

Carver County Board of Commissioners  
 Regular Session  
 June 6, 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**
2. Agenda review and adoption
3. Approve minutes of May 23, 2006 Regular Session .....1-4
4. Public participation (Comments limited to five minutes)
5. Community announcements

9:05 a.m.

6. **CONSENT AGENDA**
  - 6.1 Payment of emergency claim.....5
  - 6.2 Reclassification of public health positions .....6
  - 6.3 Budget amendment-Big Woods reforestation Lake Minnewashta  
Regional Park .....7-9
  - 6.4 Agreement with TC&W Railroad-County Road 50 .....10-11
  - 6.5 Thomas and Sherri Pierson-request for an accessory  
structure.....12-15
  - 6.6 James Waller-request for a contractor's yard.....16-19
  - 6.7 Scott Hoese-request for a building eligibility and farm related  
home.....20-23
  - 6.8 Todd Mesenbring-request for an accessory structure .....24-27
  - 6.9 Contract with Fred Radde & Sons, Inc. – auctioneer services...28
  - 6.10 Accept donation made to Carver County Care Center.....29
  - 6.11 2006 Federal Boat and Water Safety Grant.....30
  - 6.12 Abatements/additions .....31-33
  - 6.13 Local stormwater management planning .....34-36
  - 6.14 Juvenile accountability block grant amendment extension.....37
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Services-Kim Boyce .....38
  - 6.16 Community Social Services' warrants..... NO ATT
  - 6.17 Commissioners' warrants ..... SEE ATT

9:05 a.m.

7. **PUBLIC HEALTH**
  - 7.1 2006 Carver County Health Partnership Annual Update.....39

9:45 a.m.

8. **ADMINISTRATION**
  - 8.1 Legislative update from Senator Julianne Ortman.....40

10:10 a.m.	9.	<b>LAND AND WATER SERVICES</b>	
	8.1	Mittelstaedt property-Resolution authorizing Grant application .....	41-42
10:30 a.m.	10.	<b>EMPLOYEE RELATIONS</b>	
	10.1	<i>Closed session</i> – Annual County Administrator’s performance evaluation .....	43
	10.1	Summary statement regarding the County Administrator’s performance.....	44
11:05 a.m.		<b>ADJOURN REGULAR SESSION</b>	
		<b>DISCUSSION</b>	
11:05 a.m.	11.	<b>PUBLIC WORKS/PARKS</b>	
	11.1	TH 5 AND Lake Waconia Regional Park .....	45
11:35 a.m.	12.	<b>EMPLOYEE RELATIONS/RISK AND EMERGENCY MANAGEMENT</b>	
	12.1	Security Task Force report and recommendations.....	46
12:15 pm.		<b>NEW BUSINESS</b>	
		<b>BOARD REPORTS</b>	
12:15 p.m.	1.	Chair	
	2.	Board Members	
	3.	Administrator	
12:45 p.m.	4.	Adjourn	

David Hemze  
County Administrator

A Regular Session of the Carver County Board of Commissioners was held in the MacMillan Auditorium, at the Minnesota Landscape Arboretum, Chaska, on May 23, 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.

Peter Olin, Minnesota Landscape Arboretum Director, welcomed the Board and citizens attending the meeting. He explained he would begin with an overview of some of the projects they are undertaking and suggestions for future interactions with the County.

He shared the Arboretum's vision to be a world class arboretum and mission to be both an educational part of the University and to be a delight to the citizens. He noted the Arboretum was 1,047 acres and reviewed the history of the Arboretum. Olin indicated they had over 271,000 visitors last year and over 19,000 memberships. He pointed out they could not operate without their volunteers.

Olson explained their operating budget and funding sources. He also pointed out their research projects, wetland restoration project, educational programming, garden/cooking classes and their extensive library.

He suggested, in partnership with the County, consideration should be given to connecting trails to the Arboretum. Olin stated they also would like to see Highway 5 upgraded to four lanes and implement a "Carver County" day whereby all residents would be allowed to visit the Arboretum without an admission fee.

The Board agreed the Arboretum was a gem located in the County and thanked the Arboretum for the opportunity to hold the meeting at their location.

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

Delaney moved, Degler seconded, to approve the minutes of the May 16, 2006, Regular Session Motion carried unanimously.

Under public participation, Bruce Schwichtenberg, Dahlgren Township, distributed photos of his property. He stated he had a certified inspector come out and commented on the findings.

He also referred to information related to his land value assessment which had been adjusted. Schwichtenberg stated he wanted to update the Board on what is occurring and noted two weeks ago he brought forward certain information. He inquired if there was any new information related to that. David Hemze, County Administrator, clarified they are continuing to investigate the concerns raised.

Community announcements were made by the Board.

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

Inmate housing agreement with McLeod County.

Memorandum of Understanding between Carver County and the Carver County Chapter, American Red Cross.

Resolution #46-06, Right of Way Acquisition CSAH 10 (SP 10-610-30) Negotiated Settlements 11.

Authorized Chair to sign contract and any other associated documents with the Minnesota Geological Survey to begin work on the County wide Geologic Atlas.

Authorized Gary Bork, Community Social Services Director, to sign the MN DHS 2006 Civil Rights Assurance Agreement.

Community Social Services' actions.

Approved payment of the following Commissioners' warrants:

INSERT

Motion carried unanimously.

David Hemze, County Administrator, explained at the April 25<sup>th</sup> meeting they received a petition from landowners asking the Board to adopt a Resolution opposing any use of eminent domain in relation to the search area for a Regional Park along the Crow River. He noted the potential ramifications to areas other than the Parks and indicated he met with staff and asked them to put together information for the Board.

Dave Drealan, Land and Water Services, referred to his memo to the Board that highlighted issues that revolve around the adoption of the proposed Resolution. He stated future Boards could change or rescind the Resolution. Drealan indicated the history of Carver County has been to buy from willing sellers and currently there are no funds available to pay for land or condemn property. Drealan stated the Legislature focused on eminent domain issues related to taking land from one person and giving to another person.

He explained the area has been shown as parks and open space since 1970 and the 2020 plan adopted showed the area as one of seven study areas. He clarified the plan was adopted after public input. He indicated the possibility of Three Rivers Park District acquiring the land was remote. Drealan also pointed out the doubling of the population that is expected and that the County has a



requirement to plan for recreational facilities, which includes identifying areas. He stated the key issue is regional funding through the Met Council and it is difficult to obtain funding without areas being identified in the CIP.

Drealan pointed out the survey that was done showing strong support for County acquisition for parks and open space and the willingness to pay property taxes to acquire. He stated the purpose of the planning process was to achieve the goals expressed County wide and actions the Board takes could have an effect on planning efforts.

He stated the comp plan is a comprehensive process and the current Parks open space plan has 30 years of planning behind it. He stated the plan all fits together for an overall plan for the entire area. Drealan suggested the interests of the concerned citizens and the County were the same - the preservation of the natural resources - and the question is how to get there.

The Board inquired how long an area needs to be identified before applying for funding through the Met Council and if funding can be applied for if there is a willing seller.

Marty Walsh, Parks, clarified the area has to be part of the CIP and in order for it to appear, it has to be included in the master plan. He stated the County could upfront the money, with reimbursement from the Met Council at a future date, so long as there is a master plan in place.

Walsh reviewed the meetings that occurred which included meetings with the townships and cities.

Tom Griffith, Mayer, suggested the survey should have included a question if there was support for using tax dollars to take land from unwilling property owners to provide recreational use. He believed few people would agree with that question and stated this area did not have willing sellers. He stated, when there were willing sellers, then it would be up to the County to come up with a plan. Griffith believed, now that the land is marked, the land value is stagnant.

Neil Johnson, Watertown, stated the land is already being used by the public for activities such as canoeing, kayaking, snowmobiling, cross country skiing and hunting. He stated he has been paying taxes on his land and has spent money preserving his farm.

Mary Meuwissen, Watertown Township, reviewed a report compiled by Lacy Johnson that compared park space to the number of residents. She stated, even with a doubling of population, the County would still have fewer residents per park space than any other County and the County has done a good job in preserving parks space. She stated all of the landowners have participated in the meetings and the Crow River Steering Committee voted against proceeding. She indicated all of the landowners voted to stop the process and they do not want to be mapped. She questioned at what point did the landowners get to have a voice and asked the Board to support their Resolution. Meuwissen added that land owners should decide who they are going to sell their land to.

LouAnn Murphy, City of Mayer Administrator, stated they supported Carver County's efforts in planning for the future. She stated the Council recognized the need for planning and supported

planning for parks and trails. Murphy requested that the County continue the planning for regional parks in the Watertown and Mayer area.

Bobbi Morehouse, stated she was not opposed to planning and planning was not inconsistent with their Resolution. She explained they were asking to stop the acquisition by condemnation by eminent domain and suggested mapping was a taking.

Christine Clifford, suggested their Resolution does not stop planning. She stated she opposed any private property located in Watertown Township to be mapped and they wanted the process stopped.

Meuwissen stated the area circled moved to a study area two years and suggested only if land becomes available should the County look at acquisition.

Johnson stated if the County looks at this property and puts a circle around it, they will be identifying it as green space. He suggested, as soon as property is circled, it becomes zoned and devalued. He believed the Board should protect their property rights and that the process to acquire property needs to be reviewed.

The Board inquired if passing the Resolution would remove the area as future open space. Robert Hendricks, Assistant County Attorney, stated he did not believe the Resolution would change what is mapped now and it would be kept as a search area. Hemze stated the County's comp plan is different from a Board decision on a Resolution. He acknowledged the Board was also not in support of eminent domain.

Lynch offered the following Resolution, seconded by Ische:

Resolution #47-06  
Crow River Study Area

On vote taken, all voted aye.

Degler moved, Workman seconded, to adjourn the Regular Session at 10:40 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.)



