



Dakota County

Board of Commissioners

Minutes

Tuesday, August 26, 2025

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 Heidi Welsch, County Manager; Kathryn M. Keena, County Attorney; Tom Donely, First Assistant County Attorney; and Jeni Reynolds, Sr. Administrative Coordinator to the Board.

2. Pledge of Allegiance

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

3. Audience

Chair Slavik 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: 25-386
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: 25-387
Approval of Minutes of Meeting Held on August 12, 2025

Motion: Laurie Halverson

Second: Mary Hamann-Roland

Ayes: 7

6. Items Recommended by Board Committee*

6.1 Resolution No: 25-388

Authorization To Submit Second Solid Waste Capital Assistance Program
Application for Recycling Zone Plus

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, by Resolution No. 18-493 (September 18, 2018), the Dakota County Solid Waste Management Plan (Plan) was adopted; and

WHEREAS, the Plan supports the Dakota County Board of Commissioners' desire to remove household hazardous waste (HHW) from the solid waste stream because of health, safety, and environmental concerns; and

WHEREAS, Dakota County is partnering with Scott County on a joint HHW and recycling center known as the Recycling Zone Plus; and

WHEREAS, Dakota County received \$2 million in the 2020 Minnesota legislative session from Minnesota Pollution Control Agency (MPCA) Solid Waste Capital Assistance Program (CAP) for the purchase of property and design; and

WHEREAS, Dakota County purchased 12 acres in the City of Lakeville, MN, in 2024 near the Scott County border for the Recycling Zone Plus; and

WHEREAS, by Resolution No. 24-055 (January 23, 2024), Dakota and Scott counties executed a Joint Powers Agreement (JPA) for the design and construction of the facility; and

WHEREAS, Dakota and Scott counties, as part of the JPA, will contribute the remaining capital funds based on each county's population percentage; and

WHEREAS, Dakota County received \$6 million in CAP from the 2025 Minnesota legislative session for the construction of the Recycling Zone Plus; and

WHEREAS, Dakota County has prepared a second application for a CAP grant to construct the Recycling Zone Plus at an estimated total project cost of \$24 million; and

WHEREAS, the final grant application requires Dakota County to identify how it will pay for the total cost of the project.

NOW, THEREFORE, BE IT RESOLVED, That Dakota County will implement the project, provide necessary local financing, and accept and exercise the governmental powers necessary to develop and operate the project; and

BE IT FURTHER RESOLVED, That Dakota County pledges to use all funds made available exclusively for the capital costs of the project and to pay any additional amount by which the cost of the project exceeds the estimate by appropriation to the construction fund of additional funds or proceeds of additional bonds of Dakota County; and

BE IT FURTHER RESOLVED, That Dakota County recognizes that any subsequent withdrawal of allocated or additional funds of Dakota County will impair the obligation of contract between the state of Minnesota, Dakota County, and the bondholders; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to sign the second Capital Assistance Program Grant Application and the Capital Assistance Program Grant Agreement on behalf of Dakota County.

Ayes: 7

6.2 Resolution No: 25-389

Authorization For Approval Of Schematic Design And Authorization To Amend Professional Services Contract With Hammel, Green and Abrahamson, Inc. And Amendment Of 2025 Facilities Capital Improvement Program For Burnhaven Library Renovation Project

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, the 2025-2029 Facilities Capital Improvement Program (CIP) Adopted Budget includes a project to renovate the Burnhaven Library as part of the next cycle of library renovation work; and

WHEREAS, Hammel, Green and Abrahamson, Inc. (HGA), was selected as the consultant firm to lead the design efforts for the project by Resolution No. 25-207 (April 22, 2025); and

WHEREAS, HGA worked with a Core Planning Group to confirm the programmatic needs and develop the project through the schematic design phase; and

WHEREAS, a Core Planning Group has identified additional mechanical and electrical infrastructure systems that are in need of replacement within the renovation project scope; and

WHEREAS, public input was solicited through an open house event, sharing materials at the library, and on the project webpage; and

WHEREAS, comments were submitted and shared with the design team for consideration; and

WHEREAS, the Dakota County Library Advisory Committee recommended the proposed schematic design for approval to the Dakota County Board of

Commissioners on July 10, 2025; and

WHEREAS, the cost estimates prepared for the schematic design developed to date are in alignment with the estimated project budget, provided an additional \$1,000,000 in funding is added to the project; and

WHEREAS, the construction funding will be included in the 2026 Facilities CIP.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the recommended schematic design for the Burnhaven Library Renovation as presented; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Facilities Management Director to execute a contract amendment with Hammel, Green And Abrahamson, Inc., 420 North 5th Street, Suite #100, Minneapolis, MN 55401, in an amount not to exceed \$113,000.00 for a total maximum contract total not to exceed \$509,800.00, 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 amends the 2025 Facilities Capital Improvement Program Budget as follows:

Expense

Lebanon Hills Maintenance Facility (2000017)	(\$1,000,000)
Burnhaven Library Renovation (2000463)	<u>\$1,000,000</u>
Total Expense	\$0

Revenue

Lebanon Hills Maintenance Facility (2000017)	(\$1,000,000)
Burnhaven Library Renovation (2000463)	<u>\$1,000,000</u>
Total Revenue	\$0

Ayes: 7

7. Central Operations

7.1 Resolution No: 25-390

Authorization To Execute Contract With Now Micro Inc. For Purchase Of 2025 Computer Hardware Replacement Equipment

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, to update existing computer hardware no longer under warranty with new computer hardware and four-year warranty; and

WHEREAS, Dakota County participates in the Minnesota Cooperative Purchasing Venture (CPV), which allows it to purchase goods from contracts established by the Materials Management Division for Minnesota state agencies; and

WHEREAS, participation in the CPV allows Dakota County to purchase at competitive pricing without having to undertake a competitive procurement process itself; and

WHEREAS, staff recommends the one-time purchase of computer hardware replacement equipment from Now Micro Inc. pursuant to State Contract No. 179907 in an amount not to exceed \$960,689; and

WHEREAS, funding for this purchase is available in the 2025 Countywide Technology Fund and Countywide BIP.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Deputy County Manager to execute a contract for a one-time purchase of 2025 computer hardware replacement equipment from Now Micro Inc., pursuant to State Contract No. 160321, in an amount not to exceed \$960,689, subject to approval by the County Attorney's Office as to form.

Ayes: 7

7.2 Report On Invoices Paid In July 2025

Information only; no action requested.

8. County Board/County Administration

8.1 Resolution No: 25-391

Appointments 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 individuals to the Dakota-Scott Workforce Development Board to fill a two-year term ending June 30, 2027.

