

Carver County Board of Commissioners
 Regular Session
 September 2, 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 August 26, 2008 Regular Session 1-2
4. Community announcements

9:15 a.m.

5. **CONSENT AGENDA**
- 5.1 Payment of emergency claims 3-4
- 5.2 Acceptance of Emergency Management Performance
 Grant from FEMA/HSEM 5
- 5.3 Lyle Goetz-feedlot modification and compliance 6-9
- 5.4 Renewal application for on sale and Sunday liquor license for
 Island View Golf Club, Inc. 10
- 5.5 Renewal application for on sale and Sunday liquor license for
 Dahlgreen Golf Club, Inc. 11
- 5.6 Resolution authorizing execution of agreement between the
 MN Department of Public Safety and the Sheriff's Office ... 12
- 5.7 Lease for Mental Health Center outpatient clinic space in
 Chaska 13
- 5.8 Approval of Chanhassen Service Center-steel erection bid
 award 14-16
- 5.9 Community Social Services' warrants NO ATT
- 5.10 Commissioners' warrants..... SEE ATT

9:20 a.m.

6. **FINANCIAL SERVICES**
- 6.1 2009 Preliminary property tax levy..... 17
- 6.2 2009 Maximum preliminary water levy 18

9:45 a.m.

7. **LAND AND WATER SERVICES**
- 7.1 Approval of Carver County Community Development
 Agency 2009 budget..... 19-22

10:20 a.m.		ADJOURN REGULAR SESSION AND CONVENE AS CARVER COUNTY REGIONAL RAIL AUTHORITY
10:20 a.m.	8.	FINANCIAL SERVICES
	8.1	2009 Preliminary Carver County Regional Rail Authority Levy 23
10:30 a.m.	9.	PUBLIC WORKS
	9.1	Termination of Metro Transitways Development Board... 24-26
10:40 a.m.		ADJOURN AS CARVER COUNTY RAIL AUTHORITY AND CONVENE AS CARVER COUNTY DITCH BOARD
10:40 a.m.	10.	PROPERTY RECORDS/TAXPAYER SERVICES
	10.1	County Ditch #7 27
	10.2	Adopt Resolution to authorize Property Records/Taxpayer Services and Carver County Soil and Water District to jointly address minor ditch repairs..... 28-30
11:10 a.m.		ADJOURN CARVER COUNTY DITCH BOARD
11:10 a.m.	1.	Chair
	2.	Board Members
	3.	Administrator
11:30 a.m.	4.	Adjourn

David Hemze
County Administrator

ACCEL Meeting
September 4, 2008
7:00 - 8:30 p.m.
Cologne Community Center

REGULAR SESSION
August 26, 2008

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on August 26, 2008. Chair James Ische convened the session at 9:17 a.m.

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

Members absent: None.

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

Degler moved, Maluchnik seconded, to approve the minutes of the August 12, 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 \$1,300, \$1,140, \$16,176.94 and \$400.

Authorized Tracy Bade and Paul Moline's attendance and presenting at the ProWalk/ProBike Conference in Washington.

Authorized the expenditure of \$33,585 of Crow River capital funds to fund the Steam Bank Stabilization Project along with the conditions that the City of Watertown provide final approved plans using bio-engineering, as built, a maintenance plan, and cooperation with educational/demonstration materials prior to release of funds.

Resolution #69-08, Approving the Burandt Lake Nutrient Total Maximum Daily Load Plan and Draft Implementation Plan.

Authorized Chair to sign the grant agreement between the Metropolitan Council and Carver County.

Resolution #70-08, Joint Powers Agreement between Carver County and City of Waconia for CSAH 59 and Old Beach Lane Construction.

Resolution #71-08, Traffic Control Signal Agreement No. 87679M with the State of Minnesota.

Resolution #72-08, Traffic Control Signal Agreement No. 87715M with the State of Minnesota.

Resolution #73-08, Traffic Control Signal Agreement No. 87678M with the State of Minnesota.

Resolution #74-08, Lyman Blvd. (CSAH) 18 Railroad Replacement/Highway Crossing Surface Agreement with Twin Cities and Western Railroad Company.

Resolution #75-08, City of Watertown, Application for Conveyance of Tax-Forfeited Lands for an Authorized Public Use.

Resolution #76-08, City of Watertown, Temporary Construction License.

Ramsey County Boarding Agreement.

Sheriff's Office contract with School District #112 to provide deputy services in four elementary schools.

Authorized Sheriff's Office to promote an existing deputy to sergeant to fill the needs of the South West Metro Drug Task Force.

Approved purchase of three recycling containers for NYA, Cologne and Watertown sites and approved Land and Water Services budget amendment transferring \$12,400 from professional services to capital improvements, recycling containers.

Community Social Services' actions.

Approved payment of the following Commissioners' warrants:

INSERT

Motion carried unanimously.

Wendy Bjorn, Carver County Historical Society, introduced Ron Holtmeier, a volunteer for many years at the museum and a liaison with the Andrew Peterson Society. She highlighted the Andrew Peterson's Society visit last year and indicated Mr. Holtmeier had received a gift from that group with the request that it be given to the County Board.

Holtmeier noted Peterson's immigration to Carver County in 1855 and diaries he kept. He explained several years ago Swedish people came over to visit the Peterson farm and were very concerned about the conditions of the buildings. Holtmeier stated this prompted four Swedish people to come over in 2006 and repair one of the buildings. He stated last year 27 people from the Andrew Peterson Society came over to tour the Peterson farm, among other sites, and that group asked that he deliver a package to the County

Chair Ische thanked the group for the flag, pictures, book and literature and stated the materials would be displayed in the County buildings.

Workman moved, Lynch seconded, to adjourn the Regular Session at 9:30 a.m. to go into a work session with the Community Development Agency to discuss their budget and levy. 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

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: City of Chaska

ACCOUNT: 30-962-363-0000-6640

AMOUNT: \$104,419.00

REASON: Permit fee, surcharge, plan checking fee, SAC and sewer/water hookup fees- Government Center Expansion

Department Head Signature: *Steven H. Taylor*

Chairman of County Board

James M. Ische

County Administrator

David Hemze
David Hemze

County Attorney

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

Date: 8/14/08



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

285023

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: SURFACE TRANSPORTATION BOARD

ACCOUNT: 15-000-000-0000-6260

AMOUNT: \$450.00

REASON: EXTENSION FEE FOR TRAIL USE AGREEMENT

Department Head Signature: _____

Chairman of County Board _____

James M. Ische

County Administrator _____

David Hemze

County Attorney _____

James W. Keeler, Jr.

Date: 8/20/08



REQUEST FOR BOARD ACTION

AGENDA ITEM : Acceptance of Emergency Management Performance Grant from FEMA/HSEM

Originating Division: Employee Relations

Meeting Date: September 2, 2008

Amount of Time Requested: n/a

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: This is an annual grant we receive from the Federal Government (FEMA) through Minnesota Homeland Security and Emergency Management. These funds are used by FEMA as an incentive to encourage local governments to meet standards for emergency management programs. Funds are intended to develop, maintain, and improve the Carver County Emergency Management program.

ACTION REQUESTED: Authorize the Board Chair and Risk/Emergency Management Manager to sign the 2008 Emergency Management Preparedness Grant Agreement and receive grant funds in the amount of \$40,107.00

FUNDING

County Dollars = \$

Other Sources & Amounts = \$

TOTAL = \$**FISCAL IMPACT** None Included in current budget Budget amendment requested Other:

Related Financial Comments: These funds were budgeted this year in anticipation of receiving this grant. The amount budgeted was \$30,000.00.

 Reviewed by Division Director

Date: 8/20/08



REQUEST FOR BOARD ACTION

AGENDA ITEM : Lyle Goetz – Feedlot modification and compliance

Originating Division: Land & Water Services

Meeting Date: September 2, 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:**

File #PZ20080026. The Planning Commission recommended approval of the applicant's request for the modification to an existing feedlot located in the Shoreland Overlay District of Carver Creek. The modification will bring the feedlot into compliance with MN state feedlot regulations. Construction of a new barn and addition onto an existing barn is also proposed. Waconia Township is in support of the request.

ACTION REQUESTED:

A motion to adopt the findings of fact and order #PZ20080026 for the issuance of a Conditional Use Permit.

FUNDING

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

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments: Reviewed by Division Director

Date:

21 Aug 08

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20080026

RESOLUTION #: 08-14

WHEREAS, the following application for a conditional use permit has been submitted and accepted:

FILE #: PZ20080026

APPLICANT: Lyle Goetz

OWNER: Lyle & Susan Goetz

SITE ADDRESS: 9615 – 102nd St

PERMIT TYPE: Feedlot Modification (Shoreland Overlay District)

PURSUANT TO: County Code, Chapters 54 & 152, Sections

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 09-036-0410

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of August 19, 2008; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. Lyle & Sue Goetz own a 98.8 acre dairy farm located in the NE¼ of Section 36 of Waconia Township. The farmstead is improved with a house, garage, barn and several outbuildings. The property is in the Ag Zoning District, Shoreland Overlay District, and CCWRMA -Carver Creek watershed.
2. The applicants are proposing a modification to the existing feedlot, which is located in the Shoreland Overlay District. Therefore, a Conditional Use Permit (CUP) has been requested pursuant to Section 152 (Carver County Zoning Code), and Section 52 (Feedlot Management Ordinance).
3. The Goetz Family own and operate a dairy in the NE ¼ of Section 36 of Waconia Township. The Goetz's own 75 acres and rent an additional 180 acres of cropland which is also available for manure application. At the present time there are 85 dairy cows, 60 dairy heifers, and 57 dairy calves for a total of 172.4 animal units.
4. Carver Creek borders the feedlot facility on the east. A dairy heifer barn and associated lot lie within shoreland and are directly adjacent to Carver Creek. In addition, the dairy barn and associated lot are within shoreland. The calf hutches are also located in shoreland.
5. A routine site inspection was conducted by Environmental Services staff on 3/11/08. The Carver SWCD was contacted following the inspection to complete a more comprehensive evaluation, including survey, to better determine feedlot runoff patterns. Following the delineation of the site, a MN Farm evaluation was completed to determine the pollution rating. It was determined that the site had a rating of 30 at the time of the inspection due to feedlot runoff from a heifer lot directly adjacent to Carver Creek and from dairy lot runoff to Carver Creek. Feedlots are required to have a rating of 0 to be in compliance.
6. The Goetz's have made considerable effort to eliminate the pollution rating on their feedlot. They have worked closely with the Carver SWCD and Carver County Environmental Services to develop a plan to bring the feedlot into compliance and to meet permitting requirements.

7. In order to minimize continued feedlot runoff into Carver Creek, much of the work to bring the feedlot into compliance has already been completed. The heifer lot adjacent to Carver Creek was abandoned in June. In addition, some minimal grading and shaping was completed to direct water flow through a grassed buffer that has been seeded south of the feedlot area.
8. In August, fill was brought in to increase the elevation of a field road. The road will act as a diversion for feedlot runoff. With the diversion in place, feedlot runoff is directed through 350 feet of permanent meadow before it reaches a spur ditch to the south of the building site.
9. In addition to feedlot runoff control implemented, the Goetz's are proposing to construct a 32' x 20' lean onto their dairy barn to accommodate the future construction of a parlor within the dairy barn.
10. A 16' x 24' building is also being proposed to house young stock. The building will be constructed west of the machine shed and all lot runoff will be directed toward the west.
11. There is no increase in animal units proposed with these changes. The additional facilities will improve on the management of the dairy as it exists.
12. Section 152.035 and Section 152.122 of the Zoning Code address the requirements for the elimination of direct discharge septic systems and for septic system compliance within Shoreland. The applicants are in the process of replacing the on-site sewer system for the farmhouse. A design for the new system has been approved and cost share funding has been authorized. The applicants plan to have the system installed this fall unless there is an unforeseen delay.
13. With the issuance of the CUP and the completion of the proposed improvements, the applicants would meet the applicable standards of the County Code (i.e. zoning, feedlot and sewage treatment) and the MN Approved Carver Creek Bacteria TMDL's, which would provide significant water quality benefits to the watershed.

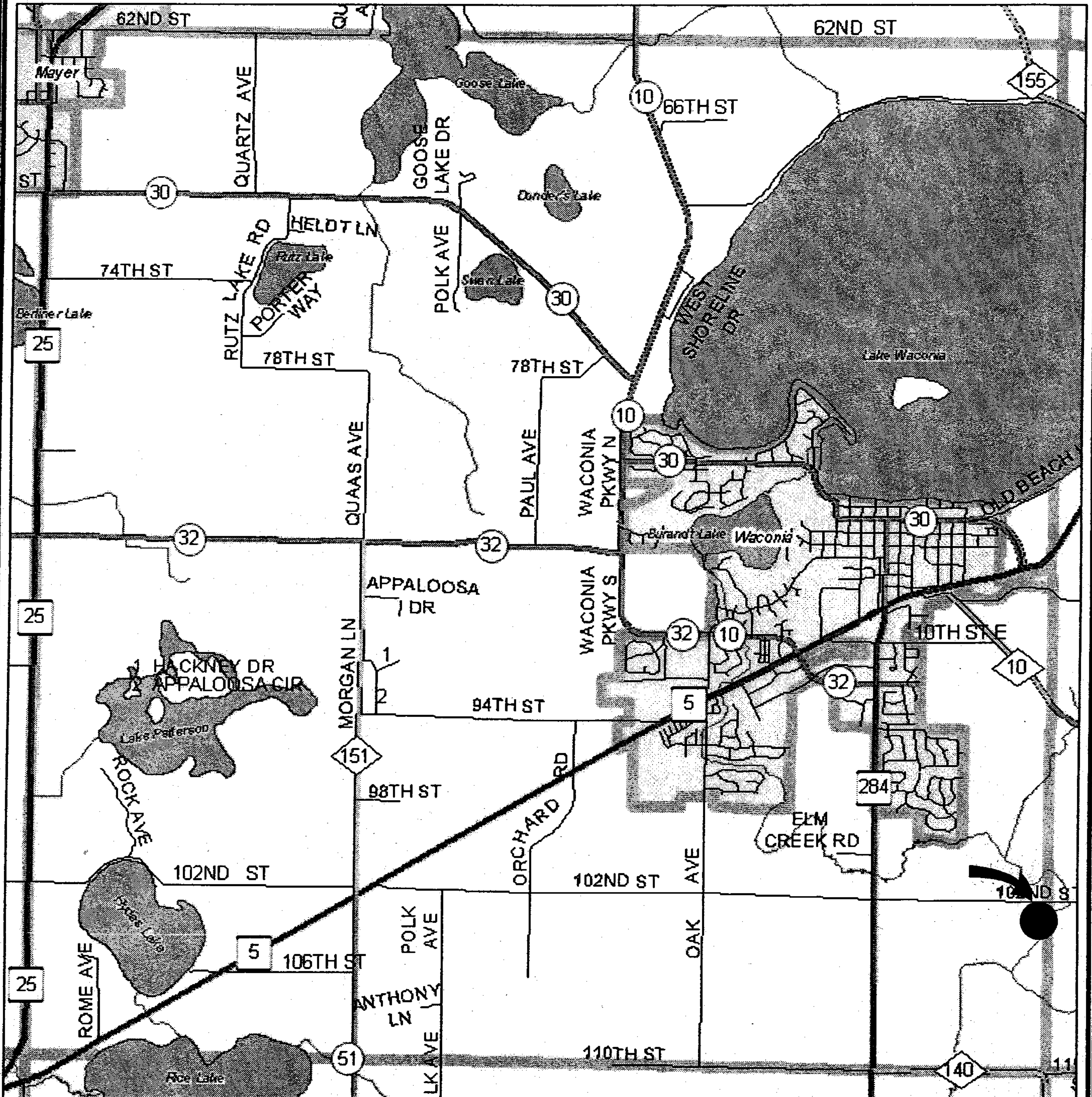
THEREFORE, BE IT RESOLVED, THAT The Carver County Planning Commission hereby recommends the issuance of CUP #PZ20080026 for the feedlot modifications on the land described in Exhibit "A" of the permit application. The Planning Commission further recommends that the following conditions be attached to the permit:

1. The permit is subject to administrative review. A change in ownership, operations or operator shall be cause for the permit to be reviewed by Environmental Services 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 Environmental Services as early on in the timeline of the proposed change as possible.
2. The conditional use permit shall not be finalized (signed & recorded) until the Feedlot Permit (or Interim Permit) or Certificate of Compliance is approved by either the MPCA or County Feedlot Officer.
3. The conditions of the Feedlot Permit and/or Certificate of Compliance shall be considered conditions of this permit.

ADOPTED by the Carver County Planning Commission this 19th day of August, 2008.

Ted Beise
Planning Commission Chair

Waconia Township



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



Map Created by Carver County GIS
Apr 21, 2005



REQUEST FOR BOARD ACTION

AGENDA ITEM: Renewal Application for On-Sale and Sunday Liquor License for Island View Golf Club, Inc.

Originating Division: Property Records Taxpayer Services Meeting Date: September 2nd, 2008

Amount of Time Requested: 0 minutes Attachments for packet: Yes X No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: Cliff Stahlke, as Club Coordinator for Island View Golf Club, Inc. has applied for renewal of their On-Sale and Sunday liquor License. Island View Golf Club is located at 7795 County Road 30, Waconia, MN 55387. There are no delinquent real estate taxes on this property.

ACTION REQUESTED:

Approval of the Request for Renewal of On-Sale and Sunday liquor license for Island View Golf Club, Inc.

FUNDING

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

FISCAL IMPACT

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

Related Financial Comments:

The License Fee for a Liquor License for Island View Golf Club Inc. is as follows:
On-Sale Liquor License Fee - \$1,750.00
Sunday Liquor License Fee - \$ 200.00

Reviewed by Laurie Engelen, Taxpayer Services Manager

Date:

8-19-08



REQUEST FOR BOARD ACTION

AGENDA ITEM: Renewal Application for On-Sale and Sunday Liquor License for Dahlgreen Golf Club, Inc. dba Dahlgreen Golf Club

Originating Division: Property Records Taxpayer Services Meeting Date: 09-02-2008
Amount of Time Requested: 0 minutes Attachments for packet: Yes X No
Item Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM:
David Tessman, as General Manager of Dahlgreen Golf Club Inc. has applied for renewal of their On-Sale and Sunday Liquor License. Dahlgreen Golf Club Inc. is located at 6940 Dahlgren Road, Chaska MN 55318. There are no delinquent real estate taxes on this property.

ACTION REQUESTED:
Approval of the Request for Renewal of On-Sale and Sunday liquor license for Dahlgreen Golf Club Inc

FUNDING

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

FISCAL IMPACT

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

Related Financial Comments:
The License Fee for a Liquor License for Dahlgreen Golf Club Inc is as follows:
On-Sale Liquor License Fee - \$1,350.00
Sunday Liquor License Fee - \$ 200.00

Reviewed by Laurie Engelen Taxpayer Services Manager

Date:

8-22-08

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name: Resolution Authorizing Execution of Agreement between the MN Department of Public Safety and the Carver County Sheriff's Office.

Originating Department: Sheriff - (Lt. Jason Kamerud)

Agenda Date: 9-2-2008

Amount of Time Requested: 0

Supp. Doc. Attached: Yes

Previous County Board Action, If Any (include other parties which were advised, if any):

Item Type (✓ Only One): Consent Regular Session _____ Discussion Session _____

EXPLANATION OF AGENDA ITEM (Include a description of background and benefits)

The MN Department of Public Safety and the Carver County Sheriff's Office have a history of cooperative efforts in programs and projects to promote traffic safety and education. This particular project is entitled *Safe & Sober Communities*. The project runs from October 1, 2008 through September 30, 2009. The Department of Public Safety has set aside \$21,000 for expenses associated with our Safe & Sober project activities.

BOARD ACTION/MOTION REQUESTED (Include motion in proper format)

The Carver County Board approves the contract between MN Department of Public Safety and the Carver County Sheriff's Office.

FINANCIAL IMPLICATIONS

Funding:

County Dollars	=	\$.00
Other Sources & Amounts	=	\$	_____
_____	=	\$	_____
_____	=	\$	_____
TOTAL		\$.00

Budget Information (✓ appropriate items):

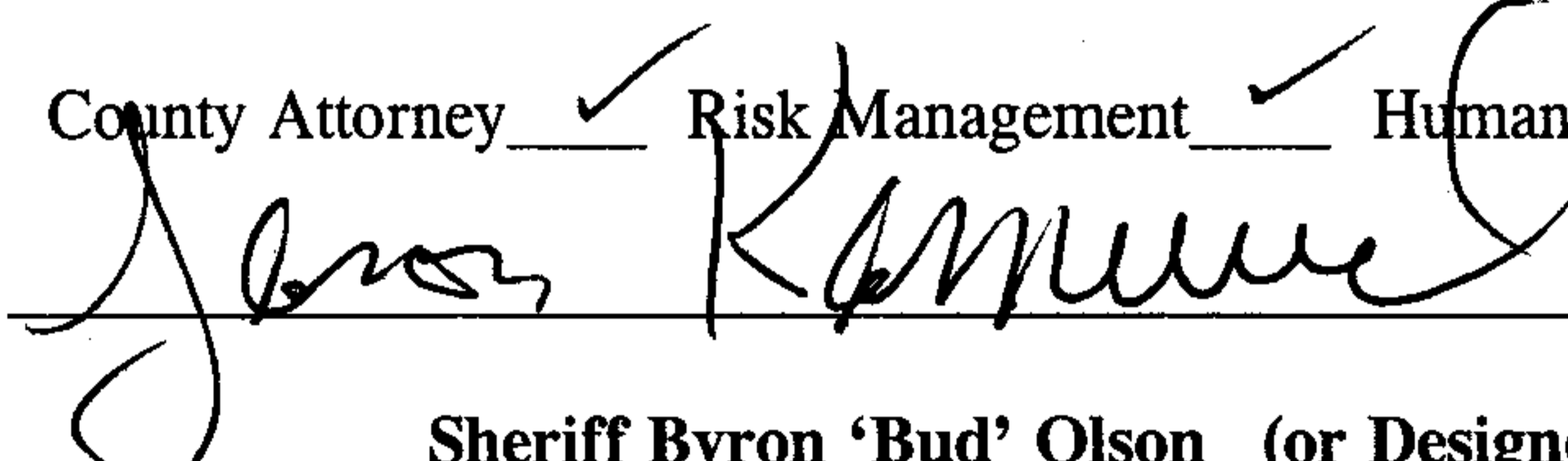
Budgeted:	_____
Not Budgeted:	_____
Amendment Required:	_____
(requires controller approval)	

Related Financial Comments: The funds for this program are grant dollars having no "matching contribution" requirements.

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney Risk Management Human Resources _____ Controller _____ Other _____


 Sheriff Byron 'Bud' Olson (or Designee)

8-22-08

Date

Admin. Dept. Use Only: Approved _____ Denied _____ Tabled _____ Other _____



REQUEST FOR BOARD ACTION

AGENDA ITEM : Lease for Mental Health Center Outpatient Clinic Space in Chaska

Originating Division: Community Social Services

Meeting Date: 9/2/2008

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 Community Social Services Division has leased space from the Carver Scott Educational Cooperative at the East Creek Family Center for Outpatient Mental Health Clinic space. The demand for appointments in Chaska exceeded the space capacity at East Creek and the Division is proposing to lease space from Five Star Recovery Center in their newly renovated space. The Division has terminated their lease with the Carver Scott Educational Cooperative. Five Star Recovery Center is a long standing chemical dependency outpatient treatment center that is moving to a new location in Chaska with additional space. The space at Five Star is very conducive to a clinic operation and the Division will be increasing the appointment hours to two therapists per day five days per week with early morning and evening hours. The Lease is for 60 months beginning at \$800 per month increasing to \$850 and \$900 per month in the 3rd and 5th year. The total cost for the five year lease is \$51,000.

ACTION REQUESTED: To approve the five year lease with Five Star Recovery Center for office space at Suite 110B, 100 East 2nd Street, Chaska MN.

FUNDING

County Dollars =	\$	
Other Sources & Amounts =		
Third Part Insurance	=	\$51,000
TOTAL	=	\$51,000

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments:

Reviewed by Division Director
Report Date: August 25, 2008

Date: 8/25/2008



REQUEST FOR BOARD ACTION

AGENDA ITEM : Approval of Chanhassen Service Center - steel erection bid award

Originating Division: Administrative Services

Meeting Date: September 2, 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: Kraus-Anderson received quotes for the erection and installation of the structural steel, metal joists, metal decking and miscellaneous steel for the original Bid Division 6 for the Chanhassen Service Center. The project originally bid on May 22, 2008 in which a bid for the Steel Erection Bid Division 6 was not received.

KA received four quotes with the low apparent bidder, Best Steel Erectors, quoting \$35,260 which includes costs for bonds, insurance and incidental costs of the project. The current budget for the steel erection is \$35,000.00, the above referenced bid is slightly over budget by \$260.00. The over budget amount of \$260.00 is less than 1% and is within an acceptable percentage of the current budget.

Based on the complete scope of work and nearly on budget, staff recommends award of the steel erection contract pending final review by the County Attorney's Office and Risk Management.

ACTION REQUESTED: Motion to approve contract with Best Steel Erectors for the erection and installation of the structural steel, metal joists, metal decking and miscellaneous steel totaling \$35,260.00 pending final review by the County Attorney's Office and Risk Management.

FUNDING

County Dollars = \$35,260.00

Other Sources & Amounts =
= \$35,260.00

TOTAL = \$35,260.00

Related Financial Comments:

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Reviewed by Division Director

Date: August 26, 2008

August 26, 2008

Mr. Steve H. Taylor
Administrative Services Division Director
Carver County Department of County Administration
602 East Fourth Street
Chaska, Minnesota 55318

RE: **Chanhassen License Center Project**
Steel Erection Contract Award Recommendation

Dear Mr. Taylor:

Kraus-Anderson® Construction Company has received quotes for the erection and installation of the structural steel, metal joists, metal decking and miscellaneous steel for the original Bid Division 6. As you are aware, the project originally bid on May 22, 2008 in which a bid for the Steel Erection Bid Division 6 was not received. Upon review of the public bidding laws and to maintain the project schedule we elected to secure quotes for the erection and installation of the structural steel, metal joists, metal decking and miscellaneous steel.

We are recommending award of the following contract to the following bidder:

<u>Bid Division</u>	<u>Contractor, City, State</u>	<u>Contract Amount</u>
6: Steel Erection – Structural & Miscellaneous Steel	Best Steel Erectors, Blaine, Minnesota	\$ 35,260.00
		Total Recommended: \$ 35,260.00

We have conducted a thorough review of the steel erection scope of work and feel that the above referenced contractor has the best economical and most responsive bid. The bid referenced above includes costs for bonds, insurance and incidental costs of the project.

The current budget for the steel erection is \$35,000.00, the above referenced bid is slightly over budget by \$260.00. The over budget amount of \$260.00 is less than 1% and is within an acceptable percentage of the current budget. Based on the complete scope of work and nearly on budget, we recommend award of the steel erection contract.

The following quotes have also been received:

	Bid Division	Contractor, City, State	Contract Amount
6:	Steel Erection – Structural & Miscellaneous Steel	Patriot Erectors, Inc., Loretto, Minnesota	\$ 39,680.00
6:	Steel Erection – Structural & Miscellaneous Steel	Red Cedar Steel Erectors, Inc., Menomonie, Wisconsin	\$ 46,484.00
6:	Steel Erection – Structural & Miscellaneous Steel	KMH Erectors, Inc., Maple Plain, Minnesota	\$ 84,000.00

If you have any questions regarding this information, please do not hesitate to contact me at 763-786-7711.

Very truly yours,

KRAUS-ANDERSON® CONSTRUCTION COMPANY

Patrick Sims
Project Manager

PS/ps

Attachments

cc: Kevin Maas,
John Huenink, Kraus-Anderson Construction Company
Keith Boehlke, Kraus-Anderson Construction Company



REQUEST FOR BOARD ACTION

AGENDA ITEM : 2009 Preliminary Property Tax Levy

Originating Division: Financial Services

Meeting Date: September 2, 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: By September 15th, State Law requires that the County Board adopt a 2009 Preliminary Property Tax Levy to finance 2009 County Operations and Capital Projects. The Final Property Tax Levy which will be adopted in December can be lower than the Preliminary Levy but cannot be higher. Individual Divisions have presented their budget requests during public hearings in July and August. The requested increase in the 2009 Property Tax Levy was \$10.6 million (25%).

The County Administrator has developed a recommended 2009 preliminary property tax which was presented at a August 19th Budget workshop. The recommended 2009 preliminary property tax of \$47,411,000 is an increase of \$4,286,413 (9.9%) compared to the 2008 property tax levy of \$43,124,587. The impact on the average value home of \$312,300 would be an increase in county property taxes of approximately \$68 or a monthly increase of slightly less than \$6. The primary drivers for the 9.9% increase:

- 5.5% increased cost for maintaining the same level of County services (wages, health insurance, utilities, inflation, gas, etc.)
- 3% to offset revenue decreases from investments and recorders fees
- 1.4% increase for capital projects (roads & bridges debt service, fiber ring, Justice/Government Center boilers and chillers)

In addition, the County Board approved in June 2008 a tax abatement levy for for the Undestad Development to be used to be to pay a portion of the debt service for the 2008 Bond sale that was used to finance the County's Lyman Boulevard improvements. The 2009 tax abatement levy is \$71,000.

Additional information will be presented at the Board meeting.

In October, the County Administrator will present a detailed budget based on the adopted 2009 preliminary property tax levy.

In November, the County Administrator will present an updated Long-Term Financial Plan which includes Capital Improvement Plans for Roads, Bridges and Buildings.

In December, the County Board will hold a "Truth-in-Taxation" Public Hearing and adopt the 2009 Final Property Tax Levy, Budget and Long-Term Financial Plan.

ACTION REQUESTED: Adopt a 2009 Preliminary Property Tax Levy. The County Administrator recommends a net 2009 Property Tax Levy of \$47,411,000 (net of \$2,508,902 State Aid) and a tax abatement levy of \$71,000.

FUNDING

County Dollars = \$

Other Sources & Amounts = \$

= \$

TOTAL

= \$

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other: See Below

Related Financial Comments: Once the Preliminary Property Tax Levy is set for 2009, then a detailed Budget will be developed and presented to the County Board in October.

Reviewed by Division Director

Date: August 25, 2008

Report Date: August 28, 2008



REQUEST FOR BOARD ACTION

AGENDA ITEM : 2009 Maximum Preliminary Water Levy

Originating Division: Financial Services

Meeting Date: Sept 2, 2008

Amount of Time Requested: 10 minutes

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: The levy request below is for each of the special taxing districts making up the Carver County Watershed Management Organization, also referred to as the Carver County Water Resource Management Area (CCWRMA). The levy consist of funds levied in each watershed for projects in that watershed plus general operating expenses distributed proportionally across all of the watersheds in the WMO. General operating expenses include staff time, general engineering, development review expenses, training, mileage, equipment repair & maintenance, per deim for WENR Committee meetings, educational expenses, and addition to the Low Impact Conservation fund primarily intended to support the Direct Discharge program.

The total levy request is \$514,984 as compared to the 2008 request of \$459,481, an increase of 12%. The principal components of the increase are salary adjustments and benefit increases for the existing personnel in LWS and the SWCD, a \$15,000 increase in capital (\$5,000 in Carver & \$10,000 In East Chaska) to respond to city project requests, and an additional \$15,000 into the Low Impact Conservation fund primarily intended to support the Direct Discharge program.

ACTION REQUESTED: Set the preliminary maximum levy as follows for the respective WMO Taxing Districts:

WATERSHED	2009 LEVY REQUEST	2008 LEVY	INCREASE	% INC
Bevens Creek WS (555)	\$ 66,380	\$ 61,491	\$ 4,889	7.95%
Carver Creek WS (556)	\$ 181,512	\$ 161,026	\$ 20,487	12.72%
Crow River WS (557)	\$ 104,734	\$ 97,126	\$ 7,609	7.83%
East Chaska Creek (558)	\$ 120,544	\$ 101,402	\$ 19,142	18.88%
West Chaska Creek (559)	\$ 36,727	\$ 33,943	\$ 2,784	8.20%
Pioneer Sarah Creek (560)	\$ 5,086	\$ 4,494	\$ 592	13.18%
	\$ 514,983.50	\$ 459,481	\$ 55,502	12.08%

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: 26 August 2008



REQUEST FOR BOARD ACTION

AGENDA ITEM : Approval of Carver County Community Development Agency (CCDA) 2009 Budget

Originating Division: Land Water Services

Meeting Date: 2 Sept 2007

Amount of Time Requested: 30 Minutes

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: The County Board approves the Community Development Agency Budget and the Special Benefit Levy necessary to fund the budget. The CCDA levy is limited by statute; it is .01850% of the Total Taxable Market Value of the previous year.

The resolution for adoption by the the Board, the 2009 CCDA Budget, and budget highlights are attached for your information.

ACTION REQUESTED: Adopt the attached resolution - "RESOLUTION APPROVING THE 2009 PROPOSED BUDGET AND PAYABLE 2009 TAX LEVY OF THE CARVER COUNTY COMMUNITY DEVELOPMENT AGENCY AND CERTIFYING SAID LEVY TO THE COUNTY AUDITOR".

FUNDING

County Dollars =	\$
CCDA Special Benefit Levy =	\$1,998,309
Other CDA revenue =	\$ 6,427,394
TOTAL	= \$ 8,482,343

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments: Reviewed by Division Director

Date: 25 August 2008

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

Date _____
Motion by Commissioner _____

Resolution No. _____
Seconded by Commissioner _____

**RESOLUTION APPROVING THE 2009 PROPOSED BUDGET AND PAYABLE 2009 TAX LEVY OF THE
CARVER COUNTY COMMUNITY DEVELOPMENT AGENCY AND CERTIFYING SAID LEVY TO THE
COUNTY AUDITOR**

WHEREAS, in accordance with Minnesota Statutes, Section 469.003, Subd. 6 ("Section 469.033"), and Laws of Minnesota, including Laws of Minnesota for 1980, Chapter 482, as amended by Laws of Minnesota for 2001, Chapter 214, the Carver County Community Development Agency (the "Agency") is authorized to levy special benefit taxes upon all property within its area of operation; and

WHEREAS, the area of operation of the Agency is the whole of the County of Carver, Minnesota; and

WHEREAS, the Agency has by resolution duly approved and adopted its 2009 budget and levied the special benefits tax, payable 2009, subject to the approval of the Carver County Board of Commissioners (the "Carver County Board"); and

WHEREAS, the Authority is authorized to levy its special benefits tax pursuant to Minnesota Statutes, Section 469.033, at higher of the levy limits permitted under Section 469.033 or Section 469.107, with the approval of the Carver County Board; and

WHEREAS, in accordance with Minnesota Statutes, Sections 469.033 and 273.032, the Authority is authorized to levy a special benefits tax in an amount not exceeding .0185 percent of taxable market value for the previous assessment year;

NOW THEREFORE, BE IT RESOLVED by the Carver County Board of Commissioners as follows:

1. The County has previously approved the levy by the Authority for taxable year 2009 and any subsequent years of taxes upon the taxable property in the County in amounts pledged by the Authority to pay debt service with respect to its outstanding housing development bonds. In addition, the County hereby approves the levy by the Authority for taxable year 2009 of taxes upon the taxable property in the County in the amounts specified for purposes other than such debt service in the Authority's annual budget upon the taxable property in the County.
2. The Authority's requested levy of \$1,998,309.00, which amount equals .0185 percent of taxable market value of property in the County for 2007, is hereby certified to the County Auditor.
3. A copy of this Resolution shall be furnished to the Authority through its Executive Director by the County Administrator.

=====

YES

NO

ABSENT

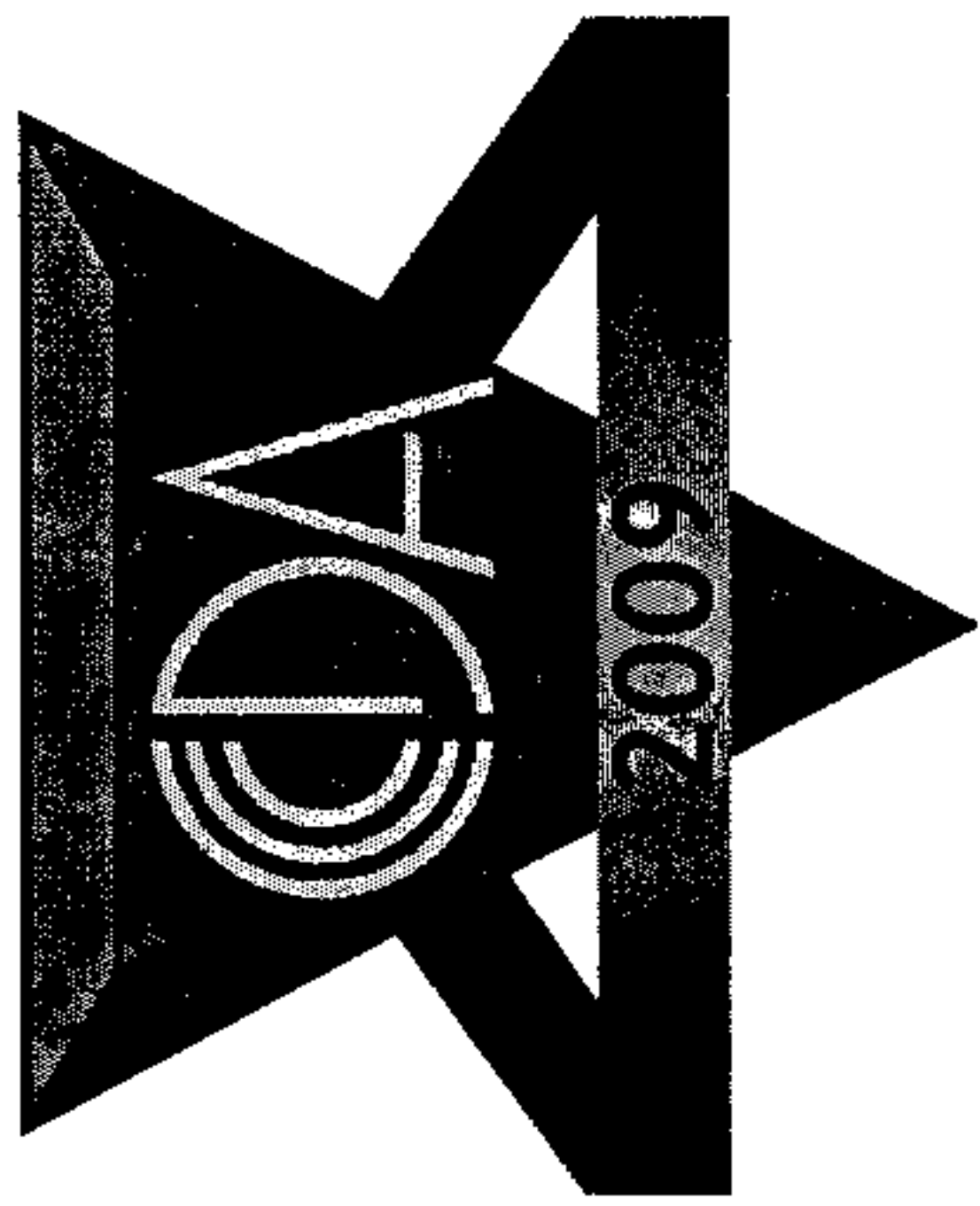
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I, David Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of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

5502168v2



**CDA
Budget –
Revenues and
Expenditures**

	2007 Actual	2008 Budget	2009 Requested Budget	Dollar Inc/Dec.	Percent Inc/Dec.
REVENUES					
Total Administrative Revenues	478,229	567,400	544,625	(22,775)	-4.01%
Total Pass-Through Grant Funds	633,077	975,444	976,640	1,196	0.12%
Total CDA Special Benefit Levy	1,809,499	1,957,491	1,998,309	40,818	2.09%
Total Revolving Loan Funds	364	325	250	(75)	-23.08%
Total Other Revenues	1,120,657	838,876	945,382	106,506	12.70%
Total Enterprise Revenues	3,583,151	4,282,805	3,960,497	(322,308)	-7.53%
TOTAL REVENUES	7,624,978	8,622,341	8,425,703	(196,638)	-2.28%
EXPENDITURES					
Total Administrative & Operating Expenses	2,989,294	2,716,443	2,684,755	(31,688)	-1.17%
Total Pass-Through Grant Funds	624,817	975,444	976,640	1,196	0.12%
Total Other Expenditures	273,140	647,649	803,811	156,162	24.11%
Total Enterprise Expenditures	4,111,456	4,282,805	3,960,497	(322,308)	-7.53%
TOTAL EXPENDITURES	7,998,707	8,622,341	8,425,703	(196,638)	-2.28%
REVENUES OVER (UNDER) EXPENDITURES	(373,729)	-	-	-	0.00%

**Carver County CDA
2009 and 2008 Levy Request**

<u>Budget Year</u>	<u>Taxable MV</u>	<u>CDA Levy Rate</u>	<u>CDA Levy Amount</u>
2009	\$10,801,673,500	0.01850%	\$1,998,310
2008	<u>\$10,796,974,900</u>	<u>0.01813%</u>	<u>\$1,957,492</u>
Increase over 2008	<u>\$4,698,600</u>	<u>0.00037%</u>	<u>\$40,818</u>
% increase	0.04%	2.04%	2.09%

Impact to Taxpayer

Difference in County Tax:

<u>Average Market Value</u>	<u>Dollar Decrease</u>	<u>Percentage Decrease</u>
314,600/312,300	(\$1.30)	(2.5%)



REQUEST FOR BOARD ACTION

AGENDA ITEM : 2009 Preliminary Carver County Regional Rail Authority Levy

Originating Division: Financial Services

Meeting Date: September 2, 2008

Amount of Time Requested: 5 minutes

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: This Board action represents a maintenance and development levy for the Carver County Regional Rail Authority (CCRRA). Federal funding has recently been approved to construct a pedestrian trail on the abandoned Dakota Regional Rail Line from the East County line to West County line. Federal funds are to provide 80% of the construction cost for the trail. The other 20% of construction, plus the preliminary design and engineering fees will be paid for by the CCRRA. The 2009 proposed budget increases the CCRRA levy to \$120,000 (\$80,000 in 2008) to continue to accumulate the necessary local funding for this project.

ACTION REQUESTED: Motion to set the 2009 preliminary Carver County Regional Rail Authority levy at \$120,000.

FUNDING

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

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other: See Below

Related Financial Comments: Once the Preliminary Property Tax Levy is set for 2009, then a detailed Budget will be developed and presented to the Regional Rail Authority in October.

Reviewed by Division Director

Date: 8/25/08



REQUEST FOR REGIONAL RAILROAD AUTHORITY ACTION

AGENDA ITEM : Termination of Metro Transitways Development Board (MTDB)

Originating Division: Public Works

Meeting Date: September 2, 2008

Amount of Time Requested: 10 Minutes

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM:

The Counties Transit Improvement Board (CTIB) was established in accordance with Minnesota Statutes and consists of the counties of Anoka, Dakota, Hennepin, and Ramsey. The CTIB was formed for the purpose of enabling the counties to impose the sales and use tax and motor vehicle excise tax as provided in law to fund transportation improvements and to receive and distribute funding for transportation improvements in the geographic area of said counties.

The seven metropolitan area regional railroad authorities of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott and Washington formed the Metro Transitways Development Board (MTDB) (f/k/a Metropolitan Light Rail Transit Joint Powers Board) in 1993 for the purposed of coordinating said counties' member bodies in light rail transit-related policy development, planning and legislation.

The purposes and vision of the MTDB are coincident with the purposes and vision of the CTIB and there is no need for two joint powers boards in the Twin Cities Metropolitan Area with such overlapping purposes and functions.

Therefore, the MTDB desires that the MTDB Joint Powers Agreement terminate effective September 15, 2008.

ACTION REQUESTED:

It is requested that the Carver County Regional Railroad Authority consider adoption of the attached resolution supporting the MTDB terminating the MTDB Joint Powers Agreement effective September 15, 2008, provided that at least four (4) members by resolution consent to such termination.

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

RMG

Date: August 25, 2008

CARVER COUNTY REGIONAL RAILROAD AUTHORITY CARVER COUNTY, MINNESOTA

Date: September 2, 2008

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

Termination of Metro Transitways Development Board Agreement

WHEREAS, the seven metropolitan area regional railroad authorities of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott and Washington formed the Metro Transitways Development Board (MTDB) (f/k/a Metropolitan Light Rail Transit Joint Powers Board) was formed for the purpose of coordinating said counties' member bodies in light rail transit-related policy development, planning and legislation; and

WHEREAS, the MTDB's vision encompasses a seamless multi-model transportation system including roadway improvements, better bus services and a system of transitways (light rail transit, commuter rail and bus rapid transit); and

WHEREAS, as authorized by Laws of Minnesota 2008, Chapter 152, Article 4, Section 2, to be codified at Minnesota Statutes sections 297A.992, the counties of Anoka, Dakota, Hennepin, Ramsey and Washington have formed the Counties Transit Improvement Board (CTIB) for the purpose of enabling them to impose the sales and use tax and motor vehicle excise tax as provided in such laws, to fund transportation improvements and to receive and distribute funding for transportation improvements in the geographic area of said counties; and

WHEREAS, the CTIB is committed to the development of a system of transitways to better serve the residents and businesses of the Twin Cities Metropolitan Area and to efficiently move people and goods throughout the region; and

WHEREAS, the CTIB wishes to collaborate on the planning, implementation and funding of such transitway improvements through the CTIB; and

WHEREAS, the purposes and vision of the MTDB are coincident with the purposes and vision of the CTIB and there is no need for two joint powers boards in the Twin Cities Metropolitan Area with such overlapping purposes and functions; and

WHEREAS, the MTDB Joint Powers Agreement provides in Section 14(A)(2) that the Agreement shall terminate upon the occurrence of a majority consent of all parties; and

WHEREAS, the MTDB desires that the MTDB Joint Powers Agreement terminate effective September 15, 2008, provided that at least four (4) of the member Regional Railroad Authorities by resolution consent to such termination; and



REQUEST FOR BOARD ACTION

AGENDA ITEM : Carver County Ditch Board

Originating Division: Property Records Taxpayer Services Meeting Date: 9/02/08
 Amount of Time Requested: 10 minutes Attachments for packet: No
 Item Type: Consent X Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM:

Billing received for work done on County Ditch #7. Installation of 200 feet wall pipe and disposal of old tile. Cost of \$3,000.00.

ACTION REQUESTED: Adoption of attached resolution.
 Authorize payment of \$3,000.00 for work explained above.

FUNDING

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

FISCAL IMPACT

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

Related Financial Comments:
 Payment from County Ditch # 7 account.

Reviewed by Division Director 

Date: 8-21-08



REQUEST FOR BOARD ACTION

AGENDA ITEM : Carver County Ditch Board

Originating Division: Property Records Taxpayer Services Meeting Date: 9/02/08
 Amount of Time Requested: 15 minutes Attachments for packet: Yes
 Item Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM:

Resolution authorizing the Property Records & Taxpayer Services Division and the Carver County Soil & Water District to jointly agree, schedule, complete and authorize payments less than \$10,000.00 on minor ditch repairs done on County Ditches, without having to schedule and appear before the County Ditch Board.

Attached is a resolution passed by the Carver County Soil & Water District agreeing with this procedure.

ACTION REQUESTED: Adoption of attached resolution.

Adoption of attached resolution to authorize the Property Records & Taxpayer Services and the Carver County Soil & Water District to jointly address minor ditch repairs.

FUNDING

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

FISCAL IMPACT

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

Related Financial Comments:

Reviewed by Division Director 

Date: 8-21-08

REPAIR AND MAINTENANCE OF COUNTY DITCH SYSTEMS

BE IT RESOLVED that the Carver Soil & Water Conservation District and the Carver County Property Records and Taxpayer Services Division, jointly, will complete minor ditch repairs, up to a maximum of \$10,000.00 without the necessity of a meeting of the County Ditch Board. The Carver Soil & Water Conservation District will complete an annual report to the County Ditch Board summarizing work completed.

Dated this _____ day of _____, 2008.

Chairperson
Carver SWCD

SOIL & WATER RESOLUTION, PASSED BY
BOARD,

BEFORE THE CARVER COUNTY DITCH BOARD

BE IT RESOLVED that the Carver County Ditch Board, as Drainage Authority for all County Ditches, hereby authorizes the Carver County Soil & Water Conservation District and the Property Records and Taxpayer Services Division, jointly, in Carver County to complete minor ditch repairs, up to a maximum of \$10,000.00 without the necessity of a meeting of the County Ditch Board. The Carver County Soil & Water Conservation District will complete an annual report to the County Ditch Board summarizing work completed.

This delegation for minor repairs is being done so as to efficiently and expeditiously effectuate minor repairs without unnecessary delay.

Dated this ____ day of _____, 2008.

Chairperson
Carver County Ditch Board