

Carver County Board of Commissioners
 Regular Session
 October 24, 2006
 County Board Room
 Carver County Government Center
 Human Services Building
 Chaska, Minnesota

			PAGE
9:00 a.m.	1.	<ul style="list-style-type: none"> a) CONVENE b) Pledge of Allegiance c) Introduction of New Employees 	
	2.	Agenda review and adoption	
	3.	Approve minutes of October 10, 2006 Regular Session	1-2
	4.	Public participation (Comments limited to five minutes)	
	5.	Community announcements	
9:05 a.m.	6.	CONSENT AGENDA	
	6.1	Payment of emergency claims	3-4
	6.2	Contract approval of furniture, fixtures and equipment-hearing room remodel	5
	6.3	New application for on sale and Sunday liquor license for Timber Creek Golf Course	6
	6.4	Alternate appointment to the Minnesota Counties Computer Cooperative.....	7
	6.5	Survey of Public Health staff response to Public Health Emergencies	8
	6.6	Request to transfer funds	9-10
	6.7	Information Services – contract approval for professional services	11
	6.8	Approve one year extension to construction site erosion control program with MnPCA	12
	6.9	Reassignment of an FTE	13
	6.10	Amendment to the Avtex contract.....	14
	6.11	CSS donations	15
	6.12	Tree donation and permit to enter CCRRA property.....	16-17
	6.13	Request for an accessory structure-Michael Pawelk.....	17-21
	6.14	Contract with Salvation Army Harbor Light	22
	6.15	Community Social Services’ warrants.....	NO ATT
	6.16	Commissioners’ warrants	SEE ATT
9:05 a.m.	7.	EMPLOYEE RELATIONS	
	7.1	Retiree recognition	23

9:30 a.m.	8.	ADMINISTRATION	
	8.1	Resolution supporting bioscience zone.....	24-29
9:50 a.m.	9.	ADMINISTRATIVE SERVICES	
	9.1	Professional service contract for storage expansion at Public Works	30
10:15 a.m.		ADJOURN REGULAR SESSION	
10:15 a.m.		<i>NEW BUSINESS</i>	
		<i>BOARD REPORTS</i>	
10:15 a.m.	1.	Chair	
	2.	Board Members	
	3.	Administrator	
10:45 a.m.	4.	Adjourn	

David Hemze
County Administrator

A Regular Session of the Carver County Board of Commissioners was held in the County Government Center, Chaska, on October 10, 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.

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

Delaney moved, Degler seconded, to approve the minutes of the October 3, 2006, Regular Session Motion carried unanimously.

Under public participation, James Kuhl, San Francisco Township, stated he recently recent updates to the County's ISTS ordinance but didn't recall those changes ever being brought before the Board or a public hearing held. He indicated he could not find anything related to curtain drain systems included in Statutes or the Rules and inquired if these systems were more or less restrictive than State standards. He stated he wanted to bring this to the Board's attention and questioned whether curtain drain systems should or should not be used.

Community announcements were made by the Board.

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

Resolution #99-06, County Board Acknowledgement 2006 Overlay Program Final Payment.

Resolution #100-06, Lake Waconia Regional Park-Settlement Agreement.

Resolution #101-06, Grant Agreement between the Metropolitan Council and Carver County for Recreation Open Space Acquisition at Lake Waconia Regional Park and related Public Works budget amendment increasing grant revenue \$285,000; increasing professional services \$35,000 and increasing land expenditure account \$250,000.

Adopted the Findings of Fact and to issue Order #PZ20060046 for the issuance of Conditional Use Permit #PZ20060046, Thomas Notch, Waconia Township.

Authorized the Sheriff's Office acceptance of \$25 donation.

Authorized two Assistant County Attorneys to attend the cross examination seminar at the National Advocacy Center in Columbia, South Carolina.

Approved the following abatements:

30-093-0670	Michael Knoblauch
02-011-1010	Ryan Goede
02-011-1000	Ryan Goede

Renewed on sale and Sunday liquor license for K & R Ranch, Inc., d/b/a Hollywood Ranch House.

Community Social Services' actions.

Approved payment of the following Commissioners' warrants:

INSERT

Motion carried unanimously.

Degler moved, Lynch seconded, to adjourn the Regular Session at 9:15 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.)



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

AUTHORIZATION

PAYMENT OF EMERGENCY CLAIM

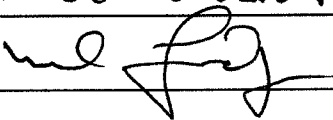
Motion passed by the Board of County Commissioners at their February 24, 1987 meeting has authorized the issuance of a check upon the consensus of the Chairman of the Board, County Administrator and the County Attorney (with a minimum of two).

VENDOR: U.S. POSTMASTER

ACCOUNT: 040-065-6459

AMOUNT: \$ 37.00

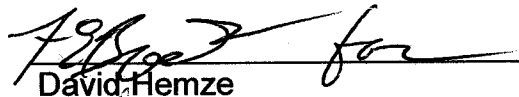
REASON: UOCAVA / ABSENTEE OVERSEER BALLOT POSTAGE

Department Head Signature: 

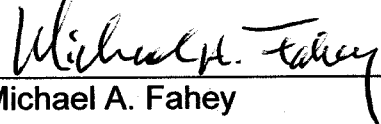
Chairman of County Board

James Ische

County Administrator

 for
David Hemze

County Attorney


Michael A. Fahey

Date: 10-5-06

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UNTY

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Chaska, MN 55318-1202
Phone: 952 361-1509
Fax: 952 361-1308

AUTHORIZATION

PAYMENT OF EMERGENCY CLAIM

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

VENDOR: City of Chaska

ACCOUNT: 01-130-131-1551-6643

AMOUNT: \$277.00

REASON: Bunker Permit - Construction Starting Tuesday 9/26/06

Department Head Signature: [Signature]

Chairman of County Board

[Signature]
James Ische

County Administrator

[Signature]
David Hemze

County Attorney

[Signature]
Michael A. Fahey

Date: 9-22-06



REQUEST FOR BOARD ACTION

AGENDA ITEM : Contract approval of furniture, fixtures & equipment - Hearing Room remodel

Originating Division: Administrative Services

Meeting Date: October 24, 2006

Amount of Time Requested: N/A

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: Purchase FF&E (furniture, fixtures & equipment) and installation services for the Court Hearing Room - Jury Selection Remodel.

