

Carver County Board of Commissioners
 Regular Session
 March 14, 2006
 County Board Room
 Carver County Government Center
 Human Services Building
 Chaska, Minnesota

PAGE

9:00 a.m.

1. a) **CONVENE**
- b) *Pledge of Allegiance*
- c) *Introduction of New Employees*
- d) *Recognition of advisory committee member*
2. Agenda review and adoption
3. Approve minutes of February 28, 2006 Regular Session1-5
4. Public participation (Comments limited to five minutes)
5. Community announcements

9:05 a.m.

6. **CONSENT AGENDA**
 - 6.1 Payment of emergency claim.....6
 - 6.2 Drug and Alcohol Policy and Procedures for transit
employees.....7-9
 - 6.3 UCare for Seniors Group Employer Agreement..... 10
 - 6.4 Professional service agreement amendment between
Carver County and Ridgeview Medical Center
(Ridgeview Business Health) 11
 - 6.5 Hazardous Materials Grant from MN Division of Homeland
Security and Emergency Management12-13
 - 6.6 Local Public Health Act funding as the Board of Health 14
 - 6.7 Change full time equivalents on Clinical Social Worker and
Social Worker II positions..... 15
 - 6.8 Marriage and Family Counseling Center, Inc..... 16
 - 6.9 Medical Transportation Management contract 17
 - 6.10 Tobacco license approval18-19
 - 6.11 Charitable gambling application for Waconia Knights of
Columbus Counsel #250620-21
 - 6.12 Abatements/additions22-25
 - 6.13 Robert & Stacy Kelzer-request for accessory structure.....26-29
 - 6.14 IBIS wired RDT Joint Powers Agreement.....30
 - 6.15 Scott County Juvenile contract..... 31
 - 6.16 Carver County and Motorola Inc. maintenance and support
services agreement.....32
 - 6.17 Information Services-Pitney Bowes Meter Agreement.....33

6.18 Information Services-Sprint Telecommunications Service.....34

6.19 Amendment to Southwest Newspapers contract.....35

6.20 Appointment to Senior Services Advisory Committee36

6.21 Agreement to remove trees and stumps.....37-38

6.22 Set bid opening date for 2006 County Road bituminous
resurfacing program (overlays).....39

6.23 Set bid opening date for 2006 County State Aid Highway
bituminous resurfacing program (overlays).....40

6.24 Carver County Project No. 0615-cracksealing material.....41

6.25 Carver County Project No. 0610-one tandem axle truck42

6.26 Name change for Carver County HRA.....43-46

6.27 Community Social Services' warrants..... NO ATT

6.28 Commissioners' warrants SEE ATT

9:05 a.m.

RECESS AS COUNTY BOARD AND CONVENE AS

JOINT DITCH #1

9:05 a.m.

7. COUNTY AUDITOR

7.1 Ditch Clean out-Joint Ditch #1, Lat #3.....47-48

9:15 a.m.

ADJOURN JOINT DITCH #1 AND RECONVENE AS

CARVER COUNTY BOARD

9:15 a.m.

8. PUBLIC WORKS

8.1 *Public Hearing*-Project SP 10-632-14/SP 10-610-30 EA.....49

9:45 a.m.

9. LAND AND WATER SERVICES

9.1 Eagle Lake outlet.....50-56

10:05 a.m.

ADJOURN REGULAR SESSION

10:05 a.m.

NEW BUSINESS

BOARD REPORTS

10:05 a.m.

1. Chair
2. Board Members
3. Administrator
4. Adjourn

10:35 a.m.

David Hemze
County Administrator

County Board Retreat
March 14, 2006 - 12:00 p.m. - 4:00 p.m.
Carver County Historical Society Museum
Waconia, Minnesota

REGULAR SESSION
February 28, 2006

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on February 28, 2006. Chair James Ische convened the session at 9:00 a.m.

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

Members absent: None.

Chair Ische presented certificates of appreciation to former Minnesota Extension advisory committee member Jan Albrecht and former Planning Commission member John Pierson for their three terms of service on these committees.

The following amendments were made to the agenda:

Add:

6.14 Restorative Practices Coordinator Training Seminar and budget amendment

7.0 Resolution in support of federal appropriation to the University of Minnesota Landscape Arboretum

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

Delaney moved, Lynch seconded, to approve the minutes of the February 21, 2006, Regular Session. Motion carried unanimously.

Community announcements were made by the Board.

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

Resolution #15-06, Entering into an Agreement with the Minnesota Pollution Control Agency to Complete Multiple TMDL's, authorized temporary water technician position to June 30, 2009, or when funds from the JPA are expended, whichever comes first, and related Land and Water Services budget amendment increasing grant revenue \$179,800 and increasing salaries \$137,500 and professional services \$42,300.

Authorized out of state travel request for Risk Manager to attend meeting/training in Georgia and related budget amendment increasing Emergency Management grant revenue \$900 and increasing training \$900.

Agreement with Qwest Corporation for data used to operate the emergency notification system.

Accepted the withdrawal of the Hans Hagen Homes appeal of the Water Management Rules requirements on the Villages of Cologne and directed staff to enter the letter into file WP20050059.

2006 electronics recycling contract with 5R Processors.

Agreement between Carver County and Roland Dassinger for the collection of scrap metal, bicycles and lawn mowers.

Contract with Family Innovations, Inc.

Contract with Cross Generation.

Contract with Martha Merchant.

Resolution #16-06, Approval of County Auditor and Staff to Act as Absentee Ballot Board.

Professional services agreement with Kim Boyce, Regional Extension Educator with the University of Minnesota, for strategic planning facilitation services at a cost not to exceed \$1,000.

Approved out of state training for the Restorative Practices Coordinator and Sheriff's related budget amendment increasing grant revenue \$1,200 and increasing training \$1,200.

Community Social Services' actions.

Approved payment of the following Commissioners' warrants:

INSERT

Motion carried unanimously.

Peter Moe, representing the Minnesota Landscape Arboretum, requested the Board adopt a Resolution in support of a federal appropriation to the Landscape Arboretum. He indicated the Arboretum has been in the County since 1908 and noted the growth in both development and their programs.

Moe stated they have had discussions on how to meet their needs in the future and determined they needed to purchase additional land. He indicated they work with willing land owners to purchase land and obtain money from the State that is matched with private funds. He reviewed the location of the property they felt essential for them to purchase. Moe indicated they have also started talking with the Minnesota congressional delegation for their support.

Workman offered the following Resolution, seconded by Degler:

Resolution #17-06
Support of a Federal Appropriation in the amount of \$2 million to the
University of Minnesota Landscape Arboretum

On vote taken, all voted aye.

Commissioner Workman suggested a Board meeting be held at the Arboretum to discuss with the Arboretum their future plans.

The Board held the continued public hearing related to the Auditor, Treasurer and Recorder reorganization.

Chair Ische explained this was the fifth public hearing held throughout the County related to the reorganization.

David Hemze, County Administrator, introduced Kelly Hanson, County Recorder, Mark Lundgren, County Auditor and Tom Kerber, County Treasurer, who were in attendance.

Hemze stated they were considering the organizational structure of the Auditor, Treasurer and Recorder offices. He reviewed the changes that have occurred over the years in County government structure and the current structure. Hemze pointed out the responsibilities of each office and the changes that took place with the consent of the current office holders.

He summarized the changes other counties have made and the reasons for both an appointed and elected office. Hemze outlined what is allowed under existing Statutes and requirements for special legislation to combine the offices.

Hemze reviewed his recommendations to consolidate the offices of auditor/treasurer into one elected office and to continue to pursue special legislation related to the appointment of the Auditor-Treasurer and Recorder offices.

Robert Frey, Norwood, presented testimony on the reasons he felt the offices should not be combined and remain elected positions. He urged the Board to vote against the reorganization of these elected positions.

Workman moved, Degler seconded, to close the public hearing. Motion carried unanimously.

The Board discussed the Resolution to consolidate the offices of auditor/treasurer at this time and taking a parallel track of submitting special legislation. The Board also reviewed the option to directly seek special legislation and if special legislation were not approved, they reconsider the Resolution to consolidate the offices of auditor/treasurer.

Hemze reviewed the time requirements for a special election, if required through a reverse referendum.

The Board discussed their level of support of both options.

Ische offered the following Resolution, seconded by Degler:

Resolution #18-06
Resolution to Consolidate Auditor and Treasurer Offices

On vote taken, Degler, Delaney, Ische voted aye. Lynch, Workman voted nay. Motion failed due to lack of 4/5^{ths} required vote.

Hemze reviewed legislation that was submitted last year and his recommended organizational chart after re-organization. He noted the three elected office holders had also submitted a proposal they agreed on which differed slightly from his recommendation. Hemze indicated the Board would ultimately make the decision on the structure. Hemze requested authority to make slight revisions in the draft special legislation and related Resolution to reflect the Board's action on Resolution #18-06.

Workman offered the following Resolution, seconded by Delaney, with language in subdivision 4 of the draft special legislation revised to read "*signed by at least ten percent of the voters registered in the last general election of the County.*" Workman offered a friendly amendment, and Delaney accepted, to delegate to the County Administrator the authority to make other minor changes to the draft legislation and Resolution.

Resolution #19-06
Resolution to Submit Special Legislation

On vote taken, all voted aye.

Commissioners Lynch and Workman agreed to serve as legislative liaisons to assist with the process of obtaining and implementing special legislation.

Steve Taylor, Administrative Services, requested the Board adopt a Resolution identifying State mandates in need of repeal or reform. He explained legislation from the 2005 session gave local government units the opportunity to propose reforms of State mandates and required the State Auditor's office to post these on State Auditor's website. Taylor reviewed the cost impacts of the mandates, noting that they affected Social Services the most.

Gary Bork, Social Services, explained the formula that is used in determining the County's share of chemical dependency treatment costs under the current maintenance of effort requirement.

Workman offered the following Resolution, seconded by Delaney:

Resolution #20-06
Identifying State Mandates for Repeal or Reform

REGULAR SESSION
February 28, 2006

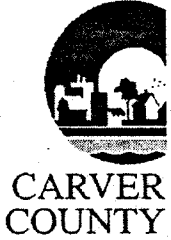
On vote taken, all voted aye.

Degler moved, Workman seconded, to adjourn the Regular Session at 11:07 a.m. Motion carried unanimously.

David Hemze
County Administrator

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

249836



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

AUTHORIZATION

PAYMENT OF EMERGENCY CLAIM

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

VENDOR: Acclaim Benefits

ACCOUNT: 11-420-650-4401-6000

AMOUNT: \$542⁵⁴

REASON: To maintain insurance coverage for Income Maintenance client.

