

Carver County Board of Commissioners
 Regular Session
 April 22, 2008
 County Board Room
 Carver County Government Center
 Human Services Building
 Chaska, Minnesota

PAGE

9:15 a.m.

1.
 - a) **CONVENE**
 - b) *Pledge of Allegiance*
 - c) *Public participation (comments limited to five minutes)*
 - d) *Introduction of New Employees*
2. Agenda review and adoption
3. Approve minutes of April 8, 2008 Regular Session 1-7
4. Community announcements

9:15 a.m.

5. **CONSENT AGENDA**
 - 5.1 Payment of emergency claims 8-9
 - 5.2 Contract for design and architectural services-Wold
Architects and Engineers 10
 - 5.3 Amendment to the Minnesota Pollution Control Agency
Organics demonstration project 11
 - 5.4 Amendment No. 1 to new TH 212 Cooperative
Agreement 87185 between Mn/DOT and Carver County. 12-13
 - 5.5 Approval of advertisement for bids and date of bid
opening for SAP 10-618-09-Lyman Boulevard..... 14
 - 5.6 Joint Powers Agreement with Scott County Training Center. 15
 - 5.7 Resolution Supporting Federal Funding for the City of
Carver's Levee Certification Study 16-17
 - 5.8 Contract for caretaker services at Baylor Regional Park .. 18-19
 - 5.9 AFSCME Assistant County Attorney Memorandum of
Agreement..... 20
 - 5.10 Assistant County Attorney IV Salary Adjustment..... 21
 - 5.11 Community Social Services' warrants NO ATT
 - 5.12 Commissioners' warrants..... SEE ATT

9:20 a.m.

6. **ADMINISTRATIVE SERVICES**
 - 6.1 Veterans Service Office-payment to organizations for
Memorial Day 22
 - 6.2 Construction project update and approval of bid award for
Service Center in Chaska..... 23-30

9:55 a.m.

ADJOURN REGULAR SESSION

9:55 a.m.

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

10:20 a.m.

David Hemze
County Administrator

REGULAR SESSION
April 8, 2008

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on April 8, 2008. Chair James Ische convened the session at 9:17 a.m.

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

Members absent: None.

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

Maluchnik moved, Workman seconded, to approve the minutes of the April 1, 2008, Regular Session Motion carried unanimously.

Community announcements were made by the Board.

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

Payment of emergency claim in the amount of \$967.20.

Authorize the Chair signing the State of Minnesota Pollution Control Agency demonstration project agreement.

Resolution #37-08, Charitable Gambling Application for Waconia Knights of Columbus #2506.

Approved the following abatements:

02-014-0800	Ronald Kelzer
02-014-0810	Ronald Kelzer
08-004-1310	Randall Seck (2007, 2008)
10-031-2600	Daniel Hoese (2006, 2007, 2008)
25-064-0380	Jill Maetzold (2006, 2007, 2008)
25-085-0320	Kathleen Delacluyse (2006, 2007, 2008)
25-160-1430	Sharon Fischer
25-202-1180	David Techam
25-829-0140	Eric Zorn
25-829-0290	U S Home Corp (2006, 2007, 2008)
30-102-0210	Steve Jung (2006, 2007, 2008)
30-235-0140	Patrick McMahon
30-265-0260	Eugene Sanborn
30-385-0260	Eric Sturgis (2007, 2008)
50-243-0100	Jenni Lee (2007, 2008)
75-270-0200	Donna Martin (2006, 2008)
75-275-0050	Caitlyn Klosterman
75-451-0050	Marian Saunders (2006, 2007, 2008)
M-30-951-0217	Jose Rodriguez
M-30-951-0409	Darrell Barclay

M-58-951-0017

Jose Garcia

Accepted the quote from Midstates for 69,000 pounds of WR Nuvo 3405 crack sealant for a total cost of \$31,533 plus tax.

Resolution #38-08, CSAH 10 Negotiated Settlements (4).

Motorola Service Agreement with the Sheriff's Office.

Appointed William Kent Francis to the Lower Minnesota Watershed District Board of Managers to a term ending March 22, 2011.

Community Social Services' actions.

Approved payment of the following Commissioners' warrants:

INSERT

Motion carried unanimously.

David Hemze, County Administrator, requested the Board adopt a Resolution recognizing this week as National County Government Week. He noted this year the focus was on protecting children and referenced the Signs of Safety program discussed with the Board last week.

Workman offered the following Resolution, seconded by Degler:

Resolution #39-08
National County Government Week

On vote taken, all voted aye.

Sheriff Olson explained this was the time of the year when national associations are recognizing their various groups that are part of every cities and counties mission and requested the Board adopt Resolutions recognizing their work.

Olson stated April 13-19th was National Public Safety Telecommunications Week. He explained that week was designated to recognize those individuals that provide the vital link to citizens' welfare and safety in the County.

Sheriff indicated May 5-11th was designated as National Correctional Officer's Week to recognize individuals that perform the task of supervising the inmate population. He stated this was a dedicated group that serves and stated they were one of the first to use the direct supervision model.

Olson also highlighted the week of May 11-17th as being National Police Week, with May 15th the day to recognize officers who have died in the line of duty.

Degler offered the following Resolutions, seconded by Maluchnik:

Resolution #40-08
Public Safety Telecommunicators Week

Resolution #41-08
Correctional Officer's Week

Resolution #42-08
Police Week 2008

On vote taken, all voted aye.