On July 25, 2006 the Board approved the General Contractor and budget for the Hearing Room renovation as well as the authority to utilize up to \$60,000 in general conditions and \$20,000 in contingency. Construction is underway and several FF&E items are Owner provided. The purpose of this item is approve the individual purchase and installation contracts of the Owner supplied equipment.

Wold Architects obtained professional service quotes from firms to establish the budget. Staff has reviewed the proposals and initiated some value engineering proposals. The Owner provided equipment includes voice/data cabling, card access system, digital controls (computer operated thermostat), a court duress system and the audio system to support the courtroom. Based upon the value engineering solutions and the requirements necessary to operate the Court, staff is recommending the following contractors and amounts:

	Contractor	Vendor Quotes
Furniture (State Contract)	General Office Products	\$21,548
Audio System	Appollo Systems	\$15,217
Voice Data/Cable	Appollo Systems	\$ 2,761
Duress System	Stanley/Integrator	\$6,000
Duress Cable	Appollo	\$1,750
Card Access Equip.	Staff/VTI	\$4,000
Direct Digital	Siemens	\$1,560
		\$52,836

The approved budget for this effort is \$60,000. The costs do not include taxes and subject to actual travel costs by the Stanley/Integrator representative who must travel from out of state. Administrative Services also requests the Board to delegate contract change order authority to use \$7,164 (the difference between the \$60,000 and \$52,836) to be used as contingency if necessary.

ACTION REQUESTED: Motion to approve the purchase and installation of the Audio, cable, data and security systems, furniture and related equipment for the new Court Hearing Room and authorize the Administrative Services director to order the services, equipment and installation on behalf of the County.

Motion to delegate contract change order authority of \$7,164 to be used as contingency if necessary.

FUNDING

County Dollars = \$60,000
 Other Sources & Amounts =
 = \$
TOTAL = \$60,000

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments:

Reviewed by Division Director

Date: October 17, 2006



REQUEST FOR BOARD ACTION

AGENDA ITEM: New application for On-Sale and Sunday Liquor License for Timber Creek Golf Course LLC dba Timber Creek Golf LLC

Originating Division: Auditor

Meeting Date: 10-17-06

Amount of Time Requested: 0 minutes

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: Application for On-Sale and Sunday Liquor License for Timber Creek Golf Course LLC dba Timber Creek Golf LLC located at 9750 County Road 24, Watertown, MN 55388. There are no delinquent real estate taxes on this property. Previously this establishment has only applied for an On-Sale 3.2 Percent Malt Liquor License, they changed this year to full liquor.

ACTION REQUESTED:

FUNDING

County Dollars = \$

Other Sources & Amounts = \$

= \$

TOTAL = \$

Related Financial Comments:

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Reviewed by Division Director 

Date: 10/5/06



REQUEST FOR BOARD ACTION

AGENDA ITEM : Alternate appointment to the Minnesota Counties Computer Cooperative

Originating Division: Financial Services

Meeting Date: 10/24/06

Amount of Time Requested: NA

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: At the Board's January organizational session, Fred Boethin was appointed as the County's alternate to MCCC. Finance is requesting that Nathan Reinhardt, Finance Acting Assistant, be named the County's new alternate.

ACTION REQUESTED: Approve the appointment of Nathan Reinhardt as an alternate to MCCC.

FUNDING

County Dollars = \$

Other Sources & Amounts = \$

= \$

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

Date: 10/09/06



REQUEST FOR BOARD ACTION

AGENDA ITEM : Survey of Public Health Staff Response to Public Health Emergencies

Originating Division: Public Health

Meeting Date: 10/24/06

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:**

This is a Collaboration Agreement with Johns Hopkins and the Twin Cities metro area Public Health agencies to participate in a staff survey regarding the ability of Public Health staff to respond to a public health emergency.

9/14/06 email to the metro area Local Public Health agencies:

Johns Hopkins Center for Public Health Preparedness is providing the opportunity for Metro Local Public Health Departments to participate in a study to understand local public health workers' perceptions toward a public health emergency response. From March -July 2005 they surveyed 3 health departments in Maryland on factors that may influence employee's ability and willingness to report for duty in a pandemic influenza event. The data suggests that nearly half of the local health department workers are likely not to report for duty during a pandemic. St. Paul-Ramsey Public Health (SPRCDPH) has been in contact with researchers from Johns Hopkins and will be entering into an agreement with them to participate in a new revised web based survey for PublicHealth employees. CDC is providing funding to Johns Hopkins to do this study. Local Public Health's responsibility will be to ensure a high overall response rate as well as high response rate within job categories. A high response rate will enable them to conduct the analysis of the surveys.

ACTION REQUESTED: Approve and sign Collaboration Agreement**FUNDING**

County Dollars = \$

Other Sources & Amounts = \$

= \$

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

Date: 10.12.06



REQUEST FOR BOARD ACTION

AGENDA ITEM : Request to transfer funds.

Originating Division: Attorney

Meeting Date: 10/24/2006

Amount of Time Requested: 5 minutes

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: When the Attorney Office submitted the budget request for 2006, \$12,000 was included in account 01-090-000-0000-6660, Equipment and Furniture, for workstations and furniture. We ordered the stations and had them installed. Since that time Finance has advised us that due to the dollar amount paid for these workstations the proper account for this type of expenditure should be 01-090-000-0000-6480, Noncapitalized Equipment.