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 Carver County Government Center  
 Administration Building  
 600 East Fourth Street  
 Chaska, Minnesota 55318-2158  
 Phone (952) 361-1508  
 Fax (952) 361-1541  
 Email fboethin@co.carver.mn.us

352961

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: All My Sons (Muss)

ACCOUNT: # 6379

AMOUNT: \$49,875

REASON: Moving costs for victim

Department Head Signature: Michael A. Fahey

Chairman of the County Board \_\_\_\_\_

County Administrator

Dave Hemze  
 Dave Hemze

County Attorney

Michael A. Fahey  
 Michael A. Fahey

Date: 3/19/02

# CARVER COUNTY REQUEST FOR BOARD ACTION

## AGENDA ITEM

**Item Name:** Reclassification of Public Health Positions

Originating Department: Public Health	Agenda Date: June 6, 2006
Amount of Time Requested:	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 <u>  X  </u> Regular Session <u>      </u> Discussion Session <u>      </u>	

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

Public Health currently has two full time vacant Public Health Nurse (PHN) positions and a vacant 1.0 FTE PHN Planning & Development Coordinator position. The department has had one or more PHN vacancies as far back as October 2004 and has used independent contractors to fill some of the void.

Due to changes in Public Health at the state and national level with increased reporting requirements and focus on Local Public Health Areas of Responsibility, and with the apparent market shortage of PHNs, Division Director Del Hurt has proposed to Mr. Hemze and Doris Krogman that the Division needs a skill-base with Masters level training as Planners. Public Health proposes to reclassify all three vacant positions in its 2006 Division budget as Public Health Planner positions.

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

Motion to approve the reclassification of a 1.0 FTE PHN Planning & Development Coordinator position to a 1.0 FTE Public Health Planner position, and to approve the reclassification of two 1.0 FTE Public Health Nurse positions to two 1.0 FTE Public Health Planner positions.

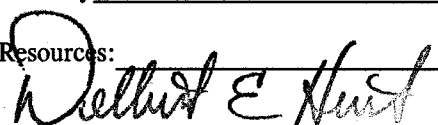
## FINANCIAL IMPLICATIONS

<p><i>Funding:</i></p> <p>County Dollars =            \$ _____</p> <p>Other Sources &amp; Amounts = \$ _____</p> <p><b>TOTAL =</b>                    \$ _____</p>	<p><i>Budget Information (✓ Appropriate Items):</i></p> <p>Budgeted:                    <u>  X  </u></p> <p>Not Budgeted:              _____</p> <p>Amendment Required:     _____</p> <p>(requires controller signature)</p>
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**Related Financial Information:** Assuming the 3 positions are filled as of July 1, 2006, the salary expense for the reclassified positions for the remainder of 2006 will be less than the amounts budgeted for the original positions. The budget impact of reclassifying 3 positions as of 7/1/06 is a savings of \$2,821.42 for half of 2006.

- PHN Planning & Development Coordinator budgeted as Grade 14, step I; reclassified as Public Health Planner (Grade 15, step F).
- Public Health Nurses (two positions) budgeted as Grade 13, step J; reclassified as Public Health Planners (Grade 15, step F).

## REVIEWS AND APPROVALS AS REQUIRED (Signatures)

County Attorney: _____	Risk Management: _____
Human Resources: _____	Controller: _____
 _____	
<b>DEPARTMENT HEAD APPROVAL</b>	<b>Date</b>

Admin. Dept. Use Only: Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_ Other \_\_\_\_\_

# CARVER COUNTY REQUEST FOR BOARD ACTION

## AGENDA ITEM

**Item Name : Budget Amendment- Big Woods Reforestation Lake Minnewashta Regional Park**

Originating Division: Public Works / Parks

Agenda Date: June 6, 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)*

The Parks Department has received a \$20,000 grant from the Minnesota Department of Natural Resources as part of their Metro Greenways Program. The grant is for the reforestation efforts for 12 acres at Lake Minnewashta Regional Park. The grant will purchase tree and shrub seedlings, additional temporary staffing to help with the planning, equipment rental and needed chemical and mechanical weed control applications. The \$20,000 grant will be matched with in kind services such as staff time and use of already owned county equipment to the extent of \$11,600 over a two year period. The County Board has acted to accept grant on September 20<sup>th</sup>, 2005

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

Staff recommends amending the parks budget 20,000.

## FINANCIAL IMPLICATIONS

### Funding:

County Dollars =	\$11,600
Other Sources & Amounts =	
State Environmental Trust Funds =	\$20,000
=	
<b>Total</b>	<b>\$20,000</b>

### Budget Information *(Appropriate Items):*

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

*Related Financial Comments: In kind labor is budgeted as a part of park general operations and maintenance funds, Grant dollars from the Environmental Trust Fund should be added to the parks budget. See attached budget amendment.*

## REVIEWS AND APPROVALS AS REQUIRED *(Signatures)*

County Attorney: \_\_\_\_\_ Risk Management: \_\_\_\_\_

Human Resources: \_\_\_\_\_ Controller: \_\_\_\_\_

  5-26-06  
**DEPARTMENT HEAD APPROVAL** **Date**

Admin. Dept. Use Only: Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_ Other \_\_\_\_\_

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

Date: June 6, 2006

Resolution No: \_\_\_\_\_

Motion by Commissioner: \_\_\_\_\_

Seconded by Commissioner: \_\_\_\_\_

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**BUDGET AMENDMENT  
BIG WOODS RESTORATION LAKE MINNEWASHTA REGIONAL PARK**

**BE IT RESOLVED**, that the Carver County Board of Commissioners hereby amends the Parks Budget increasing revenue and expenditures by \$20,000 for a Big Woods restoration project at Lake Minnewashta Regional Park. Funds are to come from State DNR Metro Greenways Grant Program and are Environmental Trust Fund dollars.

YES

ABSENT

NO

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

Dated this 6 day of June, 2006.

\_\_\_\_\_  
County Administrator

# BUDGET AMENDMENT REQUEST FORM

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

**DEPARTMENT: Public Works/Parks**

**Date of County Board Session: 6/6/06**

**Revenue**

Description of Revenue Account funds are to Increased/(Decreased):	Amount	Description of Expenditure Account funds are to Increased/(Decreased):	Amount
Grant	\$ 20,000	Park Trees	\$ 20,000
<b>TOTAL:</b>	<b>\$ 20,000</b>	<b>TOTAL:</b>	<b>\$ 20,000</b>

**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:** Finance

**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):

**AGMT. WITH TC&W RAILROAD - COUNTY ROAD 50**

Originating Division: Public Works

Agenda Date: June 6, 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):

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

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

The County and TC&W Railroad have been involved in discussions dealing with the replacement of the railroad/highway grade crossing surface on County State Aid Highway (CSAH) 50 in the City of Hamburg. It is the desire of both parties to enter into a written document regarding the replacement of said railroad/highway grade crossing surface.

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

Consider attached resolution.

## FINANCIAL IMPLICATIONS

*Funding:*

County Dollars =	\$19,000.00
Other Sources & Amounts =	
=	
=	
<b>Total</b>	<b>\$19,000.00</b>

*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**

5/12/06  
\_\_\_\_\_ Date

Admin. Dept. Use Only: Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_ Other \_\_\_\_\_



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

Date: June 6, 2006  
Motion by Commissioner: \_\_\_\_\_

Resolution No: \_\_\_\_\_  
Seconded by Commissioner: \_\_\_\_\_

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**AGREEMENT  
BETWEEN  
TWIN CITIES AND WESTERN RAILROAD  
AND THE  
COUNTY OF CARVER  
FOR REPLACEMENT OF  
RAILROAD/HIGHWAY CROSSING SURFACE ON CSAH 50**

BE IT RESOLVED, that the Carver County Board Chair and the Carver County Administrator are authorized to sign the Agreement, made a part hereof, between County of Carver and Twin Cities & Western Railroad Company for the replacement of railroad/highway crossing surface on County State Aid Highway (CSAH) 50 in the City of Hamburg.

YES	ABSENT	NO
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

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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 6<sup>th</sup> day of June, 2006, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 6<sup>th</sup> day of June, 2006.

\_\_\_\_\_  
County Administrator

S:\R&B\GM\CSAH\50\TC&W Railroad - resol

# CARVER COUNTY REQUEST FOR BOARD ACTION

## AGENDA ITEM

Item Name: Thomas and Sherri Pierson - request for an accessory structure

Originating Department: Land Management, Land & Water Services

Agenda Date: June 6, 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 #PZ20060022. The Planning Commission recommended approval of the Conditional Use Permit for Thomas and Sherri Pierson. They are requesting a 1,200± sq ft accessory structure to replace their existing detached garage. They will store vehicles and yard care equipment in the structure. The total proposed personal storage area on the property would be approximately 4,623 sq ft, which is 2,123 sq ft more than what the Zoning Code allows without a CUP for parcels of this size. The Watertown 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 #PZ20060022 for the issuance of a Conditional Use Permit

## FINANCIAL IMPLICATIONS: None

**Funding:**

County Dollars =	\$
Other Sources & Amounts	
_____ =	\$
_____ =	\$
<b>TOTAL =</b>	<b>\$</b>

**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

5-23-06  
Date

Admin. Dept. Use Only: Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_ Other \_\_\_\_\_

**COUNTY OF CARVER**  
**PLANNING COMMISSION RESOLUTION**

**FILE #: PZ20060022**

**RESOLUTION #: 06-14**

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

**FILE #:** PZ20060022

**APPLICANT:** Thomas and Sherri Pierson

**OWNER:** Thomas and Sherri Pierson

**SITE ADDRESS:** 4365 Co. Rd. 10, Watertown

**PERMIT TYPE:** Accessory Structure

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

**LEGAL DESCRIPTION:** See attached Exhibit "A"

**PARCEL #:** 10-022-0600

**WHEREAS**, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of May 16, 2006; and,

**WHEREAS**, the Carver County Planning Commission finds as follows:

1. Thomas and Sherri Pierson own a 3.19 acre parcel located the Northwest Quarter (NW1/4) of the Southwest Quarter (SW1/4) of Section 22 and the Northeast Quarter (NE1/4) of the Southeast Quarter (SE1/4) of Section 23, Watertown Township. The property is improved with a house with a detached garage and various outbuildings. The property is located in the Agricultural Zoning District, the Shoreland Overlay District, and the CCWRMA (Pioneer Sarah).
2. The applicants are requesting a Conditional Use Permit (CUP) to construct an accessory structure (approx. 1,200 sq. ft.) pursuant to Section 152.073 A2 and 152.077 A1 of the Carver County Zoning Code.
3. Section 152.073 A2 of the Zoning Code allows 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 30' x 40' (1,200 sq ft) accessory structure to replace the detached garage. Four of the outbuildings were evaluated as personal accessory structures. The loafing shed is used for cattle and does not appear to be suitable for personal storage, so it was not included in the total square footage. The proposed total square footage for accessory structure space on the property will be approximately 4,623 sq. ft, which is 2,123 sq. ft. larger than the Zoning Code allows without a CUP for a property of this size.
4. The applicants' letter states the proposed accessory structure will be utilized for the storage of vehicles, lawn equipment, and a snow blower, and that the current garage is too small and is not structurally sound. While the applicant could pour a concrete floor in the existing machine shed and use it as a garage, he has indicated that the shed is used for calves, horses, and hay, and that it is an undesirable distance from the house.
5. A septic system Certificate of Compliance was issued when the applicants bought the property in 2005, and therefore the system meets the shoreland septic requirements.
6. The Watertown Town Board has reviewed the request and recommended approval at their April 3, 2006, Town Board Meeting.

