



CARVER COUNTY

minnesota

Carver County Board of Commissioners April 4, 2023 Board Meeting

The County Board Room is open to the public.

Individuals who are not able to attend in person and wish to provide public comments can do so by email at admin-contact@co.carver.mn.us or by leaving a voicemail at (952) 361-1516. Public comments received in writing such as those received by e-mail will be summarized during the meeting and posted on the County website at <https://www.co.carver.mn.us/government/county-board-of-commissioners/county-board-meetings-and-agendas> following the meeting. Voicemail public comments will be played during the meeting. If you would like to join the Regular Session videoconference please send an e-mail, no later than noon on the Monday prior to the scheduled meeting date, to Carver County Administration at admin-contact@co.carver.mn.us to receive a WebEx invitation.

Public comments that relate to an item on the agenda will be heard when that agenda item is discussed. Please limit your public comments to five minutes or less.

The Regular Session portion of the meeting will be webcast live at: <https://youtube.com/@CarverCountyMN>

- 9:00 a.m. 1. a) **CONVENE**
- b) **Pledge of allegiance**
- c) **Public comments**
- 2. Agenda review and adoption
- 3. Approve minutes of March 21, 2023 Regular Session 1-2
- 4. Community Announcements
- 9:20 a.m. 5. **CONSENT AGENDA**
- Communities: Create and maintain safe, healthy, and livable communities*
- 5.1 Request to contract with Liberty Tire Recycling 3
- 5.2 Award of Construction Contract to Kamco Inc. for the 2023 County Wide Crack Seal Project (resolution) 4-8
- 5.3 Approval for Professional Services Agreement with WSB & Associates for 2023 Construction Project Material Testing Contract 9

5.4	Professional Service Agreement with Beltranslate Translation Services.....	10
5.5	AMHI HCBS FMAP Grant Contract with MN Department of Human Services.....	11-12
5.6	2023 Aquatic Invasive Species Program.....	13-17
5.7	National Opioid New Settlements Approval	18-24
5.8	Donation to Community Support Program	25
5.9	Elimination of nine .9 FTE in the Crisis Program and addition of nine 1.0 FTE in the Crisis Program.	26-27

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

5.10	Charitable Gambling Application for Exempt Permit-Zoar United Church of Christ.....	28
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Culture: Provide organizational culture fostering accountability to achieve goals and sustain trust/confidence in County government

5.11	Approval of Memorandum of Agreement with Teamsters Local 320 Detention Sergeant and Emergency Communications Supervisors Unit Regarding One-Time Lump Sum Retention Recognition Payment	29-30
5.12	Approval of Memorandum of Agreement with Teamsters Local 320 Detention Deputy, 911 Dispatcher, TAC Unit Regarding One-Time Lump Sum Retention Recognition Payment.....	31-32
5.13	Approval of the AFSCME General Unit 2023-2024 Collective Bargaining Agreement.....	33-35

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

5.14	H & J Electric - Request for Home Extended Business Accessory Use (CUP).....	36-40
5.15	L & T Tree Service - Request for Contractor's Yard (CUP)	41-45

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

5.16	Review Health & Human Services and Commissioner Warrants.....	NO ATT
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9:20 a.m. 6. **COMMUNITIES: Create and maintain safe, healthy, and livable communities**
6.1 Metropolitan Mosquito Control Update..... 46

9:45 a.m. **ADJOURN AS CARVER COUNTY BOARD AND CONVENE AS CARVER COUNTY DITCH AUTHORITY**

9:45 a.m. 7. **COMMUNITIES: Create and maintain safe, healthy, and livable communities**
7.1 Modernization of County Ditch Historical Documents..... 47

10:00 a.m. **ADJOURN AS CARVER COUNTY DITCH AUTHORITY**

10:05 a.m. 8. **COUNTY ADMINISTRATOR REPORT**

David Hemze
County Administrator

UPCOMING MEETINGS

April 11, 2023	No Meeting
April 18, 2023	9:00 a.m. Board Meeting
April 25, 2023	7:30 a.m. Carver County Leaders Meeting
April 25, 2023	9:00 a.m. Board Work Session
May 2, 2023	9:00 a.m. Board Meeting
May 9, 2023	No Meeting
May 9, 2023	9:00 a.m. Midwest Medical Examiner Building Tour
May 16, 2023	9:00 a.m. Board Meeting

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on March 21, 2023. Chair John P. Fahey convened the session at 9:00 a.m.

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

Members absent: Tom Workman.

No public comments were received.

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

Lynch moved, Degler seconded, to approve the minutes of the March 7, 2023, Regular Session. Motion carried unanimously.

Udermann moved to remove the funding mechanisms for items 5.6 through 5.10 from the Consent to the Regular agenda. Motion died for lack of a second.

Udermann clarified he fully supported the negotiated agreements that were reached but did not support the funding mechanisms. He recognized the use of CARES and ARPA dollars and did not believe those funds should be used for short term funding gaps.

Fahey and Degler noted the proposed funding was discussed at a closed session and there was consensus on where the funds would come from.

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

Approved Drug Court Team's out of state travel to attend the National Association of Drug Court Professionals conference.

Approved attendance for an HHS supervisory employee to attend the CSH Supportive Housing Summit in Philadelphia, PA.

Approved elimination of two 0.5 FTE Crisis Social Work positions and creation of 1.0 FTE Crisis Social Worker position and related HH&S budget amendment.

Approved transferring ownership of 2015 Ford E450 minibus to the Carver County Veterans Council for \$1.00.

Approved application for renewal of the on-sale liquor license for Parley Lake Winery dba Parley Lake Winery, subject to receipt of all required paperwork, fees and taxes being paid.

Approved the 2023-2024 LELS Licensed Sergeants Unit Collective Bargaining Agreement and related budget amendment.

Approved the 2023-2024 Teamsters Licensed Management Bargaining Unit Collective Bargaining Agreement and related budget amendment.

Approved the 2023-2023 AFSCME Public Works Unit Collective Bargaining Agreement and related budget amendment.

Approved the 2023-2024 AFSCME Health and Human Services Bargaining Unit Collective Bargaining Agreement and related budget amendment.

Resolution #23-23, Updating 2023 Non-Bargaining Employee Compensation and Benefits and related budget amendment.

Approved request for two Sheriff's employees to attend the out of state Public Safety Divers Association Conference and use Sheriff's budget funds to supplement registration fees for dive team volunteers.

Resolution #24-23, Support and Approval for Submittal of Community Project Funding and Congressionally Directed Spending Requests.

Approved professional services agreement with SRF Consulting Group for \$1,260,912.00 for the Highway 18 Project-Arboretum Area for preliminary and final design professional services, pending finalization of the contract review process.

Reviewed March 14, 2023, Community Social Services' actions/Commissioners' warrants in the amount of \$951,946.90 and reviewed March 21, 2023, Community Social Services' actions/Commissioners' warrants in the amount of \$494,980.17.

On vote taken on the consent agenda, Degler, Fahey, Lynch voted aye. Udermann voted nay. Motion carried.

Jason Kamerud, Sheriff, requested the Board adopt Proclamations recognizing the Sheriff's Office dispatchers, administrative professionals, nurses, correctional officers and police officers. He summarized the work responsibilities for each unit and asked the Board to recognize their contributions.

The Board acknowledged these were not easy professions and thanked them for their service to County residents.

Udermann moved, Lynch seconded, to approve and authorize Proclamations for National Public Safety Telecommunications Week, National Administrative Professionals Day, National Nurses Day, National Correctional Officers Week and National Policy Week. Motion carried unanimously.

Lynch moved, Degler seconded, to adjourn the Regular Session at 9:25 a.m. and go into a work session to receive the Medical Examiner's Annual Report. Motion carried unanimously.

David Hemze
County Administrator

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

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Request to contract with Liberty Tire Recycling

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:
Consent

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

Environmental Services is recommending the County enter into a contract with Liberty Tire Recycling, LLC for tire collection and recycling from the Environmental Center and two County sponsored Special Waste Collection events.

Liberty Tire will provide labor and equipment to receive tires and transport them off-site for recycling. Liberty Tire has the equipment to handle the large volumes of tires at the collection events and offers various sizes of tire storage cages to accommodate the needs of the Environmental Center. Fees collected from residents will partially offset the cost of the contracted services.

It is important to provide tire recycling opportunities for residents, because tires are banned from landfills. In addition, an improperly stored tire can create a breeding ground for thousands of mosquitoes which can carry dangerous diseases such as encephalitis and West Nile Virus.

The term of the contract is one year and costs shall not exceed \$40,000. The County is aware of two large tire disposal vendors servicing our area. Both were contacted for pricing and only Liberty responded. The County has worked with Liberty in the past and they have performed well. The agreement has been approved through the contract review process.

ACTION REQUESTED:

Motion to contract with Liberty Tire Recycling.

FISCAL IMPACT:

If "Other", specify:

FTE IMPACT:

FUNDING

County Dollars =	<input type="text" value=""/>
Solid Waste Service Fees	\$40,000.00
Total	\$40,000.00

Insert additional funding source

Related Financial/FTE Comments:

Funding for this contract would come from Solid Waste Service Fees and State Recycling Grants. Drop-off fees collected from residents will partially offset the cost of these contracted services.

Office use only:

RBA 2023 - 8963

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Award of Construction Contract to Kamco Inc. for the 2023 County Wide Crack Seal Project (resolution)

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

Crack sealing is an integral part of the County's Highway Preservation Program (HPP). Each year, Public Works contracts the majority of the specialized crack sealing work as it would take too many resources for county staff to perform the work in a cost effective manner. The Contractor supplies the labor and equipment and the County supplies the materials for this work.

The 2023 crack sealing program includes approximately 47 miles of county roads as shown on the attached map. Quotes were received and evaluated on March 10, 2023 for the 2023 County Wide Crack Seal Project as shown on the attached summary. The apparent low quote was Kamco, Inc. in the amount of \$159,723.50. Public Works staff recommends award of the contract to Kamco, Inc. to proceed with the 2023 County Wide Crack Seal Project.

ACTION REQUESTED:

Adopt a resolution to award a construction contract to KAMCO, Inc. for \$159,723.50 for the 2023 County Wide Crack Seal Project, pending finalization of the contract review process.

