

Carver County Board of Commissioners
 Regular Session
 January 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 January 8, 2008, Organizational Session 1-7
4. Community announcements

9:15 a.m.

5. **CONSENT AGENDA**
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- 5.2 Charitable gambling application for Waconia Lions Club... 9-10
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- 5.4 Approval to withhold tax forfeit land for public use 13-15
- 5.5 Absentee Ballot Board..... 16-17
- 5.6 UCare Funding 18-19
- 5.7 Appointing Carver County representation for the
 Metropolitan Emergency Medical Services Committee..... 20
- 5.8 Approval of out-of-state travel to the 7th Annual New
 Partners for Smart Growth Conference in Washington 21
- 5.9 Ready Carver Consultant-Marilou E. Thibault 22
- 5.10 Minnesota Department of Health grant project agreement for
 Community Health Board-perinatal hepatitis B follow-up and
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- 5.12 Public Health Emergency Preparedness Grant contract
 Amendment #1-Community Health Board 26-27
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 AGL Consulting 28
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 Impact Statement 29-31
- 5.15 Professional services agreement-design of Bridge 5837
 on CSAH 10 32-33

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|------|--|---------|
| 5.16 | Township signing program-agreement between Carver County and each Carver County Township | 34-35 |
| 5.17 | Agreement with State of Minnesota-partnership contract and work order | 36-37 |
| 5.18 | CSAH 10-negotiated settlements (3)..... | 38-39 |
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| 5.21 | Appointment of SWCD manager or designee as Agricultural inspector for MinnCan project..... | 43-45 |
| 5.22 | Accept donation of The Park at MOI and cinema theatre passes..... | 46 |
| 5.23 | Accept UCare grant | 47-48 |
| 5.24 | History display in Courthouse | 49 |
| 5.25 | Teamsters Employee Growth & Development Assignments | 50 |
| 5.26 | Community Social Services' warrants | NO ATT |
| 5.27 | Commissioners' warrants..... | SEE ATT |

9:20 a.m.

6. COMMUNITY SOCIAL SERVICES

| | | |
|-----|---|----|
| 6.1 | Targeted case management update and letter to CMS | 51 |
|-----|---|----|

9:30 a.m.

7. ADMINISTRATION

| | | |
|-----|--|-------|
| 7.1 | Appointments to advisory committees..... | 52-56 |
|-----|--|-------|

9:35 a.m.

**RECESS AS COUNTY BOARD AND CONVENE AS
CARVER COUNTY REGIONAL RAIL AUTHORITY**

9:35 a.m.

8. PUBLIC WORKS/PARKS

| | | |
|-----|---|-------|
| 8.1 | Union Pacific Railroad Abandonment of the Union Pacific Rail Line in Carver and Scott Counties..... | 57-58 |
|-----|---|-------|

9:50 a.m.

**ADJOURN AS RAIL AUTHORITY AND RECONVENE AS
COUNTY BOARD**

9:50 a.m.

9. PUBLIC WORKS/PARKS-Closed Session

| | | |
|-----|--|----|
| 9.1 | Lake Waconia Regional Park land acquisition..... | 59 |
|-----|--|----|

10:30 a.m.

ADJOURN REGULAR SESSION

10:30 a.m.

1. Chair
2. Board Members
3. Administrator

11:15 a.m.

4. Adjourn

David Hemze
County Administrator

ORGANIZATIONAL SESSION

January 8, 2008

Commissioners Gayle Degler, James Ische, Tim Lynch, Randy Maluchnik and Tom Workman met in session this day as required by law for organizational purposes for the year 2008.

The session was called to order by County Administrator, David Hemze, at 9:16 a.m.

Degler moved, Lynch seconded, to nominate James Ische as Chair of the Board of Commissioners for 2008. On vote taken to elect James Ische as Chair for 2008, all voted aye.

Degler moved, Maluchnik seconded, to nominate Tim Lynch as Vice Chair of the Board of Commissioners for 2008. On vote taken to elect Tim Lynch as Vice Chair for 2008, all voted aye.

The following amendments were made to the agenda:

Revised pages 22-25.

Add 13.24 to consent: Family planning contract nurse.

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

Hemze requested the Board adopt 2008 Board Operating Rules. He clarified educational expenses were included as eligible for reimbursement according to the personnel rules and pointed out two other minor changes.

Maluchnik moved, Degler seconded, to adopt the 2008 Board Operating Rules as outlined. Motion carried unanimously.

Hemze requested that the Board adopt a meeting schedule for 2008. He stated the proposed meeting dates followed the same schedule as 2007

The Board discussed the option of scheduling one evening meeting. The Board recognized potential conflicts with evening meetings with other organizations and the need for continuity of Board meetings to not cause any confusion.

Degler moved, Workman seconded, to adopt the 2008 Board regular meeting schedule as the first, second and fourth Tuesdays of the month at 9:15 a.m. and to hold work sessions on the third Tuesday of the month at 4:00 p.m. Motion carried unanimously.

Workman moved, Degler seconded, to approve the following Commissioner appointments:

Area Agency on Aging
Association of Minnesota Counties Board of Directors

Degler
Ische, Alt. Maluchnik

ORGANIZATIONAL SESSION

January 8, 2008

| | |
|--|--|
| AMC Legislative Steering Committee | Degler |
| AMC Environment & Natural Resources Policy Committee | Ische |
| AMC General Government Policy Committee | Degler |
| AMC Health & Human Services Policy Committee | Lynch |
| AMC Public Safety Policy Committee | Maluchnik |
| AMC Transportation Policy Committee | Workman |
| CAP Agency Board of Directors | Maluchnik & Degler |
| Carver County CDA | Maluchnik |
| Carver County Health Partnership Board of Directors | Maluchnik |
| Community Leaders (Eastern) | Degler & Maluchnik |
| Courts Committee | Ische & Degler |
| CROW Joint Powers Board | Lynch, Alt. Ische |
| Emergency Medical Services Committee | Maluchnik, Alt. Lynch |
| Fair Board | Ische, Alt. Lynch |
| Historical Society Committee | Maluchnik, Alt. Lynch |
| Inter-Agency Early Intervention Committee | Degler |
| Law Library Board | Degler |
| Library Board | Degler |
| Lower Minnesota River Watershed | Maluchnik |
| MELSA | Degler |
| Mental Health Advisory Committee | Lynch |
| Metro Alliance for Healthy Families Joint Powers Board | Workman |
| Metro GIS Policy Board | Workman, Alt Maluchnik |
| Metro Transitways Development Board | Maluchnik, Alt Workman |
| Metropolitan Emergency Services Board | Ische & Degler |
| Metropolitan Emergency Services Executive Board | Ische |
| Metropolitan Emergency Services Cost Allocation Committee | Ische |
| Metropolitan Emergency Services Finance Committee | Degler |
| Metropolitan Emergency Services Radio Technical Operations Committee | Peter Sauter, Alt Steve Schoenbauer |
| Metropolitan Emergency Services 911 Technical Operations | Nanci Pass, Steve Schoenbauer, Alt. Susan Bowler |
| Metropolitan Inter-County Association | Workman & Maluchnik |
| Minnehaha Creek Watershed District | Maluchnik |
| Minnesota Extension Committee | Degler & Lynch |
| Minnesota River Basin Joint Powers | Ische & Maluchnik |
| Minnesota Valley Regional Rail Authority | Workman, Alt. Maluchnik |
| Mosquito Control District | Ische & Workman |
| Office of the Aging Advisory Board | Degler |
| Park Commission | Lynch |
| Planning Commission | Lynch |
| Public Health Emergency Preparedness Workgroup | Lynch, Alt. Maluchnik |
| Riley-Purgatory-Bluff Creek Watershed | Workman |
| Soil and Water | Ische, Alt. Lynch |
| Solid Waste Management Coordinating Board | Workman & Ische |

ORGANIZATIONAL SESSION

January 8, 2008

Southwest Corridor Transportation Coalition
State CHS Advisory Committee
Transportation Advisory Board – TAB
WENR Committee

Workman & Maluchnik, Alt. Degler
Maluchnik, Alt. Del Hurt
Workman, Alt. Maluchnik
Ische, Alt. Lynch

Motion carried unanimously.

Lynch moved, Degler seconded, to approve the following Joint Ditch appointments:

| | |
|-----------------|-------------------------------|
| Joint Ditch #1 | Ische, Lynch, Degler |
| Joint Ditch #4 | Ische, Lynch, Workman |
| Joint Ditch #5 | Ische, Lynch, Maluchnik |
| Joint Ditch #21 | Ische, Lynch, Workman, Degler |
| Joint Ditch #22 | Ische, Lynch, Maluchnik |
| Joint Ditch #24 | Ische, Lynch, Degler |

Motion carried unanimously.

Maluchnik moved, Lynch seconded, to approve the following voting members to the Association of Minnesota Counties:

| | | |
|--------------|-----------------|-----------------|
| Gayle Degler | Randy Maluchnik | James Ische |
| Tim Lynch | Tom Workman | Roger Gustafson |
| David Hemze | Gary Bork | |

Motion carried unanimously.

Lynch moved, Degler seconded, to approve the following appointments to Minnesota Counties Computer Consortium:

| | |
|------------------------|----------------------|
| David Hemze | Rhonda Lynch |
| Alt – Nathan Reinhardt | Alt – Laurie Engelen |

Motion carried unanimously.

Workman moved, Lynch seconded, to approve the following appointment as County's Strategic National Stockpile (SNS) Requestor:

Gayle Degler
David Hemze
Del Hurt

Motion carried unanimously.

The Board considered appointments to various advisory committees.

ORGANIZATIONAL SESSION

January 8, 2008

Ische moved, Lynch seconded, to appoint Lothar Wolter, Jr. and Ken Essig to the Board of Adjustment. Motion carried unanimously.

Maluchnik moved, Degler seconded, to appoint Cindy Monroe to the Community Development Agency. Motion carried unanimously.

Lynch moved, Degler seconded, to appoint Cris Leiendecker to the Mental Health Advisory Committee. Motion carried unanimously.

Ische moved, Lynch seconded, to appoint Cliff Johnson and Susan Honebrink to the University of Minnesota Extension Committee. Motion carried unanimously.

Workman moved, Ische seconded, to appoint Peter Moe to the University of Minnesota Extension Committee. Motion carried unanimously.

Degler moved, Workman seconded, to appoint Jeff Conkling to the Park Commission. Motion carried unanimously.

Ische moved, Maluchnik seconded, to appoint John P. Fahey to the Planning Commission. Motion carried unanimously.

Lynch moved, Ische seconded, to appoint Tom Williams as the Township Representative on the Planning Commission. Motion carried unanimously.