ACTION REQUESTED: Motion to transfer \$12,000 in the County Attorney budget from 01-090-000-0000-6660, Equipment and Furniture to 01-090-000-0000-6480, Noncapitalized Equipment.

FUNDING

County Dollars = \$12,000.00

Other Sources & Amounts =

= \$

TOTAL = \$12,000.00**FISCAL IMPACT** None Included in current budget Budget amendment requested Other:

Related Financial Comments: No additional dollars are requested. This amount is included in the 2006 County Attorney budget and just needs to be transferred to the proper account.

 Reviewed by Division Director

Date: 10/10/06

BUDGET AMENDMENT REQUEST FORM

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

DEPARTMENT: Attorney

DATE: 10/24/06

Revenue

Description of Account funds are to be transferred from:	Amount	Description of Account funds are to be transferred to:	Amount
Capital	\$ 12,000	Supplies	\$ 12,000
TOTAL:	\$ 12,000	TOTAL:	\$ 12,000

A. Reason for Request: See Board Action.

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

C. Contingency Acct. Beginning Bal (01/01/05): \$ 300,000

D. Contingency Acct. Current Bal.: \$ 253,800

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

F. Requested By:

G. Recommend Approval: Finance Director

H. County Board Decision: Approval/Disapproval



REQUEST FOR BOARD ACTION

AGENDA ITEM : Information Services - Contract Approval for Professional Services

Originating Division: Administrative Services

Meeting Date: 10/24/2006

Amount of Time Requested:

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: Information Services requests approval of an agreement with Sharp Sky for technical assessment as well as strategic and management planning.

Background – Growth and the ever changing field of technology services is producing challenges for the I.S. operation as divisions react to demands and external pressure to utilize various forms of technology. The I.S. Department is requesting the Board to approve an agreement which will further the mission of the County's technology operation. Utilizing consulting services provides objectivity and incorporates best practices learned from other organizations.

Current challenges include, but are not limited to, assisting in the development of a process to better define project scope and requirements, incorporation of performance management & evaluation, implementing results of the 2006 technical survey, better managing of division/department funded technical initiatives, determining appropriate staffing requirements and/or personnel skill sets, E-Government projects, trend forecasting, impact of grant funding, information services requirements for results of county service delivery plan, etc.

Project Milestones – Project initiation, interviews (includes I.S. staff and 3 TBD county division directors) and process changes; separate IT management and technology tracks, and consolidated strategy. Phase I is expected to extend from October 25, 2006 – December 31, 2006 costing \$30,000. Funding is part of the existing 2006 budget.

Phase II funding and scope of work will be requested separately in January 2007.

ACTION REQUESTED: Motion for county board chair to sign Sharp Sky professional services contract.

FUNDING

County Dollars = \$30,000

Other Sources & Amounts =

= \$

TOTAL = \$30,000

Related Financial Comments: Part of 2006 budget.

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Reviewed by Division Director

Date: 10/10/2006



REQUEST FOR BOARD ACTION

AGENDA ITEM: Approve 1 Year Extension to Construction Site Erosion Control Program with MnPCA

Originating Division: Land Water Services

Meeting Date: 24 October 2006

Amount of Time Requested: NA

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: In 2004 the MnPCA initiated a pilot program to find effective ways to implement the NPDES II (stormwater and erosion control) construction site permit requirements at the local level. Since Carver County and Carver SWCD already operated a successful program under the Carver County Water Plan and Water Management Rules, the Carver County/SWCD program was selected to be part of the pilot program in large part because of the existing, successful program. As part of the program the PCA provided \$85,000 in funding to the County/SWCD to support the program. The County Board approved the Joint Powers Agreement in January of 2005. The existing County/SWCD program needed only minor changes to implement the PCA requirements.

The PCA apparently views the program as a success. The PCA is requesting the extension of the JPA and the program through October 31, 2007. The Agency will provide an additional \$50,000 in funding - \$10,000 allocated to the LWS Planning and Water Management budget and \$40,000 to the SWCD. The staff recommends that the Board approve the extension.

ACTION REQUESTED: Motion approving extension of Joint Powers Agreement CFMS #A70677 with the Minnesota Pollution Control Agency to October 31, 2007 and authorizing the County Board Chair to sign all necessary documents.

FUNDING

County Dollars = \$
 Other Sources & Amounts =
 MnPCA JPA = \$50,000
TOTAL = \$50,000

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments: Reviewed by Division Director

Date: 6 October 2006



REQUEST FOR BOARD ACTION

AGENDA ITEM : Reassignment of an FTE

Originating Division: Employee Relations

Meeting Date: 10/24/06

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:**

In the 2006 Budget process the FTEs in the on-call clerical pool were moved from Employee Relations to Administrative Services.

During the first nine months of 2006, Employee Relations has employed one on-call employee half-time. Administrative Services is willing to reassign the 0.5 FTE back to Employee Relations with the understanding that the person who fills the regular FTE will also be available to the clerical pool as needed.

ACTION REQUESTED: Motion to approve the reassignment of 0.5 FTE of support staff from Administrative Services to Employee Relations.

FUNDING

County Dollars = \$S

Other Sources & Amounts =

= \$

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

Date: 10/13/06



REQUEST FOR BOARD ACTION

AGENDA ITEM : Amendment to the Avtex Contract

Originating Division: Employee Relations

Meeting Date: 10/24/06

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: The Board approved the contract between Carver County and Avtex Incorporated on September 5, 2006 to provide the CityWatch emergency notification system. The initial contract only included two days of on-site training. In order to ensure successful implementation of this system, the Emergency Management Department needs to have the company conduct some additional training sessions at the cost of \$150.00 per hour.

