

Carver County Board of Commissioners
 Regular Session
 October 9, 2007
 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 October 2, 2007 Regular Session..... 1-3
4. Community announcements

9:15 a.m.

5. **CONSENT AGENDA**
 - 5.1 Paulson & Clark two year engineering contract..... 4
 - 5.2 MFIP/CCSA Biennial service agreement with the Minnesota Department of Human Services 5
 - 5.3 Application to the Metropolitan Council for funding for Carver County Transit..... 6
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 - 5.7 Amendment to caseload and workload programming-grant agreement with the State of Minnesota..... 11-12
 - 5.8 Renewal application for on-sale and Sunday liquor license for Waconia Lakeside, Inc., d/b/a Waconia Lakeside Ballroom . 13
 - 5.9 Donna Frantz-farm related business 14-19
 - 5.10 U.S. Highway 212, FY 2008 Congressional Transportation Appropriations Bill..... 20-24
 - 5.11 Renewal application for on-sale and Sunday liquor license for Baumann Enterprises, Inc. d/b/a B's on the River 25
 - 5.11 2007-2009 AFSCME Local 2789 General Unit Collective Bargaining Agreement 26
 - 5.12 2007-2009 AFSCME Local 2789 Public Works Collective Bargaining Agreement 27

	5.13	2007-2009 AFSCME Local 2789 Social Services Collective Bargaining Agreement	28
	5.14	LELS Sergeants Local 289 collective bargaining agreement .	29
	5.15	Community Social Services' warrants	NO ATT
	5.16	Commissioners' warrants.....	SEE ATT
9:20 a.m.	6.	SHERIFF	
	6.1	Sheriff's Office response to I 35 and Winona County Disaster	30
9:35 a.m.	7.	ADMINISTRATIVE SERVICES	
	7.1	Approval of construction manager and architectural contracts for County facilities.....	31-46
10:00 a.m.	8.	EMPLOYEE RELATIONS	
	8.1	2008 health insurance	47
	8.2	2008 dental insurance	48
	8.3	2008 life insurance.....	49
	8.4	2008 long term disability	50
10:30 a.m.		ADJOURN REGULAR SESSION	
		BOARD REPORTS	
10:30 a.m.	1.	Chair	
	2.	Board Members	
	3.	Administrator	
11:00 a.m.	4.	Adjourn	

David Hemze
County Administrator

Notice

At approximately 11:30 a.m. the County Board will have lunch at the Cologne Community Center with representatives from the City of Cologne, followed by a tour of the City

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on October 2, 2007. Chair Gayle Degler convened the session at 9:17 a.m.

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

Members absent: None.

Under public participation, Richard Crawford, Southwest Newspapers, questioned the delay in getting the Board meeting videos posted on the website. David Hemze, County Administer, agreed he would follow up on the reason for the delay.

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

Workman moved, Ische seconded, to approve the minutes of the September 25, 2007, Regular Session Degler, Ische, Maluchnik, Workman voted aye. Lynch abstained as he was absent. Motion carried.

Community announcements were made by the Board.

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

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

Approved the following abatements:

20-082-0150	Thomas Cerni
25-160-0700	Serafima Gorlov
30-050-4840	Joshua Logan
45-500-0020	David Chadwick
30-420-0390	Jennifer Scott
58-728-0450	Charlet Kleman
85-445-0060	JLT Homes, LLC
85-445-0360	JLT Homes, LLC
85-445-0530	JLT Homes, LLC

Professional services agreement with Travis Dye.

Resolution #89-07, Approving the Preliminary Plat of Wolff Estates.

Service agreement between Carver County and Highway Technologies, Inc., with a not to exceed amount of \$23,000.

Resolution #90-07, Professional Service Agreement between Leuthner Well, Inc., and Carver County for the sealing of a Well.

Resolution #91-07, Professional Service Agreement between Braunworth Well LLP and Carver County for the Sealing of a Well.

Resolution #92-07, Authorize the Demolition of Buildings at 8560 County Road 32 and Permit Organized Training Activities.

Resolution #93-07, Revised Agreement between Carver County and Hollywood Township for Vega Avenue Bridge Replacement.

Resolution #94-07, State of Minnesota Agency Agreement between Department of Transportation and Carver County for Federal Participation in Township Signing Program for S.P. 10-070-01; M.P. HPPS S231 (001) and related Public Works budget amendment increasing Sign Replacement Pilot Project Township Contribution Revenue \$8,212, federal revenue \$32,848 and increasing Sign Replacement Pilot Project Expenditure \$41,060.

Community Social Services' actions.

Approved payment of the following Commissioners' warrants:

INSERT

Motion carried unanimously.

Chair Degler explained today they would be recognizing Jordan Dahlke, who through his determination and dedication has become an inspiration to many people. Degler read into the record the Resolution recognizing Jordan Dahlke in overcoming his personal obstacles to compete in the Miracle Kids Triathlon and for Jordan's commitment in raising funds for children that are helped through the Miracles of Mitch Foundation.

Jordan Dahlke thanked the Board for the recognition and that he hoped to do even more.

Ische offered the following Resolution, seconded by Lynch:

Resolution #95-07
Recognition of Jordan Dahlke

On vote taken, all voted aye.

Gary Bork, Community Social Services, reviewed the option to sunset the Senior Services Advisory Committee. He stated they met with the newly formed Senior Commission and the Senior Services Advisory Committee made the recommendation that there should be a single committee in planning for senior services. Bork noted the Board previous action that approved a Public Health Planner and

the new Office of Aging. He indicated the Advisory Committee members would be given an opportunity to apply for the Senior Commission. Bork clarified the Senior Commissions of individual cities would focus on the unique needs of the city and the County's Senior Commission would look at the overall senior services for the entire County.

Maluchnik moved, Ische seconded, to sunset the Senior Services Advisory Committee effective October 2, 2007. Motion carried unanimously.

Workman moved, Lynch seconded, to adjourn the Regular Session at 9:35 a.m. to go into a work session with Public Works. 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 : Paulson & Clark two-year Engineering Services Contract.

Originating Division: Administrative Services

Meeting Date: 10/09/07

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:

Carver County Facilities wishes to contract with Paulson & Clark Engineering for engineering services for Carver County Facilities Projects. Paulson and Clark provide engineering design and documentation for electrical, low voltage and security applications. Facilities will utilize the engineering services needed for several CIP projects including, security camera installations, security card reader installations, lighting system upgrades and audio/visual system upgrades. The contract will be a two year contract with a not to exceed cost of \$25,000.00. On call services shall be billed according to the Standard Rate Schedule for Paulson & Clark Engineering, Inc., attached to the Contract as Exhibit A.

ACTION REQUESTED:

Motion to approve two year contract with Paulson & Clark Engineering, Inc., with a not to exceed amount of \$25,000.00.

FUNDING

County Dollars = \$25,000

Other Sources & Amounts = \$

TOTAL = \$25,000

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments: To be paid from Facilities Operating Account 01-110-000-0000-6260/Professional and Technical Fees for Service.

Reviewed by Division Director

Date: 9/29/07



REQUEST FOR BOARD ACTION

AGENDA ITEM : MFIP/CCSA Biennial Service Agreement with the MN Department of Human Services

Originating Division: Community Social Services

Meeting Date: 10/09/2007

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: The 2003 Legislature approved consolidated funding for the MN Family Investment Program (MFIP) and the Children and Community Services Act (CCSA), which reduced overall funding to counties while increasing program accountability. The MFIP consolidated fund is the primary funding source for counties to meet their obligations for welfare reform, which includes administering MFIP financial assistance and providing workforce preparation & retention services to MFIP clients. The CCSA consolidated fund supports individuals who experience dependency, abuse, neglect, disability, and chronic health conditions, along with services to family members to support those individuals. An allocation of approximately \$2,6 million is available to Carver County for the 2 year time period 1/1/2008 – 12/31/2009 to provide services under the MFIP and CCSA Consolidated Funds.

A two year plan describing in general terms how the county will provide services to these populations is required to be submitted in order to receive these funds.

ACTION REQUESTED: To approve submittal of the MFIP/CCSA Biennial Service Agreement with the Minnesota Department of Human Services

FUNDING

County Dollars = \$
 Other Sources & Amounts = \$2,597,184
 = \$
TOTAL = \$2,597,184

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments:

Reviewed by Division Director

Date: 09/24/2007



REQUEST FOR BOARD ACTION

AGENDA ITEM : Application to the Metropolitan Council for funding for Carver County Transit (CART)

Originating Division: Community Social Services

Meeting Date: 10/9/2007

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: The Division is in the process of submitting the 2008 Metropolitan Council grant for the operational expenses of the Carver County Transit (CART) program. The Metropolitan Council annually provides considerable funding to the County for providing transit to Carver County residents. In 2006 we provided 43,187 passenger trips to Carver County residents.

Metropolitan Council turnaround time requirements on contracts is very short, so as in past years we are requesting that the County Board authorize the County Administrator to sign the Metropolitan Council contract on behalf of the Board once we receive it.

ACTION REQUESTED: Motion to approve submitting the application for 2008 State operating funds to the Metropolitan Council, authorizing the County Administrator to sign the contract.

FUNDING

County Dollars =	\$
Other Sources & Amounts =	
Metropolitan Council	= \$344,200.00
TOTAL	= \$344,200.00

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments:

Reviewed by Division Director

Date: 10/4/2007



REQUEST FOR BOARD ACTION

AGENDA ITEM: Application to the Minnesota Department of Transportation for funding for Carver County Transit (CART)

Originating Division: Community Social Services

Meeting Date: 10/9/2007

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: The Division is in the process of submitting the 2008 Minnesota Department of Transportation (MN/DOT) grant application for the operational expenses of the Carver County Transit program. MN/DOT requires a signed resolution by the County Board agreeing to enter into a contract with MN/DOT for transit funding. The resolution is to accompany the grant application. Once it is approved for funding, a contract will be sent back to the County for formal signatures.

MN/DOT's turnaround time requirements on contracts is very short, so as in past years we are requesting the County Board authorize the County Administrator to sign the MN/DOT contract on behalf of the Board.

ACTION REQUESTED: Motion to approve submitting the grant application for 2008 State operating funds to MN/DOT, authorizing the County Administrator to sign the contract.

FUNDING

County Dollars =	\$	
Other Sources & Amounts =		
MN/DOT	=	\$88,000
TOTAL	=	\$88,000.00

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments:

Reviewed by Division Director

Date: 10/4/2007



REQUEST FOR BOARD ACTION

AGENDA ITEM : State of Minnesota Off Highway Vehicle (OHV) Enforcement Grant

Originating Division: Sheriff

Meeting Date:

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 OHV/ATV enforcement grant will reimburse the county for the costs associated with OHV/ATV enforcement. The funds are to be used in educating staff and the public in the safe operation of an ATV. The grant may be utilized for the purchase of an ATV for patrolling our lakes and trails. ATV maintenance, fuel, repair and related rider protective gear may also be reimbursed. The amount of the grant is not exceed \$10,202.00 split equally (\$5101.00) prior to July 1, 2008 and July 1, 2009. No matching funds are required.

ACTION REQUESTED: The County Board approves the acceptance of the State of Minnesota Off Highway Vehicle Enforcement Grant in the amount of \$10,202.00.

