



Dakota County

Board of Commissioners

Minutes

Tuesday, November 12, 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 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 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: 24-539
Approval of Agenda (Additions/Corrections/Deletions)

Motion: Laurie Halverson

Second: Mary Hamann-Roland

Ayes: 7

5. Presentation

5.1 Minnesota Juvenile Detention Association Juvenile Services Center Worker of the Year Award

Juvenile Service Center Superintendent Matt Bauer gave a brief overview of the award and the award recipient. Juvenile Service Center Probation Officer Ryan Lemke was presented with the Juvenile Services Center Worker of the Year Award.

CONSENT AGENDA

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

6. County Administration - Approval of Minutes

6.1 Resolution No: 24-540
Approval of Minutes of Meeting Held on October 29, 2024

Motion: Mary Hamann-Roland Second: William Droste

Ayes: 7

7. County Board/County Administration

7.1 Resolution No: 24-541
Authorization To Amend Contract With Deloitte Consulting For Benefits Consulting Services In 2024

Motion: Mary Hamann-Roland Second: William Droste

WHEREAS, Deloitte Consulting has been the County’s benefits consultant for over 25 years; and

WHEREAS, in 2024 Deloitte assisted the County with issuing a Request for Proposals (RFP) to assess and select a third-party medical vendor to administer the County’s self-insured medical plan; and

WHEREAS, the complexity of a medical RFP requires the services of an experienced benefits consultant; and

WHEREAS, the required work for the medical RFP required more time from Deloitte than anticipated to ensure the top vendor was chosen with little disruption for our employees; and

WHEREAS, the initial 2024 contract with Deloitte was set at \$99,000; and

WHEREAS, services required from Deloitte to adequately issue the RFP and analyze responses, along with other services provided by Deloitte to the County throughout the year, will total \$133,000; and

WHEREAS, an amendment of \$34,000 is required to the County’s contract with Deloitte. Deloitte’s professional fees are based on an estimate of the actual time spent on the project and the billing rate of team members who perform the work.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Human Resources Director to amend the contract with Deloitte Consulting LLP for consulting services from \$99,000 to not exceed \$133,000, substantially as presented on November 12, 2024 and subject to approval by the County Attorney’s Office as to form.

Ayes: 7

8. Enterprise Finance and Information Services

8.1 Resolution No: 24-542

Authorization To Amend Fiber Optic Indefeasible Right To Use Agreement With City Of South St. Paul

Motion: Mary Hamann-Roland

Second: William Droste

WHEREAS, on August 13, 2024, the Dakota County Board of Commissioners adopted Resolution No. 24-407, authorizing the Enterprise Finance and Information Services Director to execute an Indefeasible Right to Use Agreement with the City of South St. Paul for use of the jointly built institutional network; and

WHEREAS, as part of the project approved by Resolution No. 24-407, The City of South St Paul granted Dakota County the right to own 144 strands in the City's fiber optic cable; and

WHEREAS, this amended authorization is intended to clarify that the Indefeasible Right to Use Agreement shall include authorization for the City of South St. Paul to install and maintain fiber optic cable within the County's conduit.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Enterprise Finance and Information Services Director to execute an amended Indefeasible Right to Use Agreement with the City of South St. Paul for use of the jointly built institutional network through which the City of South St. Paul will grant Dakota County the right to own 144 fibers and Dakota County will grant the City of South St. Paul the right to install and maintain fiber optic cable segments within conduit owned by the County, subject to approval by the County Attorney's Office as to form.

Ayes: 7

8.2 Resolution No: 24-543

Authorization To Execute Contract Amendment With DLT Solutions, LLC For Additional Enterprise Resource Planning Software Licenses

Motion: Mary Hamann-Roland

Second: William Droste

WHEREAS, on June 26, 2020 Dakota County staff issued a Request for Proposal (RFP) for an Enterprise Resource Planning (ERP) Solution with implementation services; and

WHEREAS, by July 24, 2020 sixteen proposals were received by the County in response to the RFP; and

WHEREAS, the proposal submitted by Sierra-Cedar, LLC for the Oracle Enterprise Resource Planning, Human Capital Management and Enterprise

Performance Management Cloud applications was found to be the best solution to meet or exceed Dakota County's requirements as specified in the RFP and provide the best value to the County; and

WHEREAS, the County entered into a Master Services Agreement and Statement of Work with Sierra-Cedar, LLC to provide the implementation, training and support services required; and

