

Carver County Board of Commissioners  
 November 23, 2010  
 Regular Session  
 County Board Room  
 Carver County Government Center  
 Human Services Building  
 Chaska, Minnesota

PAGE

9:15 a.m.	1.	<ul style="list-style-type: none"> <li>a) <b>CONVENE</b></li> <li>b) <i>Pledge of Allegiance</i></li> <li>c) <i>Public participation (comments limited to five minutes)</i></li> <li>d) <i>Introduction of New Employees</i></li> </ul>	
	2.	Agenda review and adoption	
	3.	Approve minutes of November 2, 2010 Regular Session .....	1-3
	4.	Community announcements	
9:15 a.m.	5.	<b>CONSENT AGENDA</b>	
	5.1	Approval of contract to replace windows at Encore-Adult Day Care & CSS Office .....	4-5
	5.2	Approval of employees' out of state travel to attend a Public Health Emergency Medical Countermeasures Enterprise Workshop in Washington D.C. ....	6
	5.3	Application for NPDES/State MS4 permit reissuance .....	7
	5.4	Approval of 2011 Board of Water & Soil Resources Natural Resources Block Grant.....	8
	5.5	Administrative permit for special event – 2010 AMA District 23 Hare Scrambles.....	9-13
	5.6	CCWMO cost share funding for Chaska Veterans Park Stormwater treatment.....	14-17
	5.7	Approval of final payment of construction ARRA funded Project SAP 10-630-27 (City of Mayer).....	18
	5.8	Accept monetary gift made to the Encore Adult Day Service Program.....	19
	5.9	School District 110 and Carver-Scott Educational Cooperative contracts .....	20
	5.10	Abatements/additions.....	21-24
	5.11	Tobacco license.....	25
	5.12	Energy services contract – CenterPoint Energy Services.....	26
	5.13	Community Social Services' warrants .....	NO ATT
	5.14	Commissioners' warrants.....	SEE ATT

9:15 a.m.	<b>6.</b>	<b>PUBLIC HEALTH AND ENVIRONMENT</b>	
	6.1	Building code services – RFP overview and recommendation for 2011 through 2013 .....	27-29
9:45 a.m.	<b>7.</b>	<b>PUBLIC HEALTH AND ENVIRONMENT/ATTORNEY'S OFFICE</b>	
	7.1	<i>Closed session</i> – approval of Meuleners feedlot consent decree .....	30
10:15 a.m.		<b>ADJOURN CLOSED SESSION</b>	
	7.2	Approval of Meuleners feedlot consent decree .....	30
10:20 a.m.	<b>8.</b>	<b>ADMINISTRATION</b>	
	8.1	2011 Legislative priorities .....	31-42
10:35 a.m.		<b>ADJOURN AS COUNTY BOARD AND RECONVENE AS CARVER COUNTY REGIONAL RAIL AUTHORITY</b>	
	<b>9.</b>	<b>PUBLIC WORKS</b>	
	9.1	PSA with Wuetherich Excavating for demolition of buildings in New Germany .....	43
10:40 a.m.		<b>ADJOURN AS CARVER COUNTY REGIONAL RAIL AUTHORITY</b>	
		<b>Work Session Agenda</b>	
10:40 a.m.	<b>A.</b>	<b>PUBLIC WORKS</b>	
	1.	County cost participation policy for development driven projects .....	44
11:30 a.m.		<b>BOARD REPORTS</b>	
	1.	Chair	
	2.	Board Members	
	3.	Administrator	
12:00 p.m.	4.	Adjourn	

David Hemze  
County Administrator

<b>UPCOMING MEETINGS</b>
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November 30, 2010	No Meeting
December 2, 2010	6:00 p.m. 2011 Budget Public Hearing
December 7, 2010	No Meeting (AMC Conference)
December 14, 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 November 2, 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: 5.6 Teamsters Local 320 Memorandum of Agreement: Cafeteria Plan

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

Workman moved, Maluchnik seconded, to approve the minutes of the October 26, 2010, Regular Session. Motion carried unanimously.

Community announcements were made by the Board.

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

Authorized the Sheriff's Office acceptance of \$50 and \$25 donations.

Adopted the Findings of Fact and to issue Order #PZ20100020 for the issuance of Conditional Use Permit #PZ20100020, Paul Savaryn, Waconia Township.

Resolution #53-10, Recognition of Lothar Wolter, Jr.

Approved the Teamsters Non-Licensed Management Personnel and Public Safety Answering Point Supervisor MoA to provide the 2011 benefits.

Community Social Services' actions.

Approved payment of the following Commissioners' warrants:

INSERT

Motion carried unanimously.

Carlos Gallego, Chaska, introduced Caroline Bradpiece, CAP Agency Executive Director. He noted the previous director had served the CAP Agency for many years and he hoped the coordination between the agencies would continue.

Ms. Bradpiece explained she started August 2<sup>nd</sup> and that the CAP Agency was one of 29 Statewide community action organizations. She pointed out they serve 50,000 families and individuals

throughout Dakota, Scott and Carver Counties and offer programs serving the preborn to senior dining. Bradpiece noted they would be beginning a strategic planning process which will deliver a map for the organization. She pointed out they would engage the public in the process and encouraged Board members to contact her in the future with input.

Randy Wolf, Public Health and Environment, noted the requirement to convene as the Community Health Board and stated they would be updating the Board on trends of public health in the State.

RaeJean Mason, Public Health, stated today's presentation was to fulfill their requirement to present to the Community Health Board and recognized the strategic planning that is occurring. She stated this was an opportunity to look at how public health is working and issues that public health is dealing with. She introduced Deb Burns with the Minnesota Department of Health and Julie Burns, Executive Director of the Local Public Health Association.

Burns stated one of their major responsibilities is to support the local public health system and assure coordination between local and state government, pointing out they depend upon each other to fulfill their responsibilities. She noted the distinction between health care and public health. Burns clarified health care focused on individuals and public health was about population health and focused on prevention. She indicated public health was different from other County functions in that there is not a set of programs that are mandated by the State. She pointed out they look at health issues that are important to the community focusing on data. Burns added the next step is looking at what is being done to address those issues and finally looking at the effectiveness.

She highlighted the top ten priority health issues identified by Community Health Boards. In addition, she noted the importance of food safety, emerging infectious disease and electronic health records.

Burns reviewed the Health Department's role under Statute and the Local Public Health Act. She stated the key characteristics of Minnesota's program are community involvement and flexibility and are based on the approach of identifying issues and then addressing them at the community level.

Julie Burns explained the Local Public Health Association's relationship to the Department of Health.

Deb Burns reviewed the responsibilities of Community Health Boards. She identified the six areas of public health responsibility and stressed, depending upon the resources and needs of the community, these are flexible. She stated it was important that they have the resources in place to deal with public health issues as they arise and have the ability to respond.

She stressed the value of public health in preventing problems before they occur. Burns noted Minnesota's ranking as one of the healthiest states due to the strong commitments from elected officials to direct resources to this. She also urged the Board to think about the issues the metro counties are facing and what they could do now to prevent those same issues.

Dr. Larson, representing the Carver County Health Partnership, appeared before the Board to brief them on the Health Partnership. He stated the focus of the Health Partnership's discussions have been about what is happening with public health and the importance of strong partnerships. Larson stressed working with key community partnerships and the opportunity to leverage resources.

Bob Stevens, Ridgeview Medical Center, explained Ridgeview Medical are stakeholders in the future of the County and they are willing partners to meet the opportunities in the future. He stated Ridgeview was a firm believer in gathering and understanding data. He noted the increase in the older population within the County and increasing obesity rates and the challenges that come with that. Stevens stated Ridgeview was dedicated to working with the County to understand what the data means and how to manage population health. He suggested the County involve the broader community in their redesign efforts and the Health Partnership was willing to help. Stevens added they needed to invest resources in public health to achieve the mission of getting people care early so they don't need up in emergency rooms.

Chair Ische thanked the Health Partnership for the update.

Lynch moved, Maluchnik seconded, to adjourn the Regular Session at 10:25 a.m. and reconvene as the Carver County Regional Rail Authority. Motion carried unanimously.

Lyndon Robjent, Public Works, requested approval of an addendum to an agreement with Landmark Environmental to conduct testing required by the PCA for removal of the fuel tanks at the old service station located on railroad property in New Germany.

Lynch moved, Workman seconded, to authorize the Rail Authority Chair to sign the Addendum #1 with Landmark Environmental. Motion carried unanimously.

Degler moved, Maluchnik seconded, to adjourn the Carver County Regional Rail Authority at 10:27 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.)



# REQUEST FOR BOARD ACTION

**AGENDA ITEM : Approval of contract to replace windows at Encore – Adult Day Care & CSS Office**

Originating Division: Administrative Services

Meeting Date: November 23, 2010

Amount of Time Requested: N/A

Attachments for packet:  Yes  NoItem Type:  Consent  Regular Session  Closed Session  Work Session  Ditch/Rail Authority**BACKGROUND/EXPLANATION OF AGENDA ITEM:** Staff requests approval of window replacement at 609 West First Street in Waconia, MN.