Workman moved, Lynch seconded, to open the public hearing on the intent to issue bonds and to adopt the Road and Bridge Capital Improvement Plan. Motion carried unanimously.

Nathan Reinhardt, Finance, explained the 2008-2012 CIP identified over \$20 million in road projects and they were seeking authorization for a bond sale. He pointed out the immediate need for 8.8 million for current projects, the option to add Laketown Road and County Road 20 projects to this bond sale and requested the additional authorization of \$7.5 million to fund future projects. He also explained the intent to take advantage of low interest rates to refinance two previous bond sales.

A list of current and future projects was reviewed. Reinhardt indicated bids would be opened on May 13th, with bond proceeds received in early June.

Roger Gustafson, Public Works, stated the map illustrated what has been identified as potential projects to move forward for a bond sale at this time. He indicated the additional projects identified as authorized at this time would be further reviewed for funding and looked at carefully with new legislation.

No public testimony was received.

Workman moved, Maluchnik seconded, to close the public hearing.

Lynch offered the following Resolution, seconded by Workman:

Resolution #43-08
Approving Road and Bridge Capital Improvement Plan
And Providing for the Sale of Bonds

On vote taken, Ische, Lynch, Maluchnik, Workman voted aye. Degler abstained due to a possible conflict of interest.

Carolyn Drude, Ehlers and Associates, recognized the volatility in the bond market but suggested general obligation bonds should be well received in the market. She stated demographics, the ability and willingness to repay, fund balance and the budget process will all be considered in determining the bond rating for the County. She noted the County's excellent bond rating at this point and reviewed the County's current statutory debt limit.

Ische moved, Workman seconded, to add \$750,000 to the bond sale proceeds for the Laketown Road project for total bond sale proceeds of \$9.55 million. Motion carried unanimously.

Lynch moved, Maluchnik seconded, to add \$1.9 million to the bond sale proceeds for the Highway 20 project for a total bond sale of \$11.5 million. Motion carried unanimously.

Lynch moved, Maluchnik seconded to open the public hearing regarding proposed property tax abatements for Lyman Boulevard improvements. Motion carried unanimously.

David Frischmon, Finance, indicated the tax base increases from the new development would be directed to help pay for the Lyman Boulevard project. He clarified this does not impact the amount of taxes paid.

No public testimony was received.

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

Workman offered the following Resolution, seconded by Maluchnik:

Resolution #44-08
Authorizing Property Tax Abatement for
Lyman Boulevard Improvements

On vote taken, Ische, Lynch, Maluchnik, Workman voted aye. Degler abstained due to a possible conflict of interest.

Lynch moved, Maluchnik seconded, to open the public hearing on the adoption of Ordinance #64-2008, adoption of program to accelerate sewage treatment system compliance and the elimination of direct discharge systems. Motion carried unanimously.

David Drealan, Land and Water Services, stated the public hearing was to amend the portion of the Code to put into effect a program to accelerate direct discharge systems getting into compliance. He outlined the program and changes made to the administrative plan. Drealan distributed a revision to Item C of Section 4, of Chapter 152, Section 152.035 and introduced into the record the affidavit of the public hearing notice and background information on the program and proposed ordinance.

He stated the amendment increases compliance requirements for subdivisions and, if they see no evidence of a drain field, includes more stringent compliance before any permits are issued. He

clarified permits for roofing and furnaces are exempt. Drealan stated additional incentives and the possibility of low interest rate for ten years would be provided in certain TMDL watersheds.

Drealan indicated, as the process moves forward, letters will be sent to owners of these systems with deadlines and incentives. In addition, the Soil and Water District will visit property owners in each of the sub watersheds to give landowners an overview of the program. He stated a safety net program would be put together to assist property owners with limited resources and referenced the grants received from the State.

No public testimony was received.

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

Workman offered the following Resolutions, seconded by Degler:

Resolution #45-08
Adopting Ordinance 64-2008

Resolution #46 -08,
Establishing a Program to Accelerate the Eliminating of Direct
Discharge Individual Sewage Treatment Systems (ISTS) in Carver County

On vote taken, all voted aye.

SUMMARY OF ORDINANCE 64-2008 - AMENDS THE COUNTY CODE TO:

Provide for setting the term of low interest loans in the Administrative Plan instead of in the Code;
Gives the County Board authority to adopt by resolution programs to accelerate sewer system compliance;
Requires septic compliance for all systems involved in a parcel split;
Requires that properties that have no record of a septic system being installed be treated the same as systems in the Shoreland zone when any permits are requested

Paul Moline, Land and Water Services, pointed out the upcoming open houses to be held on the preliminary draft of the 2030 comp plan. After the open houses are held, he stated he would review the comments received with the Board. He stated they hoped to submit the plan to the Met Council in late June for their review.

Moline explained the intent of the open houses was to get the concepts out to the public and receive input on the direction of the plan. He noted the input already received from the various stakeholder groups around the County.

He pointed out the maps that would be used to highlight the plan elements. He stated they hoped to get comments from the public on rail service areas. Moline indicated, with the economic slowdown, they are seeing people change their perception as they look out 20 years but they have not talked

about reducing their forecasts and understand these numbers can go up and down. He reviewed each of the plan elements. Moline stated they are trying to recognize all of the elements of the County in the plan and have included recognition of what Public Health does. He added they anticipated a public hearing being held in June.