Department Head Signature: Gay Bank

Chairman of County Board

James Ische

County Administrator

Dave Hemze

County Attorney

Michael A. Fahey
Michael A. Fahey

Date: 2/27/06

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name: Drug and Alcohol Policy and Procedures for Transit Employees

Originating Division: Employee Relations

Agenda Date: March 14, 2006

Amount of Time Requested: 5 minutes

Supp. Doc. Attached (y/n): no

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

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

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

The attached policy includes modifications to bring us into compliance with Federal Transit Administration regulations. The changes include removing excessive language, clarifying procedures, and refining definitions.

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

Motion to approve the Board Resolution updating the Drug and Alcohol Policy and Procedures for Transit Employees.

FINANCIAL IMPLICATIONS

Funding:

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

Budget Information (✓ appropriate items):

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

Related Financial Comments:

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney Risk Management Employee Relations Controller _____ Other _____

<u>Doris Krogman</u>	<u>3/3/06</u>
DEPARTMENT HEAD APPROVAL (Signature)	Date

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

Report Date: March 3, 2006

BOARD OF COUNTY COMMISSIONERS CARVER COUNTY, MINNESOTA

DATE _____
MOTION BY COMMISSIONER _____

RESOLUTION NO. _____
SECONDED BY COMMISSIONER _____

CARVER COUNTY POLICY AND PROCEDURES FOR A DRUG AND ALCOHOL POLICY FOR TRANSIT WORKERS

WHEREAS, Carver County is concerned with the use and abuse of unauthorized drugs and alcohol as they relate to the safety and work performance of its employees in safety sensitive positions. Carver County recognizes a nationwide concern with drug and alcohol abuse in the workplace and its negative impact on productivity, safety and employee morale.

WHEREAS, Carver County wishes to protect the employee, co-workers and the public from the hazards created by an employee in a safety-sensitive position who might endanger his/her/others health and well-being through use of unauthorized drugs and/or alcohol.

WHEREAS, under the Federal Occupational Health and Safety Act for Workplace Safety, it is the County's responsibility to maintain a safe working environment for all its employees.

WHEREAS, the attached policy and procedures encompass the controlled substance and alcohol testing requirements of: The US Department of Transportation, Federal Transit Administration as outlined in 49 CFR, Part 655.

The purpose of this policy is to establish employer-based alcohol and controlled substances testing programs to help prevent accidents and injuries resulting from the misuse of alcohol and controlled substances by safety-sensitive employees. The regulations prohibit any alcohol misuse that could affect performance of driving a CMV, including:

1. Use on the job;
2. Use during the four hours before driving a CMV;
3. Having prohibited concentrations of alcohol in the system while driving CMV'S;
4. Use during 8 hours following an accident and;
5. Refusal to take a required test;

The regulations prohibit the use of marijuana, cocaine, opiates, amphetamines, phencyclidine and/or their metabolites, without a licensed doctor of medicine or osteopathy's written prescription.

NOW, THEREFORE BE IT RESOLVED, that Carver County adopts the attached policy and procedures for employees in safety sensitive positions as mandated by the US Department of Transportation, Federal Transit Administration as outlined in 49 CFR, Part 655.

YES

ABSENT

NO

8

STATE OF MINNESOTA
COUNTY OF CARVER

I, Dave Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the _____ day of _____, 20____, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this _____ day of _____, 20_____.

County Administrator

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name (as you would like it to appear on the agenda): UCare for Seniors Group Employer Agreement

Originating Division: Employee Relations

Agenda Date: 3/14/06

Amount of Time Requested:

Supp. Doc. Attached (y/n): no

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

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

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

UCare is a Minnesota nonprofit corporation that is licensed as a health maintenance organization by the State of Minnesota and participates in the federal Medicare program through a Medicare + Choice product called UCare for Seniors. We are able to offer this group Medicare supplemental plan to retirees and their spouses through UCare at no cost to the County.

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

Motion to approve UCare for Seniors Group Employer Agreement for 2006 plan year.

FINANCIAL IMPLICATIONS

Funding:

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

Budget Information (✓ appropriate items):

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

Related Financial Comments: The attached agreement has no cost to the County.

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney Risk Management Human Resources _____ Controller _____ Other _____

Doris Krogman

3/3/06

DEPARTMENT HEAD APPROVAL (Signature)

Date

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

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name (as you would like it to appear on the agenda): Professional Service Agreement Amendment between Carver County and Ridgeview Medical Center (Ridgeview Business Health)

Originating Department: Employee Relations

Agenda Date: 3/14/06

Amount of Time Requested:

Supp. Doc. Attached (y/n): no

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

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

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

Agreement with Ridgeview Business Health to conduct Pre-placement Assessments and Health Surveillance Services. Please note that no changes have been made to this contract and that the renewal letter/price list serves as a contract amendment. The 2005 contracts are attached for reference.

Please note: No signatures required.

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

Approve the attached Professional Service Agreement Amendment between Carver County and Ridgeview Medical Center (Ridgeview Business Health).

FINANCIAL IMPLICATIONS

Funding:

County Dollars =	\$ 37,000
Other Sources & Amounts =	
_____ =	\$
_____ =	\$
TOTAL	\$ 37,000

Budget Information (✓ appropriate items):

Budgeted:	<input checked="" type="checkbox"/>
Not Budgeted:	_____
Amendment Required:	_____
(requires controller approval)	

Related Financial Comments: Not to exceed \$37,000

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney Risk Management Employee Relations Controller _____ Other _____

Doris Krogman

3/3/06

DEPARTMENT HEAD APPROVAL (Signature)

Date

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

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name (as you would like it to appear on the agenda): Hazardous Materials Grant from MN Division of Homeland Security and Emergency Mgmt.

Originating Department: Risk/Emergency Management

Agenda Date: March 14, 2006

Amount of Time Requested: n/a

Supp. Doc. Attached (y/n): n

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

Exercise and Training grants have been approved in past years (1997, 1998, 2000, 2001, 2002, 2003, 2005). The grant amount for this grant is similar to previous grants.

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

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

These are task specific grants we receive from the MN Department of Public Safety - Division of Homeland Security and Emergency Management to help offset the costs of training in Carver County. This specific grant is for offsetting costs associated with a disaster exercise in Carver County. The exercise was held with the city of Carver at East Union School and participants included government, public safety, non-profit, and business/industry participants.

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

Authorize the Board Chair and Tim Walsh, Safety Officer to sign the grant agreement for \$3,000.00.

FINANCIAL IMPLICATIONS

Funding:

County Dollars =	\$	
Other Sources & Amounts =		\$ 3,000.00
<hr style="width: 100%;"/>	\$	
TOTAL =	\$	3,000.00

Budget Information (✓ appropriate items):

Budgeted:	<u> No </u>
Not Budgeted:	<u> Yes </u>
Amendment Required:	<u> Yes </u>

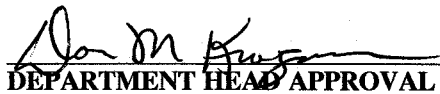
(requires controller approval)

The funding is additional revenue to assist in offsetting expenses for these events for Carver County and the participating entities in the exercise and training. Some funding will stay with Carver County and the other funding will go to the area fire and other emergency services departments participating in the training.

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney X Risk Management X Human Resources Controller Other


 DEPARTMENT HEAD APPROVAL (Signature)

 3/2/06
 Date

Admin. Dept. Use Only: Approved Denied Tabled Other

BUDGET AMENDMENT REQUEST FORM

Submit to Controller's Office one week prior to County Board Session.

DEPARTMENT: Risk&Emergency Management

Date of County Board Session: 3/14/06

Revenue

Description of Revenue Account funds are to Increased/(Decreased):	Amount	Description of Expenditure Account funds are to Increased/(Decreased):	Amount
Grant	\$ 3,000	Training	\$ 3,000
			\$ -
TOTAL:	\$ 3,000	TOTAL:	\$ 3,000

A. Reason for Request: See Board Action.

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

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

D. Contingency Acct. Current Bal.: \$ 297,000

E. Current Balance After Adj.: \$ 297,000

F. Requested By:

G. Recommend Approval: Controller

H. County Board Decision: Approval/Disapproval

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

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name (as you would like it to appear on the agenda): Change Full Time Equivalents on Clinical Social Worker and Social Worker II Positions

Originating Department: Community Social Services

Agenda Date: 3/14/2006

Amount of Time Requested: NA

Supp. Doc. Attached (y/n): No

Previous County Board Action, If Any (include other parties which were advised, if any): 10/25/05

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

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

On October 25, 2005 the Board approved switching the FTE's on a .6 FTE Psychotherapy position and a 1.0 FTE Clinical Social Worker. The 1.0 FTE Psychotherapy position was filled by Sharon Lietzo an internal transfer and the .6 FTE Clinical Social Worker is on continuous recruitment until filled. The Division is proposing to switch the .6 FTE Clinical Social Worker (Pay Grade 14) to a 1.0 FTE and switch a 1.0 FTE Social Worker II (Pay Grade 13) to a .6 FTE. The Division has been unable to hire a part time qualified Masters level candidate. The Division does have qualified Masters level internal staff but none applied for the part time position. By making the switch we believe that the Clinical Social Worker position will be filled internally and there is a better chance of recruiting a .6 FTE Social Worker II, bachelors level position, since there are more bachelors level persons in the workforce. It should be noted that there is a one grade level difference between the Clinical Social Worker (Pay Grade 14) and the Social Worker II (Pay Grade 13).

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

Motion to change the .6 FTE Clinical Social Worker to a 1.0 FTE Clinical Social Worker.
 Motion to change a 1.0 FTE Social Worker II to a .6 FTE Social Worker II.

FINANCIAL IMPLICATIONS

Funding:

County Dollars =	\$1,328
Other Sources & Amounts =	
FFP _____ =	\$ _____
_____ =	\$ _____
TOTAL =	\$1,328

Budget Information (✓ appropriate items):

Budgeted:	<input checked="" type="checkbox"/>
Not Budgeted:	_____
Amendment Required:	_____
(requires controller approval)	

The Clinical Social Worker is a Pay Grade 14 position and the Social Worker II is a Pay Grade 13 position. The difference in salary at Step A is \$1.60 per hour. The annual salary difference when making the change is \$1,328.

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney _____ Risk Management _____ Human Resources _____ Controller _____ Other _____

Mary Bork

DEPARTMENT HEAD APPROVAL (Signature)

Date

3-6-06

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

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name: **Marriage and Family Counseling Center, Inc.**

Originating Department: Community Social Services

Agenda Date:

Amount of Time Requested:

Supp. Doc. Attached (y/n): No

Previous County Board Action, If Any (include other parties which were advised, if any): None. This is a request to contract with Marriage and Family Counseling Center, Inc. for community based treatment services. Song Lor is the director of this agency.

