

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

PAGE

9:00 a.m.	1.	a) <b>CONVENE</b> b) <b>Pledge of Allegiance</b> c) <b>Introduction of New Employees</b>	
	2.	Agenda review and adoption	
	3.	Approve minutes of November 7, 2006 Regular Session .....	1-5
	4.	Public participation (Comments limited to five minutes)	
	5.	Community announcements	
9:05 a.m.	6.	<b>CONSENT AGENDA</b>	
	6.1	Contract for professional services.....	6
	6.2	Furnace replacement for Minnewashta caretaker home.....	7-8
	6.3	Immunization registry grant contract-MN Department of Human Services.....	9-10
	6.4	Community Social Services' warrants.....	NO ATT
	6.5	Commissioners' warrants .....	SEE ATT
9:05 a.m.	7.	<b>PUBLIC WORKS/PARKS</b>	
	7.1	Sliding hill.....	11
9:20 a.m.	8.	<b>ADMINISTRATION</b>	
	8.1	Carver County Year 2007 Legislative priorities .....	12-25
9:40 a.m.	9.	<b>EMPLOYEE RELATIONS</b>	
	9.1	<b>Closed Session</b> – labor negotiations strategy.....	26
10:20 a.m.		<b>ADJOURN REGULAR SESSION</b>	
10:20 a.m.		<b>NEW BUSINESS</b>	
		<b>BOARD REPORTS</b>	
10:20 a.m.	1.	Chair	
	2.	Board Members	
	3.	Administrator	
10:50 a.m.	4.	Adjourn	

David Hemze  
 County Administrator

*Notice*

**There will be no Board Meeting November 21, 2006**

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on November 7, 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.

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

Delaney moved, Workman seconded, to approve the minutes of the October 24, 2006, Regular Session. Degler, Delaney, Ische, Workman voted aye. Lynch abstained as he was absent. Motion carried.

Under public participation, Duane Wolff, Young America, explained he believed he was being continually harassed by a neighbor related to his farming operation and questioned what could be done. He stated he always had a cordial relationship with the previous owners of this land. The Board asked that the County Administrator follow up on the concerns.

Community announcements were made by the Board.

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

Contract with Government Management Group in the amount of \$7,400.

Authorized the Sheriff's Office acceptance of color duplex multiplexer donation.

Adopted the Findings of Fact and to issue Order #PZ20060052 for the issuance of Conditional Use Permit #PZ20060052, Steve Yetzer, Laketown Township.

Adopted the Findings of Fact and to issue Order #PZ20060053 for the issuance of Conditional Use Permit #PZ20060053, Mark Thomas, Young America Township.

Adopted the Findings of Fact and to issue Order #PZ20060049 for the issuance of Conditional Use Permit #PZ20060049, Robert Winters, Waconia Township.

Adopted the Findings of Fact and to issue Order #PZ20060048 for the issuance of Conditional Use Permit #PZ20060048, Jeff Janning, Watertown Township.

Adopted the Findings of Fact and to issue Order #PZ20060050 for the issuance of Conditional Use Permit #PZ20060050, Scott Hawkins, Waconia Township.

Authorized Chair to sign access easement to Pioneer Circle.

Contract with Michel Masonry Construction in the amount of \$6,620.

Resolution #104-06, Approving the City of Hamburg Surface Water Management Plan.

Approved First Tennessee Financial and United Banker's Bank for the safekeeping of collateral in conformance with Minnesota Statute 118A.03 Subd. 7.

Resolution #105-06, Authorizing Execution of Violence Against Women Grant Agreement.

Collaborative services contract with Carver-Scott Educational Cooperative.

Lease agreement with Carver-Scott Co-op, 504 Industrial Boulevard, Waconia.

Joint program supervision agreement with Carver-Scott Educational Cooperative.

Lease agreement with Carver-Scott Educational Co-op, East Creek Center.

Contract with Carver-Scott Educational Cooperative, First Step Program.

Accepted Community Power grant in the amount of \$12,000 for education to youth and families on recycling and solid waste reduction.

Approved the conversion of a vacant custodial position to a facility coordinator position.