Degler moved, Maluchnik seconded, to proceed with presenting the preliminary draft of 2030 plan summary information to the public for the purposes of gathering further input. Motion carried unanimously.

Steve Taylor, Administrative Services, requested Board award bids for structural work at the Justice Center. He indicated this was the first of three bid packages related to the Justice Center. He explained the bids to be awarded were for the concrete, masonry, structural steel and steel erection for the second level. Although disappointed in the number of bids submitted, he indicated the construction manager felt comfortable that the bids were competitive.

Taylor noted the second floor would include a fourth courtroom, Court Services and additional footage for the County Attorney. He indicated the Board also had approved the design allowing a third floor if needed in the future and that cost was included in this.

Dave Chase, Kraus and Anderson, stated he did call some contractors after the bids were opened and in some cases, the contractors had existing projects they were working on and were unable to bid. He stated this project also was a more complex project and that may have contributed to the number of bids.

Lynch moved, Workman seconded, to approve the following bids pending contract review by the County Attorney's Office and Risk Management:

Division 1 Concrete-Kelleher Construction - \$92,825
Division 2 Masonry-Royal Masonry - \$399,900
Division 3 Structural Steel-Central Minnesota Fabricating Inc. \$202,300
Division 4 Steel Erection-Red Cedar Steel Erectors, Inc. \$103,680

Motion carried unanimously.

Lynch moved, Maluchnik seconded, to approve \$40,000 in contingency to be set aside for the structural phase. Motion carried unanimously.

Degler moved, Lynch seconded, to go into closed session at 11:25 a.m. to discuss the performance of Administrator Hemze pursuant to Minnesota Statute 13D.05, Subd 5. Motion carried unanimously.

Lynch moved, Degler seconded, to adjourn the closed session at 11:40 a.m. Motion carried unanimously.

Ische stated after written feedback and the discussion held in closed session, Administrator Hemze exceeded standards in the leadership skills of approachability, information sharing, communication

and professionalism. He stated his specific strengths included fairness, delegation and organizational knowledge. He added the Board saw opportunities for improvement in the areas of expanded community relations and tangible solutions to some of the long term challenges facing the County.

Maluchnik moved, Lynch seconded, to accept the statement delivered by the Chair as the summary of Hemze's performance for the period May, 2007-April, 2008. Motion carried unanimously.

Degler moved, Workman seconded, to adjourn the Regular Session at 11:40 a.m. Motion carried unanimously.

David Hemze
County Administrator

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

279487



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

AUTHORIZATION

PAYMENT OF EMERGENCY CLAIM

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

VENDOR: Linda Worm
311 N. Maple Street, Chaska, MN 55318

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

AMOUNT: \$900.00

REASON: Emergency rental assistance for _____ to assist with back rent. \$300.00 for the month of March and \$600.00 for April. Veteran is in jeopardy of becoming homeless. Other resources are going to assist with future rent, (CAP Agency (FHPAP) and MAC-V).

Department Head Signature: *Joni Priem*

Chairman of County Board

James M. Ische

County Administrator

David Hemze
David Hemze

County Attorney

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

Date: April 7, 2008



REQUEST FOR BOARD ACTION

AGENDA ITEM: Contract for Design and Architectural Services – Wold Architects & Engineers

Originating Division: Administrative Services

Meeting Date: April 22, 2008

Amount of Time Requested: 0

Attachments for packet: Yes No /Contract

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: Architectural and Design Services – 2008 Capital Projects – Chaska Campus

Capital projects totaling \$401,500 included in the 2008 CIP Budget necessitate either Design, Architectural or Engineering Services. An example is new Carpeting for the Board Room. Staff needs design assistance that will recommend colors and meet the needs of the programming requirements. Many of these projects are also interconnected to the Service Delivery Construction. Evidence Room Makeup Air; Waterproofing Tunnel, Site Signs, etc. With the interconnection and proximity to the Service Delivery Construction; we only solicited a quote from Wold.

ACTION REQUESTED: Move approval of the Contract with Wold Architects for a fixed fee of \$25,000 for selected 2008 capital projects.

FUNDING

County Dollars = \$

Other Sources & Amounts =

= \$

TOTAL = \$25,000

Related Financial Comments:

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Reviewed by Division Director

Date:



REQUEST FOR BOARD ACTION

AGENDA ITEM: Amendment to the Minnesota Pollution Control Agency Organics Demonstration Project Agreement.

Originating Division: Land and Water

Meeting Date: April 15, 2007

Amount of Time Requested: NA

Attachments for packet: No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: The attached amendment to the Minnesota Pollution Control Agency Agreement will allow Carver County to divert additional organic material to the Arboretum Compost Site.

ACTION REQUESTED: Motion to approve the amendment to the Minnesota Pollution Control Agency Organic Demonstration Project agreement.

FUNDING

County Dollars =	\$0.00
Other Sources & Amounts =	\$
	= \$
TOTAL	= \$0.00

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments: There are no financial comments related to the Board request.

Reviewed by Division Director  Date: 7 Apr-08



REQUEST FOR BOARD ACTION

AGENDA ITEM : AMENDMENT NO. 1 TO NEW TH 212 COOPERATIVE AGREEMENT 87185 BETWEEN MN/DOT AND CARVER COUNTY

Originating Division: Public Works

Meeting Date: April 22, 2008

Amount of Time Requested: n/a

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: On March 15, 2005, Carver County approved entering into a cost sharing agreement with the Minnesota Department of Transportation for construction of new TH 212. Additional turn-lane work was needed at the CSAH 18 (Lyman Blvd) / CSAH 17 (Powers Blvd) intersection. Carver County is responsible for the cost of this additional work. This amendment to the agreement is needed to pay for the additional work.