WHEREAS, the County entered into a contract with DLT Solutions, LLC for Oracle software licenses for an annual amount not to exceed \$511,112 (including 10% contingency), renewing each year for five years; and

WHEREAS, the County went live with the new system on January 3, 2023; and

WHEREAS, the County has determined a need for additional licenses beyond what was originally estimated; and

WHEREAS, the County has worked with DLT Solutions, LLC to provide an estimate for the new licenses; and

WHEREAS, the County amended the DLT Solutions, LLC contract in February 2024 to a not to exceed amount of \$590,103; and

WHEREAS, upon further review of licenses with DLT Solutions, LLC, the County has determined an additional amendment is needed.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Enterprise Finance and Information Services Director to execute a contract amendment with DLT Solutions, LLC for an additional \$39,100 and 2024 total contract amount not to exceed \$629,203 for additional Enterprise Resource Planning software licenses, subject to approval by the County Attorney's Office as to form.

Ayes: 7

- 8.3** Resolution No: 24-544
Authorization To Execute Contract With Minnesota Department Of Public Safety For 2024-2026 Allied Radio Matrix For Emergency Response (ARMER) Grant Program And Authorization To Amend 2024 Risk Management Budget

Motion: Mary Hamann-Roland

Second: William Droste

WHEREAS, the Minnesota Department of Public Safety, Division of Emergency Communication Networks (DPS-ECN), has been provided funding from the Minnesota state government. Authority for this grant program is provided to DPS-ECN in the 2023 Minnesota Session Laws, Chapter 52, Article 2, Section 3, Subdivision 9(e), titled Statewide Public Safety Radio Communication System Equipment Grants; and

WHEREAS, Dakota County desires to improve communications, interoperability,

and situational awareness between first responders during incidents and emergencies in Dakota County; and

WHEREAS, the State of Minnesota, acting through the Minnesota Department of Public Safety, Division of Emergency Communication Networks, has awarded a 2024 - 2026 Allied Radio Matrix for Emergency Response (ARMER) Grant in the amount of \$40,000 to Dakota County for the period of November 1, 2024, through June 30, 2026.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Enterprise Finance and Information Services Director to execute a contract with the Minnesota Department of Public Safety, Division of Emergency Communication Networks, for the 2024 - 2026 Allied Radio Matrix for Emergency Response (ARMER) Grant in the amount of \$40,000 for the period of November 1, 2024, through June 30, 2026, 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 Office of Risk Management 2024 budget as follows:

Expense	
Capital Expenditure	<u>\$40,000</u>
Total Expense	\$40,000
Revenue	
224 ARMER Grant	<u>\$40,000</u>
Total Revenue	\$40,000

Ayes: 7

9. Physical Development

9.1 Resolution No: 24-545

Authorization To Execute Professional Design Service Contract With HKGI For Site Improvements In Miesville Ravine Park Reserve

Motion: Mary Hamann-Roland

Second: William Droste

WHEREAS, the 2024-2028 Parks Capital Improvement Program (CIP) Adopted Budget includes a project to design and construct site developments making MRPR a better place to serve the adjacent communities; and

WHEREAS, the scope of the work includes professional services for design through construction administration; and

WHEREAS, a Request for Proposals was prepared and issued to the public via the internet on September 27, 2024; and

WHEREAS, four Proposals were received on October 17, 2024; and

WHEREAS, following the Proposal evaluations, staff invited three consultant firms to interview for this project on October 31, 2024; and

WHEREAS, following the interviews, staff reached a unanimous decision to recommend HKGI as the consultant firm to provide the specified professional design services for this project; and

WHEREAS, HKGI has submitted a total fee proposal of \$ 173,945 for professional design services; and

WHEREAS, the Park Capital Improvement Program (CIP) budget includes \$250,000 for soft cost for professional services as well as other consultant services.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Facilities Director to execute a contract with HKGI to perform professional services for the Site Improvement project in Miesville Ravine Park Reserve in an amount not to exceed \$ 173,945, subject to approval by the County Attorney’s Office as to form.