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

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

This is a request to contract with Marriage and Family Counseling Center to provide community based treatment services. These services include in-home Signs of Safety skills training services to help prevent out-of-home placement of youth or to return youth home more quickly.

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

Motion to renew a contract with Marriage and Family Counseling Center, Inc. for the delivery of community based treatment services beginning January 1, 2006 through December 31, 2006.

FINANCIAL IMPLICATIONS

Funding:

County Dollars = Between 0 and \$75,000
 Other Sources & Amounts = Unknown amount of private insurance or MA
TOTAL = \$25,000 estimated.

Budget Information (_ appropriate items):

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

Related Financial Comments: Unit costs are \$69 per hour for family therapy services, \$60 per hour for in-home Signs of Safety services provided by Master's prepared staff, \$50 per hour for services provided by bachelor's prepared staff and \$30 per hour for group skills training services. We expect that some of the services this agency provides for Carver County clients will be reimbursed by MA or insurance. Existing budgets for in-home family services will be used to pay for any services that are not MA reimbursable. We have \$400,000 budgeted for in-home services for 2006. While the contract authorizes purchase of up to \$75,000 in services, it does not promise or guarantee that any services will be purchased. Decisions to purchase services are made on a case by case basis where the family's service and cultural needs are matched to the perceived abilities and availability of the selected provider. Rates for purchased in-home therapy services are consistent with other Carver County vendors. While the per hour figure may seem high compared to staff salaries, these vendors don't receive paid time off, health insurance, liability insurance, mileage, training, supervision, office space, computers, cell phones, or office supplies from the County. In addition, they can't bill for all of the time they work and they work a lot of evening and weekend hours. As a result our in-home vendors either have other daytime work besides their contracted work with the County or they would likely jump at a chance to be employed by the County.

REVIEWS AND APPROVALS AS REQUIRED

_ All Reviews and Approvals Received:

County Attorney Risk Management Human Resources _____ Controller _____ Other _____

DEPARTMENT HEAD APPROVAL (Signature) _____

Date _____

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

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name (as you would like it to appear on the agenda): Medical Transportation Management contract

Originating Department: Community Social Services

Agenda Date:

Amount of Time Requested:

Supp. Doc. Attached (y/n): No

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

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

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

Medical Transportation Management is the broker for medical assistance transportation in the seven county metro area. They are interested in contracting with Carver County CART to provide rides for medical assistance clients that live in Carver County. We intend to use our existing bus drivers & volunteer drivers to provide this service.

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

Motion to approve agreement with Medical Transportation Management to provide rides for medical assistance clients.

FINANCIAL IMPLICATIONS

Funding: N/A	
County Dollars =	\$ 0.00
Other Sources & Amounts =	\$8,000.00
Donations	\$
TOTAL =	\$8,000.00

Budget Information (appropriate items):

Budgeted: _____

Not Budgeted: _____

Amendment Required: _____
(requires controller approval)

Related Financial Comments: 100% of the cost of this service is funded by medical assistance dollars.

REVIEWS AND APPROVALS AS REQUIRED

All Reviews and Approvals Received:
 County Attorney _____ Risk Management _____ Human Resources _____ Controller _____ Other _____

DEPARTMENT HEAD APPROVAL (Signature)

Date

Admin. Dept. Use Only: Approved Denied Tabled Other

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name (as you would like it to appear on the agenda): **Tobacco License Approval**

Originating Department: **Auditor**

Agenda Date: **3/14/06**

Amount of Time Requested: **0 minutes**

Supp.. Doc. Attached (y/n): **N**

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

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

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

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.

RECOMMENDATIONS/BOARD ACTION/MOTION REQUESTED (include motion in proper format)

FINANCIAL IMPLICATIONS

Funding:

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

Budget Information (✓ appropriate items):

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

Related Financial Comments:

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney _____ Risk Management _____ Human Resources _____ Controller _____ Other _____


 DEPARTMENT HEAD APPROVAL (Signature)

3-1-06

Date

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

Tobacco License Applications To Be Approved by County Board

License #10-606 Harvey's Bar & Grill Inc Laura Niesche 220 N Broadway Carver, MN 55315	License #
--	------------------

BOARD OF COMMISSIONERS CARVER COUNTY, MINNESOTA

DATE _____

RESOLUTION NUMBER _____

MOTION BY COMMISSIONER _____

SECONDED BY COMMISSIONER _____

APPROVAL OF CHARITABLE GAMBLING LICENSE Waconia Knights of Columbus #2506

WHEREAS, the Waconia Knights of Columbus #2506, seeks approval of a charitable gambling license; and

WHEREAS, the Waconia Knights of Columbus #2506 will hold the raffle at the Knights of Columbus park located at Co Rd 10 E, 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 for 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 Ordinance #29 94-1.

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

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name (as you would like it to appear on the agenda): **Abatements/Additions**

Originating Department: **Assessor/Auditor**

Agenda Date: **03/14/2006**

Amount of Time Requested: **0 minutes**

Supp.. Doc. Attached (y/n): **Y**

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

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

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

SEE ATTACHED

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

FINANCIAL IMPLICATIONS

Funding:

County Dollars = \$ - 395.94
Other Sources & Amounts = \$ - 640.38
TOTAL = \$ - 1,036.32

Budget Information (✓ appropriate items):

Budgeted:
Not Budgeted: **XX**
Amendment Required: **NO**
(requires controller approval)

Related Financial Comments:

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney _____ Risk Management _____ Human Resources _____ Controller _____ Other _____


DEPARTMENT HEAD APPROVAL (Signature)

3-1-06
Date

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



Office of County Auditor
Carver County Government Center
Administration Building
600 East Fourth Street
Chaska, Minnesota 55318-2102
Phone (952) 361-1910
Fax (952) 361-1919
www.co.carver.mn.us

Mark Lundgren
County Auditor
Phone: (952) 361-1905
Email: mlundgren@co.carver.mn.us

Laurie Engelen
Assistant County Auditor
Phone: (952) 361-1907
Email: lengelen@co.carver.mn.us

**Abatements presented to the
Carver County Board of Commissioners**

The following parcel is to have the remaining Pay 2005 tax, penalty, interest & costs waived due to a collection posting error. This is recommended for approval by the County Auditor and County Treasurer.

58-6520640

James J Dioszeghy



Office of County Assessor
Angie Johnson
Carver County Government Center
Administration Building
600 East Fourth Street
Chaska, Minnesota 55318-2102
Phone: (952) 361-1960
Fax: (952) 361-1959

Abatements presented to the
Carver County Board of Commissioners

The following parcel is to receive the homestead credit for the 2004 assessment payable 2005. This is recommended for approval by the County Assessor.

25-063-1290	Amy Waters	Residential
-------------	------------	-------------

The following property is to receive the disaster credit for the 2004 assessment payable 2005. This is recommended for approval by the County Assessor.

30-108-0210	Randy Koch	Residential
-------------	------------	-------------

The following property is to receive the disaster credit for the 2003 assessment payable 2004. This is recommended for approval by the County Assessor.

30-108-0210	Randy Koch	Residential
-------------	------------	-------------

The following parcels are to be classified as Tax Exempt for the 2004 assessment payable 2005. This is recommended for approval by the County Assessor.

25-061-0090	Arboretum Village Community	Residential
-------------	-----------------------------	-------------

30-489-0410	Pioneer Pointe Community Assn.	Residential
-------------	--------------------------------	-------------

30-489-0900	Pioneer Pointe Community Assn.	Residential
-------------	--------------------------------	-------------



Office of County Auditor
 Carver County Government Center
 Administration Building
 600 East Fourth Street
 Chaska, Minnesota 55318-2102
 Phone (952) 361-1910
 Fax (952) 361-1919
 www.co.carver.mn.us

Mark Lundgren
 County Auditor
 Phone: (952) 361-1905
 Email: mlundgren@co.carver.mn.us

Laurie Engelen
 Assistant County Auditor
 Phone: (952) 361-1907
 Email: lengelen@co.carver.mn.us

**Abatements presented to the
 Carver County Board of Commissioners
 March 14, 2006**

Payable Year	Parcel Number	Name	Original Tax Amount	Adjusted Tax Amount	County Dollars Abated	Total Amount of Adjustment
2005	25-0631290	Amy Waters	1,786.00	1,534.00	-100.00	-252.00
2004	30-1080210	Randy & Tana D Koch	1,902.00	1,772.00	-49.15	-130.00
2005	30-1080210	Randy & Tana D Koch	2,010.00	1,364.00	-242.19	-646.00
2005	30-4890410	Pioneer Pointe Community Assn	2.00	0.00	-1.27	-2.00
2005	30-4890900	Pioneer Pointe Community Assn	2.00	0.00	-1.27	-2.00
2005	25-0610090	Arboretum Village Community	2.00	0.00	-1.13	-2.00
2005	58-6520640	James J Dioszeghy	2.32	0.00	-0.93	-2.32
						0.00
						0.00
						0.00
						0.00
			\$5,706.32	\$4,670.00	-\$395.94	-\$1,036.32

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name: Robert & Stacy Kelzer - request for an accessory structure

Originating Department: Land Management, Land & Water Services

Agenda Date: March 14, 2006

Amount of Time Requested: none

Supp. Doc. Attached (y/n): yes

Previous County Board Action, If Any (include other parties which were advised, if any): None

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

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

File #PZ20060003. The Planning Commission recommended approval of the Conditional Use Permit for Robert & Stacy Kelzer. They are requesting a 7,200± sq ft accessory structure to store construction equipment that is utilized in their Home Occupation. The total proposed personal storage area on the property would be approximately 8,036 sq ft. No outside storage of business equipment would be allowed. A ½ bath would be allowed in the shed for personal use but its use would be reviewed if the property is sold or if there is a change in operations. The Camden Town Board recommended approval of the request.

