



Dakota County

Board of Commissioners

Minutes

Tuesday, July 9, 2024

9:00 AM

**Boardroom, Administration Center,
Hastings, MN**

1. Call To Order And Roll Call

Present: Commissioner Mike Slavik
Commissioner Joe Atkins
Commissioner Laurie Halverson
Commissioner William Droste
Commissioner Liz Workman
Commissioner Mary Liz Holberg
Commissioner Mary Hamann-Roland

Also in attendance were Tom Novak, Interim County Manager; Kathryn M. Keena, County Attorney; Tom Donely, First Assistant County Attorney; and Jessica Johnson, Administrative Coordinator to the County Manager.

2. Pledge Of Allegiance

The meeting was called to order at 9:00 a.m. by Chair Joe Atkins who welcomed everyone and opened the meeting with the Pledge of Allegiance.

3. Audience

Chair Atkins noted that all public comments can be sent to CountyAdmin@co.dakota.mn.us. No comments were received for this agenda.

4. Agenda

4.1 Resolution No: 24-343
Approval of Agenda (Additions/Corrections/Deletions)

Motion: Mary Hamann-Roland

Second: William Droste

Ayes: 7

CONSENT AGENDA

On a motion by Commissioner Halverson, seconded by Commissioner Hamann-Roland, the Consent agenda was approved as follows:

5. County Administration - Approval of Minutes

5.1 Resolution No: 24-344

Approval of Minutes of Meeting Held on June 25, 2024 and Special Meetings June 24, 2025 and June 25, 2024

Motion: Laurie Halverson

Second: Mary Hamann-Roland

Ayes: 7

6. Items Recommended By Board Committee***6.1** Resolution No: 24-345

Authorization To Add 12 Full-Time Equivalent Positions Required To Staff Jail Integrative Health Unit

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, the Sheriff is mandated to provide care of those in custody per Minnesota Administrative Rules 2911.5800, and Minn. Stat. § 641.15; and

WHEREAS, in 2020, the Dakota County Dakota County's Office of Planning and Analysis completed a jail needs assessment and recommended the addition of the 28-bed Integrative Health Unit to address the medical and mental health needs of inmates; and

WHEREAS, the Dakota County Board of Commissioners approved the construction of the Integrative Health Unit which is scheduled for completion in the first quarter of 2025; and

WHEREAS, the Minnesota Department of Corrections and the Dakota County Office of Planning and Analysis conducted a staffing need assessment for the new unit and determined that it would require an additional 12 Full-Time Equivalent (FTE) Correctional Deputies; and

WHEREAS, the Sheriff identified an alternative and less costly approach to staff the new unit utilizing 11.0 FTE, grade 105 to backfill existing Correctional Deputy administrative and non-inmate contact duties; and

WHEREAS, the Sheriff is requesting 12.0 FTE consisting of 11.0 FTE in grade 105 and 1.0 FTE Correctional Deputy in grade 106 to fulfill the requirement and begin hiring and training staff in the anticipation of the Integrative Health Unit; and

WHEREAS, the costs associated with the new positions in 2024 will be covered by the Sheriff's budget savings at a zero net cost to the county in 2024.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Sheriff is hereby authorized to add 12.0 Full-Time Equivalent (FTE) positions, consisting of 11.0 FTE in grade 105, and 1.0 FTE in grade 106, to begin the process of staffing the jail's Integrative Health Unit that is anticipated to open in the first quarter of 2025, with the cost associated with the new positions in 2024 to be

covered by the Sheriff's budget savings.

Ayes: 7

7. County Board/County Administration

7.1 Resolution No: 24-346

Appointment To Dakota-Scott Workforce Development Board

Motion: Laurie Halverson

Second: Mary Hamann-Roland

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby appoints the following individual to the Dakota-Scott Workforce Development Board to fill a two-year term ending June 30, 2026.