Public-Public Employment - Julie Sachs

Public-Community Based - Dawn Wambeke

Ayes: 7

9. Physical Development

9.1 Resolution No: 25-392

Scheduling Of Public Hearing For Program Year 2024 Consolidated Annual Performance And Evaluation Report

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, the Dakota County Community Development Agency (CDA) administers the Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), and Emergency Solutions Grant (ESG) Programs on behalf of Dakota County as the grantee; and

WHEREAS, the CDBG, HOME, and ESG Programs are guided by federal regulations, the Five-Year Consolidated Plan that outlines Dakota County's strategies and objectives, and the Annual Action Plan that serves as the annual planning document allocating CDBG, HOME, and ESG funds to local governments and housing providers via approved activities; and

WHEREAS, the federal government requires submission of a year-end report, the Consolidated Annual Performance and Evaluation Report (CAPER), to be submitted to the U.S. Department of Housing and Urban Development (HUD) no later than 90 days after the end of the program year; and

WHEREAS, the CAPER is an evaluation of the prior program year, detailing financial expenditures, persons assisted, and activity outcomes; and

WHEREAS, the CAPER must be available for citizens to comment on before its submission to HUD; and

WHEREAS, the draft CAPER report will be made available to the public on the CDA and Dakota County websites, and the public may request written copies of the CAPER by contacting the CDA at its offices at 1228 Town Centre Drive, Eagan, Minnesota; and

WHEREAS, CDA and County staff recommend scheduling a public hearing on September 23, 2025, on or after 9:00 a.m., at the Dakota County Administration Center in Hastings regarding the Program Year 2024 CAPER.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby schedules a public hearing on September 23, 2025, at 9:00 a.m., in the Board Room, Administration Center, 1590 Highway 55, Hastings, Minnesota, to receive comments on the Program Year 2024 Consolidated Annual Performance and Evaluation Report; and

BE IT FURTHER RESOLVED, That the staff of Dakota County is hereby authorized and directed to coordinate with Dakota County Community Development Agency staff to publish a notice informing the public of the comment period and public hearing in the *Star Tribune* and post said notice on the Dakota County Community Development Agency website at www.dakotacda.org <<http://www.dakotacda.org>> and the Dakota County website at www.co.dakota.mn.us <<http://www.co.dakota.mn.us>>.

Ayes: 7

9.2 Resolution No: 25-393

Authorization To Execute Fourth Contract Amendment With Hoisington Koegler Group Inc. For Grant Writing For Active Living 2020-2025

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, by Resolution No. 20-382 (August 18, 2020), the Dakota County Board of Commissioners authorized the Community Services Director to execute

a grant agreement with the Minnesota Department of Health for the State Health Improvement Partnership (SHIP) and accept future funding for the period of November 1, 2020, through October 31, 2025; and

WHEREAS, the SHIP 2024-2025 work plan includes funding for work in active living; and

WHEREAS, one of Dakota County's strategies in the SHIP proposal is to implement permanent and sustainable changes that create healthy and active communities by increasing (a) opportunities for non-motorized transportation (walking and biking), (b) healthy eating/access to healthy foods, and (c) health equity; and

WHEREAS, SHIP has been supporting grant writing for Dakota County departments and cities for active living for over ten years; and

WHEREAS, since 2010, the SHIP contracted grant writer has helped bring over \$29,000,000 in federal, state, and regional funding to Dakota County and Dakota County cities to support active living; and

WHEREAS, in 2022, Dakota County executed a contract with Hoisington Kogeler Group Inc. for grant writing services for active living projects for the period of November 1, 2022, through October 31, 2025, for \$60,000; and

WHEREAS, it was estimated that the original budget would support the preparation of nine to 18 grant applications over a three-year period; and

WHEREAS, the contract was amended in 2024 by \$18,000 for a total contract of \$78,000; and

WHEREAS, a second contract amendment of \$20,000 was issued to support an additional three to five applications in 2025 for a total contract amount of \$98,000; and

WHEREAS, by Resolution No. 25-148 (March 25, 2025), the Dakota County Board of Commissioners authorized a third contract amendment of \$15,000 to support an additional two to four active living grant applications in 2025 for a total contract amount of \$113,000; and

WHEREAS, to date, the contract has supported the preparation of 29 grants; and

WHEREAS, there are additional grant opportunities available in 2025; and

WHEREAS, a fourth contract amendment of \$10,000 is necessary to support an additional two to four active living grant applications in 2025 for programs such as the State of Minnesota Hazard Mitigation Program; and

WHEREAS, there are sufficient funds appropriated from the SHIP 2024-2025 to Dakota County to fund the contract amendment.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to amend the contract with Hoisington Koegler Group Inc. by \$10,000, bringing Hoisington Koegler Group Inc.'s contract value to an amount not to exceed \$123,000, including reimbursable expenses, subject to approval by the County Attorney's Office as to form.

Ayes: 7

9.3 Resolution No: 25-394

Authorization To Amend Joint Powers Agreement With Scott And Washington Counties For South Metro Private Well Pesticide Mitigation Program

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, the Minnesota Department of Agriculture (MDA) and Dakota County have identified private drinking water wells in Dakota, Scott, and Washington Counties that have exceeded the Minnesota Department of Health-established Health Risk Limits (HRL) for total cyanazine; and

WHEREAS, in response, MDA provided funding for pesticide mitigation to cover 100 percent cost-share to households with a private well equal to or exceeding the total cyanazine, or other established pesticide HRL; and

WHEREAS, by Resolution No. 24-428 (August 27, 2024), the Dakota County Board of Commissioners authorized Dakota County to enter into agreements with the MDA and Scott and Washington counties to act as the fiscal lead agency to receive funding from MDA and reimburse Scott and Washington counties for expenditures per the joint powers agreement (JPA); and

WHEREAS, pesticide mitigation funding expires June 30, 2026; and

WHEREAS, since the execution of the JPA in September 2024, MDA and counties have conducted multiple rounds of outreach to private well owners, and MDA has identified additional households that need treatment based on 2024 sampling efforts; and

WHEREAS, redistribution of funding between counties is required to meet water treatment needs; and

WHEREAS, the proposed amendment will allow the Dakota County Authorized Representative flexibility to redistribute pesticide mitigation funding between counties based on (1) annual MDA pesticide sampling results; (2) eligible well owner response to state and county outreach efforts; (3) treatment need priorities identified in the JPA; and (4) remaining available funds.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of

Commissioners hereby authorizes the Physical Development Division Director to amend the joint powers agreement with Scott and Washington counties, substantially as presented to the County Board on August 26, 2025, subject to approval by the County Attorney's Office as to form.

