

Carver County Board of Commissioners
 Regular Session
 July 1, 2008
 County Board Room
 Carver County Government Center
 Human Services Building
 Chaska, Minnesota

PAGE

9:15 a.m.	1.	<ul style="list-style-type: none"> <i>a) CONVENE</i> <i>b) Pledge of Allegiance</i> <i>c) Public participation (comments limited to five minutes)</i> <i>d) Introduction of New Employees</i> 	
	2.	Agenda review and adoption	
	3.	Approve minutes of June 24, 2008 County Board of Appeal and Equalization and June 24, 2008, Regular Session	1-5
	4.	Community announcements	
9:15 a.m.	5.	CONSENT AGENDA	
	5.1	Payment of emergency claims	6-7
	5.2	Terrance Johnson-request for one high amenity lot	8-11
	5.3	Northwest Asphalt, Inc. request for grading and filling ...	12-16
	5.4	Abatements/additions.....	17-19
	5.5	Information Services-contract for professional services AGL Consulting	20
	5.6	Approval of advertisement for bids and date of bid opening for SAP 10-599-16 Bridge 10J14 (Hollywood Township Bridge)	21
	5.7	Community Social Services' warrants	NO ATT
	5.8	Commissioners' warrants.....	SEE ATT
9:15 a.m.	1.	LAND AND WATER SERVICES	
	1.	Public hearing on NPDES Phase II Annual Report for Carver County	22-26

9:30 a.m.

ADJOURN REGULAR SESSION

9:30 a.m.

1. Chair
2. Board Members
3. Administrator

10:00 a.m.

4. Adjourn

Work Session Agenda

10:00 a.m.

A. LAND AND WATER SERVICES

1. Discussion of the County's SSTS (septic) program . 27

David Hemze
County Administrator

No July 8th Board Meeting

No July 15th Work Session

County Board of Appeal and Equalization
June 24, 2008

The reconvened meeting of the Carver County Board of Appeal and Equalization was held in the County Government Center, Chaska, on June 24, 2008. Chair James Ische reconvened the meeting at 8:50 a.m.

Members present: James Ische, Chair, Tim Lynch, Vice Chair, Tim Lynch, Randy Maluchnik and Tom Workman. Absent: Laurie Engelen, Taxpayer Services Manager.

Workman moved, Lynch seconded, to approve the minutes of the June 16, 2008, County Board of Appeal and Equalization. Motion carried unanimously.

Keith Kern, Assessor's Office, acknowledged the receipt of three additional appeals for the Board to consider related to properties owned by Chaska Investment. He clarified they were received via fax prior to the Board of Appeal recessing on June 16th. He explained all three parcels were vacant lots, with only seven acres developable on the 27 acre parcel. He noted the other two parcels were currently listed for sale and they have come to an agreement with Mr. Benson, representing Chaska Investment, to adjust the value down to the listing price.

Maluchnik moved, Lynch seconded, to concur with the Assessors' recommendation on PID #30.0970350, #30.5910010 and #30.5901120. Motion carried unanimously.

The Board considered the remaining appeals.

Lynch moved, Maluchnik seconded, to concur with the Assessor's recommendation on Plat 75.524 and 75.525, involving 50 parcels. Motion carried unanimously.

Degler moved to reduce the value on PID #30.2140050, Linda Honstad, to \$555,000. Motion died for lack of a second.

Maluchnik moved, Workman seconded, to concur with the Assessor's recommendation on PID #30.2140050, Linda Honstad. Ische, Lynch, Maluchnik, Workman voted aye. Degler voted nay. Motion carried.

Degler moved, Workman seconded, to reduce the value on PID #30.0620190, Tom Kerber, to \$675,000. Motion carried unanimously.

Mark Lundgren, Recording Secretary, clarified the property owners would be notified of the Board's decision by the Assessor's Office.

Degler moved, Maluchnik seconded, to adjourn at 9:08 a.m. Motion carried unanimously.

Mark Lundgren
Recording Secretary

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on June 24, 2008. Chair James Ische convened the session at 9:20 a.m.

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

Members absent: None.

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

Maluchnik moved, Workman seconded, to approve the minutes of the June 17, 2008, Regular Session. Motion carried unanimously.

Community announcements were made by the Board.

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

Payment of emergency claims in the amount of \$822; \$1,115.65 and \$75.

Contract with Beck Disaster Recovery, Inc., totaling \$39,997.

Service agreement between Carver County and Mid County Coop with a not to exceed amount of \$32,000.

Resolution #58-08, Authorizing Lake Minnewashta Lake Association to use Lake Minnewashta Regional Park and the Lake Waconia Fireworks Committee to use Lake Waconia Regional Park for Staging Areas for July 4, 2008, Fireworks Displays.

Approved out of state travel to Chicago, Illinois, for Court Services Agent II, to attend the MITI training course.

Resolution #59-08, Charitable Gambling Application, Augusta Ball Club.

Approved tobacco license #10-623, Thaemert, Inc., dba T-Road Tavern.

Approved the 2008 Natural Resources Block Grant application, authorized the Chair to sign the documents and approved Land and Water Services budget amendment increasing 2008 NRBG grant revenue \$8,500 and increasing direct discharge program expenditures \$8,500.

Approved the deletion of a .625 Community Support Aide and creation of a .6 FTE Social Worker II.

Approved State grant to purchase watercraft and related Sheriff's Office budget amendment increasing State grant revenue \$32,023, increasing reimbursement (trade in of old boat) \$10,500 and increasing new boat purchase account \$42,023.

Community Social Services' actions.

Approved payment of the following Commissioners' warrants:

INSERT

Motion carried unanimously.

Steve Taylor, Administrative Services, requested Board approval of the Chanhassen Service Center project. He stated the building was a two story structure, 13,200 square feet and included a half basement. He acknowledged bids came in higher than anticipated. Taylor explained the facility was originally anticipated to be 9,500 square feet and a basement was not envisioned. He stated they looked at several options including rebidding. Taylor pointed out the delay of the project if rebid and the escalating costs of construction materials.

He stated the construction manager spoke to all low bidders and asked for deductions. Taylor referenced the deducts they were able to make and the offsetting funds from the school district as well as the use of the year end savings account to fund the project.

Workman moved, Degler seconded, to approve a budget of \$3,492,080 for the Chanhassen Service Center project including transfer of \$490,000 from the year end savings account to be offset substantially by annual lease payments from ISD 112. Motion carried unanimously.