The contract amendment includes the cost of these additional hours of training, not to exceed \$2,000.00 through December 31, 2007.

ACTION REQUESTED: Motion to approve the Contract Amendment with CityWatch to provide additional training to staff.

FUNDING

County Dollars = \$2,000.00

Other Sources & Amounts =

= \$

TOTAL = \$2,000.00*Related Financial Comments:***FISCAL IMPACT** None Included in current budget Budget amendment requested Other: Reviewed by Division Director

Date: 10/16/06



REQUEST FOR BOARD ACTION

AGENDA ITEM : October 10, 2006

Originating Division: Community Social Services

Meeting Date: 10/24/06

Amount of Time Requested: NA

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: In September 2006, the Encore Program received the following gifts:

- \$125 from St John's Lutheran Church Missionary League,
- flower arrangements from the Flower Mill in NYA, Valleyview assisted living in Jordan, Ridgeview Home Care in Waconia, Betty Radde in Waconia, and Mary Schug in NYA, and
- door prizes for the September 29 Open House that included:
 - a \$50 US saving bond from Klein Bank in Waconia,
 - a \$15 gift card from the County Market in Waconia,
 - a walker worth \$239 from Ridgeview Home Medical Equipment in Waconia,
 - a \$20 gift card from Waconia Pharmacy.

ACTION REQUESTED: To accept the donations made to the Encore Adult Day Services Program

FUNDING

County Dollars =	\$
Other Sources & Amounts =	
Gifts =	\$500.00
TOTAL	= \$500.00

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments:

Reviewed by Division Director

Date: 10/12/06



REQUEST FOR BOARD ACTION

AGENDA ITEM : Tree Donation and Permit to Enter CCRRA Property

Originating Division: Public Works/Parks

Meeting Date: October 24, 2006

Amount of Time Requested: 5

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM:

The New Germany Commercial Club would like to donate labor and materials for a boulevard tree planting on CCRRA property. The proposed planting site is between Jefferson and Hilda Avenue's on the south side of Co. Rd 30. The proposed tree placement would be 10 – 15 feet off the existing curb line. Approximately 13 maple trees are proposed to be planted.

ACTION REQUESTED: Authorization to accept labor and materials for a boulevard tree planting and authorization for the County Engineer to sign Entry Permit on to CCRRA property.

FUNDING

County Dollars = \$

Other Sources & Amounts = \$

= \$

TOTAL = \$

Related Financial Comments:

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Reviewed by Division Director

JMK

Date:

10/13/06

S/Parks/BA RES/ RBA New Germany Commercial Club Trees

CARVER COUNTY REGIONAL RAILROAD AUTHORITY

Date: October 24th, 2006

Resolution No: _____

Motion by Commissioner: _____

Seconded by Commissioner: _____

RESOLUTION AUTHORIZING THE ACCEPTANCE OF LABOR AND MATERIALS FOR A BOULEVARD TREE PLANTING AND RIGHT OF ENTRY PERMIT

BE IT RESOLVED, that the Carver County Regional Railroad Authority hereby authorizes the acceptance of labor and materials for a boulevard tree planting from the New Germany Commercial Club, Permit for Entry Upon CRRA Property, and authorizes the County Engineer to sign the permit.

YES

ABSENT

NO

STATE OF MINNESOTA
COUNTY OF CARVER

I, David Hemze, duly appointed and qualified as 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 24th day of October, 2006, now on file in the Administration office, and have found the same to be a true and correct copy thereof.

Dated this 24th day of October, 2006.

County Administrator

S:\Parks\BA and RES\Resol - New Germany Commercial Club Boulevard planting



REQUEST FOR BOARD ACTION

AGENDA ITEM: Michael Pawelk - request for an accessory structure

Originating Division: Land Water Services

Meeting Date: October 24, 2006

Amount of Time Requested: None

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: File #PZ20060051. The Planning Commission recommended approval of the Conditional Use Permit for Michael Pawelk. The proposed accessory structure is approx. 36' x 48' and would be utilized for the storage of vehicles and yard maintenance equipment. The new shed would replace a 25' x 24' building that is currently in use where the new one would be built. The total proposed personal storage area on the property will be approximately 2,256 sq. ft. The Dahlgren Town Board recommended approval of the request.

ACTION REQUESTED: A motion to adopt the Findings of Fact and to issue Order #PZ20060051 for the issuance of a Conditional Use Permit

FUNDING

County Dollars = \$-0-

Other Sources & Amounts = -0-

= \$

TOTAL = \$-0-

Related Financial Comments:

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Reviewed by Division Director

Date: October 17, 2006

COUNTY OF CARVER
PLANNING COMMISSION RESOLUTION

FILE #: PZ20060051

RESOLUTION #: 06-30

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

FILE #: PZ20060051

APPLICANT: Michael Pawelk

OWNER: Michael Pawelk

SITE ADDRESS: 13045 Market Ave, Cologne

PERMIT TYPE: Accessory Structure

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

LEGAL DESCRIPTION: See attached Exhibit "A"

PARCEL #: 04-018-0900

WHEREAS, said application was duly considered at a public hearing held by the Carver County Planning Commission at its regular meeting of October 17, 2006; and,

WHEREAS, the Carver County Planning Commission finds as follows:

