than five (5) shelter rentals, fifteen (15) weekend campground reservations and thirty (30) annual parking passes for promotional and marketing purposes and up to \$300 from existing park funds to purchased items such as shirts, mugs, cups, pens and other like items for recognition of those who volunteered with the park system.

FUNDING

County Dollars = \$300.00

Other Sources & Amounts = \$

TOTAL = \$300.00

Related Financial Comments:

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Reviewed by Division Director *JK*

Date: 1/13/2010

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REQUEST FOR BOARD ACTION

AGENDA ITEM : Abatements/Additions

Originating Division: Property Records Taxpayer Services Meeting Date: 1/26/2009
 Amount of Time Requested: 0 minutes Attachments for packet: Yes No
 Item Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM: See Attached.**ACTION REQUESTED:**

Recommend to approve.

FUNDING

County Dollars = \$ - 1,113.03
 Other Sources & Amounts = \$ - 1,814.97
 =
TOTAL = \$ - 2,928.00

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other: Not Budgeted

Related Financial Comments: Reviewed by Taxpayer Services Manager

Date:



**CARVER
COUNTY**

Property Records & Taxpayer Services Division
Government Center - Administration Building
600 East 4th Street
Chaska, MN 55318-2102

Laurie Engelen, Taxpayer Services Manager
Phone: (952) 361-1907
Email: lengelen@co.carver.mn.us

Angela Johnson, Carver County Assessor
Phone: (952) 361-1961
Email: ajohnson@co.carver.mn.us

**Abatements presented to the
Carver County Board of Commissioners
January 26, 2010**

**Abatement approval is recommended by the Carver County Assessor & Taxpayer Services Manager
on the following properties for the reasons listed.**

Payable Year	Parcel Number	Name	Reason for Abatement	Original Tax Amount	Adjusted Tax Amount	County Dollars Adjusted	Total Amount of Adjustment
2009	30-951-0485	Robert Hunt	Exempt	138.00	0.00	-33.27	-138.00
2009	30-951-0154	Douglas Ewalt	Exempt	66.00	0.00	-11.31	-66.00
2009	30-952-0561	Brakemeier Homes	Exempt	196.00	0.00	-55.25	-196.00
2009	30-951-0324	Robert Harris	Exempt	70.00	0.00	-13.09	-70.00
2009	30-951-0417	Dwight Pearson	Exempt	358.00	0.00	-97.59	-358.00
2009	30-951-0397	John Paulson	Exempt	64.00	0.00	-11.52	-64.00
2009	85-951-0019	Karen Paul & Gree Tree Financial	Exempt	204.00	0.00	-52.30	-204.00
2009	30-952-0564	Jesse Cermak	Exempt	46.00	0.00	-5.57	-46.00
2009	09-026-2211	Waconia City	Exempt	138.00	0.00	-69.14	-138.00
2009	65-318-1120	Laketown Community	Exempt	14.00	0.00	-3.83	-14.00
2008	30-951-0448	Raymond Amundson	Homestead	614.00	414.00	-75.96	-200.00
2009	30-951-0448	Raymond Amundson	Homestead	616.00	416.00	-76.03	-200.00
2007	02-013-0410	Frederick Gongoll	Homestead	964.00	486.00	-247.57	-478.00
2008	02-13-0410	Frederick Gongoll	Homestead	1,232.00	818.00	-195.83	-414.00
2009	02-013-0410	Frederick Gongoll	Homestead	1,446.00	1,104.00	-164.77	-342.00
GRAND TOTAL				6,166.00	3,238.00	-1,113.03	-2,928.00



REQUEST FOR BOARD ACTION

AGENDA ITEM : Charitable Gambling Application for Waconia Lions Club

Originating Division: Property Records Taxpayer Services Meeting Date: January 26, 2010
 Amount of Time Requested: 0 minutes Attachments for packet: Yes No
 Item Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM: An application to Conduct Off-Site Gambling was received from Waconia Lions Club. They plan to hold a raffle on Saturday, February 6, 2010, at the Lake Waconia Event Center, located at 8155 Paradise Lane, Waconia, MN 55387.

ACTION REQUESTED: See Attached Resolution

FUNDING

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

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other: Not Budgeted

Related Financial Comments:

Reviewed by Laurie Engelen, Taxpayer Services Manager

Laurie Engelen

Date:

1-8-10

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

Date:

Resolution No.

Motion by Commissioner:

Seconded by Commissioner:

CARVER COUNTY, MINNESOTA

WHEREAS, the Waconia Lions Club seeks approval of a Lawful Gambling License; and

WHEREAS, the Waconia Lions Club will hold a raffle at the Lake Waconia Event Center, with an address of 8155 County Road 30, Waconia, MN 55387; and

WHEREAS, the Minnesota Department of Gambling requires the County Board of Commissioners to specifically approve or deny a resolution for each applicant each year they apply.

NOW, THEREFORE, BE IT RESOLVED, the Carver County Board of Commissioners does approve the new license upon compliance with Code of Ordinance, Title XI, Chapter 112, and Section 112.02.

Adopted on _____, 2010.

Attest:

YES

ABSENT

NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, David Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the ____ day of _____, 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 _____, 2010.

David Hemze, Carver County Administrator



REQUEST FOR BOARD ACTION

AGENDA ITEM : Approval of out-of-state travel to attend 2010 Public Health Multi-State Learning Collaborative site visit in Tallahassee, FL, February 25 – 26, 2010.