Community Social Services contract with Health Partners.

Community Social Services' actions.

Approved payment of the following Commissioners' warrants:

INSERT

Motion carried unanimously.

Steve Taylor, Administrative Services, explained the City of Carver has been working with the Met Council on a proposal to expand an interceptor sewer line. To facilitate the construction of the line that goes along County Road 40, the City is requesting conveyance of 6.6 acres of land the County currently owns. Taylor indicated in exchange for these acres, the County would receive from the City a roadway right of way easement to support expansion of County Road 40. In addition, the City would pay the difference between the right of way easement and the value of land being conveyed, or approximately \$10,000. Taylor clarified he was not asking for formal Board approval today but was trying to determine if the Board agreed to this approach. He indicated a formal Board Resolution would be brought back before the Board in the future.

James Weygand, Carver City Mayor, stated this was an important project for the City and there would be a savings in following this route.

Bryce Pickert, Met Council representative, stated they were planning the size to serve the long term needs of the City and the adjacent area.

Robert Hendricks, Assistant County Attorney, explained the calculations that were used to arrive at the sale price. David Hemze, County Administrator, stated a similar pattern was followed in establishing the fair market value in previous conveyances to cities.

The Board expressed consensus to proceed. Taylor stated he would be placing the item as a consent agenda item in the future.

Gary Bork, Community Social Services, indicated the Mental Health Committee was present to update the Board on issues they have been working on.

Christine Dondlinger, Mental Health Committee Chair, introduced members of the Committee in attendance. She noted the Committee takes their responsibilities seriously and they would be trying to get more information to the Board. She explained they get information from providers to understand what is going on and what is needed.

She shared the Committee's mission statement and pointed out the material they distributed that made recommendations on the services provided. Dondlinger stressed the need for crisis beds within the County. She stated clients continue to be placed out of the County and removing individuals from their communities impacts both the client and their families. Dondlinger noted, while there has been some improvement, there was still a gap in short term housing.

She stressed the need for transitional housing for young adults, as well as affordable housing. She noted the County's population was becoming more diverse and the need to be more aware of cultural changes as the County grows.

Dondlinger acknowledged the County does a good job in the services provided but as the population grows they need to look at additional funding to keep pace with the needs. She encouraged further dialogue from Board members related to their budget and asked the Board to be proactive on issues to lessen the effects later on.

Kathleen Donohue, Committee member, stated she was aware of budget concerns. She shared her story on how the community support program made a difference in her life and how important the program was.

Gary Bork, Social Services, explained the research that had been done on Dakota County's Healthy Families project that had saved money and the opportunity to promote a seven County metro program.

Dan Koziolk, Social Services, shared their concern that child protection mandates are reactive and the response is after a child has been harmed. He stated the Healthy Families program in Dakota County was started a number of years ago and shared the results of the study done by the University. He explained the program identifies first born children at risk and offers intensive services. Koziolk pointed out the current interruption in services if a family moves to another metro County and the need to deliver a metro wide program. He stated the metro counties were seeking funding to implement the program across the metro areas and they would be looking at forming a seven county metro wide joint powers agreement to coordinate the distribution of grant money.

Bork recognized this was coming at a time when counties were losing targeted case management dollars and if this goes forward, there needs to be public funding. He reviewed possible funding sources and indicated if funding comes through he would be asking for approval of the joint powers agreement.

He stated as they looked at implementation, they would probably contract with the CAP Agency. He stated the program is designed to find children within the first three months and provide services at that point.

David Hemze, County Administrator, presented an overview of his 2007 budget recommendation. He noted the same information was posted on the County's website and indicated there would be opportunities for budget appeals. He stated the truth in taxation hearing would be held on December 7<sup>th</sup> to allow for public comment, followed by formal budget approval.

Hemze reviewed historical trends related to population growth, property tax levy and property taxation relative to a home's value. He pointed out taxes, on a per capita basis, mirrors the consumer price index.

He reviewed County comparisons and indicated key reasons for Scott County being lower were due to a greater degree of tax capacity, less tax increment financing and less ag preserve.