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:

BUDGET AMENDMENT REQUEST FORM

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

DEPARTMENT: Sheriff Office

Date of County Board Session: 10/09/07

Fund: 01

Description of Revenue Account funds are to Increased/(Decreased):	Amount	Description of Expenditure Account funds are to Increased/(Decreased):	Amount
State of MN Highway Enforcement Grant	\$ 10,202	OVH/ATV enforcement	\$ 10,202
TOTAL:	\$ 10,202	TOTAL:	\$ 10,202

A. Reason for Request: See accompanying Board Action.

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

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

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

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

F. Prepared/Requested By: David Frischmon

G. Recommend Approval: Finance

H. County Board Decision: Approval/Disapproval

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



REQUEST FOR BOARD ACTION

AGENDA ITEM : Carver County Jail Security Architects Contract

Originating Division: Sheriff

Meeting Date: 10-09-08

Amount of Time Requested:

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: The Sheriffs Office would like to use Wold Architects to assist and oversee our master control upgrade. The board has previously approved \$200,000.00 for this project. Wold and its consultant team will meet with Carver County and determine exact upgrades functional performance modifications needed.

ACTION REQUESTED: Approve a motion to allow the Carver County Sheriffs Office to contract with Wold Architects for jail Master Control upgrade.

FUNDING

County Dollars = \$22,500

Other Sources & Amounts =

= \$

TOTAL = \$22,500

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments:

Reviewed by Division Director

Date: 09-28-07



REQUEST FOR BOARD ACTION

AGENDA ITEM : Amendment to Caseload & Workload Programming - Grant Agreement with the State of MN, Dept. of Corrections, for FY2008 - FY2009

Originating Division: First Judicial District – Court Services Meeting Date: **10-09-07**
Amount of Time Requested: 5 minutes Attachments for packet: Yes – 3 copies No
Item Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM:

Court Services has received funds on an annual basis from the Department of Corrections since 1996 for the specific purpose of supporting programming efforts for probation officer/agent workloads. These grant funds are vital and continue to be used by probation departments throughout Minnesota to supplement approved staff salaries and wages and to sustain internal programs and services that reduce traditional probation officer caseloads. This funding assists Court Services in providing innovative supervision services, which allow probation officers to focus greater supervision on our highest risk offenders.

Specifically, the FY2008-2009 Caseload/Workload Grant Agreement (Amended) will cover salary expenses for approximately 2.37 FTE positions, including Court Service's Agents, Assistant Probation Officers and support staff. Further details are outlined in the attached AMENDED grant agreement and service proposal. This amendment adds an additional \$9,206 for a two year period onto the original grant agreement which was previously approved by the Carver County Board on 08-07-07. The new total amount of grant dollars for Carver County Court Services under this Agreement will be \$203,702.00, effective 07-01-07 through 06-30-09 (2 years).

ACTION REQUESTED:

Approve the State of Minnesota Grant Agreement (Amended) for caseload reduction funding from the State of Minnesota, Department of Corrections, in the amount of \$203,702.00 for FY2008-2009 (07-01-07 to 06-30-09).

FUNDING

County Dollars =	\$0
Other Sources & Amounts =	
2007 (07/01 – 12/31)	= \$ 50,925.50
2008 (01/01 – 12/31)	= \$ 101,851.00
2009 (01/01 – 06/30)	= \$ 50,925.50
TOTAL	= \$203,702.00

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other: The approved dollars will be budgeted as revenue for Carver County Court Services via line item 01-252-256-0000-5320

Related Financial Comments:

Reviewed by Division Director

John A. Klavins, 
Court Services Director/Chief Probation Officer

Date: 09-25-07

BUDGET AMENDMENT REQUEST FORM

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

DEPARTMENT: Court Services

Date of County Board Session: 10/09/07

Fund: 01

Description of Revenue Account funds are to Increased/(Decreased):	Amount	Description of Expenditure Account funds are to Increased/(Decreased):	Amount
State of MN Caseload Reduction Grant	\$ 9,206	Court Services salary expenses	\$ 9,206
TOTAL:	\$ 9,206	TOTAL:	\$ 9,206

A. Reason for Request: See accompanying Board Action.

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

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

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

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

F. Prepared/Requested By: David Frischmon

G. Recommend Approval: Finance

H. County Board Decision: Approval/Disapproval



REQUEST FOR BOARD ACTION

AGENDA ITEM: Renewal Application for On-Sale and Sunday Liquor License for Waconia Lakeside Inc dba Waconia Lakeside Ballroom

Originating Division: Property Records Taxpayer Services Meeting Date: October 9th, 2007
Amount of Time Requested: 0 minutes Attachments for packet: Yes XNo
Item Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM: Ricky Wagener, partner/president of Waconia Lakeside Ballroom has applied for renewal of their On-Sale and Sunday Liquor License. Waconia Lakeside is located at 8155 Paradise Lane Waconia MN 55387.

ACTION REQUESTED:

Approval of the Request for Renewal of Liquor License for Waconia Lakeside Ballroom

FUNDING

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

FISCAL IMPACT

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

Related Financial Comments:

License Fees: On-Sale Liquor License \$1,750.00 and Sunday Liquor License \$200.00

Reviewed by Laurie Engelen Taxpayer Services Manager

Date:

9-27-07



REQUEST FOR BOARD ACTION

AGENDA ITEM: Donna Frantz – Farm Related Business

Originating Division: Land Water Services

Meeting Date: October 9, 2007

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 #PZ20070024. On June 19, 2007, the Planning Commission recommended approval of a Conditional Use Permit for Donna Frantz (Tom Radde, applicant). The original request was to operate a Farm Related Business selling retail produce, jams, jellies, pickles, honey, maple syrup & baked goods. The Planning Commission's recommendation stipulated that building code requirements and structural safety concerns must be addressed before the item is presented to the County Board. The County's Building Official (Scott Qualle, Waldron & Assoc.) required verification by a structural engineer that the old barn is safe and to evaluate whether the upper level(s) of the structure are suitable for storage. Building permits would be needed for the change of use (ag to commercial) for the two structures being used in the business. The Laketown Town Board has supported the applicant's request provided the operation is only assigned to Donna Frantz and that it would not be transferable to a new owner.

Subsequent to the Planning Commission's recommendation, a number of factors have resulted in significant new information and revisions to the applicant's operational plan. The County's consulting Attorney, Jason Kuboushek, has recommended that the changes need to be addressed in the official record and that the findings & conditions would need to be modified accordingly. Therefore, the modified request should be reconsidered by the Planning Commission at another public hearing. Mr. Radde & Mrs. Frantz have been informed of this course of action and have extended the deadline for a final decision ("60 day law") until January 8, 2008.

ACTION REQUESTED: A motion to remand the Frantz/Radde CUP request (File #PZ20070024) to the November 20, 2007 Planning Commission meeting for another public hearing to address the revised operations and ongoing code compliance issues.

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: 2 Oct 07



Land & Water Services Division
Department of Planning & Zoning
Carver County Government Center
600 East 4th Street
Chaska, Minnesota
(952) 361-1820 fax (952) 361-1828

September 27, 2007

Tom Radde Donna Frantz
P.O. Box 14 8880 Hwy 5
Mayer, MN 55360 Waconia, MN 55387

Dear Mr. Radde & Mrs. Frantz:


Please sign below confirming your approval of the January 8, 2008 deadline for your Conditional Use Permit request (File PZ20070024). January 8th would be a regular meeting date for the County Board.

Thanks for your cooperation. If you have any questions, please feel free to contact me at 361-1826.

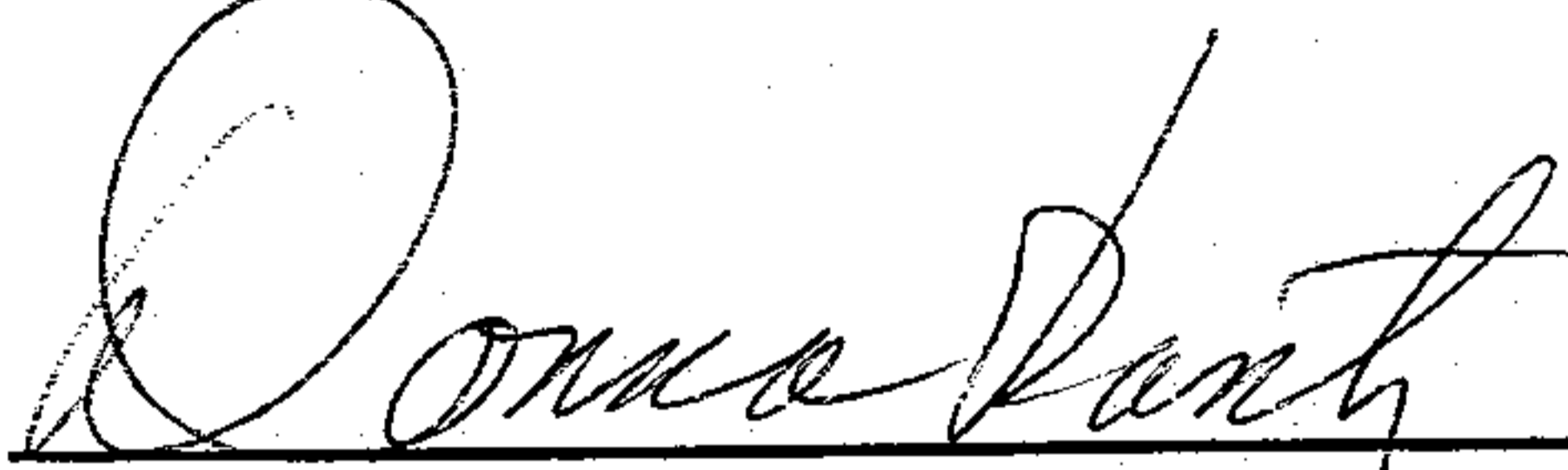
Sincerely,


Steve Just
Land Management Dept. Manager

I/We hereby approve a January 8, 2008 deadline for a final decision on the conditional use permit application for a "Farm Related Business", File #PZ20070024.



Tom Radde, applicant 9-27-07 Date



Donna Frantz, landowner Sept 27-07 Date

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20070024

RESOLUTION #: 07-16

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

FILE #: PZ20070024

APPLICANT: Tom Radde

OWNER: Donna Frantz

SITE ADDRESS: 8880 Hwy 5, Waconia

PERMIT TYPE: Farm Related Business

PURSUANT TO: County Code, Chapter 152, Sections 152.075 & 152.079 C2

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 07-018-0700

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting on June 19, 2007; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. Donna Frantz owns an approximate 25.15 acre parcel which is located in the Northeast Quarter (NE $\frac{1}{4}$) of Section 18, Laketown Township. The property is improved with a house with detached garage, a barn and a number of accessory structures. The site is located in the Agricultural Zoning District and the CCWRMA – Carver Creek and is not in the AG Preserve program.
2. The applicant is requesting a Conditional Use Permit (CUP) to operate a farm related business pursuant to Section 152.075 and Section 152.079 C2 of the Carver County Zoning Code.
3. Mrs. Frantz has been selling produce, jams, honey, pickles, maple syrup and similar locally produced products from her barn under the business name of "At the Farm" for a number of years. Within the last few years she added the Christmas Cottage, which involves the retail selling of "build your own" baskets consisting of similar non-perishable food items. The Christmas Cottage is located in an accessory structure and is open from approximately Thanksgiving through Christmas.
4. The proposed operation appears to meet the requirements of Section 152.079 C2 of the Zoning Code, based on the activity being retail sales beyond the scope of a roadside stand or yard sale, and being 70% farm-related under the criteria of involving sales and/or purchasing of products of the local agricultural economy. Mrs. Frantz sells goods that are primarily grown on the site, though some are bought locally and some are bought outside of the local area. The business appears to comply with the County Zoning Code requirement that 70% of the business must be farm-related based on sales of locally grown products, because virtually all of Mrs. Frantz's products are farm-related (produce, plants, canned goods) and are from the local farm economy (either grown onsite or locally). The Zoning Code does not specify that the products sold must be grown on the property. The Zoning Code would allow 30% of the products she sells to be either *not* farm-related, or to be purchased from outside the local farm economy, and the total of products from these two categories does not appear to exceed the 30% threshold.
5. Produce and goods would be sold from the 127-year-old barn. A building official inspected the barn, and indicated that a change of use would be necessary. As such, the barn would need to be evaluated by an engineer to verify that it

is safe for the public. Because the barn does not have heating or cooling, energy code requirements are not applicable. Building permits for both the barn and the Christmas Cottage shed would be necessary. Bathroom satellites with ramps would satisfy the restroom requirement, and the barn currently has ramps that the building official has stated meet the intent of the accessibility requirement.