Originating Division: Public Health

Meeting Date: 1/26/10

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:

On February 25 – 26, Public Health professionals will attend a site visit for the Multi-State Learning Collaborative group. It is part of a series of grant conferences for the Multi-State Learning Collaborative, a Robert Wood Johnson national grant awarded to the Minnesota Department of Health (among other state health departments). Their grant is used to build quality improvement systems in Public Health and plan for national voluntary accreditation.

In addition, the Carver County Public Health Manager who would attend this event is a member of the Steering Committee for this grant, which represents local public health. Attendance at national meetings and site visits is a grant requirement. This manager has not yet attended a site visit, so this event would help to fulfill her member responsibilities.

The site visit, airfare, hotel and all other expenses are paid by the Robert Wood Johnson national grant.

ACTION REQUESTED: Approval for Public Health Manager Rae Jean Madsen to attend the Multi-State Learning Collaborative site visit in Tallahassee, FL, February 25 - 26, 2010.

FUNDING

County Dollars = \$

Other Sources & Amounts = \$
(MN Dept of Health)

TOTAL = \$

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments: Conference and travel costs will be paid by grant funding

Reviewed by Division Director

Date: 1/19/10



REQUEST FOR BOARD ACTION

AGENDA ITEM : Financial Commitment to Support the Operation of the Douglas Kugler Eco-Site by the Adult Training and Habilitation Center in Watertown

Originating Division: Land & Water Services

Meeting Date: January 25, 2010

Amount of Time Requested: 20 minutes

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: Carver County Environmental Services, in cooperation with the City and local civic groups currently operates a recycling drop-off site in the City of Watertown. An opportunity has arisen to significantly expand services and provide 25-30 new jobs in the community. A non-profit organization - Adult Training and Habilitation Center (ATHC) – is proposing the development of a full service recycling operation, the Douglas Kugler Eco-Site, in a new building in the Watertown Industrial Park. The attached memo from Mike Lein provides more information regarding the operation and its financing.

ATHC has been working with the CCCDA to develop a financing package. As part of the development of their financing package, ATHC is requesting the County to commit \$15,500 in annual funding to the project. Since this operation will replace the current drop-off site, LWS is proposing to redirect the finding for the current site – approximately \$15,500 annually – to the ATHC operation. A contract will ultimately need to be developed and executed. The contract will lay out terms, conditions, and time span of the funding commitment. However, ATHC and the CDA are requesting a commitment from the County in order to proceed with the development of the financing package. A draft resolution for a making the commitment pending the successful negotiation of a contract is attached.

Staff recommends that the Board support the project. The proposed operation would provide new jobs for a population in need of employment and significantly expand recycling opportunities in the northern part of the County. The proposal is budget neutral and is funded by the Waste Service Fee..

ACTION REQUESTED: Motion adopting a resolution regarding funding of the operation of the Douglas Kogler Eco-Site by ATHC.

FUNDING

County Dollars –	
Waste Service Fee =	\$15,500
Other Sources & Amounts =	
	= \$
TOTAL	= \$\$15,500

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments: This proposal is budget neutral. The existing operation will cease and the funding redirected to the Kogler Eco-Site operation.

X Reviewed by Division Director**Date: January 15, 2010**

COUNTY OF CARVER

BOARD OF COMMISSIONERS

DATE January 25, 2010 RESOLUTION NO. _____

MOTION BY COMMISSIONER _____ SECONDED BY COMMISSIONER _____

A Resolution Regarding Funding For the Douglas Kogler Eco-Site.

Whereas, Carver County along with the City and civic groups currently operates a recycling drop-off center in Watertown at an annual cost of approximately \$15,000+ per year; and

Whereas, the Adult Training and Habilitation Center (ATHC), in cooperation with the City of Watertown, Carver County, and others, is proposing the development and operation of a recycling facility that will provide 25 new jobs and significantly expanded recycling services for the area; and

Whereas, ATHC is working with the Carver County Community Development Agency to develop a financing package and is requesting that the current funding for the existing site be redirected to support the ATHC operation;

THEREFORE, BE IT RESOLVED, The Carver County Board of Commissioners hereby expresses its support for the proposal and agrees to redirect the funds available after the closure of the current Watertown site - \$15,500 – to the Douglas Kugler Eco-Site pending the successful negotiation of a contract with ATHC.

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

Dated this _____ day of _____, 2009. _____
County Administrator

Date: January 15, 2010
To: Carver County Board
From: Mike Lein, Environmental Services Manager
Subject: Watertown Eco-Site Proposal

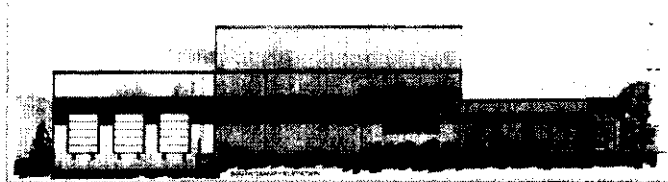
Environmental Services operates four drop-off Recycling sites in addition to the Environmental Center in Chaska. These are located in NYA, Cologne, New Germany, and Watertown. Each one is operated in partnership with the city it is located in. The sites are meant to provide additional recycling resources for city residents and primary recycling services for rural residents in the surrounding area. Services differ from site to site but generally include "traditional" recyclables, yard waste and specific other items such as scrap metal. The sites are manned or supervised by a combination of County staff, paid civic groups such as 4-H and Boy Scouts, and City staff.