Public Education - Michael Favor

Ayes: 7

8. Community Services

8.1 Resolution No: 24-347

Proclamation Of Pretrial, Probation, And Parole Supervision Week In Dakota County July 21-27, 2024

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, every year on the third full calendar week of July, Pretrial, Probation, and Parole Supervision Week is celebrated to recognize the hard work of people involved in community corrections; and

WHEREAS, Pretrial, Probation, and Parole Supervision Week honors all community corrections workers across the country who spend their days working to improve outcomes both for the individual they are supervising and for the public safety of our communities; and

WHEREAS, probation officers are an essential part of the criminal justice system, upholding the law with dignity, while recognizing the right of the public to be safeguarded from criminal activity; and

WHEREAS, probation officers are responsible for supervising adults and juveniles in the community; and

WHEREAS, they are trained professionals who provide services and referrals to clients, by working in partnership with community agencies and groups and promoting prevention, intervention, and advocacy on behalf of the clients they supervise; and

WHEREAS, probation officers provide services, support, and protection for victims, and advocate community and restorative justice; and

WHEREAS, probation officers are a true force for positive change in Dakota County.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby proclaims July 21-27, 2024, as National Pretrial, Probation, and Parole Supervision Week in Dakota County, honoring and recognizing probation officers for their service and dedication to caring for and improving the wellbeing of Dakota County residents.

Ayes: 7

9. Physical Development

9.1 Resolution No: 24-348

Approval Of Final Plats Recommended By Plat Commission

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, new subdivisions adjoining County highways are reviewed under the Dakota County Contiguous Plat Ordinance No. 108; and

WHEREAS, the Plat Commission examines plats prior to County Board approval; and

WHEREAS, the Plat Commission has reviewed and recommends approval of the final plats by the County Board; and

WHEREAS, the final plat approval by the County Board is subject to the conditions established by the Plat Commission review; and

WHEREAS, the following plats below require approval by their respective City Council prior to the recording of the plats.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the following final plats:

PLEASANT DRIVE ADDITION

Hastings

Ayes: 7

9.2 Resolution No: 24-349

Authorization To Award And Execute Contract With McNamara Contracting, Inc. And Amend 2024 Transportation Capital Improvement Program Budget For 2024 Preservation Of Paved Trails And Facilities

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, to provide a safe and efficient transportation system, Dakota County is proceeding with the 2024 Preservation of Paved Trails and Facilities Projects; and

WHEREAS, the projects to be completed in 2024 include County Projects 28-71, 31-116, 31-117, 32-114, 43-58, 46-62, 98-41, 98-42, 98-43, 98-45, 98-46, 98-48, and 98-50; and

WHEREAS, the preservation work is scheduled for construction in 2024; and

WHEREAS, the 2024 Transportation Capital Improvement Program (CIP) Adopted Budget includes funding for Pedestrian & Bicycle Facilities; and

WHEREAS, the 2024 Parks CIP Adopted Budget includes funding for Greenway Preservation and Parks Asset Preservation; and

WHEREAS, the 2024 Facilities CIP Adopted Budget includes funding for Parking Lots Seal & Repair; and

WHEREAS, three bids were received for the 2024 preservation of paved trails and facilities projects on June 25, 2024; and

WHEREAS, the bid of McNamara Contracting, Inc. in the amount of \$1,379,518.00 was the lowest responsive and responsible bid received; and

WHEREAS, an amendment to the 2024 Transportation CIP Budget is necessary to shift funds from the set-asides to the individual projects; and

WHEREAS, staff recommends awarding the bid to and authorizing the execution of a contract with McNamara Contracting, Inc. and amending the 2024 Transportation CIP.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby awards the bid and authorizes the Physical Development Director to execute a contract with McNamara Contracting, Inc. for the 2024 preservation of paved trails and facilities projects, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the 2024 Transportation Capital Improvement Program Adopted Budget is hereby amended as follows:

Expense

2024 Paved Trails and Facilities Projects	\$802,967
Pedestrian & Bicycle Facilities (County Funds)	<u>(\$802,967)</u>
Total Expense	\$0

Ayes: 7

9.3 Resolution No: 24-350

Authorization To Award And Execute Contract With New Look Contracting, Inc. For Signal Reconstruction At Pilot Knob Road And Corporate Center Drive In City Of Eagan, County Project 31-103

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, to promote a safe and efficient transportation system, Dakota County and the City of Eagan are partnering on County Project (CP) 31-103;

and

WHEREAS, the project will occur at County State Aid Highway (CSAH) 31 (Pilot Knob Road) and Corporate Center Drive; and