FISCAL IMPACT:

If "Other", specify:

FUNDING

County Dollars =

County Levy	\$159,723.50
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FTE IMPACT:

Total	\$159,723.50
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Insert additional funding source

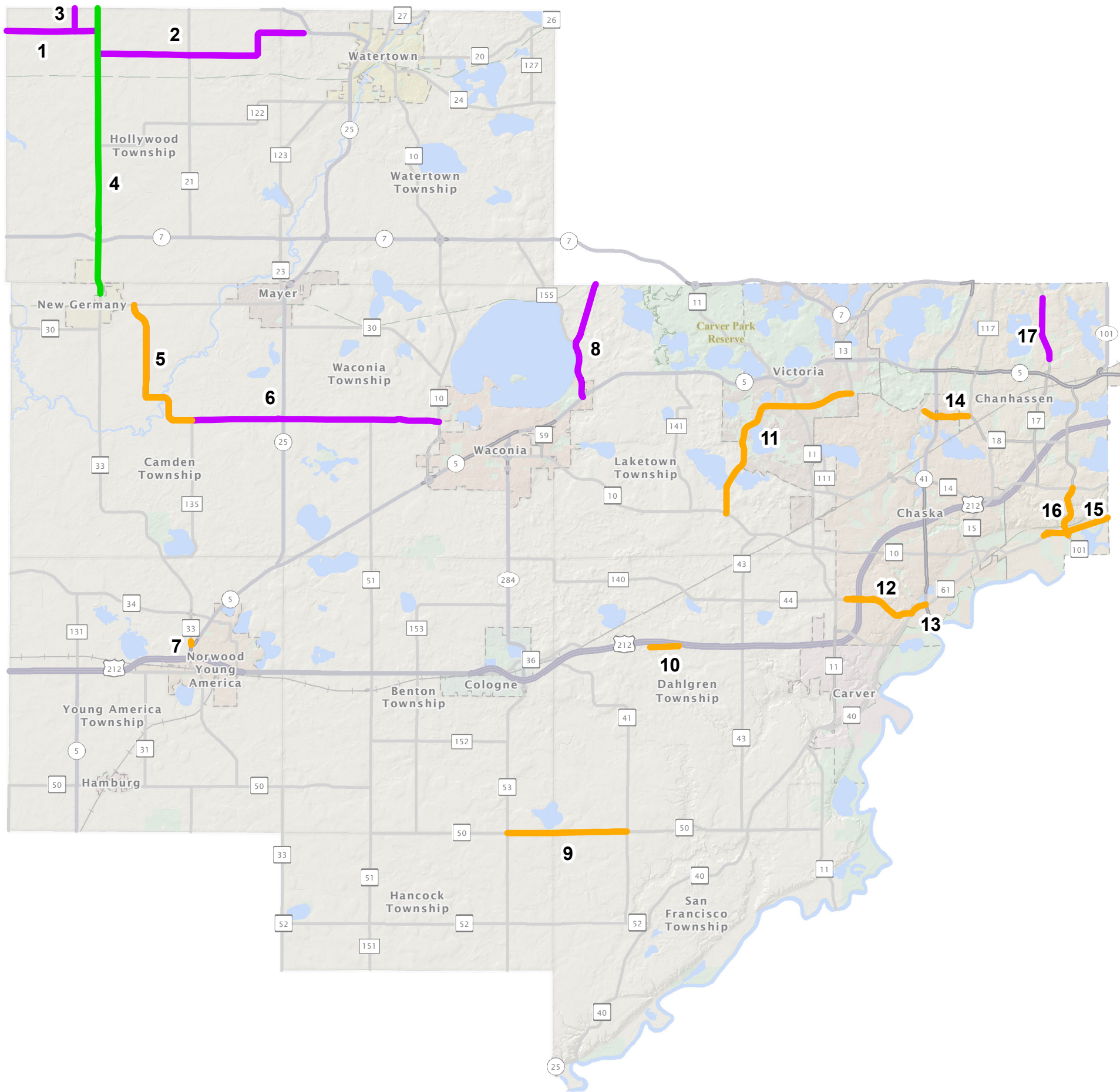
Related Financial/FTE Comments:

Office use only:

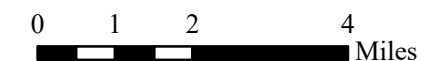
RBA 2023 - 8966

2023 Highway Preservation Plan - Crack Filling

- Clean & Seal
- Rout & Seal
- Clean & Seal Mainline / Rout & Seal Shoulders



ID	Road	Extent	Length (ft)
1	CSAH 20	County line to CSAH 33	10,517
2	CSAH 20	CSAH 33 to 1000' W of TH 25	26,212
3	CR 133	CSAH 20 to county line	2,654
4	CSAH 33	300' N of Manning St to county line	33,070
5	CSAH 32	CSAH 30 to CR 135	18,563
6	CSAH 32	CR 135 to CSAH 10	28,634
7	CSAH 33	TH 5/25 Roundabout to 400' N of roundabout	378
8	CSAH 92	TH 5 to county line	13,661
9	CSAH 50	CSAH 53 to CSAH 41	13,812
10	Herb Farm Ct	Kelly Ave to culdesac end	3,333
11	CSAH 43 & 18	CSAH 10 to CSAH 13	24,493
12	CSAH 44	1300' E of CSAH 11 to CSAH 61	9,306
13	CSAH 61	375' N of CSAH 44 to TH 41	1,652
14	CSAH 18	Road start to 100' W of CSAH 15 North	5,791
15	CSAH 61	450' W of Bluff Creek Dr to county line	8,450
16	CSAH 101	Minnesota River bridge to CSAH 14	5,897
17	CSAH 17	1500' N of 78th St to 60' S of Devonshire Dr	7,216



This map was created using a compilation of information and data from various City, County, State, and Federal offices. It 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.



Public Works Division
 11360 Hwy 212, Suite 1
 Cologne, MN 55322
 (952) 466-5200
 Created: 1/23/2023



**Carver County
Public Works**
11360 Highway 212, Suite 1
Cologne, MN 55322

Quote Summary

2023 County Highway Crack Sealing Project

Project Number: 2301

Carver County Public Works

Date: 3-10-2023

Bidder Name	Total Amount	Percent Over/Under Estimate
Bargen, Inc.	\$401,831.80	186.97%
Fahrner Asphalt Sealers	\$254,722.28	81.91%
Kamco, Inc.	\$159,723.50	14.07%
Astech Surface Technologies Corp.	\$283,820.00	102.69%
Engineer's Estimate	\$140,026.76	0.00%

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: April 4, 2023 Resolution No: _____
 Motion by Commissioner: _____ Seconded by Commissioner: _____

Awarding of the 2023 County Wide Crack Sealing Project Carver County Contract 23-120 Project # 2301

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

WHEREAS, On Friday, March 10th at 02:00 P.M. at Carver County Public Works, 11360 Highway 212, Cologne, Minnesota, four (4) quotes were received by Carver County Public Works for the 2023 County Wide Crack Sealing Project, said quotes for the responsible bidders are summarized as follows:

Bidder Name	Total Amount	% Over/Under Estimate
<i>Engineer's Estimate</i>	<i>\$140,026.76</i>	
Bargen, Inc.	\$401,831.8	186.97%
Fahrner Asphalt Sealers	\$254,722.28	81.91%
Kamco, Inc.	\$159,723.50	14.07%
Astech Surface Technologies Corp.	\$283,820.00	102.69%

And WHEREAS, after examination of the quotes by Carver County Public Works, Kamco, Inc. is the successful low responsible quoter.

NOW THEREFORE, BE IT RESOLVED that the Carver County Board of Commissioners hereby authorizes and directs the Carver County Board Chairman and Carver County Administrator to enter into Carver County Contract 23-120 with Kamco, Inc of Dassel, MN, in the name of the County of Carver for the construction of the 2023 County Wide Crack Sealing Project in accordance with the construction plans and specifications contained in the project manual; and

BE IT FURTHER RESOLVED that Carver County Engineer, or his designee, is hereby authorized to take actions necessary and to enter into all change orders on behalf of Carver County as the lead contracting agency for the project, with the approval of the partnering agency(ies) for their respective cost share increase. The approval of the Carver County Engineer, or his designee, of Carver County's cost share of the change orders is limited to an amount less than twenty five thousand dollars (\$25,000) and an increased aggregate project total of all project changes of fifty thousand dollars (\$50,000.00), when time is of the essence to make contract changes due to unforeseen construction conditions in order to minimize construction delays and to efficiently carry out the planned project improvements.

YES

ABSENT

NO

STATE OF MINNESOTA
 COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the 4th day of April, 2023, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 4th day of April 2023.

Dave Hemze

County Administrator

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Approval for Professional Services Agreement with WSB & Associates for 2023 Construction Project Material Testing Contract

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

This contract is for material testing for the Highway 20/25 Intersection Project, Highway 41 Bridge Project, and 2023 On-Call Material Testing. Testing services include but not limited to soils, concrete, and bituminous. Public Works does not have staff available to fully perform material testing in-house. This will be on an as needed not to exceed cost basis. WSB has performed previous material testing contracts for Carver County successfully and come highly recommended from County inspection staff.

ACTION REQUESTED:

Motion to approve a professional services agreement with WSB & ASSOCIATES INC for material testing on 2023 construction projects in the amount of \$62,209.00, pending finalization of the contract review process.

FISCAL IMPACT:

If "Other", specify:

FTE IMPACT:

FUNDING

County Dollars =	\$39,647.00
State Aid Regular	\$22,562.00
Total	\$62,209.00

Insert additional funding source

Related Financial/FTE Comments:

Highway 20/25 Intersection Project Material Testing is \$22,562. Highway 41 Bridge Project Material Testing is \$14,648. 2023 On-Call Material Testing Retainer is \$24,999.

Office use only:

RBA 2023 - 8973

Carver County Board of Commissioners Request for Board Action



Agenda Item:
Professional Service Agreement with Beltranslate Translation Services

Primary Originating Division/Dept: <input type="text" value="Health & Human Services - Child & Family"/>	Meeting Date: <input type="text" value="4/4/2023"/>
Contact: <input type="text" value="Michelle Selinger"/> Title: <input type="text" value="Child & Family Manager"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Strategic Initiative: <input type="text" value="Communities: Create and maintain safe, healthy, and livable communities"/>	

BACKGROUND/JUSTIFICATION:

There are times when Health and Human Services is in need of time-sensitive document translation in order to ensure the safety and well-being of a child. This vendor is able to provide a quick turnaround when translation to Spanish is required with our Child Protection documents so families can understand their safety plan. The Professional Service Agreement (PSA) has already routed and been approved through the internal contract review process.

ACTION REQUESTED:

Motion to approve a Professional Service Agreement with Beltranslate Translation Services with a not to exceed amount of \$25,000 for the period beginning with the County Board's approval through 12/01/2024.

FISCAL IMPACT: <input type="text" value="Included in current budget"/>	FUNDING						
If "Other", specify: <input type="text" value=""/>	<table style="width: 100%;"> <tr> <td style="width: 70%;">County Dollars =</td> <td style="width: 30%; text-align: right;">\$25,000.00</td> </tr> <tr> <td> </td> <td> </td> </tr> <tr> <td>Total</td> <td style="text-align: right;">\$25,000.00</td> </tr> </table>	County Dollars =	\$25,000.00			Total	\$25,000.00
County Dollars =	\$25,000.00						
Total	\$25,000.00						
FTE IMPACT: <input type="text" value="None"/>	<input checked="" type="checkbox"/> Insert additional funding source						

Related Financial/FTE Comments:

The county dollars specified are already included in the current Health & Human Services budget; therefore, there is no additional money being requested for this service. This RBA is simply to approve the PSA.

Office use only:

RBA 2023 - 8979

Carver County Board of Commissioners Request for Board Action



Agenda Item:
AMHI HCBS FMAP Grant Contract with MN Department of Human Services

Primary Originating Division/Dept: <input type="text" value="Health & Human Services - Behavioral Health"/>	Meeting Date: <input type="text" value="4/4/2023"/>
Contact: <input type="text" value="Melissa Hanson"/> Title: <input type="text" value="Community Support Supervisor"/>	Item Type: <input type="text" value="Consent"/>
Amount of Time Requested: <input type="text" value=""/> minutes Presenter: <input type="text" value=""/> Title: <input type="text" value=""/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Strategic Initiative: <input type="text" value="Communities: Create and maintain safe, healthy, and livable communities"/>	

BACKGROUND/JUSTIFICATION:

Health and Human Services (HHS) is requesting approval to contract with the Minnesota Department of Human Services (MN DHS) to receive \$138,878.33 from the Adult Mental Health Initiative (AMHI) Home and Community Based Services Federal Medical Assistance Percentage (HCBS FMAP) Grant. This grant funding is to enhance, expand, or strengthen AMHI allowable Medical Assistance (MA) eligible Home and Community Based Services. This grant funding for SFY 2023 and SFY 2024 will be used to renovate the Community Support Program (CSP) room at 1st Street Center including ADA compliant features and appliances, purchase a vehicle to assist adults with serious and persistent mental illness in accessing necessary rehabilitative services, purchase technology to allow for continued use of telemedicine services in diverse communities, and provide staff training to better meet the needs of diverse communities. This funding will provide increased accessibility for Carver County residents experiencing serious and persistent mental illness to participate in rehabilitative services.

ACTION REQUESTED:

Motion to contract with MN DHS for the AMHI HCBS FMAP Grant in the amount of \$138,878.33.