RECOMMENDATIONS/BOARD ACTION/MOTION REQUESTED (include motion in proper format)

A motion to adopt the Findings of Fact and to issue Order #PZ20060003 for the issuance of a Conditional Use Permit

FINANCIAL IMPLICATIONS: None

Funding:

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

Budget Information (✓ appropriate items):

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

Related Financial Comments:

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney ___ Risk Management ___ Human Resources ___ Controller ___ Other ___


DEPARTMENT APPROVAL (Steve Just)


Division Director

22 Feb 06
Date

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

**COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION**

FILE #: PZ20060003

RESOLUTION #: 06-01

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

FILE #: PZ20060003

APPLICANT: Robert & Stacy Kelzer

OWNER: Robert & Stacy Kelzer

SITE ADDRESS: 16120 Co Rd 32 - Young America, MN 55397

PERMIT TYPE: Accessory Structure w/Home Occupation

PURSUANT TO: County Code, Chapter 152, Section(s) 152.073 A2 & 152.077 A1

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 02-015-0210

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of February 21, 2006; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. Mr. & Mrs. Kelzer recently purchased a 4.1 acre parcel located in the West Half (W½) of the East Half (E½) of the Southeast Quarter (SE¼) in Section 15, Camden Township. The property is improved with a home w/attached garage and an existing 22' x 45' barn. The property is located in the Agricultural Zoning District and the CCWRMA (Crow River).
2. The applicant is requesting a Conditional Use Permit (CUP) to construct an oversized accessory structure (approx. 7,200 sq. ft.) pursuant to Sections 152.073(A2), 152.073(C) and 152.077(A) of the Carver County Zoning Code.
3. Section 152.073 A2 of the Zoning Code allows for a total of 2,500 sq. ft. in a combination of garages and accessory structures, (without a Conditional Use Permit) on parcels of this size. The request is for the construction of an approximate 60' x 120' (7,200 sq ft) accessory structure. Currently, the site has an existing barn 22' x 45' (994 sq. ft.) which the applicant is proposing to remove in order to make room for the larger structure. The proposed total square footage for accessory structure space on the property will be approximately 8,036 sq. ft., which is 5,536 sq. ft. larger than the Zoning Code allows without a CUP for a property of this size.
4. The applicant's letter states the proposed accessory structure will be utilized for storage of sewer and water equipment (1 backhoe, 1 loader, 1 compactor, 1 dozer, a 1-ton truck, two trailers, a bobcat) and miscellaneous small items. Mr. Kelzer is taking over his father-in-laws construction business and states that "the size of the shed is important so that all machinery and items can be stored inside and out of sight". Mr. Kelzer also explains that, "the shed would store sewer and water equipment primarily in the months of December, January and February. The remaining months the equipment is away from the property and on work site locations." Also according to the applicant, the primary purpose of this site will be the residence of the Kelzer's and not a contractors yard. All construction work, machinery repairs, fueling and employees are on location and at the various job sites. No employees or public business will take place from the site. This activity would qualify under the Home Occupation Section 152.073(C) of the County Zoning Code, and the requirement for a Certificate of Compliance would be satisfied upon the issuance of the CUP.
5. Mr. Kelzer is proposing a 12' x 12' (144 sq. ft.) office area within the accessory structure which would be strictly

utilized by the property owners for the purpose of planning, bidding jobs and personal use. The main office for the business would be within the single family residence. A ½ bathroom location is also being designed accordingly for the accessory structure. The bathroom would be for personal use only and the status of the bathroom should be evaluated if the property is ever sold or if there is any change in operations.

6. The Camden Town Board has review and recommended approval of the accessory structure conditional use permit request at their January 4, 2006 meeting. The Town Board Chair, Virgil Stender, noted that the request results in the elimination of outside storage on the property.

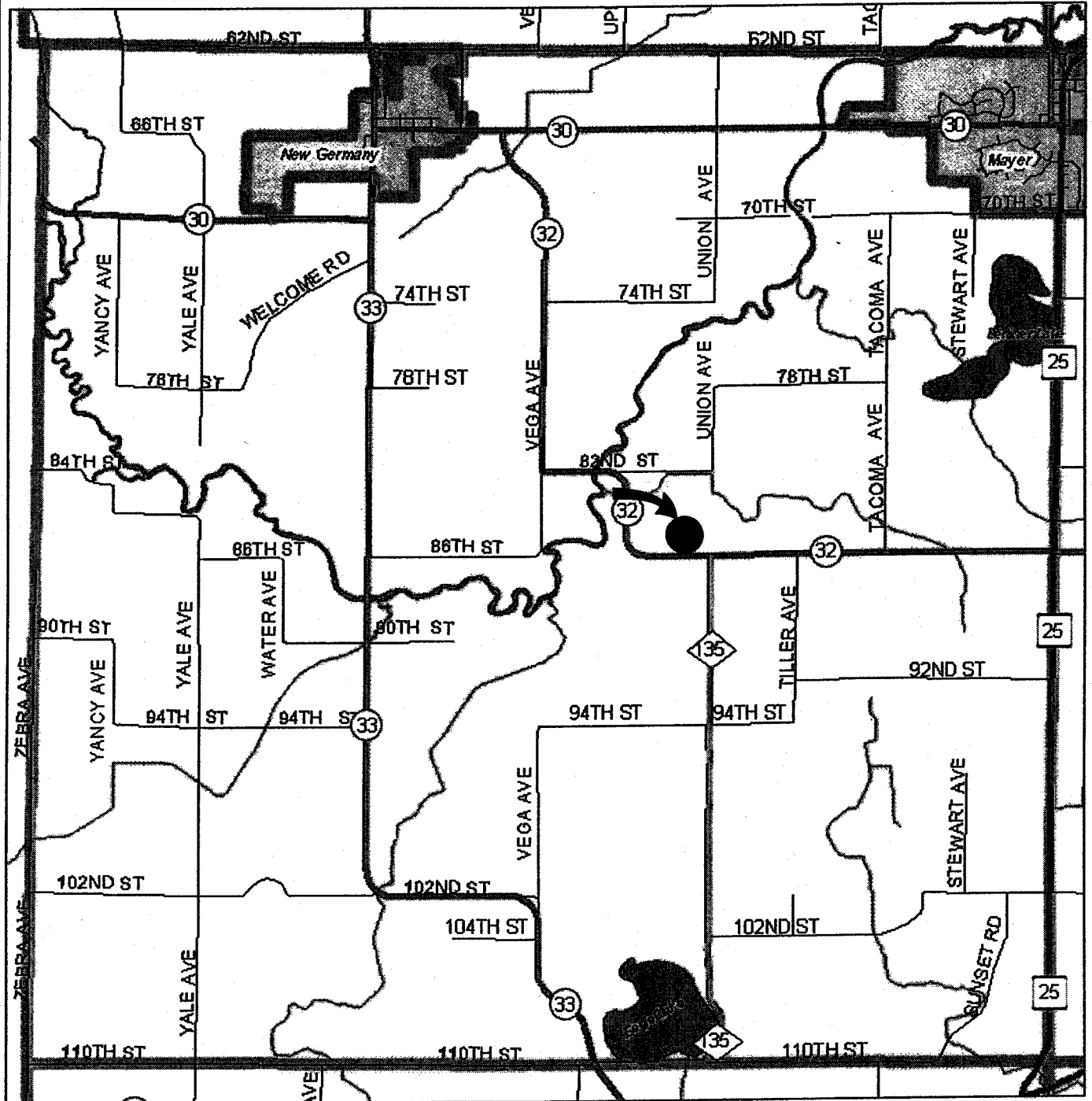
THEREFORE, BE IT RESOLVED, THAT The Carver County Planning Commission hereby recommends the issuance of the subject permit on the land described in Exhibit "A" of the permit application. The Planning Commission further recommends that the following conditions be attached to the permit:

1. The permit is subject to administrative review. A change in ownership, operations or operator shall be cause for the permit to be reviewed by Planning & Zoning for a determination as to whether an application for an amendment or similar consideration is necessary. Proposed owners and/or operators are encouraged to contact Planning & Zoning as early on in the timeline of the proposed change as possible. Specifically, the use of the ½ bath shall be reviewed for compliance and, if necessary, the permit shall be brought back to the Planning Commission for a public hearing to consider an amendment.
2. This structure shall be used only by the occupant(s) of the residence for a Home Occupation, 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. Guest quarters and/or additional dwelling units are strictly prohibited. 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.
3. The business shall not require alterations to the exterior of the residence or change the residential character thereof. The office in the accessory structure would be incidental to the main office located in the single family residence.
4. No more than one employee other than members of the family living on the premises may be employed on the premises. Employees shall not report to the premises in order to put up equipment to travel to work off the site, nor are they allowed to utilize the accessory structure.
5. No more than 1 single or double-faced sign with a maximum area of two square feet per side is allowed.
6. The Home Occupation shall conform to the Operational Standards pursuant to the Carver County Zoning Code.
7. All equipment and supplies utilized in conjunction with the Home Occupation must be stored inside the building. No outside storage of business equipment is permitted and no more than 1 business vehicle is allowed.
8. All building & on-site sewer permits shall be obtained prior to the construction of the accessory structure.

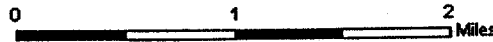
ADOPTED by the Carver County Planning Commission this 21st day of February 2006.

Tim Lynch
Planning Commission Chair (temporary elected)

Camden Township



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



Map Created by Carter County GIS
Apr 21, 2005

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM *State of Minnesota Joint Powers agreement for IBIS wired RDT*

Item Name: IBIS wired RDT Joint Powers Agreement

Originating Department: Sheriff's

Agenda Date: March 14, 2006

Amount of Time Requested: n/a

Supp. Doc. Attached (y/n):

Previous County Board Action, If Any (include other parties which were advised, if any): None

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

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

The state of Minnesota through this Joint Powers Agreement will provide Carver County free of cost a two finger hard wired identification machine.

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

Approve the Carver County Sheriffs Office to enter into a Joint Powers Agreement for the use of a two finger IBIS machine.

FINANCIAL IMPLICATIONS

Funding:

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

Budget Information (✓ appropriate items):

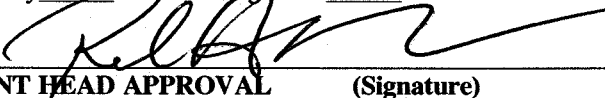
Budgeted:	_X_
Not Budgeted:	_____
Amendment Required:	_____
(requires controller approval)	

Related Financial Comments: After the first year of operation the jail will need to budget \$650.00 per year for a maintenance contract for this equipment.

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney Risk Management Human Resources _____ Controller _____ Other _____


2/24/06

DEPARTMENT HEAD APPROVAL (Signature) Date

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name Scott County Juvenile Contract

Originating Department: Sheriffs

Agenda Date: 03/14/03

Amount of Time Requested: Minutes

Supp. Doc. Attached (y/n): No

Previous County Board Action, If Any (include other parties which were advised, if any): This is a renewal of an existing contact between our counties and has been approved by the board in 2004

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

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

The Sheriffs office is requesting approval to Continue contacting bed space to Scott County juveniles. The Contact rate will be \$145.00 per day. The length of this contract will be for two years.