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

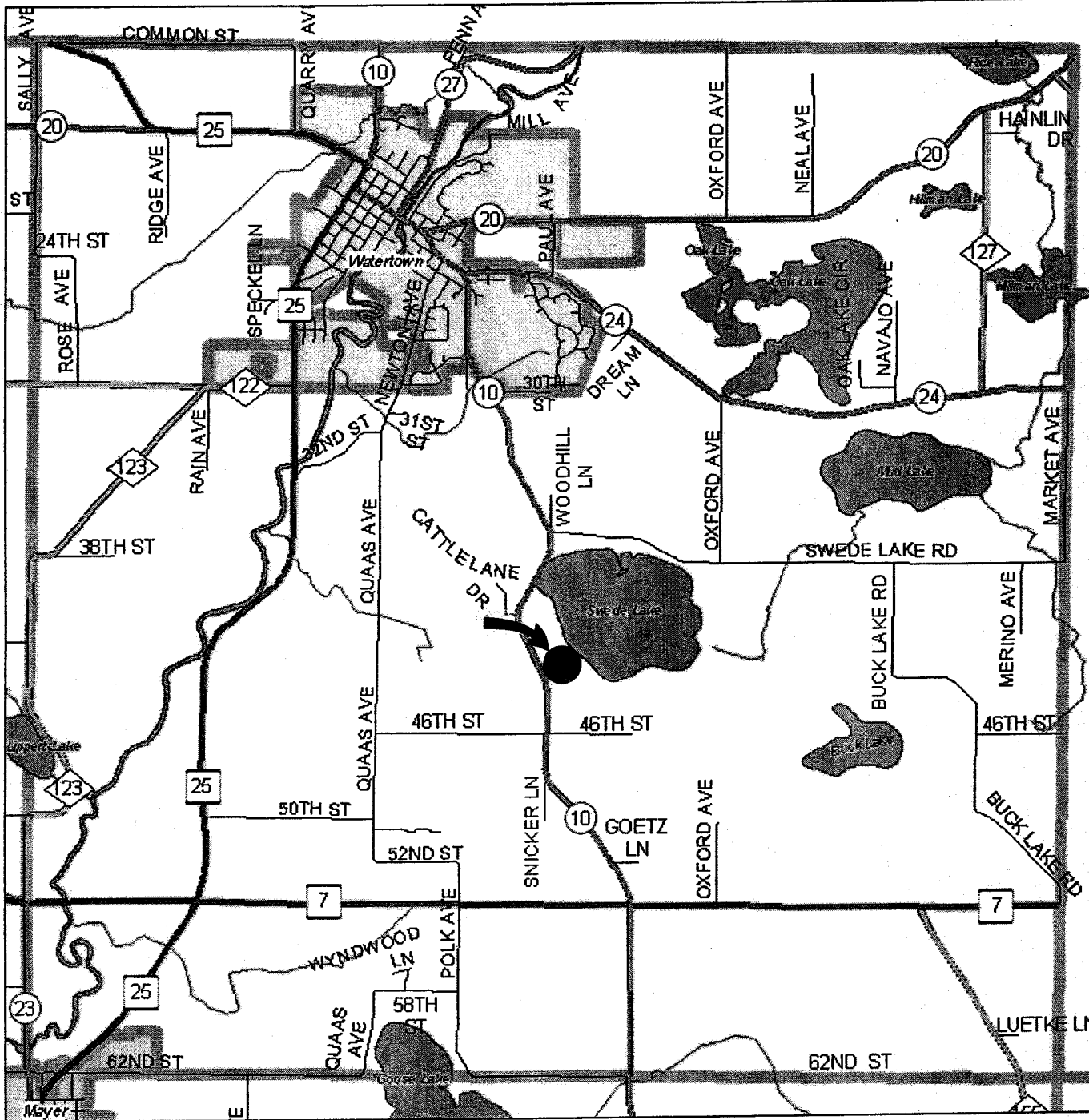
1. The permit is subject to administrative review. A change in ownership, operations or operator shall be cause for the permit to be reviewed by Land Management for a determination as to whether an application for an amendment or similar consideration is necessary. Proposed owners and/or operators are encouraged to contact Land Management as early on in the timeline of the proposed change as possible.
2. This structure shall be used only by the occupant(s) of the residence for personal storage, hobbies, recreation, entertainment, family uses, private maintenance and repair activities, and for the keeping of animals and appurtenant equipment and supplies, and as otherwise regulated by this Ordinance. 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. All building permits shall be obtained prior to the construction of the accessory structure.

**ADOPTED** by the Carver County Planning Commission this 16th day of May, 2006.

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Randy Maluchnik  
Planning Commission Chair

# Watertown Township



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



Map Created by Carver County GIS  
Apr 21, 2005

# CARVER COUNTY REQUEST FOR BOARD ACTION

## AGENDA ITEM:

**Item Name:** James Waller - Request for a Contractor's Yard.

Originating Department: Land Management, Land & Water Services

Agenda Date: June 6, 2006

Amount of Time Requested: NA

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

Previous County Board Action, If Any: None

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

## EXPLANATION OF AGENDA ITEM:

File #PZ20060027. The Planning Commission recommended approval of the Conditional Use Permit (CUP) for James Waller. The request is to operate a Contractor's Yard (cabinetry business) from the property he owns in Section 18, Watertown Township. The property is 5 acres, which is improved with a home with an attached garage, a detached garage, and a barn. Mr. Waller now has a home extended business CUP, which does not allow any increase in the size of his business. He would like to build a 3,300 sq ft pole building in order to have a larger shop area, and which will also provide storage for vehicles and equipment. There will be no outside storage of vehicles or equipment. The business employs two (2) people, uses two vehicles, and operates from 7:30 a.m. to 5:30 p.m. Monday through Friday. The Watertown Town Board supports the request.

## RECOMMENDATIONS/BOARD ACTION/MOTION REQUESTED:

A motion to adopt the Findings of Fact and to issue Order #PZ20060027 for the issuance of a Conditional Use Permit.

## FINANCIAL IMPLICATIONS: None

*Funding:*

County Dollars =	\$0.00
Other Sources & Amounts =	
_____ =	\$
_____ =	\$
<b>TOTAL =</b>	<b>\$0.00</b>

*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

5-23-06  
Date

Admin. Dept. Use Only: Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_ Other \_\_\_\_\_

**COUNTY OF CARVER**  
***PLANNING COMMISSION RESOLUTION***

**FILE #: PZ20060027**

**RESOLUTION #: 06-16**

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

**FILE #:** PZ20060027

**APPLICANT:** James Waller

**OWNER:** James and Debra Waller

**SITE ADDRESS:** 3260 Co. R. 123, Watertown

**PERMIT TYPE:** Contractor's Yard

**PURSUANT TO:** County Code, Chapter 152, Section 152.079 C10

**LEGAL DESCRIPTION:** See attached Exhibit "A"

**PARCEL #:** 10-018-0310

**WHEREAS**, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of May 16, 2006; and,

**WHEREAS**, the Carver County Planning Commission finds as follows:

1. James Waller owns 5 acres of property located in the Southwest quarter (SW ¼) of the Northeast quarter (NE1/4) of Section 18 of Watertown Township. The property is improved with a house with attached garage, a detached garage and a barn. The property is in the Ag Zoning District and the CCWRMA (Crow River).
2. The applicant is requesting a Conditional Use Permit (CUP) to operate a Contractor's Yard pursuant to Section 152.079 C10 of the Carver County Zoning Code.
3. The applicant has been operating a cabinetry business for 11 years using a home extended business Conditional Use Permit since 1994. He would like to obtain a Contractor's Yard permit in order to build a larger building and slightly increase the size of the business. The 840 sq ft garage he has been working in is not large enough to adequately allow for the fabrication of large-sized cabinets. Mr. Waller has recently hired two employees to help with the operation, and added a second van for business use. His home extended business CUP does not allow for the expansion of his business.
4. The applicant plans to build an approximate 3,300 sq ft (55' x 60') pole building on an existing 60' x 150' concrete slab. Approximately 2,500 sq ft of the building would be used for the cabinet shop and office, and the remaining area would be used for vehicle storage. The building would also have a restroom with a holding tank that would be pumped regularly. The remainder of the concrete slab would be used for vehicle parking. Mr. Waller has spoken with Environmental Services about the restroom, and with a building inspector, and has stated that he understands what is required for the building to meet ISTS and building codes.
5. Hours of operation for the shop would be 7:30 to 5:30 Monday through Friday. The business utilizes two vans and a trailer. Two employees would report to the site daily. Approximately 45% of the work involves measuring and installing at the specific job site. The rest of the time is spent in the shop assembling the cabinets. Materials are delivered 2-3 times a month, so that only the materials needed for the current job are present on the site at a given time.
6. In order to accommodate growth to the business, the applicant would like the ability to add another business vehicle and another employee to the operation at some point in the future.