Environmental Services staff continues to look for opportunities to improve services at these sites and make them more efficient. The Cologne site was expanded in 2008. The New Germany site is scheduled to be moved and expanded to a combined site with Mayer in 2010.

We have also been working with a number of partners to significantly expand services in the City of Watertown area. The proposal below outlines how operations could expand from an outdoor drop-off site to a major facility at a new site via an arrangement with a non-profit organization - Adult Training and Habilitation Center (ATHC). The new facility would be named the Douglas Kugler Eco-Site in memory of a Watertown School District teacher who was instrumental in implementing and maintaining recycling services in Watertown. This proposal would have many benefits including expanding recycling and special waste services, employing disabled adults, and taking pressure off the Chaska Environmental Center.

Eco-Site Proposal

The Douglas Kugler Eco-Site will be a one-stop-shop for public recycling, re-use and education for residents of western Carver County. The location for the proposed facility will be the



Watertown industrial park located at 755 Industrial Blvd. The facility will be a collaboration of efforts from a variety of entities. The primary partnerships will be between the Adult Training and Habilitation Center, Carver County Environmental Services, the Recycling Association of Minnesota, Carver County Social Services, and

the City of Watertown, MN. The facility will provide employment for 25 individuals through the Adult Training and Habilitation Center (5 faculty, 20 program participants). It is estimated the facility will process over 1 million pounds of recyclables within the first year of operation and provide environmental education to 15,000 individuals on an annual basis.

Project Partners

The partners involved will help ensure the long-term success and sustainability of the project. The primary partnerships and their efforts are described below.

Carver County Environmental Services will direct recyclable material from other city/township sites [NYA, Cologne, New Germany/Mayer] to the Kugler Eco-Site for sorting and processing. The site will also provide drop-off collection services for items such as electronic waste, appliances, tires and a Free Store (household product re-use center). Environmental Services staff will conduct environmental education at the Kugler Eco-Site to raise environmental awareness.

The Recycling Association of Minnesota will use the Kugler Eco-Site to expand the “Message in the Bottle™ Program” and “Away from Home” Recycling Programs into the Twin Cities. These programs focus efforts on events, locations and businesses where recycling opportunities do not currently exist. The Recycling Association of Minnesota will utilize the Kugler Eco-Site for educational seminars and workshops to raise recycling awareness.

The City of Watertown recycling operations will be re-located to the new Kugler Eco-Site. The local ecology club and the Boy Scouts will continue to assist in operation at this facility. The relocation will allow the City of Watertown to greatly expand the recycling services provided to their residents and the surrounding area.

Carver County Social Services will refer individuals to the Kugler-Eco Site who are unemployed or under-employed. Currently 16 individuals have applied for employment based on meetings with ATHC staff and touring the similar ATHC in Hutchinson. Employment of 20 individuals is projected within a few months of opening.

Project Finances

Combining the financial resources of these entities will create a sustainable and stable employment opportunity for the 25 individuals employed at the Kugler Eco-Site. Carver County Social Services will be responsible for providing \$440,000.00 through State and Federal Medicaid dollars for the education, training and on-going support of the adults with disabilities employed at the Kugler Eco-Site. Environmental Services currently provides about \$15,500.00 on an annual basis to offset the costs associated with transporting and sorting the recyclables from the existing drop-off site. Since recycling operations at the existing site will cease, these funds would be available to support the Kugler Eco-Site operation. These two ongoing financial supports will insulate the Kugler

Eco-Site from the volatility associated with the recycling commodities market. It will allow the Kugler Eco-Site to provide long term, stable employment opportunities for adults with disabilities and provide a substantially higher level of service to the northwestern area of the County.

In summary, this proposal would provide individuals with disabilities employment opportunities while expanding recycling and special waste programs with existing budgeted funds. It may also allow some residents to use this facility instead of the Chaska Environmental Center which is currently experiencing a 15 to 20 increase in participation.

Cc: Dave Drealan, LWS Director



REQUEST FOR BOARD ACTION

AGENDA ITEM: Approval of communication tower lease between Carver County and Hollywood Township

Originating Division: Administrative Services

Meeting Date: January 26, 2009

Amount of Time Requested: 20 minutes

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: Northern Lights Broadcasting (NLB) owns the radio tower in Hollywood Township (11805 CR 21 in Watertown) and leases the township land on which the tower is located. Carver County has several pieces of communication equipment (antennas, microwave dishes) on the tower that plays a vital role in public safety both for the County as well as the state and other governmental jurisdictions. It is critically important that Carver County continue to have a presence on this structure so that 800 MHz radio operations and VHF fire paging notifications continue throughout the County.

This past summer, the radio station has stopped broadcasting and they have expressed interest in transferring ownership of the tower. A Township Committee was established and their recommendation is for the Township to own the tower. The Township Board has endorsed this approach and has directed their Attorney, Troy Gilchrist of Kennedy & Gravens, to draft an agreement which would:

- Terminate NLB's interest in the tower and accept the tower from NLB
- Terminate NLB's lease with the County and draw up a new 5-year lease between the County & Township

Assuming the Township formally accepts the tower from NLB, the Township Board would: 1) need to pass a resolution to that effect and 2) County and Township would need to formalize a long term lease arrangement.