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

Approve a motion to allow the Sheriffs office to rent bed space to Scott County.

ORIGINAL

FINANCIAL IMPLICATIONS

Funding:

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

Budget Information (✓ appropriate items):

Budgeted:	_____
Not Budgeted:	_____
Amendment Required:	_____

(requires controller approval)

Related Financial Comments:

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:
 County Attorney Risk Management Human Resources _____ Controller _____ Other _____

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name (as you would like it to appear on the agenda): Information Services – Pitney Bowes Meter Agreement

Originating Department: Information Services

Agenda Date: 3/14/2006

Amount of Time Requested: consent

Supp. Doc. Attached (y/n): N

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

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

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

This board action requests approval of rental agreement ratification and signature by county board chair for county postage meter equipment. The rate is based on a flat rate of \$95 per month or \$1,140 annually.

Funds are part of the approved 2006 budget.

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

With consent, motion to have the county board sign rental agreement with Pitney Bowes ratification.

FINANCIAL IMPLICATIONS

Funding:

County Dollars = \$ 1,140.00

Other Sources & Amounts =

_____ = \$
_____ = \$

TOTAL = \$ 1,140.00

Budget Information (✓ appropriate items):

Budgeted:

Not Budgeted:


Amendment Required: _____
(requires controller approval)

Related Financial Comments: Funds are part of 2006 budget.

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney _____ Risk Management _____ Human Resources _____ Controller _____ Other _____

 Steven H. Kelly 3/2/06
DEPARTMENT HEAD APPROVAL (Signature) Date

Admin. Dept. Use Only: Approved Denied Tabled Other

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name (as you would like it to appear on the agenda): Information Services – Sprint Telecommunications Service Agreement

Originating Department: Information Services	Agenda Date: 3/14/2006
Amount of Time Requested: consent	Supp. Doc. Attached (y/n): N

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

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

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

This board action requests approval of service agreement ratification and signature by county board chair for county telecommunications MPLS service and equipment. The cost is based on rate change \$34,685 annually. Funds are part of the approved 2006 budget.

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

With consent, motion to have the county board sign service agreement with Sprint ratification.

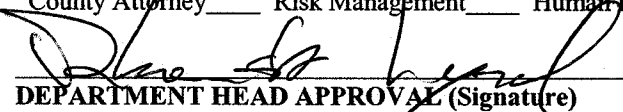
FINANCIAL IMPLICATIONS

<p><i>Funding:</i></p> <p>County Dollars = \$ 34,685</p> <p>Other Sources & Amounts =</p> <p>_____ = \$</p> <p>_____ = \$</p> <p>TOTAL = \$ 34,685</p>	<p><i>Budget Information (✓ appropriate items):</i></p> <p>Budgeted: <u> X </u></p> <p>Not Budgeted: <u> </u></p> <p>Amendment Required: <u> </u></p> <p>(requires controller approval)</p>
---	--

Related Financial Comments: Funds are part of 2006 budget.

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:
 County Attorney _____ Risk Management _____ Human Resources _____ Controller _____ Other _____

 _____ 3/2/06 _____
 DEPARTMENT HEAD APPROVAL (Signature) Date

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

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name : Amendment to Southwest Newspapers Contract #06-009.

Originating Department: Administrative Services

Agenda Date: 03-14-06

Amount of Time Requested: N/A

Supp. Doc. Attached (y/n): N

Previous County Board Action, If Any (include other parties which were advised, if any): Original Contract #06-009 was approved by the Board of Commissioners on 01/03/06.

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

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

Administrative Services wishes to amend the Southwest Newspaper contract, (contract # 06-009) to include an informational insert provided by the Land and Water Services Division. The request is to expand the April newsletter through the use of a two page insert to include specific articles related to that division. The intent would be to publish this expanded version both in the spring and fall of 2006. The articles would include items such as: the upcoming information on the updates to the Comprehensive Plan, Environmental Services, special waste collections dates & Summer hours, HRA programs, Soil and Water programs, TMDL and other water quality programs.

The additional pages would be paid for with grant funds, water levy funds or solid waste funds that are specifically, or have been identified, to be used for education or publicity. We understand the cost will be approximately \$3,000 for the additional pages for each of the two inserts. This will increase the cost of the contract from \$36,800 to \$42,800.

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

Motion to approve amendment to Southwest Newspapers contract #06-009 in the amount of \$6,000.00.

FINANCIAL IMPLICATIONS

Funding:

County Dollars = \$ 6,000

Other Sources & Amounts =

_____ = \$ _____

TOTAL = \$ 6,000

Budget Information (✓ appropriate items):

Budgeted:

Not Budgeted: _____

Amendment Required:
(requires controller approval)

Related Financial Comments: Funds to pay for this effort would come from grant funds, water levy funds and solid waste funds.

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney _____ Risk Management _____ Human Resources _____ Controller _____ Other _____

/s/Steve Taylor

3/3/06

DEPARTMENT HEAD APPROVAL (Signature)

Date

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

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name (as you would like it to appear on the agenda):

Agreement to remove Trees and Stumps.

Originating Department: Public Works/ Parks

Agenda Date: March 14th, 2006

Amount of Time Requested: None

Supp. Doc. Attached (y/n): No

Previous County Board Action, If Any (include other parties which were advised, if any): None

Item Type (X Only One): Consent Regular Session Discussion Session

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

The agreement with Emery's Tree Service, Inc. is to remove trees & stumps at Baylor Regional Park in Norwood Young America. There are very large trees which are dead or dying and need to be removed to eliminate the potential hazardous condition from the campground. Staff believes the quote to do the work is reasonable given proximity to power lines and size of the trees to be removed. Emery's Tree Service has performed well on past projects.

BOARD ACTION/MOTION REQUESTED (In proper format)

It is recommended the County Board authorize the Board Chair to sign this agreement.

FINANCIAL IMPLICATIONS

Funding:

County Dollars =	\$1,345.00
Other Sources & Amounts =	
=	
=	
Total	\$1,345.00

Budget Information (Appropriate Items):

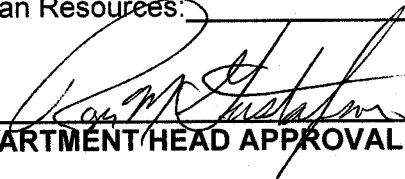
- Budgeted
 Not Budgeted
 Amendment Required
 (requires controller signature)

Related Financial Comments:

REVIEWS AND APPROVALS AS REQUIRED (Signatures)

County Attorney: _____ Risk Management: _____

Human Resources: _____ Controller: _____



DEPARTMENT HEAD APPROVAL

 2/23/06
Date

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

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

Date: March 14, 2006

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

PROFESSIONAL SERVICE AGREEMENT
BETWEEN
EMERY'S TREE SERVICE INC. AND CARVER COUNTY
FOR TREE AND STUMP REMOVAL.

BE IT RESOLVED, that the Carver County Board of Commissioners hereby authorize the Board Chair and the County Administrator to execute the Professional Service Agreement Between Emery's Tree Service, Inc. and Carver County for tree and Stump removal at Baylor Regional Park in NYA.

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 14th day of March, 2006, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 14th day of March, 2006.

County Administrator

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name (as you would like it to appear on the agenda):

Set Bid Opening Date for 2006 County Road Bituminous Resurfacing Program (Overlays)

Originating Department: Public Works

Agenda Date: March 14, 2006

Amount of Time Requested: None

Supp. Doc. Attached (y/n): no

Previous County Board Action, If Any (include other parties which were advised, if any): None

Item Type (X Only One): Consent Regular Session Discussion Session

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

The 2006 resurfacing program includes resurfacing about 16 miles of roadways in various locations in the County. The work has been divided into a County State Aid Highway Project and a County Road Highway Project.

BOARD ACTION/MOTION REQUESTED (In proper format)

It is requested that the County Board of Commissioners establish 1:30PM, Tuesday, April 11, 2006, as the time and date for the opening of bids for the Carver County 2006 County Road Bituminous Resurfacing project. Further, it is hereby requested that the authority to open these bids be given to the County Administrator and the County Engineer. The bids are to be publicly opened at the time and place specified in the official advertisement for this project.

FINANCIAL IMPLICATIONS

Funding:

County Dollars =	\$1,000,000.00
Other Sources & Amounts =	
=	
=	
Total	\$1,000,000.00

Budget Information (Appropriate Items):

- Budgeted
- Not Budgeted
- Amendment Required
(requires controller signature)

Related Financial Comments:

REVIEWS AND APPROVALS AS REQUIRED (Signatures)

County Attorney: _____ Risk Management: _____

Human Resources: _____ Controller: _____

William J. Weckman for RMS
DEPARTMENT HEAD APPROVAL

3/06/06
Date

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

Report Date:

S:\Projects\Overlays\2006\BAF-set new b-o date - CR

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name (as you would like it to appear on the agenda):

Set Bid Opening Date for 2006 County State Aid Highway Bituminous Resurfacing Program (Overlays)

Originating Department: Public Works

Agenda Date: March 14, 2006

Amount of Time Requested: None

Supp. Doc. Attached (y/n): no

Previous County Board Action, If Any (include other parties which were advised, if any): None

Item Type (X Only One): Consent Regular Session Discussion Session

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

The 2006 resurfacing program includes resurfacing about 16 miles of roadways in various locations in the County. The work has been divided into a County State Aid Highway Project and a County Road Highway Project.

BOARD ACTION/MOTION REQUESTED (In proper format)

It is requested that the County Board of Commissioners establish 1:30PM, Tuesday, April 11, 2006, as the time and date for the opening of bids for the Carver County 2006 County State Aid Highway Bituminous Resurfacing project. Further, it is hereby requested that the authority to open these bids be given to the County Administrator and the County Engineer. The bids are to be publicly opened at the time and place specified in the official advertisement for this project.

FINANCIAL IMPLICATIONS

Funding:

County Dollars =	\$500,000.00
Other Sources & Amounts =	
=	
=	
Total	\$500,000.00

Budget Information (Appropriate Items):

- Budgeted
 Not Budgeted
 Amendment Required
 (requires controller signature)

Related Financial Comments:

REVIEWS AND APPROVALS AS REQUIRED (Signatures)

County Attorney: _____ Risk Management: _____

Human Resources: _____ Controller: _____

William J. Weckman for RMS
DEPARTMENT HEAD APPROVAL

3/06/06
Date

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

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name (as you would like it to appear on the agenda):

Carver County Project No. 0615 - Cracksealing Material

Originating Division: Public Works

Agenda Date: March 14, 2006

Amount of Time Requested: None

Supp. Doc. Attached (y/n): Yes

Previous County Board Action, If Any (include other parties which were advised, if any): None

Item Type (X Only One): Consent Regular Session Discussion Session

EXPLANATION OF AGENDA ITEM (include a description of background, benefits, and recommendations)

Rubberized sealant material is used to fill cracks in bituminous paved roads to minimize the amount of water that runs through the cracks into the road subgrade. This helps prolong the life of the road.