ACTION REQUESTED: The County Board is requested to approve the attached resolution authorizing signing of Amendment No. 1.

FUNDING

County Dollars = \$19,436.09

Other Sources & Amounts =
=\$

TOTAL = \$19,436.09

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments:

Reviewed by Division Director

Date:

4/3/08

S:\Mn\DOT\TH\212\New 212\212 MnDOT.Carver County Coop. Agmt - 0308 - Amndmt 1 - baf

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

DATE April 22, 2008
MOTION BY COMMISSIONER _____

RESOLUTION NO. _____
SECONDED BY COMMISSIONER _____

**AMENDMENT NO. 1 to
MINNESOTA TRANSPORTATION DEPARTMENT
AGREEMENT NO. 87185
between
THE STATE OF MINNESOTA, DEPARTMENT OF TRANSPORTATION
and
THE COUNTY OF CARVER
for
CONSTRUCTION OF NEW TH 212**

IT IS RESOLVED that Carver County enter into Amendment No. 1 of Mn/DOT Agreement No. 87185 with the State of Minnesota, Department of Transportation.

IT IS FURTHER RESOLVED that the County Board Chair and County Administrator be and hereby are authorized to execute Amendment No. 1 to the Agreement.

YES	ABSENT	NO
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

STATE OF MINNESOTA
COUNTY OF CARVER

I, David Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the 22nd day of April, 2008, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 22nd day of April, 2008.

County Administrator Date

Subscribed and sworn to before me this _____ day of _____, 2008.

Notary Public _____

My Commission expires _____



REQUEST FOR BOARD ACTION

AGENDA ITEM : Board Approval of Advertisement for Bids and Date of Bid Opening for SAP 10-618-09 - Lyman Blvd. Reconstruction

Originating Division: Public Works

Meeting Date: April 22, 2008

Amount of Time Requested: N/A

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: Project SAP 10-618-09 includes the reconstruction of CSAH 18 (Lyman Blvd) beginning just west of CSAH 15 (Galpin Blvd) and continuing east to Audubon Road east.

In 2006, joint power agreements were approved with the City of Chanhassen, the City of Chaska, and the Chaska School District to fund and complete this project by summer 2009.

The construction plans and specifications are complete. The project is ready for bidding.

ACTION REQUESTED: Request for a motion to allow the placing of the Advertising for Bid and to set the Bid Opening date to Monday, May 19, 2008 at 2:30 P.M. for project SAP 10-618-09.

FUNDING

County Dollars =	\$3,036,000
City of Chanhassen	=\$2,994,000
City of Chaska	=\$607,000
School Districts	=\$833,000

TOTAL = \$7,470,000

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments: Above costs are construction costs only.

Reviewed by Division Director

Date:

4/15/08



REQUEST FOR BOARD ACTION

AGENDA ITEM: Joint Powers Agreement with Scott County Training Center

Originating Division: Sheriff

Meeting Date: April 22, 2008

Amount of Time Requested: None

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: The Scott County Association for Leadership and Efficiency (SCALE) has received grant funding to assist in building a regional training center near Jordan, MN in Scott County. SCALE is locating a firearms range at the training facility and has invited the Carver County Sheriff's Office to participate.

Carver County currently completes range training for deputies in a private gravel pit in San Francisco Township which is not currently in operation. The pit owner has notified the Sheriff that they will need use of the gravel pit in the near future. The Sheriff has looked at various options for locating a range facility in Carver County, all of which are very costly and not well received by area residents.

The Scott County Training facility appears to be a great opportunity for law enforcement in the region, especially Carver County. The JPA allows the Carver County Sheriff's Office to become a member of the Public Safety Training Center Board and to hold training exercises and courses at the facility.

ACTION REQUESTED: Motion to approve the Joint Powers Agreement between Carver County and the SCALE Regional Training Facility authorizing the Sheriff's Office to be a participating agency in the facility.

FUNDING

County Dollars = \$\$42,369.07

Other Sources & Amounts =

= \$

TOTAL

= \$\$42,369.07

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments:



REQUEST FOR BOARD ACTION

AGENDA ITEM: Resolution Supporting Federal Funding for the City of Carver's Levee Certification Study

Originating Division: Administration

Meeting Date: 4/22/08

Amount of Time Requested: NA

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: The City of Carver is seeking certification of its levee so the downtown business district can be removed from its flood zone status. In order to complete the certification a study is required at an estimated cost of \$200,000. The City is asking the County to adopt a Resolution supporting the feasibility study and urging the congressional elected leaders to support the necessary funding.

ACTION REQUESTED: Adopt attached Resolution in Support of Federal Funding for the City of Carver's Levee Certification Study.