Hemze explained the year end savings account balance and projected the year end 2006 balance would increase due to the investment income and jail and recorder revenues. He reviewed his personnel recommendations and capital expenditures for 2007. Hemze explained a listing of 2007 projects he was recommending to be funded by the year end savings account, as well as amounts allocated toward 2006 projects.

He stated his 2007 recommended levy increase of 6.9% is estimated to increase the average value home property tax by 2.7%. Hemze indicted other key components that were part of the 2007 budget included accounting for \$600,000 in personnel turnover savings, additional investment income, \$750,000 in targeted case management cuts, and \$500,000 in revenue from the health care self insurance account.

REGULAR SESSION

November 7, 2006

Hemze indicated he would come back for final approval of the budget in December and if Board members wanted to offer additional input related to his proposal, he encouraged them to contact him as they moved into the next month.

Degler moved, Delaney 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.)



# REQUEST FOR BOARD ACTION

**AGENDA ITEM : Contract for Professional Services**

Originating Division: Administrative Services

Meeting Date: November 14, 2007

Amount of Time Requested: 0

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

**BACKGROUND/EXPLANATION OF AGENDA ITEM:** Facility Services contracted with Richard Neubarth for cleaning services associated with the Adult Day Care facility when the County leased space in Norwood Young America. The last contract has expired. Facility Services has revised the contract to include all of our facilities in Waconia to allow for special project cleaning, if needed, and as directed by County personnel.

**ACTION REQUESTED:** Move approval of the contract for professional services with Richard Neubarth.

**FUNDING**

County Dollars = \$800 month

Other Sources &amp; Amounts =

= \$

**TOTAL**

= \$800.00

**FISCAL IMPACT** None Included in current budget Budget amendment requested Other:*Related Financial Comments:* Reviewed by Division Director

Date: 11/6/06



# REQUEST FOR BOARD ACTION

**AGENDA ITEM : Furnace Replacement for Minnewashta Caretaker Home**

Originating Division: Public Works

Meeting Date: 11/7/06

Amount of Time Requested: None

Attachments for packet:  Yes NoItem Type:  Consent  Regular Session  Closed Session  Work Session  Ditch/Rail Authority**BACKGROUND/EXPLANATION OF AGENDA ITEM:**

The furnace in the caretaker house at Lake Minnewashta Regional Park needs to be replaced and is part of the 2006 budget. Two quotes were received to replace the existing furnace.

Statewide Gas Service \$2955

Metro Air \$2430

Based on the lower of the two quotes, it is recommended to purchase the new furnace from Metro Air and to have them install the new furnace.

**ACTION REQUESTED:** It is recommended the County Board authorize the Board Chair to sign this agreement.**FUNDING**

County Dollars = \$2430.00

Other Sources &amp; Amounts =

= \$

**TOTAL** = \$2430.00*Related Financial Comments:***FISCAL IMPACT** None Included in current budget Budget amendment requested Other: Reviewed by Division Director*Jmk*

Date:

*11/2/06*



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

Date: 11/7/06

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

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

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

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**PROFESSIONAL SERVICE AGREEMENT  
BETWEEN  
METRO AIR AND CARVER COUNTY  
FOR LAKE MINNEWASHTA CARETAKER HOUSE FURNACE REPLACEMENT**

**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 Metro Air and Carver County to replace the furnace in the Lake Minnewashta Caretaker Home.

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

Dated this 7<sup>th</sup> day of November, 2006.

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



# REQUEST FOR BOARD ACTION

**AGENDA ITEM: Immunization Registry Grant Contract - Mn Dept. of Human Services**

Originating Division: Public Health

Meeting Date: November 14, 2006

Amount of Time Requested:

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

**BACKGROUND/EXPLANATION OF AGENDA ITEM:** Public Health is receiving a continuation of grant funding from the Mn Dept. of Human Services for participation in the operation of population-based immunization registries targeting Medical Assistance and MinnesotaCare eligibil children, ages 0 - 20. The contract period is 1/1/2007 - 12/31/2007.