7. The facility would be accessed via the existing driveway access off of Co. Rd. 123. County Public Works has been informed of the request and given the opportunity to comment.
8. Mr. Waller has stated that no vehicles or equipment will be stored outside.
9. The use of varnishes, paint, paint thinners, and other chemical products is associated with this type of business. These items will be used at this site, but not on a regular basis and at a small scale. However, the operation should be reviewed by the Environmental Services Department to determine if a Hazardous Waste Generator's License is required. No vehicle maintenance will occur on-site. Mr. Waller has been informed that any vehicle maintenance work would require a Hazardous Waste Generator's License.
10. The shop would not be open to the public, and no signs are planned for the business.
11. The Watertown Town Board Chair reviewed the request and recommended approval on April 19, 2006.

**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 Land Management for a determination as to whether an application for an amendment or similar consideration is necessary. Proposed owners and/or operators are encouraged to contact Land Management as early on in the timeline of the proposed change as possible.
2. The operation shall be in accordance with the submitted operational & site plans (dated: 4/17/06). These plans shall be attached to and become part of this permit. The permittee is allowed one additional business vehicle and one additional employee beyond what is specified in the submitted operational plan.
3. Permittee shall obtain the appropriate building permit(s) and on-site sewer permits (if required) prior to the construction of the approximate 3,300 sq ft structure. All structures used in conjunction with the contractor's yard operation shall meet the requirements of the Minnesota State Building Code.
4. Outside storage of business equipment, supplies and/or vehicles is not permitted.
5. The Permittee shall contact the Environmental Services (E.S.) Department to obtain a Hazardous Waste Generator's License as required.
6. The Permittee shall be responsible for obtaining proper access permits as authorized by the responsible road authority.
7. Permittee shall submit a Certificate of Workers' Compensation Insurance and/or proper affidavit to the Land Management Department.

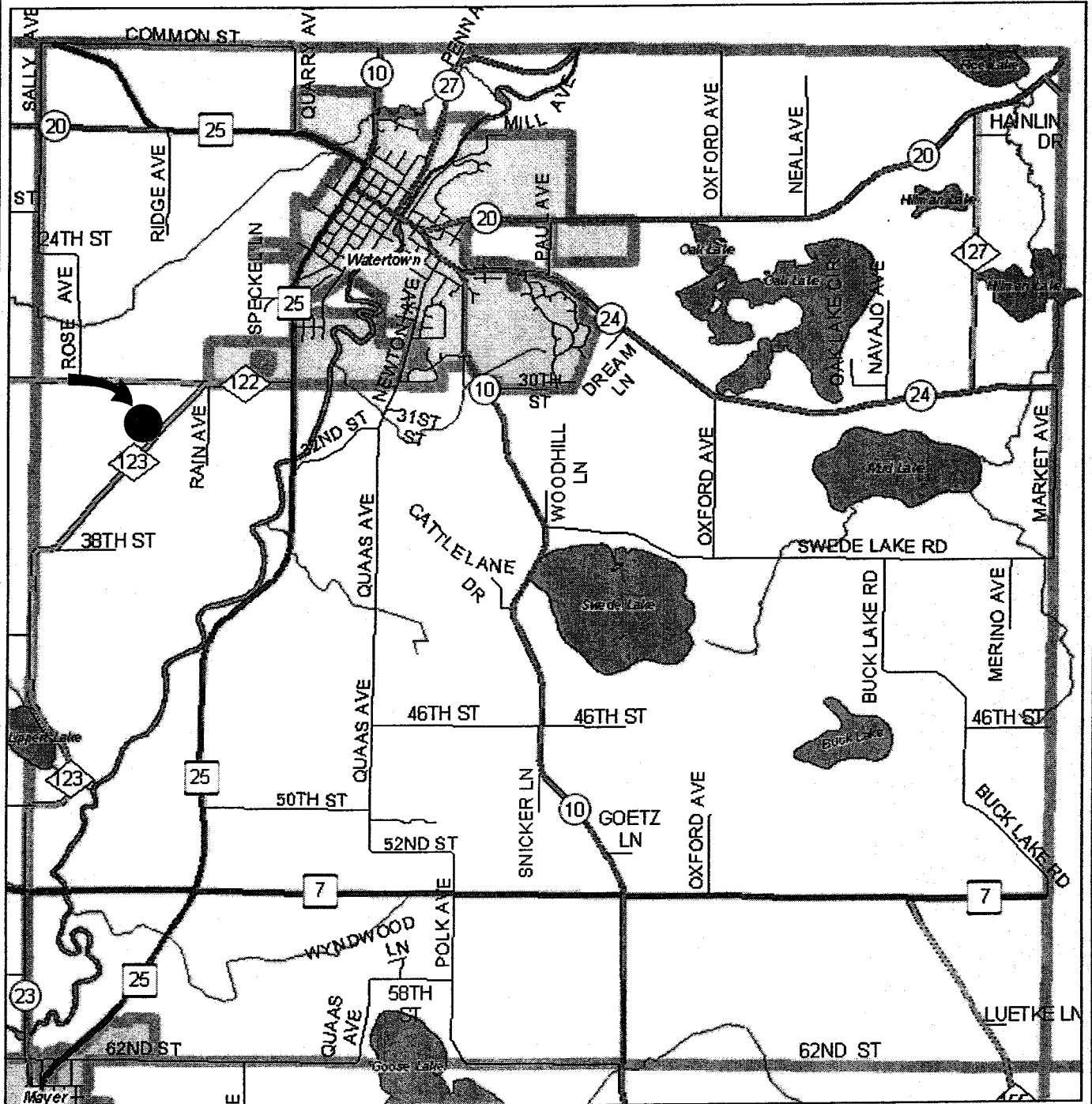
**ADOPTED** by the Carver County Planning Commission this 16<sup>th</sup> day of May, 2006.

---

Randy Maluchnik  
Planning Commission Chair



# Watertown Township



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



Map Created by Carver County GIS  
Apr 21, 2005

# CARVER COUNTY REQUEST FOR BOARD ACTION

## AGENDA ITEM

**Item Name:** Scott Hoese - request for a building eligibility & farm related home.

**Originating Department:** Land & Water Services Division,  
Land Management Department

**Agenda Date:** June 6, 2006

**Amount of Time Requested:** NA

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

**Previous County Board Action, If Any:** A separate conditional use permit (PZ20050061) was issued last year for the feedlot.

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

## EXPLANATION OF AGENDA ITEM

**File #PZ20060028.** Scott & Yvonne Hoese's property is an active dairy farm, which is located in the NW¼ of Section 33 of Watertown Township. The conditional use permit would provide for a second farm related home and 1 building eligibility under the additional density provisions of the Zoning Code. A new lot would not need to be subdivided. The additional building eligibility is generated by a 10± acre wooded area that was previously excluded from the Ag Preserves covenant. Additional building eligibilities would not be allowed in the future as a conditional use. The Planning Commission recommended approval of the permit. Watertown Township supports the request.

## RECOMMENDATIONS/BOARD ACTION/MOTION REQUESTED

A motion to adopt the Findings of Fact and Order #PZ20060028 for the issuance of a Conditional Use Permit.

## FINANCIAL IMPLICATIONS None

*Funding:*

County Dollars = \$0.00  
 Other Sources & Amounts =  
 \_\_\_\_\_ = \$  
 \_\_\_\_\_ = \$  
**TOTAL = \$0.00**

*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

5-23-06

Date

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

**COUNTY OF CARVER**  
**PLANNING COMMISSION RESOLUTION**

**FILE #: PZ20060028**

**RESOLUTION #: 06-15**

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

**FILE #:** PZ20060028

**APPLICANT:** Scott Hoese

**OWNER:** Scott & Yvonne Hoese

**SITE ADDRESS:** 5520 Polk Ave

**PERMIT TYPE:** Farm Related Home & Additional density

**PURSUANT TO:** County Code, Chapter 152, Section(s) 152.077, 152.078

**LEGAL DESCRIPTION:** See attached Exhibit "A"

**PARCEL #:** 10-033-0600

**WHEREAS**, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of May 16, 2006; and,

**WHEREAS**, the Carver County Planning Commission finds as follows:

1. Scott & Yvonne Hoese's property is approximately 116 acres located in the SW $\frac{1}{4}$  of Section 28 and the NW $\frac{1}{4}$  of Section 33 of Watertown Township. The property is improved with a farmstead and an active feedlot. The Feedlot is authorized by CUP #PZ20050061, which was issued last year for a new dairy barn and expansion from 120 animal units to 183.5 animal units. A portion of the property, excluding the wooded area, is enrolled in the Ag Preserves program. The property is the Ag Zoning District and CCWRMA –Crow River watershed.
2. The applicant is requesting a second farm related permanent home and one additional building eligibility as a conditional use, pursuant to Sections 152.077 & 152.078 of the County Code.
3. The applicant is requesting authorization for a 2<sup>nd</sup> Farm Related permanent home and one additional building eligibility under the Residential and Additional Density provisions of the Zoning Code respectively. One "1 per 40" Building Eligibility would remain available on the farm and would not be affected if the CUP(s) are approved and issued. The applicant is in need of another farm house because his son & daughter-in-law are planning to move into the existing house and would be very active in the dairy operation. The site for the applicant's new home includes a 10± acre wooded area (550' x 800') that was not included in the Ag Preserves program, making an Additional Density CUP allowable. The dual purpose request could be a practical solution to the need for a second home and their preference to build in the woods without having to split off a new lot.
4. The property meets the standards for a 2<sup>nd</sup> Farm Related Home. The farm is a family operation that exceeds the 80 acre minimum parcel size. A 20± acre lot could be split off of southeasterly portion of the farm (off of Polk Ave) in the future, if it becomes necessary. If the CUP is approved for Additional Density, the new home would utilize one of the two available building eligibilities. The proposed home's location would meet the 1,000' feedlot setback. Technically, the applicant's new house would be exempt from the feedlot setback because he is the owner/operator. However, it would be beneficial to require that the home must meet the setback considering it could be sold to a third party.
5. The property meets the standards for additional density and appears to qualify for two (or possibly three) residential lots but platting and the construction of a new township road would have been required. The applicant is pursuing only one

building eligibility pursuant to 152.078D, which provides flexibility and incentives for scaling back proposed developments. The applicant has been notified that there is a prohibition on additional lots as a conditional use in the future. The proposed house would be located in the wooded area that is approximately 10 acres in size. The easterly portion of the woods would be buildable based on loam soil types and elevated topography. A driveway would be constructed along the southerly portion of the property. The balance of the agricultural production land would be preserved.