WHEREAS, CP 31-103 will replace the aging signal system, construction of additional turn lanes, and install Americans with Disabilities Act (ADA) compliant ramps, lighting, curb and gutter, sidewalks/trails, and storm sewer at the intersection of CSAH 31 and Corporate Center Drive; and

WHEREAS, the County is the lead agency for CP 31-103, with construction anticipated to begin in summer 2024; and

WHEREAS, the County and City will be responsible for the local share at a cost split of 85 percent County and 15 percent City for the turn lane installation and 50 percent County and 50 percent City for signal installation in accordance with the 2040 Dakota County Transportation Plan Cost Policy F.1, per the executed joint powers agreement (JPA); and

WHEREAS, the project was advertised, and five bids were received and tabulated on Friday, June 21, 2024; and

WHEREAS, the bid from New Look Contracting, Inc. in the amount of \$1,315,829.75 was the lowest responsible bid received; and

WHEREAS, staff recommends awarding the bid to New Look Contracting, Inc.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby awards the bid to and authorizes the Physical Development Director to execute the contract with New Look Contracting, Inc. for County Project 31-103, in the amount of \$1,315,829.75 based on their low bid, subject to approval by the County Attorney's Office as to form.

Ayes: 7

9.4 Resolution No: 24-351

Authorization To Execute Contract With Kimley-Horn and Associates, Inc. For Design And Right Of Way Services For Delaware Avenue Reconstruction And Butler Avenue Safe Routes To School Improvements In Mendota Heights And West St. Paul, County Projects 63-33 And 4-18

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, to promote a safe and efficient transportation system, Dakota County is proceeding with County Project 63-33, County State Aid Highway (CSAH) (Delaware Avenue) Reconstruction, and County Project 4-18, County Road (CR) 4 (Butler Avenue) Safe Routes to School Improvements in the Cities of Mendota Heights and West St. Paul; and

WHEREAS, County Project 63-33 is the reconstruction of CSAH 63 (Delaware

Avenue) from Marie Avenue to Trunk Highway (TH) 149 (Dodd Road), which will include roadway modernization, intersection and safety improvements, drainage improvements, and will add separated pedestrian and bicycle infrastructure to the corridor; and

WHEREAS, County Project 4-18 was identified as part of the Dakota County School Travel Safety Assessment and will add trail and sidewalk to CR 4 (Butler Avenue) between CSAH 63 and Manomin Avenue to improve safety and accessibility for area students and residents to walk, bike, and roll to St. Joseph's Catholic School and Heritage STEM Middle School and other nearby destinations; and

WHEREAS, County staff sent a Request for Proposal to three qualified professional consultants; and

WHEREAS, the proposals received were evaluated by County and City staff; and

WHEREAS, the proposal from Kimley-Horn and Associates, Inc. has the best value costs for the Project and provides all the services needed; and

WHEREAS, City staff from West St. Paul and Mendota Heights concur with the selection; and

WHEREAS, the adopted 2024 Transportation Capital Improvement Program Budget includes \$2,938,050, including carryover, for County Project 63-33 and County Project 4-18 engineering consulting services and right of way acquisition; and

WHEREAS, the County's cost share is 85 percent of the consultant contract; and

WHEREAS, staff recommends entering into a consultant contract with Kimley-Horn and Associates, Inc. for a total contract amount of \$1,832,900.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute a contract with Kimley-Horn and Associates, Inc. to perform final engineering design and right of way acquisition services for County Project 63-33 and County Project 4-18 in an amount not to exceed \$1,832,900, subject to approval by the County Attorney's Office as to form.

Ayes: 7

9.5 Resolution No: 24-352

Authorization To Award Bid And Execute Construction Contract With McNamara Contracting, Inc., And Execute Contract With SRF Consulting Group, Inc. For Construction Administration Services For Pedestrian Crossing Safety Improvements In Eagan And West St. Paul, County Project 97-217

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, to provide a safe and efficient transportation system, Dakota County is proceeding with Dakota County Project (CP) 97-217; and

WHEREAS, CP 97-217 will construct pedestrian improvements at three locations, two in Eagan and one in West St. Paul; and

WHEREAS, the purpose and need for the project is to improve pedestrian safety at various intersections; and

WHEREAS, to address the purpose and need for the project, safety will be improved by shortening pedestrian crossings and adding signing to improve driver attention to crossing and pedestrian activity; and