6. The business is seasonal in nature, and hours of operation are dependent on what is available and the weather. Typically, Mrs. Frantz's business is open seven days a week from 8:00 a.m. to 6:00 p.m. during the seasons she is open, which are approximately May to October, and then from Thanksgiving to Christmas.
7. The applicant's letter states that Mrs. Frantz has no employees, only volunteers that help her with the retail operations. She often works alone, or may have one or two volunteers helping her.
8. The applicant's letter states that there has rarely been more than ten (10) cars parked on the site at any one time. According to the Carver County Zoning Code, a facility is required to have at least one (1) parking space for each 400 sq. ft. of sales floor space. Mrs. Frantz's site plan indicates at least twenty (20) parking spaces are available on the site, which is more than what the Zoning Code requires.
9. Mrs. Frantz changes the signs for her business depending on the season and what she has for sale. She has stated that she never has more than a total of 32 sq. ft. of signage at one time. Carver County Sign Code allows a maximum aggregate of 36 sq. ft. of signage surface area.
10. The Minnesota Department of Transportation (Mn/DOT), Metro Program Management Department, has reviewed the site and business activities, and has determined that the sales activities do not warrant a change in use. They are requiring no access or drainage permits.
11. The Laketown Town Board has reviewed and recommended approval of the Conditional Use Permit request during their June 11, 2007, Town Board Meeting.
12. In response to Town Board concerns, the applicant has included an Addendum to Operational Plan which states that the permit shall be issued only to Donna Frantz, and shall not transfer to another owner when the property is sold.

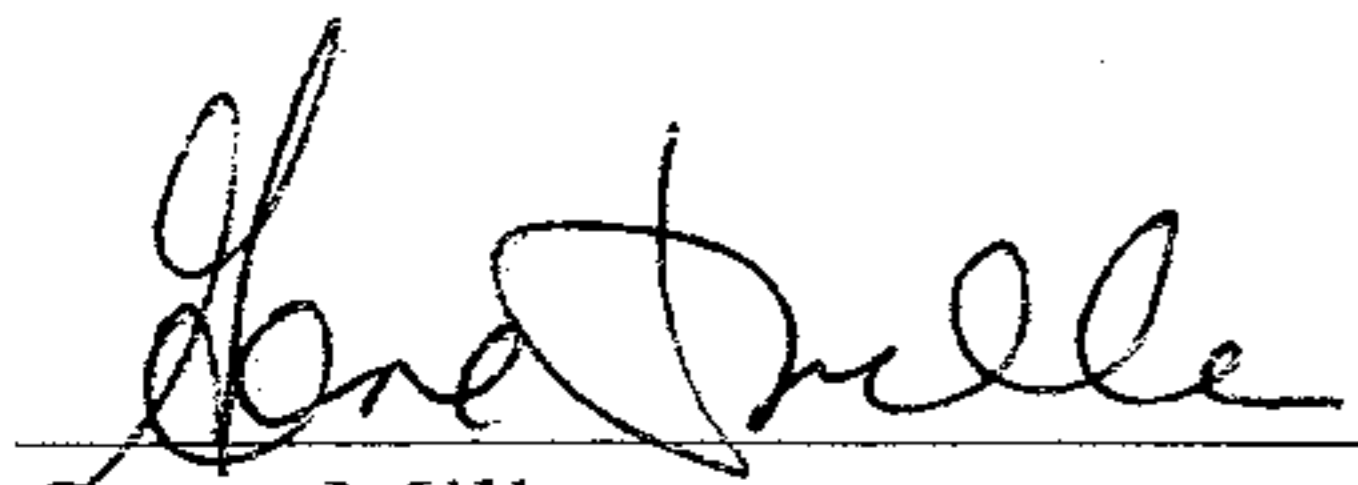
THEREFORE, BE IT RESOLVED, THAT The Carver County Planning Commission hereby recommends the issuance of Conditional Use Permit #PZ20070024 for a Farm Related Business on the land described in Exhibit "A" of the permit application, upon resolution of the building code questions involving the barn and accessory structure. Staff, building officials, and the applicant shall determine whether an inspection of the barn and a safety determination by an engineer is necessary and feasible before this recommendation is presented to the Carver County Board of Commissioners. 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 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.
2. The Conditional Use Permit is personal to Donna Frantz, cannot be transferred to another person or entity and will terminate automatically without further action of Carver County at such time as Donna Frantz no longer resides at 8880 Hwy 5, Waconia Township, or holds fee title to the real property, or operates the business described in the operational plan.
3. Operations shall be conducted in accordance with the submitted operational letter (undated), aerial site plan (dated 2005 aerial), and Addendum to Operational Plan (dated 6/12/07). The operational letter, site plans, and Addendum shall be attached to and become part of the permit.
4. The existing structure(s) not utilized for the business that are located on the property shall be used only by the occupant(s) of the residence for personal storage, hobbies, recreation, entertainment, family uses, private maintenance

and repair activities, and for the keeping of animals and appurtenant equipment and supplies, and as otherwise regulated by this Ordinance. No products or services shall be offered for sale or pay or similar remuneration except as permitted for a home occupation or as otherwise regulated by this Code.

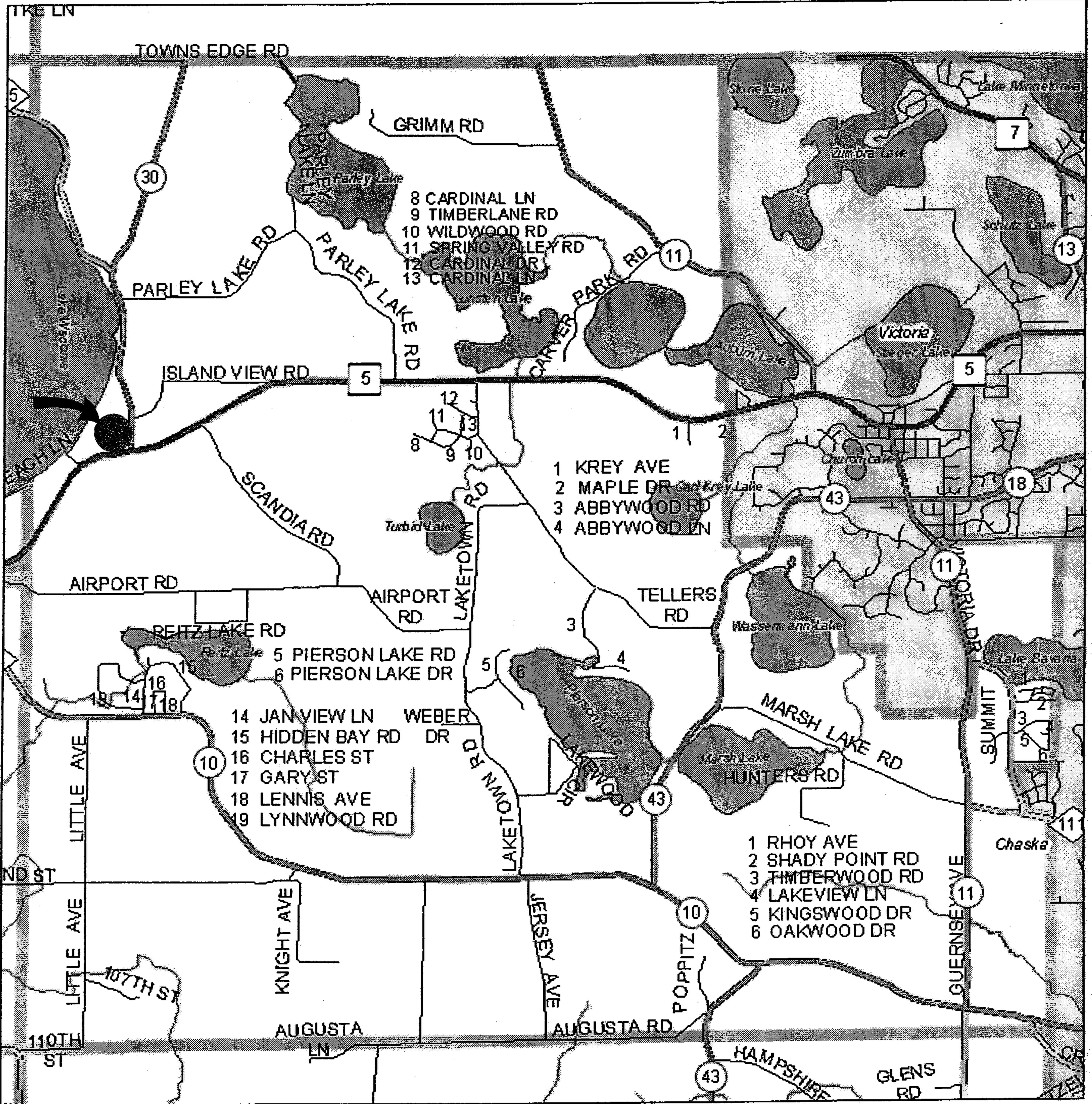
5. The permittee shall sign an affidavit stating that she has no employees. The permittee shall submit a copy of Worker's Compensation insurance at the time that an employee is hired.
6. The permittee shall contact the Carver County Building Official to obtain a change of use for the buildings involved in retail operations. Any building used for the business shall be inspected and/or upgraded, such that the buildings meet the State Building Code requirements for commercial use.
7. One bathroom satellite that is handicapped accessible shall be located near the retail operation during all times of business operation. It shall be maintained by a licensed company and a copy of the maintenance agreement must be submitted annually.
8. Section 154.18 of the Carver County Sign Code allows for an aggregate of 36 square feet of surface area, or an aggregate of 72 square feet for two-sided signs. The permittee shall not exceed the allowed square footage of signage. If the permittee is considering the addition of signage, they will be required to submit a variance application and be granted the variance request through the Board of Adjustment.
9. Outside storage is prohibited unless the storage area is adequately screened from the view of neighboring residences and roads.
10. At all times this property shall be occupied as a homestead by a principal of the activity.

ADOPTED by the Carver County Planning Commission this 19th day of June, 2007.



Gene Miller
Planning Commission Chair

Laketown Township



This map was created using Carver County's Geographic Information Systems (GIS), which 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 : **U.S. Highway 212**
FY 2008 Congressional Transportation Appropriations Bill

Originating Division: Public Works Meeting Date: October 9, 2007
Amount of Time Requested: None Attachments for packet: Yes No
Item Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM:

The Southwest Corridor Transportation Coalition (SWCTC) has submitted a request for federal funding to advance improvements U.S. Highway 212.