The lease agreement between the County and Township will allow continued emergency communications to take place and will keep the Township's revenue and expenses the same, with the County picking up costs formerly paid for by NLB. As the attachment indicates \$67,900 represents costs over our current operating costs of \$12,200 which is primarily for utility expenses. Recommended funding sources for 2010 include rollover funds from the Sheriff's Office, Facilities and Administrative Services with ongoing expenses for 2011 and beyond to be built into Facilities & Sheriff's Office budget.

ACTION REQUESTED: Approve a 5-year lease with Hollywood Township tower for emergency communications equipment.

FUNDING

County Dollars = \$67,900

Other Sources & Amounts =

= \$

TOTAL

= \$67,900

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments: County 2010 costs include a one time \$35,000 for lowering the tower to shorten the height to between 320' to 340' (in addition to utilizing a \$35,000 contribution from the radio station passed through the Township for a total cost of \$70,000), \$5,000 in contingency, \$5,000 to re-engineer the tower to a lower height and \$22,900 annual costs for maintaining the structure including the lighting system, insurance, and rent to the Township.

Reviewed by Division Director

Date: January 20, 2010

	<u>Existing Costs</u>	<u>Proposed Costs</u>	<u>Difference</u>
<u>Leases</u>			
Land payment to Township for shelter	\$3,000	\$3,000	\$0
Tower space payment to NLB	\$4,000	\$0	-\$4,000
Tower space payment to Township	\$0	\$10,800	\$10,800
<u>Tower Maintenance</u>			
Lighting Inspection	\$0	\$1,400	\$1,400
Structural Inspection	\$0	\$1,000	\$1,000
Rigorous Inspection	\$0	\$1,000	\$1,000
(performed every 5 yrs: \$5k)			
Light Maintenance	\$0	\$10,000	\$10,000
<u>Other Costs</u>			
Electric to McLeod Electric	\$4,500	\$4,500	\$0
Natural gas for generator	\$500	\$500	\$0
Insurance for shelter	\$220	\$220	\$0
Insurance for tower	\$0	\$1,700	\$1,700
Grounds maintenance	\$0	\$1,000	\$1,000
Total Annual Costs	\$12,220	\$35,120	\$22,900
<u>Tower Lowering Costs (one time costs)</u>			
Lowering Costs*	\$0	\$35,000	\$35,000
Engineering Fees	\$0	\$5,000	\$5,000
Project Contingency	\$0	\$5,000	\$5,000
Total Lowering Costs	\$0	\$45,000	\$45,000
Total Lowering and Annual Costs	\$12,220	\$80,120	\$67,900

* Total cost is \$70,000. The Township will transfer \$35,000 towards this effort.



REQUEST FOR BOARD ACTION

AGENDA ITEM : Resolution in Support of Funding Highway 212 & Highway 5

Originating Division: Public Works

Meeting Date: January 26, 2010

Amount of Time Requested: 10 minutes

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

The attached resolution language was drafted by the Transportation Alliance. Passage of this resolution would demonstrate Carver County's support of funding for improvements to Highways 212 and 5. The Alliance is seeking funds from the FY2011 Transportation and HUD Appropriations bill and in the next Surface Transportation Authorization Act.

ACTION REQUESTED: Motion to approve the resolution in support of funding for Highway 212 and Highway 5.**FUNDING**

County Dollars = \$

Other Sources & Amounts = \$

= \$

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

Date: January 15, 2010

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

DATE January 26, 2010
MOTION BY COMMISSIONER _____

RESOLUTION NO. _____
SECONDED BY COMMISSIONER _____

Resolution in Support of Funding for Highways 212 and 5

WHEREAS Highway 212 is a major US highway serving the southwest portion of the state and has been in need of expansion to improve safety and freight movement for decades;

WHEREAS forty-one communities and local chambers of commerce have passed resolutions supporting improvements to Highway 212 to expand the capacity of this highway and the Board of Commissioners of every county along the corridor has passed such a resolution;

WHEREAS the current highway poses serious safety problems as it switches from a four lane facility west of Chaska to a two-lane highway, then switches back to a four lane highway around Cologne and back to a two-lane highway from Cologne to Norwood Young America and would be much safer and much better able to handle present and projected traffic flows if it were a continuous four-lane highway through this area;

WHEREAS Congress and the State of Minnesota have recognized the need to expand this critical trade link to the Twin Cities Metropolitan Area and have previously provided funding through the ISTEPA Transportation Authorization bill, TEA-21 Authorization bill, the 2002 Transportation Appropriations bill, the 2003 Transportation Appropriations bill, the 2004 Transportation Appropriations bill and SAFETEA-LU;

WHEREAS Highway 5 is the primary east-west route connecting the communities of Chanhassen, Victoria, Waconia and Norwood Young America to the metropolitan area;

WHEREAS Highway 5 provides access to important destinations such as the Ridgeview Medical Center in Waconia and the University of Minnesota's Landscape Arboretum;

WHEREAS the crash rate on Highway 5 is 20 percentage points higher than the statewide average while the fatality rate for these crashes is over 70 percentage points higher than the statewide average;

WHEREAS, the improvement of critical transportation infrastructure will not only create immediate construction jobs but will support increased economic development in our state;

NOW, THEREFORE, BE IT RESOLVED that Carver County strongly supports the inclusion of funding to improve and expand US Highway 212 and Highway 5 in the FY2011 Transportation and HUD Appropriations bill and in the next Surface Transportation Authorization Act which will succeed SAFETEA-LU.