Workman moved, Degler seconded, to approve the Chanhassen Service Center project low bid awards, to include deducts, in the total amount of \$2,590,921 as outlined, pending contract review by the County Attorney's office and Risk Management. Motion carried unanimously.

Workman moved, Degler seconded, to approve \$219,445 in General Conditions and FFE for the Chanhassen Service Center project. Motion carried unanimously.

Workman moved, Degler seconded, to approve \$165,714 in contingency for the project. Motion carried unanimously.

Workman moved, Degler seconded, to amend Bentz, Thompson, Rietow's contract from \$147,000 to \$188,000 to accommodate second story construction. Motion carried unanimously.

Workman moved, Degler seconded, to delegate authority for change orders to the Administrative Services Division Director on behalf of the building committee for a not to exceed \$25,000 per change order. Motion carried unanimously.

Martin Walsh, Parks, requested Board approve the Lake Waconia Regional Park land acquisition. He pointed out the Lake Waconia Regional Park Master Plan and the agreement they were able to reach with the landowners for the purchase of the building and 2.5 acres. Walsh clarified the acquisition was eligible for reimbursement through the Met Council.

He indicated the current operator would be allowed to operate the ballroom through March, 2009 and thereafter they would be going out for proposals for a service provider.

Lynch offered the following Resolution, seconded by Maluchnik:

Resolution #60-08
Acquisition of Lakeside Ballroom

On vote taken, all voted aye.

This motion also approved a related Parks budget amendment increasing Met Council Parks CIP revenue \$2,530,000 and increased the Year End Savings Account Designated Park Land Acquisition Reimbursement Account \$2,530,000.

Dave Drealan, Land and Water Services, requested the Board authorize the release of the DRAFT 2030 Comprehensive Plan for public review. He recognized the various departments that have been involved, as well as the cities and townships. He indicated the intent is to open the public hearing at the Planning Commission in October and bring back for final adoption in late December.

Paul Moline, Land and Water Services, stated the plan was available on the website and residents can request a copy. He reviewed the purpose of the document, noting that it tries to reflect the Board's vision and the needs of the County. He stated the plan tries to reflect the planning that has been done in the past and they were building on the policies the County has put in place.

He pointed out the anticipated growth over the next 20-25 years. Moline highlighted each of the elements included in the plan, including those required and the elements that recognizes what the County does or will need from the evolving growth. He noted the land use element continues the same strategy of directing growth to the Cities and allows growth to happen in the transition areas.

Moline stated they attempted to gather as much input as citizens were willing to give them. He stated Statutes allows the adjacent community review process to be up to six months. After the Planning Commission public hearing is closed, the next step will be for the Board to adopt the plan to send it to the Met Council, with the Council then having 60 days for their review.

Degler moved, Workman seconded, to authorize the release of the DRAFT 2030 Comprehensive Plan for adjacent community review. Motion carried unanimously.

David Hemze, County Administrator, requested the Board adopt a Resolution approving the special legislation that transferred certain duties of the Carver County Library Board to the County Board. He pointed out the Library Board's support for the legislation.

Doris Krogman, Employee Relations, explained the transition plan that addressed the issues of the Library Director and indicated the library employees have always been County employees and they would experience no change in the transition.

Dick Kvitek, Library Board, expressed his appreciation for the work done and for coming up with an agreement that met the concerns of the Library Board.

Hemze clarified they would continue to work on the remaining transition issues with the Administrative Services Division Director, Library Director and Library Board but he did not anticipate any significant problems.

Degler offered the following Resolution, seconded by Maluchnik:

Resolution #61-08
Approving Special Legislation Transferring Certain Duties of the
Carver County Library Board to the Carver County Board

On vote taken, all voted aye.

Lynch moved, Degler seconded, to adjourn the Regular Session at 10:55 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.)



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

282177

AUTHORIZATION

PAYMENT OF EMERGENCY CLAIM

#

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

VENDOR: Tax Payer Services

ACCOUNT: 01-040-0000-6379

AMOUNT: \$50.00

REASON: replenish over/under property tax account

Department Head Signature: [Signature]

Chairman of County Board [Signature]
James M. Ische

County Administrator [Signature]
David Henze

County Attorney [Signature]
James W. Keeler, Jr.

Date: 6-12-08



Office of Finance Director
Carver County Government Center
Administration Building
600 East Fourth Street
Chaska, MN 55318-1202
Phone: 952 361-1309
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282178

AUTHORIZATION
PAYMENT OF EMERGENCY CLAIM

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

VENDOR: Jorgenson Lock & Safe Inc
ACCOUNT: 6379
AMOUNT: \$ 38.86
REASON: assist victim w/ changing locks
Department Head Signature: James W. Keeler, Jr.

Chairman of County Board

James M. Ische
James M. Ische

County Administrator

David Hemze
David Hemze

County Attorney

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

Date: 06/7/08



REQUEST FOR BOARD ACTION

AGENDA ITEM: Terrance Johnson – Request for one (1) High Amenity Lot

Originating Division: Land & Water Services

Meeting Date: July 1, 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:

File #PZ20080020. The applicant's request is for a Conditional Use Permit (CUP) that would allow the creation of one (1) high amenity lot located in Section 2 of Watertown Township. The proposed lot would consist of approximately 20± acre located in the northerly portion of the property and would have 500+ of road frontage along Neal Avenue. The proposed lot would not have to be platted; however, it would still be reviewed by the County Surveyor as part of the administrative "Minor Subdivision Permit" process. Additional lots would not be permitted as a CUP in the future. The Planning Commission recommended approval of the Conditional Use Permit. Watertown Township is in support of the request.

ACTION REQUESTED:

A motion to adopt the Findings of Fact and Order #PZ20080020 for the issuance of a Conditional Use Permit.

FUNDING

County Dollars = \$-0-

Other Sources & Amounts = -0-

= \$

TOTAL = \$-0-

Related Financial Comments:

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Reviewed by Division Director

Date: 20 Jul 08

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20080020

RESOLUTION #: 08-10

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

FILE #: PZ20080020

APPLICANT: Terrance Johnson

OWNERS: Terrance & Karilyn Johnson

SITE ADDRESS: XXXX Neal Ave.