6. The parcel from which the lot would be subdivided was a parcel of more than 40 acres on July 1, 1974, which originally included the neighboring residential lot on the northerly side of property. Watertown Township has provided for Wooded lots and High Amenity lots in their Chapter of the Comprehensive Plan. The applicant's property currently falls within the Wooded Lot portion of the Township, however, the Town Board is in the process of designating the entire Township as eligible for the High Amenity option. According to Mike Dressen, the Township Chair, a public hearing has been scheduled for May 22, 2006 to address this issue. The change would not have an impact the applicant's request other than recognizing that the property probably would have qualified for 3 High Amenity lots as opposed to only 2 Wooded lots (if the 1 lot incentive had not been requested). The Town Board has recommended approval, noting that it is acceptable.

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

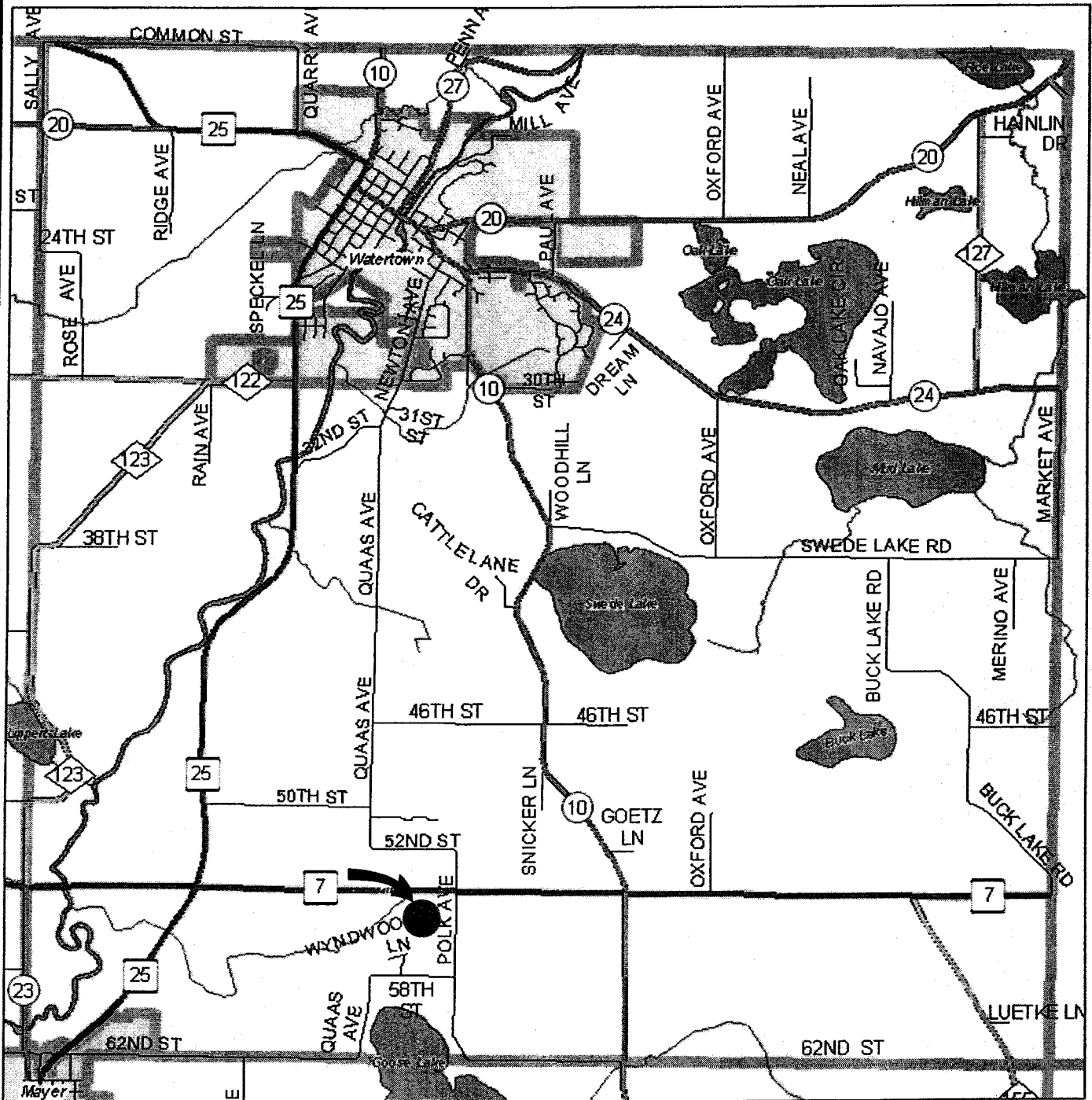
1. One (1) Additional Density building eligibility is permitted and a home may be constructed as a permanent Farm Related Dwelling, which shall conform substantially to the approved site plan. Additional building eligibilities shall not be granted as a conditional use. At such time that the permanent farm related home ceases to be occupied by someone employed on the farm, the home shall be subdivided within 180 days in accordance with the Minor Subdivision procedures including, but not limited to, a survey and applicable lot requirements.
2. 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.
3. When the 2<sup>nd</sup> home is no longer farm related, the owner shall be provided notice that there may be odors, dirt, dust, insects, noises, long hours of operation and other factors associated with agriculture and feedlot activities. Complaints relating to these activities shall be considered unwarranted so long as the activities are being conducted in accordance with existing standards.

**ADOPTED** by the Carver County Planning Commission this 16<sup>th</sup> day of May 2006.

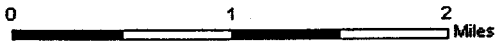
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Randy Maluchnik  
Planning Commission Chair

# Watertown Township



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Map Created by Carver County GIS  
Apr 21, 2005

# CARVER COUNTY REQUEST FOR BOARD ACTION

## AGENDA ITEM

Item Name: Todd Mesenbring - request for an accessory structure

Originating Department: Land Management, Land & Water Services

Agenda Date: June 6, 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 #PZ20060024. The Planning Commission recommended approval of the Conditional Use Permit for Todd Mesenbring. He is requesting a 2,400± sq ft accessory structure to store a tractor, a loader, yard care equipment, and a boat. The total proposed personal storage area on the property would be approximately 3,336 sq ft, which is 836 sq ft more than what the Zoning Code allows without a CUP for parcels of this size. The Benton Town Board had no objections to the request.

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

A motion to adopt the Findings of Fact and to issue Order #PZ20060024 for the issuance of a Conditional Use Permit

## FINANCIAL IMPLICATIONS: None

**Funding:**

County Dollars =	\$
Other Sources & Amounts	
_____ =	\$
_____ =	\$
<b>TOTAL =</b>	<b>\$</b>

**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

5-23-06  
 Date

Admin. Dept. Use Only: Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_ Other \_\_\_\_\_

**COUNTY OF CARVER**  
**PLANNING COMMISSION RESOLUTION**

**FILE #: PZ20060024**

**RESOLUTION #: 06-17**

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

**FILE #:** PZ20060024

**APPLICANT:** Todd Mesenbring

**OWNER:** Todd Mesenbring

**SITE ADDRESS:** 11790 Co. Rd. 153, Cologne

**PERMIT TYPE:** Accessory Structure

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

**LEGAL DESCRIPTION:** See attached Exhibit "A"

**PARCEL #:** 01-003-0310

**WHEREAS**, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of May 16, 2006; and,

**WHEREAS**, the Carver County Planning Commission finds as follows:

1. Mr. Mesenbring owns a 4.08 acre parcel located in the South Half (SE1/2) of the Southwest Quarter (SW1/4) of Section 3, Benton Township. The property is improved with a home with an attached garage. The property is located in the Agricultural Zoning District, the Shoreland Overlay District, and the CCWRMA (Carver Creek).
2. The applicant is requesting a Conditional Use Permit (CUP) to construct an accessory structure (approx. 2,400 sq. ft.) pursuant to Section 152.073 A2 and 152.077 A1 of the Carver County Zoning Code.
3. Section 152.073 A2 of the Zoning Code allows 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 40' x 60' (2,400 sq ft) accessory structure. The attached garage is approximately 936 sq. ft. The proposed total square footage for accessory structure space on the property will be approximately 3,336 sq. ft., which is 836 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 would be utilized for storage of a compact tractor, loader, snow blower, and other yard care equipment. The applicant expects to purchase a boat and skid loader at some point in the future that would be stored in the structure. Personal car maintenance and repair would also be done in the building.
5. The septic system was issued a Certificate of Compliance when the home was built in 2003, and therefore meets the Shoreland septic requirements.
6. The Benton Town Board has reviewed the request at their April 13, 2006, Town Board Meeting and had no objections.

**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 Land Management for a determination as to whether an application for an amendment or similar consideration is necessary. Proposed owners and/or operators are encouraged to contact Land Management as early on in the timeline of the proposed change as possible.

2. This structure shall be used only by the occupant(s) of the residence for personal storage, hobbies, recreation, entertainment, family uses, private maintenance and repair activities, and for the keeping of animals and appurtenant equipment and supplies, and as otherwise regulated by this Ordinance. 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. All building permits shall be obtained prior to the construction of the accessory structure.