**ACTION REQUESTED:** Motion to approve contract for continuation of Immunization Registry grant funding.

**FUNDING**

County Dollars = \$  
 Other Sources & Amounts =  
 MN Dept of Human Services = \$3,182  
**TOTAL = \$3,182**

**FISCAL IMPACT**

None  
 Included in current budget  
 Budget amendment requested  
 Other:

**Related Financial Comments:**

Add to 2007 Revenue 01-460-462-2382-5508  
 Add to 2007 Expenditure 01-460-462-2382-6260

Immunization Reg. Reimb. \$3,182  
 Professional & Tech. Fees \$3,182

 Reviewed by Division Director

Date: 11/03/06

# BUDGET AMENDMENT REQUEST FORM

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

**DEPARTMENT: Public Works**

**Date of County Board Session: 11/14/06**

**R&B**

Description of Revenue Account funds are to Increased/(Decreased):	Amount	Description of Expenditure Account funds are to Increased/(Decreased):	Amount
Grant	\$ 3,182	Professional Services	\$ 3,182
<b>TOTAL:</b>	<b>\$ 3,182</b>	<b>TOTAL:</b>	<b>\$ 3,182</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.:** \$ 253,800

**E. Current Balance After Adj.:** \$ 253,800

**F. Requested By:**

**G. Recommend Approval:** Finance

**H. County Board Decision:** Approval/Disapproval

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



# REQUEST FOR BOARD ACTION

## AGENDA ITEM : Sliding Hill

Originating Division: Public Works/Parks

Meeting Date: November 14, 2006

Amount of Time Requested: Fifteen Minutes

Attachments for packet:  Yes  No

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

### BACKGROUND/EXPLANATION OF AGENDA ITEM:

Surplus earthen material has been used from the TH 5 project to build a planned sliding hill feature at Lake Waconia Regional Park. Over the last several months, staff has been analyzing the site, improving drainage, working to establish erosion control, assessing risk management issues, preparing a site plan and taking actions which might allow for the opening of the hill.

Staff from the departments of Parks, Risk Management, and the County Attorney's Office along with staff from the Minnesota Counties Insurance Trust (MCIT) have met and exchanged information related to the sliding hill.

A suggestion by MCIT is that the County Board approve an operations plan that lays out the details of the hill's management plan.

Staff has been working to develop a hill management plan by visiting other sliding hill sites, talking with others sliding hill operators, developing signage, and installing an emergency access entrance to the sliding hill. However, staff is not able to test the performance of the hill without snow to gauge sliding hill run-out, performance of certain sliding devices and other items that relate to the actual use of the hill.

During the interim period between now and when performance of the hill is tested and authorization to open the hill given by the Board, staff and the Park Commission are recommending that the hill remain closed for an undetermined time. This is phase one of the management plan for the hill.

Phase two provides details for operations of the hill. In addition, it allows County Staff and or consulting staff time to test the performance of the hill when snow conditions permit.

In the mean time, staff will continue working on other details which might allow for the opening of the site.

**ACTION REQUESTED: Motion to implement phase one of the hill management plan by officially designating the hill as closed until further notice.**

**Staff is directed to put together phase two of the management plan for the hill and report back to the County Board on November 28, 2006. At that time, the Board may authorize staff to implement phase two of management plan after performance of the hill is gauged and the risk of operation is determined to be manageable.**

#### FUNDING

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

#### FISCAL IMPACT

None  
 Included in current budget  
 Budget amendment requested  
 Other:

Related Financial Comments:

Reviewed by Division Director

Date:

11/6/06



# REQUEST FOR BOARD ACTION

**AGENDA ITEM : Carver County Year 2007 Legislative Priorities**

Originating Division: Administration

Meeting Date: 11/7/06

Amount of Time Requested: 20 minutes

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

**BACKGROUND/EXPLANATION OF AGENDA ITEM:** The Board reviewed the attached legislative priorities during an October 17 work session. County Administration will summarize the issues during this agenda item and requests Board Adoption of the document. This information will then be shared with our local legislative delegation in a variety of ways including holding a meeting to review the priorities.