This project was one of three identified to be funded by EECBDG (stimulus) dollars awarded to Carver County. If approved, this would spend all of the \$325K of the EECBG dollars that were allocated to be spent on construction projects. A third project, insulating CSS building walls is no longer being requested since after a more detailed investigation, the CSS walls are constructed according to plans and the exposed steel beam areas are the only areas that lack insulation. The additional insulation is expected to be addressed with facility repair dollars.

Encore/Adult Day Care facility houses both CSS office staff and day care activities. The window construction is original single pane construction. The panels below the windows have been retrofitted with electric space heaters due to the lack of insulation. This proposal replaces all the windows with thermally broken clear anodized storefront system. All glass will be Low E insulated and the lower sections will be insulated aluminum panels. Additional general conditions are required to address the electric heaters currently in the walls.

Two quotes were received and staff is recommending the low quote from Dorglass, Inc. in the amount of \$60,000. Additional electrical services on a time and material basis are required and an allowance of \$2,500 is shown. Sources of funds will be EECBDG and Facilities 110-6640 Capital projects. Since the contract is funded by EECBDG dollars, Davis Bacon Prevailing Wage requirements must be met.

<u>Use of Funds</u>		<u>Source of Funds</u>	
Dorglass::	\$ 60,000	EECBDG Remaining Construction:	\$ 49,700
General Conditions	\$ 2,500	110-6640 Facilities Capital	\$ 12,800
Total Use of Funds:	\$ 62,500	Total Source of Funds	\$ 62,500

**ACTION REQUESTED:** Motion to approve \$60K Dorglass contract and accompanying budget amendment..**FUNDING**

County Dollars = \$12,800  
 Other Sources & Amounts = 49,700  
 = \$  
**TOTAL** = \$ 62,500

**FISCAL IMPACT**

None  
 Included in current budget  
 Budget amendment requested  
 Other:

*Related Financial Comments:* Reviewed by Division Director

Date: 10/29/2010

# BUDGET AMENDMENT REQUEST FORM

**Submit to Finance Office one week prior to County Board Session.**

**Division: Administrative - Facilities**

**Date of County Board Session: 11/23/10**

**Fund: 30/01**

Description of Account to be Adjusted:	Debit Amount	Credit Amount
Central Plant Project - #972 (Encore Windows - \$62,500)	\$ 12,800	
Facilities Capital - 110-6640		\$ 12,800
<b>TOTAL:</b>	<b>\$ 12,800</b>	<b>\$ 12,800</b>

- A. Reason for Request:** See Board Action.
- B. Financial Impact: (To be filled out by Finance Director)**
- C. Contingency Acct. Beginning Bal.:**
- D. Contingency Acct. Current Bal.:**
- E. Current Balance After Adj.:**
- F. Requested By:** Kevin Maas - Facilities
- G. Recommend Approval:** Finance Director
- H. County Board Decision:** Approval/Disapproval



# REQUEST FOR BOARD ACTION

**AGENDA ITEM:** Approval of employee's out-of-state travel to attend a Public Health Emergency Medical Countermeasures Enterprise (PHEMCE) Workshop in Washington, D.C., January 10 – 12, 2011.

Originating Division: Public Health and Environment

Meeting Date: 11/23/10

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 January 10 – 12, 2011, the U.S. Department of Health & Human Services (HHS) and the Biomedical Advanced Research and Development Authority (BARDA) will hold the 5<sup>th</sup> Annual Public Health Emergency Medical Countermeasures Enterprise (PHEMCE) Stakeholders Workshop and Industry Day, in Washington, D.C.

Carver County Public Health Emergency Preparedness Planner, Josh Carlyle, was selected as one of five people in the country to receive a scholarship to attend this conference, due to his current connection to National Association of County and City Health Officials (NACCHO) and his work in this area.

The workshop is an opportunity for the federal government, industry, and other partners to discuss and showcase advances in and future directions of medical countermeasure development for public health emergencies. Carver County will benefit from the relatively small staff time investment to have a voice in decision-making at a national level and learning of new advances and best practices for public health emergencies.

All expenses including travel, hotel and per diem will be paid for by NACCHO.

**ACTION REQUESTED:**

Approval for Josh Carlyle to attend a national Public Health Emergency Medical Countermeasures Enterprise workshop, at NACCHO's expense, in Washington, D.C., January 10 - 12, 2010.

**FUNDING**

County Dollars = \$

Other Sources & Amounts = \$

**TOTAL** = \$

**FISCAL IMPACT**

None

Included in current budget

Budget amendment requested

Other:

*Related Financial Comments:*

All expenses incurred from this meeting, including travel, hotel and per diem will be paid for by the National Association of County and City Health Officials (NACCHO).

Reviewed by Division Director

Date: 11/9/10





# REQUEST FOR BOARD ACTION

**AGENDA ITEM : Application for NPDES/State MS4 Permit Reissuance**

Originating Division: Public Health &amp; Environment

Meeting Date: November 23, 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:**

As required by the 1987 amendment to the federal Clean Water Act, Carver County submitted and received the mandatory general permit to discharge stormwater in June 2006. This permit is also known as the NPDES/MS4 (National Pollutant Discharge Elimination System Municipal Separate Storm Systems General Permit) and expires in 2011. The County is required to apply for permit reissuance at least 180 days prior to permit expiration (May 31, 2011). Division is requesting that the Board approve the application for the next five-year permit.

**ACTION REQUESTED:**

Authorize signature of the Application for Carver County NPDES/MS4 permit reissuance by the County Board Chair and approve submittal to the MN Pollution Control Agency.

**FUNDING**

County Dollars =	\$0
Other Sources & Amounts =	\$400.00
(Carver County WMO) =	
<b>TOTAL</b>	<b>= \$400.00</b>

**FISCAL IMPACT**

<input type="checkbox"/> None
<input checked="" type="checkbox"/> Included in current budget
<input type="checkbox"/> Budget amendment requested
<input type="checkbox"/> Other:

*Related Financial Comments:*

There is a \$400 application fee due with the application which will be paid using CCWMO funds.

 Reviewed by Division Director

Date: 11/10/10



# REQUEST FOR BOARD ACTION

**AGENDA ITEM:** Approval of 2011 Board of Water & Soil Resources (BWSR) Natural Resource Block Grant (NRBG)

Originating Division: Public Health and Environment Meeting Date: 11/23/10  
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:**

Each year the County receives a block grant from BWSR for the following programs:

- Water Plan Implementation (LWP) \$7,958
- Wetland Conservation Act \$31,068 (\$10,000 of which goes to the SWCD)
- Shoreland Management \$ 2,571
- Feedlot Management \$26,619
- Subsurface Sewage Treatment Systems (SSTS) Management \$9,931

The LWP portion requires a \$27,835 match, the Feedlot portion requires a 0.7-to-1 match and the other programs require a 1-to-1 match. The match is provided by the staff time expended in the normal operation of the program areas and by Carver County WMO watershed expenditures. The LWP & Shoreland funds are used to support the monitoring program and small conservation projects such as tile inlets, streambank restoration and lakescaping. The other funds are used to offset program costs of operating the Wetland Conservation Act (WCA), Feedlot and SSTS programs.

The grant total is \$78,147 and it is effective July 1, 2010 through June 30,2012.

**ACTION REQUESTED:**

Motion to approve the 2011 BWSR Natural Resource Block Grant, authorizing the Board Chair to sign the grant agreement, accepting \$78,147 in grant funds.

**FUNDING**

County Dollars =	\$
Other Sources & Amounts =	
(BWSR)	\$78,147
<b>TOTAL</b>	<b>= \$78,147</b>

**FISCAL IMPACT**

- None
- Included in current budget
- Budget amendment requested
- Other: Included in 2011 budget

**Related Financial Comments:**

Required match is provided by the staff time expended in the normal operation of the program areas and by Carver County WMO expenditures.

Reviewed by Division Director

Date: 11/15/10



# REQUEST FOR BOARD ACTION

**AGENDA ITEM:** Administrative Permit for Special Event – 2010 AMA/District 23 Hare Scrambles

Originating Division: Public Health & Environment

Meeting Date: November 23, 2010

Amount of Time Requested: None

Attachments for packet:  Yes  No

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

**BACKGROUND/EXPLANATION OF AGENDA ITEM:**

File #A20100490. This request is for an Administrative Special Event Permit for the 2010 AMA/District 23 Hare Scrambles to be held on May 8, 2011. The event is being coordinated by Motokazie, Inc. and will be held on a portion of approximately 400 acres owned by Terry Hanson in San Francisco Township. The permit application has been reviewed by Land Management, Public Works, Sheriff's Office and San Francisco Township.

The public will be accessing the Hanson properties (PID 080010500 & 080120500) on Sunday, May 8, 2011 from 7:00 a.m. – 7:00 p.m. During this event motorcyclists from 4 – 60 years old will ride motorcycles in groups on trails. Their performance is timed and they receive awards and points. The existing horse trails and gravel pit area on the properties will be used. Attendees will access the event from the gravel pit entrance and will be directed back onto the property to sign waivers (for participants) and parking in an effort to alleviate any back-up on County Road 11. Signage will be placed along County Road 11 warning of slow traffic ahead and directing participants. Approximately 200 riders and approximately 200 observers/pit crew members (total of 400 people) are expected for this event. Prior to the events starting, all participants will have their motorcycles complete a sound check to ensure all motorcycles comply with MN DNR and federal guidelines of 94DBA pipes.