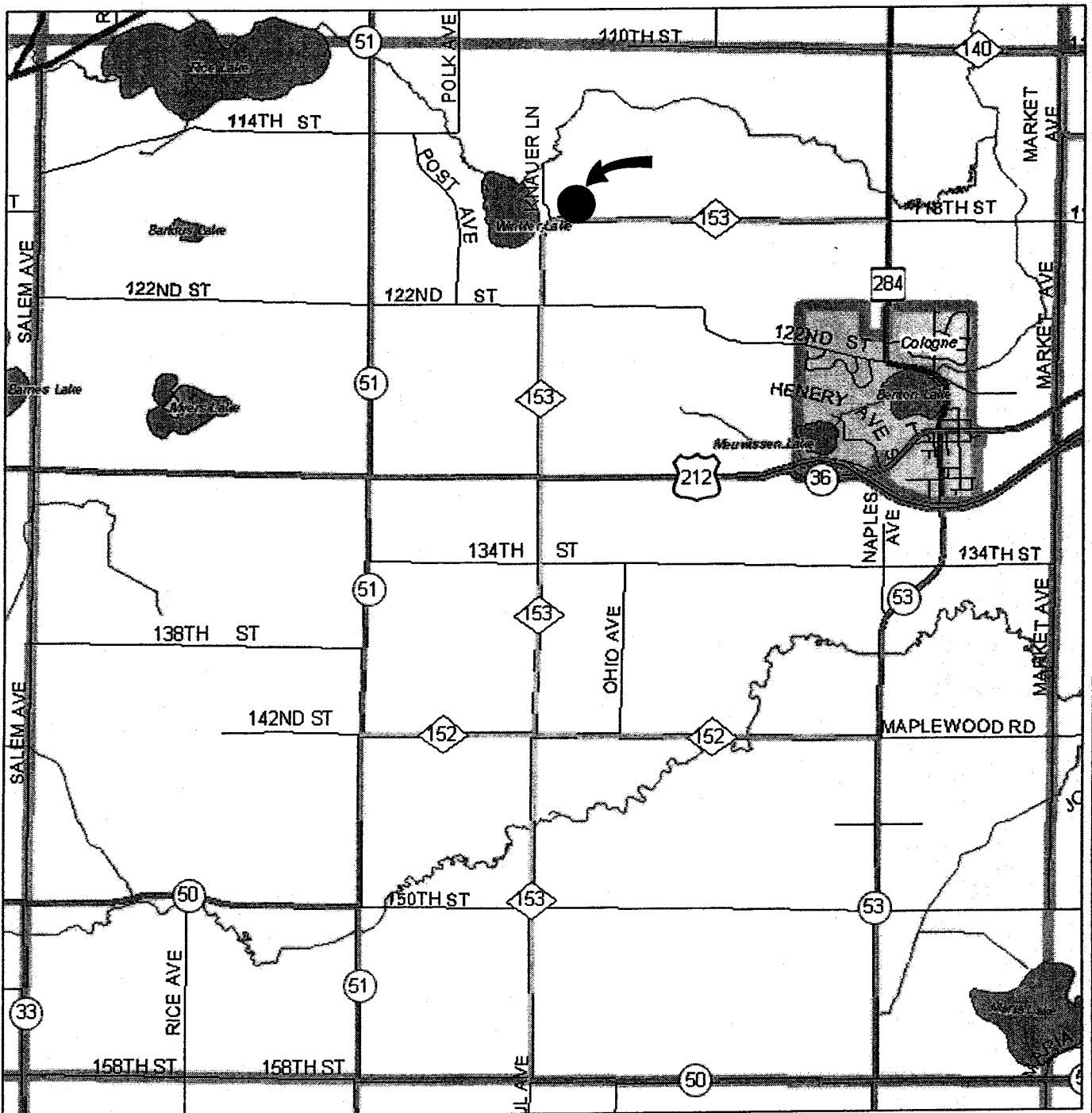
**ADOPTED** by the Carver County Planning Commission this 16th day of May, 2006.

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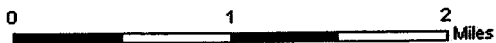
Randy Maluchnik  
Planning Commission Chair



# Benton Township



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Map Created by Carter County GIS  
Apr 21, 2005



# CARVER COUNTY REQUEST FOR BOARD ACTION

## AGENDA ITEM

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

Accept donation made to Carver County Care Center

Originating Department: Community Social Services

Agenda Date: 6/6/2006

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)

In May of 2006, the Care Center received a \$1000.00 donation from the American Legion Post No. 580 in Chanhassen. This donation will be used to assist veterans who attend the Care Center program in paying for their services.

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

To accept the monetary donation made to Carver County Care Center from the American Legion Post in Chanhassen.

## FINANCIAL IMPLICATIONS

Funding: N/A

County Dollars =	\$	
Other Sources & Amounts =	\$	
Gifts _____ =		\$ 1,000.00

**TOTAL =** \$ 1,000.00

Budget Information ( \_ appropriate items):

Budgeted:	<input checked="" type="checkbox"/>
Not Budgeted:	<input type="checkbox"/>
Amendment Required:	<input type="checkbox"/>

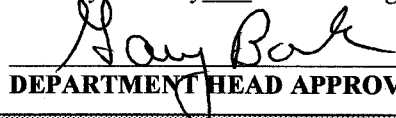
(requires controller approval)

Related Financial Comments:

## REVIEWS AND APPROVALS AS REQUIRED

\_ All Reviews and Approvals Received:

County Attorney  Risk Management  Human Resources  Controller  Other



5-22-06

DEPARTMENT HEAD APPROVAL (Signature)

Date

Admin. Dept. Use Only: Approved  Denied  Tabled  Other

# CARVER COUNTY REQUEST FOR BOARD ACTION

## AGENDA ITEM

**Item Name:** 2006 Federal Boat and Water Safety Grant

**Originating Department:** Sheriff - Cpl. Peter Anderley

**Agenda Date:** ~~05/23/2006~~ 6/6/06

**Amount of Time Requested:** 0

**Supp. Doc. Attached:** 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)

This is an annual MN Department of Natural Resources Federal grant agreement providing \$10,000 to the county toward expenses related to Boat and Water Safety Enforcement during 2006.

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

The Carver County Board approves the annual MN Department of Natural Resources Federal grant agreement providing \$10,000 to the county toward expenses related to Boat and Water Safety Enforcement during 2006.

## FINANCIAL IMPLICATIONS

### Funding:

County Dollars	=	\$ .00
Other Sources & Amounts	=	\$
_____	=	\$
_____	=	\$
<b>TOTAL</b>	<b>=</b>	<b>\$ .00</b>

### Budget Information (✓ appropriate items):

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

**Related Financial Comments:** Costs to County billed to contractee.

## REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney \_\_\_\_\_ Risk Management \_\_\_\_\_ Human Resources \_\_\_\_\_ Controllor \_\_\_\_\_ Other \_\_\_\_\_

\_\_\_\_\_  
Sheriff Byron 'Bud' Olson (or Designee)

\_\_\_\_\_  
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): **Abatements/Additions**

Originating Department: **Assessor/Auditor**

Agenda Date: **06/06/06**

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 = \$ - 1,561.88  
Other Sources & Amounts = \$ - 1,870.12  
**TOTAL = \$ - 3,432.00**

### 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)

**5-24-06**  
\_\_\_\_\_  
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  
 June 6, 2006**

Payable Year	Parcel Number	Name	Original Tax Amount	Adjusted Tax Amount	County Dollars Abated	Total Amount of Adjustment
2006	25-0133500	State of Minnesota (Removal of Solid Waste Fee)	23.00	0.00	-23.00	-23.00
2006	25.0135900	State of Minnesota (Removal of Solid Waste Fee)	23.00	0.00	-23.00	-23.00
2006	30-3850380	Arturo Lemus	1,692.00	1,452.00	-98.92	-240.00
2006	30-6810280	Jonathan & Susan Weill	2,612.00	2,434.00	-72.84	-178.00
2006	07-3010110	Rita Rose Johnson	3,136.00	3,044.00	-42.41	-92.00
2006	30-0500460	Deborah L Poppitz	1,390.00	1,116.00	-113.91	-274.00
2006	30-6690500	James & Susan Jasin	1,822.00	1,712.00	-45.03	-110.00
2006	11-0330300	David & Joyce Stuewe	3,118.00	1,332.00	-964.81	-1,786.00
2005	30-2360250	Il'ya Krasnokutskiy	2,680.00	2,512.00	-3.21	-168.00
2006	50-2430350	William Miller	1,532.00	1,244.00	-77.37	-288.00
2006	75-2980020	David & Nancy Gilbert	4,492.00	4,464.00	-11.29	-28.00
2006	75-0504230	Roger Yell	1,953.00	1,731.00	-86.09	-222.00
			<b>\$24,473.00</b>	<b>\$21,041.00</b>	<b>-\$1,561.88</b>	<b>-\$3,432.00</b>



**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

**CARVER  
 COUNTY**

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

The following parcels are to receive the homestead credit for the 2005 assessment payable 2006. These are recommended for approval by the County Assessor.

07-301-0110	Rita Johnson	Residential
11-033-0300	David Stuewe	Agricultural
30-050-0460	Deborah Poppitz	Residential
30-385-0380	Arturo Lemus	Residential
30-669-0500	James Jasin	Residential
30-681-0280	Jonathan Weill	Residential
50-243-0350	William Miller	Residential
75-050-4230	Roger Yell	Residential
75-298-0020	David Gilbert	Residential

The following parcel is to receive the homestead credit for the 2005 assessment payable 2006. This is recommended for approval by the County Assessor.

30-236-0250	Il'ya Krasnokutskiy	Residential
-------------	---------------------	-------------

The following parcels are to have the SWF units removed as they are classified as Tax Exempt; this is for the 2005 assessment payable 2006. These are recommended for approval by the County Assessor.

25-013-3500	State of Minnesota DOT	Residential
25-013-5900	State of Minnesota DOT	Residential



# CARVER COUNTY REQUEST FOR BOARD ACTION

## AGENDA ITEM

**Item Name:** Local Stormwater Management Planning

**Originating Department:** LWS – Planning & Water Mgmt

**Agenda Date:** 6/6/2006

**Amount of Time Requested:** 0 minutes

**Supp. Doc. Attached (y/n):** yes – memo

**Previous County Board Action, If Any (include other parties which were advised, if any):** 4/13/2004 Motion approving Local Stormwater Management Funding approach and authorizing funding to cities.

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

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

State statute requires that Local Water Plans be completed 2 years after adoption of a Watershed Plan. This translates into a June 2003 deadline for the affected communities in Carver County. The County has approved and set aside funding assistance for the cities since 2002. Some dollars have been carried over for five budget cycles. The amount currently set aside is \$50,204. Communities have not met this deadline and all have yet to complete a plan. Since no plans have been adopted, no funding has been disbursed. Proposed action included in attached memo.