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 26th day of January, 2010, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 26th day of January, 2010

County Administrator



REQUEST FOR BOARD ACTION

AGENDA ITEM : Recreation Open Space Acquisition Agreements

Originating Division: Public Works/Parks

Meeting Date: January 26th, 2010

Amount of Time Requested: 10 Minutes

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM:

Following completion of the Lake Waconia Regional Park Master Plan, Carver County has been acquiring parcels within the park boundary with the assistance of the Metropolitan Council. Over the last few years the Carver County Parks department has been negotiating the acquisition of Parcel 070181100 at 9550 Paradise Lane, also known as the Country Store Floral site and have reached an agreement with the property owners. A purchase agreement has been prepared.

The Metropolitan Council assists in the acquisition costs of property within an approved regional park boundary and has authorized a grant agreement to cover 75% of the acquisition costs of the County Store Floral site. Carver County is responsible for the remaining 25%.

The purchase price of the parcel is \$820,000 plus additional costs related to professional services to acquire the parcel, demolition of buildings, well abandonment and septic tank removal and other costs related to closing of \$56,763. Total acquisition costs related to the purchase of the site is estimated at \$876,763. The grant agreement is for \$657,572 (75%) and was authorized by the Metropolitan Council on December 9th, 2009. Carver County would contribute an estimated \$219,191 (25%).

In providing funds for acquisition, the Metropolitan Council requires a restrictive covenant be placed on property. The restrictive covenant prohibits the property from being sold, mortgaged, or encumbered by easement or other restrictions unless written approval by the Council is obtained.

The \$820,000 is a final negotiated settlement under the public acquisition and relocation process and accounts for Minimum Compensation and Business Reestablishment as required by Minnesota Statute 117 as amended in 2006. In essence this statute requires public agencies to pay sufficient damages for an owner to purchase a comparable property in the community and provides for business reestablishment expenses up to \$50,000. This shifts so called "fair compensation" away from the subject acquisition site to a replacement site.

No available or "for sale" comparable properties were identified, however, a recently sold (4-27-09) garden store property was identified on TH 7, east of St. Bonifacius. This site was considered a similar business property and was sold for \$770,000.

As required, a Phase 1 environmental study has been completed on the property as well as a septic system compliance inspection. The septic system was found to be non-compliant. The owners were notified of this and have ceased using it. Upon acquisition, the intent is to demolish all buildings and site improvements, remove the septic system and seal the well on the property.

(Continued on next Page)



REQUEST FOR BOARD ACTION

AGENDA ITEM : Recreation Open Space Acquisition Agreements

Originating Division: Public Works/Parks

Meeting Date: January 26th, 2010

Amount of Time Requested: 10 Minutes

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM (continued):

It should be noted that non-compliant code factors affect fair market appraisal value but have no effect on minimum compensation values as public agencies must deal with reestablishing use at new locations.

Following is a schedule of proposed activities following a purchase authorization:

- Closing on property January 28, 2010;
- Well abandonment and subsequent disabling of septic system by February 15th, 2010;
- Reimbursement by Metropolitan Council for land and property by February, 2010;
- Phase 2 environmental completion by April 2010;
- Fire training and demolition of buildings May 2010.
- Reimbursement by the Metropolitan Council for all other items such as demolition and professional services by December 31, 2010.

ACTION REQUESTED: Approve the purchase agreement to acquire Parcel 070181100 located at 9550 Paradise Lane with Randy and Avis Hammers. Approve grant agreement SG-2009-075 and accompanying restrictive covenant with the Metropolitan Council. Authorize the Chair of the County Board and County Administrator to sign the agreements. Additionally, it is requested that the Board authorize issuance of a check for the amount of \$820,000 and authorize staff to go to closing with the owners of the parcel on January 28, 2010, and sign documents pertaining to the transfer of ownership of the parcel to Carver County.

FUNDING

County Dollars = \$219,191
 Other Sources & Amounts =
 Met Council SG -2009-075 =\$657,572
TOTAL =\$876,763

FISCAL IMPACT

- None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments: The land acquisition, including the County's contribution of \$219,191, will be advance funded by the Board designated reserves for park land acquisition in Fund #34. The Met Council will reimburse the County for 75% of the land acquisition costs and the County's 25% local contribution will be reimbursed from the annual \$50,000 property tax levy for park land acquisition.

Reviewed by Division Director

Date:

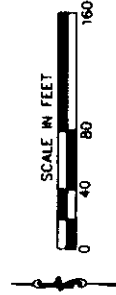
COUNTY SURVEYOR EXHIBIT
 Part of Section 18, Township 116, Range 24, Carver County, Minnesota
 Waconia Regional Park and County Store / Hammer Property



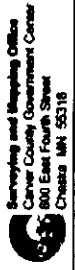
Hammer Parcel Record Description (Document No. A315495)

Beginning at a point 107.11 feet South of and 405.49 feet West of the Northeast corner of Government Lot 3, Section 18, Township 116, Range 24; thence South 44 degrees 45 minutes West a distance of 52 feet; thence North 46 degrees 30 minutes West a distance of 152.6 feet; thence South 43 degrees 58 minutes West a distance of 151.8 feet; thence South 37 degrees 08 minutes West 239.6 feet; thence North 46 degrees 30 minutes West a distance of 26.9 feet to a point on the present north-westerly right of way of State Highway No. 5, which is the actual point of beginning of the land to be described; thence South 32 degrees 40 minutes West along said right of way a distance of 150 feet; thence North 36 degrees 23 minutes West a distance of 619 feet to the high water line of Lake Waconia; thence North 65 degrees 09 minutes East along said water line a distance of 40 feet; thence South 46 degrees 30 minutes East a distance of 580.1 feet to the actual point of beginning.