A resolution supporting this request has been prepared for consideration by the Carver County Board of Commissioners. The SWCTC believes adoption of this resolution will help strengthen the SWCTC's request.

ACTION REQUESTED:

1. It is requested that the resolution in support of improvements to U.S. Highway 212 being funded in the FY 2008 Congressional Transportation bill be adopted by the County Board.
2. It is requested that the letters to Senator Norm Coleman and Senator Amy Klobuchar asking for their assistance in moving this request forward be approved by the County Board and signed by the County Board Chair.

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:

9/28/07

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

Date: _____
Motion by Commissioner: _____

Resolution No: _____
Seconded by Commissioner: _____

Support of Improvements to U.S. Highway 212

WHEREAS, Highway 212 is a major US highway serving the southwest portion of the state and has been in need of expansion for decades;

WHEREAS, forty-one communities and local chambers of commerce have passed resolutions supporting improvements to Highway 212 to expand the capacity of this highway and the Board of Commissioners of every county along the corridor has passed such a resolution;

WHEREAS, the current highway poses serious safety problems as it switches from a four-lane facility west of Chaska to a two-lane highway, then switches back to a four-lane highway around Cologne and back to a two-lane highway from Cologne to Norwood Young America and would be much safer and much better able to handle present and projected traffic flows if it were a continuous four-lane highway through this area;

WHEREAS, Congress and the State of Minnesota have recognized the need to expand this critical trade link to the Twin Cities Metropolitan Area and have previously provided funding through the ISTEPA Transportation Authorization bill, TEA-21 Authorization bill, the 2002 Transportation Appropriations bill, the 2003 Transportation Appropriations bill, the 2004 Transportation Appropriations bill and SAFETEA-LU;

WHEREAS, the completion of the expanded Highway 212 from Eden Prairie to Chaska will occur in 2008, bringing additional traffic to the section of highway between Chaska and Norwood Young America which needs to be improved for safety reasons;

WHEREAS, an appropriation of \$1 million for Highway 212 expansions between Chaska and Norwood Young America was included in the Senate version of the FY2008 Transportation and HUD Appropriations bill;

NOW, THEREFORE, BE IT RESOLVED that the Carver County Board of Commissioners strongly supports inclusion of funding for efforts to improve and expand US Highway 212 in the FY2008 Transportation and HUD Appropriations bill.

YES

ABSENT

NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, David Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the 9th day of October, 2007, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 9th day of October, 2007.

David Hemze

County Administrator



Office of County Commissioners
Carver County Government Center
Human Services Building
602 East Fourth Street
Chaska, MN 55318-1202
Phone: 952 361-1510
Fax: 952 361-1581

Gayle O. Degler
County Commissioner
District #1

Tom Workman
County Commissioner
District #2

Randy Maluchnik
County Commissioner
District #3

Tim Lynch
County Commissioner
District #4

James M. Ische
County Commissioner
District #5

Senator Amy Klobuchar
United States Senate
CT Y 4 Russell Senate Office Building
Washington, DC 20510

Dear Senator Klobuchar:

As the FY2008 Transportation and HUD Appropriations bill moves to the conference committee to work out the differences between the House and Senate versions of the bill, please work with your colleagues to support the inclusion of the \$1 million in the Senate version of the bill for improvements to US Highway 212.

Residents and businesses in our area have been waiting for many years for needed improvements to this major transportation corridor. With continued rapid growth and development, the demands on our infrastructure are growing and we are concerned about section of US Highway 212 that switches from two lanes to four lanes and back to two lanes. The safety issues are very real and additional traffic on this highway will compound the problems. We need additional funding in order to continue to make progress in improving this critical transportation facility.

Thank you for your support of this project and your work in supporting funding for the state's transportation infrastructure. Our economy and our safety are dependent on investments to meet the challenges and growing demands as the number of residents increases and our infrastructure ages.

Thank you for your consideration of this request. Please don't hesitate to contact the Carver County Board of Commissioners if you have any questions about this project.

Sincerely,

Carver County Board of Commissioner
Gayle Degler, Chair



Office of County Commissioners
Carver County Government Center
Human Services Building
602 East Fourth Street
Chaska, MN 55318-1202
Phone: 952 361-1510
Fax: 952 361-1581

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Tom Workman
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Randy Maluchnik
County Commissioner
District #3

Tim Lynch
County Commissioner
District #4

James M. Ische
County Commissioner
District #5

Senator Norm Coleman
United States Senate
320 Hart Senate Office Building
Washington, DC 20510

Dear Senator Coleman:

As the FY2008 Transportation and HUD Appropriations bill moves to the conference committee to work out the differences between the House and Senate versions of the bill, please work with your colleagues to support the inclusion of the \$1 million in the Senate version of the bill for improvements to US Highway 212.

Residents and businesses in our area have been waiting for many years for needed improvements to this major transportation corridor. With continued rapid growth and development, the demands on our infrastructure are growing and we are concerned about section of US Highway 212 that switches from two lanes to four lanes and back to two lanes. The safety issues are very real and additional traffic on this highway will compound the problems. We need additional funding in order to continue to make progress in improving this critical transportation facility.

Thank you for your support of this project and your work in supporting funding for the state's transportation infrastructure. Our economy and our safety are dependent on investments to meet the challenges and growing demands as the number of residents increases and our infrastructure ages.

Thank you for your consideration of this request. Please don't hesitate to contact the Carver County Board of Commissioners if you have any questions about this project.

Sincerely,

Carver County Board of Commissioner
Gayle Degler, Chair



REQUEST FOR BOARD ACTION

AGENDA ITEM : Renewal Application for On-Sale and Sunday Liquor License for Baumann Enterprises INC dba B's on the River

Originating Division: Property Records Taxpayer Services Meeting Date: October 9th, 2007
Amount of Time Requested: 0 minutes Attachments for packet: Yes XNo
Item Type: Consent Regular Session Closed Session Work Session Ditch/Rail Authority

BACKGROUND/EXPLANATION OF AGENDA ITEM: Bryan Baumann, Owner/President of B's on the River has applied for renewal of their On-Sale and Sunday Liquor License. B's on the River is located at 1455 County Road 27, Watertown, MN 55388. There are no delinquent real estate taxes on this property.

ACTION REQUESTED:

Approval of the Request for Renewal of Liquor License for B's on the River.

FUNDING

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

FISCAL IMPACT

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

Related Financial Comments:

License Fees: On-Sale Liquor License \$1,500.00 and Sunday Liquor License \$200.00

Reviewed by Laurie Engelen Taxpayer Services Manager

Date:

9-26-07



REQUEST FOR BOARD ACTION

AGENDA ITEM : 2007 - 2009 AFSCME Local 2789 General Unit Collective Bargaining Agreement (CBA)

Originating Division: Employee Relations

Meeting Date: October 9, 2007

Amount of Time Requested: Consent

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM:

Carver County and AFSCME Local 2789 General Unit have concluded negotiations for the Collective Bargaining Agreement (CBA) and associated Appendices and Memoranda of Understanding for the period January 2007 through December 2009. The highlights of the changes of the terms are:

Wage increases of 3% effective January 1 of 2007, 2008 and 2009 with an additional 4.5% step at the top of the grade 9 salary range beginning in 2008.

Wage re-opener in 2009 to negotiate the implementation of a compensation study to be completed in 2008.

Beginning in 2008, a new health insurance design, Plan C, offers reduced cost and some risk sharing between the county and employees who elect it. In 2008 employees electing single Plan C receive an incentive of \$30.00 per month in the Medical Pool Health Reimbursement Arrangement. In 2009, the employer will provide single Plan C at no cost to the employees; and single Plan A and B will be 95% employer paid and 5% employee paid.

Exempt employee compensatory time balances may carry over up to 80 hours.

Severance compensation for employees working for the county on or before December 31, 2006, and having over 20 years of service includes 60% of unused sick leave and 50% of compensatory time and vacation paid into a post retirement health care savings plan (PRHCSP) beginning in 2009.

Clothing allowances of \$225.00 per year for certain Environmental and Facilities employees.

Written reprimands may be removed from an employee's personnel file at the request of the employees provided there has been no subsequent discipline.

Other minor clarification and language changes.

ACTION REQUESTED:

Motion to approve the 2007 - 2009 AFSCME Local 2789 General Unit CBA

FUNDING

County Dollars = \$215,000.00

Other Sources & Amounts =
= \$

TOTAL = \$215,000.00

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments:

The 2007 budget as approved includes the necessary funds to provide the terms of the CBA.

Reviewed by Division Director

Date: 10/1/07

Doris M. Krogman



REQUEST FOR BOARD ACTION

AGENDA ITEM : 2007 – 2009 AFSCME Local 2789 Public Works Collective Bargaining Agreement (CBA)

Originating Division: Employee Relations

Meeting Date: October 9, 2007

Amount of Time Requested: Consent

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM:

Carver County and AFSCME Local 2789 Public Works Unit have concluded negotiations for the Collective Bargaining Agreement (CBA) and associated appendices and memoranda of understanding for the period January 1, 2007 through December 31, 2009. The highlights of the changes of the terms are:

Wage increases of 3% effective January 1 of 2007, 2008 and 2009 with an additional 4.5% step on top of the grade 9 salary range beginning in 2008.

Double time for emergency snow and ice removal Sundays between October 1 and April 30 for Parks Employees.

Wage re-opener in 2009 to negotiate the implementation of a compensation study to be completed in 2008.

Beginning in 2008 a new health insurance plan design, Plan C, offers reduced costs and some risk sharing between the County and the employees who elect it. In 2008 employees electing single Plan C receive an incentive of \$30.00 per month in the Medical Pool Health Reimbursement Arrangement. In 2009, the employer will pay 100% of single Plan C and 95% of single Plan A or Plan B; and employees will pay 5% of Plan A or Plan B.

Exempt employee compensatory time balance may carry over up to 80 hours.

Severance compensation for employees working for the county on or before December 31, 2006, and having at least 20 years of service includes 60% of unused sick leave and 50% of compensatory time and vacation paid into a post retirement health care savings plan (PRHCSP) beginning in 2009.

Clothing allowance for employees in Engineering, Highway Maintenance, Parks and Survey Departments is \$225.00 per year.

Written reprimands may be removed from employee personnel files at the request of the employee, provided there has been no subsequent discipline.

Other minor language modifications.

ACTION REQUESTED:

Motion to approve the 2007 - 2009 AFSCME Local 2789 Public Works Unit CBA

FUNDING

County Dollars = \$47,000.00

Other Sources & Amounts = \$

TOTAL = \$47,000.00

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments:

The 2007 budget as approved includes the necessary funds to provide the terms of the CBA.

Reviewed by Division Director

Date: 10/1/07

Doris M. Krogman



REQUEST FOR BOARD ACTION

AGENDA ITEM : 20074 – 2009 AFSCME Social Services Collective Bargaining Agreement (CBA)

Originating Division: Employee Relations

Meeting Date: October 9, 2007

Amount of Time Requested: Consent

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM:

Carver County and AFSCME Local 2789 Social Services Unit have concluded negotiations for the Collective Bargaining Agreement (CBA) and associated Appendices and Memoranda of Understanding for the period January 2007 through December 2009. The highlights of the changes of the terms are:

Wage increases of 3% effective January 1 of 2007, 2008 and 2009 with an additional 4.5% step at the top of the grade 9 salary range beginning in 2008.