WHEREAS, the County is the lead agency for the project; and

WHEREAS, construction is scheduled to begin in summer of 2024; and

WHEREAS, the 2024 Transportation Capital Improvement Program (CIP) Adopted Budget includes a total budget of \$625,000 for CP 97-217, including carryover from previous years for design, right of way acquisition, construction, and construction administration; and

WHEREAS, pursuant to advertisement, five bids were received for CP 97-217 on July 2, 2024; and

WHEREAS, McNamara Contracting, Inc.'s bid in the amount of \$386,905.00 was the lowest responsive and responsible bid received; and

WHEREAS, the 2024 CIP Adopted Budget includes sufficient funds for the Project; and

WHEREAS, staff recommends awarding the bid to McNamara Contracting, Inc.; and

WHEREAS, construction administration services are needed to complete construction in 2024; and

WHEREAS, By Resolution No. 23-207 (May 23, 2023), the County Board authorized a contract with SRF Consulting Group, Inc. for construction administration services not to exceed the amount of \$49,040.50 for CP 97-217; and

WHEREAS, the previous contract with SRF Consulting Group, Inc. for construction administration services (Contract #C0035928.1) expired on October 1, 2023, due to challenges in finalizing the plans for construction; and

WHEREAS, SRF Consulting Group, Inc. was the project consultant for preliminary and final design, therefore, staff has determined that their proposal is reasonable and provides the best transition from design to construction; and

WHEREAS, staff requested SRF Consulting Group, Inc. provide a revised construction administration services proposal because County construction staff is unavailable due to the 2024 construction workload; and

WHEREAS, the cost of SRF Consulting Group, Inc. revised proposal to provide construction administration and final design services for CP 97-217 is \$70,426.00; and

WHEREAS, the adopted 2024 CIP Adopted Budget includes sufficient funds for the construction administration services contract; and

WHEREAS, County staff recommends execution of a contract with SRF Consulting Group, Inc. for construction administration and design services for CP 97-217 in the amount of \$70,426.00.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby awards the bid to and authorizes the Physical Development Director to execute the contract with McNamara Contracting, Inc. for County Project 97-217 in the amount of \$386,905.00 based on their low bid, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute the contract with SRF Consulting Group, Inc. to perform construction administration and design services for County Project 97-217 in an amount not to exceed \$70,426.00, subject to approval by the County Attorney's office as to form.

Ayes: 7

9.6 Resolution No: 24-353

Authorization To Execute Agreement With Great River Energy On Veterans Memorial Greenway Bridge Over Highway 3 In Eagan, County Project P00147

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, to provide a safe and efficient greenway system, Dakota County is proceeding with the Veterans Memorial Greenway County Project (P00147); and-

WHEREAS, County Project P00147 will entail the construction of about two miles of shared use trail, including a bridge over State Trunk Highway 3, in Eagan and Inver Grove Heights; and

WHEREAS, Dakota County is the lead agency for the Project; and

WHEREAS, Great River Energy (GRE) operates a transmission line within

Northern States Power easement; and

WHEREAS, County Project P00147 alignment was selected to minimize impacts on GRE's transmission line and parallel Xcel Energy transmission lines; and

WHEREAS, despite the alignment, the project is encroaching on GRE's facilities, including the transmission poles where the bridge crossing of Trunk Highway 3 needs to occur because of the parallel Xcel Energy transmission lines that have height restrictions for a bridge crossing; and

WHEREAS, Dakota County and GRE entered into an engineering review agreement for the review of the County Project's impact on GRE's facilities; and

WHEREAS, GRE has completed their review and requires the replacement of three poles along the project corridor and a realignment of infrastructure; and

WHEREAS, GRE estimates that the cost to complete the new poles and relocation work is \$437,958.08, with the County to pay 50 percent of the costs; and

WHEREAS, to proceed with County Project P00147, Dakota County must enter into a relocation agreement with GRE to complete the necessary work on GRE's facilities for the project; and

WHEREAS, the 2024 Parks Capital Improvement Program Budget has sufficient funding for the necessary GRE work within the Veterans Memorial Greenway project; and

WHEREAS, staff recommends execution of a relocation agreement with GRE for the estimated County cost amount of \$218,979.04.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute a relocation agreement with Great River Energy for the necessary work on Great River Energy's facilities for County Project P00147 in the amount of the actual costs currently estimated at \$218,979.04, subject to approval by the County Attorney's Office as to form.