PERMIT TYPE: One High Amenity Lot Incentive

PURSUANT TO: County Code, Chapter 152, Section(s) 152.078 A & D

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 10-002-1910

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of June 17, 2008; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. Terrance & Karilyn Johnson are requesting a building eligibility for a proposed 20± lot on their family owned 40 acre parcel. The property is located in the East Half (E½) of the Southwest Quarter (SW¼) of Section 2, Watertown Township. The Johnson property is also located in the Agricultural Zoning District and the CCWRMA – Crow River.
2. The applicant is requesting one (1) additional building eligibility as a Conditional Use, pursuant to Section 152.078 A & D of the Carver County Zoning Code.
3. The parcel from which the lot would be subdivided was a parcel of 30 acres or more (High Amenity Section of Zoning Code) as of July 1, 1974, and was under one ownership at that time. Watertown Township has provided for High Amenity lots in their Chapter of the Comprehensive Plan. The applicant is pursuing only one (1) building eligibility pursuant to 152.078 D, which provides flexibility and incentives for scaling back proposed developments.
4. The property meets the standards for additional density and could qualify for up to three (3) residential high amenity lots, but platting and the possible construction of a new township road would have been required. The applicant/landowner has decided to pursue only one (1) lot. The applicant/landowner is aware of the prohibition on additional lots in the future. There is approximately twenty-three (23) acres of agricultural production land on the entire property. However, at a minimum the northeasterly 6.5± acres of the tillable production land would be utilized in the proposed high amenity lot. The intent of the request is to maintain agricultural parcels. Therefore, the remnant parcel shall meet the definition of agriculture (i.e. 20 acres or more).
5. The applicant is proposing an approximate 20 acre lot. The County Soils Survey indicated primarily loam type soils, which would be acceptable for septic/building suitability. The applicant has had site evaluated by a licensed septic contractor, which determined that there are two (2) acceptable two septic locations for two (2) homes. The proposed lot would have approximately 500+ feet of road frontage on Neal Avenue (Township Road), which would meet the required road frontage and access standards.

6. The proposed lot would not need to be platted. The Carver County Surveyor would review and approve the survey as part of the minor subdivision process. The remaining land would be agricultural in nature and subdivided as a separate "land only" parcel or added to the applicant/landowners existing home parcel directly to the south.
7. If the request for one (1) high amenity lot is approved, the applicant will not be allowed to apply for additional lots in the future. Section 152.078 states that the CUP provision may be exercised only once for each parcel that was of record as of July 1, 1974.
8. The Watertown Town Board reviewed and recommended approval of the request at their May 2008 meeting.

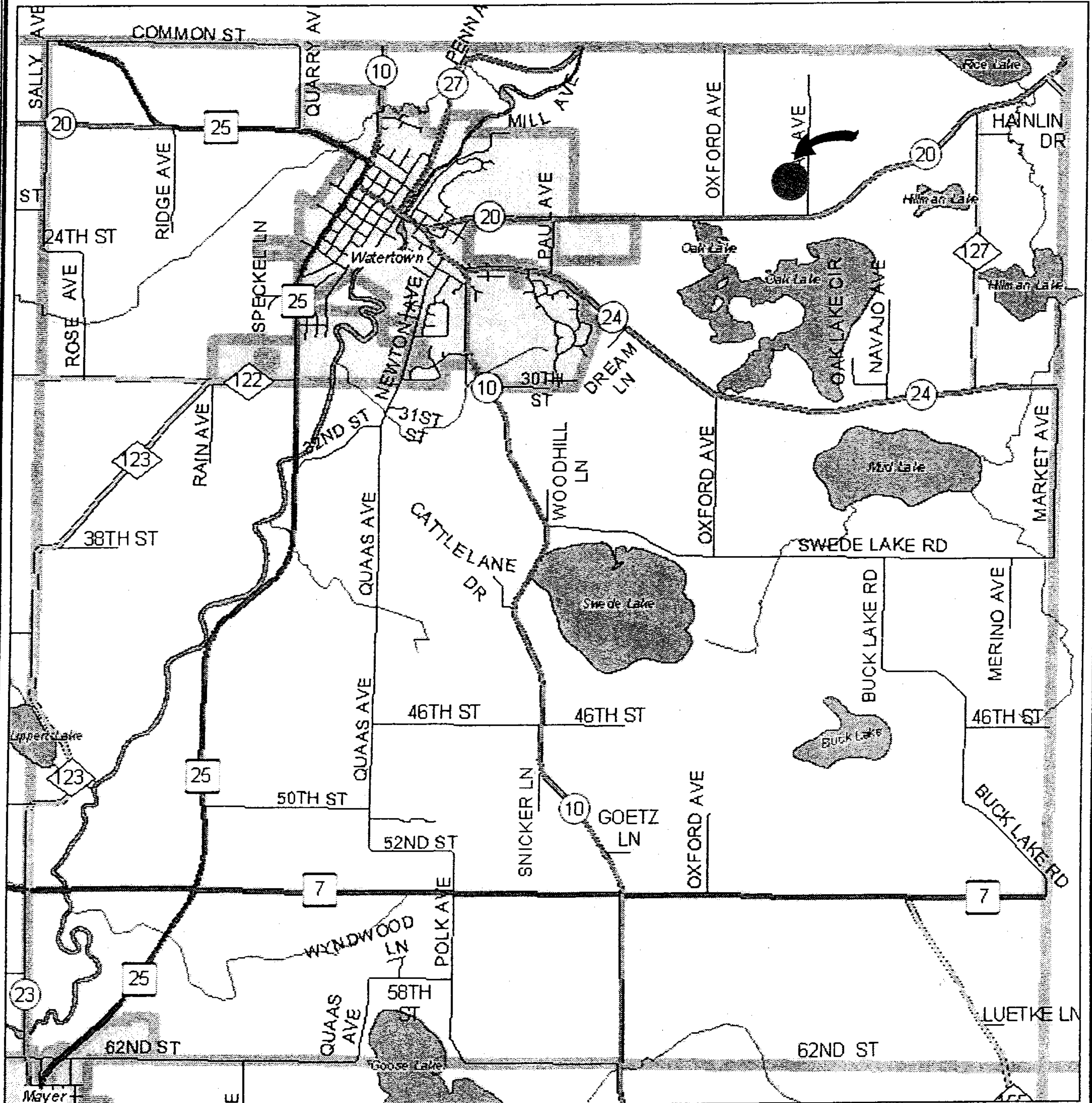
THEREFORE, BE IT RESOLVED, THAT The Carver County Planning Commission hereby recommends the issuance of the subject permit on the land described in Exhibit "A" of the permit application. The Planning Commission further recommends that the following conditions be attached to the permit:

1. One (1) "High Amenity" lot is permitted which shall have only one (1) building eligibility and shall conform substantially to the approved site plan. Additional lots shall not be granted as a conditional use. The lot shall be subdivided in accordance with the Minor Subdivision requirements including, but not limited to, a survey, percs & borings for primary & alternate on-site sewer locations and any other necessary requirements.
2. The lot location is rural and commercial agricultural, feedlots and other rural use activities will likely be occurring in the area. The lot owner is hereby provided notice that there may be odors, dirt, dust, insects, noises, long hours of operation and other factors associated with agricultural and feedlot activities. Complaints relating to these activities shall be considered unwarranted so long as the activities are being conducted in accordance with the existing standards.
3. To the greatest intent possible the request shall maintain agricultural parcels. Therefore, the remnant parcel shall meet the definition of agriculture (i.e. 20 acres or more).