Wage re-opener in 2009 to negotiate the implementation of a compensation study to be completed in 2008.

Beginning in 2008, a new health insurance design, Plan C, offers reduced cost and some risk sharing between the county and employees who elect it. In 2008 employees electing single Plan C receive an incentive of \$30.00 per month in the Medical Pool Health Reimbursement Arrangement. In 2009, the employer will provide single Plan C at no cost to the employees; and in 2009 single Plan A and B will be 95% employer paid and 5% employee paid.

Exempt employee compensatory time balances may carry over up to 80 hours.

Severance compensation for employees working for the county on or before December 31, 2006, and having over 20 years of service includes 60% of unused sick leave and 50% of compensatory time and vacation paid into a post retirement health care savings plan (PRHCSP) beginning in 2009.

Written reprimands may be removed from an employee's personnel file at the request of the employees provided there has been no subsequent discipline.

Other minor clarification and language changes.

ACTION REQUESTED:

Motion to approve the 2007 - 2009 AFSCME Social Services CBA.

FUNDING

County Dollars = \$207,000
 Other Sources & Amounts =
 = \$
TOTAL = \$207,000

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments:

The 2007 budget includes adequate funds to provide for the financial terms of the CBA.

Reviewed by Division Director
 Doris M. Krogman

Date: 10/1/07



REQUEST FOR BOARD ACTION

AGENDA ITEM : LELS Sergeants Local 289 Collective Bargaining Agreement

Originating Division: Employee Relations

Meeting Date: October 9, 2007

Amount of Time Requested: Consent

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM:

Carver County and LELS Local 289 Sergeants have concluded negotiations for the Collective Bargaining Agreement (CBA) and associated Appendices and Memoranda of Understanding for the period January 1, 2007 - December 31, 2009. The highlights of the terms agreed to are:

Wage increases of 3% effective January 1, 2007, 2008 and 2009 with an additional 2.5% on the maximum rate in 2008. Wage reopener in 2009 to negotiate the implementation of the Compensation Study results.

Replacement of the elective use of accrued sick time paying for COBRA or retiree health insurance continuation with a Post Retirement Health Care Savings Plan for employees who leave with more than 20 years of service.

Beginning in 2009, a 5% employee contribution toward the cost of single health insurance coverage.

Uniform allowances increase \$10.00 per year in 2008 and 2009 with a change to cash payment in January and July rather than reimbursement.

Increase shift differential to \$0.80 in 2008 and \$0.85 in 2009.

Use of sick leave in certain bereavement situations to be granted at shift length.

Other minor language changes.

ACTION REQUESTED:

Motion to approve the LELS Sergeants Local 289 Collective Bargaining Agreement for 2007 - 2009.

FUNDING

County Dollars = \$90,000

Other Sources & Amounts =

= \$

TOTAL = \$90,000

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Related Financial Comments:

The 2007 amount indicated above is included in the current budget.

Reviewed by Division Director

Date: 10/2/07

Doris M. Krogman



REQUEST FOR BOARD ACTION

AGENDA ITEM : Sheriffs Office response to I 35 and Winnona County disasters

Originating Division: Sheriff

Meeting Date: October 9th 2008

Amount of Time Requested: 15 minutes

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: Sheriff Olson will be giving a brief update on our response to the recent disasters at the I 35 bridge collapse and Winnona County flooding. Sheriff Olson will also be giving pins to those who responded to the I 35 bridge collapse.

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: 9-26-07



REQUEST FOR BOARD ACTION

AGENDA ITEM : Approval of Construction Manager and Architectural contracts for County facilities

Originating Division: Administrative Services

Meeting Date: October 9, 2007

Amount of Time Requested: 40 minutes

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: Carver County's Service Delivery Master Plan has outlined the need for significant renovation and additional space to be constructed in order to serve the existing and growing needs of County residents. The conceptual requirements, estimated costs, and proposed schedule are outlined in this board action and attached documentation. The renovation effort and new space requirements at the Government and Justice Center as well as the two License Centers is being proposed by the Steering Committee which was formed to provide oversight and ultimately recommendations to the Board on space issues. County staff will also recommend to the Board the establishment of building committees for each of the building projects.

This Board Action is requesting the approval of four contracts to facilitate construction.

1. Kraus-Anderson Construction (Total contract \$759,877)
 - a. Construction Management services – Flat rate equal to 2.75% of construction cost or a total of approximately \$256,018
 - b. On-site superintendent costs – Construction phase services at not-to-exceed hourly rates of \$376,155; maximum of \$127,704 for reimbursables
2. Wold Architecture: (Total contract \$505,600)
 - a. Government & License Center project – Fixed Fee of \$475,600 or 7.25% of construction; maximum of \$30,000 for reimbursables
3. Bentz/Thompson/Rietow Architecture: (Two contracts totaling \$257,000)
 - a. Chaska License Center– Fixed Fee of \$102,000 or 14% of construction; maximum of \$5,000 for reimbursables
 - b. Chanhassen License Center – Fixed Fee of \$135,000 or about 7% of construction; maximum of \$15,000 for reimbursables

The expected schedule for these projects as well as additional information is provided in the various attachments. More detailed project budgets will be established prior to bid awards and the Board will be asked to approve recommended bid awards before any work has commenced.

ACTION REQUESTED: Request approval for the following requests:

- 1) contract with Kraus-Anderson Construction to provide construction management and on-site superintendent services for a total fee of \$759,877
- 2) contract with Wold Architects and Engineers for a total maximum fee of \$505,600 and
- 3) two design contracts (total \$257,000) with Bentz/Thompson/Rietow for a maximum of \$150,000 for the Chanhassen License Center and a \$107,000 fee for the remodel and addition of the Chaska License Center
- 4) Delegate authority to the Administrative Services Director to approve and contract for General Condition costs up to \$75,000.00 and architectural contract design contingency up to 15% for potential changes in scope.

FUNDING

County Dollars = \$1,522,477
 Other Sources & Amounts =
 = \$
TOTAL = \$1,522,477

FISCAL IMPACT

- None
 Included in current budget
 Budget amendment requested
 Other: Contracts funded by previous Board Authorizations designating funds for Justice Center and License Center projects.

Related Financial Comments:

Reviewed by Division Director

Date: 09/30/07

PROJECT: Carver County Facilities Improvements
 LOCATION: Chaska & Chanhassen, MN
 C.M. : Kraus-Anderson
 ARCH.: Wold/BTR
 DATE: October 1, 2007

PLANNING COST SUMMARY

**Project Cost
Summary**

Construction Costs

Government Center Campus

Courts Bldg. Lower Level Buildout	\$2,520,000
Justice Bldg. 2nd Floor Addition	\$3,625,000
Law Enforcement Remodel/Sitework	\$550,000

28,000 sf Buildout of Shell Space
 14,500 sf Addition to Existing Bldg.
 2,187 sf Remodel a Lower Level Sheriff Dept.

License Centers

Chaska - Addition/Remodel	\$708,916
Chanhassen - New Facility	\$1,880,584

1,500 sf Addition & Remodel 3,500 sf @ Exg
 9,500 sf 2-Story Facility w/ 2nd Floor shell
\$376,155 (included in construction cost nos.)
\$127,704 (included in construction cost nos.)

On-Site Superintendent (KA)*

Reimbursables (KA)*

\$9,284,500

Construction Total

Construction Mgr. Fee (KA)*

\$256,018

2.75% Per Contract.

A/E Fees & Reimbursables

Government Center Campus (Wold)	\$505,600
License Centers (BTR)	\$257,000

Per Contract
Per Contract

Building Permit/Fees/State Plan Review
 Planning/Project Expenses

\$233,268

Allowance Based on a % of Const. Cost

Fixtures, Furniture and Equipment
 Technology & Security

\$585,000

Allowance

Other Consultant Costs

Construction & Soil Testing, Survey	\$115,000
-------------------------------------	-----------

Allowance

Contingency

\$464,225

Allowance Based on 5% of Construction Cost

Total Project Cost \$11,700,611

* Total for KA = \$759,877

RECOMMENDED 2008 BUILDING PROJECTS	
(in millions)	
Courts (2nd level addition) and lower level build-out	\$7.65
License Centers (Chanhassen and Chaska)	\$3.50
Law Enforcement Center	\$0.55
Total	\$11.70

Exhibit 1
Project Scope Summary

Kraus-Anderson Construction Company, Wold Architecture and Bentz/Thompson/Rietow Architects

BASEMENT BUILD-OUT

The lower level remodel includes demolition and re-construct to create room for Records, Storage, Information Services, Risk Management, Emergency Operations Center/Conference Room and Training Space. The total area of this remodel is 28,000 square feet. Much of the work will be performed during regular business hours except for louder demolition practices and etc. that will disturb staff. This work will be performed on off-peak hours.

Access for construction will be created at the rear of the building located at the new entrance to this level. Safety barricades and signage will be used through-out the site to control construction and construction traffic. Indoor barricades, shelters air monitoring and all IAQ (Indoor Air Quality) measures will be taken to ensure a safe and quality work environment.

Construction Duration: 7 months (February – September)

JUSTICE BUILDING 2ND FLOOR ADDITION:

Courts area is moving to the second floor which is a 14,500 square foot addition. Court admin will expand into the space previously occupied by Court Services. Included on this level will be the County's fourth full-service courtroom, Court Services and possibly the Law Library. This construction will be carefully phased and monitored to minimize disruption of staff and public. This information will be given in detail in the "Disruption Avoidance Plan".

As with the lower level construction, all necessary means and methods will be taken to ensure all IAQ measures are met. Access will be designated in an area that least disturbs everyday activity, yet, allows construction to proceed swiftly.

Construction Duration: 5 months (July - December)

LAW ENFORCEMENT REMODEL:

This 2,187 square foot remodel includes minor renovation and expansion of dispatch, evidence storage and the lab area. This work will also be phased in a manner that best fits the Law Enforcement personnel needs. In door air quality will also be closely monitored and controlled.

Construction Duration: 7 months (February – September)

CHASKA TAXPAYER LICENSE CENTER

This project includes a 1,500 square foot addition and 3,443 square foot remodel. The addition will need to be completed prior to remodel (see schedule). A temporary location may also be required for public and staff if it is determined staging of construction will take too long. The State has agreed to relocate their services temporarily to Plymouth to facilitate remodeling activities. Because of the City of Chaska's involvement in this facility an agreement will need to be completed to best determine ownership requirements.

Construction Duration: 6 months (March - September)

CHANHASSEN LICENSE CENTER

This is a two story 9,500 square foot facility to include a new license center on the main level and the Assessor's office on the second story. The County is close to finalizing and agreeing upon the building orientation on the site with the City of Chanhassen. The goal is have this project started first thing in the spring of 2008 and completed prior to fall of 2008.