Motokazie, Inc. coordinates with a MN licensed food provider to sell food and beverages. No alcohol will be sold at this event. Motokazie, Inc. will also supply security and garbage clean-up for the event. Portable restrooms will be provided by Town & Country Sanitation of Lonsdale. On-site ambulance service will be provided by Allina.

The conditions on the permit will include, but are not limited to: obtaining a Law Enforcement Services Contract from the Sheriff's Office; no parking on County Road 11, maintaining emergency access throughout site, and keeping the road clear of mud and/or debris; proof of insurance coverage in the form of a Certificate of Insurance, a signage plan as well as a copy of notification to neighbors regarding the upcoming event.

**ACTION REQUESTED:** A motion authorizing the issuance of a Certificate of Zoning Compliance (#A20100490) for the 2010 AMA/District 23 Hare Scrambles.

**FUNDING**

County Dollars = \$-0-  
Other Sources & Amounts = -0-  
= \$  
**TOTAL** = \$-0-

**FISCAL IMPACT**

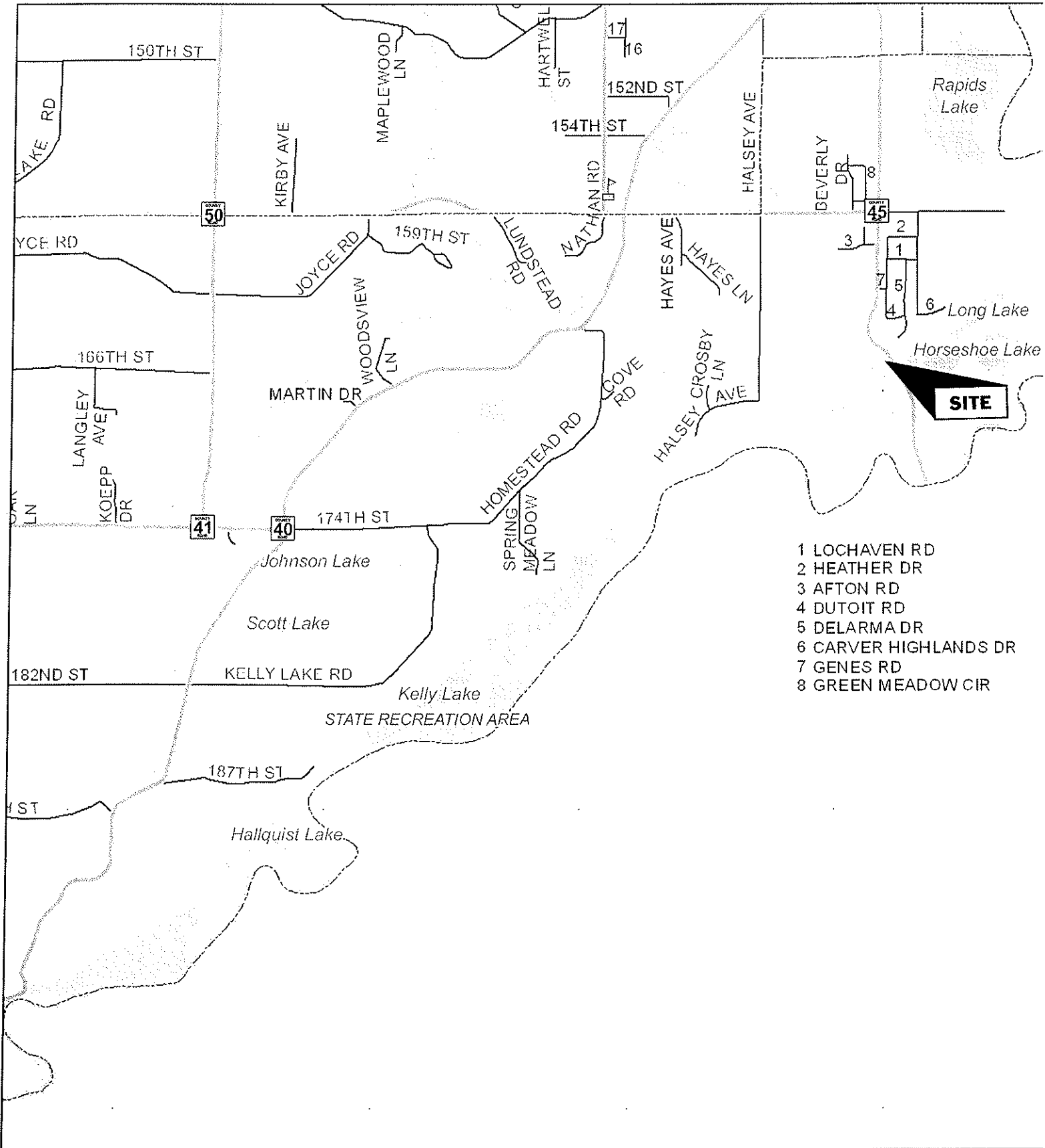
None  
 Included in current budget  
 Budget amendment requested  
 Other:

Related Financial Comments:

Reviewed by Division Director *fast*

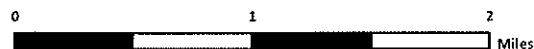
Date: 11/15/2010

# SAN FRANCISCO TOWNSHIP



- 1 LOCHAVEN RD
- 2 HEATHER DR
- 3 AFTON RD
- 4 DUTOIT RD
- 5 DELARMA DR
- 6 CARVER HIGHLANDS DR
- 7 GENES RD
- 8 GREEN MEADOW CIR

This map was created using Carver County's Geographic Information Systems (GIS), it is a compilation of information and data from various City, County, State, and Federal offices. This map is not a surveyed or legally recorded map and is intended to be used as a reference. Carver County is not responsible for any inaccuracies contained herein.



Map Created by Carver County GIS



**Presented by:** Lee Theis  
Owner, Motokazie Inc.  
(952) 492-2090

**Event Name:** AMA/ District 23 Hare Scrambles

**Location:** River Valley Horse Ranch, Carver, MN using the horse trails and gravel pit.

**Date:** Sunday May 8<sup>th</sup>, 2011

**Hours:** Saturday 1pm to 8pm Trail workers will set up event  
Sunday Gates open at 7:00 am, First Motorcycle event 9am. Last event approx 4pm.

**Attendance:** Estimated at 200 riders, Pit crew estimated at 200, Total 400 people

**Event Coordinator:** Lee Theis, owner Motokazie Inc. 612-282-5463  
[lee@motokazie.com](mailto:lee@motokazie.com)

**Land Owner:** Terry Hanson 952-361-3361

**San Francisco Township** approved this event at their 10/18/2010 meeting

**Activity Planned:** Motorcyclists from 4 years old to 60 years old will ride motorcycles in groups on trials. Their performance is timed and they receive awards and points. The existing horse trails will be used. This type of event has been operating though out Minnesota for 40 years. The events are held in state forests and private land.

**Parking:** In grass field

**Bathrooms:** Porto Potties provided by Town and County Sanitation Lonsdale

**Medical:** Onsite Ambulance service provided by Allina.

**Sound:** All motorcycles conform to MN DNR and Federal Guidelines of 94DBA pipes. These exhaust pipes are tested Sunday morning before the event. The sound from this event is very minimal in comparison to Harleys or racing bikes. The 94DBA pipe produces minimal noise after 500ft from a trail. With this event it is unlikely that neighboring homes will hear motorcycles. Minnesota Pollution Control Agency laws

govern sound limits in Carver County. The residential limits during the day time hours is called L10 65DBA. This event would not violate any MPCA rules. As sound carries through the woods our L10 levels are likely to be 50DBA at the nearest home.

**Insurance:** \$1,000,000 per occurrence coverage carried by Motokazie, Inc. we use a company called National Motorsports Inc. Insurance certificates are provided 15 days before the event.

**Access:** The event will use the gravel entrance of the gravel pit. Approximately 150 vehicles would enter the property. Motokazie staff is trained to effectively manage vehicles entering our property. We will not back up traffic on to the county road. Event signs with arrows will be placed in the ditch 1500 ft before the driveway. Furthermore event site maps are used by our participants to organize their behaviors.

**Parking:** Parking will take place in the grass fields and part of the gravel pit if needed.

**No Alcohol:** There will be no alcohol served at the event

**No Temporary Buildings** or Lights will be needed for this event.

**Security:** Motokazie supplies it own security. These events never have issues that require security.

**Food:** Motokazie hires a MN licensed food provider to sell food and beverage.

**Garbage:** Motokazie will haul out any trash from the event. Event clean up occurs on Sunday afternoon and Monday after the event completion.

**Additional:** Motokazie is an experienced event promoter with over 950 events operated. We have not had any issues with our events that operate in Scott County, Rice County, Winona County. In fact Motokazie promotes an event at the Carver County fair.

The history of Hare Scrambles shows a proven record of many benefits to communities, while not creating complaints. MN DNR allows this use in State managed forests, The City of Monticello hosts an annual event with-in the city limits with zero complaints. Trollhaugen Ski Area hosts an event closer than 1 mile from town with zero complaints. Our participants are nice, hard working families that respect the environment and their neighbors. I look forward to building a great event in Carver County.