Three quotes for sealant material were received. VB 3405 crack sealant at \$0.35 per pound is designed more for parking lots and is not on the Mn/DOT list of approved sealants that meet the Mn/DOT 3723 specification. Deery 3723 sealant at \$0.31 per pound and WR Meadows 3405 sealant at \$0.334 per pound both meet the Mn/DOT 3723 specification. The WR Meadows 3405 sealant is preferred because it sets up faster allowing traffic to be back on the roadway sooner. It also has exhibited less tendency to pull out of cracks.

An estimated 55,440 pounds of sealant will be purchased for 2006 pavement maintenance work.

BOARD ACTION/MOTION REQUESTED (in proper format)

It is recommend the County Board accept the quote from MidStates for 55,440 pounds of WR Meadows 3405 crack sealant for a total cost of \$19,720.56.

FINANCIAL IMPLICATIONS

<i>Funding:</i>		<i>Budget Information (Appropriate Items):</i>	
County Dollars =		<input checked="" type="checkbox"/> Budgeted	
Other Sources & Amounts =		<input type="checkbox"/> Not Budgeted	
		<input type="checkbox"/> Amendment Required	
		(requires controller signature)	
Total	\$20,000.00		

Related Financial Comments:

REVIEWS AND APPROVALS AS REQUIRED (Signatures)

County Attorney: _____

Risk Management: _____

Human Resources: _____

Controller: _____

Roger Gustafson

3/6/06

DEPARTMENT HEAD APPROVAL

Date

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

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name (as you would like it to appear on the agenda):

Carver County Project No. 0610 - One Tandem Axle Truck

Originating Department: Public Works

Agenda Date: March 14, 2006

Amount of Time Requested: None

Supp. Doc. Attached (y/n): No

Previous County Board Action, If Any (include other parties which were advised, if any): None

Item Type (X Only One): Consent Regular Session Discussion Session

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

The intent of this agenda item is to move forward with the purchase a new tandem axle truck as an upgrade to our present fleet. This new truck would be a replacement for a 13 year old unit (#5931).

The purchase of this truck would be made from the State Purchasing contract. The three truck proposals (including trade, tax, and license) are:

Astleford International (2007 – International 7600)	\$74,127.09
Twin Cities Mack & Volvo (2007 – Mack CV713)	\$75,095.17
Boyer Ford (2007 – Ford Sterling LT 9500)	\$81,736.62

It is recommended that Twin Cities Mack & Volvo be awarded the contract. The Mack truck does include a fully heated windshield priced at \$677.00 that is not available on the International truck. The slight difference in comparable cost (\$968.08 minus \$677.00) between the two trucks is deemed to be justified by the safety advantages of the heated windshield during winter snow and ice removal operations.

BOARD ACTION/MOTION REQUESTED *(In proper format)*

It is recommended that the County Board authorize the purchase of one, new 2007 Mack Model CV713 truck from Twin Cities Mack & Volvo for a total cost of \$75,095.17 (including trade-in value, tax & license) utilizing the State Purchasing contract.

FINANCIAL IMPLICATIONS

Funding:

County Dollars =	\$75,095.17
Other Sources & Amounts =	
=	
=	
Total	\$75,095.17

Budget Information (Appropriate Items):

- Budgeted
- Not Budgeted
- Amendment Required
(requires controller signature)

Related Financial Comments:

REVIEWS AND APPROVALS AS REQUIRED (Signatures)

County Attorney: _____

Risk Management: _____

Human Resources: _____

Controller: _____

Roger Gustafson

3/6/06

DEPARTMENT HEAD APPROVAL

Date

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

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name: Name Change for Carver County HRA

Originating Department: Carver County HRA, LWS Division

Agenda Date: 03/14/2006

Amount of Time Requested: 0

Supp. Doc. Attached (yes) Memo & resolution

Previous County Board Action:

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

EXPLANATION OF AGENDA ITEM (Include a description of how the item is being handled)

The Carver County HRA is requesting that the Carver County Board of Commissioners support a name change for the HRA. The HRA Board is requesting the name be changed from the Carver County Housing and Redevelopment Authority to the Carver County Community Development Agency. The name must be changed by the State Legislature. The name change is in response to the changing role of the HRA and the its expanding role in economic development and redevelopment. The change is a name change only with out any change in powers or duties. A memo with further explanation and a draft resolution of support are attached.

Motion adopting the resolution supporting the name change..

FINANCIAL IMPLICATIONS: None

Funding:

County Dollars = \$
 Other Sources & Amounts = \$
 _____ = \$
 _____ = \$
TOTAL = \$0.00

Budget Information (Appropriate Items):

Budgeted:
 Not Budgeted:
 Amendment Required:
 (requires controller signature)

Related Financial Comments:

APPROVALS AND APPROPRIATE AGENCY SIGNATURES

 Julie Frick
DEPARTMENT HEAD APPROVAL

 David K. Drealan
Division Approval

 6/3/2006
Date

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

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

Date: 14 March 2006

Resolution #

Motion by Commissioner
Seconded by Commissioner

A Resolution Recommending the change of the name of the Carver County Housing and Redevelopment Authority to the "Carver County Community Development Agency".

WHEREAS, the Carver County Housing and Redevelopment Authority (CCHRA), in addition to a significant provider of housing programs, has for many years provided economic development assistance to carver County communities; and

Whereas, the County Board has requested that the CCHRA take a significant role in the the County's economic development efforts; and

WHEREAS, the CCHRA has recently begun a significant economic develop effort including the hiring of an Economic Development Director

THEREFORE, BE IT RESOLVED, THAT The Carver County Board of Commissioners hereby recommends that he Legislature approve the change in name of the Carver County Housing and Redevelopment Authority to the "Carver County Community Development Agency".

YES

NO

ABSENT

I, David Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the ____ day of ____, 2006, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this ____ day of _____, 2006.

David Hemze, County Administrator



March 6th, 2006

Carver County Board of Commissioners
David Hemze, County Administrator
Carver County Government Center
600 East Fourth Street
Chaska, MN 55318

Dear Mr. Hemze:

The Carver County Housing and Redevelopment Authority (HRA) Board of Commissioners is requesting support from the Carver County Board of Commissioners to change the name of the above mentioned Authority to Carver County Community Development Agency (CCDA). Since the inception of the Carver County HRA in 1980 and our first project in 1984, we have put over \$80 million dollars into community development projects throughout the county. We have assisted many Carver County communities with various projects outside the realm of housing, i.e. we've assisted with the financing of infrastructure, (i.e. city wells, streets, treatment plants, etc.) Public facilities, (i.e. county courthouse remodel and jail) as well as administered many Community Development Block Grant (CDBG) programs for downtown and neighborhood revitalization and multi-family rental rehabilitation. We've also assisted with many ongoing housing programs that are not even a part of this \$80 million. We have helped communities address their single-family rehab needs, as well as addressed senior housing needs with mixed use developments in such communities as Chaska, Chanhassen and Waconia.

The HRA Board feels that with our current name, communities may interpret our name to mean we only work in the housing area when in fact our history shows we have been very active in redevelopment, public finance and now economic development. We feel that a name change would better identify who we are and what we can do. The timing of this would be critical to the HRA adopting a new logo in 2006, revising our website and adopting a marketing plan to continue to undertake this endeavor.

As Carver County continues to grow, the HRA has been planning for the future. As the County undertakes the development of the 2030 Comprehensive Plan, we want to ensure that we are a part of it and are prepared for any and all opportunities that may come before us that could continue to assist our Carver County communities with their community goals/needs. The HRA Board would like to change its name to adjust and fit more with the current mission and current activities of the Authority, aside from just the

housing piece. We'd also like to align more with the mission of Carver County, of *helping plan for the county's growth as well as planning for a dynamic future.*

The 2004 Carver County Citizen Survey Report of Results shows that 32% of those surveyed at that time had listed growth and development as one of the highest areas of concern. With the population projections for this area, one must actively plan and prepare for what is to come, to be able to address these two areas in a responsible, well thought out approach. The change and growth coming to Carver County isn't a bad thing as long as it is planned for and managed in a responsible manner on behalf of the taxpayers of this county. By allowing the Carver County HRA the opportunity to move forward with this name change is just a step in the right direction towards planning for the future and for better preparation for what is to come. It's county government proactively planning in a responsible manner.

Thank you in advance for your consideration of this request.

Sincerely,

A handwritten signature in cursive script, appearing to read "Julie M Frick".

Julie M Frick
Executive Director
Carver County HRA

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name (as you would like it to appear on the agenda): Ditch Clean Out – Joint Ditch #1 Lat #3

Originating Department: Auditor

Agenda Date: 3/14/06

Amount of Time Requested: 10 minutes

Supp.. Doc. Attached (y/n): Yes

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

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

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

Request attached for clean out of ditch being approximately 4,500 feet with cost estimate of \$9,600.00

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

Approve attached clean out request.

FINANCIAL IMPLICATIONS

Funding:

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

Budget Information (✓ appropriate items):

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

Related Financial Comments: This, as all ditch clean outs, are the responsibility of the ditch system.

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney ___ Risk Management ___ Human Resources ___ Controller ___ Other ___


DEPARTMENT HEAD APPROVAL (Signature)

3-2-06
Date

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



219 East Frontage Road
Waconia, MN 55387
Phone: 952-442-5101
Fax: 952-442-5497

http://www.co.carver.mn.us/SWCD/SWCD_main.htm

Mission Statement: To provide leadership in conservation and teach stewardship of the soil, water, and related resources through a balanced, cooperative program that protects, restores, and improves those resources.

To: Mark Lundgren
From: Greg Graczyk (Carver SWCD)
Date: 2/22/06
Re: Joint Ditch #1 lateral clean out (Sec. 17 & 21, Hollywood Township)

In response to a request by Jim Kieser for maintenance/clean out of lateral #3 to JD#1, I inspected and did some survey work of the area at multiple times throughout the summer of 2005. I along with other staff from the office also completed some further survey work south of 42nd St. in the fall of 2005.