Ayes: 7

- 9.7** Resolution No: 24-354
Proclamation Of July As Park And Recreation Month And Proclamation Of July 19, 2024 As Park And Recreation Professionals Day

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, the Dakota County Board of Commissioners recognizes that the parks and recreation field is a diverse and comprehensive system that improves personal, social, environmental, and economic health; and

WHEREAS, the Board of Commissioners recognizes the importance and benefits of park and recreation services that enrich the lives of its citizens and help make the community a desirable place to live, work, and visit; and

WHEREAS, parks and recreation promote health and wellness, improving the physical and mental health of people who live near parks; and

WHEREAS, parks and recreation promote time spent in nature, which positively impacts mental health by increasing cognitive performance and well-being and alleviating illnesses such as depression, attention deficit disorders, and Alzheimer's; and

WHEREAS, parks and recreation encourage physical activities by providing space for popular outdoor activities, hiking trails, and many other activities designed to promote active lifestyles; and

WHEREAS, park and recreation programming and education activities, such as outdoor education programming and environmental education, are critical to childhood development; and

WHEREAS, parks and recreation increase a community's economic prosperity through increased property values, increased tourism, the attraction and retention of businesses, and crime reduction; and

WHEREAS, parks and recreation is fundamental to the environmental well-being of the community; and

WHEREAS, parks and recreation are essential and adaptable infrastructures that make communities resilient in the face of natural disasters and climate change; and

WHEREAS, parks and natural recreation areas ensure the ecological beauty of the community and provide a place for children and adults to connect with nature and recreate outdoors; and

WHEREAS, the U.S. House of Representatives has designated July as Parks and Recreation Month; and

WHEREAS, Dakota County recognizes the benefits derived from parks and recreation resources; and

WHEREAS, the Board of Commissioners supports the skilled work of park and recreation professionals to strengthen community cohesion and resilience, connect people with nature and each other, and provide and promote opportunities for healthful living, social equity, and environmental sustainability; and

WHEREAS, the Board of Commissioners values the essential services that park

and recreation professionals and volunteers perform to provide recreational and developmental enrichment for the community's children, youth, adults and older adults; and to ensure our parks and recreational spaces are clean, safe, inclusive, welcoming and ready to use.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners recognizes July as Park and Recreation Month in Dakota County; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners does hereby proclaim July 19, 2024, as "Park and Recreation Professionals Day" in Dakota County.

Ayes: 7

10. Public Safety

10.1 Resolution No: 24-355

Authorization To Add 1.0 Full-Time Equivalent Senior Program Services Assistant To Support Gun Permit Duties And Amend Sheriff's Office 2024 Budget

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, the Sheriff is mandated by State Statute to process permit to carry for the entire County and to either issue the permit or deny it based on available evidence within a 30-day time frame; and

WHEREAS, during the years of 2020-2021 gun permit application numbers approximately doubled, resulting in the five-year renewal process of these applications to begin in 2024; and

WHEREAS, the Sheriff has an existing backlog of approximately 10,000 annual renewal applications; and annual background checks must also be conducted on all active permit holders; and

WHEREAS, the Sheriff's Office is requesting the addition of 1.0. Full-Time Equivalent (FTE) to support the increasing of gun permit applications and process the existing backlog of annual renewal permits; and

WHEREAS, the funding needed to add the 1.0 FTE Program Services Assistant is entirely funded from existing revenue in the gun permit account.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby increases the Sheriff's Full-Time Equivalent complement by 1.0 Full-Time Equivalent for a Program Services Assistant effective August 1, 2024; and

BE IT FURTHER RESOLVED, That the 2024 Sheriff's Office budget is amended as follows:

Expense1.0 FTE Program Services Assistant, Grade 105 (5 Months) \$42,764**Total Expense** **\$42,764****Revenue**Gun Permit Revenue \$42,764**Total Revenue** **\$42,764**

Ayes: 7

11. Public Services and Revenue**11.1** Resolution No: 24-356
Authorization To Accept Donation Of Statue

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, the library has received the offer from the City of South St. Paul of a donation of a statue known as Lucy; and

WHEREAS, staff have determined the statue is suitable for a library; and

WHEREAS, the statue has been valued at \$3,000; and

WHEREAS, the City will cover all costs for restoration and moving of the statue:
and

WHEREAS, staff recommend the Board of Commissioners accept the donation
of the statue.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Commissioners give
authorization to accept the donation of the statue.