Degler moved, Ische seconded, to appoint James Aiken to the Water, Environmental and Natural Resources Committee. Motion carried unanimously.

Maluchnik moved, Workman seconded, to appoint Eric Evensen to the Water, Environment and Natural Resource Committee representing the Carver Creek Watershed. Motion carried unanimously.

Ische moved, Lynch seconded, to appoint Gail Von Barga to the Water, Environment and Natural Resource Committee to represent the Bevans Creek Watershed. Motion carried unanimously.

Degler moved, Maluchnik seconded, to approve minutes of December 6, 2007, Truth-in-Taxation meeting, December 11, 2007, Regular Session and December 11, 2007, Special Meeting. Motion carried unanimously.

Community announcements were made by the Board.

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

Payment of emergency claim in the amount of \$39.50.

Approved the 2007-2009 AFSCME Local 2789 Assistant County Attorneys Unit Collective Bargaining Agreement.

Approved increasing the part-time, Grade 6 Administrative Assistant in Employee Relations from 0.5 FTE to 0.7 FTE.

MN Counties Insurance Trust Drug and Alcohol Program contract amendment.

Resolution #01-08, Coroner Appointment.

Adopted the Findings of Fact and to issue Order #PZ200070055 for Conditional Use Permit #PZ20070055, Andrew Stuewe, Young America Township.

Agreement between Pictometry and Carver County for aerial/oblique photography.

Contract amendment with Southwest Newspapers.

Contract with Maintenance Experts in the amount of \$10,274.59 and service agreement in the amount of \$1,228.86 per year.

Contract with Alternative Business Furniture, Inc., in the amount of \$25,000 and approved purchase in the amount of \$5,102.41 for the Sheriff's Department Patrol Office at PWHQ.

Contract with Richard Neubarth in the amount of \$10,300.

Approved County Attorney's budget amendment transferring \$6,475 from Board contingency to County Attorney contingency fund.

Approved delegation of authority for approval of Sheriff's Office donations and authority to sign off duty work contracts to the County Administrator or his designee.

Fiber service equipment maintenance contract with the City of Chaska.

Resolution #02-07, Renewal of Charitable Gambling License for Hollywood Booster Club.

Ratified repair expenditures in the amount of \$23,129 and approved budget adjustments or transfers from capital accounts to emergency building repairs.

Delegated to the County Administrator or his/her designee for 2008 the authority to execute Social Service contracts that are standard or renewed on an annual basis following completion of the contract review process.

Delegated the County Administrator the authority to approve Commissioner claims, Social Service client claims and Social Service vendor claims for the weeks in 2008 when the Board does not meet.

Approved Elected Officials Out of State Travel Policy.

Awarded bid for the official 2008 Carver County newspaper to the Chaska Herald and awarded bid for second publication of the financial statement to the Chanhassen Villager.

Approved the acceptance of the State of Minnesota Snowmobile Enforcement Grant in the amount of \$8,028 for the 2008 snow season and related Sheriff's Office budget amendment increasing Snowmobile Enforcement Grant revenue \$4,029 and increasing salaries and wages \$3,054; repairs and maintenance \$500 and supplies \$475.

Contract for a Family Planning Contract nurse in a not to exceed amount of \$58,500.

Community Social Services' actions.

Approved payment of the following Commissioners' warrants.

Insert

Motion carried unanimously.

David Priem, Veterans Services, requested approval to accept two enhancement grants from the Department of Veteran Affairs. He noted the Legislature approved money for the program and Veterans Services made applications in the areas of outreach and emergency housing which were both approved. Priem clarified there was a need for an emergency type of housing program in the County.

Degler moved, Lynch seconded, to accept the Minnesota Department of Veterans Affairs Enhancement Grants in the amount of \$25,000 and related budget amendment increasing grant revenue \$25,000 and emergency housing and subsistence expenditure \$10,000 and advertising and outreach \$15,000. Motion carried unanimously.

Dave Drealan, Land and Water Services, introduced Diane Sander, CROW watershed coordinator. He stated the CROW River Joint Powers Board was created in 1999 to address water quality across the entire Crow River Watershed.

Sander reviewed the goals of the watershed and indicated, in order to achieve those goals, they have worked with local governments, State and federal agencies, and others. She noted in September they went through a strategic planning session and revised their mission statement. She stated they were a non-regulatory non-permitting agency and explained the projects they have worked out throughout the area.

She pointed out there were 30 monitoring site locations throughout the watershed, including one in Carver County. Sander stated they have identified priority areas and indicated they just received a grant for cost sharing programs and have been working with the PCA to get contracts in order.

For the past four years, Sander stated they have held a river clean up day working with volunteers. She pointed out the tons of trash that have been removed. Sander stated the majority of the watershed is ag based and commented on the programs and grants they receive that could assist landowners.

Degler moved, Workman seconded, to recess as the County Board and convene as the Carver County Regional Rail Authority. Motion carried unanimously.

Degler moved, Workman seconded, to appoint James Ische as Chair, Tim Lynch as Vice Chair and Randy Maluchnik as the Secretary/Treasurer of the Carver County Regional Rail Authority. Motion carried unanimously.

Degler moved, Maluchnik seconded, to adjourn the Carver County Regional Rail Authority and reconvene as the Carver County Board. Motion carried unanimously.

Patricia Coldwell, representing the Association of Minnesota Counties distributed AMC's 2008 Legislative agenda, pointing out the key priorities that were identified. She explained AMC represented all 87 Counties and the platform was approved by the full membership.

She stated they wanted to send a consistent message across all program areas relating to the concerns of unfunded mandates. Coldwell stated they have been looking at health care reform and were concerned about State funding related to targeted case management. She noted several counties have been meeting with their legislative delegation in preparation for the next session and encouraged Board members to share AMC's platform with their delegation.

David Hemze, County Administrator, stated he would share the County's legislative priorities with AMC staff and noted the meeting the Board would be holding next week with their local legislative delegation to discuss the County's priorities.

Degler moved, Workman seconded, to adjourn the Regular Session at 11:27 a.m. Motion carried unanimously.

David Hemze
County Administrator

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



REQUEST FOR BOARD ACTION

AGENDA ITEM : Contract with United First Aid & Safety Inc.

Originating Division: Employee Relations

Meeting Date: January 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: Contract with vendor to provide first aid kit supplies, kits, and equipment to each first aid kit as required by the County. First aid kit and supplies are needed in the workplace to respond to various emergency and non-emergency needs for first aid. First Aid kits are strategically located throughout the Carver County facilities in an effort to have the supplies effectively accessible in the time of need. The contractor services the kits on a regular schedule to ensure adequate supplies are available for use. This contract also enables the contractor to provide emergency training such as, CPR, Right to Know, and First Aid, as requested by the County.

ACTION REQUESTED: Sign the contract with United First Aid and Safety

FUNDING

County Dollars = \$5,000.00

Other Sources & Amounts =

= \$

TOTAL = \$5,000.00

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments: This funding is budgeted in the 2008 Risk/Emergency Management budget.

Reviewed by Division Director

Date: 1/8/08



REQUEST FOR BOARD ACTION

AGENDA ITEM: Charitable Gambling Application for Waconia Lions Club

Originating Division: Property Records Taxpayer Services

Meeting Date: 1/22/08

Amount of Time Requested:

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: Charitable gambling application for Waconia Lions Club. This is to conduct a raffle on Saturday February 2, 2008, at the Lakeside Ballroom, 8155 Paradise Lane, Waconia, MN 55387.

ACTION REQUESTED:

FUNDING

County Dollars = \$

Other Sources & Amounts = \$

= \$

TOTAL = \$

Related Financial Comments:

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Reviewed by *Taxpayer Services Manager*
Division Director

Date: 1-19-08

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

Date:

Resolution No.

Motion by Commissioner:

Seconded by Commissioner:

CARVER COUNTY, MINNESOTA

WHEREAS, the Waconia Lions Club seeks approval of an Application to Conduct Off-Site Gambling; and

WHEREAS, the Waconia Lions Club will sell raffles at The Lakeside Ballroom, 8155 Paradise Lane, Waconia, MN 55387, which is located in Laketown Township;

WHEREAS, the Minnesota Gambling Control Board requires the County Board of Commissioners to specifically approve or deny a resolution for each applicant each two year period of time.

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

Adopted on 2003.

Attest:

YES

ABSENT

NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, David Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the ____ day of _____, 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 _____, 2008.

David Hemze, Carver County Administrator



REQUEST FOR BOARD ACTION

AGENDA ITEM: Charitable Gambling Application for Ridgeview Foundation

Originating Division: Property Records Taxpayer Services Meeting Date: 01/22/2008
 Amount of Time Requested: 0 minutes Attachments for packet: Yes No
 Item Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM: An application has been received from Ridgeview Foundation for an Exempt Permit. A golf event has been planned for Monday, June 23, 2008, at Island View Golf Club, 7795 County Road 30, Waconia, MN 55387. Raffle tickets will be sold. Proceeds will be used to benefit the Ridgeview Foundation to support the new Center for Women & Children at the Ridgeview Medical Center.

ACTION REQUESTED: See attached Resolution

FUNDING

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

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments:

Reviewed by Laurie Engelen, Taxpayer Services Manager

Date: 1-14-08

**BOARD OF COMMISSIONERS
CARVER COUNTY, MINNESOTA**

DATE _____

RESOLUTION NUMBER _____

MOTION BY COMMISSIONER _____

SECONDED BY COMMISSIONER _____

**APPROVAL OF CHARITABLE GAMBLING LICENSE
Ridgeview Foundation**

WHEREAS, the Ridgeview Foundation seeks approval of an Application for Exempt Permit; and

WHEREAS, the Ridgeview Foundation will hold the raffle at the Island View Golf Club, 9125 Island View Road, Waconia, MN; and

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

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

YES

ABSENT

NO

STATE OF MINNESOTA
COUNT OF CARVER

I, David Hemze, duly appointed as 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 proceeding of the Board of County Commissioners, Carver County, Minnesota, at its session held on the _____ day of _____, 20____, now on file in the Administration office, and have found the same to be true and correct copy thereof.

Dated this _____ day of _____, 20____.

David Hemze, Carver County Administrator



REQUEST FOR BOARD ACTION

AGENDA ITEM: Approval to Withhold Tax Forfeit Land for Public Use

Originating Division: Property Records Taxpayer Services Meeting Date: January 22, 2008

Amount of Time Requested: 0

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

By Minnesota Statute, the City of Chanhassen has been offered a parcel of land that has been forfeited due to non payment of taxes. The city has submitted an application for conveyance of Tax-Forfeited Lands for an Authorized Public Use. Attached is resolution approving their request to withhold tax forfeit land for public use.