**ACTION REQUESTED:** Motion to adopt Carver County's 2007 legislative priorities.

**FUNDING**

County Dollars = \$

Other Sources &amp; Amounts =

= \$

**TOTAL**

= \$

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

*Related Financial Comments:* Each of the legislative issues has a significant financial impact that is summarized in the document.

 Reviewed by Division Director

Date: 10/19/06



# **2007 Carver County Legislative Priorities**

**11/14/06 (proposed)**



## Executive Summary

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This document represents Carver County's legislative priorities for the year 2007. The County requests the support of the entire legislative delegation in on the following issues.

- Issue #1: Wheelage Tax**
- Issue #2: Mn/DOT Chaska Truck Station**
- Issue #3: Local Bridge Repair & Replacement Program**
- Issue #4: Federal FY 2008 Transportation Appropriations**
- Issue #5: Park and Open Space Funding Operation and Maintenance**
- Issue #6: State Funding for Federal Deficit Act Reduction Revenue Losses**
- Issue #7: MR/RC Waiver County Allocation Over Spending Repayment**
- Issue #8: Support Full Funding for the Local Implementation of the Local Public Health Act for Support of the Public Health Infrastructure**
- Issue #9: E-Waste -- Getting Rid of Old TVs and Computers Responsibly**
- Issue #10: Clean Water Legacy Act Impaired Waters Program Funding**
- Issue #11: 9-1-1 Funds to Help Off-Set Radio User Fee**

The background and requested position related to each of these issues is described in this document. Carver County looks forward to working directly with its legislative delegation to successfully enact this list of priorities.

Commissioner James Ische  
Chair, Carver County Board of Commissioners

David Hemze  
Carver County Administrator



**CARVER  
COUNTY**

## **Issue #1: Wheelage Tax**

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### **Background**

Current law allows counties in the metropolitan area to impose a wheelage tax. However, the law mandates that counties must reduce their transportation levy by the amount of revenue raised by the tax. It also limits the maximum tax to \$5 per vehicle and limits the proceeds to only being spent for highway purposes. The wheelage tax option should be extended to all counties and the levy offset, and the \$5 cap should be repealed. The revenues raised should be allowed to be used for both highway and transit purposes. The 2005 Legislature authorized counties to impose a county wheelage fee of up to \$20 per vehicles and eliminated the transportation levy offset. However, Governor Pawlenty vetoed the transportation funding package that included this provision.

### **Requested Position**

**Support legislation repealing the transportation levy offset and the \$5 per vehicle tax cap in the current county wheelage tax law.**





CARVER  
COUNTY

## Issue #2: Mn/DOT Chaska Truck Station

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### **Background**

Over the past couple years, Mn/DOT has discussed the possibility of partnering with Carver County in the establishment of a joint use truck station located in the area of the New TH 212 interchange and CSAH 11 (Formerly CR 147). The proposed co-tenancy in the new maintenance facility would provide the opportunity for the relocation of the County's Chaska Highway Maintenance operations from its current location.

State funding of the truck station facility was considered by the 2006 State Legislature but not included as part of the approved bonding package for State building facilities.

### **Requested Position**

**Support legislation funding the construction of the Mn/DOT Chaska truck station.**



CARVER  
COUNTY

## Issue #3: Local Bridge Repair & Replacement Program

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### Background

Carver County has experienced significant population growth and has bridges that may be structurally sound but are no longer capable of handling increased traffic volume. These operationally deficient bridges should be eligible for funding under the State bridge funding program. Bridges that are functionally obsolete or structurally deficient and new bridges on new or existing alignment should be eligible for funding under this program.

### Requested Position

**Support legislation adding a "new bridge" category to the Local Bridge Repair & Replacement Program to fund the construction of new bridges on new or existing county highway alignments where new bridges are needed to address highway network deficiencies caused by significant population growth and traffic volume increases.**



## **Issue #4: Federal FY 2008 Transportation Appropriations**

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### **Background**

Southwest Corridor Transportation Coalition submits requests to members of the Minnesota Congressional delegation for legislation to fund various transportation projects impacting Carver County and the surrounding area.