1. Michael Pawelk owns a 1 acre parcel located in the Southwest quarter (SW¼) of the Northwest quarter (NW¼) of Section 18, Dahlgren Township. The property is improved with a home with attached and detached garages. The property is located in the Agricultural Zoning District and the CCWRMA (Bevens Creek).
2. The applicant is requesting a Conditional Use Permit (CUP) to construct an accessory structure (approx. 1,728 sq. ft.) pursuant to Section 152.073 A1 and 152.077 A1 of the Carver County Zoning Code.
3. Section 152.073 A1 of the Zoning Code allows a total of 2,000 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 approximately 36' x 48' (1,728 sq ft) accessory structure. The total square footage for accessory structure space on the property would be approximately 2,256 sq ft with the proposed building, which is 256 sq ft more than what the Zoning Code allows without a CUP for a property of this size.
4. The applicant's letter, dated September 23, 2006, states the proposed accessory structure would be utilized for storage of personal items including a bobcat, a snowmobile, a four-wheeler, a boat, other vehicles, and yard maintenance equipment. It would replace the 25' x 24' building that currently occupies that space.
5. Mr. Pawelk is interested in adding some type of cupola structure to the building, and because this is a decorative addition, staff does not see this as something that would be counted in the height measurement of the building.
6. A 12' x 14' shed currently exists on the southeast corner of the property. This shed does not conform to the setback requirements and will be removed after the new shed is built.
7. In 1981, Mr. Pawelk received a variance (#4465) for a reduced rear setback that allowed him to build an accessory structure 25 feet from the rear property line. This variance would apply to any new structures as well.

8. Mr. Pawelk has made plans with his phone company and Excel energy to move the phone line and power pole that will be too close to the accessory structure.
9. The Dahlgren Town Board reviewed and recommended approval of the request at their August 17, 2006 Town Board meeting, and again on September 20, 2006.

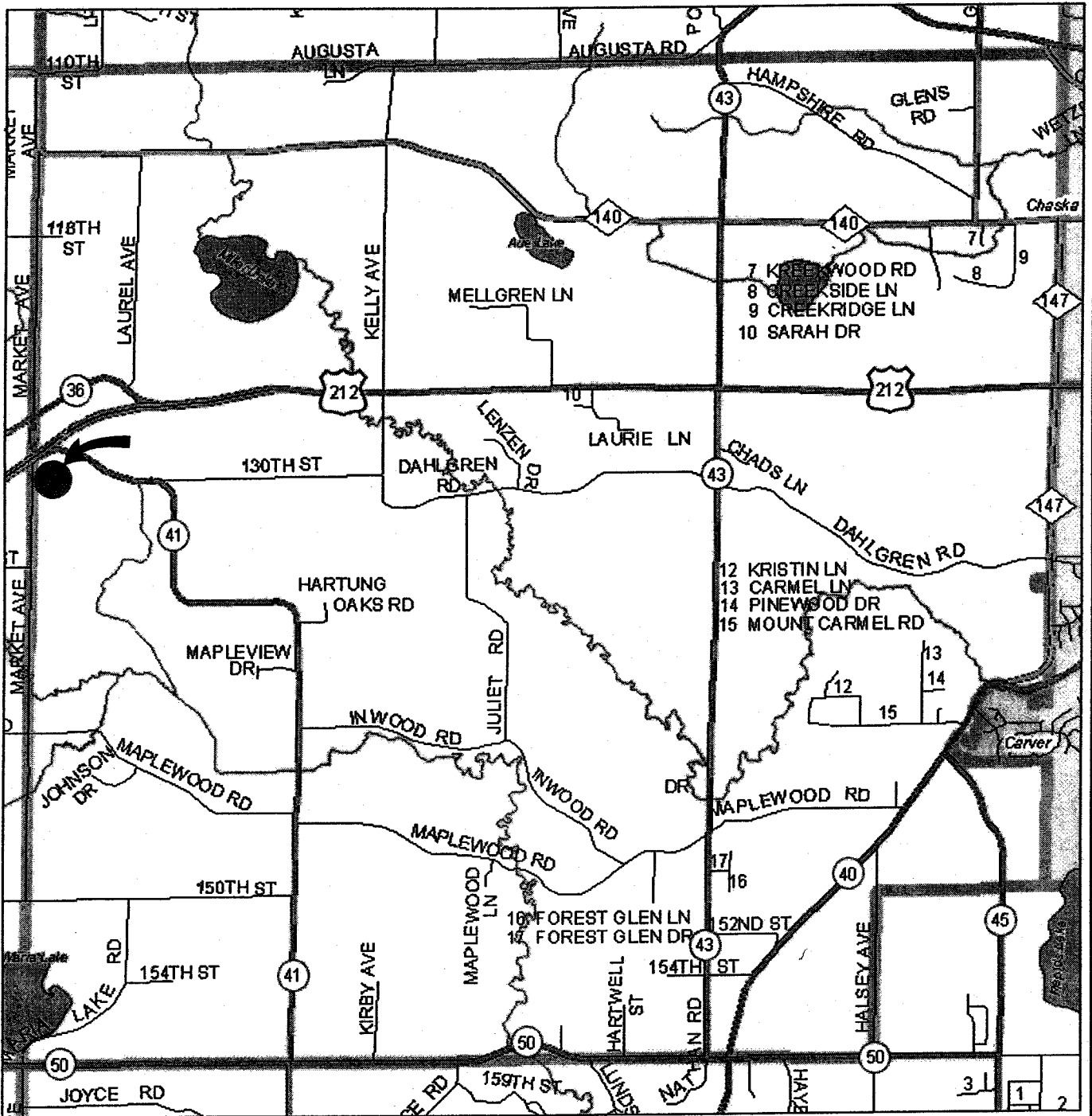
THEREFORE, BE IT RESOLVED, THAT The Carver County Planning Commission hereby recommends the issuance of Conditional Use Permit #PZ20060051 for an accessory structure on the land described in Exhibit "A" of the permit application. The Planning Commission further recommends that the following conditions 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 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.
4. The 12' x 14' shed in the southeast corner of the property must be removed within thirty days of the issuance of the Certificate of Occupancy.