Ayes: 7

11.2 Resolution No: 24-357
Approval Of Application For Exempt Permit For Dakota County Agricultural
Society To Hold Raffle

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, gambling licenses are issued by the Minnesota Gambling Control
Board; and

WHEREAS, the Minnesota Gambling Control Board requires County approval of
an application when the gambling premises are located in a township; and

WHEREAS, as application for an Exempt Permit to hold a raffle at the Dakota
County Fairgrounds in Castle Rock Township has been submitted by the Dakota
County Agricultural Society; and

WHEREAS, the Dakota County Board of Commissioners is the local governing

body having jurisdiction over the proposed gambling activity.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the application from the Dakota County Agricultural Society for an Exempt Permit to hold a raffle at the Dakota County Fairgrounds in Castle Rock Township on August 12, 2024.

Ayes: 7

REGULAR AGENDA

12. Enterprise Finance and Information Services

12.1 Resolution No: 24-358

Recognition Of Apple Valley City Administrator Tom Lawell As 2024 James F. Miller Leadership Award Winner

Motion: Mary Hamann-Roland

Second: William Droste

Enterprise Finance and Information Services Director David McNight briefed this item and responded to questions.

WHEREAS, the League of Minnesota Cities recognizes the outstanding work performed by an appointed official each year with the James F. Miller Leadership Award; and

WHEREAS, Apple Valley City Administrator Tom Lawell was the recipient of this award for 2024; and

WHEREAS, Tom Lawell has been a longtime leader in Dakota County government for over 25 years; and

WHEREAS, Tom Lawell has been a tremendous partner with Dakota County and all cities in his time as Apple Valley City Administrator; and

WHEREAS, all residents of Dakota County have benefited from the work performed by Tom Lawell as a leader in Dakota County.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby recognizes and congratulates Apple Valley City Administrator Tom Lawell for being named the League of Minnesota Cities 2024 James F. Miller Leadership Award recipient.

Ayes: 7

13. Closed Executive Session

13.1 Resolution No: 24-359

Approval Of Legal Strategy In National Prescription Opiate Litigation

Motion: Mike Slavik

Second: William Droste

This item did not go into closed session. The Board approved resolution from

confidential memo.

WHEREAS, Dakota County is engaged in nationwide civil litigation against manufacturers and distributors of prescription opioids, pharmacies and other parties related to the opioid crisis; and

WHEREAS, Dakota County's complaint, along with all others, were consolidated into a multi-district litigation tract assigned to Judge Polster in the Northern District of Ohio, In Re National Prescription Opiate Litigation, MDL 2804, Case No. 1:17-md-2804; and

WHEREAS, Judge Polster granted leave for the plaintiffs to bring a motion to amend their complaints to assert claims against pharmacy benefit managers and other potential defendants not currently named in the complaints; and

WHEREAS, the County Attorney's Office provided legal advice to the County Board in a confidential memorandum dated July 5, 2024; and

WHEREAS, after reviewing the information contained in the confidential memorandum, the County Board determined a closed session discussion with the Dakota County Attorney's Office was not required prior to providing direction on this matter.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Dakota County Attorney's Office to proceed with the proposed legal strategy as set forth in the confidential memorandum provided to the Board.

Ayes: 7

14. Interagency Reports/Commissioner Updates

Interagency reports and Commissioner updates were presented.

15. County Manager's Report

Interim County Manager Tom Novak gave an update on the following:

- Byllesbay Dam Upgrades article on the front page of Pioneer Press
- Emergency Management Director Kelly Miller gave a flooding update
- A Parks video was presented in recognition of Park and Recreation Month

16. Information

16.1 Information

See Attachment for future Board meetings and other activities.

17. Adjournment

On a motion by Commissioner Slavik, seconded by Commissioner Halverson, the meeting was adjourned at 9:40 a.m.

17.1 Resolution No: 24-360
Adjournment

Motion: Mike Slavik

Second: Laurie Halverson

Ayes: 7

Joe Atkins
Chair

ATTEST

Tom Novak
Interim County Manager