### **Requested Position**

**Support Southwest Corridor Transportation Coalition initiatives seeking federal legislation to fund various transportation projects impacting Carver County and the surrounding area.**



## **Issue #5: Park and Open Space Funding Operation and Maintenance**

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### **Background**

Metro Council and Regional Park Implementing Agencies are considering a legislative change to operations and maintenance funding.

### **Requested Position**

**Support legislation to change the State's funding for the operation and maintenance of the Metropolitan Area Regional Parks as defined by the finalized position of the Metropolitan Parks and Open Space Commission and the Metropolitan Council.**



## **Issue #6: State Funding for Federal Deficit Reduction Act Revenue Losses**

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### **Background:**

Congress passed the Deficit Reduction Act (DRA) in January 2006. DRA impacted a number of federal revenue sources that funded services provided by county social services departments. The largest of the impacts was to Targeted Case Management that is funded through Medical Assistance (Medicaid). For Carver County this amounts to a projected loss of \$750,000 in federal revenue that reimbursed case management services provided by county social workers to children and families, mentally ill persons, developmentally disabled individuals and vulnerable adults. Federal and state laws mandate services to these populations but the feds removed the funding and left the mandates. The County also projects that \$20,000 will be lost in federal revenue for social rehabilitation services for mentally ill adults. The DRA discontinued the practice of using federal child support incentive dollars to claim standard child support Federal Financial Participation (FFP) at 66%. The Paternity FFP of 90% was lowered to the standard child support FFP of 66%. The child support provisions are effective October 1, 2007. The CY2007 impact of the child support provisions is \$27,000. Annualized, that translates to \$108,000. If the county or state does not replace the lost federal revenue then the impact is \$80,000 for 2007 or \$320,000 on an annual basis.

The 2006 Legislature did not pass any legislation that provided funding to offset the loss of federal revenue from the DRA. The services are mandated. In essence, the state has let the loss of federal revenue slide down to the counties.

### **Requested Position**

**Support legislative changes that provide state funding to replace some or all of the federal revenue that has been reduced by the Deficit Reduction Act.**



## **Issue #7: MR/RC Waiver County Allocation Over Spending Repayment**

### **Background:**

For CY2004 nine counties spent in excess of their Mental Retardation/Related Conditions (MR/RC) Waiver Allocation were required to reimburse the federal and non-federal share of the excess expenditures to the Department of Human Services. The statewide expenditure for the MR/RC Waiver was \$18 million under the statewide allocation.

As part of the State's budget crisis solutions, legislation was passed in the 1<sup>st</sup> Special Session in 2003 that made County agencies responsible for 100 percent of any spending in excess of the MR/RC Waiver Allocation. In CY2004 nine counties over spent their county allocation. The statewide spending for the MR/RC Waiver was under spent by \$18 million. Counties were given an opportunity to make case specific appeals to the Department of Human Services. The Department evaluated the appeals, forgave some of the over expenditures and three counties, Carver, Fillmore and St. Louis County were still required to reimburse the state of its over expenditures. In the 2006 Legislative Session the legislature granted a one year re-payment moratorium until May of 2007 for the over spending counties.

Carver County's CY2004 over expenditure amount is \$540,710. Carver County has challenged the state's methodology in setting our MR/RC Waiver allocation and the rebasing that has occurred as a result of the state budget crisis. Carver has the lowest per waiver average of the seven metro counties and the third lowest waiver average of the 20 largest counties in the state. Our MR/RC Waiver spending in CY2004 was the lowest amount per waiver of the seven metro counties and below the statewide average. The state's methodology of using actual expenditures to determine the new allocation would have an adverse affect on Carver County. In 2001 the state allowed an unprecedented open enrollment into the MR/RC Waiver. Carver County was caught short staffed and lacked providers, yet our waiver clients grew from 76 to 141. Individual service plans were formulated but the resources were not in the county to meet the client's needs. When the state took its expenditure "snap shot" in 2003 Carver County's service plans were not fully implemented. Those plans were fully implemented in 2004 but the waiver allocation had been revised. For 2002 Carver County was \$1.6 million under its waiver allocation.