FUNDING

County Dollars = \$

Other Sources & Amounts = \$

TOTAL = \$

Related Financial Comments:

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Reviewed by Division Director

Date: 4/14/08

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

DATE _____ RESOLUTION NO. _____

MOTION BY COMMISSIONER _____ SECONDED BY COMMISSIONER _____

Supporting Federal Funding for the City of Carver's Levee Certification Study

Whereas, throughout history, the City of Carver has been affected by periodic flooding of the Minnesota River and its tributaries; and

Whereas, in 1968 an emergency levee was built by the City with federal funds and in 1998, the Army Corp of Engineers added to the levee after new flooding but the dike has never been proven to be certified; and

Whereas, new TH 212 is spurring significant new growth in the City of Carver and impacting economic development; and

Whereas, the business district needs to be removed from its flood zone status as the business district cannot viably grow without certification of its levee; and

Whereas, the Army Corp of Engineers requires a study with an estimated cost of \$200,000, to proceed with levee certification; and

Whereas, the required study places a tremendous financial burden on the City of Carver and the City does not have sufficient resources to pay for such a study; and

Whereas, the Carver County Board of Commissioners recognizes the importance of a prosperous business community for the quality of life of the residents of the City;

NOW, THEREFORE, BE IT RESOLVED, that the Carver County Board of Commissioners supports the feasibility study and urges the congressional elected leaders to support the necessary funding for the required study

YES	ABSENT	NO
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

STATE OF MINNESOTA
COUNTY OF CARVER

I, David Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the 22nd day of April, 2008, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this _____ day of April, 2008.

County Administrator



REQUEST FOR BOARD ACTION

AGENDA ITEM : Contract for Caretaker Services at Baylor Regional Park

Originating Division: Public Works\Parks

Meeting Date: April 22nd, 2008

Amount of Time Requested: None

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: Following a public advertisement, application and interview process, caretakers have been selected to continue caretaker service at Baylor Regional Park. The caretaker in the park provides the service of assisting campers, providing an on site presence, collecting fees for shelter and campsite rentals, closing the park after hours, checking park facilities and locking them when necessary and cleaning areas of use when park staff are not in the park. This service essential precludes the caretakers from having extended stays of a day or longer away from the park during May through October and December through March. At other times of the year the caretakers can be granted extended stays away with the approval of the Parks Director.

For the service requested, housing in the park is provided at a reduced cost for the months of November through April and at no cost the months of May through October. The caretaker is not an employee of the County, but a contracted service provider and receives no other compensation or benefits.

The new caretakers, Brian and Carrie Pauly, have an education in Parks and Recreation and previous work experience with the National Park Service.

The rental amount is \$600.00 for the months of November through April and \$0.00 for the months of May through October.

ACTION REQUESTED: Authorize the Board Chair and County Administrator to sign the agreement.

FUNDING

County Dollars =

Other Sources & Amounts =

= \$

TOTAL

= \$

Related Financial Comments:

FISCAL IMPACT None Included in current budget Budget amendment requested Other: Reviewed by Division Director *[Signature]*Date: *3/25/08*

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

Date: April 22, 2008

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

PROFESSIONAL SERVICE AGREEMENT
BETWEEN
BRIAN AND CARRIE PAULY AND CARVER COUNTY
FOR CARETAKER SERVICES AT BAYLOR REGIONAL PARK.

BE IT RESOLVED, that the Carver County Board of Commissioners hereby authorize the Board Chair and the County Administrator to execute the Professional Service Agreement Between Brian and Carrie Pauly and Carver County for the caretaker services at Baylor Regional Park.

YES

ABSENT

NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, David Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the 22 day of April, 2008, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 22 day of April, 2008.

County Administrator



REQUEST FOR BOARD ACTION

AGENDA ITEM : AFSCME Assistant County Attorney Memorandum of Agreement

Originating Division: Employee Relations

Meeting Date: 4/22/08

Amount of Time Requested: minutes

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM:

The County and AFSCME local 2789 Assistant County Attorney Unit have a collective bargaining agreement (CBA) in place, effective 2007 – 2009.

In 2007 the Assistant County Attorney positions were included in the triennial review of job descriptions across the County. In February of 2008, the contracted Classification & Compensation Consultant, BCC, returned the updated Assistant County Attorney III job description to us with a revised grade. The job is now a grade 17 rather than a grade 16. In the process of negotiating the 2007 – 2009 CBA the parties agree to a market rate adjustment for the Attorney III positions by adding two additional steps to the top of the grade 16 salary rates. The grade change for this position would effectively eliminate that market adjustment if no action is taken.

The grade 16 and 17 AFSCME salary rates are only 3% apart at the top of the range. The additional steps negotiated place the grade 16 top salary for Attorney III are above the current grade 17 wage.

The Board action requested is approval of a Memorandum of Agreement adding two steps to the AFSCME grade 17 salary rates for the Attorney III's. This revision to the grade 17 salary maintains the arbitration award placing Carver County salaries for this group between Scott and Wright Counties; so it is market justified.

ACTION REQUESTED:

Motion to approve the Memorandum of Agreement adding two salary steps, each 4.5%, to the top of the Grade 17 salary range for Attorney III's.

FUNDING

County Dollars = \$12,000

Other Sources & Amounts = \$

TOTAL = \$12,000

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments:

Funds are available in the 2008 County Attorney's Budget to cover these additional costs, as a result of more tenured staff leaving the Office earlier this year.

Reviewed by Division Director
Doris M. Krogman, Employee Relations

Date: 4/11/08



REQUEST FOR BOARD ACTION

AGENDA ITEM : Assistant County Attorney IV Salary Adjustment

Originating Division: Employee Relations

Meeting Date: 4/11/08

Amount of Time Requested: minutes

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM:

The immediately preceding RBA (if approved) increased Assistant County Attorney III salary range maximum from \$90,312 to \$93,080 per year.