There are multiple areas of the lateral north of 42nd St. where there are growths of cattails across the entire ditch. The gradient for this section of lateral is relatively flat (dropping approx. 9" from the outlet of Jim Kieser's driveway culvert to the inlet of the culvert under 42nd St., totaling approx. 3350') so it doesn't take many obstacles to impede drainage.

Shots were taken downstream from the 42nd St. culvert and effective ditch flow line elevations were found in spots to be slightly higher (5" - 7") than the flow line of the outlet for the culvert under 42nd St.

From the data collected, we recommend the cleanout of lateral #3 to JD1 from Jim Kieser's driveway south to the main ditch. The total length is approx. 4,500 ft. with a total cost estimate of \$9,600.

If there are any questions, contact myself or Mike Wanous.

Thank you,

Greg Graczyk

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM

Item Name (as you would like it to appear on the agenda):

Project SP 10-632-14/SP 10-610-30 EA Public Hearing

Originating Department: Public Works

Agenda Date: March 14, 2006

Amount of Time Requested: 30 min. starting at 9 a.m. or soon there after

Supp. Doc. Attached (y/n): no

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

Item Type (X Only One): Consent Regular Session Discussion Session

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

The Environmental Assessment (EA) for SP 10-632-14/SP 10-610-30 addresses the impacts due to new construction of 0.7 miles of CSAH 32; constructed to two lane urban design standards; realignment and new construction of 1.7 miles of CSAH 10; Reconstruction of 4.6 miles of existing two lane rural CSAH 10; all to current 2 lane urban and rural design standards.

The Public Hearing is an opportunity for the concerned public to comment on the environmental impacts due to the proposed project. The Public Hearing fulfills part of the required approval process to obtain Federal funds.

BOARD ACTION/MOTION REQUESTED (In proper format)

It is requested that the County Board open the Public Hearing for the public's opportunity to comment on SP 10-632-14/SP 10-610-30.

FINANCIAL IMPLICATIONS

Funding:

County Dollars =	
Other Sources & Amounts =	
=	
=	
Total	

Budget Information (Appropriate Items):

- Budgeted
- Not Budgeted
- Amendment Required
(requires controller signature)

Related Financial Comments:

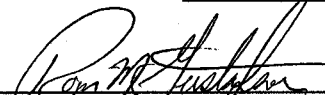
REVIEWS AND APPROVALS AS REQUIRED (Signatures)

County Attorney: _____

Risk Management: _____

Human Resources: _____

Controller: _____



DEPARTMENT HEAD APPROVAL

2/17/06

Date

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

CARVER COUNTY REQUEST FOR BOARD ACTION

AGENDA ITEM: Eagle Lake Outlet

Originating Department: Land & Water Services - Planning & Water Management

Agenda Date: 03/14/06

Amount of Time Requested: 20 minutes

Supp. Doc. Attached (y/n): yes

Previous County Board Action, If Any : 5/24/05 Motion to direct staff to move forward with the recommended alternative: authorize amount not to exceed \$5,000 to investigate the effectiveness of installing a 2nd culvert to add overflow capacity in higher flows. Direct staff to evaluate construction costs and proceed with a plan for lakeshore landowner cost share in any final project.

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

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

In May of 2005, Carver County received a petition from the majority of property owners on Eagle Lake to review water elevations and structure elevations for culverts entering Eagle Lake and the control structure. The main issue in the petition is water elevations on Eagle Lake based on the height and size of the outlet (original petition letter attached). A memo is attached with a summary of the issues, alternatives for action and a recommendation. Staff is recommending that the Board pursue installing a 2nd culvert to add overflow capacity in higher flows.

RECOMMENDATIONS/BOARD ACTION/MOTION REQUESTED (include motion in proper format)

Motion to authorize amount not to exceed \$5,000 to install a 2nd culvert in Baylor Park to add overflow capacity in higher flows.

FINANCIAL IMPLICATIONS

Funding:

County Dollars =	
County Parks Dept =	\$5,000
TOTAL =	\$5,000

Budget Information (✓ appropriate items):

Budgeted:
 Not Budgeted: ___
 Amendment Required: NO
 (requires controller approval)

Related Financial Comments: Construction costs will come from the County Parks Dept.

REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received: County Attorney ___ Risk Management ___ Human Resources ___ Controller ___

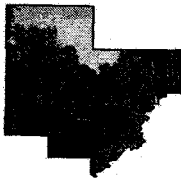


 DEPARTMENT HEAD APPROVAL 3/8/06 Date



 DIVISION DIRECTOR APPROVAL 3/9/06 Date

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



Memo

To: County Commissioners, David Hemze
From: Paul Moline, Planning & Water Mgmt *PM*
Date: 3/8/2006
Re: Eagle Lake Water Elevations & Outlet
CC: Marty Walsh, County Parks
Dave Drealan, Land & Services Division Director
Mike Wanous, Manager Carver SWCD

In 2005, Carver County received a petition from the majority of property owners on Eagle Lake (seven owners of nine lakeshore properties) to review water elevations and structure elevations for culverts entering Eagle Lake and the control structure. The main issue in the petition is water elevations on Eagle Lake based on the height and size of the outlet (see attached letter).

Summary

- Concerned lakeshore landowners believe the outlet capacity is too small and too high.
- The water elevation on Eagle Lake has been a subject between landowners and the County Park dating back to the early 1980's.
- Lake elevations have fluctuated by 2.5 feet in recent years.
- The DNR has set a consistent Ordinary High Water level, based on 1960, 1983 & 2004 surveys.
- Most recent culvert replacement in 2002 increased the 30" culvert to a 36" culvert and was located based on the DNR ordinary high water elevation. Permit was to "Restore Outlet Capacity".
- Department of Natural Resources is the permitting authority governing water elevation.
- The DNR has determined that the current outlet control elevation is "reasonable".
- It is difficult to determine significant property damage (structures, crops) due to lake elevation. Trees which have fallen in lake are fast growing, "wet" species which is typical for most lakeshores.
- The effect of increased runoff from development in Norwood Young America and agricultural tiling improvements is not known.
- Engineering investigation shows that installing an additional culvert would reduce drawdown times by approx 17 days for a 3 inch storm - 36 days for 6 inch storm.

Alternatives and Costs:

- 1) Make no changes to existing outlet; monitor lake elevations and maintain channel (vegetation and soil removal as needed) from lake to outlet culvert. (minimal cost)
- 2) Install a 2nd culvert to add overflow capacity in higher flows. (Estimated cost = \$2,500 - \$5,000).
- 3) Increase capacity of all outlets downstream from lake. Does not change lake drawdown time (Estimated cost = \$7,000 - \$15,000).
- 4) Investigate the installation of an extended outlet, (to bypass the naturally occurring wetland) which would set the outlet elevation to bracket the OHW with the 5 and 10 year events (Cost Range \$125,000 to \$175,000)

Recommended Alternative:

#2 Install a 2nd culvert to add overflow capacity in higher flows. With this option, staff is recommending that landowners cost share 50% of the construction.

BACKGROUND AND TECHNICAL INFORMATION

County Activity at Baylor Park (Location of Outlet)

1982 - Everett Exsted, former resident on Eagle Lake, made application to the DNR to work in protected waters. He claimed that water elevation had been increasing a little each summer for about the past 15 years. At that time he stated that the water level increased about 1.5 feet above normal and took all summer for the water elevation to return to normal. The application by Mr. Exsted was not approved because he was not the property owner on which the project was proposed. The work was proposed inside the boundary of Baylor Regional Park.

1984 - In February of 1984, the County made application to the DNR to replace a 36" outlet culvert (Boiler Pipe) which is to have a 964.64 elevation and to clean approximately 1300 feet of outlet channel within the park. The plan shows two culverts near the outlet. On September 18, 1984 the County received permission to remove a 36" culvert (Boiler Pipe) and not replace. The reason for not replacing the culvert is because the old road crossing was no longer needed. An existing 30" culvert, located about 90 feet down stream, would continue to provide the ability to cross the outlet flow channel.

2001 - The County made application and received approval to replace the 30" culvert (which had deteriorated) with a 36" culvert at the same location. The County installed the culvert at the specified elevation of 964.6 in December of 2001.

July 2, 2004 engineering staff surveyed the elevation of the lake and culverts that entered into Eagle Lake.

On July 28, 2004 County Staff from Planning and Zoning, Parks, County Soil and Water Conservation District and personnel from the Minnesota Department of Natural resources met with land owners to discuss concerns and to share information about the water elevation of the lake and culvert sizes entering into the lake.

November 4, 2004 staff from Planning and Zoning, Parks and the County Soil and Water Conservation District met with land owners to review possible applications to the Department of Natural Resources. Staff indicated that an application to increase capacity at the outflow appears to be the best chance at providing some relief for concerns about the water elevation. A consensus was not reached with property owners on an application submittal. Property owners asked that additional survey work to determine if there was any blockage in the outflow channel.

Soil Water Conservation staff surveyed the ditch of the outflow channel and determined that the channel has a partial blockage at one point 6/10th of a foot of sedimentation which restricts water during low flow conditions. Removal of sediment would be a permitted activity by the DNR.

Water Elevation Information

1960 - State game and fish recordings (1st recorded survey of elevation) show the lake level at 965.7 in 1960, and USGS mapping in 1957 showed the lake at an elevation of 964.

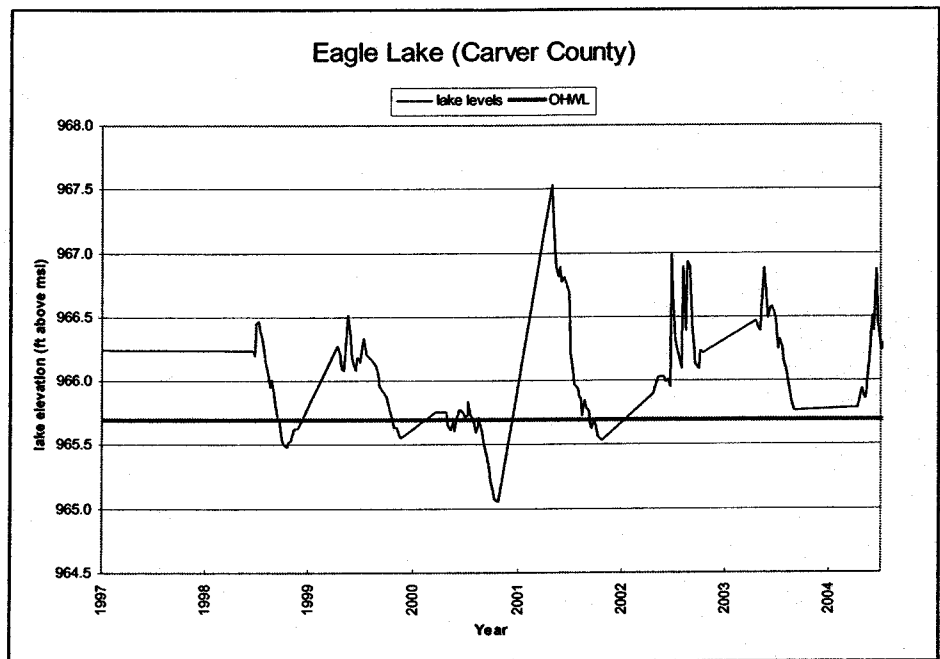
1983 - DNR conducted a survey and investigation on water elevations. The Ordinary High water elevation of the lake was determined to be 965.7 based on this 1983 DNR hydrographic report.