Ayes: 7

9.4 Resolution No: 25-395

Authorization To Execute Second Contract Amendment With Ebert Inc. For Law Enforcement Center Locker Room Expansion Project And Amend 2025 Facilities Capital Improvement Program Budget

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, the 2023 Building Capital Improvement Program (CIP) Adopted Budget authorized the Law Enforcement Center Locker (LEC) Room Expansion project; and

WHEREAS, the Dakota County Board of Commissioners authorized the award of construction of the LEC Locker Room Expansion project to Ebert Inc. in an amount not to exceed \$373,300 by Resolution No. 24-251 (May 21, 2024); and

WHEREAS, the Dakota County Board of Commissioners authorized the addition of two sallyports to the LEC Locker Room Expansion project to Ebert Inc. in an amount not to exceed \$143,500 by Resolution No. 25-515 (October 29, 2024); and

WHEREAS, Ebert Inc. has provided pricing totaling \$73,413.65 for changes in the work encountered during the construction of the LEC Locker Room Expansion project; and

WHEREAS, the Miscellaneous Projects set-aside from fund balance was included within the 2025 Adopted Facilities CIP; and

WHEREAS, during the construction of the LEC Locker Room Expansion project, two existing conditions within the jail created unforeseen additional work, resulting in an additional cost of approximately \$20,000; and

WHEREAS, the Miscellaneous Projects set-aside (1000299) has sufficient funds from fund balance to reimburse the transfer of \$20,000 to the LEC Locker Room Expansion project to address the unforeseen additional work.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Facilities Management Director to execute a contract amendment for the Law Enforcement Center Locker Room Expansion project to Ebert Inc., 23350 County Road 10, PO Box 97, Loretto, MN 55357, in an amount not to exceed \$73,413.65, subject to approval by the County Attorney's office as to form; and

BE IT FURTHER RESOLVED, That the 2025 Buildings Capital Improvement

Program budget is hereby amended as follows:

Expense

Miscellaneous Projects from fund balance (1000299)	(\$20,000)
Law Enforcement Center Locker Room Expansion (2000022)	<u>\$20,000</u>
Total Expense	\$ 0

Revenue

Miscellaneous Projects from fund balance (1000299)	(\$20,000)
Law Enforcement Center Locker Room Expansion (2000022)	<u>\$20,000</u>
Total Revenue	\$ 0

Ayes: 7

- 9.5** Resolution No: 25-396
Authorization To Award Proposal And Execute Contract With Landbridge Ecological, Inc., For Spring Lake Park Reserve Vegetation Management

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, by Resolution No. 17-274 (May 23, 2017), the County Board adopted the Dakota County Natural Resource Management System Plan (NRMSP); and

WHEREAS, the NRMSP identifies the need to maintain restored areas perpetually to protect the initial investment made to restore the area; and

WHEREAS, on July 14, 2025, the County issued a Request for Proposals (RFP) for the Spring Lake Park Reserve Vegetation Management project; and

WHEREAS, best value contracting was used to evaluate and award this RFP; and

WHEREAS, the proposal evaluation team scored each proposal and selected Landbridge Ecological, Inc.; and

WHEREAS, the RFP stipulated that the initial contract term would expire on December 31, 2026; and

WHEREAS, the RFP stipulated that the contract could be extended for up to one additional 12-month term ending December 31, 2027; and

WHEREAS, the RFP stipulated that the total contract amount would be set up as not to exceed \$425,000; and

WHEREAS, adequate funds are available within the 2025 Adopted Parks Natural Resources Base Fund Budget; and

WHEREAS, staff recommends executing the contract with Landbridge Ecological, Inc.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Parks Director to execute a contract with Landbridge Ecological, Inc., for the Spring Lake Park Reserve Vegetation Management project to manage natural areas of Spring Lake Park Reserve through December 31, 2026, with the option to extend the contract for up to one additional 12-month term until December 31, 2027, in a total amount not to exceed \$425,000, subject to approval by the County Attorney's Office as to form.

Ayes: 7

9.6 Resolution No: 25-397

Authorization To Award Bid And Execute Contract With RES Great Lakes, LLC For Restoration And Enhancement Of County Conservation Easement On Benjamin Property

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, the 2020 Land Conservation Plan identified 24 Preliminary Conservation Focus Areas and directed staff to pursue conservation easements with willing landowners within these Focus Areas; and

WHEREAS, on December 19, 2023, the Dakota County Board of Commissioners approved the purchase of a conservation easement on the Benjamin property; and

WHEREAS, funding for this work will be derived from the Minnesota Legislature's 2022 Outdoor Heritage Fund Grant and the Rebuilding American Infrastructure with Sustainability and Equity program; and

WHEREAS, a request for proposals was prepared and released on July 1, 2025; and

WHEREAS, the best value proposal was submitted by RES Great Lakes, LLC.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Parks Director to execute a contract with RES Great Lakes, LLC, for the Benjamin Conservation Easement Natural Resource Management Plan Implementation Project for a contract maximum of \$298,484.20, subject to approval by the County Attorney's Office as to form.

Ayes: 7

9.7 Resolution No: 25-398

Authorization To Execute Contract Amendment With WSB & Associates, Inc. For Construction Management Services For Minnesota River Greenway Fort Snelling Segment In Burnsville And Eagan

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, the Minnesota River Greenway runs along the south side of the

Minnesota River in Dakota County, extending from I-35W in Burnsville to Lilydale Regional Park in St. Paul; and

WHEREAS, by Resolution No. 11-516 (October 18, 2011), the Dakota County Board of Commissioners adopted the Minnesota River Greenway Plan; and

WHEREAS, the rapidly developing and robust recreational network that has developed in the area has created increased demand for completion of the trail connection between the recently constructed Lone Oak Trail Head, the Cedar Nicols Trailhead, and the Minnesota River Greenway Black Dog Segment to the west; and

WHEREAS, by Resolution No. 23-455 (October 10, 2023), the Dakota County Board of Commissioners authorized execution of a contract with WSB & Associates, Inc. ("WSB") for construction administration and inspection services for the trail portion of the Fort Snelling segment of the Minnesota River Greenway in an amount not to exceed, \$480,961.00; and

WHEREAS, construction of the trail began in December 2023 but was suspended due to insufficient permitting clearances related to a cultural site within the project area; and

WHEREAS, progress towards construction of the trail was further set back due to severe flooding of the project area, requiring mitigation and restoration efforts; and

WHEREAS, these incidents and additional challenges related to the construction process have resulted in an expanded scope of work and extended schedule for WSB & Associates, Inc. to oversee the construction process; and

WHEREAS, staff recommends execution of a contract amendment with WSB in the amount of \$95,058 for additional and expanded scope tasks occurring during construction of the Minnesota River Greenway, Fort Snelling Segment.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Parks Director to amend the contract with WSB & Associates, Inc. by \$95,058 to an amended amount not to exceed \$576,019.00, subject to approval by the County Attorney's Office.