ADOPTED by the Carver County Planning Commission this 17th day of June, 2008.

Ted Beise
Planning Commission Chair

Watertown Township



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



Map Created by Carter County GIS
Apr 21, 2005



REQUEST FOR BOARD ACTION

AGENDA ITEM : Northwest Asphalt Inc. request for grading and filling

Originating Division: Land & Water Services

Meeting Date: July 1, 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:

File #PZ20080019. The Planning Commission recommended approval of Northwest Asphalt's request for the placement of approximately 50,000 cubic yards of material (clay & topsoil) on Dave & Stephanie Gestach's property, located in Section 25 of Laketown Twp. The soil is being removed from the new Pioneer Trail extension, located in Chaska. The project is intended to improve the farmland on the westerly side of Gestach's property and would return to crop/hay production as soon as possible in 2008. Northwest Asphalt plans to haul up to 12 hours per day in an effort to complete the project this Summer. The Planning Commission recommended that the applicant complete the Level 3 Water Rules application prior to the issuance of the Conditional Use Permit, therefore Land Management won't issue the permit until the Level 3 Water Rules application is finalized. Laketown Township recommended approval of the applicant's request.

ACTION REQUESTED:

A motion adopting findings of fact and issuing Order # PZ20080019 for the issuance of a conditional use permit.

FUNDING

County Dollars = \$-0-

Other Sources & Amounts = -0-

= \$

TOTAL = \$-0-

Related Financial Comments:

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Reviewed by Division Director

Date:

19 June 08

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20080019

RESOLUTION #: 08-11

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

FILE #: PZ20080019

APPLICANT: Northwest Asphalt, Inc.

OWNER: David & Stephanie Gestach

SITE ADDRESS: 10075 Guernsey Ave, Chaska

PERMIT TYPE: Land Reclamation (Filling)

PURSUANT TO: County Code, Chapter 152, Section 152.080 C4

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 07-025-0100

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of June 17, 2008; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. Dave & Stephanie Gestach own eighty (80) acres located in Section 25 of Laketown Township. The property is located in the Agricultural Zoning District, Agricultural Preserve Program (until 2011) and the Carver County Water Resource Management Area (CCWRMA) – West Chaska Creek.
2. The applicant, Northwest Asphalt Inc., is requesting a Conditional Use Permit (CUP) for the grading and placement of approximately 60,000 cubic yards of fill material. The material to be placed on the Gestach property would be hauled from the newly designed Pioneer Trail road project. The request is pursuant to Section 152.080 C4 of the Carver County Zoning Code.
3. The project is considered “land reclamation” and based on the volume of material being moved it is appropriate to consider the request as a conditional use. The strict mining standards would not necessarily apply to this type of request.
4. Northwest Asphalt Inc. is in the process of constructing the new Pioneer Trail extension from CSAH 41 to the existing Bavaria Road. The fill material is approximately 50,000 cubic yards of excess material from the road project. The material will be hauled to the Gestach property and would be utilized to fill two areas on the westerly portion of the property. The fill would allow the property owner to better farm the land by reducing some of the steep slopes. They are anticipating beginning site grading as soon as possible after CUP approval and would likely complete all restoration activities by the end of year (2008).
5. The permittee has already been granted permission to move up to 9,999 cu.yds of fill to the site under an administrative permit issued by Land Services. The permit allowed the applicant to start site preparation for the larger project and begin filling material in the western most fill site on the property. The application was reviewed by the Carver Soil & Water Conservation District (SWCD) prior to issuance of the permit.

6. Conditional Use Permit # PZ20050067 for grading and filling was issued on the same property in 2005. Zumbro River Contractors were the applicant and were approved to utilize the site to fill approximately 200,000 cubic yards of material from the TH212 project. The applicants never acted on the permit and it became null and void after 6 months of inactivity.
7. The operation (hours, etc.) would be in conjunction with the roadway construction. The proposed hours of operation would be 7:00 a.m. to 7:00 p.m. (12 hours a day) from approximately July 7 through October 31, 2008. The applicant has stated that the reason for this proposed site is to minimize traffic on existing roads. The applicant has indicated that tri-axle, quads, end dumps and side dumps will be utilized to deliver the material to the site.
8. The Carver County Public Works Department approved an access permit for Northwest Asphalt Inc. for a temporary access off of Co Rd 11 for a haul route on the Dave Gestach property.
9. The project would be considered a Level 3 Water Rules project. The applicant has submitted the application and paid the application fee. The detailed grading, storm water management & erosion control plans are currently being reviewed by the Carver Soil & Water Conservation District (SWCD) and County Consultant Engineer (Wenck & Assoc). The submitted plans need to be approved before work begins. Final grades, turf establishment (seeding) and overall restoration would be addressed by the "Level 3" review.
10. The Laketown Town Board recommended approval of the Conditional Use Permit request at their May 27 2008, Town Board Meeting.

THEREFORE, BE IT RESOLVED, THAT The Carver County Planning Commission hereby recommends the issuance of the subject permit on the land described in Exhibit "A" of the permit application upon the completion of a Level 3 Water Rules application. The Planning Commission further recommends that the following conditions be attached to the permit:

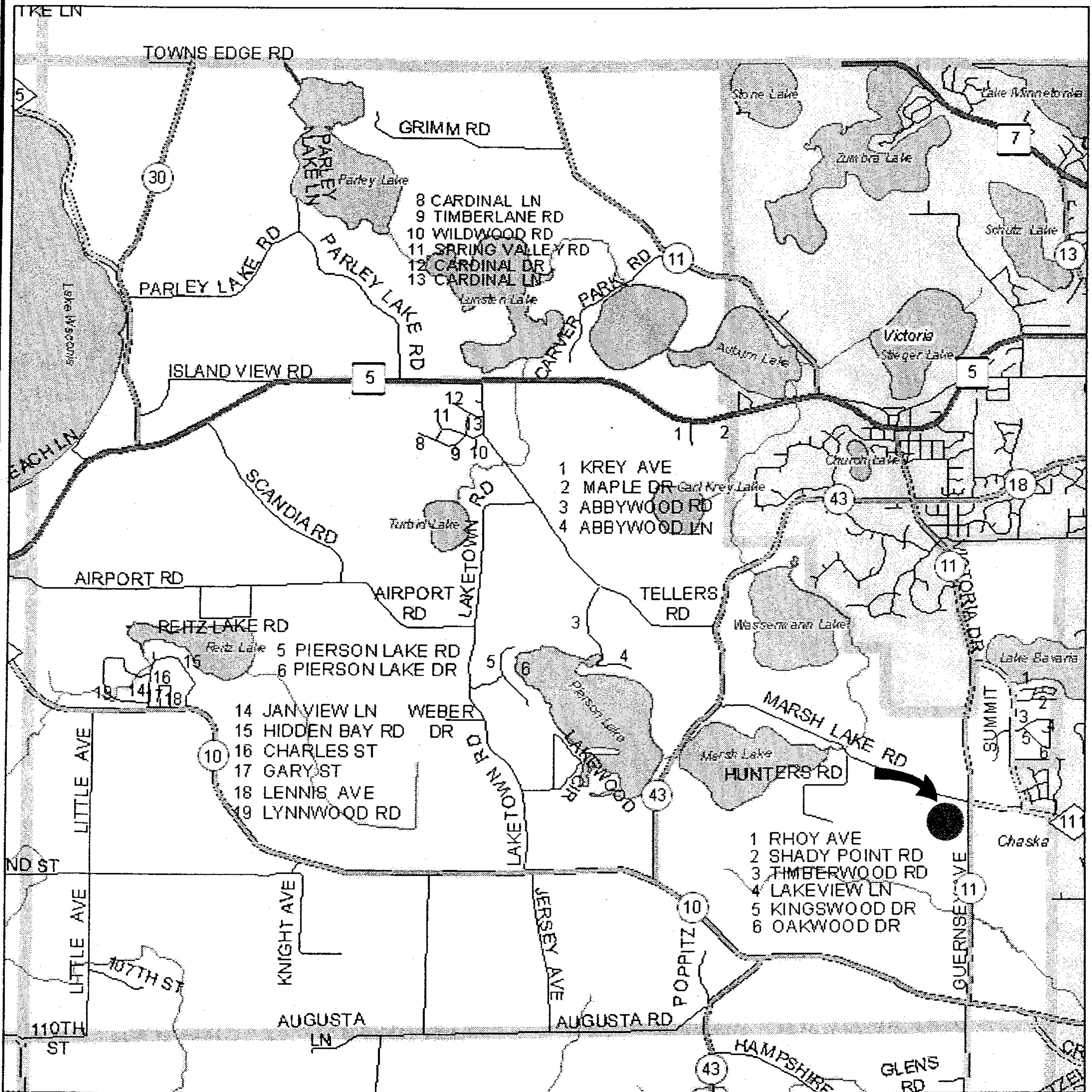
1. This permit is subject to compliance review. A change in ownership, operations or operator shall be cause for the permit to be reviewed by Land Management for a determination as to whether an application for an amendment or similar consideration is necessary. Proposed owners and/or operators are encouraged to contact Land Management as early on in the timeline of the proposed change as possible.
2. Operations shall be substantially in accordance with the application letter (dated: 5/5/08) and the submitted site plans. The hours of operation would be 7:00 a.m. to 7:00 p. (12 hours a day), except that hauling shall only occur from 7:00 a.m. to 5:00 p.m. on Saturdays.
3. Measures must be implemented to minimize tracking onto the County Road and a sweeper shall be utilized immediately if the need arises or as directed by the local road authority.
4. Stockpiles and restored areas must be seeded and disc mulched within 72 hours of final grading. Weeds and other unsightly vegetation shall be cut or sprayed as necessary to present a neat appearance and to prevent seeding of adjacent properties. (All standards of Zoning Code must be met.)
5. Compliance with the "Level 3" Water Rules standards is required. A Grading Plan (including restoration), Erosion/Sediment Control Plan and Stormwater Management Plan shall be prepared and implemented in accordance with the Water Rules before any work commences. Permittee shall obtain an NPDES (National Pollution Discharge Elimination System) permit as required by the MPCA. The plans shall include a survey of the existing conditions. An "as-built" survey shall be prepared by the Permittee, which must be submitted to Carver County Land & Water Services before the restoration would be considered for approval. Said plans may be subject to revisions and modifications by Carver County Land & Water Services Division.
6. Compliance with the Wetland Conservation Act (WCA) is required (wetland avoidance is mandatory). Applicant must contact the SWCD office for wetland verification/determination.

7. Permittee shall provide a \$10,000 performance security in a form acceptable to the County, naming the County as obligee. The obligor and its sureties hereby indemnify and save the County harmless from all losses, costs, and charges that may occur to the County because of default.
8. The Permittee shall furnish to the County a certificate of Insurance providing coverage by an insurance company duly licensed by the State of Minnesota indicating that the Permittee has in force coverage for public liability, vehicle liability, loading and unloading, completed operations liability, explosion and collapse of underground operations liability, and bodily injury liability in the amount of at least \$2,000,000 for injury of any one person in any one occurrence. Property damage insurance coverage shall be in force with a minimum amount of at least \$2,000,000. Further, the Permittee shall furnish proof of workman's compensation coverage. Insurance certificate(s) described above shall carry an irrevocable notice to the County by the carrier 30 days prior to any change, modification, lapse, or cancellation of the policies required.
9. Insurance coverage required above shall be kept in effect for the duration of the permit. If the permit is to be terminated, insurance shall be maintained until the completion of restoration and return of the performance security.

ADOPTED by the Carver County Planning Commission this 17th day of June, 2008.

Ted Beise
Planning Commission Chair

Laketown Township



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



Map Created by Carter County GIS
Apr 21, 2005



REQUEST FOR BOARD ACTION

AGENDA ITEM : Abatements/Additions

Originating Division: Property Records Taxpayer Services

Meeting Date: 7/01/08

Amount of Time Requested: 0 minutes

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: See Attached.

ACTION REQUESTED:

Recommend to approve.