FISCAL IMPACT: <input type="text" value="Budget amendment request form"/>	FUNDING						
<i>If "Other", specify:</i> <input type="text"/>	<table style="width: 100%;"> <tr> <td>County Dollars =</td> <td style="text-align: right;">\$0.00</td> </tr> <tr> <td>MN DHS</td> <td style="text-align: right;">\$138,878.33</td> </tr> <tr> <td>Total</td> <td style="text-align: right;">\$138,878.33</td> </tr> </table>	County Dollars =	\$0.00	MN DHS	\$138,878.33	Total	\$138,878.33
County Dollars =	\$0.00						
MN DHS	\$138,878.33						
Total	\$138,878.33						
FTE IMPACT: <input type="text" value="None"/>	<input checked="" type="checkbox"/> Insert additional funding source						

Related Financial/FTE Comments:

Grant amount for SFY 2023 is \$129,868.33. Grant amount for SFY 2024 is \$9,010. Invoices will be submitted by Carver County HHS through the Enterprise Grants Management System (EGMS).

Office use only:

RBA 2023 - 8994

Budget Amendment Request Form



To be filled out AFTER RBA submittal

Agenda Item: AMHI HCBS FMAP Grant Contract with MN Department of Human Services

Department:

Meeting Date:

Fund:

- 01 - General
- 02 - Reserve
- 03 - Public Works
- 11 - CSS
- 15 - CCRRA
- 30 - Building CIP
- 32 - Road/Bridge CIP
- 34 - Parks & Trails
- 35 - Debt Service

Requested By:

DEBIT		
Description of Accounts	Acct #	Amount
SFY 23 Facility renovation	11-480-741-0033-6640	\$63,219.93
SFY 23 Technology	11-480-741-0033-6260	\$19,514.55
SFY 23 Vehicle Purchase	11-480-741-0033-6670	\$37,134.00
SFY 23 Staff Training	11-480-741-0033-6332	\$9,999.85
SFY 24 Staff Training	11-480-741-0033-6332	\$9,010.00
TOTAL		\$138,878.33

CREDIT		
Description of Accounts	Acct #	Amount
SFY 23 AMHI FMAP Grant	11-480-741-0033-...	\$129,868.33
SFY 24 AMHI FMAP Grant	11-480-741-0033-...	\$9,010.00
TOTAL		\$138,878.33

Reason for Request:

Approval of AMHI FMAP Grant and expenditures

Carver County Board of Commissioners Request for Board Action



Agenda Item:
2023 Aquatic Invasive Species Program

Primary Originating Division/Dept: ▼

Meeting Date:

Contact: Title:

Item Type:
 ▼

Amount of Time Requested: minutes
Presenter: Title:

Attachments: Yes No

Strategic Initiative:
 ▼

BACKGROUND/JUSTIFICATION:

The Carver County Planning & Water Management Dept is responsible for the planning and operation of the County's Aquatic Invasive Species (AIS) Prevention and Management Program which includes watercraft inspections, AIS early detection monitoring & rapid response, education & outreach, and AIS management projects. The Board approved a 5-year AIS Strategic Plan in 2022 that outlines goals, priorities, and strategies for controlling AIS in Carver County. Staff is now requesting approval of the 2023 [AIS Annual Plan](#), which is guided by the 5-year strategic plan, and is required by the MN Department of Natural Resources. Because the County receives AIS prevention aid funds from the State, the County is required to establish, by resolution or adoption of an annual plan, guidelines for the use of the proceeds, and submit to the MNDNR. The attached memo summarizes the 2023 plan, budget, and any changes to the program since the previous year.

ACTION REQUESTED:

1. Motion to approve the 2023 Aquatic Invasive Species Annual Plan.
2. Motion to authorize the Chair to sign a watercraft inspection partnership agreement with the City of Chanhassen pending completion of contract review.

FISCAL IMPACT: ▼

If "Other", specify:

FTE IMPACT: ▼

FUNDING

County Dollars =	\$28,000.00
State Prevention Aid	\$141,479.00
WMO	\$60,682.00
Chanhassen Partnership	\$35,000.00
Rapid Response and Rollc	\$92,000.00
Total	\$357,161.00

Insert additional funding source

Related Financial/FTE Comments:

Staff will submit budget amendment for additional Chanhassen Partner revenue as part of the contract review. Staff is in the process of finalizing the partnership agreement amount as it varies slightly from year to year, but expects close to \$35,000.

Office use only:

RBA 2023 - 8996

Memo

To: County Commissioners, David Hemze

From: Andrew Dickhart, AIS Coordinator

Date: April 4, 2023

Re: 2023 County AIS Program Summary

CC: Nick Koktavy, Paul Moline

Requested Action

Approve the 2023 Aquatic Invasive Species (AIS) plan and authorize chair to sign associated partnership agreement with the City of Chanhassen.

Summary

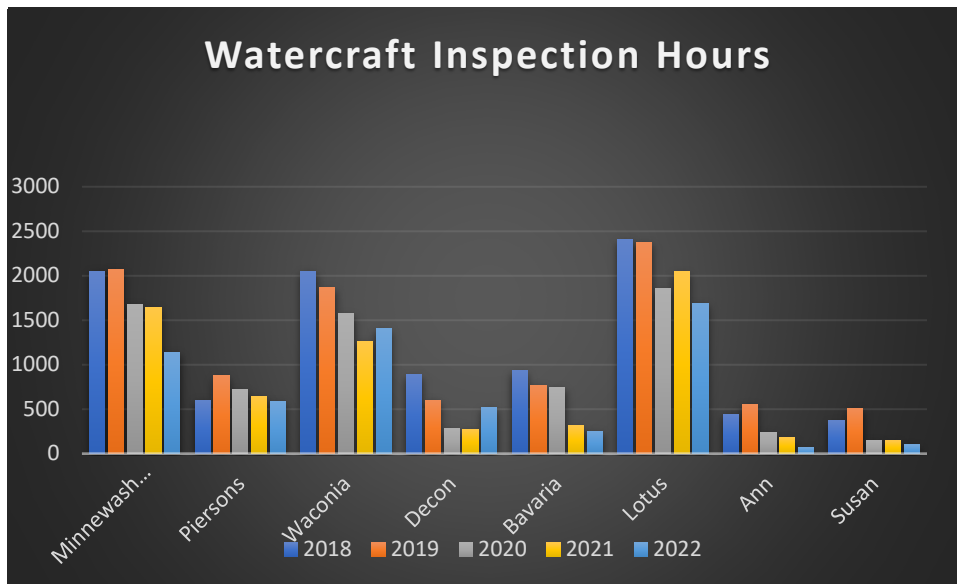
The following is a summary of the proposed 2023 Aquatic Invasive Species (AIS) Program including:

- 2023 Changes
- 2023 Inspection & Monitoring Model
- 2023 AIS lakes
- 2023 Revenues and Expenditures

2023 Changes

Because of the Covid 19 pandemic and staffing shortages, recruitment for seasonal positions such as watercraft inspectors has been challenging. Recruiting enough inspectors to fulfill the department's budgeted inspection hours has not occurred since 2019. To reflect actual budgets and staffing over the last 3 years staff proposes a shift of up to \$20,000 of the annual budget from watercraft inspections to AIS management/control. Note that these funds have been unused inspection dollars and staff is **not requesting** to further decrease watercraft inspection hours from the previous three years, rather to budget only the number of hours estimated to be staffed.

The figure below displays the number of watercraft inspection hours that the County has **completed annually** since 2018. The graph shows a steady decrease of hours, driven by low recruitment. New proposed inspection hours that better align with available staff are described in the next section.



Staff consulted with Carver County AIS stakeholders to prioritize the use of the shifted ~\$20,000. The majority of stakeholders agreed that control of aquatic invasive plants was their top priority, followed by education. The 2023 AIS Annual plan and budget reflect these changes and the WMO Advisory Committee recommended the plan at the February committee meeting. Staff, along with stakeholders, will investigate various strategies for the control of aquatic vegetation in the County, as well as outreach ideas to be implemented in 2023 or 2024. Likely strategies are:

- Herbicide control of invasive plants (lake weeds and invasive riparian plants)
- Harvest of invasive plants/noxious weeds
- Collaboration with residents, lake associations, and other agencies

2023 AIS Inspection and Monitoring Model

- County partners with CCWMO, City of Chanhassen, Lotus Lake Conservation Alliance, and Riley Purgatory Bluff Creek Watershed District to determine level of watercraft inspection services based on the AIS Prioritization Plan
- Service is provided to lakes that have public accesses within the County¹
 - ¹MN Statute 477A.19, Subd. 3. **Use of proceeds.** A county that receives a distribution under this section must use the proceeds solely to prevent the introduction or limit the spread of aquatic invasive species at all access sites within the county. The county must establish, by resolution or through adoption of a plan, guidelines for the use of the proceeds. [Emphasis added.]
- Dedicated inspection service for high priority lakes **Waconia, Minnewashta, and Lotus**
 - 1,500 hours of watercraft inspection services - Fishing opener to Labor Day
- Extended inspection service may be provided on high priority lakes if staffing allows
- Varied inspection services on lower priority lakes:
 - Piersons 500 hours
 - Bavaria 500 hours
 - Ann 250 hours
 - Susan 250 hours

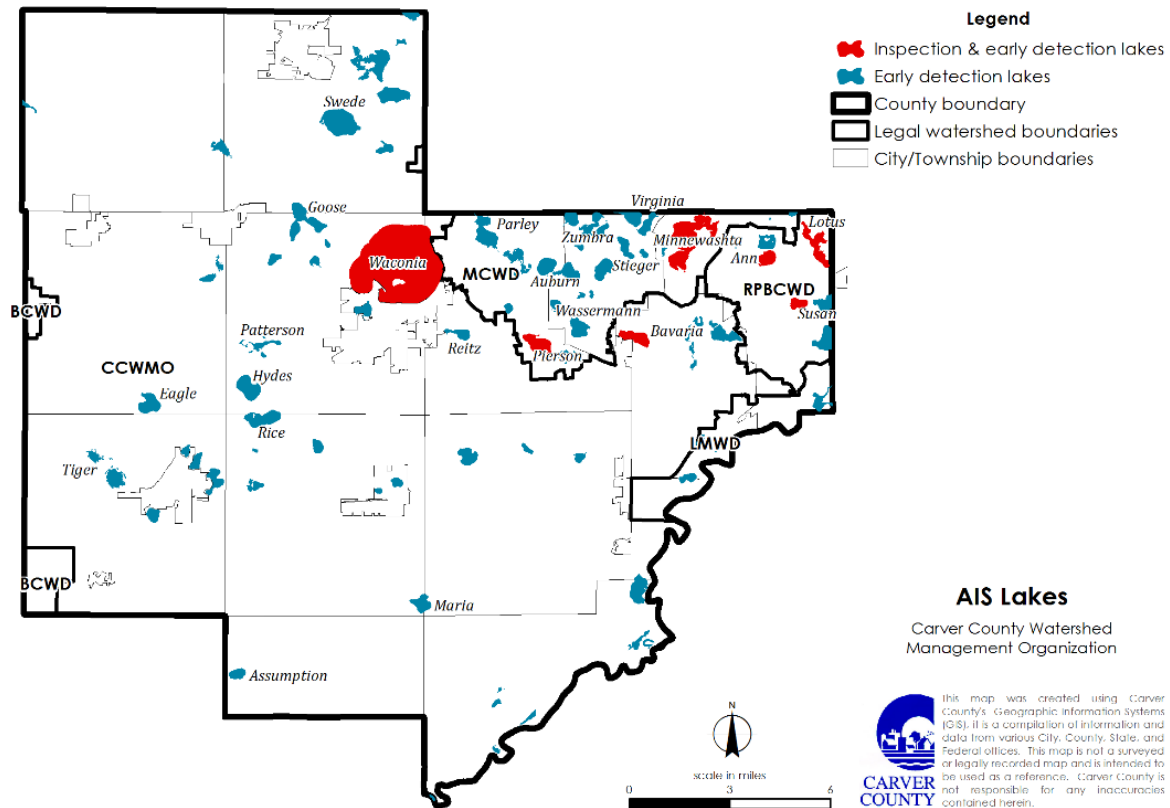
- Enhanced Early Detection Monitoring on all lakes with public accesses
 - Two seasonal interns
 - Results in greater number and frequency of lakes receiving early detection monitoring
- Proposed Decontamination Service
 - Provided weekends mid-May through October at new Waconia access
 - SERVICE OFFERED FREE to all users