Ayes: 7

9.8 Resolution No: 25-399
Authorization To Submit Grant Applications To Minnesota Department Of
Natural Resources And Minnesota Pollution Control Agency 3M PFAS
Settlement Priority 2 Grant Program

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, the funding for the 3M PFAS Settlement Priority 2 Grant Program stems from the 2018 settlement with the 3M Company, which provided

compensation to the State of Minnesota for harm done to natural resources and lost natural resource services from the release of PFAS into the environment; and

WHEREAS, Dakota County is eligible to apply for these grant funds for projects that align with the settlement goals and take place within the Priority 2 Project Area; and

WHEREAS, Dakota County submitted Letters of Intent for two projects within the Priority 2 Project Area; and

WHEREAS, the two projects are located along the Mississippi River Greenway at Spring Lake Park Reserve and at Kaposia Landing in South Saint Paul; and

WHEREAS, the Minnesota Department of Natural Resources and the Minnesota Pollution Control Agency have reviewed the Letters of Intent and have invited Dakota County to submit both applications by the October 8, 2025, deadline.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Division Director, or their designee, to submit two grant applications to the Minnesota Department of Natural Resources and Minnesota Pollution Control Agency 3M PFAS Settlement Priority 2 Grant Program: one for Spring Lake Park Reserve Land Protection, Restoration, and River Access for \$3.3M and one for Mississippi River Water Access Improvements in South Saint Paul for \$270,000.

Ayes: 7

9.9 Resolution No: 25-400

Authorization To Execute Contract Amendment With Alliant Engineering, Inc., For Professional Engineering Services For County Road Retaining Wall Assessments And Final Design of County State Aid Highway 38 (McAndrews Road) Retaining Walls, County Project 97-218

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, to provide a safe and efficient transportation system, Dakota County is proceeding with County Project (CP) 97-218; and

WHEREAS, CP 97-218 is the analysis, repair, or replacement of retaining walls showing signs of deterioration along County roadways in various locations throughout Dakota County; and

WHEREAS, by Resolution No. 23-427, the County Board executed contract DCA-20887 with Alliant Engineering, Inc., for CP 97-218 with the amount not to exceed \$254,761.00; and

WHEREAS, through project development, staff identified design elements that are necessary to realign the trail, correct sightline deficiencies, and maintain design standards that were not accounted for in the original scope; and

WHEREAS, a first contract amendment in the amount of \$148,562.00 is needed for Alliant Engineering, Inc., to complete the additional design elements; and

WHEREAS, staff negotiated the cost of the out-of-scope items with Alliant Engineering, Inc., and concurs with the fee for the required work; and

WHEREAS, staff recommends amending Alliant Engineering, Inc.'s contract in an amount not to exceed \$403,323.00; and

WHEREAS, sufficient funds exist within the budget for CP 97-218 to proceed with the requested consultant contract amendment.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute the contract amendment with Alliant Engineering, Inc., in the amount not to exceed \$403,323.00 for design services for County Project 97-218, subject to approval by the County Attorney's Office as to form.

Ayes: 7

9.10 Resolution No: 25-401

Authorization To Execute Contract With Stonebrooke Engineering, Inc., For Americans With Disabilities Act-Compliant Pedestrian Ramp Design Services For County Wide 2026 Preservation Of Paved Highway Surfaces Projects

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, to provide a safe and efficient transportation system, Dakota County is proceeding with the 2025 Preservation of Paved Highway Surfaces; and

WHEREAS, due to staff capacity, a consultant is needed to complete the Americans with Disabilities Act-compliant pedestrian ramp design tasks within the project schedule; and

WHEREAS, County staff sent a Request for Proposal to four qualified professional consultants for the necessary pedestrian ramp design scope; and

WHEREAS, two proposals were received and evaluated by County staff; and

WHEREAS, the proposal from Stonebrooke Engineering, Inc. was determined to best meet the proposal scoring criteria as shown in the Request for Proposals; and

WHEREAS, the adopted 2025 Transportation Capital Improvement Program Budget includes \$1,883,995 remaining for Preservation of Paved Highway Surface Projects; and

WHEREAS, staff recommends entering into a consultant contract with

Stonebrooke Engineering, Inc. for a total contract amount of \$157,091.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute a contract with Stonebrooke Engineering, Inc. to perform Americans with Disabilities Act-compliant pedestrian ramp design services for 2026 Preservation of Paved Highway Surfaces in an amount not to exceed \$157,091 subject to approval by the County Attorney's Office as to form.

Ayes: 7

9.11 Resolution No: 25-402

Authorization To Submit An Application For Grant Funds For 2025
Transportation Economic Development Opportunity For The County State Aid
Highway 46 Improvement Project, County Project 99-013

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, the Minnesota Department of Transportation is requesting project submittals for the Transportation Economic Development (TED) program; and

WHEREAS, the TED grant program funds up to 70 percent of the total transportation infrastructure costs; and

WHEREAS, the proposed improvements will improve freight turning movements and general mobility, accommodate future growth, and support economic development opportunities; and

WHEREAS, state funding of projects reduces the burden on local taxpayers for regional improvements; and

WHEREAS, project submittals are due on September 29, 2025; and

WHEREAS, county project CP 99-013 is included in Transportation's 2025 to 2029 Capital Improvement Program; and

WHEREAS, staff is preparing to submit a funding request for \$3.85 million from the TED grant program, which would be for the County State Aid Highway (CSAH) 46 project and includes improving the intersections of the US Highway 52 ramps and CSAH 46, an estimated \$5.5 million project; and

WHEREAS, subject to the state funding award, the Dakota County Board of Commissioners would be asked to consider authorization to execute a grant agreement and Dakota County matching fund commitments at a future meeting.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Transportation Director to submit an application for the CSAH 46 improvement project, including the intersection of the US Highway 52 (US 52) ramps and County State Aid Highway 46 to the Minnesota Department of Transportation for the Transportation Economic

Development grant program; and

BE IT FURTHER RESOLVED, That Dakota County has the legal authority to apply for financial assistance and the institutional, managerial, and financial capability to ensure matching funds and adequate construction of the proposed project; and

BE IT FURTHER RESOLVED, That upon approval of its application by the state, Dakota County may enter into an agreement with the State of Minnesota for the above-referenced project, and that it has and will comply with all applicable Transportation Economic Development Program rules, laws, and regulations in contract agreements; and

BE IT FURTHER RESOLVED, That Dakota County is prepared to commit an estimated \$1.65 million toward the local match requirement, with participation in that estimated amount also anticipated from the City of Rosemount if the requested Transportation Economic Development grant is awarded; and

BE IT FURTHER RESOLVED, That Dakota County confirms if the County State Aid Highway 46 project cost increases above the amount estimated for the Transportation Economic Development Program Application, Dakota County will provide or secure all additional funds necessary to complete the project; and

BE IT FURTHER RESOLVED, That the sources and uses, private investors, equity, and other financing commitments to be represented in the Transportation Economic Development Program Application will be accurate per data provided to Dakota County staff at the time of submittal.