FUNDING

County Dollars = \$ - 12,219.41

Other Sources & Amounts = \$ - 23,292.17

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TOTAL = \$ - 35,511.58

Related Financial Comments:

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other: Not Budgeted

Reviewed by Taxpayer Services Manager

Date:

6-23-08



CARVER
COUNTY

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

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

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

Abatements presented to the
Carver County Board of Commissioners

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

Payable Year	Parcel Number	Name	Reason for Abatement	Original Tax Amount	Adjusted Tax Amount	County Dollars Abated	Total Amount of Adjustment
2008	58.5250250	Klingelhuiz, Der.	Value Adj. due to incorrect acres	20,230.00	12,148.00	-2,754.21	-8,082.00
2008	85.2740440	Charles Charnston	Value adj. due to incorrect bldg. information	5,382.00	4,520.00	-263.56	-862.00
2006	30.6700420	Hovstone Properties	Classification	650.00	0.00	-239.57	-650.00
2007	30.6700420	Hovstone Properties	Classification	916.00		-301.97	-916.00
2008	30.6700420	Hovstone Properties	Classification	910.00		-300.67	-910.00
2006	30.0760020	Daniel Chermak	Homestead				0.00
2007	30.0760020	Daniel Chermak	Homestead	1,692.00	1,128.00	-217.52	-564.00
2008	30.0760020	Daniel Chermak	Homestead	1,770.00	1,530.00	-92.81	-240.00
2008	40.8000080	Michael Schafar	Homestead	2,638.00	2,450.00	-70.36	-188.00
2008	65.1000210	Jennifer Taylor	Homestead	6,504.00	6,504.00	0.00	0.00
2008	8.0100700	Jayne Kane	Homestead	4,832.00	4,726.00	-44.85	-106.00
2007	30.0690010	Chad Poppler	Homestead	2,030.00	1,810.00	-84.38	-220.00
2008	30.0690010	Chad Poppler	Homestead	1,996.00	1,774.00	-85.27	-222.00
2008	85.5320390	Carla Fielder	Homestead	2,904.00	2,742.00	-52.84	-162.00
2008	30.0910030	Faith King	Homestead	2,658.00	2,488.00	-64.61	-170.00
2007	30.0910030	Faith King	Homestead	2,706.00	2,536.00	-65.97	-170.00
2006	10.0500160	Brian Donahue	Homestead	2,860.00	2,746.00	-53.39	-114.00
2007	10.0500160	Brian Donahue	Homestead	3,102.00	3,026.00	-35.44	-76.00
2008	10.0500160	Brian Donahue	Homestead	3,618.00	3,588.00	-12.94	-30.00
			Value Adj. on Bldg.	2,886.00	2,726.00	-50.71	-160.00

2007	65.2450120	Bernice Hall	Value Adj. on Bldg.	3,474.00	3,308.00	-46.60	-166.00
2008	65.2450120	Bernice Hall	Value Adj. on Bldg.	3,466.00	3,300.00	-47.25	-166.00
2008	85.3980140	Randal Masica	Homestead	4,220.00	4,152.00	-22.90	-68.00
2008	30.9510279	Zacharia Eng	Homestead	274.00	190.00	-31.62	-84.00
2008	30.9510505	Henry Bell	Homestead	258.00	180.00	-28.82	-78.00
2008	30.9520149	Brenda Guardado	Homestead	96.00	72.00	-8.94	-24.00
2008	30.9520070	Keo Duouangchanh	Homestead	152.00	108.00	-17.36	-44.00
2008	25.6350182	Richard Gardner	Remove SWF	25.00	0.00	0.00	-25.00
2008	45.0500190	Daniel Thamer	Remove SWF	25.00	0.00	0.00	-25.00
2008	20.0830660	Robert Brindley	Disaster Credit	9,720.00	2,196.00	-1,741.82	-7,524.00
2008	58.7500010	Norwood/Young America City	Classification	1,936.00	0.00	-358.19	-1,936.00
2008	58.7500020	Norwood/Young America City	Classification	968.00	0.00	-358.19	-968.00
2008	58.7500030	Norwood/Young America City	Classification	966.00	0.00	-957.47	-966.00
2008	58.7500040	Norwood/Young America City	Classification	1,002.00	37.58	-355.89	-964.42
2008	58.7500060	Norwood/Young America City	Classification	994.00	29.28	-356.19	-964.72
2008	58.7500070	Norwood/Young America City	Classification	984.00	18.60	-356.87	-965.40
2008	58.7500080	Norwood/Young America City	Classification	966.00	0.00	-357.47	-966.00
2008	58.7500090	Norwood/Young America City	Classification	978.00	13.32	-356.15	-964.68
2008	58.7500100	Norwood/Young America City	Classification	978.00	13.32	-356.15	-964.68
2008	58.7500110	Norwood/Young America City	Classification	978.00	13.32	-356.15	-964.68
2008	58.7500120	Norwood/Young America City	Classification	966.00		-357.47	-966.00
2008	58.7500130	Norwood/Young America City	Classification	966.00		-357.47	-966.00
2006	25.6350182	McRostie Family Trust	Remove SWF	25.00	0.00	0.00	-25.00
2007	25.6350182	Richard Gardner	Remove SWF	25.00	0.00	0.00	-25.00
2008	30.6750070	Richard Anderson	Homestead	2,368.00	2,176.00	-72.89	-192.00
2007	30.6750080	Barbara Colhapp	Homestead	602.00	400.00	-76.87	-202.00
2008	30.6750080	Barbara Colhapp	Homestead	2,866.00	2,714.00	-57.62	-152.00
2007	25.0610230	Michael Schwartz	Homestead	3,328.00	3,244.00	-33.55	-84.00
2008	25.0610230	Michael Schafer	Homestead	2,618.00	2,432.00	-68.32	-186.00
2008	5.9500031	Erwin Karnitz	Mobile Home Removed	68.00	25.00	-15.41	-43.00
2007	30.6750070	Richard Anderson	Homestead	2,272.00	2,226.00	-17.84	-46.00
2008	75.2550051	Jeff Helstrom	Clerical	5,868.00	4,510.00	-219.81	-1,358.00
2007	75.293035	Jeff Shuewe	Homestead	4,022.00	3,956.00	-23.47	-66.00
2008	75.293035	Jeff Shuewe	Homestead	\$ 4,320.00	\$ 4,280.00	\$(13.59)	-40.00

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Grand Total \$133,058.00 \$87,800.42 -\$12,219.41 -\$35,511.58



REQUEST FOR BOARD ACTION

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

Originating Division: Administrative Services

Meeting Date: 7/1/2008

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: Information Services requests approval of contract amendment for professional services contract with AGL Consulting for preparation and management of Fiber RFP process.