- Park Boundary
- Hammer Parcel



THIS IS NOT A SURVEY.
 This exhibit is for reference purposes only. No field work was done in connection with this exhibit. The information contained herein was compiled from the records of Carver County Property Records & Taxpayer Services and Carver County Public Works.



*Source: MapSource Regional Parcel/County/Document/Range, 9/17/2009 1:32:24 PM

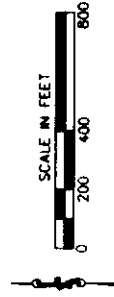
COUNTY SURVEYOR EXHIBIT

Part of Section 18, Township 116, Range 24, Carver County, Minnesota
 Waconia Regional Park and County Store / Hammer Property

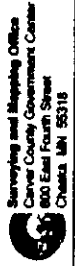
Hammer Parcel Record Description (Document No. A315-695)

Beginning at a point 107.11 feet South of and 405.69 feet West of the Northeast corner of Government Lot 3, Section 18, Township 116, Range 24; thence South 44 degrees 45 minutes West a distance of 52 feet; thence North 46 degrees 30 minutes West a distance of 152.6 feet; thence South 43 degrees 58 minutes West a distance of 151.8 feet; thence South 37 degrees 08 minutes West 230.6 feet; thence North 46 degrees 30 minutes West a distance of 26.9 feet to a point on the present north-westerly right of way of State Highway No. 5, which is the actual point of beginning of the land to be described; thence South 32 degrees 40 minutes West along said right of way a distance of 150 feet; thence North 36 degrees 23 minutes West a distance of 619 feet to the high water line of Lake Waconia; thence North 45 degrees 09 minutes East along said water line a distance of 40 feet; thence South 46 degrees 30 minutes East a distance of 580.1 feet to the actual point of beginning.