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

Motion approving Local Stormwater Management approach

## FINANCIAL IMPLICATIONS

**Funding:**

**Total County Water Levy Dollars = \$50,204**

Other Sources & Amounts

City portions (total) = \$86,085

**TOTAL = \$136,289**

**Budget Information (✓ appropriate items):**

Budgeted:

Not Budgeted:

Amendment Required:

(requires controller approval)


**Related Financial Comments:** COUNTY FUNDS ARE FROM THE WATERSHED LEVY AND HAVE BEEN BUDGETED SINCE 2004.

## REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

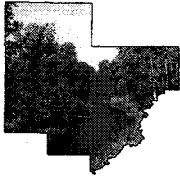
County Attorney \_\_\_\_\_ Risk Management \_\_\_\_\_ Human Resources \_\_\_\_\_ Controller \_\_\_\_\_ Other \_\_\_\_\_

 5/30/06  
 \_\_\_\_\_  
**DEPARTMENT HEAD APPROVAL (Signature)**

  
 \_\_\_\_\_  
**DIVISION DIRECTOR (Signature)                      Date**

**Admin. Dept. Use Only:** Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_ Other \_\_\_\_\_





## Carver County Planning and Zoning

Government Center – Administration Building  
600 East 4<sup>th</sup> Street  
Chaska, Minnesota 55318  
Phone: (952)361-1820  
Fax: (952)361-1828  
[www.co.carver.mn.us/water](http://www.co.carver.mn.us/water)

## Memo

**To:** County Commissioners, David Hemze  
**From:** Paul Moline, County Watershed Administrator *pm*  
**Date:** 5/30/2006  
**Re:** Local Water Management Planning Approach  
**CC:** Dave Drealan, WENR policy & finance sub-committee

Enclosures: none

### ISSUES:

- State statute requires that Local Water Plans be completed 2 years after adoption of a Watershed Plan. This translates into a June 2003 deadline for the affected communities in Carver County.
- The County has approved and set aside funding assistance for the cities since 2002. Some dollars have been carried over for five budget cycles. The amount currently set aside is \$50,204.
- Communities have not met this deadline and all have yet to complete a plan although drafts have been submitted. Since no plans have been adopted, no funding has been disbursed.

### PROPOSED APPROACH & ACTIONS

Staff met with the WENR Policy/finance Sub-committee on May 18 and the full WENR committee on May 30 to discuss this issue and proposed the following actions. The committee supported the following steps.

- **By July 15, 2006, County must receive communication from City which lays out continued request for funds and a timeline for plan completion.**
- **By Dec 31, 2006, plans must be approved by the County.**
- **If either of the above actions do not take place, funds will be re-allocated by the County to go towards projects, or towards County completion of a stormwater mgmt plan for the local area. In addition to re-allocating funds, the County would not consider any capital requests for projects after 2006.**
- **Hold meeting in June/July with cities and applicable state agencies (Met council, BWSR) to discuss plan content, main issues/purpose of getting plans in place, and how to get effective plans in place.**

### BACKGROUND:

The County Water Management Plan and the Land Use Plan identify stormwater planning in areas that will be developing around cities in the next 10-20 years as a very high priority for water management planning. It is critical that these areas are properly planned prior to development. All cities are required to adopt a stormwater management plan as part of their Local Water Management Plan (LWMP). (MN Statute 103B.235 and MN Rules 8410.0160). The County has committed to assist these communities in this planning effort, and the Board has authorized budgeting funds for this purpose since 2002.

**In April 2004, the Board Adopted the following position:**

#### GOAL

*Provide reasonable funding and a reasonable time frame to assist cities in preparation of their Local Water Management Plans.*

## FUNDING

- Request for funds must be received by Carver County by April 30, 2004.
- As part of funding approval, require workplan which details modeling tasks and costs and a proposed schedule.

## TIMELINE / DEADLINES

- Require date for plan submittal - Dec 31, 2004.
- Requests for extensions beyond the Dec 2004 deadline must be accompanied by a revised schedule and include rationale. Extensions must be approved by the County Board.
- If plans are not received by Dec 31, 2004, action may be taken which could include the following:
  1. Funding assistance removed.
  2. Funding requests for capital projects not considered or delayed.
  3. Greater scrutiny of individual sites for possible impact on "regional stormwater". This would ultimately require more information from the developer.
  4. County completion of Stormwater Mgmt Plan with costs deferred back to city.
  5. County takes over land use decisions regarding new development.
- Plans must address area which is in the currently adopted comprehensive plan at time of submittal. If comp plans are updated, additional areas must be included in updated local water plans.

These timelines have now come and gone. Cities have submitted drafts to the County and requested funding as follows:

## LWMP STATUS

CITY	CURRENT STATUS	REQUESTED FUNDING AMOUNT
Chaska	Discussion w/ City. No anticipated date for submittal.	\$0.00
Chanhassen	DRAFT submitted & reviewed May 2006.	\$0.00
Carver	DRAFT submitted & reviewed Oct 2005. No anticipated date for re-submittal	\$4,700
Cologne	DRAFT submitted & reviewed Dec 2004. No anticipated date for re-submittal	\$5,625
Hamburg	DRAFT submitted & reviewed March 2005. No anticipated date for re-submittal	\$9,250
Mayer	DRAFT submitted & reviewed March 2005. No anticipated date for re-submittal	\$11,000
New Germany	No anticipated date for submittal.	No amount requested
NYA	DRAFT submitted & reviewed July 2005. No anticipated date for re-submittal	\$6,600
Waconia	DRAFT submitted & reviewed August 2005. Re-submittal received May 2006.	\$7,700
Watertown	DRAFT submitted & reviewed August 2004. No anticipated date for re-submittal	\$6,875
<b>TOTALS</b>		<b>\$ 51,750</b>

# CARVER COUNTY REQUEST FOR BOARD ACTION

## AGENDA ITEM *Juvenile Accountability Block Grant*

Item Name: **Juvenile Accountability Block (JAB) Grant Amendment for Extension**

Originating Department: Sheriff's Office - Sheriff's	Agenda Date:
Amount of Time Requested: N/A	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 <u>  X  </u> Regular Session <u>      </u> Discussion Session <u>      </u>	

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

The Sheriff's Office is requesting a 3 month extension on the Juvenile Accountability Block Grant from the MN Department of Public Safety.

The extension was requested due to the position being vacant until February 2006 and not all components of the grant have been met yet. With the extension the grant will be satisfactory completed.

The MN Department of Public Safety sent three copies of the grant extension to be executed. The extension needs to be signed by the original grantee(s), which were James Ische, County Board Chair and Byron 'Bud' Olson, Sheriff.

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

## FINANCIAL IMPLICATIONS

<p><i>Funding:</i></p> <p>County Dollars =                    \$ _____</p> <p>Other Sources &amp; Amounts =        \$ _____</p> <p>_____ =                            \$ _____</p> <p>_____ =                            \$ _____</p> <p style="text-align: right;"><b>TOTAL = \$ _____</b></p>	<p><i>Budget Information (✓ Appropriate Items):</i></p> <p>Budgeted:                            _____</p> <p>Not Budgeted:                        _____</p> <p>Amendment Required:                _____</p> <p style="text-align: center;">(requires controller signature)</p>
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*Related Financial Comments:*

## REVIEWS AND APPROVALS AS REQUIRED *(Signatures)*

County Attorney: _____	Risk Management: _____
Human Resources: _____	Controller: _____
Byron 'Bud' Olson by Pamela R. Raser	May 25, 2006x
<b>DEPARTMENT HEAD APPROVAL</b>	<b>Date</b>

Admin. Dept. Use Only: Approved        Denied        Tabled        Other

## CARVER COUNTY REQUEST FOR BOARD ACTION

### AGENDA ITEM

Item Name: Amendment to contract with University of Minnesota Extension Service-Kim Boyce

Originating Department: Administration

Agenda Date: 6/6/06

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):

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

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

Administration is requesting approval of an amendment to the contract with the University of Minnesota Extension Services to provide the design and facilitation for the June 12<sup>th</sup> Division Director retreat and June 22<sup>nd</sup> Manager Retreat. Kim Boyce, Regional Extension Educator, will serve as the University representative for these retreats. The cost of each four hour session will be \$500, plus the cost of round trip mileage from the University. Funding will come from the Employee Relations budget.

### Board Action/Motion Requested:

Approve amendment to contract with the University of Minnesota Extension Services.

### FINANCIAL IMPLICATIONS

**Funding:**

County Dollars = \$ 1,000 plus mileage

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)

/s/David Hemze

3/30/06

**DEPARTMENT HEAD APPROVAL**

**Date**

Admin. Dept. Use Only: Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_ Other \_\_\_\_\_

# CARVER COUNTY REQUEST FOR BOARD ACTION

## AGENDA ITEM

**Item Name:** 2006 Carver County Health Partnership Annual Update

Originating Department: Public Health

Agenda Date: 6-6-06

Amount of Time Requested: 45 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 \_\_\_\_\_ Regular Session  Discussion Session \_\_\_\_\_

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

The Carver County Health Partnership (CCHP) has made great progress since its inception. Dr. Jonathan Larson, Chair of the CCHP Board along with other members of the CCHP will present a summary of their current work and accomplishments as well as goals for the future. The CCHP is an excellent example of a community based collaborative working to address identified public health problems. The goal of the CCHP is to make Carver County a healthy place to live and work.