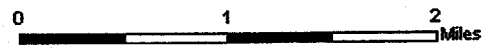
ADOPTED by the Carver County Planning Commission this 17th day of October, 2006.

Randy Maluchnik
Planning Commission Chair

Dahlgren 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



REQUEST FOR BOARD ACTION

AGENDA ITEM : Contract with Salvation Army Harbor Light

Originating Division: Community Social Services

Meeting Date: 10/24/2006

Amount of Time Requested:

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: This is a standard vendor contract for Chemical Health Dependency Treatment. At this time we have two contractors in the County - one serving the eastern part of the county and the other the western part of the County. Community Social Services has been attempting to develop a program that deals exclusively with those persons that are significantly addicted to the drug methamphetamine. The treatment for this addiction requires an approach that neither of our current providers is willing to provide. While the two current treatment providers will be treating a broad array of addictions, they will not be a referral for persons who are significantly addicted to methamphetamine. The new provider, Salvation Army Harbor Light, will be treating only those addicted to methamphetamine.

ACTION REQUESTED: The board is asked to approve this contract.

FUNDING

County Dollars =	\$15,000.00
Other Sources & Amounts =	State and Federal dollars
	= \$85,000.00
TOTAL	= \$100,000.00

FISCAL IMPACT

None
 Included in current budget
 Budget amendment requested
 Other:

Related Financial Comments:

Reviewed by Division Director

Date: 10/18/06



REQUEST FOR BOARD ACTION

AGENDA ITEM : Retiree Recognition

Originating Division: Employee Relations

Meeting Date: 10/24/2006

Amount of Time Requested: 30 Minutes

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM:

We have 10 Retirees to recognize at this board meeting. Each receives a clock as a thank you for their years of service with Carver County. The clocks are to be presented by the Commissioners. Division directors are invited to speak briefly on each retiree. Listed below are the retiree names, division they worked in at the time of their retirement, and years of service.

1. Jon Weller- Public Works- 34 years
2. Gary Yaeck- Public Works- 35 years
3. Letitia Bergan- Social Services- 28 years
4. Shirley Jones- Social Services - 19 years
5. Ralph Widmer- Sheriff's Office- 20 years
6. Hubert Widmer- Sheriff's Office- 24 years
7. Mike Douglas- Sheriff's Office- 33 years
8. Mary Alice Mayerle- Public Health- 16 years
9. Bonnie Mohr- Public Health-14 years
10. Frederic Boethin- Finance- Will be retiring in November of 2006- 15 years

ACTION REQUESTED:

FUNDING

County Dollars = \$

Other Sources & Amounts = \$

= \$

TOTAL = \$

Related Financial Comments:

FISCAL IMPACT

None

Included in current budget

Budget amendment requested

Other:

Reviewed by Division Director

Date: 10/12/06



REQUEST FOR BOARD ACTION

AGENDA ITEM : Resolution Supporting Bioscience Zone

Originating Division: Administration

Meeting Date: 10/24/06

Amount of Time Requested: 20

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: The City of Norwood Young America has requested a resolution of support for the designation of a Bioscience Zone. A letter from the City providing more details and a proposed resolution is attached.

ACTION REQUESTED: Motion to approve attached Bioscience Zone resolution.

FUNDING

County Dollars = \$

Other Sources & Amounts = \$

= \$

TOTAL = \$*Related Financial Comments:***FISCAL IMPACT** None Included in current budget Budget amendment requested Other: Potential job and tax base expansion. Reviewed by Division Director

Date: 10/4/06

October 3, 2006

Mr. David Hemze, County Administrator and
Carver County Board of Commissioners
Carver County Government Center
600 E. 4th Street
Chaska, MN 55318

RE: Resolution of Support for Bioscience Zone Designation

Dear Mr. Hemze and the Carver County Board of Commissioners:

I am writing to you on behalf of the City Council of the City of Norwood Young America (NYA). As I mentioned in my phone conversation with you on Monday, October 2, the City of NYA is planning to submit an application to the State of Minnesota Bioscience Zone Program. As part of the application process, the City must obtain a resolution from the Carver County Board, which supports the application and states that the County agrees to the sales and use tax exemptions provided in a designated Bioscience Zone.

Attached please find a map of the property the City is proposing to designate as a Bioscience Zone. The land encompasses the City's new 54-acre Tacoma West Industrial Park. The City intends to target market its new industrial park to bio-based businesses, primarily agricultural affiliated industries, including those connected to food production, processing and packaging, as well as those related to the manufacturing and assembly of medical products.

The City of NYA views the Bioscience Zone Program as another economic development tool that it can use to help increase the local tax base, and to attract new and higher paying jobs to the community, as well as Western Carver County. Obtaining Bioscience Zone acres would allow the City to offer financial incentives such as exemptions from state and local sales and use tax, and exemptions from corporate tax, plus refundable job credits, and refundable research and development credits. The NYA City Council plans to pass a resolution in support of the Bioscience Zone application at its October 9, meeting.

It is our understanding that the City of Chaska has already submitted an application to DEED for Bioscience Zone designation. The City of NYA does not view its application to this program as being competition for the City of Chaska. The City of NYA does not intend to recruit existing Chaska bio-based businesses, nor seek to attract the same types of companies or industries Chaska will likely target market. If anything, the City of NYA hopes its Bioscience Zone to support and complement the activities in the Chaska Bioscience Zone.

Per your suggestion, I've contacted Matt Podhradsky at the City of Chaska to let him know that the City of NYA will also be submitting an application to the Minnesota Bioscience Zone Program. I explained in a voicemail message that the City of NYA does not intend for its Bioscience Zone to compete with the City of Chaska's, and that ideally we'd like to work in partnership to create economic opportunities that benefit both communities, as well as Carver County. I have not heard back from Matt with any concerns or trepidation about the City of NYA's Bioscience Zone application.