Ayes: 7

9.12 Resolution No: 25-403

Authorization To Initiate Quick-Take Condemnation For County State Aid Highway 31 (Pilot Knob Road) And Upper 147th Street In City Of Apple Valley, County Project 31-118

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, to provide a safe and efficient transportation system, Dakota County is partnering with the City of Apple Valley on County Project (CP) 31-118, a preliminary and final design project to develop plans and associated services for converting the intersection of County State Aid Highway (CSAH) 31 (Pilot Knob Road) and Upper 147th Street into a restricted three-quarter access intersection in the city of Apple Valley; and

WHEREAS, Dakota County is the lead agency for CP 31-118, with right of way acquisition necessary in 2025 for construction to begin in the spring of 2026; and

WHEREAS, five parcels have been appraised, and first offers were prepared and sent on 7/14/2025 for a total appraised value of \$106,000; and

WHEREAS, in the event that timely acquisition by direct negotiation of all required parcels does not appear possible, it may become necessary for the County Board to authorize the County Attorney's Office to initiate quick-take condemnation of the remaining parcels to allow for a spring 2026 start date; and

WHEREAS, parcels that have settled through negotiation prior to the date required for filing the condemnation petition will not be included; and

WHEREAS, the following acquisitions out of five private property parcels are necessary to proceed with CP 31-118.

Parcel 1 - River Valley Church of Apple Valley - PID 01-811001-01-010

Highway easement 584 square feet

A permanent easement for highway purposes over, under, and across the most easterly 2.00 feet of Lot 1, Block 1, Valley Business Park 2nd Addition, according to the recorded plat thereof, Dakota County, Minnesota.

Temporary easement 2,920 square feet

A temporary easement for highway purposes over, under, and across the westerly 10.00 feet of the most easterly 12.00 feet of Lot 1, Block 1, Valley Business Park 2nd Addition, according to the recorded plat thereof, Dakota County, Minnesota.

Parcel 2 - Dakota Upreit Limited Partnership - PID 01-81102-01-020

Highway easement 330 square feet

A permanent easement for highway purposes over, under, and across that part of Lot 2, Block 1, Valley Business Park 3rd Addition, according to the recorded plat thereof, Dakota County, Minnesota, lying northeasterly of the following described line:

Beginning at a point on the east line of said Lot 2 distant 22.00 feet southerly of the northeast corner of said Lot 2; thence northwesterly to a point on the north line of said Lot 2 distant 30.00 feet westerly of said northeast corner.

Temporary easement 3,956 square feet

A temporary easement for highway purposes over, under, and across that part of Lot 2, Block 1, Valley Business Park 3rd Addition, according to the recorded plat thereof, Dakota County, Minnesota, lying easterly of the following described line:

Commencing at the northeast corner of said Lot 2; thence North 89 degrees 51 minutes 35 seconds West, assumed bearing along the north line of said Lot 2, a distance of 38.46 feet to the point of beginning of the line to be described; thence South 53 degrees 36 minutes 53 seconds West a distance of 32.82 feet; thence South 00 degrees 06 minutes 55 seconds West a distance of 187.92 feet; thence southerly a distance of 128.90 feet along a tangential curve concave to the west having a radius of 2778.04 feet and a central angle of 2 degrees 39 minutes 31 seconds to a southerly line of said Lot 2 and said line

there terminating. Excepting therefrom that part of said Lot 2 lying northeasterly of the following described line:

Beginning at a point on the east line of said Lot 2 distant 22.00 feet southerly of the northeast corner of said Lot 2; thence northwesterly to a point on the north line of said Lot 2 distant 30.00 feet westerly of said northeast corner.

Parcel 3 - Mistwood Courthomes Association, Inc. - CIC #124

Highway easement 2,220 square feet

A permanent easement for highway purposes over, under, and across that part of the designated common element of CIC Number 124, according to the recorded plat thereof, Dakota County, Minnesota, described as follows:

Beginning at the southeast corner of said common element; thence North 89 degrees 51 minutes 34 seconds West, assumed bearing along the south line of said common element, distance of 65.00 feet; thence North 00 degrees 06 minutes 55 seconds East a distance of 3.00 feet; thence South 89 degrees 51 minutes 34 seconds East a distance of 40.00 feet; thence North 42 degrees 24 minutes 01 second East a distance of 29.73 feet; thence North 00 degrees 06 minutes 55 seconds East a distance of 339.00 feet; thence South 89 degrees 53 minutes 05 seconds East a distance of 5.00 feet to the east line of said common element; thence South 00 degrees 06 minutes 55 seconds West along said east line a distance of 364.00 feet to said southeast corner and the point of beginning.

Temporary easement 3,589 square feet

A temporary easement for highway purposes over, under, and across that part of the designated common element of CIC Number 124, according to the recorded plat thereof, Dakota County, Minnesota, described as follows:

Commencing at the southeast corner of said common element; thence North 89 degrees 51 minutes 34 seconds West, assumed bearing along the south line of said common element, distance of 65.00 feet; thence North 00 degrees 06 minutes 55 seconds East a distance of 3.00 feet to the point of beginning; thence continuing North 00 degrees 06 minutes 55 seconds East a distance of 6.00 feet; thence South 89 degrees 51 minutes 34 seconds East a distance of 37.35 feet; thence North 42 degrees 24 minutes 01 second East a distance of 24.75 feet; thence North 00 degrees 06 minutes 55 seconds East a distance of 442.68 feet; thence South 89 degrees 53 minutes 05 seconds East a distance of 11.00 feet to the east line of said common element; thence South 00 degrees 06 minutes 55 seconds West along said east line a distance of 106.00 feet; thence North 89 degrees 53 minutes 05 seconds West a distance of 5.00 feet; thence South 00 degrees 06 minutes 55 seconds West a distance of 339.00 feet; thence South 42 degrees 24 minutes 01 second West a distance of 29.73 feet; thence North 89 degrees 51 minutes 34 seconds West a distance of 40.00 feet to the point of beginning.