Motokazie  
Lee Theis  
PO Box 56  
Jordan, MN 55352  
952-492-2090  
lee.theis@motokazie.com

April 4<sup>th</sup>, 2011

To: Residents living near River Valley Horse Ranch

Re: Upcoming May 8th Hare Scrambles event

Dear Home Owner,

This letter is to inform you of an upcoming event located at the River Valley Horse Ranch. Motokazie is holding an American Motorcyclists Association (AMA) and District 23 (Minnesota group) Hare Scrambles event. Below I will explain the event and if at any time you have questions please contact our offices at (952) 492-2090

The event will operate Sunday May 8<sup>th</sup>, 2011 from 9am to 4pm. The attendance is estimated at 200 riders, plus pit crew of 200, for a total 400 people. Motorcyclists from 4 years old to 60 years old will ride motorcycles in groups on trials. Their performance is timed and they receive awards and points. The existing horse trails will be used.

All motorcycles conform to MN DNR and Federal Guidelines of 94DBA pipes. These exhaust pipes are tested Sunday morning before the event. The sound from this event is very minimal and it will comply with MPCA rules. I can assure you that being good stewards to the environment is important to Motokazie and the participants.

The event will use the gravel entrance of the gravel pit. Approximately 150 vehicles would enter the property. Motokazie staff is trained to effectively manage vehicles entering our property. Parking will take place in the grass fields and part of the gravel pit if needed.

There will be no alcohol served at the event and Motokazie supplies it own security. Riders are not allowed off the property.

Thank you for your time,

  
Lee Theis  
President  
Motokazie Inc

"Draft  
letter"



# REQUEST FOR BOARD ACTION

## AGENDA ITEM : CCWMO Cost Share Funding for Chaska Veterans Park Stormwater Treatment

Originating Division: Public Health and Environment

Meeting Date: 11/23/10

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 Carver County WMO has received a request from the City of Chaska for cost sharing on a stormwater treatment project. The project creates a porous pavement feature in the City of Chaska . The site would treat approximately 1 acre of runoff and provides a local demonstration of stormwater best management practices which can be studied and replicated elsewhere in the CCWMO watersheds. The request is for \$6,000, with cost support of \$39,553 coming from the City of Chaska. A copy of the request application is attached.

The Water, Environment and Natural Resources (WENR) reviewed this project request and recommended funding in 2009 based on its high ranking as a demonstration project and a willing local partner, Based on WENR advisory committee and staff rankings of other projects, and two other cancelled projects based on Board Action (December 15, 2009), there are funds available from the existing 2010 East Creek capital fund.

The Division is proposing that the CCWMO approve funding of this project along with conditions that the applicant provide final approved plans, as-builts, a maintenance plan and cooperation with educational/demonstration materials prior to the release of funds.

### ACTION REQUESTED:

Motion to authorize the expenditure of \$6,000 of East Creek capital funds to distribute funds to the Veterans Park Stormwater Treatment Porous Pavement Project along with conditions that the applicant provide final approved plans, as-builts, a maintenance plan and cooperation with educational/demonstration materials prior to the release of funds.

### FUNDING

County Dollars =	\$0
CCWMO East Creek Funds =	\$6,000.00
Other Sources & Amounts = (City of Chaska)	\$39,553.00
<b>TOTAL</b>	<b>= \$45,553.00</b>

### FISCAL IMPACT

None  
 Included in current budget  
 Budget amendment requested  
 Other:

### Related Financial Comments:

The \$6,000 is drawn from existing 2010 East Creek Watershed Capital/Project Funds

Reviewed by Division Director

Date: 11/10/10



**Carver County Planning & Water Management**  
**Application For Capital Improvement & Water Stewardship Cost-Share Projects**  
 600 East Fourth Street  
 Chaska, MN 55318  
 952-361-1820

**Applicant Information (MAIN CONTACT)**

Name: City of Chaska / WILLIAM MONK  
 Telephone #'s: 952-227-7525  
 Email: bmonk@chaska.mn.com  
 Street Address: One City Hall Plaza  
 City/Township: Chaska, MN Zip: 55318  
 PID (if applicable): \_\_\_\_\_

If more landowners are involved, please attach additional names, addresses, and PID's.

**Project Location**

Street Address(s): 800 Victoria Drive  
 City/Township: Chaska, MN  
 PID (You can obtain from tax statement or Planning & Zoning): \_\_\_\_\_  
 Adjacent Water Body East Creek

**Project Description**

PROJECTNAME Veterans Park Parking Lot  
 Please attach a complete description (attach maps, designs, or further description which helps explain project) of the proposed project including:  
 Area involved (number of feet or acres) Less than 1 acre  
 Type of work to be done: Pervious paving and bioswale  
 Expected outcomes and benefits to adjacent water body Improved water quality and reduced rate of runoff.  
 Will the project site be accessible to the public? Yes  
 If this will be the first project of its type in the County or CCWMO area, could it be used as a demonstration site? Not the first such project but could be done.  
 Other parties/agencies involved (i.e. consultants, conservation groups, etc.)  
Ponastree, Chaska and Carver County Watershed

**Project Cost Estimates**

\$ <u>6,000</u>	Total Requested Amount
\$ <u>39,553</u>	Match Amount (Landowner contributions)
\$ <u>45,553</u>	TOTAL PROJECT COST <u>Bioswale and pervious pavement only</u>

<b>OFFICE USE ONLY</b> Date Received _____	<b>Return application to:</b>
Project Number: _____	Paul Moline
CCWMO CIP Project _____ Water Stewardship Project _____	Carver Co Planning & Water Mgmt
Ranking: _____	600 East Fourth Street
WENR Recommendation: _____	Chaska, MN 55318
SWCD Recommendation: _____	

**AUTHORIZATION & SIGNATURES**

I hereby authorize the County of Carver and the County's authorized representative to enter upon the property subject to this application for the purpose of evaluating the application and upon approval of this application to determine compliance with the application and any associated agreements.

As the person legally responsible for this project I hereby certify that I understand that this project must be conducted in accordance with the approved plans and any attached or subsequent agreements and the Water Management Rules. I further certify that all of information supplied with this application is true and correct to the best of my knowledge.

**Signature of Legally Responsible Party:**



**Date:** 11.1.10

# CITY OF CHASKA VETERANS PARK

2008

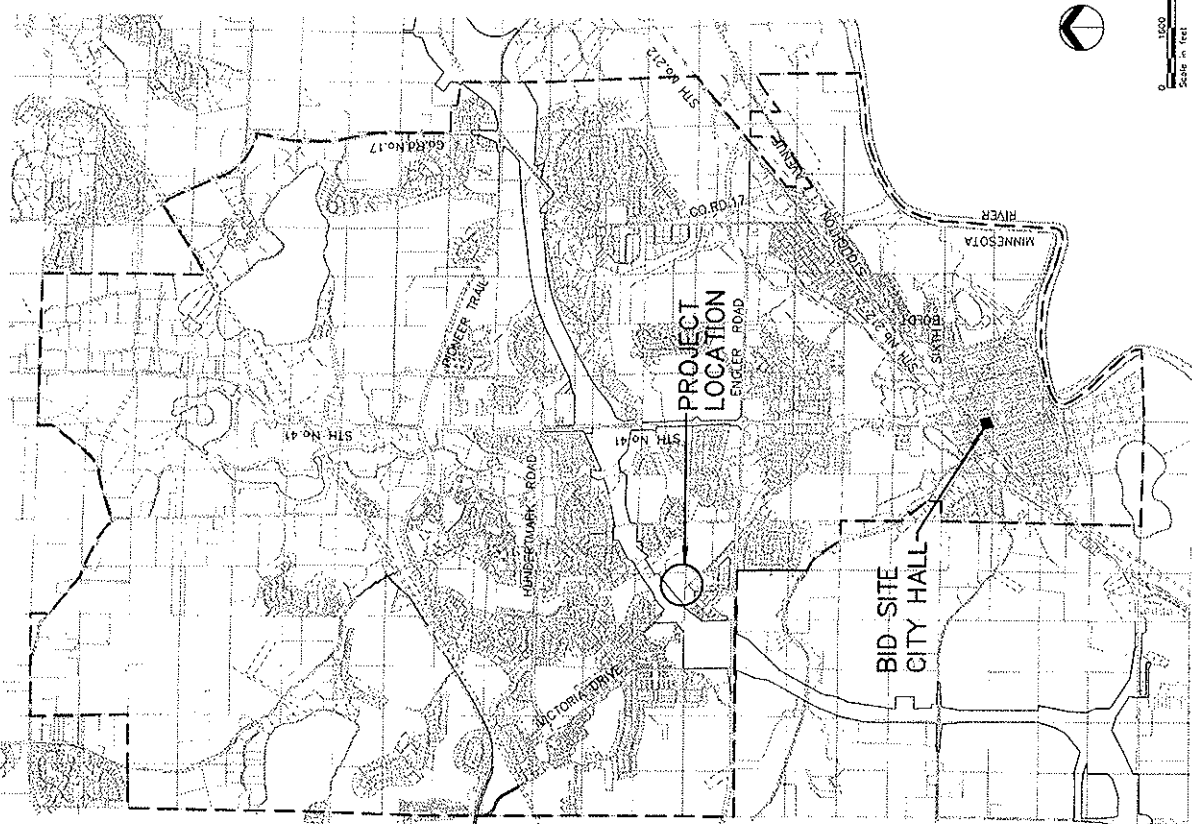
## SHEET INDEX

- G1.01 TITLE SHEET
- C3.01 - GRADING PLAN
- C5.01 - STORM SEWER IMPROVEMENTS
- C6.01 - STREET AND PARKING LOT IMPROVEMENTS
- FIGURE 2 - BIOSWALE AND POROUS PAVEMENT DETAILS

DEVELOPER  
CITY OF CHASKA

ENGINEER  
BONESTROO, INC.