Currently, the Attorney IV salary range goes to \$96,242 per year, which is one step above the Grade 18 Non-bargaining range. We added the additional step to the grade 18 range in 2006 when we added the first market adjusting step to the Attorney III salaries. At the current rates, the Attorney IVs maximum rate is \$3,160 above their line staff, which is a 3.4% difference. Throughout the County, supervisors' salary ranges are generally at least one full grade above their staff. That differential is at least 6%.

The Board action requested is approval of revising the additional step at the top of grade 18 on the Non-Bargaining salary rates from \$96,242 to \$98,500, for the Assistant County Attorney IV position. This gives them a 5.5% differential at the maximum of both the line staff and supervisor ranges. It is also well within the market comparisons with other suburban counties

ACTION REQUESTED:

Motion to approve revising the step above Grade 18 on the non-bargaining salary scale for Assistant County Attorney IVs to be \$98,500 per year.

FUNDING

County Dollars = \$12,000

Other Sources & Amounts =

= \$

TOTAL = \$12,000

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments:

Funds are available in the 2008 County Attorney's Budget to cover these additional costs, as a result of more tenured staff leaving the Office earlier this year.

Reviewed by Division Director
Doris M. Krogman, Employee Relations

Date: 4/11/08



REQUEST FOR BOARD ACTION

AGENDA ITEM : Veterans Service Office, Payment to Organizations for Memorial Day

Originating Division: Administrative Services

Meeting Date: 4/22/2008

Amount of Time Requested: N/A

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM:

The Carver County Veterans Service Office is requesting an increase in the stipend paid to Veterans Service Organizations to defray the expenses of Memorial Day exercises. Minnesota statute 375.35 has set the maximum amount at \$100.00 that County Boards can appropriate annually. Increases in fuel costs and multiple Memorial Day services have put a tremendous burden on each organization in Carver County. Service Organizations have in 2005, 2006 and 2007 received a stipend of \$75.00 per organization for Memorial Day services.

In 2007 the County Board spent \$975.00 for these services. It is estimated that the \$25.00 increase would add \$525.00 in additional costs for 2008 Memorial Day activities.

ACTION REQUESTED:

Motion to accept County Veterans Service Office request to increase to \$100.00 the stipend paid to County Veterans Service organization's to defray Memorial Day expenses.

FUNDING

County Dollars = \$525.00

Other Sources & Amounts =

= \$

TOTAL = \$525.00

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments: If necessary, a budget amendment will be considered at year-end for this additional cost.

Reviewed by Division Director

Date: 4/7/2008



REQUEST FOR BOARD ACTION

AGENDA ITEM : Construction project update and approval of bid award for Service Center in Chaska

Originating Division: Administrative Services

Meeting Date: April 22, 2008

Amount of Time Requested: 30 minutes

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM:

Administrative Services will be providing an update on the current status of the Government Center projects and the Service Centers in Chaska and Chanhassen. As is shown on Attachment 1, the current projected budget of \$12.625 million for these three projects shows a shortfall of approximately \$625,000 due primarily to a number of scope of work changes which will be reviewed during the Board meeting.

On April 10, 2008 County staff opened bid package No. 1 for the Carver County Service Center in Chaska which included all trades. The project involves renovating the existing 3,443 square feet of space and the addition of 1,500 square feet as well as temporarily relocating license center staff to the government center in space formerly occupied by the Accounting department. Accounting will move for this interim period to space being finished out in old courtroom # 1.

The solicitation allowed contractors to bid in a combined fashion wrapping multiple bid divisions into one bid. Alternatively, bidders could bid separately on individual bid divisions. The attached bid tabulation and recommendation letter from Kraus-Anderson provides the following low bid information:

Bid Package	Bidder	Bid Submitted
#1-General Construction	Construction Results	\$321,700
#2-Roofing & Flashing	Aduddel Roofing	\$52,994
#3-Aluminum Doors, glass and glazing	Brin Northwestern Glass	\$15,217
#4-Tile Work	Schreiber Mullaney	\$7,807
#5-Acoustical Ceilings	Twin Cities Acoustics	\$12,460
#6-Resilient Flooring/Carpet	Hamernicks Decorating	\$26,512
#7-Painting	Wasche Commercial Finishes	\$6,670
#8-Fire Protection	Olsen Fire Protection	\$23,350
#9 & 10-Plumbing and Ventilation/Temp Control	Kumar Mechanical	\$219,400
#11-Electrical, communication, security access, fire detection	Sterling Electrical Corp	\$84,771
Bids Received		770,811
BTR Architect		107,000
CM fee		22,000
FF&E		100,000
General Conditions-County		150,000
Contingency		50,189
Project Budget		\$1,200,000

ACTION REQUESTED:

1. Motion to approve \$1.2 million budget for the Chaska Service Center project including a \$200,000 transfer from Commissioner Contingency.
2. Motion to approve the Chaska Service Center project low bid awards in the total amount of \$770,811 as listed above pending contract review by the County Attorney's Office and Risk Management.
3. Motion to approve \$150,000 in General Conditions for Chaska Service Center Project.
4. Motion to approve \$50,189 in contingency for Chaska Service Center Project.
5. Motion to delegate authority for change orders to the Administrative Services Director on behalf of the Building Committee for a not-to-exceed \$15,000 per change order.