Parcel 4 - Diamond Path Place Association, Inc. - CIC #603

Highway easement 465 square feet

A permanent easement for highway purposes over, under, and across the West

93.00 feet of the South 5.00 feet of the designated common element of CIC Number 603, known as Lot 1, Block 1, Diamond Path Fifth Addition, according to the recorded plat thereof, Dakota County, Minnesota.

Temporary easement 578 square feet

A temporary easement for highway purposes over, under, and across that part of the designated common element of CIC Number 603, known as Lot 1, Block 1, Diamond Path Fifth Addition, according to the recorded plat thereof, Dakota County, Minnesota, lying southerly and westerly of the following described line: Commencing at the southwest corner of said Lot 1; thence North 00 degrees 06 minutes 55 seconds East, assumed bearing along the west line of said Lot 1, a distance of 25.00 feet to the point of beginning of the line to be described; thence South 44 degrees 53 minutes 07 seconds East a distance of 21.21 feet; thence South 89 degrees 53 minutes 07 seconds East a distance of 78.00 feet; thence South 00 degrees 06 minutes 53 seconds West a distance of 10.00 feet to the south line of said Lot 1 and said line there terminating. Excepting therefrom the West 93.00 feet of the South 5.00 of said Lot 1.

Parcel 5 - Condominium No. 78 VALLEY WAY Village Homeowners Association, Inc. - CIC #78

Temporary easement 1,508 square feet

A temporary easement for highway purposes over, under, and across that part of the designated common element of CIC Number 78, known as Lot 45, Valley Way Village Seventh Addition, according to the recorded plat thereof, Dakota County, Minnesota, lying northerly and westerly of the following described line:

Commencing at the northwest corner of said Lot 45; thence South 89 degrees 53 minutes 02 seconds East, assumed bearing along the north line of said Lot 45, a distance of 93.00 feet to the point of beginning of the line to be described; thence South 00 degrees 06 minutes 52 seconds West a distance of 15.00 feet; thence North 89 degrees 53 minutes 02 seconds West a distance of 78.00 feet; thence South 45 degrees 06 minutes 55 seconds West a distance of 21.21 feet to the west line of said Lot 45 and said line there terminating.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Attorney's Office to initiate quick-take condemnation of the remaining parcels for County Project 31-118 to allow a spring 2026 start date in the event that timely acquisitions by direct negotiations of all parcels do not appear possible.

Ayes: 7

9.13 Resolution No: 25-404

Authorization To Initiate Quick-Take Condemnation For County State Aid Highway 42 (150th Street W) Signal Replacements At Garrett Avenue And Pilot Knob Road, And Garrett Avenue Roadway Improvements In City Of Apple Valley, County Project 42-177

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, to provide a safe and efficient transportation system, Dakota County is partnering with the City of Apple Valley on CP 42-177, is a preliminary and final design project to develop plans and associated services for signal replacements on County State Aid Highway (CSAH) 42 (150th Street W) at Garrett Avenue, a City Street, and at CSAH 31 (Pilot Knob Road), and Garrett Avenue roadway improvements for construction beginning in Spring 2026; and

WHEREAS, Dakota County is the lead agency for CP 42-177, with right of way acquisition necessary in 2025 for construction to begin in the spring of 2026; and

WHEREAS, four private property parcels have been appraised, and first offers are prepared and scheduled to be sent to property owners on 8/15/2025 for a total appraised value of \$292,700; and

WHEREAS, in the event that timely acquisition by direct negotiation of all required parcels does not appear possible, it is necessary for the County Board to authorize the County Attorney's Office to initiate quick-take condemnation of the remaining parcels to allow for a spring 2026 start date for CP 42-177; and

WHEREAS, parcels that have been settled through negotiation prior to the date required for filing the condemnation petition will not be included; and

WHEREAS, the following acquisitions are necessary to proceed with CP 42-177:

Parcel 4 - Realty Income Properties 3, LLC 01-65800-01-010

Highway easement 4,590 square feet

A permanent easement for highway purposes over the west 13.00 feet of Lot 1, Block 1, SA Addition, according to the recorded plat thereof, Dakota County, Minnesota.

Temporary easement 4,943 square feet

A temporary easement for highway purposes over the east 14.00 feet of the west 27.00 feet of Lot 1, Block 1, SA Addition, according to the recorded plat thereof, Dakota County, Minnesota.

Parcel 5 - SB3, LLC 01-11730-01-026

Highway easement 1,055 square feet

A permanent easement for highway purposes over the east 5.00 feet of Lot 2, Block 1, Apple Valley Commercial Addition, according to the recorded plat thereof, Dakota County, Minnesota.

Temporary easement 2,110 square feet

A temporary easement for highway purposes over the west 10.00 feet of the east 15.00 feet of Lot 2, Block 1, Apple Valley Commercial Addition, according to the recorded plat thereof, Dakota County, Minnesota.

Parcel 6 - MMPF III Woodbury, MN, LLC 01-11731-01-010

Highway easement 1,894 square feet

A permanent easement for highway purposes over the west 9.00 feet of Lot 1, Block 1, Apple Valley Commercial Second Addition, according to the recorded plat thereof, Dakota County, Minnesota.

Temporary easement 1,684 square feet

A temporary easement for highway purposes over the east 8.00 feet of the west 17.00 feet of Lot 1, Block 1, Apple Valley Commercial Second Addition, according to the recorded plat thereof, Dakota County, Minnesota.

Parcel 20 - First Bank National Association 01-71001-01-010

Highway easement 1,163 square feet

A permanent easement for highway purposes over that part of Lot 1, Block 1, Southport Second Addition, according to the recorded plat thereof, Dakota County, Minnesota described as follows: Beginning at the northeast corner of said Lot 1; thence south along the east line of said Lot 1 a distance of 25.00 feet; thence northwesterly to a point on the north line of said Lot 1 said point being 25.00 feet west of said northeast corner; thence east along said north line of Lot 1 a distance of 25.00 feet to the point of beginning together with the north 10.00 feet of the east 105.00 feet of said Lot 1.

Temporary easement 558 square feet

A temporary easement for highway purposes over that part of Lot 1, Block 1, Southport Second Addition, according to the recorded plat thereof, Dakota County, Minnesota described as follows: Beginning at the northeast corner of said Lot 1; thence south along the east line of said Lot 1 a distance of 32.00 feet; thence northwesterly to a point on the north line of said Lot 1 said point being 32.00 feet west of said northeast corner; thence east along said north line a distance of 32.00 feet to the point of beginning together with the north 15.00 feet of the east 105.00 feet of Lot 1 EXCEPTING from said temporary easement any part of said Lot 1 taken for permanent highway easement as part of this same project.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Attorney's Office to initiate quick-take condemnation of the remaining parcels for CP 42-177 to allow a spring 2026 construction start date in the event that timely acquisitions by direct negotiations of all parcels do not appear possible.