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

## FINANCIAL IMPLICATIONS

**Funding:**

County Dollars = \$ \_\_\_\_\_

Other Sources & Amounts = \$ \_\_\_\_\_

**TOTAL =** \$ \_\_\_\_\_

**Budget Information (✓ Appropriate Items):**

Budgeted: \_\_\_\_\_

Not Budgeted: \_\_\_\_\_

Amendment Required: \_\_\_\_\_

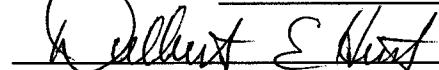
(requires controller signature)

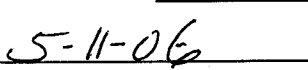
**Related Financial Information:**

## REVIEWS AND APPROVALS AS REQUIRED (Signatures)

County Attorney: \_\_\_\_\_ Risk Management: \_\_\_\_\_

Human Resources: \_\_\_\_\_ Controller: \_\_\_\_\_





**DEPARTMENT HEAD APPROVAL**

**Date**

Admin. Dept. Use Only: Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_ Other \_\_\_\_\_





# CARVER COUNTY REQUEST FOR BOARD ACTION

## AGENDA ITEM

**Item Name:** Mittelstaedt property- resolution authorizing grant application.

**Originating Department:** Land & Water Services Division,  
Land Management Department

**Agenda Date:** June 6, 2006

**Amount of Time Requested:** 20 minutes

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

**Previous County Board Action, If Any:** none

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

## EXPLANATION OF AGENDA ITEM

Betty and Michael Mittelstaedt's 30 acre farmstead is located within the floodway of the Crow River, at 8560 County Road 32 (Camden Twp). The floodway designation is a significant land use issue, which essentially prohibits improvements to the property. The property suffers from the effects of flooding virtually every year. Their septic system has been designated as failing. Their options are very limited. The property's location and its building site status is one of the most (if not the most) dire in Carver County. The County would be an eligible agency to receive state and federal mitigation funding to remove structures in the floodway. In addition, funding from the state could be made available to purchase land. The Mittelstaedts have indicated that they would be a willing seller should the County decide to purchase their site. They have supplied the County with a letter to that effect. On February 8<sup>th</sup>, the Parks Commission recommended pursuing a Metro Greenway's Grant, which was submitted. Land Mgmt has been working with the DNR's Ed Fick on the Flood Damage Reduction Grant Assistance application, which may provide up to \$150,000 of funding. The total cost of the project would be \$350,000 to \$400,000, which means that additional funding sources are being investigated. Potential benefits of acquiring the Mittelstaedt site include: Floodplain & Shoreland Management; Flood Damage Reduction & Hazard Mitigation; Water Management Plan; Parks Planning; & Environmental Services Management. A draft resolution is attached providing authorization for the grant, which is one of the DNR's requirements for this type of application.

## RECOMMENDATIONS/BOARD ACTION/MOTION REQUESTED

A motion to adopt a resolution authorizing Land Management to prepare and submit the DNR's Flood Damage Reduction Grant application on behalf of the County.

## FINANCIAL IMPLICATIONS None

**Funding:**

County Dollars = \$0.00  
 Other Sources & Amounts = \_\_\_\_\_  
 \_\_\_\_\_ = \$  
**TOTAL = \$0.00**

**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

5-31-06  
 Date

**Admin. Dept. Use Only:** Approved \_\_\_\_\_ Denied \_\_\_\_\_ Tabled \_\_\_\_\_ Other \_\_\_\_\_

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

**DRAFT**

DATE \_\_\_\_\_

RESOLUTION NO. \_\_\_\_\_

MOTION BY COMMISSIONER \_\_\_\_\_

SECONDED BY COMMISSIONER \_\_\_\_\_

**A RESOLUTION AUTHORIZING THE LAND MANAGEMENT DEPARTMENT TO SUBMIT A FLOOD  
DAMAGE REDUCTION GRANT ASSISTANCE PROGRAM APPLICATION**

**BE IT RESOLVED** that, Steve Just, Land Management Department Manager, hereinafter referred to as "Authorized Official" may act as legal sponsor on behalf of Carver County, hereinafter referred to as "Applicant", for the project contained in the Flood Damage Reduction Grant Assistance Program Application submitted on June 7, 2006 and that Authorized Official is hereby authorized to apply to the Minnesota Department of Natural Resource, hereinafter referred to as "State", for funding of this project on behalf of the Applicant; and

**BE IT FURTHER RESOLVED** that the Applicant has the legal authority to apply for financial assistance, and the institutional, managerial and financial capability to ensure adequate acquisition, maintenance and protection of the proposed project; and

**BE IT FURTHER RESOLVED** that upon approval of the application by the State, the Authorized Official may prepare necessary documents, to be approved by the Applicant, entering into an Agreement with the State for the above-referenced project, and that the Applicant certifies that it will comply with all applicable laws and regulations as stated in the contract agreement.

**NOW, THEREFORE BE IT FURTHER RESOLVED** that the Authorized Official is hereby authorized to execute such Agreements as are necessary to implement the project on behalf of the Applicant.

YES

ABSENT

NO

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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 6<sup>th</sup> day of June 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.

\_\_\_\_\_  
County Administrator



# CARVER COUNTY REQUEST FOR BOARD ACTION

## AGENDA ITEM

**Item Name:** Closed Session for the Annual County Administrator's Performance Evaluation

**Originating Department:** Employee Relations

**Agenda Date:** 6/6/2006

**Amount of Time Requested:** 30 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 \_\_\_ Closed Session  X

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

Carver County Personnel Rules & Regulations require that all staff receive annual Performance Evaluations.

Minnesota Statute 13D.05, Subd. 3. allows the Board to go into a closed session for purposes of evaluating the performance of an individual who is subject to the Board's authority. The County Administrator reports directly to the Board.

Many other counties use this process on an annual basis to evaluate the performance of the County Administrator.

Upon returning to the open meeting, the Chairman of the Board will be asked to provide a summary statement to reflect the conclusions reached during the closed session.

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

Motion to go into a closed session to discuss the County Administrator's performance.

## FINANCIAL IMPLICATIONS

**Funding:**

County Dollars =	\$	
Other Sources & Amounts =		
_____ =	\$	
_____ =	\$	
<b>TOTAL</b>	<b>\$ 0</b>	

**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 \_\_\_

\_\_\_\_\_ Doris M. Krogman \_\_\_\_\_ 5/24/06 \_\_\_\_\_

**DEPARTMENT HEAD APPROVAL (Signature)**

**Date**

**Admin. Dept. Use Only:** Approved \_\_\_ Denied \_\_\_ Tabled \_\_\_ Other \_\_\_

**Report Date:** June 1, 2006

# CARVER COUNTY REQUEST FOR BOARD ACTION

## AGENDA ITEM

**Item Name:** Summary Statement regarding the County Administrator's Performance

Originating Department: Employee Relations

Agenda Date: 6/6/2006

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 X Discussion Session\_\_\_

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

Minnesota Statute 13D.05, Subd. 3. allows the Board to go into a closed session for purposes of evaluating the performance of an individual who is subject to the Board's authority. That same statute requires the Board to summarize its conclusions regarding the evaluation conducted in the closed session at the next open meeting.

Many other counties use this process.

The Chairman of the Board is asked to make a summary statement regarding the Administrator's performance based on the discussions in the closed session. That statement will be reflected in the Minutes of this Board Meeting.

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

Motion to accept the summary statement regarding the performance of David Hemze as County Administrator.

## FINANCIAL IMPLICATIONS

**Funding:**

County Dollars =	\$
Other Sources & Amounts =	
_____ =	\$
_____ =	\$
<b>TOTAL</b>	<b>\$ 0</b>

**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

\_\_\_\_\_Doris M. Krogman\_\_\_\_\_ 5/24/06\_\_\_\_\_

**DEPARTMENT HEAD APPROVAL (Signature)**

**Date**

Admin. Dept. Use Only: Approved\_\_\_ Denied\_\_\_ Tabled\_\_\_ Other\_\_\_

Report Date: June 1, 2006

# CARVER COUNTY REQUEST FOR BOARD ACTION

## AGENDA ITEM

**Item Name: TH 5 and Lake Waconia Regional Park**

Originating Department: Public Works/Parks

Agenda Date: June 6, 2006

Amount of Time Requested: Twenty Minutes

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)

Staff will provide and update on activities related to TH 5 and Lake Waconia Regional Park.

- Progress on the TH 5 Construction
- Wetland/drainage issue
- Sliding Hill
- Operational Changes
- Signage Issues

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

No action is requested

## FINANCIAL IMPLICATIONS

Funding:

County Funds =	
Other Sources & Amounts =	
=	
=	
<b>Total</b>	

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: \_\_\_\_\_  
5-26-06  
**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): Security Task Force Report and Recommendations

Originating Department: Employee Relations/Risk & Emergency Management

Agenda Date: June 6, 2006

Amount of Time Requested: 45 min

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

Previous County Board Action, If Any (include other parties which were advised, if any):  
Budget discussions, but no previous specific action of this task force report

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

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

The Security Task Force was created at the direction of our County Administrator, Dave Hemze, in June, 2005. The purpose of the task force was as follows:

- To gather input from the employees about security concerns based on feedback from "All Employee Meetings".
- To evaluate current processes in place for security.
- To evaluate additional opportunities to strengthen and enhance our workplace security

The Task Force met several times to develop a process, gather information, and provide recommendations. This presentation will provide an overview of the findings and recommendations to build a framework for effective decision making as an overall organization.

The report recommendations are presented in six (6) areas:

- Top Five (5) recommendations
- Plant/Facility Recommendations
- Operational Recommendations
- Education and Training Recommendations
- Electronics Area Recommendations
- Individual Area Recommendations

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

Provide any additional input and/or direction to the County Administration in the areas discussed.

## FINANCIAL IMPLICATIONS

### Funding:

County Dollars =	\$		
Other Sources & Amounts =	\$		
<b>TOTAL =</b>	<b>\$</b>	<b>=</b>	<b>\$ 0</b>

### Budget Information (✓ appropriate items):

Budgeted:	n/a
Not Budgeted:	n/a
Amendment Required:	n/a

(requires controller approval)

### Related Financial Comments

## REVIEWS AND APPROVALS AS REQUIRED

✓ All Reviews and Approvals Received:

County Attorney \_\_\_\_\_ Risk Management \_\_\_\_\_ Human Resources \_\_\_\_\_ Controller \_\_\_\_\_ Other \_\_\_\_\_

David M. Hemze  
DEPARTMENT HEAD APPROVAL (Signature)

5/25/06  
Date

Admin. Dept. Use Only:    Approved    Denied    Tabled    Other