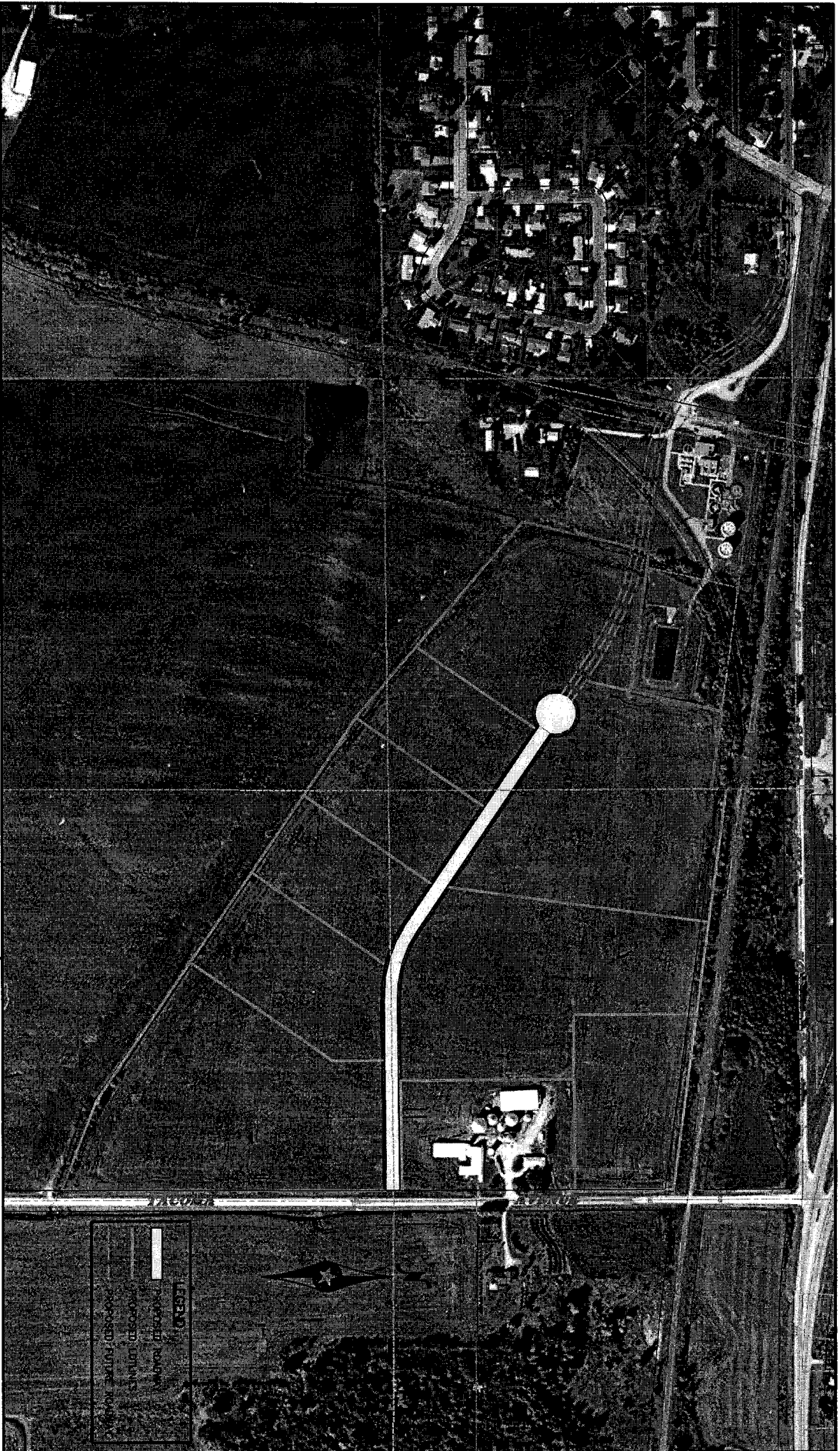
The City of NYA believes the Bioscience Zone Program could greatly help the community and its efforts to attract new businesses and industries to the Tacoma West Industrial Park. We would very much appreciate the County Board's support of the attached resolution, and hope you will consider putting it on the October 24, agenda.

If you have any questions, or would like me to present at the County Board meeting, please contact me at (952) 467-1993, or crock@cityofnva.com.

Sincerely,

Christie Rock

cc. Mr. Tom Simmons, City Administrator
Mr. John Sullivan, Carver County Community Development Agency
Mr. Matt Podhradsky, City of Chaska



BOLTON & MENK, INC.
 Consulting Engineers & Surveyors
 MINNAPOTA, MN FAIRBANKS, MN SLEEPY HOLLOW, MN WILLMAR, MN
 BURNSVILLE, MN CHASKA, MN AMES, IA

JULY, 2005

FIGURE NO. 1

CITY OF NORWOOD YOUNG AMERICA
 TACOMA WEST INDUSTRIAL PARK
 SITE LAYOUT

LEGEND

[Symbol]	EXISTING BUILDING
[Symbol]	PROPOSED BUILDING
[Symbol]	PROPOSED PAVEMENT
[Symbol]	PROPOSED DRIVEWAY
[Symbol]	PROPOSED DRIVE
[Symbol]	PROPOSED SIDEWALK
[Symbol]	PROPOSED FENCE
[Symbol]	PROPOSED UTILITY

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

DATE _____ **RESOLUTION NO.** _____

MOTION BY COMMISSIONER _____ **SECONDED BY COMMISSIONER** _____

Bioscience Zone Resolution

WHEREAS, the Carver County Board has adopted a vision statement to continue the present practice of focusing growth in an near existing growth centers and transportation corridors in Carver County; and

WHEREAS, this vision statement also encourages the development of a broader and more diverse commercial/industrial base in Carver County that will support higher paying local jobs and provide greater balance to a commercial/industrial sector; and

WHEREAS, the Minnesota Legislature found in Minnesota Session Laws 2003, 1st Special Session, Chapter 21, Article 2, as a matter of public policy, that biotechnology and the health sciences hold immense promise in improving the quality of our lives, including curing diseases, making our foods safer and more abundant, reducing our dependence on fossil fuels and foreign oil, making better use of Minnesota agriculture products, and growing tens of thousands of new, high-paying jobs.