DATE: 03/15/2008  
JOB: RECORD PLAN



CHASKA, MINNESOTA

<b>CHASKA, MINNESOTA</b> VETERANS PARK TITLE SHEET			St. Paul Office 2335 West Highway 36 St. Paul, MN 55113 Phone: 651-636-4600 Fax: 651-636-1313 www.bonestroo.com
PROJECT: 03/15/08 DATE: 03/15/08 DRAWN BY: [Signature] CHECKED BY: [Signature] DATE: 03/15/08 PROJECT NO: 03/15/08			



# REQUEST FOR BOARD ACTION

**AGENDA ITEM :** APPROVAL OF FINAL PAYMENT OF CONSTRUCTION ARRA FUNDED PROJECT  
SAP 10-630-27 (CITY OF MAYER)

Originating Division: Public Works

Meeting Date: November 9, 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:**

Construction Project SP 10-030-27 is an ARRA Funded project that includes the construction of turn lanes on County Road 30 at the County recycle center west of Mayer. These projects were funded with federal ARRA (Stimulus) money that was capped at \$96,000.00 with any project costs or overruns being paid using local funds. The original contract was for \$118,900.19. The final cost for all work done by the contractor is \$118,161.43. Final payment consists of the release of retainage withheld on the contract (\$5,908.07) to Wm. Mueller & Sons. Board Action is needed to release retainage as final payment and finalize the contract.

**ACTION REQUESTED:** Approve Board Action and adopt resolution accepting the project as complete and authorizing final payment of \$5,908.07 to Wm Mueller & Sons.

**FUNDING**

State Aid Dollars =	\$ 22,161.43
Other Sources & Amounts =	
Federal ARRA	= \$ 96,000.00
<b>TOTAL</b>	<b>= \$118,161.43</b>

**FISCAL IMPACT**

None  
 Included in current budget  
 Budget amendment requested  
 Other:

*Related Financial Comments:* The ARRA funding amount is a set amount. No increase to this amount is available.

Reviewed by Division Director

Date: 10-29-10

S:\Projects\SP 10-630-27\BAF-Final Payment 3027.docx



CARVER  
COUNTY

# REQUEST FOR BOARD ACTION

**AGENDA ITEM : Accept monetary gift made to the Encore Adult Day Services Program**

Originating Division: Community Social Services

Meeting Date: 11/23/2010

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:** On November 2, 2010, the Encore Program received \$100.00 from Cargill as a memorial gift for a program participant who recently died.

**ACTION REQUESTED:** To accept memorial gift of \$100.00

**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: 11/10/2010



# REQUEST FOR BOARD ACTION

## AGENDA ITEM : School District 110 and Carver-Scott Educational Cooperative Contracts

Originating Division: Sheriff

Meeting Date: November 23, 2010

Amount of Time Requested: XX minutes

Attachments for packet:  Yes  No

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

### BACKGROUND/EXPLANATION OF AGENDA ITEM:

The Carver-Scott Educational Cooperative (CSEC) and District 110 Waconia have contracted to provide a deputy to perform School Resource Officer work for approximately 10 years. The contracts are renewed annually to continue the partnership between the Sheriff, Office and the schools. This agreement provides one full time deputy to the CSEC and one full time deputy to District 110 Waconia schools and allows the Sheriff to recover the cost incurred in providing the service for the school year 2010-2011 which runs from July 1, 2010-June 30, 2011. The services are billed quarterly.

### ACTION REQUESTED:

Make a motion to approve the Sheriff's Office contract with the Carver – Scott Educational Cooperative and District 110 Waconia Schools for placement of a full time deputy sheriff as a School Resource Officer in the schools.

### FUNDING

County Dollars = \$

Other Sources & Amounts =

= \$

### TOTAL

= \$

### FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

*Related Financial Comments:* The Schools reimburse the county for costs incurred based on a formula agreed on by previous county board action. Salary expenditures have been budgeted.

Reviewed by Division Director

JDE

Date: 11/1/2010



# REQUEST FOR BOARD ACTION

**AGENDA ITEM : Abatements/Additions**

Originating Division: Property Records Taxpayer Services Meeting Date: 11/23/2010  
 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:** See Attached.**ACTION REQUESTED:**

Recommend to approve.

**FUNDING**

County Dollars = \$ -753.22  
 Other Sources & Amounts = \$ -1,277.78  
 =  
**TOTAL** = \$ -2,031.00

**FISCAL IMPACT**

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

*Related Financial Comments:* Reviewed by Taxpayer Services Manager

Date:

11-10-10



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  
November 23, 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 Abated	Total Amount of Adjustment
2010	30-951-0024	Brandondale/ Mobile Home Mn	Exempt	182.00	0.00	-51.12	-182.00
2010	30-951-0190	Brandondale/ Mobile Home Mn	Exempt	146.00	0.00	-35.38	-146.00
2010	30-952-0111	Daryl Sutter	Homestead Classification	182.00	130.00	-20.28	-52.00
2010	07-057-0010	Cathy Mackenthun	Remove PTR flag on 2nd value group	6,344.00	6,344.00	0.00	0.00
2010	25-887-0010	Rick Uglum	Homestead Classification	2,216.00	1,998.00	-81.97	-218.00
2010	30-635-0450	Jason Kirsch	Homestead Classification	950.00	646.00	-116.77	-304.00
2008	04-016-1010	Keith Kooiman	Homestead Classification	2,814.00	2,709.00	-49.80	-105.00
2009	04-016-1010	Keith Kooiman	Homestead Classification	2,694.00	2,584.00	-52.91	-110.00
2010	04-016-1010	Keith Kooiman	Homestead Classification	2,754.00	2,642.00	-54.50	-112.00
2008	58-011-3700	Kathleen Koopman	Homestead Classification	1,340.00	1,074.00	-97.61	-266.00
2009	58-011-3700	Kathleen Koopman	Homestead Classification	1,344.00	1,076.00	-100.17	-268.00
2010	58-011-3700	Kathleen Koopman	Homestead Classification	1,468.00	1,200.00	-92.71	-268.00
<b>Grand Total</b>				<b>\$22,434.00</b>	<b>\$20,403.00</b>	<b>-\$753.22</b>	<b>-\$2,031.00</b>





# REQUEST FOR BOARD ACTION

**AGENDA ITEM : Abatements/Additions**

Originating Division: Property Records Taxpayer Services Meeting Date: 11/23/2010  
 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:** See Attached.

**ACTION REQUESTED:**

Recommend to approve.

**FUNDING**

County Dollars = \$ -168.74  
 Other Sources & Amounts = \$ -323.26

**TOTAL** = \$ -492.00

**FISCAL IMPACT**

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

Related Financial Comments:

Reviewed by Taxpayer Services Manager

Date: 11-15-10



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  
November 23, 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 Abated	Total Amount of Adjustment
2010	30-580-0160	Victoria A. Sloan	Homestead Classification	2,916.00	2,758.00	-60.46	-158.00
2010	30-951-0055	Bradley C. Peterson	Classification Change	516.00	182.00	-108.28	-334.00
<b>Grand Total</b>				<b>\$3,432.00</b>	<b>\$2,940.00</b>	<b>-\$168.74</b>	<b>-\$492.00</b>



# REQUEST FOR BOARD ACTION

**AGENDA ITEM : Tobacco License**

Originating Division: Property Records Taxpayer Services      Meeting Date: 11/23/10  
 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:** The following business has applied for a Tobacco License in compliance with the Carver County Tobacco Ordinance. The owner is requesting Carver County Board of Commissioners approval to sell tobacco products. There are no delinquent taxes on this parcel.

**License #10-633**  
**Northern Tier Retail LLC dba SuperAmerica #4366**  
 Rex E. Butcher, President  
 2391 Highway 7  
 Excelsior, MN 55331

**ACTION REQUESTED:**

Approval

**FUNDING**

County Dollars = \$  
 Other Sources & Amounts =  
 =

**TOTAL = \$**

**FISCAL IMPACT**

- None
- Included in current budget
- Budget amendment requested
- Other:

*Related Financial Comments:*

Reviewed by Taxpayer Services Manager

Date: 11-8-10



# REQUEST FOR BOARD ACTION

**AGENDA ITEM : Energy Services Contract – CenterPoint Energy Services, Inc.**

Originating Division: Administrative Services

Meeting Date: November 23, 2010

Amount of Time Requested: N/A

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

**BACKGROUND/EXPLANATION OF AGENDA ITEM:** On November 24, 2009 the Board approved a 12-month supply contract with Centerpoint Energy Services, Inc. for 75% of the Chaska Campus natural gas usage. (January-December 2010). The purpose of this action is to request a contract for 2011 and add PWHQ to the natural gas contract. Actual savings for a nine month period under the contract was approximately \$6,500.

Staff is proposing the Board consider another 12-month lock for 75% of the gas used for the Chaska Campus and Public Works Facility in Cologne. Adding the Cologne facility project additional annual savings of approximately \$1,200.

The County's energy consultant has also projected an additional 10-20% savings from 2010 for the Chaska Campus should the lock-in price be 10-20% less than last year. This is based upon the trending prices which recently have edged upward. Currently our energy consultant projects a rate of \$4.55 a Dekatherm. Retail rates are currently \$6.36 Dth.

If approved, two variables exist to the natural gas budget. Usage in therms (weather) and the 25% variable rate paid with the contract. The 25% non locked price is still discounted \$.20 from the actual retail rate paid for commercial and industrial users. It is recommended to contract 75% of the cost since the cost has trended downward from 2009 through 2010.

**ACTION REQUESTED:** Move approval of the Contracts with CenterPoint Energy Services, Inc. and direct the County Administrator to execute a 12-month contract within 10 business days of this action for Chaska and Cologne commercial meters.

**FUNDING**

County Dollars = \$ 172,000

Other Sources &amp; Amounts = \$

**TOTAL** = \$172,000**FISCAL IMPACT** None Included in current budget Budget amendment requested Other: See Below*Related Financial Comments:* Reviewed by Division Director

Date: November 15, 2010



# REQUEST FOR BOARD ACTION

**AGENDA ITEM:** Building Code Services- RFP overview and recommendation for 2011 through 2013.

Originating Division: Public Health & Environment

Meeting Date: November 23, 2010

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:** The County is responsible for the administration and enforcement of the State Building Code in the unincorporated areas of the County. The current contract with Waldron & Associates, Ltd, (aka MNSPECT, Scott Qualle) is set to expire at the end of 2010. A Request for Proposals (RFP) was developed, published in the legal paper, and posted on the County's website. The following companies submitted proposals: Metro West Inspection Services, Inc. - Loren Kohnen, Building Official; MNSPECT, LLC - Scott Qualle, President; CDS Inspections, LLC - Craig Schultz, Chief Manager; Jazacc Inspections, Inc. - Christopher Kearney, Chief Building Official; and City of Belle Plaine - David Murphy, City Administrator. The proposals were subsequently analyzed in terms of cost, customer service, credentials, scope of service, compatibility with the County system, the use of technology, and history of completing work for the County. The greatest weight was placed on cost and customer service, however, scope of service and compatibility with the County system were also key factors in the analysis.

Staff is recommending Metro West Inspection Services as the County's Building Code contractor for the following reasons:

- Cost - Metro West would charge a flat fee of 35% of the permit revenue collected, which was the lowest and most competitive proposal. One of the differences in their proposal vs. the others is a much lower rate for commercial projects (e.g. 35% vs. 50%), which would be a significant cost savings to the County for any commercial or industrial development(s). Also, Metro West would only send one invoice to the County after a permit has been closed-out, rather than submitting several invoices during the course of a project for the plan review and inspections.
- Customer Service - Permit processing and plan review turnaround time is one of the most important issues related to customer service. Metro West strives for 1 to 3 day turnaround for residential and light commercial permits, as opposed to 4 to 5 days or more for other vendors. They would assign one primary inspector to work with the Land Management Office on a daily basis. Staff would be able to work directly with the inspector, which may allow for same day approval in some situations.
- Credentials and Scope of Service - Metro West has a full staff to meet the County's needs without interruption.
- Compatibility with County System - Direct access to one primary inspector will provide opportunities for increased efficiencies and synergies. There would be new opportunities for better communication and coordination with County staff and Metro West's simplified invoicing system would also save time.

Mr. Kohnen's cover letter has been attached to provide the Board with additional background information. Metro West's client list currently includes Waconia, Norwood-Young America, Mayer, New Germany, and approximately 30 other communities in the area. The company currently has 12 Certified Building Officials and has been in business since 1976. Staff has received a number of positive comments from neighboring communities regarding Metro West and their employees.

**ACTION REQUESTED:** A motion authorizing staff to negotiate a professional services agreement (contract) with Metro West Inspection Services, Inc. for building code services for the years 2011-2013.

### FUNDING

County Dollars = \$-0-  
 Other Sources & Amounts = -0-  
 = \$  
**TOTAL** = \$-0-

### FISCAL IMPACT

None  
 Included in current budget  
 Budget amendment requested  
 Other:

**Related Financial Comments:** The Building Code program is funded by building permit fees. The cost of the contract is dependent upon the number and value of permits issued. Metro West would receive 35% of the permit fees, which is less than the terms of previous contracts.

Reviewed by Division Director 

Date: 11/15/2010

# **METRO WEST INSPECTION SERVICES, INC.**

---

Loren Kohnen, Pres.

(763) 479-1720  
FAX (763) 479-3090

October 5, 2010

Mr. Steve Just  
Land Management Department Manager  
Carver County Public Health & Environment Division  
Government Center, 600 E. Fourth Street  
Chaska, MN 55318

RE: RFP for Building Inspection Services

---

Dear Mr. Just:

Thank you for sending the RFP for building inspection services. Our firm has provided comprehensive building inspection services for our cities since 1976. We have an adequate staff which allows us to complete all requested inspections, in spite of, vacations, schooling, illness and/or emergencies. Additional information regarding our company is noted below:

1. Please see enclosed Client Listing.
2. Staff is 12 Minnesota Certified Building Officials, see enclosed listing.
3. Office hours are 7:00 a.m. to 4:30 p.m. Monday – Friday. In addition to our inspectors, we have two (2) fulltime office staff. Our office is fully operational for all building inspection services.
4. All insurance(s) are in place: Workers Comp., Auto and Liability. Copies enclosed.
5. Minimum notification time for scheduling is 24 hours.
6. Minimum time for processing permit applications would be 2-3 days; this time depends upon the type of said project, i.e. residential or commercial. Also, if applicant has not submitted required paperwork for project, extra time would be required to complete their permit.
7. We can provide Fire Marshal services; Loren Kohnen is MN Certified Fire Marshal.
8. Our company is licensed by the MPCA for all septic system installation plan review(s) and inspections. Seven (7) of our inspectors are MPCA certified.
9. FEE SCHEDULE: The County is presently using the 1997 fees + 10%. Our fees would be as follows: All Permit fees: 35%. Plan Review fees: 35%. The County retains 65% of permit fees and 65% of plan review fees.
10. Miscellaneous Fees: Re-inspection Fee: \$50 each.
11. Inspection(s) when fee is not indicated: \$50 hour.
12. Site Inspection(s): \$50 each.
13. Structure(s) Moved into County: \$125 each.
14. Miscellaneous/Special Service(s) Fees: To be determined with County after review of inspection/project/etc.

15. Penalty fees (now renamed Investigation Fee) are determined by the Minnesota State Building Code (MSBC) 2007 when necessary in issuing a building permit.
16. Plumbing Plan Review: The Department of Labor and Industry, Plumbing Code Division, no longer issues delegation agreements to local jurisdictions. All commercial plumbing work requires Plumbing Code Division review and approval. Local permit issuance is still required.
17. Billing Method: Invoices are sent once a month (10<sup>th</sup>) for all permits finalized the month before. Any and all inspection data generated with a permit being billed is included with the statement. The building inspectors hand deliver all the billings every month.

We would be happy to discuss with the County our qualifications, fees, etc. and provide additional details as to the services we can provide. Please inform us at your convenience should the enclosures merit further consideration and explanation. Again, thank you for your interest in our company.

Yours truly,

METRO WEST INSPECTION SERVICES, INC.



Loren Kohlen  
Building Official

LK:jg  
Enclosures



# REQUEST FOR BOARD ACTION

**AGENDA ITEM : Approval of Meuleners Feedlot Consent Decree**

Originating Division: PHE &amp; Attorney's Office

Meeting Date: November 23, 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:**

Meuleners Farms, Inc. operates several feedlots in Camden and Young America Townships. One of these feedlots includes a manure storage area that was constructed in 1992. In 1998, after applying for a permit to expand the facility, the Minnesota Pollution Control Agency [MPCA] determined that the storage area may not have been constructed in strict compliance with State Feedlot regulations. After many years of working to bring the feedlot into compliance, legal enforcement was taken against the Meuleners Farms. The County retained the law firm of Iverson Reuvers to represent the County in this action. The Minnesota Attorney General's Office has also been involved, representing the MPCA. At this time, the County and the MPCA have reached a resolution with the Meuleners that will settle the litigation.

**ACTION REQUESTED:**

Pursuant to Minn. Stat. 13D.05, Subd. 3(b), close the public meeting to discuss attorney-client privileged matter regarding the settlement of this litigation.

Re-open the public meeting and approve the "Consent Decree" that constitutes the parties' stipulated settlement, which shall also be approved for submission to the Court.

**FUNDING**

County Dollars = \$

Other Sources &amp; Amounts =

= \$

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

Date: November 15, 2010





# REQUEST FOR BOARD ACTION

**AGENDA ITEM : 2011 Legislative Priorities**

Originating Division: Administration

Meeting Date: 11/23/10

Amount of Time Requested: 15 minutes

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

**BACKGROUND/EXPLANATION OF AGENDA ITEM:** The Board reviewed and revised the attached legislative priorities during the November 16 work session. Administration will review the issues and is recommending adoption of the priorities.

The legislative priorities will be presented to the Carver County legislative delegation on December 21 at 7:30 a.m. at the Chanhassen Legion.

**ACTION REQUESTED:** Motion to adopt Carver County's 2011 legislative priorities.

**FUNDING**

County Dollars = \$0

Other Sources &amp; Amounts =

Grants = \$0

**TOTAL = \$0****FISCAL IMPACT** None Included in current budget Budget amendment requested Other:*Related Financial Comments:* Reviewed by Division Director

Date: 11/17/10



**CARVER  
COUNTY**

**2011**

# **Legislative Platform**

*Item numbering is not a priority listing*

**Top priorities:**

- A. Capital Projects within Carver County:
  - Issue #1: TH101 and TH 41 River Crossings
  - Issue #2: Lake Waconia Regional Park Land Acquisition
  
- B. Statutory Authority for Counties:
  - Issue #3: Authorize Plat Approval
  - Issue #4: County Development Impact Fee
  
- C. Protect/Increase County Revenue Sources:
  - Issue #5: County Program Aid
  - Issue #6: Fund or Eliminate Unfunded Mandates and Maintenance of Efforts
  - Issue #7: Protect Revenues Dedicated to Transportation
  - Issue #8: Fund Local Bridge Repair and Replacement Program
  - Issue #9: Bonding for Highway Improvement Projects
  - Issue #10: Operating and Maintenance Funding for Regional Parks



## **Issue #1: TH 101 and TH 41 River Crossings**

---

### **Background**

Both TH 41 and TH 101 are closed on a regular basis due to flooding of the Minnesota River. This occurred twice in 2010 and along with the CR 11 closure to Jordan affected approximately 40,000 vehicle trips every day. Detouring these vehicles puts a massive burden on the area's economy by increasing congestion on TH 169 and TH 494 and other highways and significantly extending the commute for many travelers. Having these roads impassable is also a severe strain on emergency response access between Scott and Carver Counties.

MnDOT has undertaken a Tiered Environmental Impact Statement for a new TH 41 River Crossing with the goal of selecting an alignment and preserving the corridor for future construction. The proposed 2030 Transportation Policy Plan (TPP) update indicates that the TH 41 river crossing study should be reevaluated due to its cost and a lower cost high benefit solution be explored.

TH 101 in Carver County is planned to be turned back to the county and has already been turned back in Scott County. The County is willing to take over jurisdiction of TH 101 but improvements are needed to the corridor including raising the roadway at the river before the county can accept the highway. This is a critical project that connects Shakopee to Chanhassen and TH 169 to TH 212 but is not funded or even shown in any MnDOT long range plan. The county understand the unique environmental characteristics of the Minnesota River and its surrounding ecosystems and wants to protect these resources but at the same time Carver County, Scott County, the cities of Chanhassen and Shakopee, MnDOT, the DNR and other regulatory agencies must work together to construct a river crossing that allows safe and efficient travel at all times.

### **Requested Position**

Carver County requests MnDOT study and design improvements at the TH 101 and TH 41 river crossings. The County will partner with MnDOT and other agencies to study lower cost high benefit solutions for the corridors and prepare projects for future state bonding and federal funding consideration.

## DRAFT

11/23/10 Board Meeting



### Issue #2: Lake Waconia Regional Park Land Acquisition

---

#### **Background**

Lake Waconia is the second largest lake in the metropolitan area and a regional attraction for water based recreation activities. The existing public boat access on the northeast side of the lake is overwhelmed with use. Long lines of vehicles with trailers park along the busy county road between St. Bonifacius and Waconia due to the demand for boat access parking.

Carver County has an approved Regional Park Master Plan for Lake Waconia Regional Park. This master plan includes the creation of public boat access within the park boundary. Funding is requested to purchase land for the boat access and related property for Lake Waconia Regional Park. The proposed acquisition would improve public access to a regionally significant body of water, increase recreational opportunities and user satisfaction at an existing regional park. Additionally, funding is requested to develop the boat access entrance drive and provide parking for 40 vehicles with trailers and additional water access parking.

Due to the value and availability of a relatively large parcel of lakeshore property on the second largest lake in the a metropolitan area which is currently under contract with a realtor for sale, the high priority the MN Department of Natural Resources places on a public boat access, and due to the significance of this key parcel of land that is included in the approved Lake Waconia Regional Park Master Plan, legislative assistance is requested for this acquisition and development of the site.

#### **Requested Position**

Work with the MN Department of Natural Resources and support legislation to acquire 19 acres of land needed for Lake Waconia Regional Park and develop a public boat access.



### **Issue #3: Authorize Plat Approval**

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#### **Background**

Under current law, counties may only comment on plats abutting county roads and county state aid highways. Cities and townships are free to disregard concerns and recommendations offered by the county. This can lead to restrictions in future design and construction options, impact the function of the highway and can create traffic safety issues.

The population of Carver County is expected to grow by 220% by 2030. This population growth will be accompanied by a large increase in employment. The residential, retail, commercial and industrial development will add significant demands to the county transportation system. To account for these demands it is essential that proper improvements be made to the county transportation system prior to or during development and that ingress, egress and right of way be managed appropriately. Effective right of way management at the county level is essential to provide for future roadway needs and address safety, congestion and environmental concerns.

During the 2004 session, city and county representatives compromised on a plat review process allowing county engineers to conduct a review of ingress and egress, drainage, safety, rights-of-way, integration, and impact on the county wide system prior to the city's statutory plat review process. This compromise alleviated problems caused by incomplete or late submittals but did not allow counties to approve plats adjacent to their highways.

#### **Requested Position**

Carver County requests the authority to approve plats that are adjacent to county road and county state aid highway right-of-way.



## **Issue #4: County Development Impact Fees**

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### **Background**

Traditional as well as nontraditional transportation-related revenue sources are needed to meet road, bridge and transit needs. The gas tax and other user fees systems are not adequate to fund transportation needs. Increasingly, the burden has been shifting to property taxpayers to meet these needs. The Center for Transportation Studies at the University of Minnesota recently issued a research report that identified several value capture strategies that could potentially provide alternative revenue sources for state and local governments.

Carver County has identified over \$840 Million in county highway preservation, bridge, safety, expansion and connectivity needs for the next 20-years. Expansion and connectivity needs account for more than \$600 Million and a large portion of this is related to future development of the county.

Funding needed transportation improvements will require many different strategies including capturing the benefit or value of the transportation system to the developing property and using that benefit or value to help fund the improvement. Counties have the authority to implement some value capture strategies but in particular do not have the authority to collect fees for transportation improvements from developers. Charging a development fee for required county road improvements resulting from development will shift the burden of paying for new transportation infrastructure away from the residential properties to developers and commercial and industrial properties.

### **Requested Position**

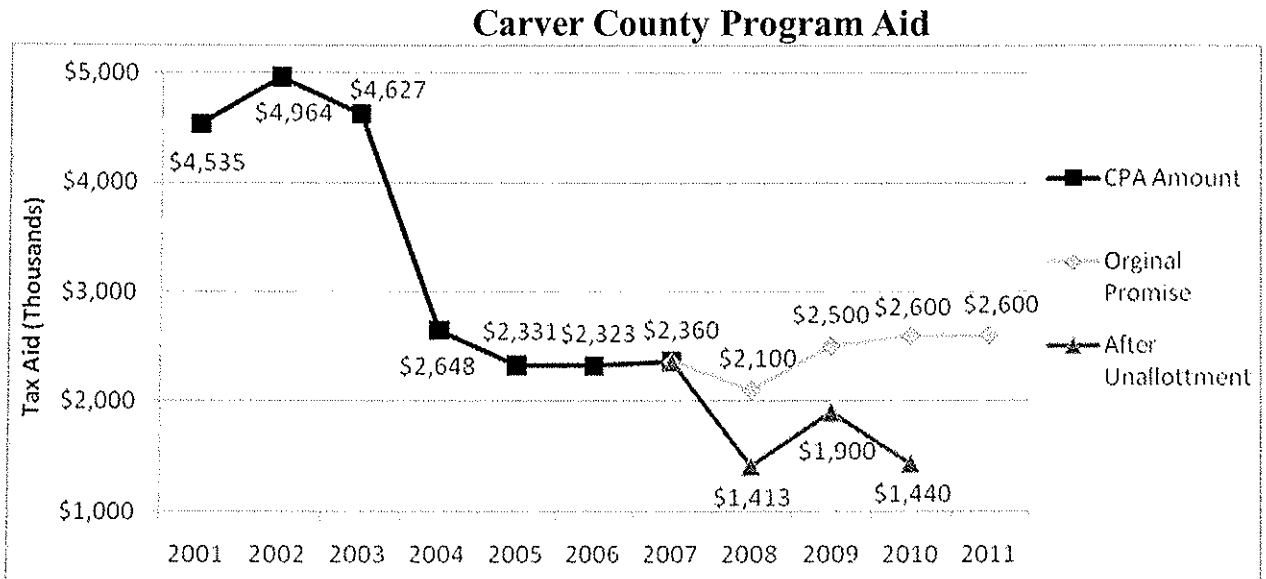
Carver County supports modernizing Minnesota's transportation finance system including consideration of harnessing value for transportation investment. Carver County requests the legislature allow counties to implement fees based on the traffic impacts to county roads from development for the purpose of constructing adequate county road infrastructure to support the development.



## Issue #5: County Program Aid

### Background

Carver County's program aid has followed the declining pattern shown on the below chart, with program aid falling from a high of \$4.96 million in 2004 to a 2011 promise of \$2.6 million. In addition, the difference between program aid promised and what eventually gets paid grew to over \$1 million in 2010.



Further cuts are expected as the State closes its \$6 billion budget shortfall. In determining any aids and credits cuts for counties, the cuts that counties suffer in other portions of the budget must be taken into account. Fairness would dictate that any aid and credit cuts be apportioned between several levels of local government including counties, cities, townships and special taxing districts - in proportion to the aids and credits they receive. In addition, any cuts should be followed by a commensurate reduction in mandated programs.

### Requested Position

Carver County urges the Legislature to distribute aid cuts equitably after taking into account the cuts that counties receive in other areas of the budget like Social Services, Court Services and Public Health.



## **Issue #6: Fund or Eliminate Unfunded Mandates and Maintenance of Efforts**

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### **Background**

Over the last seven legislative sessions, counties have been required to pay for state mandates. Examples of unfunded mandates include:

- Increasing number of civil commitment holds for sex offenders;
- Counsel for indigent parents in children in need of protective services cases; and
- Portions of the health care costs of the developmentally disabled, mentally ill and under 65 individuals.

In the later examples, these are mandated despite having given up state aid to pay for the costs of these services in the early 1990's.

To the 2009 Legislature's credit, the short-term offender program, which shifted the incarceration of felons with less than six months to serve from the state to the counties, was repealed. But a new mandated cost - access transportation services for medical assistance recipients - was shifted from the state to the 11 greater Twin City metropolitan counties at a cost exceeding \$2 million annually. Cost shifts are a hidden way for the State to fund services the Legislature wants to provide without paying for them and allow the legislature to avoid accountability for their spending decisions.

In addition to the mandates, there are at least 12 maintenance of effort requirements in current law dictating how much counties have to spend for particular programs or services. With these laws, the Legislature is literally telling counties how much to spend or, in some cases, to increase their spending. Two MOE's - for libraries and mental health - were reconfigured by the 2009 Legislature, but mandated spending levels remain in place. The Legislature cannot have it both ways. Either give counties the legal authority to actually reduce their expenditures or stop criticizing them when they increase expenditures and the property taxes to support them to meet the requirements of state law.

### **Requested Position**

Carver County urges the Legislature to either fund the cost of state mandates and maintenance of efforts or eliminate them.





## **Issue #7: Protect Revenues Dedicated to Transportation**

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### **Background**

While most of the funding streams for transportation funding are now constitutionally protected, others, such as the sales tax on leased motor vehicles, are statutorily dedicated and could be used for other purposes such as general fund deficit reduction, by action of a future Legislature.

Carver County has identified over \$840 Million in county highway preservation, bridge, safety, expansion and connectivity needs for the next 20-years. At current projections, county state aid will provide \$67.5 Million or 8% of this need. It is vital that this funding be protected and enhanced.

### **Requested Position**

Carver County opposes any efforts to divert state revenues currently dedicated to transportation to other purposes.



## **Issue #8: Fund Local Bridge Repair and Replacement Program**

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### **Background**

The state bridge bonding program is a necessary component of funding for bridges. Counties and other local units of government oversee 14,700 bridges – 75% of all bridges in the state. Of these, 1000 have been identified as structurally deficient. Carver County oversees 80 local bridges of which 16 (or 20%) currently need replacement. 7 of the 16 bridges are on the county state aid highway system with a replacement cost of \$8 Million. The state has long provided special funding for local bridges.

Additionally, counties that have experienced significant population growth have bridges that may be structurally sound but are no longer capable of handling increased traffic volume. These operationally deficient bridges should be eligible for funding under the state bridge funding program.

Bridges that are functionally obsolete or structurally deficient and new bridges on new or existing alignment should also be eligible for funding under this program.

### **Requested Position**

Carver County recommends that the Legislature continue to fund the state bridge bonding program at a level sufficient to construct, replace, rehabilitate, or renovate deficient bridges.



## **Issue #9: Bonding for Highway Improvement Projects**

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### **Background**

The 2008 Legislature enacted a comprehensive transportation funding bill that provides for new, dedicated revenues for bridges, roads and transit – at both the state and local levels of government. However, as MnDOT’s 20-Year Statewide Transportation Policy Plan makes clear, projected revenues will fall far short of transportation investment needs. According to MnDOT’s plan... “with a total estimated investment need exceeding \$65 billion during the next 20 years, and projected revenues of about \$15 billion, this analysis indicates that almost \$50 billion remains in unmet needs.” Most of the new funding in the foreseeable future will be used for state bridges and highway preservation and maintenance. Furthermore \$500 million out of the \$900 million in mobility investment in the Twin Cities is proposed for “managed” lanes. That means new transportation projects in both the metropolitan area and Greater Minnesota will continue to be delayed. This will be exasperated by the impact that the economic slowdown is having on driving habits and gas tax collections as well as new car purchases and collections of the sales tax on motor vehicles.

While immediate increases in revenues may not be possible because of the current economic environment, additional resources can be provided by using the state’s general and trunk highway bonding authority. Investing now by using bonding resources will leverage more transportation infrastructure than would otherwise be possible given the current, highly competitive bidding for construction projects. For example, the Hastings Bridge, estimated to cost \$220 million, will now be built for about \$120 million and MnDOT realized approximately \$120M in federal stimulus dollars savings due to low bids allowing more projects to be programmed.

### **Requested Position**

Carver County urges the judicious use of the state’s bonding authority to accelerate key state and local projects in the current highly competitive bidding environment for highway projects. It is further suggested that state bonds be used to leverage the County Turnback fund in order to accelerate turnbacks of trunk highways to the county which will reduce the State’s highway maintenance costs and provide expansion of the State’s minor arterial system which is being ignored.

**DRAFT**

11/23/10 Board Meeting



**Issue # 10: Operations and Maintenance Funding for Regional Parks (State and LCCMR Funding)**

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**Background**

Carver County receives a portion of its operations and maintenance funding for the regional parks it administers. O &M funding comes from funding sources of the State General Fund, LCCMR and Metropolitan Council. Annually Carver County receives approximately 10 percent or roughly \$100,000 for operations and maintenance funds.

Benefits

- Reduces County funds needed to maintain its regional parks
- Continues a satisfactory levels of park services

**Requested Position**

Support Legislation to continue operations and maintenance funding at a similar level as compared to 2009- 2010 funding cycle.



# REQUEST FOR BOARD ACTION

## AGENDA ITEM : PSA with Wuetherich Excavating for Demolition of Buildings in New Germany

Originating Division: Public Works - Parks

Meeting Date: 11/23/2010

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 Carver County Regional Rail Authority has terminated the leases for the former feed mill and coal shed buildings located in New Germany. These buildings are in poor condition and not proposed for reuse. Proposals have been received for the demolition of buildings and removal of debris and site grading.

Five proposals for the work were obtained:

	Price to Demolish Coal Storage and Feed Mill Bldgs.
Henning Excavating	\$32,625.00
Olson Construction	\$50,900.00
Schneider Excavating	\$46,800.00
Wickenhauser Excavating	\$52,260.00
Wuetherich Excavating	\$17,930.00

Based on the lowest quote, it is recommended Wuetherich Excavating be awarded the work.

### ACTION REQUESTED:

It is recommended that the Rail Authority authorize the demolition of the Feed Mill and Coal Storage buildings in New Germany and authorize the County Administrator to sign the Agreement with Wuetherich Excavating for the work.

### FUNDING

County Dollars = \$0  
 Other Sources & Amounts =  
 Carver County Regional Rail Authority = \$17,930.00  
**TOTAL = \$17,930.00**

### FISCAL IMPACT

None  
 Included in current budget  
 Budget amendment requested  
 Other:

*Related Financial Comments:* The proposed demolition work does not include the cost of demolition of the garage building in New Germany or the potential removal of fuel tanks that may be adjacent to the garage building.

Reviewed by Division Director

Date: 10/20/10

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# REQUEST FOR BOARD ACTION

**AGENDA ITEM : County Cost Participation Policy for Development Driven Projects**

Originating Division: Public Works

Meeting Date: November 23, 2010

Amount of Time Requested: 45 mins

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

**BACKGROUND/EXPLANATION OF AGENDA ITEM:** The 2030 Road System Plan estimates \$840 Million in road and bridge needs in the next 20 years. Maximum revenues from all current sources are estimated at \$300 Million leaving a considerable funding shortfall. The majority of the future road and bridge needs (\$610 Million) are based on the estimated growth of the county. As development occurs the county road system needs to be expanded and new roads need to be constructed to meet traffic demands.

The existing cost participation policy for roads and bridges determines the cost share for county road projects with cities and townships. The policy allows the county to charge cities and townships for a portion of the costs of county projects that are urban in nature (curbs, signals, storm sewers, sidewalk, etc). The policy is based on individual items but usually results in about an 80-20 county-city cost share on typical projects.

The existing cost share policy is inadequate to fund projects that are development driven and are not in the county CIP.

Staff has been working on cost allocation strategies that could be used to get required county road improvement built with development. These strategies will be shared with the board and two examples of development driven projects on CSAH 11 and CSAH 10 will be discussed.

**ACTION REQUESTED:****FUNDING**

County Dollars =

Other Sources &amp; Amounts =

Federal =

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

Date: 11/16/2010