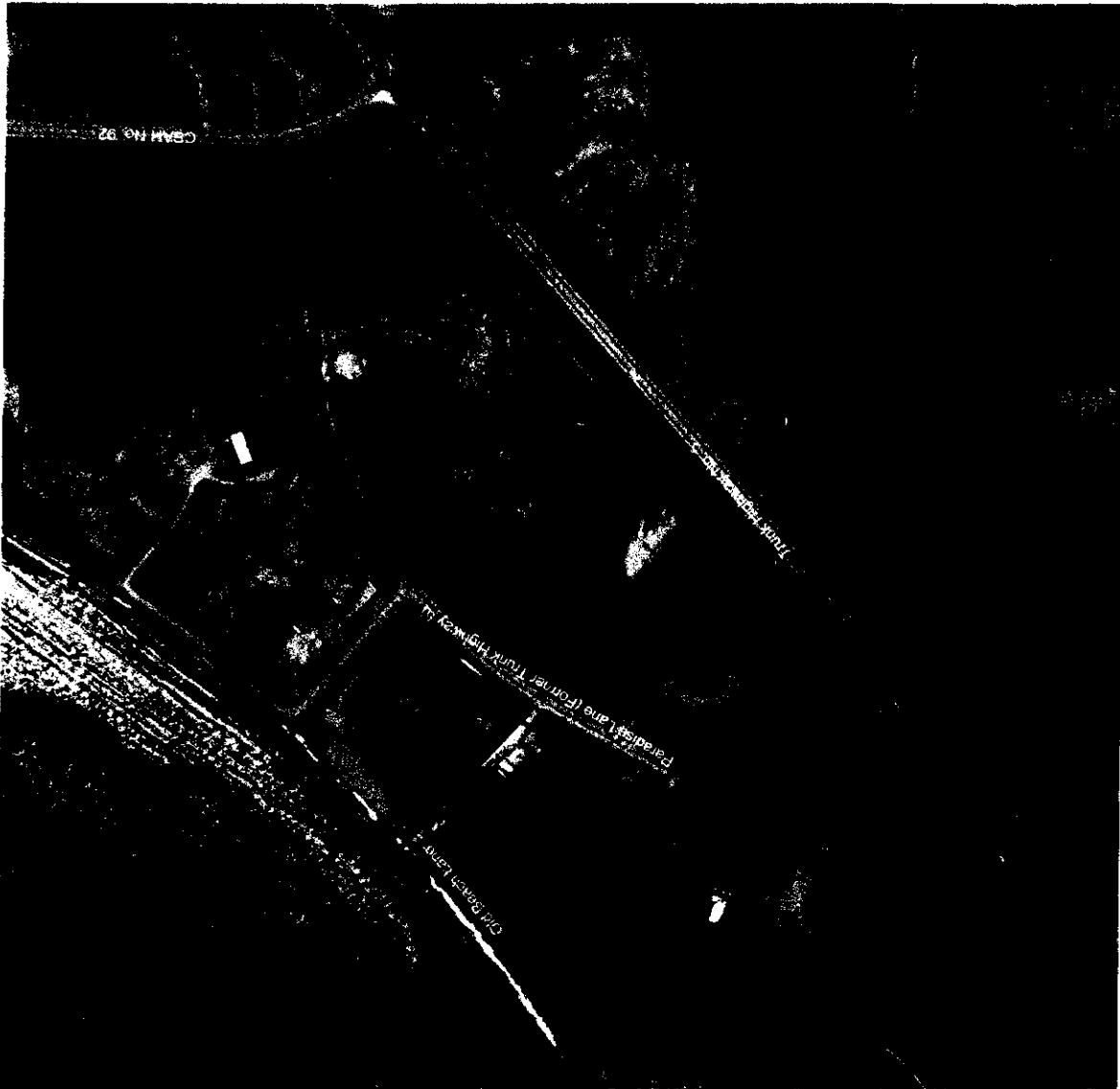
— Park Boundary
 — Hammer Parcel



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Surveying and Mapping Office
 Carver County Government Center
 800 East Fourth Street
 Chaska, MN 55318

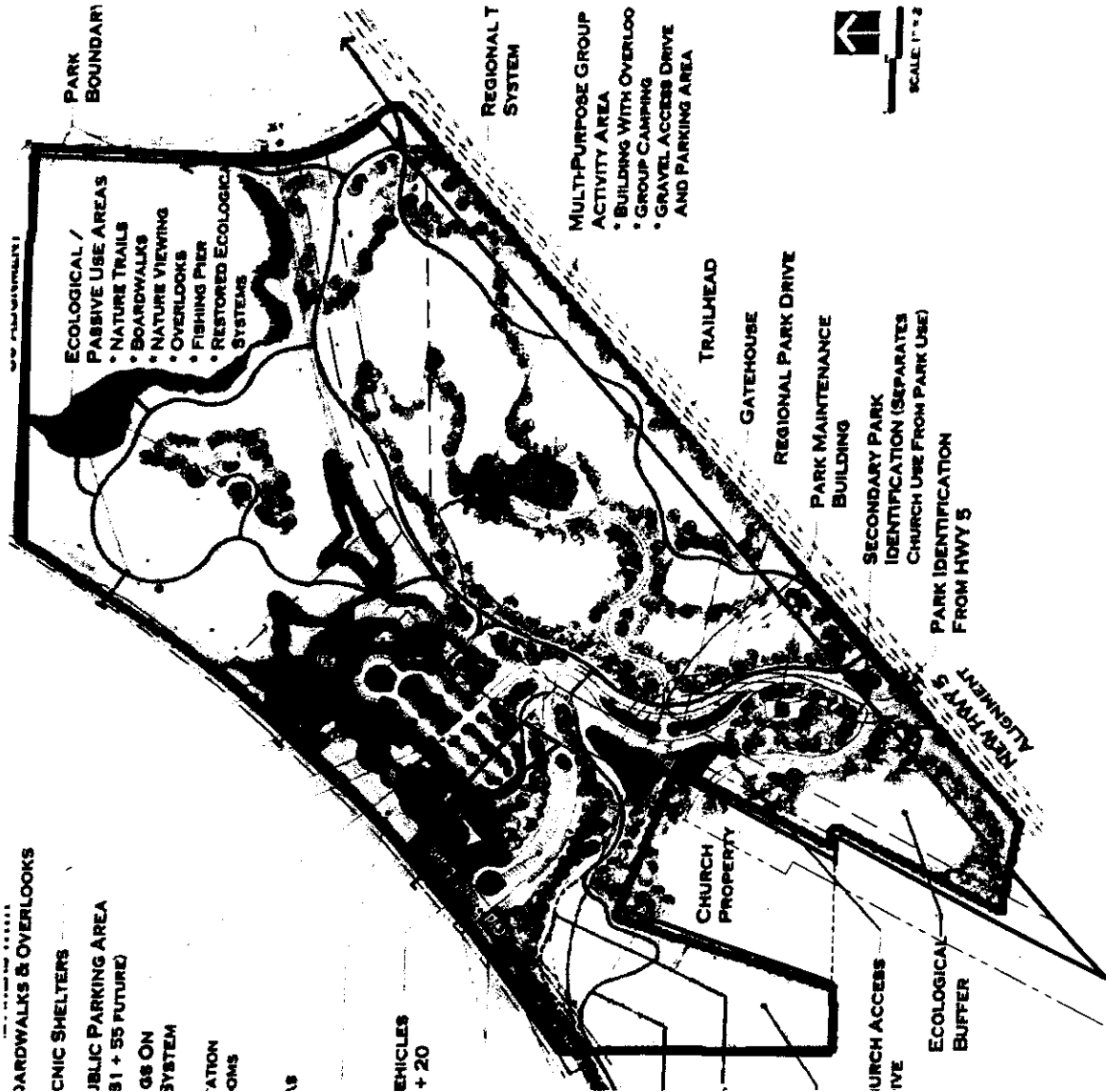


COUNTY SURVEYOR EXHIBIT

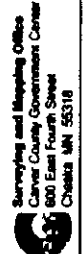
Part of Section 18, Township 116, Range 24, Carver County, Minnesota
 Waconia Regional Park and County Store / Hammer Property

Hammer Parcel Record Description (Document No. A315-985)