Watercraft Inspection Partnership Agreement

- City of Chanhassen Lakes
 - Total Cost apx. \$35,000 (agreement review in progress)
 - Cost includes funds from Lotus Lake Assoc. & RPBCWD
 - LAKES: Lotus, Susan, Ann

Projects and Grants

- Benton Lake Carp Management
 - Three-year BWSR Grant: 2023-2025
- Hazeltine/Big woods Lake Goldfish Management
 - Three- year Feasibility Study – BWSR Grant 2021-2023



Revenues and Expenditures 2023

AIS Funding 2023

Source

State Prevention Aid	\$	141,479.00
WMO	\$	60,682.00
Chanhassen Partners	\$	35,000.00
County	\$	28,000.00
Rollover/Rapid Response contingency	\$	92,000.00
TOTAL	\$	357,161.00

Estimated Expenditures 2023

Inspections & Coordination	\$	218,181.40
Decontamination	\$	13,000.00
Rapid Response/Contingency fund	\$	30,000.00
Monitoring	\$	24,068.00
Education	\$	7,000.00
Vegetation Management	\$	20,000.00
Benton Lake Carp Management	\$	39,162.00
Operating Supplies/Training	\$	5,749.60
Total	\$	357,161.00

Carver County Board of Commissioners Request for Board Action



Agenda Item:

National Opioid New Settlements Approval

Primary Originating Division/Dept: Attorney

Meeting Date: 4/4/2023

Contact: Mark Metz Title: County Attorney

Item Type:

Consent

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

Carver County, along with the State of Minnesota and numerous counties and cities, has been engaged in nationwide civil litigation against manufacturers and distributors of prescription opioids related to the opioid crisis. In 2021, Carver County agreed to enter into certain settlement agreements with three pharmaceutical distributors and the drug manufacturer. Now, additional settlement offers have been received from pharmaceutical manufacturers, Teva and Allergan, and three pharmacies, CVS, Walgreens and Walmart.

Agreeing to a settlement will avoid the significant time and expense of continuing to pursue litigation. As part of the settlement, the County is agreeing to release claims against the above-referenced manufacturers and pharmacies. In doing so, the State of Minnesota will receive an estimated \$235 million. Those settlement dollars will be split between the State and local governments according to the allocation model agreed to by the State and its subdivisions, in the Minnesota Opioids State-Subdivision Memorandum of Agreement (75% subdivision, 25% State), which was Amended to include the five new settlement agreements.

As part of this action, it is also recommended that the County agree to the Amended State-Subdivision Agreement. For these additional settlement offers, if approved, Carver County will receive 1.1452829659572% of the to-be-determined (TBD) Abatement Allocation from the Supply Chain participants.

The Minnesota Opioids State-Subdivision Memorandum of Agreement (MoA) authorized local Public Health as the Chief Strategist and lead to identify, collaborate, and respond to local issues and to decide how to leverage and disburse Opioid Settlement Funds. Per the MoA, Public Health must convene multi-sector meetings and build upon the Community Health Assessment and Community Health Improvement Plan. Attached is an abbreviated list of eligible uses for abatement funds per the MoA.

Health & Human Services requested and the County Board approved (RBA-8884) hiring a .3 FTE to coordinate efforts and lead the implementation of evidence-informed approaches to prevent and address addiction such as but not limited to, for example, broaden access to naloxone or increase use of medication-assisted treatment to treat opioid use disorder, increase treatment in the local jail, provide Substance Use Disorder treatment and supports during pregnancy and the postpartum period, expand services for neonatal opioid withdrawal syndrome, expand harm reduction programs, and/or implement drug disposal systems.

Health & Human Services will present additional specific recommendations for spending the opioid settlement funds at future County Board meetings.

ACTION REQUESTED:

Motion for Resolution to approve the five new National Opioid Settlements and the Amended State-Subdivision Agreement and authorize staff to execute all necessary documents to ensure Carver County's participation in the new opioid settlements.

FISCAL IMPACT: None

If "Other", specify:

[Redacted]

FUNDING

County Dollars =	[Redacted]
Settlement Received to...	\$514,346.00
Total	\$514,346.00

FTE IMPACT: None

Related Financial/FTE Comments:

So far, Carver County has received \$514,346 (frontloaded until CY26) but has not expended any of the funds. From the opioid distributors and manufacturers settlement(s), Carver County will receive a total 18-year allocation of \$2,542,673. There is variability year-to-year in the payment amount but on average Carver County should receive \$141,260 per year. In the upcoming settlements, if approved, Carver County will receive 1.1452829659572% of the to-be-determined (TBD) Abatement Allocation from the Supply Chain participants.

Annual fiscal reporting is required by the State; there have been no set deadlines established for spending received opioid settlement funds.

Office use only:

RBA 2023 - 8997

Summary of Eligible Uses for Opioid Abatement Funds

Per the Amended Minnesota Opioids State-Subdivision Memorandum of Agreement, below is a high-level list of allowed use of abatement funds:

1. Treat Opioid Use Disorder (OUD)
 - A. Expand availability of treatment of OUD (medication-assisted treatment)
 - B. Reimburse Evidence-Based services; services must adhere to the American Society of Addiction Medicine
 - C. Expand telehealth to increase access to OUD treatment
 - D. Support peer recovery coaches for persons with OUD; fund mentoring for peer recovery coaches
 - E. Provide treatment of trauma for individuals with OUD including training health care personnel to identify and address such trauma
 - F. Support withdrawal management services for persons with OUD
 - G. Support training and ongoing professional development for addiction counselors
2. Support People in Treatment and Recovery
 - A. Provide housing and transportation services for those in treatment/exiting treatment
 - B. Provide full case management services to those in recovery
 - C. Provide legal services to deinstitutionalize persons with OUD
 - D. Support or expand peer-recovery centers
 - E. Engage non-profits that provide OUD services and can support people in treatment and recovery
 - F. Provide training for governmental staff to appropriately interact with those in recovery from OUD to reduce stigma
 - G. Support stigma reduction efforts
 - H. Create or support culturally appropriate services for persons with OUD, specifically SUD programs
3. Connect People who need Help to the Help they Need
 - A. Fund Screening, Brief Intervention, and Referral to Treatment (SBIRT) programs
 - B. Provide training and long-term implementation of SBIRT in key systems (probation/social services/schools) with a focus on youth and young adults
 - C. Purchase technology and pay for ongoing tech costs to do SBIRT
 - D. Support crisis stabilization centers that serve as an alternative to hospital Emergency Departments for persons with OUD
 - E. Support centralized call centers that provide information and connections to appropriate services and supports for persons with OUD
4. Address the needs of the Criminal Justice-Involved Persons
 - A. Support pre-arrest or pre-arraignment diversion and deflection strategies for persons with OUD such as Drug Abuse Response Team (DART)
 - B. Implement Naloxone Plus Strategies which work to ensure that naloxone is available
 - C. Ensure those who receive naloxone are then linked to treatment programs
 - D. Co-responder and/or alternative responder models to address OUD-based 911 calls with great SUD expertise

Summary of Eligible Uses for Opioid Abatement Funds

- E. Support treatment and recovery courts that provide evidence-based options for persons with OUD
 - F. Provide evidence-informed treatment, recovery, and harm reduction services to individual with OUD who are leaving jail or who are on probation/parole
 - G. Support critical time interventions (CTI) for individuals with dual diagnosis (OUD/SMI) who are leaving a correctional setting
5. Address the needs of the Perinatal Population, Caregivers, and Families, including Babies with Neonatal Opioid Withdrawal Syndrome
- A. Support evidence-based or evidence-informed treatment, including medications, for the perinatal population
 - B. Expand comprehensive evidence-based treatment for uninsured individuals with OUD for up to 12 months postpartum
 - C. Provide treatment for Neonatal Opioid Withdrawal Syndrome (NOWS) babies; expand infant-caregiver dyad; expand medical monitoring of NOWS babies
 - D. Provide child and family support for caregivers with OUD emphasizing the desire to keep families together
 - E. Offer parent skills training to parents with OUD
 - F. Fund services related to children being removed from the home or placed in foster care due to custodial opioid use
6. Prevent over-prescribing and ensure appropriate prescribing and dispensing of opioids
- A. Provide support for non-opioid pain treatment alternatives, including training providers to offer or refer to multi-modal, evidence-informed treatment of pain
 - B. Educating dispensers on appropriate opioid dispensing
7. Prevent Misuse of Opioids
- A. Fund media campaigns to prevent opioid misuse
 - B. Do public education related to drug disposal
 - C. Fund drug take-back or destruction programs
 - D. Fund community anti-drug coalitions that engage in prevention efforts
 - E. Set-up school-based or youth-focused program that have demonstrated effectiveness in preventing drug misuse
8. Prevent Overdose Deaths and other Harms (Harm Reduction)
- A. Increase availability and distribution of naloxone
 - B. Public Health entities provide free naloxone to anyone in the community
 - C. Provide training and education regarding naloxone
 - D. Expand, improve, or develop data tracking software to track overdose/naloxone revivals
 - E. Public education related to immunity and Good Samaritan laws
 - F. Syringe service programs to reduce harm associated with intravenous drug use including supplies, staffing, space, peer support services, referrals to treatment, & fentanyl checking
 - G. Expand access to testing for infectious diseases like HIV or Hepatitis C that may result from intravenous opioid use
 - H. Support and fund screening for fentanyl in routine clinical toxicology testing

Summary of Eligible Uses for Opioid Abatement Funds

Other strategies include support efforts to provide leadership, planning, coordination, facilitation, training, and technical assistance to abate the opioid epidemic through activities, programs, or strategies that may include a dashboard for reporting, investing in infrastructure or staffing at government agencies to support collaborative, cross-system coordination, provide management of the opioid abatement program, and support a multidisciplinary collaborative approach.

NOTE: The above list is NOT all-inclusive. It is an overview of eligible uses for the funds. In the Amended MN Opioids State-Subdivision Memorandum of Agreement, these eligible uses are described in more detail.

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

Date: _____
Motion By Commissioner: _____

Resolution No: _____
Seconded by Commissioner: _____

A RESOLUTION

Authorizing county staff to execute all necessary documents to ensure County participation in the additional multistate settlements relating to opioid distributors, manufacturers and pharmacies and authorizing county staff to execute the Amended Minnesota Opioids State-Subdivision Memorandum of Agreement.