Construction Duration: 5 months (March - August)

Carver County
Bid Approval Schedule

Bid Package	20-Aug-07	Bid issue date	Bid date	County Board approval	City Planning approval	City Council approval	Apply for permit	Permit needed	Start Date	Complete Date	Remarks
Bid Package 1 Lower Level Remodel & LEC Remodel Site Work		1/7/08	1/29/08	2/19/08	1/14/08	1/21/07	1/22/08	2/4/08	2/15/08	9/15/08	
									7/15/08	10/15/08	
Bid Package 2 Court Building Second Level Addition Structural Package Remainder of Bid Package		3/10/08	4/1/08								
		6/2/08	6/19/08	7/1/08	5/13/08	5/20/08	6/3/08	7/1/08	7/14/08	12/20/08	
Bid Package 3 Chaska License Center Addition Remodel											Start date pending weather
		11/30/07	11/20/07	12/4/07	1/29/08	2/5/08	2/11/08	3/1/08	3/15/08	6/15/08	
		11/30/07	11/20/07	12/4/07	1/29/08	2/5/08	2/11/08	3/1/08	6/20/08	9/20/08	
Bid Package 4 Chanhassen Office Building New Building											Start date pending weather
		1/28/08	2/21/08	3/4/08	11/20/07	12/10/07	1/28/08	3/1/08	3/17/08	8/16/08	

Exhibit 3
Kraus-Anderson (KA) Construction Company
Scope of Work & Compensation

PROJECT MANAGEMENT: Maximum fixed fee of \$256,018

1. Coordinate all pre-construction activities with the owner and two architects. Develop schedule and control plan of all activities of construction program including:
 - Bid and award durations for each of the bid packages
 - Delivery of long lead procurement items
 - Construction activity sequences
 - Allocation of labor, equipment, and materials
 - Processing of shop drawings and samples
 - Owner's occupancy requirements
 - Furniture, fixtures and equipment installation

During the bidding process, a schedule will be published as a part of the bid documents and becomes a part of the contract award to the trade contractors and vendors.

2. Development of Disturbance Avoidance Plan
 - Construction hours satisfactory with Carver County Government Center and Local Authorities
 - Information systems to keep local authorities abreast of significant project events
 - Receiving & delivery procedure to courteously and efficiently deal with material shipments
 - Expeditious removal of trash from the site
 - Controls over the construction access & parking.
 - Detailed Safety Plan and Procedure
 - Regular Scheduled meeting to continue all proper procedures
 - Record and Monitor work as it proceeds
 - Develop job status narratives to track questions, submittals, safety, schedule, budgets, etc.
3. Constructability Review
 - KA will monitor the design to ensure constructability issues are addressed for each project area. Meetings will be held to review the design documents as they develop.
 - KA will review construction materials based on performance, availability.
 - KA will ensure design documents are clear and complete regarding what is anticipated during construction
 - KA will provide alternative solutions when design details adversely affect construction feasibility, methods, cost or schedule.
4. Bid and Procurement
 - KA will prepare a procurement plan identifying every trade item required to complete construction on schedule.
 - KA, in conjunction with the design team, will establish the appropriate number of bid packages, allowing for the most competitive bidding.
 - Qualified vendors/contractors will be invited to bid and KA will organize pre-bid meetings to ensure potential contractors are familiar with the scope of work.
 - Bids will be received by the KA team and will be analyzed; potential candidates will be interviewed to review scope of work.
 - KA will make a recommendation to Carver County and if the bidder is approved, the trade contract will be awarded.

CONSTRUCTION PHASE: Maximum fixed fee of \$376,155; \$127,704 for reimbursables

1. On-site Management

- On-site superintendent will coordinate the work of the trade contractors, ensure quality standards are achieved and work is logically sequenced and executed.
- Superintendent will monitor contractor progress, measure physical completion of work and that each contractor has the appropriate staff to meet schedule.
- Superintendent will advise each trade contractor of his/her performance or shortcomings.
- Progress reports will be provided to the County including: Job status, meeting minutes, construction schedule reports, financial summary and critical owner decisions needed.
- KA will provide schedule for work not yet started or incomplete and will inform the County and contractors of adjustments in the schedule to meet completion dates.

2. Fiscal Controls

- KA will account for, report and support project costs, progress billings and change order management
- A Contract Control Log will be maintained by KA reflecting cumulative amount billed to date, percent complete etc.
- Job Cost Reports include Labor & Material Reporting, and a Trade Contract Status Report for each material and trade contract issued.

3. Project Safety

- KA will employ a full-time safety director and will review the safety programs of each of the trade contractors and develop an overall safety plan for the project.
- Job site visits, along with weekly meetings provides ongoing safety monitoring.

4. Project Close-out

- KA identifies specific items for the Owner to identify its needs in terms of warranties, guarantees, and as-build drawings and also identifies specific training requirements.
- KA will perform an inspection of the work at close-out and will prepare a list of incomplete or unsatisfactory items within each contract.
- All inspections will be documented and a schedule established for completion.

Exhibit 4

Wold Architecture Scope of Work & Compensation

DESIGN SERVICES: Fixed Fee of \$475,600; maximum of \$30,000 for reimbursables

Schematic Design Phase – 15% or \$71,340

- Contains an analysis of the building program, site and budget; include preliminary design studies in sketch form and a preliminary estimate of probably construction cost.

Design Development Phase – 20% or \$95,120

- Further development of the schematic design, definition of basic project systems and materials, decision on project size, dimension and architectural character; update estimate.

Construction Document Phase – 40% or \$190,240

- Detailed design of the project, including all engineering design, selection of building materials, establishment of dimensions, construction assembly details, development of construction notes for bidding purposes.

Bidding or Negotiation Phase – 5% or \$23,780

- Assist in screening and selecting bidders for construction

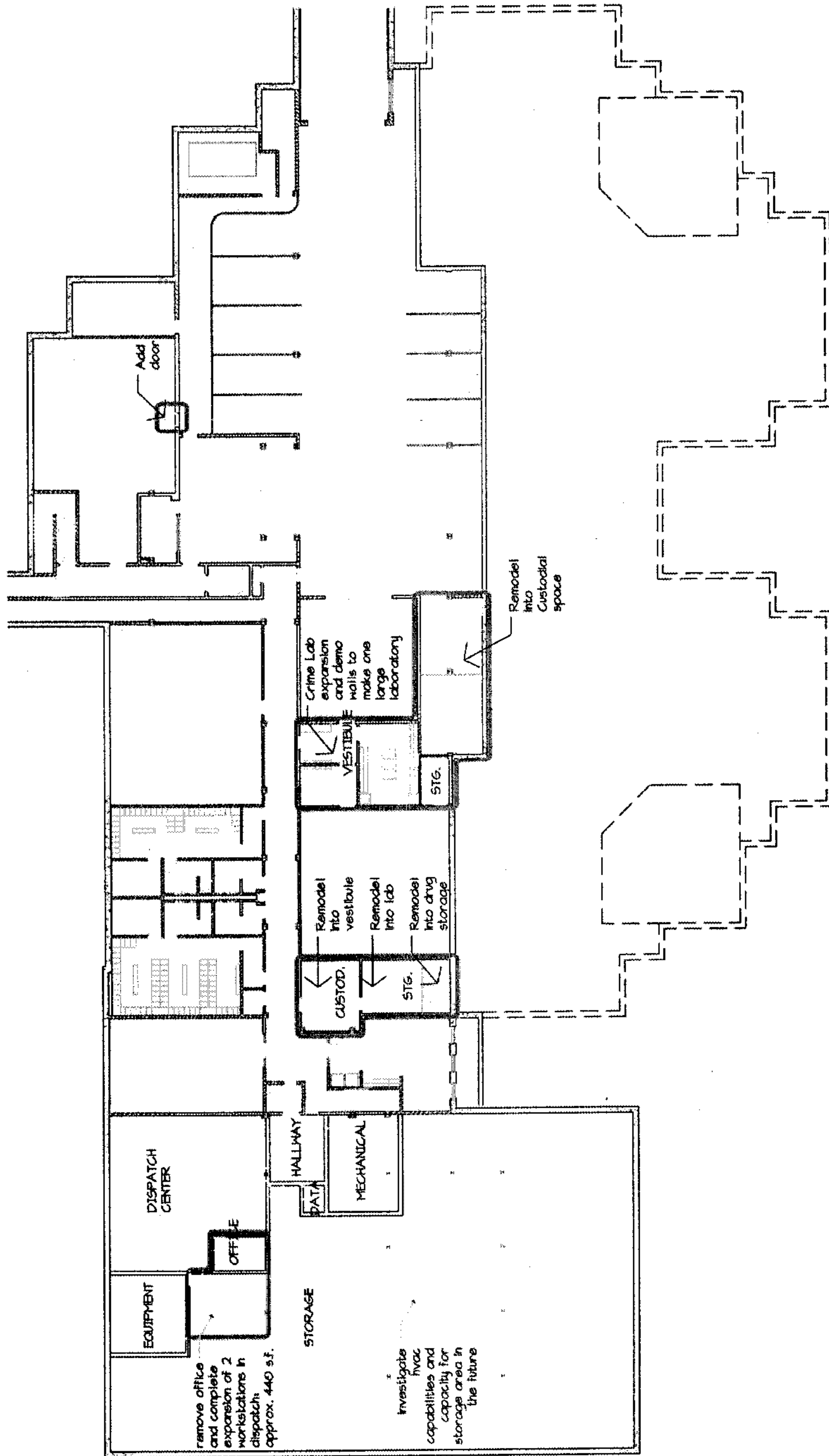
Construction Phase – 20% or \$95,120

- Includes making design changes, checking shop drawings prepared by fabricators, and occasional site visits.