### **Requested Position**

**Support legislative changes that allow reallocation of resources within the MR/RC statewide allocation and only seek repayment from over spending counties if the statewide spending exceeds the statewide allocation.**



## **Issue #8: Support Full Funding for the Local Implementation of the Local Public Health Act for Support of the Public Health Infrastructure**

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### **Background:**

In 2003, several state and federally funded public health programs were consolidated into one omnibus source for local public health activities, and then subsequently reduced by relying heavily on local property tax dollars to finance the public health system in Minnesota. The decrease was more than 30 percent in 2003.

The allocation of funding to each county was based on a dated formula that did not consider changing demographics and rapid population growth. Consequently, the 2004 Legislature asked the Minnesota Department of Health to do a study on the public health formula and consider making a recommended formula change; unfortunately, the proposed --and more equitable-- formula recommendation was not enacted into law in 2005.

In Carver County, state funding for public health services decreased by approximately 30 percent in 2003; state and federal funding levels have remained stable (at the decreased amount) in 2004, 2005, and 2006. At the same time, the Carver County population increases have increased the demands and needs for disease investigation, surveillance, and disease prevention; an increase in risk behavior outcomes for youth and adolescents; and, at-risk mothers and babies.

### **Requested Position**

**Support the allocation of additional Local Public Health Grant dollars to Carver County and provide indexing factors to our funding to account for inflationary factors.**



## **Issue #9: E-Waste -- Getting Rid of Old TVs and Computers Responsibly**

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### **Background**

Metropolitan counties know it's vital to give residents easy, convenient options for recycling old electronics. But today, there is a patchwork of recycling options that makes it a challenge for citizens to properly get rid of unwanted electronics. Metro counties, working together through the Solid Waste Management Coordinating Board, don't believe that government alone should assume this responsibility

The Minnesota State Legislature recently prohibited putting TVs and computer monitors containing CRTs in the garbage, effective July 1, 2006. Therefore, there is a pressing need for easy, convenient options for recycling waste electronics, or e-waste. Also, Minnesota is not alone. Recent actions in other states and countries are building momentum for electronics recycling.

As the problem of e-waste grows, metro counties support a solution that involves consumers, government and electronics manufacturers in addressing the problem. The SWMCB wants consumers to seek recycling options for e-waste, government to help citizens find good options, and manufacturers to share the cost of collecting and recycling of products they produce.

### **Requested Position**

**Support electronic waste legislation that incorporates the following features:**

- **Shared responsibility among manufacturers, retailers, generators as well as local governments that choose to participate in the management of electronic waste.**
- **Reliable and convenient recycling services for citizens.**
- **Recycling services for a broad range of electronic components including video display devices (VDD), central processing units, and associated peripheral products such as keyboards, mice, and printers.**
- **Responsible recycling and management of electronic wastes.**
- **The costs of recycling should be borne by manufacturers, retailers, consumers, or a combination thereof, without end-of-life fees. The cost of recycling should not be borne solely by local government.**





## **Issue #10: Clean Water Legacy Act Impaired Waters Program Funding**

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### **Background**

The Federal Clean Water Act Legacy (CWLA) requires states to determine whether their lakes and rivers meet quality standards. Waters that do not meet those standards are considered impaired and the State must develop plans that determine pollution sources and reduce overall pollution to a level that allows the water to return to a healthy condition. Until impaired waters are effectively restored to meet Federal standards, community economic development opportunities in Minnesota (including job creation and tax base enhancements) are compromised.

- Funding would provide for the continued assessment of the state's waters, determine pollution causes and sources, and fund clean up of our water.
- Some of the resources would go to the Minnesota Pollution Control Agency (MPCA) for assessment of Total Maximum Daily Loads (TMDLs) that would benefit urban, suburban, township and rural residents by helping to determine the sources of pollutants, and a fair, scientifically sound and reasonable plan for reducing pollutant loads.
- The CWLA also creates new funding for communities to deal with existing and new regulatory requirements, including money for small communities to replace failed septic systems; subsidized loan funding for municipal wastewater, stormwater, and drinking water infrastructure.
- The TMDL testing will also ensure that as lakes and rivers recover, they are removed from the impaired waters list, eliminating the permitting restrictions of those areas as long as the water continues to meet standards.