ACTION REQUESTED:**FUNDING**

County Dollars = \$

Other Sources & Amounts =

=

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

Date:

1-14-08

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

Date:

Resolution No.

Motion by Commissioner:

Seconded by Commissioner:

CARVER COUNTY, MINNESOTA

WHEREAS, the Carver County Board of Commissioners, State of Minnesota, has reviewed the application by the City of Chanhassen for conveyance of tax-forfeited lands for an authorized public use as listed on the attached listing (Exhibit A).

WHEREAS, Said parcel of land has been reviewed by the Carver County Board of Commissioners and has been appraised by the Carver County Assessor's Office and classified as conservation or non-conservation as provided for in Minnesota Statutes 282.01.

NOW, THEREFORE, BE IT RESOLVED, the Carver County Board of Commissioners hereby certifies that the parcel of land on the attached list has been reviewed and does comply with the provisions of Minnesota Statutes 85.012, 92.461, 282.01, Subd.8, and 282.018, and other statutes that require withholding of tax-forfeited lands from sale.

BE IT FURTHER RESOLVED, that the Carver County Board of Commissioners hereby approves the application submitted by the City of Chanhassen for conveyance for an authorized public use.

Adopted on _____, 2008.

YES

ABSENT

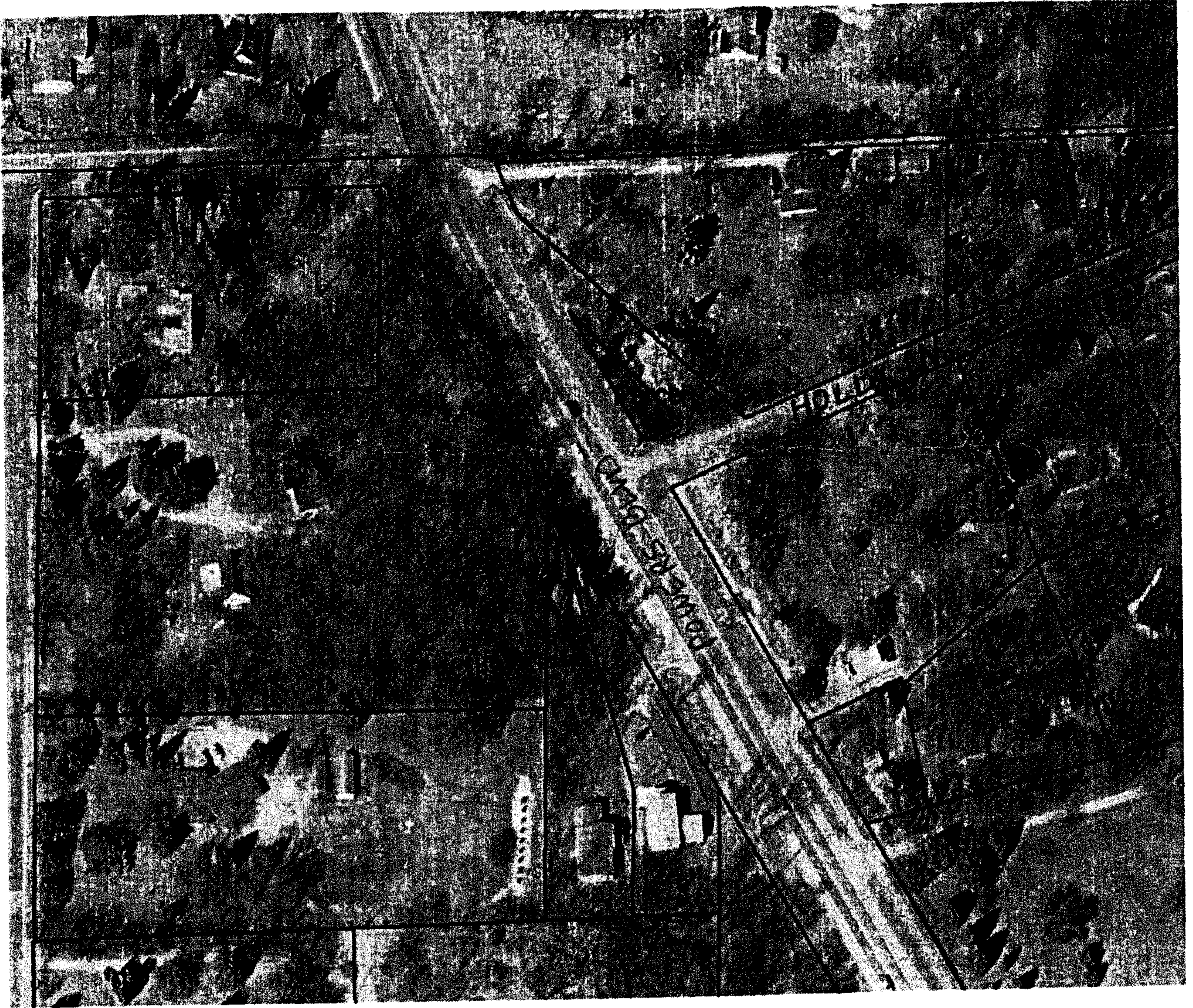
NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, David Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the ____ day of _____, 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 _____, 2008.

David Hemze, Carver County Administrator





REQUEST FOR BOARD ACTION

AGENDA ITEM: Absentee Ballot Board

Originating Division: Property Records Taxpayer Services Meeting Date: 1/22/08
 Amount of Time Requested: 0 Attachments for packet: Yes No
 Item Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM

Minnesota Statute 203B.13, Subd. 1, allows the County Board to authorize the Taxpayer Services Manager (County Auditor) and staff to serve as an Absentee Ballot Board. This has been past practice within Carver County and is done with a Joint Powers agreement between the County and the participating townships/cities.

ACTION REQUESTED:

Adoption of attached resolution.

FUNDING

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

FISCAL IMPACT

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

Related Financial Comments:

Reviewed by Taxpayer Services Manager

[Handwritten Signature]

Date: 1-14-08

BOARD OF COMMISSIONERS CARVER COUNTY, MINNESOTA

DATE January 22, 2008
MOTION BY COMMISSIONER _____

RESOLUTION NUMBER _____
SECONDED BY COMMISSIONER _____

APPROVAL OF TAXPAYER SERVICES MANAGER (COUNTY AUDITOR) AND STAFF TO ACT AS ABSENTEE BALLOT BOARD CARVER COUNTY, MINNESOTA

WHEREAS, The County Auditor's office is directed by Minnesota Statute to conduct all county elections; and

WHEREAS, Minnesota Election Laws allow for absentee balloting; and

WHEREAS, Minnesota Statute 203B.13, Subd. 1, allows the County Board to authorize the Taxpayer Services Manager (County Auditor) and staff to serve as the Absentee Ballot Board; and

WHEREAS, It may be necessary to appoint election judges to serve in this process;

NOW, THEREFORE, BE IT RESOLVED, the Carver County Board of Commissioners approves the establishment of an Absentee Ballot Board and delegates authority to the Taxpayer Services Manager (County Auditor) to sign any necessary agreements and appoint election judges.

YES

ABSENT

NO

| YES | ABSENT | NO |
|-------|--------|-------|
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |

STATE OF MINNESOTA
COUNTY OF CARVER

I, David J. 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 _____, 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 _____, 2008.

County Administrator



REQUEST FOR BOARD ACTION

AGENDA ITEM : UCare Funding

Originating Division: Public Health

Meeting Date: January 22, 2008

Amount of Time Requested:

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: Public Health is receiving funding from UCare to conduct worksite wellness activities for businesses in Carver County in 2008. These activities include a five-hour worksite wellness community event to inspire worksites to increase physical activity and promote healthy eating habits among employees. This event will be the kick-off for an eight-week worksite physical activity challenge and a recruitment tool to educate worksites about the value of eat-smart "lunch 'n learns."

ACTION REQUESTED: Motion to accept the funding from UCare to conduct and implement worksite wellness activities.

FUNDING

| | |
|---------------------------|-------------------|
| County Dollars = | \$ |
| Other Sources & Amounts = | 15,000 |
| | = \$ |
| TOTAL | = \$15,000 |

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments: Request addition of the following amounts to the Public Health 2008 Division Budget:

| | | | |
|---------------------|----------------------|---------------------------------|----------|
| Add to Revenue: | 01-460-463-2353-5280 | UCare Funding | \$15,000 |
| Add to Expenditure: | 01-460-463-2353-6260 | Professional and Technical Fees | 9,200 |
| | 01-460-463-2353-6340 | Rentals | 500 |
| | 01-460-463-2353-6421 | Food and Beverage | 1,750 |
| | 01-460-463-2353-6432 | Public Health Supplies | 3,550 |

Reviewed by Division Director

Date: January 14, 2008

BUDGET AMENDMENT REQUEST FORM

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

DEPARTMENT: Public Health

Date of County Board Session: 01/22/08

Fund: 01

| Description of Revenue Account funds are to Increased/(Decreased): | Amount | Description of Expenditure Account funds are to Increased/(Decreased): | Amount |
|--|------------------|--|------------------|
| Ucare Worksite Wellness Grant | \$ 15,000 | Professional & Technical Fees | \$ 9,200 |
| | | Rentals | \$ 500 |
| | | Food & Beverage | \$ 1,750 |
| | | Public Health Supplies | \$ 3,550 |
| | | | |
| TOTAL: | \$ 15,000 | TOTAL: | \$ 15,000 |

A. Reason for Request: See accompanying Board Action.

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

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

D. Contingency Acct. Current Bal.: \$ -

E. Current Balance After Adj.: \$ 300,000

F. Prepared/Requested By: ~~Diane Rugland~~ *Diane Rugland*

G. Recommend Approval: Finance

H. County Board Decision: Approval/Disapproval



REQUEST FOR BOARD ACTION

AGENDA ITEM : Appointing Carver County Representation for the Metropolitan Emergency Medical Services Committee

Originating Division: Public Health

Meeting Date: 1/22/08

Amount of Time Requested:

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: The Metropolitan Emergency Services Board (MESB) was established by Joint Powers Agreement for the purpose of overseeing the 911 system, interoperable regional radio system and facilitating coordination of Emergency Medical Services in the metropolitan area of Minneapolis/St. Paul. The Metropolitan Emergency Medical Services (EMS) Committee advises the MESB.

Carver County Public Health is requesting that Carolyn Schmidt be appointed as the representative from Carver County serving as representative on the Metropolitan EMS Committee and Josh Carlyle as an alternate representative.

ACTION REQUESTED: Motion to approve the appointment of Carolyn Schmidt to serve a term of 2 years as the representative from Carver County serving on the Metropolitan EMS Committee and Josh Carlyle as an alternate representative.