Overall Objectives –

1. Fiber Optic RFP Preparation, Selection Process, Project Management, and Implementation Supervision

Supporting Factors –

1. Project in progress – Phase I, Discovery and Fiber Optic ring options and recommendations complete.
2. CIP – Multi year budget requested; \$400,000 (2008), \$500,000 (2009), \$500,000 (2010).
3. ACCEL Involvement – ACCEL will be part of the vendor selection process.

Deliverables –

1. Developed BID/RFP
2. Evaluate and assist in vendor selection process
3. Project Management after selection process
4. Implementation Supervision and dispute resolution

This initiative is part of the approved 2008 budget.
\$31,000 (\$150 hr.)

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

FUNDING

County Dollars = \$31,000

Other Sources & Amounts =
= \$

TOTAL = \$31,000

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: 6/15/2008



REQUEST FOR BOARD ACTION

AGENDA ITEM : Board Approval of Advertisement for Bids and Date of Bid Opening for SAP 10-599-16 Bridge 10J14 (Hollywood Township Bridge)

Originating Division: Public Works

Meeting Date: July 1, 2008

Amount of Time Requested: N/A

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: Project SAP 10-599-16 includes replacement of Bridge #10J14 located on Vega Avenue in Hollywood Township.

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

ACTION REQUESTED: Request for a motion to allow the placing of the Advertising for Bid and to set the Bid Opening date to Monday, August 4, 2008 at 2:30 P.M. for Project SAP 10-599-16.

FUNDING

County Dollars	= \$
Township	= \$ 10,000.00
Town Rd Acct./	
Bridge Bonding	= \$ 110,000.00
	= \$
TOTAL	= \$ 120,000.00

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments: Above costs are construction costs only.

Reviewed by Division Director

RMG

Date: 6/25/08

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REQUEST FOR BOARD ACTION

AGENDA ITEM : Public Hearing on NPDES Phase II Annual Report for Carver County

Originating Division: Land Water Services

Meeting Date: 1 July 2008

Amount of Time Requested: 5 min

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: As required by a 1987 amendment to the federal Clean Water Act, Carver County submitted an application to receive a general permit to discharge stormwater in June 2006. This permit requires an annual report and public hearing on the Stormwater Pollution Prevention Plan (SWPPP) developed as a part of the permit application. Attached is a summary of the SWPPP. The annual report will be submitted after consideration of any public comments received.

ACTION REQUESTED: Open public hearing to consider the Stormwater Pollution Prevention Plan. Motion to close public hearing. Authorize signature of the Carver County NPDES Phase II permit 2007 annual report by the County Board Chair and approve submittal of the report to the MN Pollution Control Agency.

FUNDING

County Dollars = \$0

Other Sources & Amounts =

= \$

TOTAL

= \$0

Related Financial Comments:

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Reviewed by Division Director

Date: 12 June 2008

Carver County 2007 NPDES Phase II Stormwater Pollution Prevention Plan (SWPPP)

Best Management Practices (BMP) Summary

(The following have been developed for each of these BMP Activities: an implementation schedule, measurable goals, responsible department & position, and Audience/Educational Goals if applicable. These details are not included in this summary but are available upon request.)

- 1) BMP Activity Title:** Presentations to Local Government Units in the Carver County Water Resource Management Area

Description: Carver County staff will give presentations to LGUs regarding the Carver County Water Management Plan and the Water Rules. The presentations will include both locally developed materials and MN PCA BMP Manual components.
- 2) BMP Activity Title:** Regular News Releases

Description: Carver County will publish educational news articles, releases and other print materials that are aimed at a broad audience. These materials could include educational material related to any of the 6 Minimum Control Measures.
- 3) BMP Activity Title:** Shoreland Education Program

Description: Carver County will coordinate education programs for citizens in targeted watersheds of residential lakes. Among the topics addressed will be BMPs including nutrient use, storm water control and vegetation management. This program may also include the existing U of M Extension Volunteer & Re-vegetation workshops.
- 4) BMP Activity Title:** Metro Children's Water Festival

Description: Carver County will assist in the coordination of and make available to schools in Carver County, this interactive educational program for K-12 schools. The Metro Children's Water Festival provides interactive learning for students and teachers about the value, management and conservation of water resources.
- 5) BMP Activity Title:** Clean & Green Urban BMP Campaign

Description: Carver County will provide delivery of education in various formats in regards to Urban Best Management Practices. Areas of focus will include zero/low phosphorus fertilizer use and implications, individual home lot storm water BMPs and other efforts focused on individual homeowners.
- 6) BMP Activity Title:** Sixth Grade Conservation Days

Description: Carver County and the Carver Soil and Water Conservation District will coordinate an outdoor, hands-on, interactive learning event for 6th grade students in the county. Topics addressed will include water management, soils, conservation, wildlife, recycling, waste and forestry.
- 7) BMP Activity Title:** Volunteer Stream Monitoring Program

Description: Carver County will coordinate and implement a volunteer stream monitoring program with area high schools and other community organizations. The stream monitoring activities will include biological, chemical and natural resource community assessments.
- 8) BMP Activity Title:** Water, Environment and Natural Resources citizen advisory Committee

Description: The citizen advisory committee was established for the development and implementation of the Carver County Water Management Plan. Members are appointed by County Commissioners and serve for 3 years. The committee meets quarterly with subcommittees meeting more often. All meetings are open to the public. The Carver County SWPPP will be addressed at a committee meeting

annually. County policies for public notice will be followed.