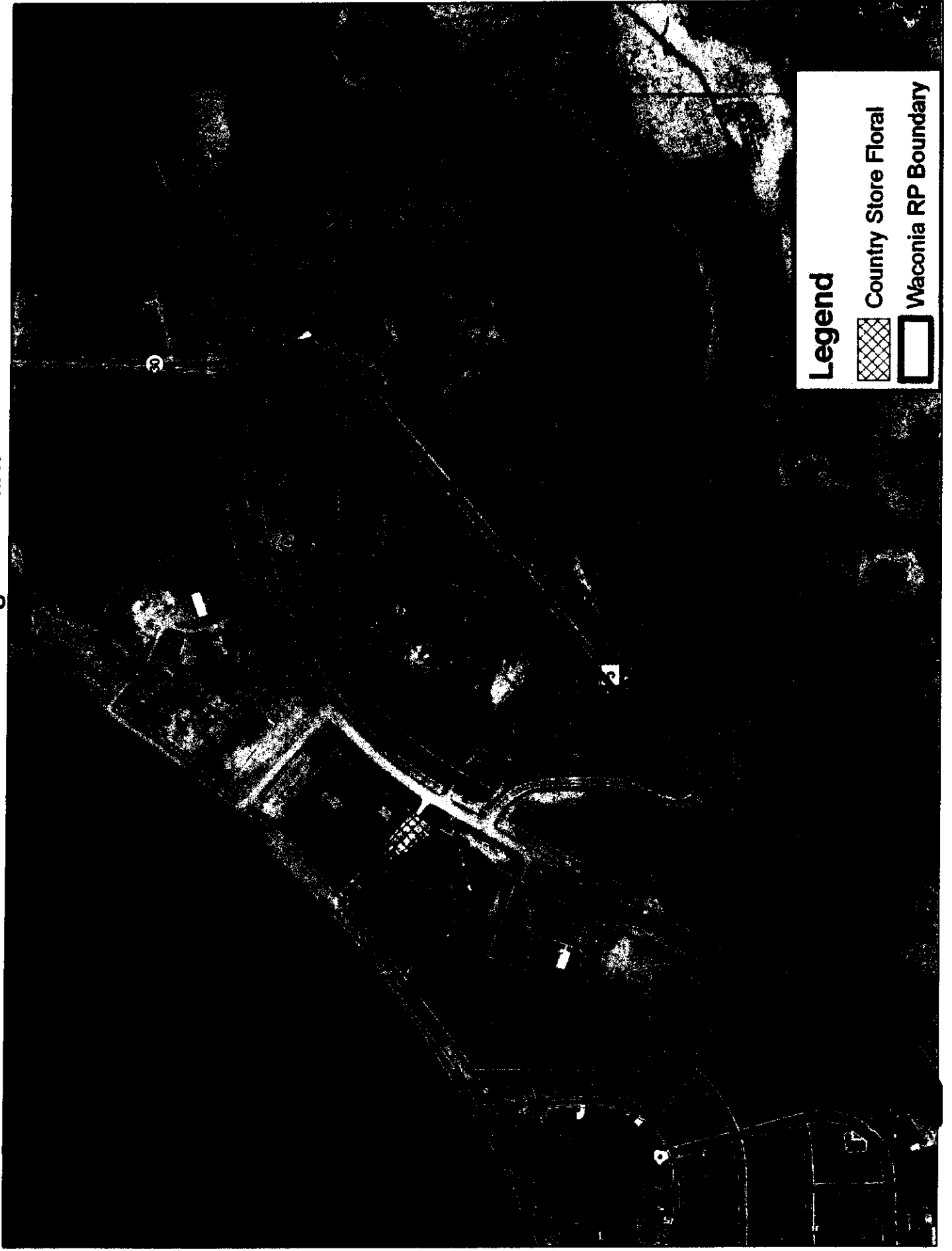
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Lake Waconia Regional Park



Legend



Country Store Floral



Waconia RP Boundary



REQUEST FOR BOARD ACTION

AGENDA ITEM: Appointment to the MICA Board of Directors

Originating Division: Administration

Meeting Date: 1/26/10

Amount of Time Requested: 5 minutes

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

The Board needs to make a second appointment to the MICA Board of Directors. Meetings are typically held the second Wednesday of the month beginning at 2:00 p.m. and are held at MICA offices, 1661 St. Anthony Avenue, St. Paul.

ACTION REQUESTED: Motion appointing Board member to MICA Board of Directors.**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: 1/19/10



REQUEST FOR BOARD ACTION

AGENDA ITEM : Dakota Rail Line and Dakota Rail Regional Trail

Originating Division: Public Works

Meeting Date: January 26th, 2010

Amount of Time Requested: 45 Minutes

Attachments for packet: Yes NoItem Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority**BACKGROUND/EXPLANATION OF AGENDA ITEM:** Staff desires to update the County Regional Railroad Authority and County Board on matters concerning the Dakota Rail Corridor.

Topic to include:

- Bids for Phase 1 trail work will be known on January, 5th.
- Request for the CRRRA to consider purchasing property in the City of New Germany.
- Encroachments and permitting of certain activities
- Process for considering the permitting of snowmobiling in the Phase 1 area

ACTION REQUESTED: No action is requested at this time.**FUNDING**

County Dollars = \$

Other Sources & Amounts =

= \$

TOTAL = \$*Related Financial Comments:***FISCAL IMPACT** None Included in current budget Budget amendment requested Other: Reviewed by Division Director *[Signature]*

Date: 1/7/2010

S:Parks\BA-RES\Dakota Trail\Workshop Session\1-19-2010