FUNDING

County Dollars = \$1.2 million
Other Sources & Amounts = \$
= \$
TOTAL = \$ 1.2 million

FISCAL IMPACT

- None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments: The original budget for the project was established at \$1 million and the total recommended updated budget is \$1,200,000. The difference of \$200,000 is a recommended transfer from Commissioner Contingency.

Reviewed by Division Director

Date: April 16, 2008

Project Budgets	Government Center Campus			Wold / BTR / KA Team	Project Budgets
Description	Government Center Campus	Chaska License Center	Chanhassen License Center	TOTALS	Remarks
Project Revenue					
Building Capital Improvement Fund	8,200,000	1,000,000	2,800,000	12,000,000	
Total Available Dollars	8,200,000	1,000,000	2,800,000	12,000,000	
Project Soft Costs					
A & E Fees - WOLD	505,600			505,600	Wold
A & E Fees - BTR		102,000	147,000	249,000	BTR
Reimbursables / Added Fees		5,000	44,000	49,000	
Survey	14,500		4,000	18,500	
Soil Tests	21,600		6,100	27,700	
Construction Testing	45,000		13,135	58,135	
Metro SAC/WAC Connection Charge	in permits		in permits	-	
Plan Review	100,000		28,210	128,210	
	in permits		in permits	-	
Total Soft Costs	686,700	107,000	242,445	1,036,145	
Construction Costs					
Scope Change - 2nd floor structural for Future 3rd floor	200,000			200,000	
Scope Change - 4 Move & re-use hearing room millwork	125,000			125,000	
Scope Change - Addition of basement in Chanhassen			100,000	100,000	
Justice Ctr 2nd Level Addition (w/ elev.)	3,250,000	770,811	2,200,000	6,220,811	
Lower Level Courts	2,775,000			2,775,000	
LEC	250,000			250,000	
Site Work	250,000			250,000	
Elevator Expansion - Admin West	200,000			200,000	
Vestibule Addition & Security (metal detector)	-			-	
General Conditions	in estimate	in estimate	in estimate	-	
CM Fee	184,938	22,000	60,500	267,438	Kraus Anderson Construction
CM Site Services	in estimate	in estimate	in estimate	-	
Design and Construction Contingency	231,695	50,189	44,055	325,939	
Total Construction	7,466,632	843,000	2,404,555	10,714,187	
FF&E-Owner	300,000	100,000	150,000	550,000	
General Conditions-Owner	71,668	150,000	103,000	324,668	
Total Owner Costs	371,668	250,000	253,000	874,668	
Total current projected budget	8,525,000	1,200,000	2,900,000	12,625,000	
Budget variance	\$ (325,000)	\$ (200,000)	\$ (100,000)	\$ (625,000)	Revenue minus total project costs
Proposed Budget Amendment	(1)	\$200,000	(1)		

(1) Final Budget will be addressed once bids are awarded.



KRAUS-ANDERSON®
CONSTRUCTION COMPANY

Breaking new ground since 1897

8625 Rendova Street NE

Circle Pines, MN 55014

O 763.786.7711

F 763.786.2650

www.krausanderson.com

April 15, 2008

Mr. Steven Taylor
Department of County Administration
Carver County
600 East Fourth Street
Chaska, MN 55318

Re: Carver County Chaska License Center Addition and Remodel
BP-1 – All Trades
Chaska, MN

Dear Steve,

We have reviewed the bids that were received for Bid Package No. 1 which included all trades work and we have interviewed the low bid contractors. In the attached summary we have made individual recommendations for each bid division and brief comments regarding the contractor and any particular notes regarding their bid. They are, of course, responsible to perform to the contract documents as issued. We are pleased with the overall bid results however somewhat disappointed again with the number of bidders. We did receive coverage on all bid divisions and have confirmed that we have competitive bids in all divisions.

We have found, while interviewing the contractors that there were several bids submitted to the general contractors that were not submitted at the bid opening. The explanation for this is that contractors are bidding several projects a week and not reading the Bidders Instructions to be informed as the bidding requirements. When they see a general contractor on the plan holders list they assume they should bid the general contractors. Fortunately there are other contractors that follow Kraus-Anderson Construction Company's work and are used to bidding our construction management projects.

Please review the attached Bid Recap and Recommendations and respond if there are any questions.

Very truly yours,

KRAUS-ANDERSON® CONSTRUCTION COMPANY

Dave Chase
Project Manager

DC/jh

**CARVER COUNTY CHASKA LICENSE CENTER
ADDITION AND REMODEL
BP-1 ALL TRADES**

BID RECAP AND RECOMMENDATIONS

4/15/2008

BIDDER	BASE BID AMOUNT	COMBINED BID AMOUNT	REMARKS & RECOMMENDATIONS
--------	-----------------	---------------------	---------------------------

BID DIVISION 1 - General Construction

Construction Results Corporation	\$321,700.00		Construction Results is the low bidder without considering the alternates. The interview confirmed they have the bid scope included. We recommend acceptance of their bid if Alternate #1 is not to be included.
Parkos Construction Company Inc	\$323,800.00		Parkos Construction is low bidder based on acceptance of Alternate #1. The interview confirmed they have the bid scope included. We recommend acceptance of their bid if Alternate #1 is to be included. (\$323,800.00 minus \$49,600.00 equals \$274,200.00)
Outland Builders, Inc.	\$354,175.00		
Schreiber Mullaney Construction Co Inc	\$354,890.00		
George F Cook Construction Co	\$367,000.00		
Maertens-Brenny Construction Co	\$383,200.00		
Gladstone Construction Inc	\$396,980.00		