- 9) **BMP Activity Title:** Regulation of Individual Sewage Treatment Systems (ISTS)
Description: In accordance with the Water Management Plan, Carver County will implement and enforce the existing ISTS ordinance. This ordinance regulates the design, location, installation, construction, alteration, extension, repair and maintenance of ISTSs. The ordinance includes a “point-of-sale” provision which requires that ISTSs must be inspected and, if necessary, repaired when the property is sold.
- 10) **BMP Activity Title:** Implement ISTS Monitoring Program
Description: The monitoring system is incorporated with the County Property Information System which the County will maintain. The County will distribute ISTS pumping notices on a continual 3 year schedule with one-third of owners notified each year.
- 11) **BMP Activity Title:** Pursue and obtain financial assistance opportunities for ISTS owners.
Description: There are several possible sources of financial assistance available for owners of ISTSs. The main source of funding is the Revolving Loan Fund administered by the County with start-up funds from the Department of Agriculture. The Carver SWCD also allocates funds for ISTS upgrades. The County will pursue additional funding for owners as opportunities arise.
- 12) **BMP Activity Title:** Illegal Solid Waste Dumping
Description: Carver County will enforce the existing Solid Waste Ordinance including the illegal dumping provision. The County will respond to illegal dumping when alerted by submissions on its website or by calls to a toll-free number. The County will also provide cost-share to homeowners cleaning up illegal dumps on private property.
- 13) **BMP Activity Title:** Implement Hazardous Waste Ordinance
Description: Carver County will implement its Hazardous Waste Ordinance which addresses hazardous waste generation from businesses to ensure proper management of hazardous waste.
- 14) **BMP Activity Title:** Monitor & Inspect feedlots
Description: Carver County will continue to monitor and inspect feedlots to insure compliance with the existing feedlot ordinance and to minimize potential surface water pollution.
- 15) **BMP Activity Title:** Carver County Environmental Center
Description: In an effort to provide alternatives to illegal dumping of hazardous materials, Carver County operates a recycling center where residents can drop off household hazardous wastes, recyclable materials, yard waste and special wastes such as appliances, tires and electronic goods.
- 16) **BMP Activity Title:** Used Oil Recycling
Description: Carver County will provide opportunities for used oil recycling to residents throughout the county.
- 17) **BMP Activity Title:** Administer Community Grant Program
Description: Carver County will provide grant funds to cities and townships in the County to be used for Community Clean-up Days or similar activities.
- 18) **BMP Activity Title:** Monitor Water Quality
Description: Carver County will conduct regular water quality monitoring. Ecoregion standards

will be used to compare stream data collected with ranges that are expected within the Carver County Water Resource Management Area (CCWRMA). Various simple methods will be used to assess the quality of lakes with the CCWRMA.

19) BMP Activity Title: Implementation of Carver County Water Resource Management Area (CCWRMA) Rules

Description: Carver County will enforce and implement the CCWRMA Rules adopted January 20, 2006. These rules apply to construction projects in the entire Carver County Water Resource Management Area. There are detailed erosion control and stormwater management provisions in the Rules. See attachments. Portions of the urbanized area of the County are within other watershed jurisdictions. Construction projects in these areas are subject to the requirements of those jurisdictions or LGUs.

20) BMP Activity Title: Update Carver County Water Management Plan

Description: The current Carver County Water Management Plan was adopted in 2001 with the intent of adopting an update within a 5 year time frame. The Plan will be updated by 2007 to add a capital improvement plan, to address NPDES and any adopted TMDL's and to include other suggestions from the Water, Environment and Natural Resources committee, the County Board, citizens, and LGUs.

21) BMP Activity Title: Coordinate with Carver Soil & Water Conservation District

Description: Carver County will coordinate with the Carver Soil & Water Conservation District (SWCD) for the implementation of the Carver County Water Resource Management Rules. The Carver SWCD will provide technical assistance in the development of erosion and stormwater controls. The Carver SWCD will also monitor development sites for compliance with the erosion control standards of the Rules.

23) BMP Activity Title: Website development

Description: Carver County Planning and Zoning will develop and maintain a website on which a variety of water related material will be available.

24) BMP Activity Title: Storm Water System Map

Description: Carver County will create a map of the County owned storm water conveyance system, including the County owned highways and parks. The County will coordinate the mapping of the system with cities and townships within the County.

25) BMP Activity Title: County Highway Sweeping

Description: Carver County will ensure that urban sections of County highways will be pick-up swept annually. Rural sections will be swept to shoulder.

26) BMP Activity Title: Road Salt and Stockpile Storage

Description: Carver County will review and assess current practices of road salt storage and Handling as well as exposed stockpile storage and material handling areas. Based on the review, the County will develop and implement best management practices.

27) BMP Activity Title: Road Salt Application

Description: Carver County will review current practices of road salt applications in relationship to alternative products, calibration of equipment, inspection of vehicles, and staff training. Based on results of the review, recommendations for future practices will be developed.

- 28) BMP Activity Title:** Public Works Used Oil Recycling
Description: Carver County will review current practices in the disposal of used oil from vehicles maintained by Public Works.
- 29) BMP Activity Title:** Public Works Vehicle and Equipment Maintenance
Description: Carver County will review current practices to protect against spills and leaks during the maintenance of vehicles and equipment. Based on the review, the County will make any recommended changes in practices.
- 30) BMP Activity Title:** Public Works Vehicle and Equipment Washing
Description: Carver County will review current practices to control runoff from the washing of vehicles and equipment. The County will construct an indoor vehicle wash bay which drains to the sanitary sewer at the Public Works Headquarters site near Cologne, MN.
- 31) BMP Activity Title:** Landscaping and Lawn Care Practices
Description: Carver County will evaluate current practices in the use of fertilizer application, pesticide and herbicide application, mowing and discharge operations, grass clipping collection, mulching and composting for County parks and highways. Based on the evaluation, Carver County will develop best management practices to prevent storm water pollution.
- 32) BMP Activity Title:** Training for Public Works staff
Description: Carver County will provide its Public Works department staff with training in locating, inspecting, and installing construction site erosion control measures consistent with best management practices.
- 33) BMP Activity Title:** Quality of Life Report
Description: Carver County will coordinate with U of M Extension to continue to produce and update the Quality of Life Indicators report. This report tracks data relating to a variety of indicators, including water resource indicators, for informational and decision-making purposes. The original report was adopted in 2000 and will be updated in 2003. Carver County will update the QOL indicators every two years and update the data annually.
- 34) BMP Activity Title:** Carver County citizen survey
Description: County-wide citizen surveys were conducted in 1997 and 2001. Some questions on the survey addressed water resource concerns, perceptions, etc. The County's intent is to continue surveying citizens for a variety of issues including water resource related topics.
- 35) BMP Activity Title:** Joint Agencies Members (JAM)
Description: Joint Agencies Members is an informal group of department, agency and organizational members who work in and around Carver County on issues and projects that often have overlapping roles. The most significant of these are associated with land and water resources, rules, plans and projects.
- 36) BMP Activity Title:** 20% Inspections
Description: Carver County will work with the cities within its urbanized area to ensure that 20% of outfalls, sediment basins and ponds are inspected each year of the permit.



REQUEST FOR BOARD ACTION

AGENDA ITEM : Discussion of the County's SSTS [Septic] program - in-house vs. privatization

Originating Division: Land Water Services

Meeting Date: 1 July 2008

Amount of Time Requested: 30 minutes

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: The County is responsible for the management of Subsurface Treatment Systems [SSTS, also know as ISTS, septic , or on-site sewer systems] throughout the County. The exception is Chanhassen which operates its own system. The presentation will address: the goal of the program, history, current program operations, and options for providing the service – in-house versus privatization.

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 Division Director

Date: