

Carver County Board of Commissioners
 Regular Session
 January 9, 2007
 County Board Room
 Carver County Government Center
 Human Services Building
 Chaska, Minnesota

PAGE

9:00 a.m.	1.	a) CONVENE	
		b) <i>Pledge of Allegiance</i>	
		c) <i>Introduction of New Employees</i>	
	2.	Agenda review and adoption	
	3.	Approve minutes of January 2, 2007, Organizational Session	1-7
	4.	Public participation (Comments limited to five minutes)	
	5.	Community announcements	
9:05 a.m.	6.	CONSENT AGENDA	
	6.1	Charitable gambling application for Waconia Lions Club.....	8-9
	6.2	Approval of 2007 Board of Soil and Water Resources Natural Resource Block Grant.....	10-11
	6.3	Gift donations for children in Social Services care.....	12
	6.4	Tobacco license	13-14
	6.5	In Towne Marina 2007 dock slip lease.....	15
	6.6	Community Social Services' warrants.....	NO ATT
	6.7	Commissioners' warrants	SEE ATT
9:10 a.m.	7.	ADMINISTRATION	
	7.1	<i>Closed Session</i> – CSAH 30 Corridor land acquisition	16-17
10:15 a.m.		ADJOURN REGULAR SESSION	

BOARD REPORTS

10:15 a.m.	1.	Chair
	2.	Board Members
	3.	Administrator
10:45 a.m.	4.	Adjourn

David Hemze
 County Administrator

ORGANIZATIONAL SESSION

January 2, 2007

Commissioners Gayle Degler, James Ische, Tim Lynch, Randy Maluchnik and Tom Workman met in session this day as required by law for organizational purposes for the year 2007.

The session was called to order by County Administrator, David Hemze, at 9:05 a.m.

Ische moved, Lynch seconded, to nominate Gayle Degler as Chair of the Board of Commissioners for 2007. On vote taken to elect Gayle Degler as Chair for 2007, all voted aye.

Lynch moved, Degler seconded, to nominate James Ische as Vice Chair of the Board of Commissioners for 2007. On vote taken to elect James Ische as Vice Chair for 2007, all voted aye.

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

Hemze requested the Board adopt 2007 Board Operating Rules. He reviewed the proposed revisions and clarified the change to place public participation as the first item on the agenda and to not include comments made as part of the cablecast. Hemze explained the intent behind the language changes.

The Board discussed the proposed changes. The Board acknowledged that while the rules suggest that the public meet with the Administrator first, the Board is still open to the public coming in and meeting with them.

Ische moved, Maluchnik seconded, to adopt the 2007 Board Operating Rules as presented with the change that they continue to cablecast the public comments. Motion carried unanimously.

Hemze requested that the Board adopt a meeting schedule for 2007. He pointed out the schedule included dates for Commissioner updates and monthly work sessions.

Workman moved, Degler seconded, to adopt the 2007 Board meeting schedule as presented.

The Board discussed the possibility of scheduling an evening meeting. The Board recognized potential conflicts with other committee meetings and the possible confusion when one regular Board meeting is held in the evening.

Lynch offered a friendly amendment to Workman's motion to schedule the monthly work sessions at 4:00 p.m. Workman accepted the friendly amendment.

On vote taken to adopt the 2007 Board meeting schedule as the first, second and fourth Tuesdays of the month at 9:00 a.m. and to hold work sessions on the third Tuesday of the month at 4:00 p.m., all voted aye.

ORGANIZATIONAL SESSION

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Ische moved, Lynch seconded, to approve the following Commissioner appointments:

Area Agency on Aging	Degler
Association of Minnesota Counties	Ische, Alt. Workman
AMC Environment & Natural Resources Policy Committee	Ische
AMC General Government Policy Committee	Degler
AMC Health & Human Services Policy Committee	Lynch
AMC Transportation & Agricultural Policy Committee	Workman
CAP Agency Board of Directors	Maluchnik & Degler
Carver County HRA	Maluchnik
Community Leaders (Eastern)	Degler & Maluchnik
CROW Joint Powers Board	Lynch, Alt. Ische
Emergency Medical Services Committee	Ische, Alt. Lynch
Fair Board	Ische, Alt. Lynch
Historical Society Committee	Maluchnik, Alt. Lynch
Inter-Agency Early Intervention Committee	Degler
Law Library Board	Degler
Library Board	Degler
Lower Minnesota River Watershed	Maluchnik
MELSA	Degler
Mental Health Advisory Committee	Lynch
Metro Alliance for Healthy Families Joint Powers Board	Workman
Metro GIS Policy Board	Workman, Alt Maluchnik
Metro Transitways Development Board	Workman, Alt Maluchnik
Metropolitan Emergency Services Board	Ische & Degler
Metropolitan Emergency Services Executive Board	Ische
Metropolitan Emergency Services Cost Allocation Committee	On Hold
Metropolitan Emergency Services Finance Committee	On Hold
Metropolitan Emergency Services Radio Technical Operations Committee	Steve Schoenbauer, Alt. Peter Sauter
Metropolitan Emergency Services 911 Technical Operations	Nanci Ekum, Pam Raser
Metropolitan Inter-County Association	Workman & Maluchnik
Minnehaha Creek Watershed District	Maluchnik
Minnesota Extension Committee	Degler & Lynch
Minnesota River Basin Joint Powers	Ische & Workman
Minnesota Valley Regional Rail Authority	Workman, Alt. Degler
Mosquito Control District	Ische & Workman
Park Commission	Lynch
Planning Commission	Lynch
Public Health Emergency Preparedness Workgroup	Lynch, Alt. Maluchnik
Riley-Purgatory-Bluff Creek Watershed	Workman
Senior Services Advisory Committee	Degler
Service Delivery Master Plan	On Hold
Soil and Water	Ische, Alt. Lynch
Solid Waste Management Coordinating Board	Workman & Ische

ORGANIZATIONAL SESSION

January 2, 2007

Southwest Corridor Transportation Coalition

Workman & Maluchnik,
Alt. Degler

State CHS Advisory Committee

Ische, Alt. Del Hurt

Transportation Advisory Board – TAB

Workman, Alt. Maluchnik

WENR Committee

Ische, Alt. Lynch

Ditches

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

Appointment of voting members to Association of Minnesota Counties:

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

Appointments to Minnesota Counties Computer Consortium:

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

Appointment as County's Strategic National Stockpile (SNS) Requestor

Gayle Degler
David Hemze
Del Hurt

Motion carried unanimously.

The Board considered appointments to various advisory committees.

Degler moved, Ische seconded, to nominate Richard Vogel to serve on the Board of Adjustment. Workman moved, Ische seconded, to nominate Frank Mendez to serve on the Board of Adjustment. Maluchnik moved, Ische seconded, to nominate Robert DeMaris to serve on the Board of Adjustment. On vote taken, all voted aye.

Ische moved, Lynch seconded, to nominate Bob Lano to serve on the Community Development Agency. On vote taken, all voted aye.

Degler moved, Lynch seconded, to nominate Richard Kvitek to serve on the Library Board. On vote taken, all voted aye.

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Workman moved, Lynch seconded, to nominate Lorie Reller to serve on the Mental Health Advisory Committee. Ische moved, Lynch seconded, to nominate Kim Wolf, Rita Brand and Christine Ullom to serve on the Mental Health Advisory Committee. On vote taken, all voted aye.

Maluchnik moved, Degler seconded, to nominate Greg Boe to serve on the Planning Commission. On vote taken, all voted aye.

Lynch moved, Ische seconded, to nominate Jane Borer to serve on the Senior Services Advisory Committee. On vote taken, all voted aye.

Ische moved, Degler seconded, to nominate Curtis Wolter to serve on the Water, Environment and Natural Resources Committee. On vote taken, all voted aye.

Degler moved, Ische seconded, to nominate James Aiken to serve as an alternate to the Water, Environment and Natural Resources Committee. On vote taken, all voted aye.

Ische moved, Lynch seconded, to nominate Bill Monk, Lorie Hack, David Poggi, Luayn Murphy and Vern Richter to serve on the Water, Environment and Natural Resources Committee. On vote taken, all voted aye.

Degler moved, Maluchnik seconded, to nominate Mike Foslien to serve on the Water, Environment and Natural Resources Committee. On vote taken, all voted aye.

Ische moved, Lynch seconded, to approve the minutes of the December 19, 2006, Regular Session. Motion carried unanimously.

Under public participation, James Kuhl, San Francisco Township, suggested the board actions forms coming before the Board lacked attention to detail. Kuhl indicated in his discussions with the Attorney General's office he was advised that it was not the Attorney General's responsibility to get involved in County affairs and that was the responsibility of the County Attorney. He stated in the future he would be addressing his concerns with the County Attorney's office and the Division Head. He added, if he didn't get a satisfactory response from them, he would then bring the issue before the Board.

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

Approved Elected Officials Out of State Travel Policy.

Awarded bid for 2007 Carver County newspaper to the Chaska Herald and awarded bid for second publication of the financial statement to the Chanhassen Villager.

Delegated the County Administrator the authority to approve Commissioner claims, Social Service client claims and Social Service vendor claims for the weeks in 2007 when the Board does not meet.

Delegated to the County Administrator or his/her designee for 2007 the authority to execute contracts that are renewed on an annual basis following completion of the contract review process.

Authorized the payment of an emergency claim in the amount of \$14.

Memorandum of agreement between Carver County and the University of Minnesota from January 1, 2007, through December 31, 2007.

Authorized Chair to sign Gov Logic professional services contract in the amount of \$43,500.

Contract with Southwest Newspapers for a not to exceed budget impact of \$39,081.50.

Approved tobacco license #10-614, Holiday Stationstores, Inc. d/b/a. Holiday Stationstore #390.

Approved the following abatement:

30-2080180 Anthony & Lora Hicks (2004, 2005 and 2006).

Resolution #01-07, Charitable Gambling Application, American Legion Post #121.

Resolution #02-07, Coroner Contract Renewal and Coroner Appointment.

2007 and 2008 BCC Compensation Consultants contract.

H & A Associates contract to close out 2006 Section 105 claims.

Agreement and Memorandum of Understanding providing shared use of the Emergency Response vehicle.

Renewed Perinatal Hepatitis B follow-up and Immunization Practices Improvement grant funding.

Contract for renewal for the Minnesota Immunization Information Connection Grant project and related Public Health budget amendment increasing grant revenue \$5,800 and increasing professional services \$5,800.

Community Social Services' actions.

Approved payment of the following Commissioners' warrants.

Insert

Motion carried unanimously.

Steve Taylor, Administrative Services, requested the Board adopt the Service Delivery Master Plan Assumptions and Guiding Principals.

He noted the previous work session held with the Board related to strategic planning and the need to provide County services to accommodate the growth within the County. He pointed out the contract approved with Wold Architects to assist with the planning efforts and the Steering Committee and working groups that had been established.

He reviewed the proposed schedule and stated he was looking at a 12 month time frame to come up with a document for the Board to approve. He pointed out the milestones the Board will be involved with and explained the guiding principals had been discussed at the Steering Committee level.

Taylor stated short term options development is taking place and those options need to tie in with the long range planning efforts. He reviewed a number of projects they would be looking at in the near term.

The Board inquired on the status of a License Center in Chanhasen. Hemze suggested a work session be held on the proposed Center to review what has occurred over the past several months. He noted what is included in the License Center needs to be addressed.

Taylor explained each of the guiding principals and assumptions. He noted population numbers played a key role in planning and providing services. The Board discussed the Met Council population estimates and suggested the school districts be contacted to obtain their latest estimates.

Taylor stated he plans is to obtain feedback on the guiding principals from a number of groups, including city administrators and Chambers of Commerce

The Board acknowledged they would be facing a number of capital and road projects in the future and discussed the need to get an idea of the costs.

Taylor reviewed the timeline to present short term solutions to the Board and at what point he may be able to submit a cost estimate.

The Board recognized the need to get the guiding principals in place to allow the committee to continue its work and get hard numbers in place.

Workman moved, Lynch seconded, to adopt the Carver County Service Delivery Master Plan Assumptions and Guiding Principles. Motion carried unanimously.

The Board considered Commissioner appointments to the Service Delivery Master Plan Committee.

ORGANIZATIONAL SESSION

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Maluchnik moved, Ische seconded, to appoint Lynch and Ische as the Board appointments, with Degler as the alternate, to the Service Delivery Master Plan Committee. Motion carried unanimously.

Ische moved, Degler seconded, to adjourn as the County Board at 10:50 a.m. and convene as the Carver County Regional Rail Authority. Motion carried unanimously.

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

Workman moved, Ische seconded, to adjourn as the Carver County Regional Rail Authority. Motion carried unanimously.

**David Hemze
County Administrator**

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



REQUEST FOR BOARD ACTION

AGENDA ITEM: Charitable Gambling Application for Waconia Lions Club

Originating Division: Property Records Taxpayer Services

Meeting Date: 1/9/07

Amount of Time Requested:

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: Charitable gambling application for Waconia Lions Club. This is to conduct off-site gambling at the Lakeside Ballroom, 8155 Paradise Lane, Waconia, MN 55387.

ACTION REQUESTED:

FUNDING

County Dollars = \$

Other Sources & Amounts = \$

= \$

TOTAL = \$

Related Financial Comments:

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Reviewed by Division Director

Date: 1-4-07

BOARD OF COMMISSIONERS CARVER COUNTY, MINNESOTA

DATE _____

RESOLUTION NUMBER _____

MOTION BY COMMISSIONER _____

SECONDED BY COMMISSIONER _____

APPROVAL OF CHARITABLE GAMBLING LICENSE Waconia Lions

WHEREAS, the Waconia Lions seeks approval of a charitable gambling license; and

WHEREAS, the Waconia Lions will hold the raffle at the Lakeside Ballroom located at 8155 Co Rd 30, Waconia, MN; and

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

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

YES

ABSENT

NO

STATE OF MINNESOTA
COUNT OF CARVER

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

Dated this _____ day of _____, 20____.

David Hemze, Carver County Administrator



REQUEST FOR BOARD ACTION

AGENDA ITEM: Approval of 2007 Board of Soil & Water Resources (BWSR) Natural Resource Block Grant

Originating Division: Land Water Services

Meeting Date: 9 January 2007

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: Each year the County receives a block grant from BWSR for the following programs: Water Plan Implementation (LWP) - \$10,657; Wetland Conservation Act - \$36,000 (\$5,400 of which goes to the SWCD); Shoreland Management - \$2,979; ISTS \$9,885; Feedlot Management - \$32,654. The grant requires a 1-to-1 match. The match is provided by the staff time expended in the normal operation of the program areas and by Carver watershed expenditures. The LWP & Shoreland funds are used to support the monitoring program and small conservation projects such as tile inlets, streambank restoration, lakescaping. The other funds are used to offset program costs of operating the WCA, Feedlot, & ISTS programs. These revenue & expenditures are already reflected in the 2007 budget with the exception of a one time \$8,385 increase in the ISTS grant. Staff is recommending the allocation of these additional funds to the Low Impact Conservation Fund line item in the Water Management program. The funds will be used as part of a program to encourage property owners to upgrade badly failing septic systems as part of the TMDL implementation program. The necessary budget amendments are shown below.

ACTION REQUESTED: Motion approving the 2007 NRBG Application, authorizing the Board Chair to sign the documents, and amending the 2007 budget as follows

Increase - 01-123-123-0000-5355 by \$8,385
Increase - 01-123-124-1528-6260 by \$8,385

FUNDING

County Dollars = \$
Other Sources & Amounts =
BWSR = \$92,175
TOTAL = \$92,175

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments:

Reviewed by Division Director 

Date: 27 Dec 2006



REQUEST FOR BOARD ACTION

AGENDA ITEM : Gift Donations for Children in Social Services Care

Originating Division: Community Social Services

Meeting Date: 1/9/2007

Amount of Time Requested: NA

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: The MOMS Club of Chanhassen/Excelsior and the West Carver County Lioness Club purchased gifts for children in the care and custody of Carver County Community Social Services. They purchased \$1500 and \$600 worth of gifts respectively. These organizations have supported children in foster care with their generous donations for years.

ACTION REQUESTED: Motion to accept the donations of holiday gifts for children from the MOMS Club of Chanhassen/Excelsior and the West Carver County Lioness Club.

FUNDING

County Dollars =	\$	
Other Sources & Amounts =		
Donations	=	\$2100
TOTAL	=	\$2100

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments: Reviewed by Division Director

Date: 12/29/2007



REQUEST FOR BOARD ACTION

AGENDA ITEM: Tobacco License

Originating Division: Auditor

Meeting Date: 01/09/07

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: Attached is a list of businesses that have applied for a Tobacco License in compliance with the Carver County Tobacco Ordinance. The owners are requesting approval by the Carver County Board of Commissioners for them to sell tobacco products. There are no delinquent taxes on these parcels.

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: 12-26-06

Tobacco License Applications To Be Approved by County Board

License #10-613 Casey's Retail Company dba Casey's General Store #2655 Debbie Dolash 300 Co Rd 40 E Carver, MN 55315	License #
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REQUEST FOR BOARD ACTION

AGENDA ITEM :

Originating Division: Sheriff

Meeting Date: 1-9-2007

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: Approval for the Carver County Sheriff's Office to continue our lease/contract arrangements with the In Towne Marina in Waconia. The contract allows for the Sheriff's Office to lease a boat slip and lift from the marina to dock a Sheriff's Water Patrol boat on the lake. This allows for fast access onto Waconia Lake in the event there is an emergency. The contract fee is \$1,650.00 minus a \$100.00 loyalty discount for a total of \$1,550.00

ACTION REQUESTED: Motion to approve the Carver County Sheriff's Office to rent with the In Towne marina for seasonal slip and lift rental for a Carver County Sheriffs Office boat.

FUNDING

County Dollars = \$1,550.00

Other Sources & Amounts =

= \$

TOTAL

= \$1,550.00

FISCAL IMPACT None Included in current budget Budget amendment requested Other:

Related Financial Comments: from budget account 201-231-0000-6346

 Reviewed by Division Director

Date:

12/20/06



REQUEST FOR BOARD ACTION

AGENDA ITEM : CSAH 30 Corridor Land Acquisition

Originating Division: Administration

Meeting Date: 1/9/07

Amount of Time Requested: 60 Minutes

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: County Administration and Public Works will present information regarding an offer from Plowshares Developers to purchase land that could be used a a future north to south highway corridor for CSAH 30. This corridor, as shown on the attached map, is part of the Interlaken Lake Development project just to the south east of Waconia.

ACTION REQUESTED: Closed session discussion only.

FUNDING

County Dollars = \$

Other Sources & Amounts =

= \$

TOTAL = \$

Related Financial Comments:

FISCAL IMPACT

None

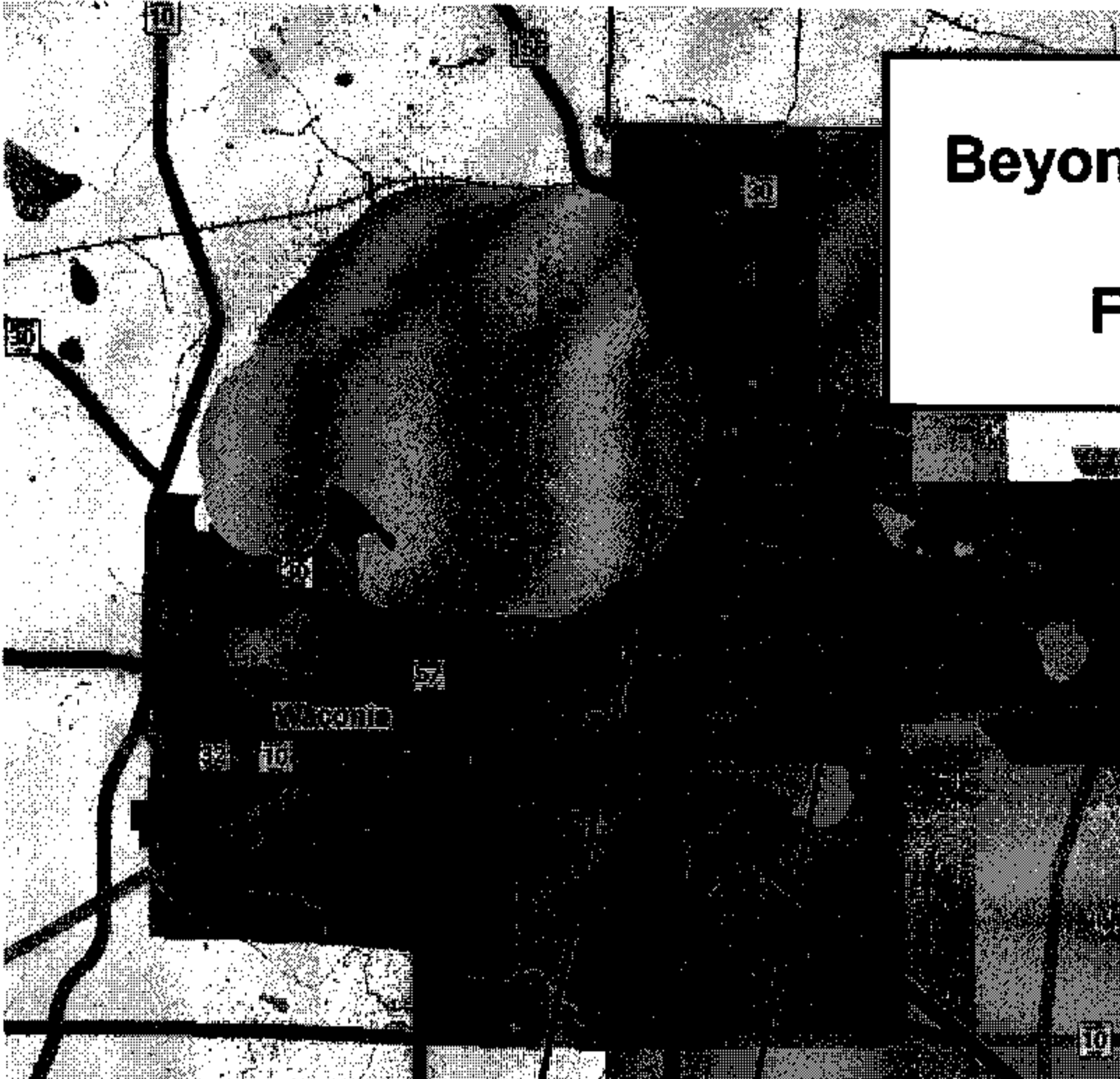
Included in current budget

Budget amendment requested

Other:

Reviewed by Division Director

Date: 1/3/07

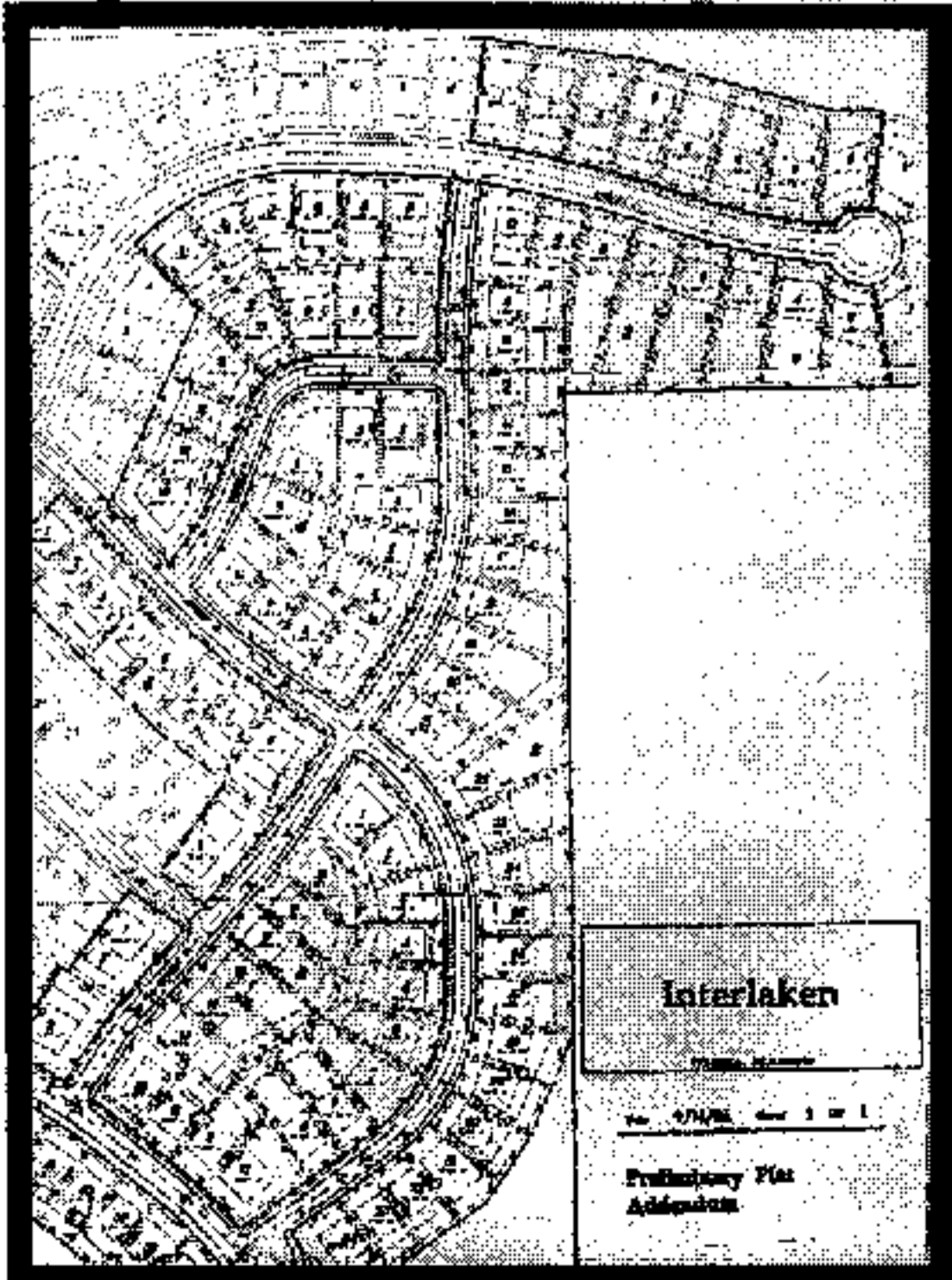


**Beyond 2030 Roadway System
and
Future Growth Areas**

**InterLaken Plat – Plowshares
Preservation
of
Highway Corridor**

Note Date: 12/12/06

**North – South
Minor Arterial
Highway
Corridor**



InterLaken Plat – Plowshares - Amendment Request
Highway Corridor Preservation changed to Residential Housing Lots

Note Date: 12/12/06