\$ 321,700.00

DIVISION 2: Roofing and Flashing

Aduddell Roofing	\$52,994.00		Aduddell Roofing is the low bidder. The interview confirmed they have the bid scope included. We recommend acceptance of their bid.
Palmer West Construction Co Inc	\$63,500.00		
Ettel & Franz Roofing Company	\$66,200.00		
Delco Roofing & Sheet Metal Inc	\$70,290.00		
John A Dalsin & Son Inc	\$81,395.00		

\$ 52,994.00

DIVISION 3: Aluminum Doors and Storefronts, Glass and Glazing

Brin Northwestern Glass	\$15,217.00		This contractor has a good track record and has confirmed their scope of work. We recommend approval.
-------------------------	-------------	--	---

\$ 15,217.00

Bid Recap and Recommendations
April 10, 2008

Carver County Chaska License Center

BIDDER	BASE BID AMOUNT	COMBINED BID AMOUNT	REMARKS & RECOMMENDATIONS
--------	-----------------	---------------------	---------------------------

DIVISION 4: Tile Work

Schreiber Mullaney Construction Co Inc	\$7,807.00		This contractor has a good track record and although they are typically a General Contractor we would recommend acceptance of this bid. Their subcontractor is G. T. Grazzini.
Outland Builders Inc	\$8,500.00		
CD Tile & Stone Inc	\$9,560.00		
Grazzini Brothers & Company	\$10,510.00		
MCI Inc dba Multiple Conc Int	\$13,537.00		

\$ 7,807.00

DIVISION 5: Acoustical Ceilings

Twin City Acoustics Inc	\$12,460.00		Twin Cities Acoustics has a good track record and has confirmed their scope of work. We recommend approval.
Schreiber Mullaney Construction Co Inc	\$13,180.00		
Outland Builders Inc	\$21,000.00		

\$ 12,460.00

DIVISION 6: Resilient Flooring/Carpet

Natus Corp dba Hamernicks Dec Ctr	\$26,512.00		Hamernicks Dec. Ctr. Has a good track record and on much larger projects. We have confirmed scope of work with them. We recommend approval.
St. Paul Linoleum & Carpet Company	\$26,847.00		
Schreiber Mullaney Construction Co Inc	\$27,888.00		
MCI Inc dba Multiple Conc Inter Grazzini Brothers & Company	\$28,751.00 \$31,815.00		

\$ 26,512.00

DIVISION 7: Painting

Wasche Commercial Finishes Inc	\$6,700.00		This contractor has a good track record and has confirmed their scope of work. We recommend approval. They did not include finishing millwork.
Swanson & Youngdale Inc	\$6,991.00		
Schreiber Mullaney Construction Co Inc	\$7,348.00		

\$ 6,700.00

Bid Recap and Recommendations
April 10, 2008

BIDDER	BASE BID AMOUNT	COMBINED BID AMOUNT	REMARKS & RECOMMENDATIONS
--------	-----------------	---------------------	---------------------------

DIVISION 8: Fire Protection

Olsen Fire Protection Inc \$23,250.00
 Viking Automatic Sprinkler Co \$24,500.00
 Brothers Fire Protection \$27,900.00

This contractor has a good track record and has confirmed their scope of work. We recommend approval.

\$ 23,250.00

DIVISION 9: Plumbing

Sun Mechanical Inc \$55,000.00
 RJ Mechanical Inc \$61,000.00

Kumar Mechanical Inc

This bid is a combined bid for Divisions 9 and 10. This contractor has a good track record and has confirmed their scope of work. We recommend approval.

\$ 219,400.00

DIVISION 10: Ventilation and Temperature Control

Schadegg Mechanical Inc \$167,000.00

Kumar Mechanical Inc NA

Combined bid for Divisions 9 and 10. See recommendation for Division 9.

Inc. above

DIVISION 11: Electrical, Communication, Security Access and Fire Detection

Sterling Electric Corporation \$84,771.00
 Killmer Electric Co., Inc. \$93,000.00
 Highland Electric Inc \$98,595.00
 C&S Electric LLC \$99,400.00
 Phasor Electric Company \$102,300.00
 Weber Electric Inc \$108,900.00

This contractor has a good track record and has confirmed their scope of work. We recommend approval.

\$ 84,771.00

TOTAL
 Budget Estimate
 Variance

\$ 770,811.00
 \$ 842,000.00
 \$ 71,189.00

BUDGET AMENDMENT REQUEST FORM

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

DEPARTMENT: Administrative Services

DATE: 4/22/08

Fund: Bldg CIP

Description of Account funds are to be transferred from:	Amount	Description of Account funds are to be transferred to:	Amount
Board Contingency	\$ 200,000	Chaska License Center Project	\$ 200,000
TOTAL:	\$ 200,000	TOTAL:	\$ 200,000

A. Reason for Request: See Board Action.

B. Financial Impact: (To be filled out by Controller)

C. Contingency Acct. Beginning Bal.: \$ 300,000

D. Proposed Contingency Acct. Being Used: \$ 200,000

E. Remaining Balance: \$ 100,000

F. Requested By: Steve Taylor

G. Recommend Approval: Finance Director

H. County Board Decision: Approval/Disapproval