WHEREAS, the State of Minnesota and numerous Minnesota cities and counties are engaged in nationwide civil litigation against manufacturers, distributors and pharmacies of prescription opioids related to the opioid crisis; and

WHEREAS, in 2021, the Minnesota Attorney General has signed on to multistate settlement agreements with several pharmaceutical distributors, McKesson, Cardinal Health, and AmerisourceBergen, as well as opioid manufacturer Johnson & Johnson; and

WHEREAS, representatives of Minnesota’s local governments, the Office of the Attorney General, and the State of Minnesota reached agreement on the intrastate allocation of the settlement funds between the State, and the counties and cities, as well as the permissible uses of these funds, which was memorialized in the Minnesota Opioids State-Subdivision Memorandum of Agreement (the “State-Subdivision Agreement”); and

WHEREAS, on December 21, 2021, the Carver County Board of Commissioners authorized county staff to execute documents for the participation in the settlement agreements with McKesson, Cardinal Health, and AmerisourceBergen, and Johnson & Johnson, as well as entering into the Minnesota Opioids State-Subdivision Memorandum of Agreement; and

WHEREAS, two pharmaceutical manufacturers, Teva and Allergan (“Manufacturers”), and three pharmacies, CVS, Walgreens, and Walmart (“Pharmacies”) recently agreed to resolve claims with Minnesota and its subdivisions; and

WHEREAS, in 2023 the State-Subdivision Agreement was amended to apply to the five new settlements with the above-listed Manufacturers and Pharmacies; and

WHEREAS, there is a deadline of April 18, 2023, for Carver County to sign on to the above-referenced settlement agreements, and failure to timely sign on may diminish the amount of funds received by Carver County and by all Minnesota cities and counties from the settlement funds; and

WHEREAS, participation in the settlement agreements with these Manufacturers and Pharmacies would also require the County to consent to an allocation model that mirrors the original Memorandum of Agreement (75% of the funds to the subdivisions and 25% to the State);

WHEREAS, the law firm of Lockridge Grindal Nauen PLLP and Gustafson Gluek PLLC represent many Minnesota counties, including Carver County, in this litigation and they recommend entering into the settlement agreements with the Manufacturers and Pharmacies; now, therefore,

BE IT RESOLVED, Carver County supports and opts into the settlements with Teva, Allergan, CVS, Walgreens and Walmart; and

BE IT FURTHER RESOLVED, Carver County authorizes county staff to execute all necessary documents to ensure Carver County participation in the settlements as well as the Amended State-Subdivision Agreement; and

BE IT FURTHER RESOLVED, Carver County consents to the allocation model for distribution of settlement funds as previously agreed to in the State-Subdivision Memorandum of Agreement.

YES	ABSENT	NO

STATE OF MINNESOTA)
) ss.
 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 April 2, 2023, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

 Dave Hemze County Administrator

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Donation to Community Support Program

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

St. Joseph's Catholic Church has offered a non-monetary donation of twenty (20) handmade quilts for participants of the Carver County Community Support Program (CSP). The quilts will be provided to adults experiencing serious and persistent mental illness who are in transition and/or attendees of the CSP holiday dinner in 2023.

ACTION REQUESTED:

Motion to approve receipt of donation of twenty (20) handmade quilts from St. Joseph's Catholic Church, for Carver County Community Support Program (CSP) participants.

FISCAL IMPACT:

If "Other", specify:

FUNDING

County Dollars = **\$0.00**

\$0.00

FTE IMPACT:

Total **\$0.00**

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2023 - 8998

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Elimination of nine .9 FTE in the Crisis Program and addition of nine 1.0 FTE in the Crisis Program.

Primary Originating Division/Dept: Health & Human Services - Behavioral Health

Meeting Date: 4/4/2023

Contact: Stephanie Combey Title: Behavioral Health Clinical Se...

Item Type:
Consent

Amount of Time Requested: [] minutes

Attachments: Yes No

Presenter: [] Title: []

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The Health and Human Services (HHS) Behavioral Health - Crisis Program is requesting to eliminate seven .9 FTE Crisis Therapist positions and add seven 1.0 FTE Crisis Therapist positions. In addition, we propose to eliminate two .9 FTE Crisis Social Worker positions and add two 1.0 FTE Crisis Social Worker positions. The Federal Medical Assistance Percentage (FMAP) Grant from MN DHS will be used to fund the added cost in 2023:

- Cost to increase the therapist (C43) positions @ 7 X 0.1 (0.7) = \$49,163 (05/08/2023 - 12/31/2023)
- Cost to increase the social worker (C41) positions @ 2 X 0.1 (0.2) = \$11,392 (05/08/2023 - 12/31/2023)
- Total cost = \$60,555

Two therapist (C43) positions will remain at .9 FTE.

Total annual cost for the increase is \$90,833 and is being funded by the FMAP Grant through 04/01/2024 and the MN DHS Crisis Grant for the final three quarters of 2024.

The Carver/McLeod Crisis program provides crucial life-saving interventions for residents experiencing a mental health crisis on a 24/7/365 basis. The current mental health workforce shortage nationally is impacting several of our Carver County Behavioral Health programs, most acutely, our Crisis Program. Currently, we have three vacant therapist positions and one vacant social work position on the Crisis Team. Our ability to continue to provide these crucial services is directly related to our ability to retain our dedicated employees and attract new team members in a highly competitive market.

Currently, there are eleven positions in the Mental Health Crisis Program that are .9 FTE (nine therapist and two social worker), including the three vacant therapist positions. Program leadership has heard from previous and existing Crisis team members and applicants for the positions, that the .9 FTE is a deterrent and not competitive with other opportunities. Due to additional grant funding from the Federal Medical Assistance Percentage Department of Human Services grant (RBA-8941 approved 3/7/2023) combined with a revision and increase to our MN DHS Crisis Grant for CY2023 and CY2024, HHS would like to increase 9 out of 11 FTEs in the Crisis Department.

ACTION REQUESTED:

Motion to approve elimination of seven .9 FTE Crisis Therapist and two .9 FTE Crisis Social Worker positions and addition of seven 1.0 FTE Crisis Therapist and two 1.0 FTE Crisis Social Worker positions.

FISCAL IMPACT: Included in current budget
If "Other", specify:

FTE IMPACT: Increase budgeted staff

FUNDING

County Dollars =	<input type="text"/>
FMAP DHS grant	\$60,555.00
Total	\$60,555.00

Related Financial/FTE Comments:

Employee Relations is aware of and has voiced support for this plan.

No local tax levy dollars are needed to make this change.

Summary of Permanent FTEs (does not include Temporary/STOC positions):

2023 Budget Board approved FTEs - 1/1/23 (adjusted based on reconciliation):	757.18
Non-levy funded Board Approved net FTE changes so far in 2023:	2.75
April 4th RBAs non-levy funded net FTE change:	<u>0.90</u>
2023 Total FTE - 4/4/23	760.83

Office use only:

RBA 2023 - 9001

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Charitable Gambling Application for Exempt Permit-Zoar United Church of Christ

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

A Charitable Gambling application for Exempt Permit was received from Zoar United Church of Christ. They plan to hold a raffle on October 08, 2023 at Zoar United Church of Christ located at 7030 Highway 212, Chaska, MN 55318. This applicant has received this same type of license previously.

ACTION REQUESTED:

Approval to issue a Charitable Gambling License to Zoar United Church of Christ for a raffle to be held on October 08, 2023.

FISCAL IMPACT:
If "Other", specify:

FUNDING
County Dollars =

Total \$0.00

FTE IMPACT:

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2023 - 8977

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Approval of Memorandum of Agreement with Teamsters Local 320 Detention Sergeant and Emergency Communications Supervisors Unit Regarding One-Time Lump Sum Retention Recognition Payment

Primary Originating Division/Dept: Employee Relations

Meeting Date: 4/4/2023

Contact: Keria Anderka Title: Employee Relations Director

Item Type:
Consent

Amount of Time Requested: minutes

Presenter: Title:

Attachments: Yes No

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The County and Teamsters Local 320 – Detention Sergeant/Emergency Communications Supervisors Unit are parties to a Labor Agreement in effect from January 1, 2023 through December 31, 2024.

Many of the Collective Bargaining Agreements that were open for 2023 have settled with a provision that provides full-time employees with a one-time, non-base lump sum payment in the amount of one thousand (\$1,000) dollars, and provides part-time employees with a pro-rated payment based on FTE. To provide compensation consistent with other collective bargaining agreements in place, it is requested that the Board approve the Memorandum of Agreement with Teamsters Local 320 representing employees in the positions of Detention Sergeant and Emergency Communications Supervisors.

The MOA provides full-time employees with a one-time, non-base lump sum retention recognition payment in the amount of one thousand (\$1,000) dollars, and provides part-time employees with a pro-rated payment based on FTE.

The action requested is approval of the Memorandum of Agreement with Teamsters Local 320 to provide the one-time, non-base lump sum retention recognition payment to the employees in the positions of Detention Sergeant and Emergency Communications Supervisors.

ACTION REQUESTED:

Motion to approve the Memorandum of Agreement with Teamsters Local 320 to provide a one-time, non-base lump sum retention recognition payment in the amount of one thousand (\$1,000) dollars for full-time employees, and provide part-time employees with a pro-rated payment based on FTE, to employees in the positions of Detention Sergeant and Emergency Communications Supervisors.

FISCAL IMPACT: Budget amendment request form

If "Other", specify:

FUNDING

County Dollars =	<input type="text"/>
BSA Funds	\$12,480.00
Total	\$12,480.00

FTE IMPACT: None

Related Financial/FTE Comments:

A budget amendment is necessary to allocate Budget Stabilization Account (BSA) funds to the respective Department wage accounts that are not included in the 2023 Adopted Budget for the one-time, non-base lump sum retention recognition payment.

Office use only:

RBA 2023 - 9002

Budget Amendment Request Form



To be filled out AFTER RBA submittal

Approval of Memorandum of Agreement with Teamsters Local 320 Detention Sergeant and Emergency

Agenda Item: Communications Supervisors Unit Regarding One-Time Lump Sum Retention Recognition Payment

Department:

Meeting Date:

Fund:

- 01 - General
- 02 - Reserve
- 03 - Public Works
- 11 - CSS
- 15 - CCRRA
- 30 - Building CIP
- 32 - Road/Bridge CIP
- 34 - Parks & Trails
- 35 - Debt Service

Requested By:

DEBIT			CREDIT		
Description of Accounts	Acct #	Amount	Description of Accounts	Acct #	Amount
Salary & Benefits	01-201-2xx.6111	\$12,480.00	COVID-19 BSA FUNDS	01-820-000-1120....	\$12,480.00
TOTAL		\$12,480.00	TOTAL		\$12,480.00

Reason for Request:

The BSA funds are being utilized to cover the cost of the one-time/ non-base lump sum payment that is not included in the 2023 Budget.

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Approval of Memorandum of Agreement with Teamsters Local 320 Detention Deputy, 911 Dispatcher, TAC Unit Regarding One-Time Lump Sum Retention Recognition Payment

Primary Originating Division/Dept: Employee Relations

Meeting Date: 4/4/2023

Contact: Kerie Anderka Title: Employee Relations Director

Item Type:
Consent

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The County and Teamsters Local 320 – Detention Deputy/911Dispatcher/TAC Unit are parties to a Collective Bargaining Agreement in effect from January 1, 2023 through December 31, 2024.

Many of the Collective Bargaining Agreements that were open for 2023 have settled with a provision that provides full-time employees with a one-time, non-base lump sum payment in the amount of one thousand (\$1,000) dollars, and provides part-time employees with a pro-rated payment based on FTE. To provide compensation consistent with other collective bargaining agreements in place, it is requested that the Board approve the Memorandum of Agreement with Teamsters Local 320 representing employees in the positions of Detention Deputy, 911 Dispatcher, and Terminal Agency Coordinator.

The MOA provides full-time employees with a one-time, non-base lump sum retention recognition payment in the amount of one thousand (\$1,000) dollars, and provides part-time employees with a pro-rated payment based on FTE.

The action requested is approval of the Memorandum of Agreement with Teamsters Local 320 to provide the one-time, non-base lump sum retention recognition payment to the employees in the positions of Detention Deputy, 911 Dispatcher, and Terminal Agency Coordinator.

ACTION REQUESTED:

Motion to approve the Memorandum of Agreement with Teamsters Local 320 to provide a one-time, non-base lump sum retention recognition payment in the amount of one thousand (\$1,000) dollars for full-time employees, and provide part-time employees with a pro-rated payment based on FTE, to employees in the positions of Detention Deputy, 911 Dispatcher, and Terminal Agency Coordinator.

FISCAL IMPACT: Budget amendment request form

If "Other", specify:

FUNDING

County Dollars =

BSA Funds \$57,722.00

Total \$57,722.00

FTE IMPACT: None

Related Financial/FTE Comments:

A budget amendment is necessary to allocate Budget Stabilization Account (BSA) funds to the respective Department wage accounts that are not included in the 2023 Adopted Budget for the one-time, non-base lump sum retention recognition payment.

Office use only:

RBA 2023 - 9003

Budget Amendment Request Form



To be filled out AFTER RBA submittal

Approval of Memorandum of Agreement with Teamsters Local 320 Detention Deputy, 911 Dispatcher, TAC

Agenda Item: Unit Regarding One-Time Lump Sum Retention Recognition Payment

Department:

Meeting Date:

Fund:

- 01 - General
- 02 - Reserve
- 03 - Public Works
- 11 - CSS
- 15 - CRRRA
- 30 - Building CIP
- 32 - Road/Bridge CIP
- 34 - Parks & Trails
- 35 - Debt Service

Requested By:

DEBIT			CREDIT		
Description of Accounts	Acct #	Amount	Description of Accounts	Acct #	Amount
Salary & Benefits	01-201-2xx.6111	\$57,722.00	COVID-19 BSA FUNDS	01-820-000-1120....	\$57,722.00
TOTAL		\$57,722.00	TOTAL		\$57,722.00

Reason for Request:

The BSA funds are being utilized to cover the cost of the one-time/ non-base lump sum payment that is not included in the 2023 Budget.

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Approval of the AFSCME General Unit 2023-2024 Collective Bargaining Agreement

Primary Originating Division/Dept: <u>Employee Relations</u>	Meeting Date: <u>4/4/2023</u>
Contact: <u>Kerie Anderka</u> Title: <u>ER Director</u>	Item Type: <u>Consent</u>
Amount of Time Requested: <u> </u> minutes	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Presenter: <u> </u> Title: <u> </u>	

Strategic Initiative:

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

BACKGROUND/JUSTIFICATION:

The AFSCME General Bargaining Unit and the County have completed negotiations for the successor collective bargaining agreement (CBA) and the membership has ratified the 2023-2024 Collective Bargaining Agreement.

Following is a summary of the highlights of the tentative agreement reached with the AFSCME General Bargaining Unit:

- Two year agreement (2023 – 2024)
- 2023 General Adjustment: 3.00%
- 2024 General Adjustment: 3.00%
- 2023 Pay-for-Performance (PFP) Matrix: 0%, 2%, 3%, 4% effective first full pay period in March.
- 2024 Pay-for-Performance Matrix: 0%, 2%, 3%, 4% effective first full pay period in March.
- Implement salary ranges as established by County Board effective first full pay period in January 2023.
- Implement salary ranges as established by County Board effective first full pay period in January 2024.
- Addition of Christmas Eve as a designated holiday in 2023.
- Addition of Juneteenth as a designated holiday in 2024 based upon the effective date of legislation in Minnesota for inclusion of Juneteenth as a state holiday outlined in Minn. Stat. 645.44, subd. 5
- Agreement regarding County Health Insurance Plan updates including:
 - 2023 HSA plan deductible increasing to \$3,000/\$4,800 (from \$2,800/\$4,800 in 2022)
 - 2024 HSA plan deductible increasing to \$3,000/\$5,400
 - Elimination of health insurance waiver payment in 2024
- 2023 Insurance: Increase County cafeteria contributions by amounts essentially in line with the contractual percentage obligations of 100% single / 68.6% family. Maintain percentages defined in current contract language for employee-only and full-family coverage tiers.
 - Employee: \$936.24
 - Employee + Child(ren): \$1,160.32
 - Employee + Spouse: \$1,541.43
 - Family: \$1,961.56
- 2024 Insurance: Increase County cafeteria contributions as outlined below. Maintain percentages defined in current contract language for employee-only and full-family coverage tiers.
 - Employee: \$1,048.59
 - Employee + Child(ren): \$1,405.58
 - Employee + Spouse: \$1,880.61
 - Family: \$2,369.88
- 2023 HSA Contribution: Increase to \$1,200 for employee / \$2,100 for employee + and family.
- 2024 HSA Contribution: Increase to \$1,300 for employee / \$2,600 for employee + and family.
- Effective the first full pay period following ratification of the 2023-2024 CBA by both parties, full-time employees to receive a one-time, non-base lump sum payment in the amount of \$1,000. Part-time employees to receive a pro-rated payment based on FTE.

- MOA outlining one-time base rate adjustments for employees in the positions of Licensing Assistant, Licensing Specialist, and Senior Licensing Specialist averaging approximately 6.00%. The MOA adjustments are responsive to unique market, internal equity, and retention concerns.

ACTION REQUESTED:

Motion to approve the 2023-2024 AFSCME General Bargaining Unit Collective Bargaining Agreement.

FISCAL IMPACT: Budget amendment request form

If "Other", specify:

FUNDING

County Dollars =	<input type="text"/>
BSA Funds	\$320,739.00
Total	\$320,739.00

FTE IMPACT: None

Related Financial/FTE Comments:

The incremental cost for the 2023 AFSCME General Unit Collective Bargaining Agreement total compensation is \$1,003,512. A budget amendment is necessary to allocate Budget Stabilization Account (BSA) funds to the respective Department wage accounts that are not included in the 2023 Adopted Budget, as well as, reallocate funds to the respective department health insurance contribution accounts. The total compensation 2023 Budget for the AFSCME General Unit Collective Bargaining Agreement is \$17,224,203.

Office use only:

RBA 2023 - 9005

Budget Amendment Request Form



To be filled out AFTER RBA submittal

Agenda Item: Approval of the AFSCME General Unit 2023-2024 Collective Bargaining Agreement

Department:

Meeting Date:

Fund:

- 01 - General
- 02 - Reserve
- 03 - Public Works
- 11 - CSS
- 15 - CCRRA
- 30 - Building CIP
- 32 - Road/Bridge CIP
- 34 - Parks & Trails
- 35 - Debt Service

Requested By:

DEBIT			CREDIT		
Description of Accounts	Acct #	Amount	Description of Accounts	Acct #	Amount
Cafeteria Contributions	01-xxx.6121	\$17,964.00	Health & Life Ins	01-820.6152	\$17,964.00
Salary & Benefits	01-xxx.6111 & 6112	\$320,739.00	COVID-19 BSA Funds	01-820-000-1120....	\$320,739.00
TOTAL		\$338,703.00	TOTAL		\$338,703.00

Reason for Request:

The above is to allocate additional funds to the cafeteria contribution based on the approval of the AFSCME GEN Unit employee insurance contributions. The incremental increase not covered in the respective 2023 department budgets is show above. The BSA funds are being utilized to cover the cost of the one-time/ non-base lump sum payment and MOA that are not included in the 2023 Budget.

Carver County Board of Commissioners Request for Board Action



Agenda Item:

H & J Electric - Request for Home Extended Business Accessory Use (CUP)

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:
Consent

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

File #PZ20230006. On March 21, 2023, the Planning Commission voted 7-0 to recommend approval of Adam Jeurissen's Conditional Use Permit (CUP) for a Home Extended Business Accessory Use (electrician business), on his 6-acre parcel located in Section 9 and Section 10, Dahlgren Township. The parcel is improved with a single-family dwelling, attached garage, and a 48' x 80' accessory structure.

Mr. Jeurissen is requesting the operate his business (H & J Electric) from an existing accessory structure and has plans to construct a new 50' x 100' accessory structure for business use. The business has 2 full-time employees who report on workdays to the subject property to pick up vehicles and equipment and return to the property at the end of the day. The workday begins at 7:00AM ends at 3:30PM. A maximum of four (4) work vehicles associated with the business may be stored on the property. All business vehicles and supplies would be stored within the accessory structure; therefore, no outside storage would be allowed. There is no public access to the property and no retail sales would be conducted from the property. No signage is proposed as this time.

Carver County Environmental Services reviewed the proposal and since no bathroom is proposed in the busine structure, no additional review is required.

The Dahlgren Township Town Board recommended approval of the request. The Planning Commission Resolution is attached for the Board's Consideration

ACTION REQUESTED:

A Motion to adopt the Findings of Fact and issue Order # PZ20230006 for the issuance of a Conditional Use Permit

FISCAL IMPACT:
If "Other", specify:

FUNDING

County Dollars =

Total

FTE IMPACT:

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20230006

RESOLUTION #: 23-03

WHEREAS, the following application for a Conditional Use Permit has been submitted and accepted:

FILE #: PZ20230006

APPLICANT: Adam Jeurissen

PROPERTY OWNER: Adam Jeurissen

SITE ADDRESS: 7210 Mellgren Ln Chaska, MN 55318

PERMIT TYPE: Home Extended Business Accessory Use

PURSUANT TO: County Code, Chapter 152, Section 152.079 (C)(9)

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 04-009-0510

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of March 21, 2023; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. Adam Jeurissen owns an approximate 6-acre parcel located in part of the Northeast Quarter (NE¹/₄) of the Southeast Quarter (SE¹/₄) in Section 9 and part of the Northwest Quarter (NW¹/₄) of the Southwest Quarter (SW¹/₄) in Section 10, Dahlgren Township. The parcel is improved with a house with attached garage, and a 48' x 80' accessory structure. The property is located in the Agricultural District and the CCWMO (West Chaska Creek Watershed).
2. The applicant is requesting a Conditional Use Permit (CUP) to replace the Home Occupation with a Home Extended Business Accessory Use (HEBAU) in order to expand upon his existing electrician business (H & J Electric) on his property, pursuant to Section 152.079 (C)(9) of the Carver County Zoning Code.
3. The applicant has submitted an operational plan and narrative (dated February 28, 2023) outlining the details of the operation, along with a site plan of the proposed additional building. He is proposing the construction of a 50' x 100' (5,000 square-foot) pole shed directly to the east of the existing 48' x 80' (3,840 square foot) pole shed. In the applicant's narrative, he lists equipment that would be stored in the cold storage commercial building: a scissors lift, bobcat on trailer, bucket truck, and pickup truck that is used for the business. Up to 25% of the existing building (approximately 960 square feet) would be utilized for personal storage. The remaining square footage of the existing building (approximately 2,880 square feet) would be solely for business use. The total accessory structure space on the property is 1,661 square feet. A property of this size is permitted up to 5,000 square feet of personal storage square footage. The total proposed indoor commercial storage space is 7,880 square feet.
4. The applicant's narrative states the hours of operations as being Monday-Friday 7AM-3:30PM, with no customers on site and no retail sales. He estimates two truck trips per day from the site (one vehicle leaving in morning and returning in afternoon), with a maximum of two delivery trips per week for materials. Mr. Jeurissen would be allowed a maximum of four (4) business related vehicles based on the HEBAU standards based on parcel acreage. He has one additional employee, which would bring the total number of employees to two (2), including the owner/operator. The additional employee uses a business vehicle that remains off site. The HEBAU standards would allow Mr. Jeurissen a maximum of four (4) employees in addition to family members residing in the home based on parcel acreage. The site plan shows sufficient turnaround areas to the north and south of the structure. The operation appears to meet the standards of the Zoning Code.

5. The submitted site plan (dated February 28, 2023) shows the existing improvements (i.e. existing pole building, residence, garage) along with the proposed pole building to the east. The applicant does not anticipate any outdoor storage, so no screening is proposed at this time. The proposed building would meet all necessary setbacks. The applicant has stated the new structure would have doors on the north and south sides for vehicles to be parked inside. Access to the new building would be from the existing concrete pads along the driveway. The applicant is not proposing any signage at this time but stated that he may apply for a wall sign that meets Code requirements in the future.
6. The subject property is located within the Carver County Water Management Organization (CCWMO) jurisdiction. Stormwater management, wetland buffers, site stabilization requirements, and Best Management Practices (BMP's) are typically reviewed as part of any site improvements pursuant to Chapter 153 of the County Code (Water Management Rules). The overall area of disturbance and the proposed operational area may trigger additional permit requirements by the CCWMO. If required, all CCWMO related permits and conditions shall be met prior to the issuance of any future building permits or beginning any excavation activity. Any wetlands on the property would be reviewed pursuant to the Wetland Conservation Act (WCA).
7. On March 3, 2023, Jacob McLain, Senior Environmentalist in Carver County Environmental Services Department, reviewed the application request. Mr. McLain stated that there is a holding tank in the existing shed but there are no concerns with the current SSTS system.
8. The Dahlgren Township Board reviewed the application request at their February 13, 2023, meeting. The Township Board recommend approval with no additional comments.
9. On March 10, 2023, Land Management staff received an email from a neighbor stating "we support Mr. Jeurissen's request and ask that the Conditional Use Permit be approved."
10. The Planning Commission has considered all the factors required by Section 152.251 of the Carver County Code and finds that all are either true in this case or can be mitigated by conditions placed on the permit.

THEREFORE, BE IT RESOLVED, THAT the Carver County Planning Commission hereby recommends the approval of CUP #PZ20230006 for a Home Extended Business Accessory Use on the land described in Exhibit "A" of the permit application. The Planning Commission further recommends that the following conditions should be considered part of the permit:

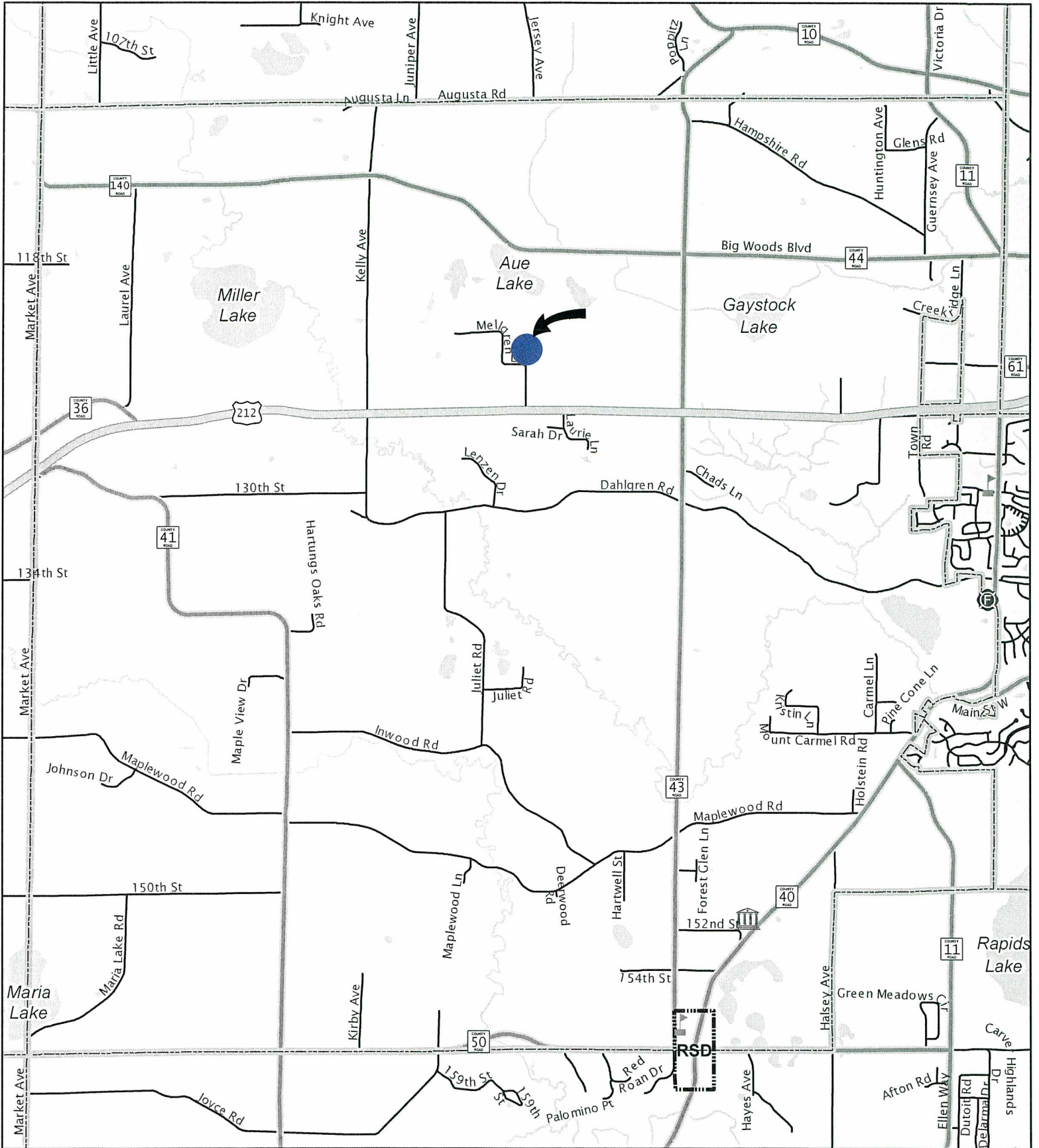
1. The permit is subject to administrative review. The Permittee shall homestead and occupy the property. The accessory building shall be used solely for personal storage and approved business uses. A change in ownership, operations or operator shall be cause for the permit to be reviewed by Land Management for a determination as to whether an application for an amendment or similar consideration is necessary. Proposed owners and/or operators are encouraged to contact Land Management as early in the timeline of the proposed change as possible.
2. The operation shall be substantially in accordance with the submitted operational plan and site plan (dated February 28, 2023). These plans shall be attached to and become part of this permit. The hours of the operation shall typically conform to the hours of 7:00AM – 3:30PM Monday through Friday, with no customers coming to the site. No outdoor storage is permitted.
3. Any grading and/or filling activity on the property shall be completed in accordance with the CCWMO Water Resource Management standards and the Wetland Conservation Act (WCA), if applicable. All site improvements shall be completed pursuant to Chapter 153 – Water Resource Management. Stormwater Management review and approvals are required prior to the issuance of construction and/or building permits. The permittee must obtain the required permits for the construction of the retaining wall already on the site.
4. The permittee shall comply with the road access requirements as determined by Dahlgren Township for access on Mellgren Lane.

5. All business-related trucks, equipment and supplies shall be stored within the approved operational area. Any expansion of the approved operational area shall constitute an expansion of the use and may require a review by Land Management for determination as to an amended Conditional Use Permit will be required.
6. The permittee shall maintain a conforming Subsurface Sewage Treatment System pursuant to Chapter 52 of the Carver County Code to accommodate any wastewater produced within the structure of the business operation.
7. The Permittee shall comply at all times with the County standards as detailed in Chapter 152 – Zoning Code and Chapter 154 – Sign Regulations, Chapter 52 - Subsurface Sewage Treatment System (SSTS) regulations, MN State Building Code requirements, and all other applicable local, state, and federal regulations. The permittee shall not exceed the allowed square footage of signage per property. No signage shall be allowed within the public road right-of-way.
8. Permittee shall submit a Certificate of Workers’ Compensation Insurance and/or proper affidavit (stating that they do not have any employees) to the Land Management Department. The insurance or affidavit shall be maintained for the duration of the CUP.

ADOPTED by the Carver County Planning Commission this 21st day of March 2023.

Scott Wakefield, Chairman
Carver County Planning Commission

DAHLGREN TOWNSHIP



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.



Carver County Board of Commissioners Request for Board Action



Agenda Item:

L & T Tree Service - Request for Contractor's Yard (CUP)

Primary Originating Division/Dept:

Meeting Date:

Contact: Title:

Item Type:
Consent

Amount of Time Requested: minutes

Attachments: Yes No

Presenter: Title:

Strategic Initiative:

BACKGROUND/JUSTIFICATION:

File #PZ20230007. On March 21, 2023, the Planning Commission voted 7-0 to recommend approval of the Lawrence Johnson Jr. Conditional Use Permit (CUP) for a Contractor's Yard (a small-scale tree maintenance business), on his 5-acre parcel located in Section 16 in Hancock Township. The parcel is improved with a single-family dwelling, a 40' x 72' accessory structure, and several other sheds.

Mr. Johnson is requesting to use an existing large accessory structure for business use and no additional structures are proposed as part of the business operation. The business, L and T Tree Service, has 5 full-time employees who report on workdays to the subject property to pick up vehicles and equipment and return to the property at the end of the day. The workday begins between 6:45AM and 8:00AM and ends around 4:30PM-5:00PM, weekdays and "some Saturdays". Four (4) work vehicles associated with the business would be stored on the property. A double row of Norway Spruce trees, along with existing trees, are proposed to screen the operational area from public view. There is no public access to the property and no retail sales would occur at the property. No signage is proposed.

Carver County Public Works reviewed the proposal and confirmed that an access permit, along with some access improvement, is required.

Carver County Environmental Services reviewed the proposal and since no bathroom is proposed in the business structure, no additional review is required.

The Hancock Township Town Board recommended approval of the request. The Planning Commission Resolution is attached for the Board's consideration.

ACTION REQUESTED:

A Motion to adopt the Findings of Fact and issue Order # PZ20230007 for the issuance of a Conditional Use Permit.

FISCAL IMPACT:
If "Other", specify:

FUNDING
County Dollars =

Total

FTE IMPACT:

Insert additional funding source

Related Financial/FTE Comments:

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20230007

RESOLUTION #: 23-02

WHEREAS, the following application for a Conditional Use Permit has been submitted and accepted:

FILE #: PZ20230007

APPLICANT: Lawrence Johnson Jr

OWNER: Lawrence Johnson Jr

SITE ADDRESS: 12065 County Rd 52, NYA MN 55368

PERMIT TYPE: Conditional Use Permit - Contractor's Yard

PURSUANT TO: County Code, Chapter 152, Section 152.079 (C)(10)

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 05-016-0600

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of March 21, 2023; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. Lawrence Johnson Jr. owns and resides at an approximate 5.01-acre parcel in Northeast Quarter (NE¼) of the Northeast Quarter (NE¼) of Hancock Township. The parcel is improved with a single-family dwelling, a 40' x 72' accessory structure, and several other sheds. The property is located in the Agricultural Zoning District and the CCWMO (Bevens Creek watershed).
2. The applicant is requesting a permit to operate a small-scale tree service business from the subject property as a Contractor's Yard pursuant to Section 152.079 (C)(10) of the Carver County Zoning Code
3. The proposed location of the Contractor's Yard is the in rural area of Hancock Township where there are no residences within 500-feet of the operational area shown on the submitted site plan. Consistent with standards for home-based businesses, the applicant/owner lives at the property. The existing shed, proposed to be used as part of the tree care business, was the subject of a variance (#10392) in 1996 to construct the shed 15-feet from the rear property line. Any expansion of the shed would need to adhere to the required (currently 30') rear setback or another variance obtained.
4. The submitted operations plan (dated February 27, 2023) describes Mr. Johnson's existing business that he would like to re-locate to the property. L and T Tree Service has 5 full-time employees who report on workdays to the subject property to pick up vehicles and equipment and return to the property at the end of the day. The workday begins between 6:45AM to 8AM and ends around 4:30-5PM, weekdays and "some Saturdays". Four work vehicles associated with the business would be currently stored on the property. In order to accommodate potential future business growth, prior to the March 21, 2023, Planning Commission meeting the applicant requested that the permit allow a total of nine work vehicles to be stored on-site. There is no public access to the property and no retail sales will occur at the property. No signage is proposed.
5. The submitted site plan (dated February 16, 2023) shows the current property improvements. No additional construction is proposed with this permit application. A vehicle storage area on an existing gravel pad is shown to the north of the large accessory structure labeled "CUP Structure" with designated areas for truck and employee parking. A double row of Norway Spruce trees, planted offset 15' feet apart northeast of the shed, is proposed to screen the parking area from County Rd 52. Existing mature poplar trees along the eastern property line also aid in screening the operational area from public view. The screening plan appears to comply with the screening standards found in Section 152.041 of the County Zoning Code.