Ayes: 7

9.14 Resolution No: 25-405

Authorization To Submit Applications For 2025 Minnesota Highway Freight Program For County State Aid Highway 46 From Trunk Highway 3 To US 52, County Project 99-13, And For County State Aid Highway 50/County State Aid Highway 5 and Interstate 35 Interchange, County Project 50-33

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, the Minnesota Department of Transportation is requesting project submittals for the Minnesota Highway Freight Program (MHFP); and

WHEREAS, the MHFP grant program funds up to 80 percent of project construction costs; and

WHEREAS, the County State Aid Highway (CSAH) 46 two-to-four lane expansion project, County Project 99-013, will improve first and last mile freight mobility, accommodate future growth, support economic development opportunities, promote safety, and enhance multimodal connections; and

WHEREAS, County Project 50-33, the Interstate 35 and County State Aid Highway (CSAH) 50 interchange project, will improve freight capacity and general mobility, accommodate future growth and support economic development opportunities, promote safety, and enhance multimodal connections; and

WHEREAS, federal funding of projects reduces the burden on local taxpayers for regional improvements; and

WHEREAS, project submittals are due on September 3, 2025; and

WHEREAS, the project proposed is consistent with the adopted Dakota County 2040 Transportation Plan; and

WHEREAS, the Metropolitan Council has indicated its support of these project submittals; and

WHEREAS, subject to funding awards for the CSAH 46 two-to-four lane expansion project, County Project 99-013, and CSAH 50/CSAH 5 and I-35, the Dakota County Board of Commissioners would be asked to consider acceptance of grant funds and authorization to execute a grant agreement at a future meeting.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to submit applications for County Project 99-013, the County State Aid Highway (CSAH) 46 two-to-four lane expansion project from Trunk Highway 3 to US 52 and County Project 50-033, CSAH 50/CSAH 5 and Interstate 35 to the Minnesota Department of Transportation for the Minnesota Highway Freight Program.

Ayes: 7

9.15 Resolution No: 25-406

Authorization To Amend Contract With Valley Paving, Inc., And Amend 2025 Capital Improvement Program Budget For 2025 Preservation Of Paved Highway Surface Project

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, to promote a safe and efficient transportation system, Dakota County proceeded with the 2025 Preservation of Paved Highway Surface project; and

WHEREAS, the 2025 preservation work included resurfacing of county roads; and

WHEREAS, the work began in June 2025 and will continue through October 2025; and

WHEREAS, by Resolution No. 25-053 (January 21, 2025), the project was awarded to Valley Paving, Inc., in the amount of \$5,576,946.12; and

WHEREAS, construction costs have increased by \$349,803.44 or 6.3 percent due to a design change and higher quantities of pavement resurfacing; and

WHEREAS, staff recommends authorizing a contract amendment in the amount of \$349,803.44 for a revised contract amount of \$5,926,749.56, and a budget amendment of \$349,803.44.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the contract amendment and authorizes the Physical Development Director to execute a contract amendment with Valley Paving, Inc., for the 2025 Preservation of Paved Highway Surface project, in the amount of \$349,803.44, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the 2025 Capital Improvement Program Adopted Budget is hereby amended as follows:

Revenue

CP 11-32 - TAA	\$225,824
CP 91-34 - TAA	\$123,981
2025 Paved Highway Surface - TAA	<u>(\$349,805)</u>
Total Revenue	\$0

Expense

CP 11-32	\$225,824
CP 91-34	\$123,981
2025 Paved Highway Surface Set-aside	<u>(\$349,805)</u>
Total Expense	\$0

Ayes: 7

10. Public Services and Revenue

10.1 Resolution No: 25-407

Acceptance Of Gifts To Dakota County Library

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, pursuant to Policy 1570 Gift Acceptance and adopted Donation Plan (Resolution No. 24-101; February 27, 2024), the Dakota County Board of

Commissioners must approve and accept gifts to the Dakota County Library with a value greater than \$1,500; and

WHEREAS, the Eagan Rotary Club donates \$3,522.28 for the purchase of books for the Sherris Book Program for the Eagan 1st graders; and

WHEREAS, the Friends of the Wescott Library donates \$3,895.00 for the Friendly Hills and Homeschool STEM Programs Series, and donates \$2,417.63 for the replacement BackJack Chairs for the youth programs at the Wescott Library; and

WHEREAS, these donations will greatly enrich the capacity of Dakota County Library to offer valuable materials and programs to customers; and

WHEREAS, the Dakota County Library Advisory Committee supports acceptance of these gifts.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby accepts \$3,522.28 from Eagan Rotary Club, \$3,895.00 from the Friends of the Wescott Library, and \$2,417.63 from the Friends of the Wescott Library; and

BE IT FURTHER RESOLVED, That the adopted 2025 budget be amended as follows:

Revenue

Eagan Rotary Club	\$3,522
Wescott Gifts	\$3,895
Wescott Gifts_	<u>\$2,418</u>
Total Revenue	\$9,835

Expense

Eagan Rotary Club	\$3,522
Wescott Gifts	\$3,895
Wescott Gifts	<u>\$2,418</u>
Total Expense	\$9,835

Ayes: 7

REGULAR AGENDA

11. Community Services

11.1 Resolution No: 25-408

Proclamation Of Child Support Awareness Month In Dakota County

Motion: Laurie Halverson

Second: Joe Atkins

Amy Shillings, Deputy Director-Child Support, briefed this item and responded to questions.

WHEREAS, August is recognized as Child Support Awareness month; and

WHEREAS, this year celebrates the 50th anniversary of the Child Support Program; and

WHEREAS, Child Support provides support to families, ensuring that children receive financial and medical support; and

WHEREAS, services Dakota County provides include locating, initiating court orders, determining paternity, establishing court orders, collecting and distributing support, and reviewing, modifying, and enforcing orders.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby proclaims August 2025 as Child Support Awareness Month in Dakota County recognizing the vital work of child support professionals.

Ayes: 7

11.2 Resolution No: 25-409

Update On Opioid Settlement Funds And Proclamation Of August As Overdose Awareness Month In Dakota County

Motion: Joe Atkins

Second: Mary Hamann-Roland

Erin Carder, Deputy Director-Public Health; Emily Schug, Social Services Director and Sheriff Joe Leko briefed this item and responded to questions.