FUNDING

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

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments:

Reviewed by Division Director

Date: January 14, 2008



REQUEST FOR BOARD ACTION

AGENDA ITEM : Approval of out-of-state travel to the 7th Annual New Partners for Smart Growth: Building Safe, Healthy, and Livable Communities Conference in Washington DC, February 7-9, 2008.

Originating Division: Public Health

Meeting Date: 1/22/08

Amount of Time Requested:

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: The 7th Annual New Partners for Smart Growth Conference is designed for a multidisciplinary audience of local elected officials, city and county staff, landscape architects, developers and builders, planners, transportation professionals and traffic engineers, public health professionals, parks and recreation professionals, environmentalists, advocates for older adults and youth, bicycle and pedestrian advocates, and all others committed to building safer, healthier, and more livable communities everywhere. The 3-day conference will provide implementation tools and strategies, best practices, interactive learning experiences, and present new partners, projects and policies. The information and network opportunities taken from this conference will support the Active Living in Carver County work led by the Divisions of Public Health and Land & Water Services.

ACTION REQUESTED: Approval for one staff, Tracy Bade, to attend the 7th Annual New Partners for Smart Growth: Building Safe, Healthy, and Livable Communities Conference in Washington DC, February 7-9, 2008.

FUNDING

County Dollars = \$965

Other Sources & Amounts =

= \$

TOTAL = \$965

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments: Expense is budgeted in 01-460-460-2399-6332.

Reviewed by Division Director

Date: 1/14/08



REQUEST FOR BOARD ACTION

AGENDA ITEM: Ready Carver Consultant- Marilou E. Thibault

Originating Division: Public Health

Meeting Date: 1/22/08

Amount of Time Requested:

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: Public Health is requesting approval of a contractor agreement with a consultant to work on Ready Carver for outreach activities, event facilitation, marketing and media campaign oversight, and evaluation activities.
Effective Dates: January 1, 2008 to August 9, 2008.

ACTION REQUESTED: Motion to approve the contract for a Ready Carver Consultant.

FUNDING

| | |
|---------------------------|-------------------|
| County Dollars = | \$ |
| Other Sources & Amounts = | |
| Mn Dept of Health | = \$11,558 |
| TOTAL | = \$11,558 |

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments: Consultant expense will be funded by the Public Health preparedness grant and will be budgeted in 01-460-462-2368-6271. The budget request to accept and expend this grant is being proposed on a separate consent agenda item also being submitted for approval by the County Board on January 22, 2008.

Reviewed by Division Director

Date: January 14, 2008



REQUEST FOR BOARD ACTION

AGENDA ITEM : Minnesota Department of Health Grant Project Agreement for Community Health Boards -Perinatal Hepatitis B follow-up and Immunization Practices Improvement (IPI) clinic site visits - Renewal

Originating Division: Public Health

Meeting Date: January 22, 2008

Amount of Time Requested:

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: Public Health is receiving a renewal of grant funding from the Minnesota Department of Health to conduct Perinatal Hepatitis B follow-up and Immunization Practices Improvement (IPI) clinic site visits effective when signed until September 30, 2008.

ACTION REQUESTED: Motion to approve renewal of the grant project agreement for Perinatal Hepatitis B follow-up and Immunization Practices Improvement clinic site visits, as the Community Health Board.

FUNDING

County Dollars = \$

Other Sources & Amounts = \$

= \$

TOTAL = \$

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other: Record revenue as received

Related Financial Comments:

Reimbursement will be based on the amount of service provided. Revenue is projected at \$5,000 or less in 2008 for these services.

Receipts will be recorded in revenue account 01-460-462-2329-5320 as they are received.

Reviewed by Division Director

Date: January 14, 2008



REQUEST FOR BOARD ACTION

AGENDA ITEM : NACCHO Medical Reserve Corp (MRC) Grant

Originating Division: Public Health

Meeting Date: January 22, 2008

Amount of Time Requested:

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: Public Health has received a Medical Reserve Corp (MRC) Grant from the National Association of County and City Health Officials (NACCHO) for \$5,000 to support the Medical Reserve Corp (MRC) program. Public Health plans to use these dollars to recruit more volunteers, implement a background check program for volunteers and for recognition and appreciation efforts for the MRC volunteers.

Effective dates: December 18, 2007 until July 31, 2008.

In addition to the contract, the county is asked to sign a Certification of Non-Debarment or Suspension.

ACTION REQUESTED: Motion to approve contract for the Medical Reserve Corp (MRC) grant.

FUNDING

| | |
|---------------------------|------------------|
| County Dollars = | \$ |
| Other Sources & Amounts = | |
| NACCHO = | \$5,000 |
| TOTAL | = \$5,000 |

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments: Request addition of the following amounts to Public Health's 2008 Division Budget:

| | | | |
|--------------------------|----------------------|---------------------------------|---------|
| Addition to Revenue: | 01-460-462-2383-5455 | NACCHO Funding | \$5,000 |
| Addition to Expenditure: | 01-460-462-2383-6260 | Professional and Technical Fees | 1,000 |
| | 01-460-462-2383-6241 | Advertising | 2,300 |
| | 01-460-462-2383-6421 | Food and Beverage | 1,700 |

Reviewed by Division Director

Date: January 14, 2008

BUDGET AMENDMENT REQUEST FORM

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

DEPARTMENT: Public Health

Date of County Board Session: 01/22/08

Fund: 01

| Description of Revenue Account funds are to Increased/(Decreased): | Amount | Description of Expenditure Account funds are to Increased/(Decreased): | Amount |
|--|-----------------|--|-----------------|
| Medical Reserve Corp Grant | \$ 5,000 | Professional & Technical Fees | \$ 1,000 |
| | | Advertising | \$ 2,300 |
| | | Food & Beverage | \$ 1,700 |
| | | | |
| | | | |
| TOTAL: | \$ 5,000 | TOTAL: | \$ 5,000 |

A. Reason for Request: See accompanying Board Action.

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

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

D. Contingency Acct. Current Bal.: \$ -

E. Current Balance After Adj.: \$ 300,000

F. Prepared/Requested By: ~~Derek Lee~~ *Diane Rugland*

G. Recommend Approval: Finance

H. County Board Decision: Approval/Disapproval



REQUEST FOR BOARD ACTION

AGENDA ITEM: Public Health Emergency Preparedness Grant Contract Amendment #1- Community Health Board

Originating Division: Public Health

Meeting Date: January 22, 2008

Amount of Time Requested:

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: The Minnesota Department of Health has amended the agreement recently awarded to the Carver County Community Health Board for public health preparedness, pandemic influenza, and Cities Readiness Initiative (CRI) activities. This amendment will increase the grant amount by \$83,826, giving Carver County CHB a total of \$120,359 to continue planning for strategic direction, coordination and management in responding to acts of terrorism, outbreaks of infectious diseases and other public health threats and emergencies. This contract is effective August 31, 2007 to August 9, 2008.

ACTION REQUESTED:

Motion to accept and expend the Public Health Preparedness, Pandemic Influenza, and Cities Readiness Initiative grant awards from the Minnesota Department of Health, as the Community Health Board.

FUNDING

| | |
|---------------------------|-----------------|
| County Dollars = | \$ |
| Other Sources & Amounts = | |
| MN Dept. of Health = | \$83,826 |
| TOTAL = | \$83,826 |

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments: Request addition of the following amounts to the Public Health Division budget.

For Cities Readiness Initiative:

| | | | |
|-------------------------|----------------------|------------------------|-----------|
| Add to 2008 Revenue | 01-460-462-2364-5420 | Cities Readiness Grant | \$ 15,365 |
| Add to 2008 Expenditure | 01-460-462-2364-6310 | Software | 5,700 |
| | 01-460-462-2364-6401 | Office Supplies | 500 |
| | 01-460-462-2364-6414 | Equipment | 4,150 |
| | 01-460-462-2364-6432 | Public Health Supplies | 5,015 |

For Public Health Preparedness and Pandemic Influenza:

| | | | |
|-------------------------|----------------------|-------------------------------------|-----------|
| Add to 2008 Revenue | 01-460-462-2368-5420 | PH Bioterrorism Grant | \$ 68,461 |
| Add to 2008 Expenditure | 01-460-462-2368-6235 | Printing | 9,000 |
| | 01-460-462-2368-6260 | Professional and Technical Fees | 14,000 |
| | 01-460-462-2368-6271 | Contractual Services | 27,825 |
| | 01-460-462-2368-6332 | Conference(In-state & Out-of-state) | 6,525 |
| | 01-460-462-2368-6379 | Miscellaneous expense | 400 |
| | 01-460-462-2368-6401 | Office supplies | 700 |
| | 01-460-462-2368-6480 | Equipment | 5,976 |
| | 01-460-462-2368-6421 | Food and Beverage | 750 |
| | 01-460-462-2368-6432 | Public Health Supplies | 3,285 |

Reviewed by Division Director

Date: 01/14/08

BUDGET AMENDMENT REQUEST FORM

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

DEPARTMENT: Public Health

Date of County Board Session: 01/22/08

Fund: 01

| Description of Revenue Account funds are to Increased/(Decreased): | Amount | Description of Expenditure Account funds are to Increased/(Decreased): | Amount |
|--|------------------|--|------------------|
| Cities Readiness Grant | \$ 15,365 | Various see attached detail | \$ 15,365 |
| Public Health Bioterrorism Grant | \$ 68,461 | Various see attached detail | \$ 68,461 |
| | | | |
| | | | |
| | | | |
| TOTAL: | \$ 83,826 | TOTAL: | \$ 83,826 |

A. Reason for Request: See accompanying Board Action.

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

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

D. Contingency Acct. Current Bal.: \$ -

E. Current Balance After Adj.: \$ 300,000

F. Prepared/Requested By: Diane Rugland

G. Recommend Approval: Finance

H. County Board Decision: Approval/Disapproval

S:\Excel\SHELLS\Budget Amendment Forms.xls]Revenue Form



REQUEST FOR BOARD ACTION

AGENDA ITEM : Information Services – Contract for Professional Services – AGL Consulting

Originating Division: Administrative Services

Meeting Date: 1/22/2007

Amount of Time Requested:

Attachments for packet: Yes NoItem Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority**BACKGROUND/EXPLANATION OF AGENDA ITEM:** Information Services requests approval of professional services contract with AGL Consulting

Overall Objectives –

1. Support County Goal for high speed connectivity to all County Building locations.
2. Enhance electronic productivity at remote sites.
3. Promote collaboration between Carver County and other public sector entities.