**Carver County Master Plan
Justice Center Lower Level
Preliminary Budgetary Plan**

WOLD ARCHITECTS AND ENGINEERS
SEPTEMBER 17, 2007

PHASE 1



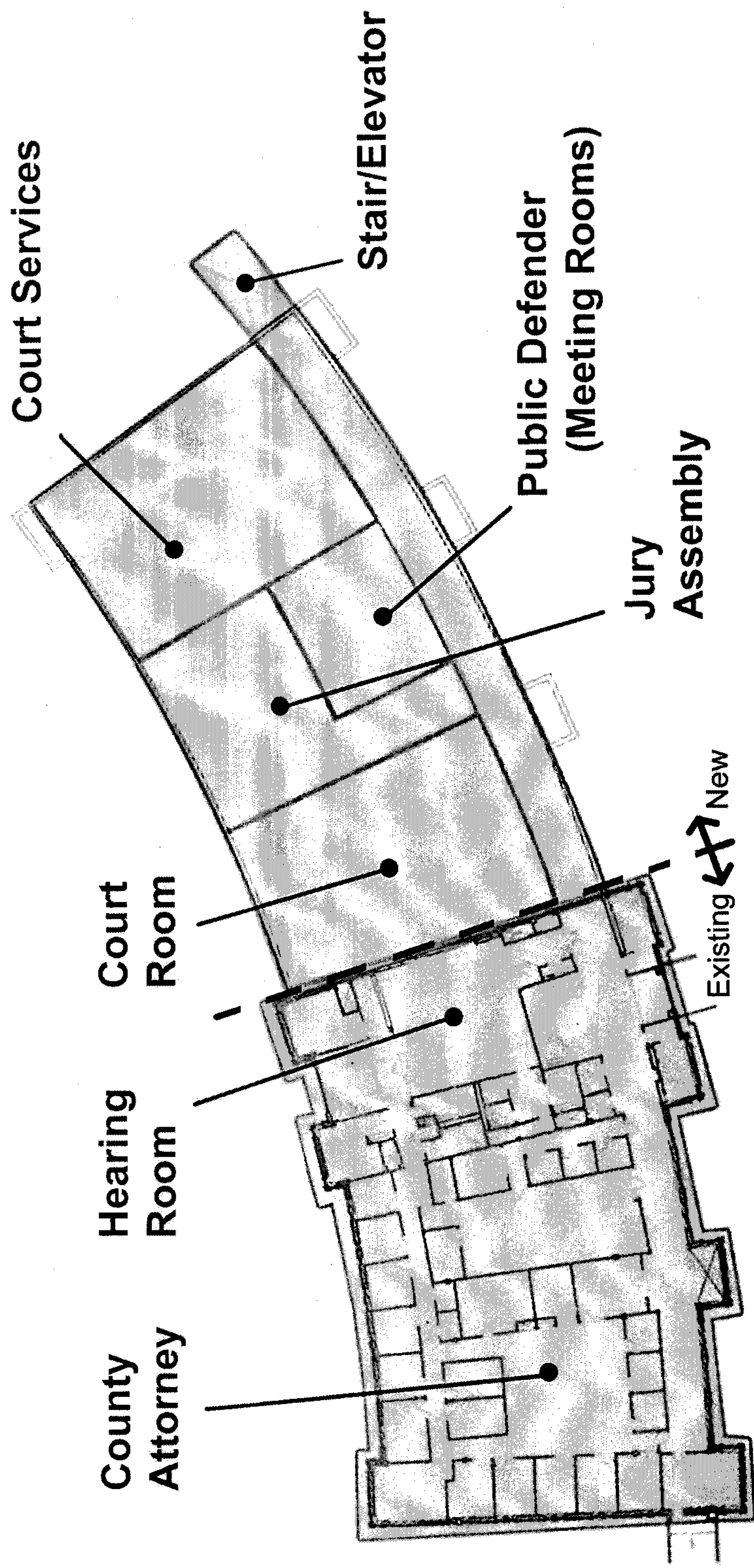
Space Type	Area	Cost/s.f.	Total Cost
Justice Center- Spaces			
Office	440 s.f.		
Lab	1417 s.f.		
Custodian Closet	265 s.f.		
Subtotal	2,122 s.f.		
Justice Center- Facility Analysis			
Mech.	New exhaust fans in Locker Rooms		\$10,000
Mech.	New air unit & exhaust system in evidence storage		\$41,500
Mech.	New air to serve exist. storage area		\$172,000
Mech.	Computer rm cooling unit		\$62,625
Arch-Ext.	Repair leaking along south wall at locker rms		\$12,500
Arch- Int.	Repair/waterproof expansion/control joint in tunnel		\$12,500
Subtotal			\$311,125
Total			
	Total Preliminary Cost		
	Contingency (10%)		
	Total		



Carver County Master Plan

Phase One

IMMEDIATE



BUILD-OUT UPPER LEVEL COURTS

Exhibit 5

Bentz/Thompson/Rietow Architecture
Scope of Work & Compensation

1. DESIGN SERVICES: Chaska License Center– Fixed Fee of \$102,000; maximum of \$5,000 for reimbursables

\$102,000 breaks down as follows:

Architectural: Basic Services	\$68,000
(Note that at a combined hourly rate of \$85, this allows 800 hours total: 160 for SD, 120 for DD, 320 for CD, and 200 for Bid and Construction)	
Mechanical and Electrical: Basic Services	\$22,500
Structural: Basic Services	\$6,500
Civil: Allowance	\$4,000
	<hr/>
	\$102,000

The design services for the Chaska License Center are higher than the County is accustomed to; about 14% instead of the 7 to 9%. The fee was composed by calculating the required effort, not based numerically on percentage of construction cost and was determined in a more precise fashion. Percentage estimating and comparisons of fees as a percentage of construction, must be applied over like-scope and like-size projects.

The Chaska License Center is very small (4900 SF) and very complicated in that there is a small addition (new construction) and a small remodeling (existing conditions). There is a certain fixed amount of professional service needed on every project no matter how small - especially on publicly bid work. This service necessarily comprises a larger percentage of a smaller construction cost. Bentz/Thompson/Rietow has assured County staff that this fee is very aggressive and it will be difficult for the architect to provide the service within our budget unless there is timely and cooperative participation from the Owner, the Construction Manager and all the members of the design team.

2. DESIGN SERVICES: Chanhassen License Center – Fixed Fee of \$135,000; maximum of \$15,000 for reimbursables

Schematic Design Phase – 15% or \$20,250

- Contains an analysis of the building program, site and budget; include preliminary design studies in sketch form and a preliminary estimate of probably construction cost.

Design Development Phase – 20% or \$27,000

- Further development of the schematic design, definition of basic project systems and materials, decision on project size, dimension and architectural character; update estimate.

Construction Document Phase – 40% or \$54,000

- Detailed design of the project, including all engineering design, selection of building materials, establishment of dimensions, construction assembly details, development of construction notes for bidding purposes.

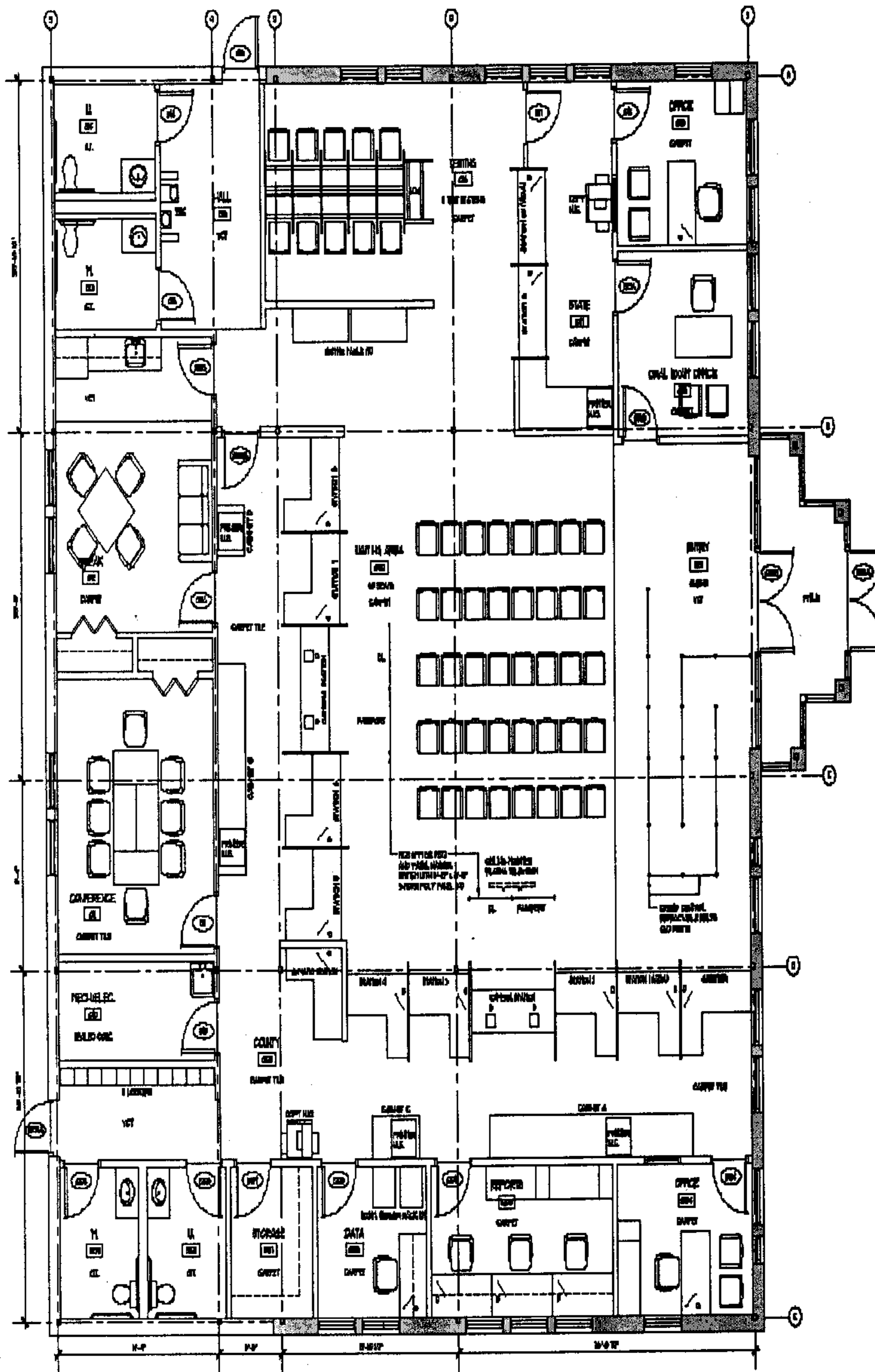
Bidding or Negotiation Phase – 5% or \$6,750

- Assist in screening and selecting bidders for construction

Construction Phase – 20% or \$27,000

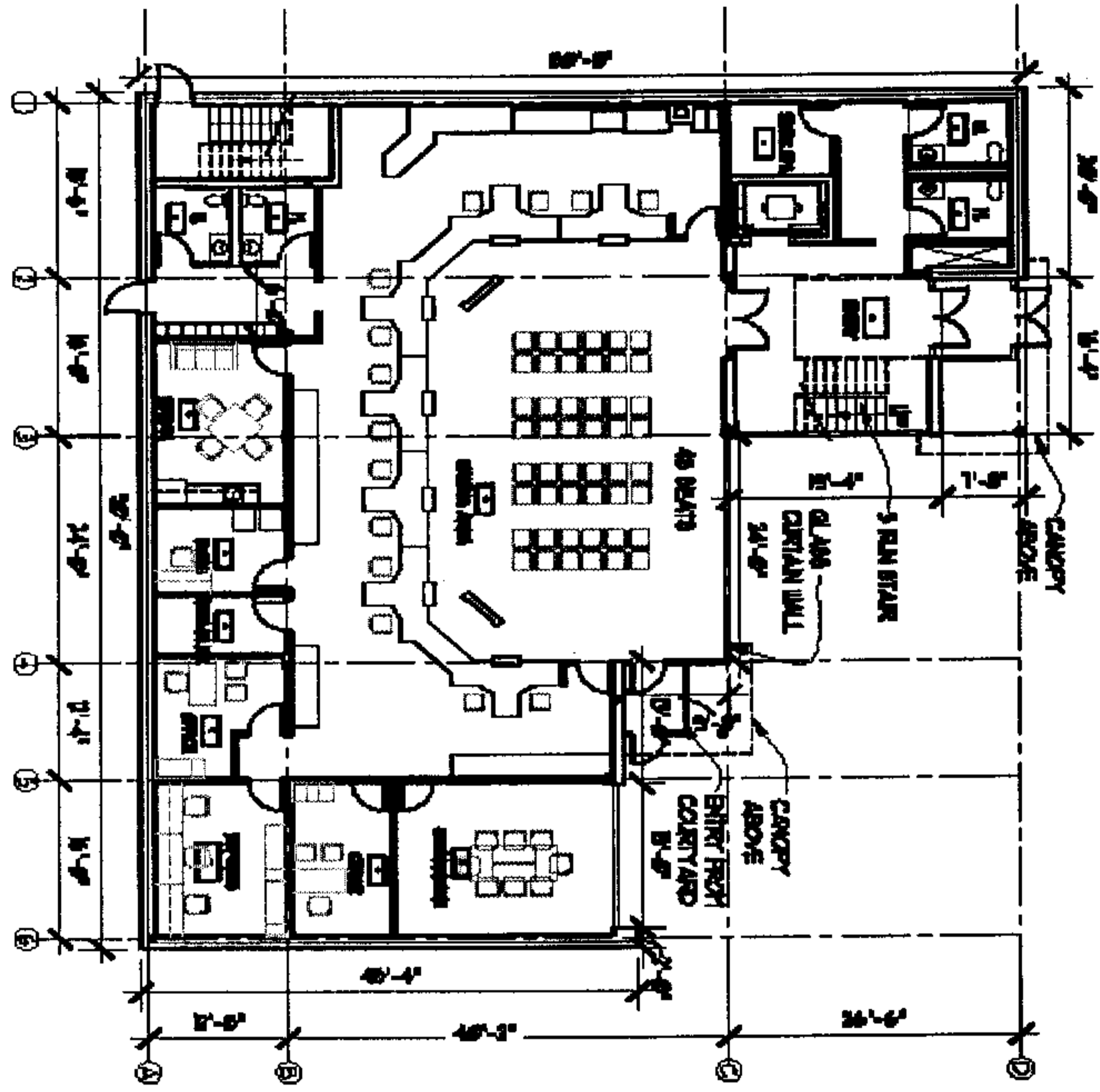
- Includes making design changes, checking shop drawings prepared by fabricators, and occasional site visits.