WHEREAS The Minnesota Legislature Minnesota Session Laws 2006 Regular Session Chapter 276 (S.F. No. 3260) granted to the Minnesota Department of Employment and Economic Development the authority, in collaboration with the Minnesota Department of Revenue and the Office of Strategic and Long Range Planning, to designate one or more Biotechnology and Health Sciences Industry Zones.

WHEREAS the legislature further found that there are hundreds of discoveries made each year at the University of Minnesota, the Mayo Clinic, and other research institutions that, if properly commercialized, could help provide these benefits.

WHEREAS the Bioscience Program amended Minn. Stat. 469.334 to allow the Commissioner of employment and Economic development, in consultation with the Commissioner of Revenue to designate additional biotechnology and health science zones. While effective the day following final enactment, the provision has no immediate substantive effect on taxpayers since there is no appropriation in any law to pay for tax benefits for any qualified businesses located in a zone. Effective July 1, 2006 (Note, the change was first enacted in 2006 Minn. Laws, Chapter 276, which would have become effective August 1, 2006; however identical language was subsequently enacted in 2006 Minn. Laws Chapter 282, Article 11, 30&31 – this second enactment is the one effective July 1, 2006); and

WHEREAS an application for Bioscience zone designation in the City of Norwood Young America is being prepared for submission to the Minnesota Department of Employment and Economic Development.

BE IT RESOLVED that the Carver County Board at its meeting held on the 24th day of October 2006, upon careful consideration and review, approves the specific areas proposed in the application for a Bioscience zone, approves of the use of tax exemptions and tax credits within the proposed zone (subject to proper review and approval by the other appropriate taxing authorities within the zones), and encourages the

Minnesota Department of Employment and Economic Development to approve the Bioscience Zone Application being submitted by the City of Norwood Young America.

BE IT FURTHER RESOLVED that Carver County agrees to provide all of the local sales and use tax exemptions provided for under the Bioscience Zone.

YES

ABSENT

NO

_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

STATE OF MINNESOTA
COUNTY OF CARVER

I, David Hemze, duly appointed and qualified County Administrator of the County of Carver, State of Minnesota, do hereby certify that I have compared the foregoing copy of this resolution with the original minutes of the proceedings of the Board of County Commissioners, Carver County, Minnesota, at its session held on the 24th day of October, 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 October, 2006.

County Administrator



REQUEST FOR BOARD ACTION

AGENDA ITEM: Professional Service Contract for Storage Expansion at Public Works.

Originating Division: Administrative Services

Meeting Date: October 24, 2006

Amount of Time Requested: 10 Minutes

Attachments for packet: Yes No

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

BACKGROUND/EXPLANATION OF AGENDA ITEM: Included within the 2006 budget is \$654,000 in funding for an additional storage facility at Public Works in Cologne. Facility Services has worked closely with the Architect, Architectural Alliance, Public Works and the Sherriff's Office staff in developing a scope of work to maximize available funding and to ensure that the needs of the County are met. Staff is recommending the scope of services to include civil engineering, survey and architectural/bid services. While expanding the scope of some services, Facility Services has narrowed the expected tasks associated with the services due to the known construction requirements of the existing metal buildings.

New services include analyzing the existing site constraints, grading and vehicle circulation. Secondly we will update the existing and proposed uses associated with the master plan completed for our Conditional Use Permit. Now that the site is operational and certain environmental features have been implemented and defined, coupled with the anticipated Service Delivery Plan, a more refined planned development guide can be accomplished through the addition of the storage buildings.

Current schematic plans call for a new 60 foot by 120 foot semi-heated storage facility to store vehicles and equipment. Semi-heated is preferred for life expectancy of stored equipment, security, and pest control. A growing need for Law Enforcement is repossessions, evidence storage, and specialty emergency response vehicles or equipment. Depending on how the construction bids come in, there may be an opportunity to expand the existing cold storage facility which will alleviate new vehicle delivery/storage needs. This reinforces the need for professional services to address flexibility and efficient long-term uses.

Architectural Alliance shall also provide the bidding and construction services as a part of this contract. Subcontractors include Dunham Associates (M&E) and Meyer Borgman Johnson (Structural). Below is a breakdown of the design services:

Architectural Alliance:	15,000
M/E & Structural:	9,500
Civil Engineering:	10,000
Record Drawings	2,500
Contingency	5,000
	<u> </u>
	\$42,000

These professional fees represent 6.4% of the estimated construction costs and can be considered reasonable based upon the size and scope of the project. It is requested the Board approve the contract agreement with Architectural Alliance pending final review by the County Attorney and Risk/Emergency Management.

ACTION REQUESTED: Motion to approve professional service contract with Architectural Alliance for a not-to-exceed total of \$42,000 with a not-to-exceed of \$5,000 for reimbursables.

Motion to delegate authority to the Facility Services Manager for change orders up to \$5,000 from the contingency account.

FUNDING

County Dollars =	\$47,000
Other Sources & Amounts =	
=	\$
TOTAL	= \$47,000

FISCAL IMPACT

- None
- Included in current budget
- Budget amendment requested
- Other:

Related Financial Comments: \$654,000 budgeted in capital project fund for 2006.

Reviewed by Division Director

Date: 10/17/06

Report Date: October 17, 2006