Deliverables –

1. Identify current and future connectivity needs
2. Collect and summarize current cost for connectivity
3. Inventory fiber assets with County boundaries
4. Review fiber options, and, develop preliminary cost estimate for options reviewed
5. Identify stop gap technologies and options where fiber is not feasible or cost prohibitive

This initiative is part of the approved 2008 budget.

ACTION REQUESTED: Motion for County Board Chair to sign professional services contract with AGL Consulting.**FUNDING**

County Dollars = \$11,500

Other Sources & Amounts =

= \$

TOTAL

= \$11,500

FISCAL IMPACT None Included in current budget Budget amendment requested Other:*Related Financial Comments:* Part of 2008 approved Information Services budget. Reviewed by Division Director

Date: 9/4/2007



REQUEST FOR BOARD ACTION

AGENDA ITEM : DETERMINATION OF NEED FOR AN ENVIRONMENTAL IMPACT STATEMENT (CSAH 18)

Originating Division: Public Works

Meeting Date: January 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 Environmental Assessment worksheet Findings of Fact/Conclusions report for the reconstruction of CSAH 18 from TH 41 to CSAH 17 (Powers Blvd.) is complete. The findings include that an Environmental Impact Study is not needed.

ACTION REQUESTED:

- 1.) The County Board authorize the County Engineer to sign the Findings of Fact/Conclusions report.
- 2.) The County Board approve the included resolution for determination of need for an EIS.

FUNDING

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

FISCAL IMPACT

- None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments:

Reviewed by Division Director

Date:

1/11/08

S:\Projects\SAP 10-618-09\EAW\Determination for Need - baf

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

Date: January 22, 2008

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

**NEGATIVE DECLARATION ON
NEED FOR
ENVIRONMENTAL IMPACT STATEMENT
- CSAH 18 Reconstruction -**

WHEREAS, pursuant to Minnesota Rules, pts. 4410-0200 - 4410.7800, an Environmental Assessment Worksheet (EAW) has been prepared for the proposed reconstruction of County State Aid Highway (CSAH) 18 (Lyman Boulevard), and

WHEREAS, the official comment period on the EAW commenced on November 19, 2007, and closed on December 19, 2007, and

WHEREAS, the EAW was discussed at the regularly scheduled November 27, 2007 meeting of the Carver County Board, and

WHEREAS, the Carver County Board has reviewed the document titled "ENVIRONMENTAL IMPACT STATEMENT DECISION AND FINDINGS - CSAH 18 Reconstruction, January 11, 2008," a copy of which is attached hereto.

NOW, THEREFORE, BE IT RESOLVED by the Carver County Board, Carver County, Minnesota, that a Negative Declaration on the need for an Environmental Impact Statement be made for the project known as the "CSAH 18 Reconstruction".

BE IT FURTHER RESOLVED that copies of this resolution be sent to the Minnesota Environmental Quality Board for publication of the notice of decision and findings in the Environmental Quality Board Monitor, to all persons on the official Environmental Assessment Worksheet distribution list, to all persons who commented, and to all other persons who might request a copy.

ADOPTED this 22nd day of January, 2008.

YES

ABSENT

NO

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 _____, 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 _____, 2008.

Dave Hemze

County Administrator

S:\Projects\SAP 10-618-09\EAW\Determination for Need - resol



REQUEST FOR BOARD ACTION

AGENDA ITEM : Professional Services Agreement - Design of Bridge 5837 on CSAH 10

Originating Division: Public Works

Meeting Date: January 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: SRF Consulting Group, Inc. (SRF) would be hired to complete the design and construction plan for Bridge 5837 located on CSAH 10 over the former Dakota Rail Line.

ACTION REQUESTED: The County Board is requested to adopt the attached resolution and authorize the signing of the Personal/Professional Services Agreement between SRF Consulting Group, Inc. and Carver County.

FUNDING

County Dollars = \$57,800.00

Other Sources & Amounts =

=\$

TOTAL

=\$57,800.00

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments:

Reviewed by Division Director

Date:

1/10/08

S:\Projects\Bridge No. 5837\PSA for Design of Bridge - SRF - baf

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

Date: January 22, 2008
Motion by Commissioner: _____

Resolution No: _____
Seconded by Commissioner: _____

**AGREEMENT
BETWEEN
CARVER COUNTY
AND SRF CONSULTING GROUP, INC.**

BE IT RESOLVED, that the Carver County Board Chair and the Carver County Administrator are authorized to sign the agreement, made a part hereof, between the County of Carver and the firm of SRF Consulting Group, Inc. (SRF) to design and complete construction plans for Bridge 5837 on CSAH 10 over the former Dakota Rail Line.

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 January, 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 January, 2008.

David Hemze

County Administrator



REQUEST FOR BOARD ACTION

AGENDA ITEM :

**Township Signing Program
Agreements between Carver County and Each Carver County Township**

Originating Division: Public Works

Meeting Date: January 22, 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:**

Carver County submitted an application in October, 2005, on behalf on all ten Carver County Townships to participate in the Township Sign Replacement Pilot Project. Carver County was notified in November, 2005, that it had been selected to be one of six Minnesota counties to be in this federal aid pilot project.

A statewide committee has been meeting since that time to move this signing project forward. A consultant for the first phase of the project was selected and is proceeding with data collection and the preparation of sign installation plans in the six counties.

The consultant's formal project kick-off meeting in Carver County was held June 14, 2007, with the Township Sign Replacement Task Force. This task force is comprised of one representative from each of the ten townships along with the county engineer. The task force met three times this past year to better understand the program and to develop program preferences for the county-wide township road system.

One item within the project process is that each county will have separate Town Road Sign Replacement Program agreements with each Township. Representatives of the Minnesota County Insurance Trust (MCIT) and the Minnesota Township Association have consulted with each other, the Counties, and MnDOT about the formal agreements and documents needed to move this signing program forward.

It is now the objective to complete the inventory and sign installation plan preparation phase of the project in all six counties and move forward with the sign installation phase during 2008.

ACTION REQUESTED:

The Carver County Board adopt the attached resolution titled "Minnesota Pilot Sign Project – Carver County and Township Agreements for Town Road Sign Replacement Program" that authorizes the County Board Chair and the County Administrator to execute agreements with each of the Carver County Townships on behalf of Carver County.

FUNDING

| | | |
|---------------------------|----|--------------------|
| County Dollars = | \$ | 0.00 |
| Other Sources & Amounts = | | |
| Federal Funding | = | \$ 32,848.20 (80%) |
| Township Funding | = | \$ 8,212.05 (20%) |
| TOTAL | = | \$ 41,060.25 |

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments: The county has been and will continue to be involved in the administration and oversight of the engineering, procurement, installation, and funding elements of this project as defined by the specific contracts and agreements. The funding listed is for the inventory and sign installation plan preparation phase of the project.

 Reviewed by Division Director

Date:

1/9/08

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

Date: January 22, 2008
Motion by Commissioner: _____

Resolution No: _____
Seconded by Commissioner: _____

Minnesota Pilot Sign Project
Agreements
Between
Carver County
and
Each Carver County Township
for
Town Road Sign Replacement Program

BE IT RESOLVED, that the Carver County Board Chair and the Carver County Administrator are authorized to sign the Town Road Sign Replacement Program agreements between Carver County and each Carver County Township as part of the Minnesota Pilot Sign Project for the replacement of Town Road signs.

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 January, 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 January, 2008.

David Hemze

County Administrator



REQUEST FOR BOARD ACTION

AGENDA ITEM :

Agreement with State of Minnesota – Partnership Contract and Work Order

Originating Division: Public Works

Meeting Date: January 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:

Carver County requests technical assistance from MnDOT in the construction of county highway projects. In most cases, the assistance provided by MnDOT is for material testing. This agreement establishes a partnership between Carver County and MnDOT. It allows MnDOT to provide the requested services to Carver County.

The current five-year partnership agreement between MnDOT and Carver County expires in 2008. The documents before the County Board have been provided by MnDOT to all the counties and all the state aid cities in Minnesota. The language in the attached resolution has been provided by MnDOT.

ACTION REQUESTED:

County Board adoption of the attached resolution authorizing the signing of the documents.

FUNDING

County Dollars = \$

Other Sources & Amounts =

= \$

TOTAL

= \$

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments:

Funding for anticipated services is included in the current budget. Funding for unanticipated services would be addressed as part of the work order.

Reviewed by Division Director

Date:

1/4/08

S:/MnDOT/PartnershipContractwithStateofMN-2008-baf

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

Date: _____ Resolution No: _____
 Motion by Commissioner: _____ Seconded by Commissioner: _____

State of Minnesota and County of Carver Master Partnership Contract and Work Order

Whereas, the Minnesota Department of Transportation wishes to cooperate closely with local units of government to coordinate the delivery of transportation services and maximize the efficient delivery of such services at all levels of government; and

Whereas, Mn/DOT and local governments are authorized by Minnesota Statutes sections 471.59, 174.02, and 161.20 to undertake collaborative efforts for the design, construction, and maintenance and operation of state and local roads; and

Whereas, the parties wish to be able to respond quickly and efficiently to such opportunities for collaboration, and have determined that having the ability to write "work orders" against a master contract would provide the greatest speed and flexibility in responding to identified needs.

Therefore, be it resolved:

1. That the County of Carver enter into a Master Partnership Contract with the Minnesota Department of Transportation, a copy of which was before the Carver County Board of Commissioners.
2. That the proper County of Carver officers are authorized to execute such contract and any amendment thereto.
3. That the County of Carver Engineer is authorized to negotiate work order contracts pursuant to the Master Contract, which work order contracts may provide for payment to or from Mn/DOT, and that the County of Carver Engineer may execute such work order contracts on behalf of the County of Carver without further approval by the Carver County Board of Commissioners.

| 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 22nd day of January, 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 January, 2008.

 County Administrator



REQUEST FOR BOARD ACTION

AGENDA ITEM : CSAH 10 - Negotiated Settlements (3)

Originating Division: Public Works

Meeting Date: 1/22/08

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 Public Works Division has negotiated a tentative settlement agreement with a land owner that is in the CSAH 10 condemnation action. This settlement requires Board approval. The original settlement agreement document is awaiting signature and will be forwarded to Administration when it is received. Settlement now will avoid the costs and risks of further litigation. The settlement is consistent with other settlements in the area and consistent with land sales in the area prior to the 7-31-06 date of taking. The agreement also provides for some protections for the County in the event of further road construction on the property and has been reviewed by legal staff.

ACTION REQUESTED: It is recommended the County Board pass this resolution.