6. The subject property is located within the Carver County Water Management Organization (CCWMO) jurisdiction. Stormwater management, wetland buffers, site stabilization requirements, and Best Management Practices (BMP's) are typically reviewed as part of any site improvements pursuant to Chapter 153 of the County Code (Water Management Rules). The overall area of disturbance and the proposed operational area may trigger additional permit requirements by the CCWMO. If required, all CCWMO related permits and conditions shall be met prior to the issuance of any future building permits or beginning any excavation activity.
7. The contractor's yard operation is accessed from a single driveway on County Rd. 52. In an email dated March 9, 2023, Jack Johansen, Carver County Public Works Transportation Planner, provided the following comments:
 - A. *An access permit is required from Public Works.*
 - B. *After evaluating the vehicles associated with the business, it was determined improvements are required to the access into the site to accommodate turning movements. As a condition of approval, the applicant is to coordinate with Public Works on the required improvements to the access.*
 - C. *The field access near the western property line shall not be used for activities associated with the business and only for field access to the parcel to the west.*
8. Since the property's septic compliance was completed during a property transfer in 2021 and no bathroom is proposed in the large accessory structure, Carver County Environmental Services had no comment on the CUP application.
9. The Hancock Town Board reviewed the request at their February 21, 2023, Town Board meeting and recommended approval with no further comments.
10. The Planning Commission has considered all the factors required by Section 152.251 of the Carver County Code and finds that all are either true in this case or can be mitigated by conditions placed on the permit.

THEREFORE, BE IT RESOLVED, THAT the Carver County Planning Commission hereby recommends the approval of CUP #PZ20230007 for a Contractor's Yard at 12065 County Rd 52 on the land described in Exhibit "A" of the permit application. The Planning Commission further recommends that the following conditions should be considered part of the permit:

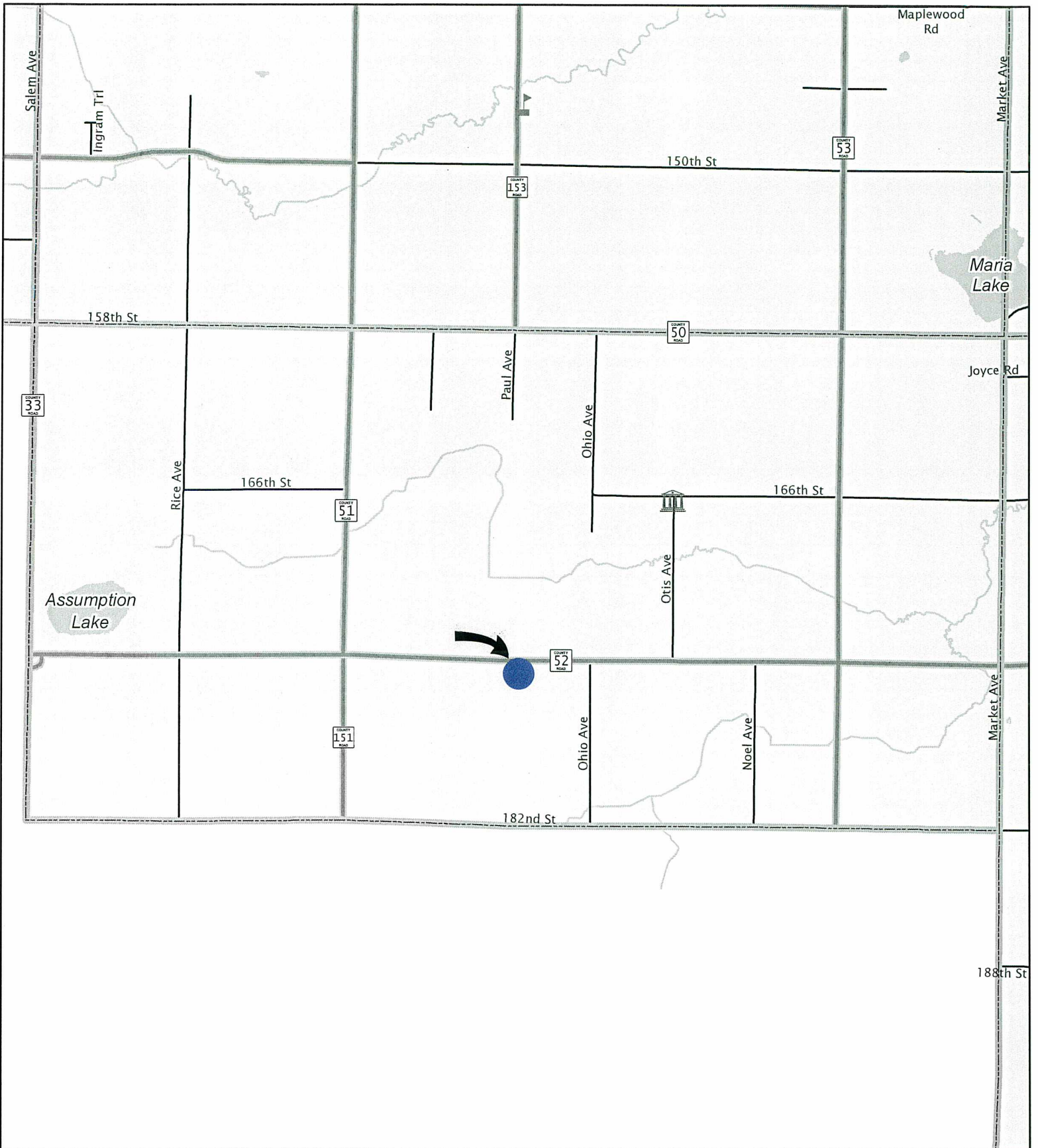
1. The permit is subject to administrative review. A change in ownership, operations or operator shall be cause for the permit to be reviewed by Land Management for a determination as to whether an application for an amendment or similar consideration is necessary. Proposed owners and/or operators are encouraged to contact Land Management as early on in the timeline of the proposed change as possible.
2. The operation shall be in accordance with the submitted operations plan (dated February 27, 2023) and site plan (dated: February 16, 2023). These plans shall be attached to and become part of this permit. Any proposed expansion of the submitted site plan shall be cause for the permit to be reviewed by Land Management for a determination as to whether an application for an amendment or similar consideration is necessary.
3. All structures used in conjunction with the contractor's yard operation shall meet the requirements of the Minnesota State Building Code. Any future remodeling or improvements to any structures shall require Carver County Building Official review and permit approval. Future construction of any new structure to be utilized as part of the business, shall be permitted upon review and issuance of appropriate building permit(s) prior to construction.
4. A maximum of nine (9) business vehicles (including, but not limited to: pickups and commercial trucks utilized to supply the service) may be stored and/or permitted on the site. All outside storage shall be screened from neighboring properties and the public road and all business-related trucks, equipment and supplies shall be stored within existing structures and/or the approved operational area.

5. The vegetation screening shall be installed according to the proposed planting plan shown in the submitted site plan and in accordance with Section 152.041 of the County Zoning Code. An escrow, in the amount determined by the County Fee Schedule, shall be deposited with the County to ensure establishment of the vegetation, if applicable. No landscaping shall be installed in the public right-of-way.
6. Any grading and/or filling activity on the property shall be completed in accordance with the Carver County Water Management Organization (CCWMO) and the Wetland Conservation Act (WCA), if applicable. Any and all site improvements shall be completed pursuant to Chapter 153 – Water Resource Management. Stormwater Management review and approvals are required prior to the issuance of construction and/or building permits.
7. Permittee shall comply with all Carver County access requirements. There shall be no parking within the public right-of-way.
8. Permittee shall maintain the Non-generator’s Certificate or contact the Environmental Services (E.S.) Department to determine if a Hazardous Waste Generator License is required.
9. Permittee shall submit Certificate of Workers’ Compensation Insurance to the Land Management Department annually. The insurance shall be maintained for the duration of the CUP.
10. The Permittee shall comply at all times with the County standards as detailed in Chapter 152 – Zoning Code and Chapter 154 – Sign Regulations, Chapter 52 - Subsurface Sewage Treatment System (SSTS) regulations, MN State Building Code requirements, and all other applicable local, state, and federal regulations.

ADOPTED by the Carver County Planning Commission this 21st day of March 2023.

Scott Wakefield, Chairman
Carver County Planning Commission

HANCOCK TOWNSHIP



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.



Carver County Board of Commissioners Request for Board Action



Agenda Item:

Metropolitan Mosquito Control Update

Primary Originating Division/Dept: Administration (County)

Meeting Date: 4/4/2023

Contact: Dave Hemze Title: County Administrator

Item Type:
Regular Session

Amount of Time Requested: 20 minutes

Attachments: Yes No

Presenter: Alex Carlson Title: MMCD Public Affairs Manager

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

BACKGROUND/JUSTIFICATION:

Alex Carlson, Public Affairs Manager, will be present to review the District's operations. Also present and be available to answer any question will be Casey Herrmann, Regional Operations Manager for the Jordan facility.

ACTION REQUESTED:

Information only.

FISCAL IMPACT: None
If "Other", specify:

FUNDING

County Dollars =

FTE IMPACT: None

Total \$0.00

Insert additional funding source

Related Financial/FTE Comments:

Office use only:

RBA 2023 - 8865

Carver County Board of Commissioners Request for Board Action



Agenda Item:

Modernization of Ditch Historical Documents And Updating Ditch GIS Layer

Primary Originating Division/Dept: <input type="text" value="Property & Financial Services"/>	Meeting Date: <input type="text" value="4/4/2023"/>
Contact: <input type="text" value="David Frischmon"/> Title: <input type="text" value="Property & Finance Director"/>	Item Type: <input type="text" value="Ditch/Rail Authority"/>
Amount of Time Requested: <input type="text" value="10"/> minutes Presenter: <input type="text" value="David Frischmon"/> Title: <input type="text" value="Property & Finance Director"/>	Attachments: <input type="radio"/> Yes <input checked="" type="radio"/> No
Strategic Initiative: <input type="text" value="Communities: Create and maintain safe, healthy, and livable communities"/>	

BACKGROUND/JUSTIFICATION:

In 2022, the County's Ditch Authorities approved hiring H2O Overviewers to complete a Redetermination of Ditch Benefits. As part of the Redetermination of Ditch Benefits project, H2O Viewers is utilizing historical ditch documents and a GIS layer which are incomplete and need to be updated. H2O Overviewers has a long term working relationship with Houston Engineering and recommends that the County's Ditch Authorities hires Houston Engineering to modernize the ditch historical documents and update the ditch GIS layer. Houston Engineering is proposing to modernize the historical documents based on an hourly rate for the staff who work on the project for a total cost not to exceed \$20,200. County staff have worked with Houston Engineering in the past and support H2O's recommendation.

ACTION REQUESTED:

Motion to approve Houston Engineering's proposal to modernize the ditch historical documents and update the ditch GIS layer for a not to exceed cost of \$20,200 subject to the County Attorney and Risk contract review.

FISCAL IMPACT: <input type="text" value="Other"/> <p><i>If "Other", specify:</i> <input type="text" value="see comment below"/></p>	FUNDING County Dollars = <input type="text"/> Ditches - see below: <input type="text" value="\$20,200.00"/> Total <input type="text" value="\$20,200.00"/> <input checked="" type="checkbox"/> Insert additional funding source
FTE IMPACT: <input type="text" value="None"/>	

Related Financial/FTE Comments:

The estimated cost for Houston Engineering to modernize the ditch historical records and update the ditch GIS layer which are needed by H2O to complete their Redetermination of Ditch Benefits project are:

CD 2-3 \$2,250, CD 5 \$2,250, CD 6 \$2,750, CD 7 \$1,750, CD 9 \$2,250, CD 10 \$2,250, JD 1 \$2,200, JD 4 \$2,750, JD 5 \$1,750

Total \$20,200

Ditch property owners are responsible for all ditch related costs. No County levy dollars are spent on ditch related projects.

Office use only:

RBA 2023 - 8944