### **Requested Position**

**Appropriate general fund monies to fund the assessment of the state's surface waters, prepare and implement TMDL (total maximum daily load) reports/projects, and remediate non-point sources of pollution within the state that are causing TMDL's to be exceeded.**



## Issue #11: 9-1-1 Funds to Help Off-Set Radio User Fee

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### **Background:**

The Metropolitan Emergency Services Board (MESB) was notified in 2005 that it would no longer receive funds from the 9-1-1 surcharge which had previously been used to pay for the ongoing operational and maintenance costs of the metro area Minnesota Allied Radio Maxtrix for Emergency Response (ARMER) system, of which Carver County is a partner. Without this funding source, the MESB must collect higher fees to pay for the system's cost. It should be noted that the fee does not include MESB board administration costs. These costs are directly assessed to the participating counties and the City of Minneapolis. The costs which are included in the user fee are leases, utilities, Motorola system maintenance, and MnDOT system maintenance.

The Statewide Radio Board (SRB) was created by the legislature in 2005 and agreed to assist the MESB in 2006, at the MESB's request, to lessen the sudden impact by providing up to \$500,000 to help pay for the costs associated with MnDOT system maintenance. In May 2006, the MESB made a request for 2007 financial assistance from the SRB. The MESB requested \$400,000 to again help cover a majority portion of the MnDOT maintenance costs. This amount of funding would have allowed the MESB to maintain the 2006 level of user fees to local public safety users. On June 22, 2006, the SRB allocated only \$325,000 to the MESB to assist with MnDOT system maintenance costs.

Though the MESB did not receive its requested level of funding, at the SRB meeting on July 11, 2006, the SRB voted to purchase for the metropolitan area an interim solution so that the 6.x metro ARMER system would be compatible with the 7.x Phase 3 ARMER system currently under construction. This purchase will cost the SRB approximately \$850,000, which would have otherwise likely been funded by assessments to system users.

In 2005, Carver County was informed by the MESB that 9-1-1 surcharge fees would not be available and we saw a 95% increase in its radio user fee from \$33 per radio to \$64.69 per radio for budget year 2006. For 2007, agencies will see a nearly 10% increase to \$71.03 per radio. There are over 600 radios in use in Carver County. This increase notice which was received after Carver County's 2007 budget submission will have a direct negative impact on next years budget. If user fees costs continue to escalate, many of our agencies using the system may not be able to afford to purchase and use the radios due to the yearly fee.

### **Requested Position**

**Support legislative changes that allow 9-1-1 funds to continue to help off-set radio user fees to those using the ARMER system.**



# REQUEST FOR BOARD ACTION

**AGENDA ITEM : Closed Session, Labor Negotiations Strategy**

Originating Division: Employee Relations

Meeting Date: 11/14/06

Amount of Time Requested: 40 minutes

Attachments for packet:  Yes  NoItem Type:  Consent  Regular Session  Closed Session  Work Session  Ditch/Rail Authority**BACKGROUND/EXPLANATION OF AGENDA ITEM:**

Employee Relations is in the process of opening collective bargaining with the unions representing most of the County employees.

To negotiate in good faith, the County negotiating team needs to understand the direction and strategy of the Board relative to these negotiations.

The purpose of the closed session is to discuss the initial proposals from the bargaining units, define the market forces affecting our wage plans and seek the Board's guidance relative to arriving at new collective bargaining agreements.

**ACTION REQUESTED:** Motion to go into closed session to discuss Labor Negotiation strategies.  
Following the closed session, motion to return to regular session.

**FUNDING**

County Dollars = \$

Other Sources &amp; Amounts = \$

= \$

**TOTAL** = \$*Related Financial Comments:***FISCAL IMPACT** None Included in current budget Budget amendment requested Other: Reviewed by Division Director  
Doris M. Krogman

Date: 11/6/06