2000 – Lowest recorded elevation at 965.06.

2001 – Highest recorded elevation at 967.27.

2004 – July elevation at 965.97 after 12" of May-June Precip.

2004 – DNR reviewed elevations based on County request. A Dec 2004 report states that the 965.7 is the appropriate OHW. And the current outlet elevation is "reasonable".



Technical Analysis

- The county requested a limited investigation on eagle Lake in 2001. Analysis from Wenck Assoc. concluded that:
 - Based on the lakes size and watershed, normal lake elevation changes would be a 1 – 2.7 ft bounce after a 24-hour 6" rain event.
 - If discharges from the lake were to increase, culverts downstream may also need replacement.
 - Additional modeling would further determine the effect of outlet capacity changes.
- A DNR analysis of precipitation concluded that most years, there is a fairly steady drop in water levels from July through fall as would be expected. In 2002, however, high water levels continued into the fall; corresponding to the beginning of nearly a year during which the 12-month departure from normal remained high; water levels remained high into 2003.
- Fluctuating water levels of lakes are typical to the natural lake hydrology.
- The SWCD and County staff have conducted surveys of inlet and outlet structures and historical photos. From this work, it appears that:
 - The inlet culverts were not intended to run dry as they are located below all recorded lake water elevations.
 - The outlet control point was not the park culvert, but a high point in the lake outlet channel (0.6 feet higher than culvert)
 - Lake size, impacted shoreline, and wet areas appear very similar from photos dating back to the 1940's.
- The Baylor Park groundwater well (designed to add clean water into the swimming beach) can add approximately 400,000 gallons per day in July & August. The effect of this additional water is minimal as that amount would add 6/100ths of an inch per day. This is typically the time period when lake outflows are very minimal.
- Areas mentioned as affected by higher water are mostly listed as wetland according to the national wetland inventory (NWI).
- Concerns from landowners have come following significant wet periods when many lakes and wetlands in Carver County were higher than their ordinary levels. (e.g 2001 & 2004).
- A 2004 DNR report indicated that the outlet channel from the lake may provide a less stable runoff than the "old" culvert removed in 1984.

- DNR and SWCD staff have concluded that trees which have been affected by fluctuating water levels are fast growing, water tolerant species which typically grow on or near lakeshore and can eventually fall once soils cannot support their size (this is very typical around area lakes. Species which need drier conditions have not been affected and have been in place for many decades.

Additional Tech information from recent engineering review.

- The 2000 to 2005 shows elevations are consistently above the OHW of 965.7.
- The DNR's goal is for the 5 and 10-year event to **reach** the OHW (or every 7 years).
- The outlet elevation is 964.62; therefore the naturally occurring wetland between the lake and outlet is causing the prolonged higher lake elevations.
- The effect of adding additional pipes was modeled to investigate the affect on peak elevation and drawdown time. The modeling evolved into modeling not only the outlet, but culverts further downstream also.
- Modeling of the existing outlet shows the lake reaches the OHW during a 25-year event.
- Adding an additional pipe at the lake outlet **does not** change this result.
- However, since more flow comes out of the lake, downstream elevations are increased. (Note: therefore pipes were added downstream in subsequent model runs.)
- If all culverts are improved to pass the additional lake outflow, the Vega Avenue increase is 0.3 feet for 100-year event, and the USFWS pond bounce is reduced over a foot.
- Improving the lake outlet with an additional 36-inch RCP lowers drawdown time from 74 days to 38 days for the 100-year event.
- Extended periods of lake elevations that are near or above the OHW is a result of naturally occurring wetlands between the lake and outlet, not the outlet capacity.
- Increasing the outlet capacity is feasible, and the lake elevation will function similar to existing conditions. Drawdown time is reduced by 36 days (about half).
- Downstream increases will occur due to increased discharge. The increase is to Vega Avenue culvert and the USFWS pond bounce is decreased.

Landowner Issues From Petition and Previous Discussion

- Lake level is too high (1 foot to 16 inches higher than property owners would like).
- The inlet culvert under County Rd. 135 is lower than the outlet culvert elevation.
- Fresh water well supplies water to swimming, increasing lake level,
- The ditch trough the cattails is not completed to outlet.
- DNR established lake elevation in 1983 and was based on what County park staff did to alter lake elevation of lake.
- Shoreline erosion is a concern.

Landowner Proposed Solutions

- Clean out ditch to culvert through cattail marsh.
- Put in an additional culvert to increase capacity for water to exit the lake.
- Remove culvert and build bridge.
- Clean out cattails from outlet to open water of the lake.
- Lower outlet culvert from the lake.

Review of other Options & Permitted Activity

The DNR is the authority which oversees permitting concerning water elevation and removal of vegetation for Minnesota waters.

Applications for permits to work in DNR managed waters include excavation, removal of vegetation by mechanical means, or by hand. Spraying to kill aquatic plants is sometimes permitted. Installation of a larger culvert or the permitting of multiple culverts to increase capacity can be applied for.

Excavation of Channel

- DNR Staff have written that the Department would wish to avoid excavation if it would not produce the intended result.
- Carver County did survey the lake elevation and outflow elevation and did not find a significant difference in water elevation. The lake elevation on July 2, 2004 was 965.97. The invert elevation of the inflow side of the culvert is 964.82, a difference of 1.15 feet. At that time, 8/10th of a foot of water was flowing through the culvert. Subtracting the 8/10th feet from 1.15 feet leaves .35 (tenths) of a foot. The drainage channel is approximately 90 feet in length. The slope of the channel to the culvert is approximately .4 percent in fall, or less than ½ of 1 percent. From the data it appears that there is no difference from the water elevation at open water in the lake as compared to the water elevation as it exits at the culvert outflow.
- Although a permit to excavate could be requested, it does not appear that the application would be successful because there is not a significant difference in water elevation from the lake to the outlet culvert.

Removal of Vegetation

A permit to remove emergent vegetation (cutting a trench through the cattails) may be applied for. Water movement may be slowed by this annual vegetation growth. The presence of naturally occurring vegetation is usually viewed as a favorable condition for water quality. Mechanical or hand removal of vegetation may be permitted. However, the duration of the removal is limited by continual vegetation growth. **The DNR has indicated that this is not typically a cost effective solution in affecting lake levels.**

Spraying to Kill Vegetation

A permit to spray aquatic vegetation appears unlikely to be approved. Eagle Lake is classified as a natural environment lake and use of herbicides to control vegetation are not often permitted. Spraying of cattails for instance would do little to remove the root mass which may hinder flow of water and therefore is not likely to be permitted.

Water Management Plan Policy Direction

The Water Management Policy Plan states the County will become involved in the activities for outlet control structures when historical or current disagreements among riparian owners exist on the appropriate type of control structure or outlet condition, and a majority of the riparian landowners petition the County to assist in the matter. Therefore, Carver County will have a role in the following activities related to outlet controls:

- Work with the DNR in resolving conflicting interests of riparian property owners and/or the general public;
- Modeling to assist the DNR in determining the appropriate water level control elevation and capacity for a structure;
- Structure design and construction;
- Operation and maintenance of outlet control structures;
- Funding construction, operation, maintenance of structures. The County will seek outside funding of these costs including funding from affected/benefited properties.

TO WHOM IT MAY CONCERN

CONCERNS ABOUT HIGH WATER LEVEL ON EAGLE LAKE IN CARVER COUNTY FOR A NUMBER OF YEARS

FROM THE MEETINGS LAST SUMMER WHICH INVOLVED THE LAND OWNERS AROUND EAGLE LAKE, ALL LAND OWNERS HAVE A CONCERN THAT THE LAKE WATER LEVEL IS TOO HIGH.

SOME OF THE FACTS THAT WE KNOW:

BAYLOR FARM HAD A ROAD ON THE NORTHWEST SIDE OF EAGLE LAKE THE ROAD HAD A CULVERT FOR THE OUTLET OF EAGLE LAKE

THE EXISTING CULVERT WAS THE SAME SIZE AS THAT OF SCHRUPP (EAST SIDE) AND BRAUNWARTH (SOUTHEAST SIDE)

THE CULVERT IN THAT SAID ROAD WAS CHANGED ONCE BAYLOR PARK BEGAN.

BAYLOR PARK ESTABLISHED A NEW ROAD WITH A CULVERT ALSO

SOMETIME IN THE 80'S THE BAYLOR PARK CULVERT WAS DOWNSIZED TO A 30 INCH UNBEKNOWN TO THE LAND OWNERS AROUND EAGLE LAKE THAT THE CULVERT SIZE WAS CHANGED...

OVER THE YEARS THE WATER LEVEL HAS GOTTEN HIGHER

PICTURES OF YEARS AGO SHOW SOME SWAMP AND GRASS GROWTH ON THE SOUTHWEST CORNER OF LAKE WHICH IS NOW WATER

ALSO THERE IS SIGNS OF EROSION OF OLD EXISTING TREES THAT AT ONE TIME HAD GRASS AND SOIL ON THE LAKE SIDE.

THE CULVERTS ON THE CO RD 135 HAVE NOT BEEN CHANGED SINCE THE ROAD WAS ESTABLISHED, BUT WATER DEPTH REMAINS IN THOSE CULVERTS HALF FULL WHEN THE OUTLET QUILTS FLOWING

(WHICH DID NOT HAPPEN PRIOR TO THE OUTLET BEING CHANGED)

SO LANDOWNERS ARE QUESTIONING THE HEIGHT AND SIZE OF THE OUTLEST

Land Owners

John F. Braunwarth
Richard Braunwarth
James A. Braunwarth
David C. Braunwarth
Willis Mentgens
Scott Hugel
Jim Zell
DS Zell
June Zell
Janene Zell
Timothy D. Braunwarth

Norm P. Braunwarth
Charles Schupp
Ronald Kistner

Copy send to:
Baylor Park
James Ische