FUNDING

County Dollars = \$414,300

Other Sources & Amounts =

= \$

TOTAL = \$414,300

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments:

Reviewed by Division Director

JMK

[Signature]

Date:

1/3/08

S:\Projects\10-610-30\RW\FalkRBA

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

Date: January 22, 2008
Motion by Commissioner: _____

Resolution No: _____
Seconded by Commissioner: _____

CSAH 10 – Negotiated Settlements (3)

WHEREAS, the County Board has authorized, by resolution, the Public Works Division to negotiate right of way for the CSAH 10 reconstruction project (SP10-610-30) and to initiate condemnation on selected parcels, and

WHEREAS, The Public Works Division has reached a negotiated settlement with David Falk, prior to a Land Commissioner hearing, and

WHEREAS, the settlement exceeds the previously approved offer amount and needs approval of the County Board,

NOW THEREFORE BE IT RESOLVED, that the County Board approve the negotiated settlement agreement with David Falk and authorize the Board Chair and County Administrator to execute said document on behalf of the County.

| | | |
|-------|--------|-------|
| 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 January, 208 now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this ____ day of _____, 2008.

David Hemze County Administrator



REQUEST FOR BOARD ACTION

AGENDA ITEM : Temporary Easement Acquisition - CSAH 10 Reconstruction

Originating Division: Public Works

Meeting Date: 1/22/08

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 Public Works Division finds that they need some small additional temporary easements to complete the CSAH 10 reconstruction project in a timely and efficient manner. Those easements involve the properties of four land owners and total 0.55 acres.

ACTION REQUESTED: It is requested the County Board pass this resolution.

FUNDING

County Dollars = \$1,000.00

Other Sources & Amounts =

= \$

TOTAL

= \$1,000.00

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments:

Reviewed by Division Director

JMK

[Signature]

Date:

1/3/08

S:\Projects\SP10-610-30\RW\TERBA1-08

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

Date: January 22, 2008
Motion by Commissioner: _____

Resolution No: _____
Seconded by Commissioner: _____

Temporary Easement Acquisition – CSAH 10 Reconstruction

BE IT RESOLVED, that the Carver County Board of Commissioners accept the minimum damage acquisition reports as a determination of just compensation for the following listed properties along the CSAH 10 reconstruction project (SP10-610-30) and authorize the Public Works Division to initiate right of way negotiations for the purpose of acquiring temporary easement interests in these properties.

Property Owners: Plowshares Development, LLC, City of Victoria, Sharon Ziermann etal, and Jeffrey Ziermann.

| 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 January, 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 _____, 2008.

David Hemze County Administrator

S:\Projects\10-610-30\RWATERes



REQUEST FOR BOARD ACTION

AGENDA ITEM : Library – contract approval for automated material handling system

Originating Division: Administrative Services

Meeting Date: 1/22/08

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 County has negotiated a contract with Tech Logic Corporation to provide an Automated Material Handling (AMH) system for the Chanhassen Library. Currently the Library circulates 350,000 materials annually – and climbing – and the present drop box system fails to serve the public or Library workflow needs. The current book drop system allows book materials to drop and pile up on the floor, particularly during multiple closed days.

The Chanhassen Library was constructed to house a material handling system such as proposed. These types of systems are proven, reliable technology utilized extensively in public libraries. Further, the AMH will minimize the need for additional staff as circulation growth increases.

The total negotiated cost of the automated system is \$251,982. The Library has budgeted funds of \$153,687 leaving a difference of \$98,295. On November 27, 2007 the Board approved a budget amendment of \$100,000 to cover the difference.

ACTION REQUESTED: Motion to approve the contract with Tech Logic Corporation for a material handling system.

FUNDING

| | |
|---------------------------|--------------------|
| County Dollars = | \$251,982 |
| Other Sources & Amounts = | |
| Grants = | \$ |
| TOTAL | = \$251,982 |

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments: On November 27, 2007 the Board approved a budget amendment to cover the County's portion of this project.

Reviewed by Division Director

Date: 1/10/08



REQUEST FOR BOARD ACTION

AGENDA ITEM : Appointment Of SWCD manager or Designee as IAgricultural Inspector for MinnCan Project

Originating Division: Land Water Services

Meeting Date: 22 January 2008

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 purpose of this agenda item is to designate the SWCD Manager or Designee as the agriculture land inspector for the Minnesota Pipe Line Company's MinnCan Pipeline project, as required by Minn. Stat. 216G.07, Protecting Public Facilities and Agricultural Land (attached). The anticipated construction period for the MinnCan Pipeline through Scott County is Spring/Summer 2008.

County staff met with MinnCan representatives in late 2006. MinnCan originally agreed to apply for a conditional use permit for the MinnCan Pipeline project. However, in early 2007 the County was notified that the Minnesota Pipe Line Company was exempt from local zoning or land use regulations under Minn. Stat. 216G.02, subd.4 and therefore MinnCan would not be applying for a conditional use permit.

Minnesota statutes require that any pipeline installed after 1979 be buried not less than 4-1/2 feet in all areas where the pipeline crosses the road right-of-way and cultivated agricultural land. Furthermore, state statutes (Minn. Stat. 216G.07, subd. 7) direct the County Board of each County through which a pipeline will be constructed to designate an inspector who shall conduct on-site inspections of the construction to determine whether the pipeline is constructed in compliance with these state requirements. Therefore, at this time it is requested that the County Board designate the SWCD Manager or Designee as the pipeline inspector as it relates to the agricultural land. This project will also require an NPDES Stormwater permit; the SWCD performs the inspections for this permit so SWCD personnel will can accomplish both inspections while on site..

MinnCan is required to pay each county \$500 per mile to offset inspection costs. The County has already received these funds; they have been placed in an account in Taxpayer Services.

ACTION REQUESTED:

Motion designating the SWCD Manager or Designee as the agricultural land inspector on the MinnCan Pipeline project as required by Minn. Stat. 216G.07, subd. 7

FUNDING

| | |
|---------------------------|------------------|
| County Dollars = | \$ |
| Other Sources & Amounts = | |
| MinnCan | =\$3,500 |
| TOTAL | = \$3,500 |

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments:

Reviewed by Division Director

Date: 3 January 2008

216G.07, Minnesota Statutes 2006

216G.07 PROTECTING PUBLIC FACILITIES AND AGRICULTURAL LAND.

Subdivision 1. **Depth of cover.** Unless waived in the manner provided in subdivisions 2 or 3, any pipeline installed after May 26, 1979, shall be buried with a minimum level cover of not less than 4-1/2 feet in all areas where the pipeline crosses the right-of-way of any public drainage facility or any county, town or municipal street or highway and where the pipeline crosses cultivated agricultural land. Where the pipeline crosses the right-of-way of any drainage ditch, the pipeline shall be at least 4-1/2 feet below the authorized depth of the ditch, unless waived in the manner provided in subdivisions 2 and 3.

Subd. 2. **Waiver of depth requirement.** In any easement granting right-of-way for a pipeline over cultivated agricultural land the grantor of the easement may waive the minimum depth of cover requirement of subdivision 1 with respect to all or part of the pipeline to be buried under that land. A waiver of the minimum depth of cover requirement of subdivision 1 shall be effective only if the waiver:

- (a) is separately and expressly stated in the easement agreement and includes an express statement by the grantor acknowledging that the grantor has read and understood the waiver;
- (b) is printed in capital letters and in language understandable to an average person not learned in law; and
- (c) is separately signed or initialed by the grantor.

Subd. 3. **Waiver and rules of political subdivisions.** Any political subdivision authorized by law to approve the use of the right-of-way of any public drainage facility or any public street or highway for a pipeline may:

- (1) waive the minimum depth of cover requirement of subdivision 1 if the depth of cover or other means approved for the use of the right-of-way adequately protects the health and safety of the public; or
- (2) adopt and enforce by ordinance or resolution reasonable rules or regulations establishing a greater depth of cover than the minimum required in subdivision 1 and other measures for protection of public roads and drainage facilities under their jurisdiction.

Subd. 4. **Interstate gas pipelines; exemption.** Subdivisions 1 to 3 shall not apply to interstate natural gas pipelines subject to safety regulations under the federal Natural Gas Pipeline Safety Act of 1968, Public Law 90-481, as amended.

Subd. 5. **Agricultural protection standards.** A county board may establish by ordinance reasonable standards and conditions for pipeline construction which are necessary to protect and restore cultivated agricultural land crossed by a pipeline and to mitigate the adverse impact of pipeline construction on the productive use of that land. The standards may include but shall not be limited to standards and conditions concerning restoration of drainage tile and drainage patterns, soil compaction and removal of rocks and debris after construction. A county adopting standards and conditions for pipeline construction shall consult with adjacent counties and other counties in the same development region and shall endeavor to adopt standards and conditions which are reasonably uniform with standards and conditions in adjacent counties and in other counties in that region.

Subd. 6. **Inspection fee.** Before beginning construction a person proposing to construct a pipeline shall pay an inspection fee to the treasurer of each county through which the pipeline will be constructed. The fee shall be in the amount of \$500 for each mile or fraction of a mile of pipeline that will be constructed in the county.

Subd. 7. **County inspector.** The county board of each county through which a pipeline will be constructed shall designate an inspector who shall conduct on-site inspections of the

construction to determine whether the pipeline is constructed in compliance with the provisions of this section and ordinances or resolutions adopted pursuant to this section. The inspector shall promptly report to the county board any failure or refusal to comply with the provisions of this section or ordinances or resolutions adopted pursuant to this section and shall issue a written notice to the person constructing the pipeline specifying the violation and the action to be taken in order to comply.

During on-site inspection the inspector shall maintain a written log which shall include a record of comments and complaints concerning the pipeline construction made by owners and lessees of land crossed by the pipeline and by local officials. The log shall note in particular any complaints concerning failure to settle damage claims filed by any owner or lessee or failure to comply with the terms of an easement agreement. The log, reports and other records of the inspector shall be preserved by the county board.

Subd. 8. **Equitable relief.** The provisions of subdivision 1 or of ordinances or resolutions adopted pursuant to subdivisions 3 and 5 may be enforced by injunction, action to compel performance or other appropriate equitable relief in the district court of the county in which the violation occurs. The relief may be sought by petition of the county attorney or the attorney of the political subdivision that adopted the ordinance or resolution violated or in which the violation occurs.

Subd. 9. **Criminal penalty.** Any person who violates the provisions of subdivision 1 or any ordinance or resolution adopted pursuant to subdivisions 3 and 5 is guilty of a misdemeanor for each offense.

Subd. 10. **Civil penalty.** When the court finds that any person has violated the provisions of subdivision 1 or any ordinance or resolution adopted pursuant to subdivisions 3 and 5 or has violated any court order issued under subdivision 8 the court may impose a civil penalty of not more than \$5,000 for each violation. These penalties shall be paid to the county in which the violation occurred.