WHEREAS, August is International Overdose Awareness Month, a global initiative aimed at raising awareness about overdose prevention and honoring those impacted by Substance Use Disorder (SUD); and

WHEREAS, the misuse of alcohol and other drugs are important risk factors for chronic disease, disability, and death in the United States; and

WHEREAS, according to the Minnesota Department of Health, in 2023, there were a total of sixty deaths due to drug overdose in Dakota County, which was a slight increase from 2022; and

WHEREAS, emergency room visits for non-fatal drug overdoses are also on the rise; and

WHEREAS, Dakota County staff, in partnership with other organizations, are committed to building public awareness and addressing stigma as important steps in supporting people to access treatment and support for both mental health and SUD; and

WHEREAS, to that end, Dakota County staff are engaging in a variety of efforts throughout August to promote education, prevention, and support resources; and

WHEREAS, these include community events, training sessions on the use of naloxone (a life-saving medication that can reverse opioid overdoses), and public messaging campaigns designed to reduce stigma and encourage open conversations about substance use; and

WHEREAS, by fostering a more informed community, Dakota County aims to save lives, support recovery, and honor those who have been affected by overdose; and

WHEREAS, staff will provide an update on opioid settlement funds, as well as SUD resources and initiatives, including initiatives focused on awareness, education, and prevention.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby proclaims August as Overdose Awareness Month in Dakota County and supports efforts to promote overdose awareness, evidence-based prevention education, and access to services and supports to serve the mental health and substance use needs of the residents of Dakota County; and

BE IT FURTHER RESOLVED, That in observance of this proclamation, the Northern Service Center and Dakota County Crisis and Recovery Center be lit up in purple on August 31, 2025, International Overdose Awareness Day and Dakota County residents, businesses, and city partners are also encouraged to shine a purple light to honor those who have been affected by overdose.

Ayes: 7

12. Closed Executive Session

12.1 Resolution No: 25-410

Approval Of Purdue Pharma Chapter 11 Bankruptcy Plan And Authorization Of Settlements With Sackler Family And Generic Opioid Manufacturers In Multi-District Litigation - MDL 2804

Motion: Joe Atkins

Second: Laurie Halverson

This item did not go into closed session. The Board approved per confidential memo from County Attorney's Office.

WHEREAS, Dakota County has filed a lawsuit against opioid drug manufacturers and distributors seeking compensation for the extensive costs to the County caused by the opioid addiction epidemic and the harm inflicted upon Dakota County residents by this crisis; and

WHEREAS, Dakota County's lawsuit along with more than 2,400 other lawsuits commenced by local governments and Indian Tribes have been consolidated into a Multi District Litigation group managed by the Federal District Court for the Northern District of Ohio Multi-District (MDL 2804); and

WHEREAS, Purdue Pharma, L.P. is a defendant in Dakota County's lawsuit; and

WHEREAS, Purdue Pharma, L.P. filed bankruptcy (*In Re Purdue Pharma, L.P., et al.*, Case No. 19-23649 (RDD) (Bankr. S.D.N.Y.)) to halt any pending civil litigation against it; and

WHEREAS, a Chapter 11 plan of reorganization has been filed, after years of negotiation and mediation, and a disclosure statement provided to creditors in order for the creditors to be able to make informed decisions on whether to approve or reject the proposed plans of reorganization; and

WHEREAS, the reorganization plans include payments to states and local governments to redress extensive costs caused and harm inflicted by the opioid addiction epidemic as detailed in the respective plans; and

WHEREAS, a ballot accepting or rejecting the Purdue Pharma, L.P. plan must be cast on or before September 30, 2025, 4:00 (ET); and

WHEREAS the plan contemplates certain Sackler Parties, as defined in the bankruptcy and plan, contributing payments up to \$7 billion in exchange for release of liability; and

WHEREAS, Dakota County's national counsel, Motley Rice LLC, has recommended the County cast ballots to approve the plans and execute the releases as further litigation will be uncertain and time consuming while forgoing the certainty provide by the bankruptcy plan and settlement; and

WHEREAS, the bankruptcy plan and associated releases for the certain Sackler parties represent fair and equitable resolutions of the opioid-related claims against Purdue Pharma, L.P. when considering the totality of the circumstances; and

WHEREAS, proposed nationwide settlement agreements have been reached to resolve opioid litigation brought by states, local political subdivisions, and special districts against nine generic opioids manufacturers in the MDL 2804; and

WHEREAS, the defendants involved in the settlement agreements are Alvogen Inc., Amneal Pharmaceuticals, Inc., Apotex Inc., Hikma Pharmaceuticals USA, Inc., Indivior Inc, Mylan Pharmaceuticals Inc., Sandoz Inc., Sun Pharmaceuticals, Inc. and Zydus Pharmaceuticals, Inc. (the "Generic Opioid Manufacturers"); and

WHEREAS, Dakota County's national counsel, Motley Rice LLC, has recommended the County participate in the proposed Generic Opioid Manufacturers settlements as further litigation will be uncertain and time consuming while forgoing the certainty provide by the settlements; and

WHEREAS, the proposed Generic Opioid Manufacturers settlements represent fair and equitable resolutions of the opioid-related claims against the Generic Opioid Manufacturers when considering the totality of the circumstances.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes County staff to complete all tasks necessary to submit a ballot approving the bankruptcy reorganization plan in *In Re Purdue Pharma, L.P., et al.*, Case No. 19-23649 (RDD) (Bankr. S.D.N.Y.) and execute all other necessary documents, including releases, contemplated by the Plan to maximize the settlement amounts on behalf of Dakota County, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners supports and opts in to the multistate settlements with the Generic Opioid Manufacturers; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners authorizes County staff to execute all necessary documents to ensure County participation in the multistate Generic Opioid Manufacturers settlements, including any settlement agreements and releases, subject to approval by the County Attorney's Office as to form.

Ayes: 7

13. Interagency Reports/Commissioner Updates

Interagency reports and Commissioner updates were presented.

14. County Manager's Report

County Manager Heidi Welsch gave a back to school update and shared how the County partners with Independent School Districts in many aspects (Public Health, Public Safety, etc.).

15. Information

15.1 Information

See Attachment for future Board meetings and other activities.

16. Adjournment

16.1 Resolution No: 25-411

Adjournment

Motion: Mary Hamann-Roland

Second: William Droste

On a motion by Commissioner Hamann-Roland, seconded by Commissioner Droste, the meeting was adjourned at 10:05 a.m.

Ayes: 7

Mike Slavik
Chair

ATTEST

Heidi Welsch
County Manager