Proposed Chaska License Center Remodel/Addition

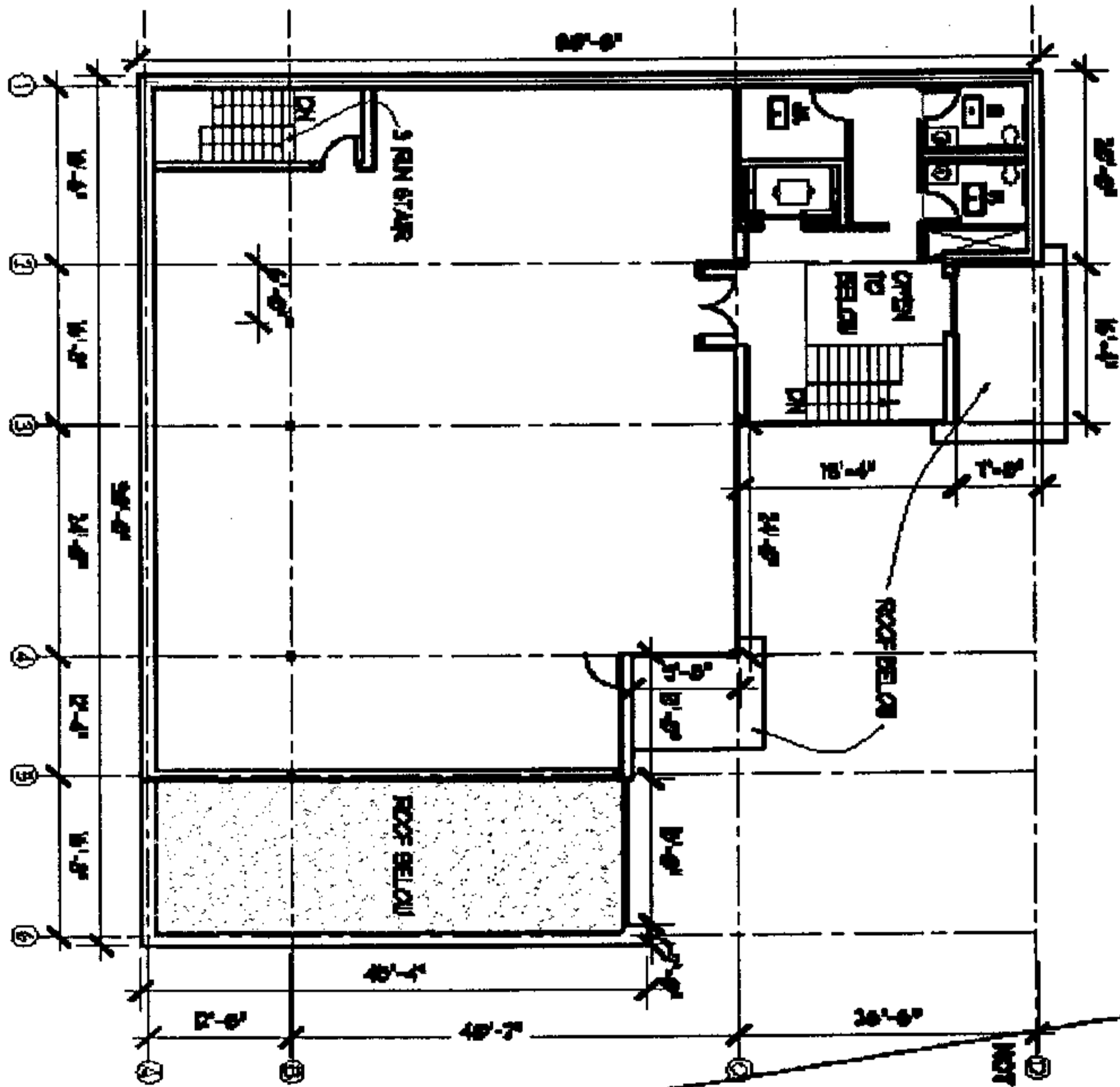


Proposed Chanhassen License Center Drawings


1
FIRST FLOOR PLAN
1/8" = 1'-0"



2
SECOND FLOOR PLAN
1/8" = 1'-0"



NOT FOR CONSTRUCTION
AUGUST 24, 2007
PLAN


 CHANDLER COUNTY
 CHANHASSEN
 SERVICE CENTER


 CHANDLER COUNTY
 CHANHASSEN
 SERVICE CENTER



REQUEST FOR BOARD ACTION

AGENDA ITEM : 2008 Health Insurance

Originating Division: Employee Relations

Meeting Date: 10/9/07

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 County has received 2008 employee health insurance rates from Health Partners. The County is in the second year of a two-year rate cap package with Health Partners, with the second year (2008) having a 17% maximum rate increase unless the coverage changed.

The Minnesota Legislature passed a new requirement for employer-provided health insurance for plan years beginning January 1, 2008 and later which impacts the County's rate cap for 2008. This legislation requires employer-provided coverage for a larger number of children age 19 - 25, which resulted in the County's rates increasing 18.29% for 2008. If the rate cap had not been in place, the rate increase would have been 33.58%.

The AFSCME negotiations resulted in the development of a new and more affordable Plan C which is included in the 2008 rates below. The motion requested is to approve these plans and rates, and to offer all employees selecting single Plan C the AFSCME negotiated incentive of an additional \$30.00 per month in the Medical Pool Health Reimbursement Arrangement in 2008. The additional \$30.00 per month incentive is more than offset by the cost-savings from the more affordable Plan C.

Plan A total cost for single coverage = \$525.12 per month, 100% employer paid
 Plan A total cost for family coverage = \$1,586.87, 68.6% employer paid (\$1,088.59 per month) and 31.4% employee paid (\$498.28 per month)
 Plan B total cost for single coverage = \$507.88 per month, 100% employer paid
 Plan B total cost for family coverage = \$1,534.77, 68.6% (\$1,052.85 per month) employer paid and 31.4% (\$481.92 per month) employee paid
 Plan C total cost for single coverage = \$408.10 per month, 100% employer paid
 Plan C total cost for family coverage = \$1,233.10, 68.6% (\$845.90 per month) employer paid and 31.4% (\$387.20) employee paid.

ACTION REQUESTED:

Motion to approve the 2008 Health Partners health insurance rates and plan designs, and offer the employees selecting single Plan C coverage in 2008 an additional \$30.00 per month Medical Pool Health Reimbursement Arrangement.

FUNDING

County Dollars = \$6,325,000.00
 Other Sources & Amounts = \$
TOTAL = \$6,325,000.00

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other: 2008 budget in process

Related Financial Comments:

Funds for this insurance are included in the 2008 budget as it is being prepared.

Reviewed by Division Director
 Doris M. Krogman, Employee Relations

Date: 10/2/07



REQUEST FOR BOARD ACTION

AGENDA ITEM : 2008 Dental Insurance

Originating Division: Employee Relations

Meeting Date: 10/9/07

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:

The County is in the second year of a three-year Dental Insurance rate guarantee situation with Delta Dental.

The motion requested is to continue with Delta Dental as the dental insurance provider for 2008 at the rates listed below.

2008 Dental Insurance Rates:

Single Preventive: \$12.42, which is 100% covered by the County
Family Preventive: \$38.48, which is 100% covered by the County

Buy-up options

Single Buy-up: \$38.76, of which \$12.42 is covered by the County, so the employee selecting this option pays \$26.34 per month.

Family Buy-up: \$119.62, of which \$38.48 is covered by the County, so employee selecting this option pays \$81.14 per month.

ACTION REQUESTED:

Motion to approve the 2008 Delta Dental insurance rates and plan designs.

FUNDING

County Dollars =	\$325,000.00
Other Sources & Amounts =	= \$
TOTAL	= \$325,000.00

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other: 2008 budget in process

Related Financial Comments:

Funds for this insurance are included in the 2008 budget as it is being prepared.

Reviewed by Division Director
Doris M. Krogman, Employee Relations

Date: 10/2/07



REQUEST FOR BOARD ACTION

AGENDA ITEM : 2008 Life Insurance

Originating Division: Employee Relations

Meeting Date: 10/9/07

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:

The County is about to conclude the second year of a two-year rate guarantee situation with The Municipal Pool – Minnesota Life Insurance Company.

The 2008 rates have increased somewhat based on the demographics of the County workforce. The 2006 and 2007 rates were \$.12 per \$1,000.00 for basic life insurance plus \$.03 per \$1,000.00 for Accidental Death and Dismemberment (AD&D). The 2008 rate will be \$.14 per \$1,000.00 for basic life insurance and again \$.03 per \$1,000.00 for AD&D. The total increase in cost over 2007 amounts is a result of both a rate increase and a few more employees.

Rates for spouses and dependents are unchanged; as are supplemental insurance rates which are paid by employees.

The motion requested is to continue with The Municipal Pool – Minnesota Life Insurance Company for life insurance coverage in 2008.

ACTION REQUESTED:

Motion to approve The Municipal Pool – Minnesota Life Insurance Company to provide life insurance in 2008.

FUNDING

County Dollars = \$62,000.00

Other Sources & Amounts =

= \$

TOTAL = \$62,000.00

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other: 2008 budget in process

Related Financial Comments:

Funds for this insurance are included in the 2008 budget as it is being prepared.

Reviewed by Division Director
Doris M. Krogman, Employee Relations

Date: 10/2/07



REQUEST FOR BOARD ACTION

AGENDA ITEM : 2008 Long-Term Disability Insurance

Originating Division: Employee Relations

Meeting Date: 10/9/07

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:

The County is about to conclude the second year of a two-year rate guarantee situation with Assurant Employee Benefits, for Long-Term Disability (LTD) Insurance. The 2008 rates have increased somewhat based on recent utilization. The 2006 and 2007 rates were \$.49 per \$100.00 of covered payroll and the 2008 rate will be \$.51 per \$100.00 of covered payroll. The total increase in cost over 2007 amounts is a result of both a rate increase and increased payroll.

The motion requested is to continue with Assurant Employee Benefits for LTD coverage in 2008.

ACTION REQUESTED:

Motion to approve the 2008 Assurant Employee Benefits Long-Term Disability Insurance.

FUNDING

County Dollars = \$154,000.00

Other Sources & Amounts =

= \$

TOTAL = \$154,000.00

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other: 2008 budget in process

Related Financial Comments:

Funds for this insurance are included in the 2008 budget as it is being prepared.

Reviewed by Division Director
Doris M. Krogman, Employee Relations

Date: 10/2/07