History: 1979 c 194 s 6; 1986 c 444



REQUEST FOR BOARD ACTION

AGENDA ITEM: Accept Donation of The Park at MOA & Cinema Theatres Passes

Originating Division: Employee Relations

Meeting Date: 1/8/08

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 Park at the Mall of America has given the Carver County Employee Club four free passes in appreciation for selling employee discounted tickets. These tickets are valued at \$24.95 each.

The Cinema Theatres has given the Carver County Employee Club six free passes to their theatres in appreciation for selling employee discounted tickets. These tickets are valued at \$7.50 each.

Request that the Carver County Board of Commissioners accept the above donations. The Carver County Employee Club will hold a drawing at our next Employee Club event scheduled for later in January to distribute these tickets.

ACTION REQUESTED:

Motion to accept the donation of four passes to the Park at the Mall of America and six passes to Cinemas Theatres.

FUNDING

County Dollars = \$

Other Sources & Amounts = \$

TOTAL = \$

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments:

Reviewed by Division Director
Doris M. Krogman, Employee Relations

Date: 1/2/08



REQUEST FOR BOARD ACTION

AGENDA ITEM : Accept UCare Grant

Originating Division: Community Social Services

Meeting Date: 1/15/08

Amount of Time Requested:

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: Carver County Community Social Services is pleased to announce a one time funded grant from the Prepaid Medical Assistance Plan UCare in the amount of \$15,000 to support individuals who are experiencing a serious and persistent mental illness. This funding will specifically be used to prevent homeless situations from occurring, assist with emergency or temporary housing, and will enable the financial support during a client's move.

The Division is requesting the Carver County Board accept he grant from UCare.

ACTION REQUESTED: Motion to a approve acceptance of the \$15,000 in grant funds from UCare and the associated Budget Amendment for CY2008.

FUNDING

| | |
|---------------------------|-------------------|
| County Dollars = | \$ |
| Other Sources & Amounts = | 15,000 |
| | = \$ |
| TOTAL | = \$15,000 |

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments: 100% UCcare Grant Funds, no County funds involved, budget amendment attached. The Division will be treating these funds as one time funding.

Reviewed by Division Director

Date: 01/02/2008

BUDGET AMENDMENT REQUEST FORM

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

DEPARTMENT: Community Social Services

Date of County Board Session:

Fund: 11

| Description of Revenue Account funds are to Increased/(Decreased): | Amount | Description of Expenditure Account funds are to Increased/(Decreased): | Amount |
|--|------------------|--|------------------|
| Ucare Grant Funds | \$ 15,000 | Purchase of Service - Homeless Funds | \$ 15,000 |
| | | | |
| | | | |
| | | | |
| TOTAL: | \$ 15,000 | TOTAL: | \$ 15,000 |

A. Reason for Request:

To recognize in the 2008 Social Services Budget the Ucare Homeless Grant Revenue to Purchase on client services to prevent homelessness in the amount of \$15,000.

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

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

D. Contingency Acct. Current Bal.: \$ -

E. Current Balance After Adj.: \$ 300,000

F. Prepared/Requested By: Chuck Churchill/Gary Bork

G. Recommend Approval: Finance

H. County Board Decision: Approval/Disapproval



REQUEST FOR BOARD ACTION

AGENDA ITEM : History Display in Courthouse

Originating Division: Administrative Services

Meeting Date: January 22, 2008

Amount of Time Requested: 0

Attachments for packet: Yes No

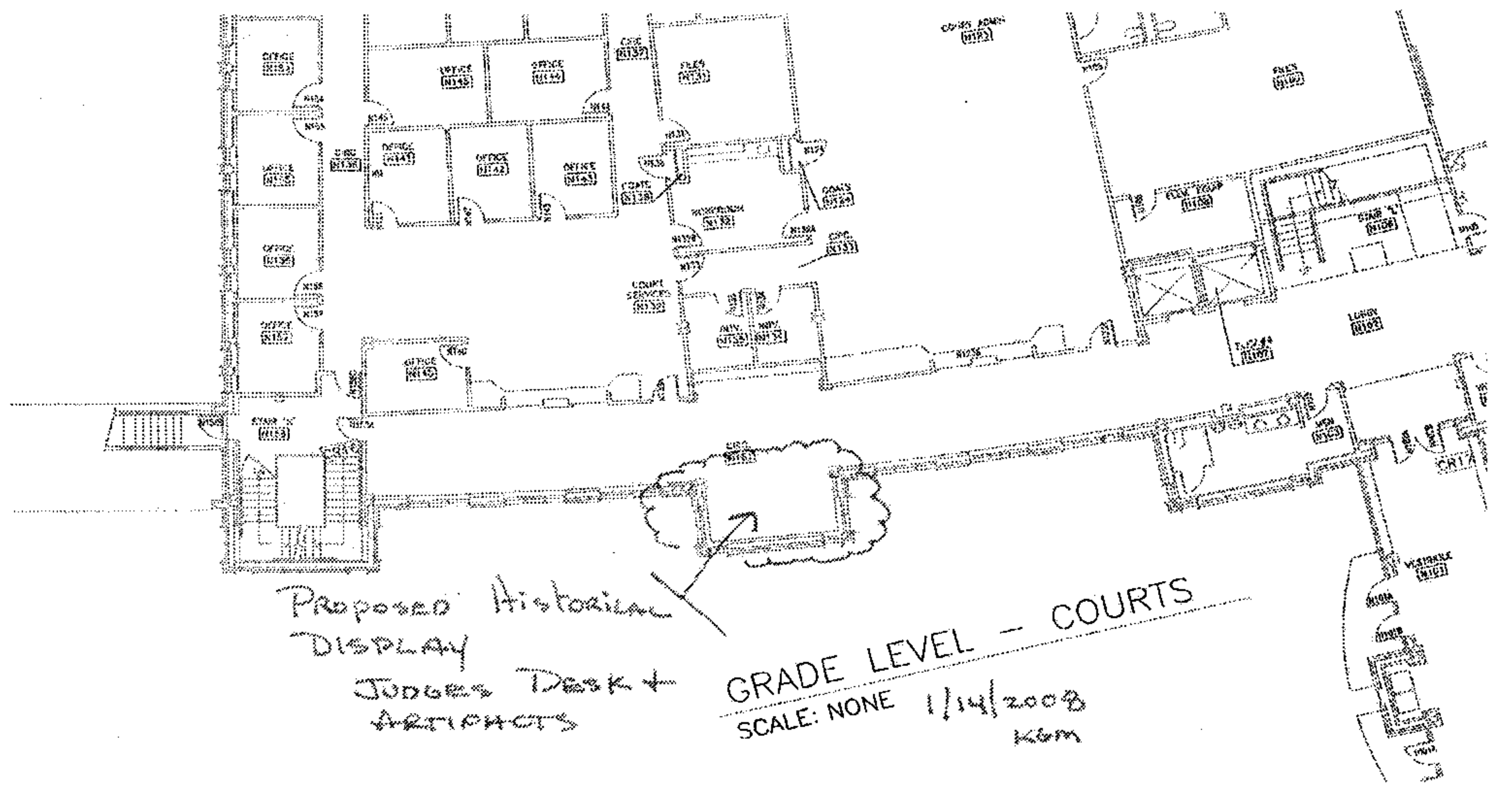
Item Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM:

Facilities Services proposes to install a historical display in the Courts building lobby. The plans have been developed with former Commissioner Tracy Swanson (Chaska Historical Society) and Larry Hutchins, Curator at the Carver County Historical Center to use an antique desk and cabinet display. The desk was used by Carver County's first Judge and was housed in Jury Selection prior to conversion of the space into Courtroom #4.

A budget and display plan is in place to show these and other artifacts in the lobby near Court Administration. The County will lose some guest seating yet the display shall offset the costs of storing the antiques. No timeline has been established for how long the display shall be available.

Facilities Services proposes to use operating funds to remodel the space.



ACTION REQUESTED: Move approval of the historical display in the Courts building lobby and expenditures associated with implementation.

FUNDING

| | |
|---------------------------|------------------|
| County Dollars = | \$1,500 |
| Other Sources & Amounts = | \$ |
| TOTAL | = \$1,500 |

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments:

Reviewed by Division Director

Date:



REQUEST FOR BOARD ACTION

AGENDA ITEM : Teamsters Employee Growth & Development (EGDP) Assignments

Originating Division: Employee Relations

Meeting Date: 1/22/08

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:

On December 11, 2007, the Board approved the 2008 budget including funding in the Sheriff's Office for Employee Growth and Development Assignments.

Because these assignments have additional compensation attached to them, they require union approval.

The County has secured the approval of the affected unions (both Teamsters 320) by way of a memorandum of agreement with each for the specific assignments within their unit.

This request is for Board approval of the same agreement, which clarifies these funds within the 2008 budget as approved.

ACTION REQUESTED:

Motion to approve the Memorandum of Agreement with each of the two Teamster Units in the Carver County Sheriff's Office, approving compensation for Employee Growth and Development assignments.

FUNDING

County Dollars = \$4,800.00

Other Sources & Amounts =

= \$

TOTAL = \$4,800.00

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments:

Funds are available in the 2008 Sheriff's Office Budget to fund the EGDP assignment pay.

Reviewed by Division Director
Doris M. Krogman, Employee Relations

Date: 1/17/08



REQUEST FOR BOARD ACTION

AGENDA ITEM: Targeted Case Management Update and Letter to CMS

Originating Division: Community Social Services

Meeting Date: 1/22/2008

Amount of Time Requested: 15

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: The Deficit Reduction Act of 2005 (DRA) included provisions that allowed the Center of Medicaid and Medicare (CMS) to promulgate rules to clarify Targeted Case Management Services (TCM). On December 4, 2007, CMS issued an interim final regulation on Medicaid targeted case management services to be effective March 3, 2008. There is belief that CMS promulgated rules that exceeded the Congressional intent in the DRA. These rules will have a significant impact on the TCM revenue received by the State of Minnesota and Carver County. Currently, the Division receives approximately \$850,000 in TCM in four categories: Child Welfare TCM, Children's Mental Health TCM, Adult Mental Health TCM and Vulnerable Adult/Developmental Disabilities TCM. The proposed regulations would eliminate Child Welfare TCM and severely limit the other three types of TCM. In 2006 the Division collected \$319,000 in Child Welfare TCM and as of March 3, 2008 that revenue source will be gone. At this time we know that the regulations will cause significant reductions in the other three TCM areas but the State is still analyzing the impact. TCM funds case management services to eligible Medical Assistance clients. Services to these clients are mandated services. CMS is taking comments until February 4.

In 2007, the State Legislature appropriated \$32.7 million to temporarily mitigate federal funding losses resulting from these regulations and a federal audit of these funds. DHS estimates that the loss of federal revenue will be \$60.9 million for the 2008-09 biennium. The Division estimates that the Carver County share of that appropriation is \$379,000 based on our TCM earnings in CY2005. Carver County's share of the federal audit disallowance is approximately \$38,000. The one time state appropriation should cover the loss of Child Welfare TCM in CY2008 and the federal disallowance, but will fall short of covering the loss of TCM in the other three areas. Since this was a one time appropriation, CY2009 becomes the year of concern.

The Department is requesting the Board to authorize the County Board Chair to sign a letter to CMS commenting on the regulations and the impact to Carver County. A copy of this letter would also be forwarded to our Congressional Delegation. Senators Coleman and Klobuchar are sponsors of S2280 which along with the House companion HR3940 would provide for a sufficient comment period on the regulations.

ACTION REQUESTED: To authorize the Chair of the County Board to sign a letter of comment to the Center for Medicaid and Medicare Services and forward a copy of the letter to the Minnesota Congressional Delegation.

FUNDING

County Dollars = \$

Other Sources & Amounts =

= \$

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

Date: 1/12/2008



REQUEST FOR BOARD ACTION

AGENDA ITEM : Appointments to advisory committees

Originating Division: Administration

Meeting Date: 1/22/08

Amount of Time Requested: 5 minutes

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

An updated listing of vacancies and applications received to date is attached. Time is being scheduled on the Board's agenda to allow Board members to make appointments.

ACTION REQUESTED:

Motion appointing applicants to advisory committees.

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: 12/26/07

**CARVER COUNTY CITIZEN ADVISORY
COMMITTEE APPOINTMENTS FOR 2008**

Revised 1/17/08

BOARD OF ADJUSTMENT

Current Members:

Richard Vogel-resides Commissioner District 1
Frank Mendez-resides Commissioner District 2
Robert DeMaris-resides Commissioner District 3
Lothar Wolter, Jr. – resides Commissioner District 5
Ken Essig – resides Commissioner District 5

Current vacancies: 1

Applications received to date:

Tom Radde – resides Commissioner District 4
Ann McCabe-resides Commissioner District 4
Arthur Borer-resides Commissioner District 4
Dean Gavin-resides Commissioner District 5 (also applied Planning Commission and WENR Committee)

LIBRARY BOARD (3-year terms)

Current members:

Richard Kvitek – resides Commissioner District 1
Mark Peterson-resides Commissioner District 2
James Dodson – resides Commissioner District 4
Joanne Johnson – resides Commissioner District 5

Current vacancies: 1

Applications received:

Donna Thayer-resides Commissioner District 3 (also applied for Extension Committee)
David Daubert-resides Commissioner District 4
Bonnie Hays-resides Commissioner District 1
James Weygand-resides Commissioner District 3

MENTAL HEALTH ADVISORY COMMITTEE (3-year terms)

All appointments are mandated.

Current members:

Lorie Reller-resides Commissioner District 2
June Henning – resides Commissioner District 3
Kathleen Donohue – resides Commissioner District 3
Kim Wolf – resides Commissioner District 5
Christine Dondlinger – resides Commissioner District 5
Rita Brand-resides Commissioner District 5
Christine Ullom – mandated position
Cris Leiendecker-mandated position

Current vacancies: 1 mandated position (minority position)

Applications received:

Carlos Gallego-resides Commissioner District 3

(UNIVERSITY OF MINNESOTA) MINNESOTA EXTENSION COMMITTEE

Current Members (This is a nine member committee, six citizen members, two Board members and the auditor)

Larry Enter-resides Commissioner District 4
Christine Boerner-resides Commissioner District 4
Peter Moe- resides in Commissioner District 2
Cliff Johnson-resides Commissioner District 5
Susan Honebrink-resides Commissioner District 5

Current vacancies: 1 (Commissioner District 3 has an unexpired term)

Applications received:

Jessica Boevers-resides Commissioner District 2
Ted Beise-resides Commissioner District 3
Donna Thayer-resides Commissioner District 3 (also applied for Library Board)
Kelly Strei-resides Commissioner District 4
Libby Fairchild-resides Commissioner District 1(also applied for Personnel Board of Appeals)

PARK COMMISSION (3-year terms) -

Current members: (2 at large positions)

Neil Wingert – resides Commissioner District 1

Florence Olson – resides Commissioner District 3

Jerald Moja-resides Commissioner District 3

Thomas Herrmann - resides Commissioner District 5

Gail VonBargen – resides Commissioner District 5

Jeff Conkling-resides Commissioner District 1

Current vacancies: 1

Applications received to-date:

Laura Helmer-resides Commissioner District 1

PERSONNEL BOARD OF APPEALS (3-year terms)

Current members:

Gino Businaro - resides Commissioner District 3

Gary Boyle-resides Commissioner District 3

Current vacancies: 1

Applications received to-date:

Libby Fairchild-resides Commissioner District 1 (also applied for Extension Committee)

WATER, ENVIRONMENT AND NATURAL RESOURCES COMMITTEE (3-year terms)

Current Commissioner District Appointments:

Mary Hershberger Thun – representing Commissioner District 3

Daniel Palmer – representing Commissioner District 4

Curtis Wolter-representing Commissioner District 5

James Aiken-representing Commissioner District 1

Current Commissioner District Vacancies – 1

Applications Received to date:

Scott Hoese-resides Commissioner District 4 and Crow River Watershed

Chris Bonick-resides Commissioner District 4 and Carver Creek Watershed

Mark McMullen-resides Commissioner District 5 and Carver Creek Watershed

Robert Burandt-resides Commissioner District 4 and Carver Creek Watershed

Dean Gavin-resides Commissioner District 5 and Bevens Creek Watershed (also applied for Board of Adjustment and Planning Commission)

Gerald Hartman-resides Commissioner District 5 and Bevens Creek Watershed

County Resident Appointments from specific watershed (one from each watershed area-vacancy in E/W Chaska Creek):

Current members:

Wayne Jacobson – resides Crow River Watershed

Eric Evensen-resides in Carver Creek watershed

Gail VonBargen – resides in Bevens Creek watershed

Current Vacancies: 1 (unexpired term in E/W Chaska Creek)

Applications received to date:

Scott Smith-to represent E/W Chaska Creek



REQUEST FOR REGIONAL RAIL AUTHORITY BOARD ACTION

AGENDA ITEM: Union Pacific Railroad Abandonment of the Union Pacific Rail Line in Carver and Scott Counties, STB Docket No. AB 33(Sub No. 255)

Originating Division: Public Works/Parks

Meeting Date: January 22, 2008

Amount of Time Requested: 15 Minutes

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: The Union Pacific Railroad Company has submitted an application for abandonment to the Surface Transportation Board (STB) for the Chaska Industrial Lead from Milepost 38.6 near Merriam to Milepost 33 near Chaska, a distance of 5.6 miles in Carver and Scott Counties, Minnesota.

The application to abandon the Chaska industrial lead is inconsistent with the County Comprehensive plan which identifies the Union Pacific Rail Line in Carver County as a possible future trail corridor. In addition to the interests that the Carver County Regional Rail Authority may have, several agencies, including the Metropolitan Council, Scott County and the cities of Chaska and Carver have other interests in the corridor which include utility purposes, future transportation and economic development. The interested agencies are seeking to collaborate and jointly file the STB filings. Carver County Regional Railroad Authority is taking the lead in filing with the STB and Union Pacific Railroad on behalf of named agencies.

ACTION REQUESTED: Adopt the Union Pacific Railroad Chaska Industrial Lead Resolution Authorizing:

- 1) Board Chair and County Administrator to sign the Joint Powers Agreement with agencies working to acquire/preserve the Chaska Industrial Lead.
- 2) Board Chair to sign a letter requesting a Public Use Condition and Interim Trail Use Condition on the Chaska Industrial Lead.
- 3) Board Chair to sign a letter to the Union Pacific Railroad requesting they consent to a Trail Use Condition.
- 4) Board Chair to sign a letter of protest concerning environmental conditions related to the application of abandonment.

FUNDING

County Dollars = \$

Other Sources & Amounts =
=\$

TOTAL =\$

FISCAL IMPACT

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

Related Financial Comments: The proposed letter would allow 180 days for the Regional Railroad Authority to negotiate the terms for acquiring the railroad corridor. Cost related to negotiations and consultant services have yet to be determined and will be forthcoming a later date. The actions here do not commit the County to be financially responsible for acquisition of the Chaska Industrial Lead.

Reviewed by Division Director

Date:

CARVER COUNTY REGIONAL RAILROAD AUTHORITY CARVER COUNTY, MINNESOTA

Date: January 22, 2008
Motion by Commissioner: _____

Resolution No: _____
Seconded by Commissioner: _____

Union Pacific Rail Road Chaska Industrial Lead

BE IT RESOLVED, the Board hereby authorizes:

- 1) *Board Chair and County Administrator to sign the Joint Powers Agreement with agencies working to acquire/preserve the Chaska Industrial Lead.*
- 2) *Board Chair to sign a letter requesting a Public Use Condition and Interim Trail Use Condition on the Chaska Industrial Lead.*
- 3) *Board Chair to sign a letter to the Union Pacific Railroad requesting they consent to an Interim Trail Use Condition.*
- 4) *Board Chair to sign a letter of protest concerning environmental conditions related to the application of abandonment.*

| 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 22 day of January, 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 January, 2008.

Dave Hemze

County Administrator



REQUEST FOR BOARD ACTION

AGENDA ITEM : Lake Waconia Regional Park Land Acquisition

Originating Division: Public Works/Parks

Meeting Date: January 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 Parks Department requests that the Board review a purchase and lease agreements for property within the Lake Waconia Regional Park boundary. Reports have been prepared by an independent fee appraiser and relocation consultant on the parcel identified as P.I.D.# 70180300, at 8155 Paradise Lane. The acquisition involves 2.94 acres of land and related structure identified on the site. A purchase agreement and lease back agreement has also been prepared pertaining to the property.

Staff is proposing to use available Metro. Council Funds and County Funds for Lake Waconia Regional Park to acquire the site.

County Board authorized appraisal service for this site December 13, 2005. Relocation consulting service was performed under an existing contract with the County and completed March 12, 2007.

ACTION REQUESTED:

Discuss a proposed purchase agreement and lease agreement for property within the Lake Waconia Regional Park Boundary.

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:

S:RSB LSB Revised Offer 1-22-07