Ayes: 7

9.2 Resolution No: 24-546
Approval Of Final Plats Recommended By Plat Commission

Motion: Mary Hamann-Roland Second: William Droste

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:

- | | |
|--------------------------------------|-----------|
| DEER CREEK | Empire |
| EMERALD ISLE 4TH ADDITION | Rosemount |
| WEST PUBLISHING COMPANY 8TH ADDITION | Eagan |
| PUMPKIN CREEK | Lakeville |

Ayes: 7

- 9.3** Resolution No: 24-547
 Authorization To Execute Joint Powers Agreement With City Of Eagan For Design And Construction Of Trails Along County Highways, County Projects 31-112 And 43-057

Motion: Mary Hamann-Roland Second: William Droste

WHEREAS, to promote a safe and efficient multi-modal transportation system, the County is partnering with the City of Eagan to design and construct multi-use trails along County State Aid Highway (CSAH) 31 (Pilot Knob Road) and CSAH 43 (Lexington Avenue), County Projects 31-112 and 43-057; and

WHEREAS, the City of Eagan is the lead agency for the preliminary engineering of the Projects; and

WHEREAS, Dakota County is the lead agency for design, right of way, and construction; and

WHEREAS, costs for preliminary engineering, design, right of way and construction will be shared 85 percent County funds and 15 percent City funds for trail segments along County Highways in accordance with adopted County Cost Share Policy F1 Roadway; and

WHEREAS, a joint powers agreement with the City of Eagan is needed to define project responsibilities and cost share for County Projects 31-112 and 43-057.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute a joint powers agreement with the City of Eagan to identify costs and responsibilities in accordance with County policy for preliminary engineering, design, right of way, and construction of multi-use trails along County State Aid Highway 31 and County State Aid Highway 43 in the City of Eagan, subject to approval by the County Attorney's Office as to form.

Ayes: 7

- 9.4** Resolution No: 24-548
 Authorization To Execute Railroad Flaggers Contract Second Amendment With National Railroad Safety Services On Railroad Bridge In Castle Rock Township, County Project 86-34

Motion: Mary Hamann-Roland Second: William Droste

WHEREAS, to promote a safe and efficient transportation system throughout the county, Dakota County is reconstructing the segment of County State Aid Highway (CSAH) 86 from CSAH 23 (Galaxie Avenue) to Trunk Highway 3; and

WHEREAS, this project includes the replacement of the existing timber railroad bridge; and

WHEREAS, by Resolution No. 24-271 (June 11, 2024), the County Board approved a contract with National Railroad Safety Services (NRSS) to provide the job of flagging (monitoring trains on the active track) while working in the railroad right of way; and

WHEREAS, work on the bridge began in March 2024 and is ongoing; and

WHEREAS, while the bridge is under construction, Union Pacific Railroad-approved flaggers are required; and

WHEREAS, staff recommends authorizing execution of an amendment to the contract with NRSS in the amount of \$190,000 for additional flagging needs; and

WHEREAS, the amended contract amount is \$465,000; and

WHEREAS, sufficient funds are available in the 2020 Transportation Capital Improvement Program Adopted Budget for the recommended contract amendment.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute a second amendment to the contract with National Railroad Safety Services Inc. in the amount of \$190,000 for additional anticipated flagging costs, subject to approval by the County Attorney's Office as to form.

Ayes: 7

- 9.5** Resolution No: 24-549
Authorization To Enter Into Cooperative Agreement For Cost Participation To Replace I-35W Bridge Over County State Aid Highway 32 And I-35W Interchange Improvements At County State Aid Highway 42, County Projects 32-115 And 42-164 In Burnsville

Motion: Mary Hamann-Roland

Second: William Droste

WHEREAS, to promote a safe and efficient transportation system throughout Dakota County, the County is a participant with the City of Burnsville and the Minnesota Department of Transportation (MnDOT) to implement County Project (CP) 32-115 and CP 42-164; and

WHEREAS, MnDOT will be leading construction in 2025-2026 of CP 32-115, the I-35W bridge replacement over County State Aid Highway (CSAH) 32 or Cliff Road, and CP 42-164, improvements to the I-35W interchange with CSAH 42, as parts of the I-35W Burnsville project extending from CSAH 32 (Cliff Road) to I-35E; and

WHEREAS, MnDOT and the City of Burnsville are cooperating with the County on all stages of CP 32-115 and CP 42-164; and

WHEREAS, the MnDOT cost participation policy for trunk highway bridges covers up to 80 percent of a locally preferred functional cost increase, and Dakota County and Burnsville prefer a functional enhancement to the new I-35W bridge span length over CSAH 32 (CP 32-115) resulting in a net estimated local cost for bridge enhancement of \$306,000, plus \$56,100 estimated for multiuse trail improvements, total of \$362,100 to be shared at 85 percent by Dakota County and 15 percent by the City of Burnsville; and

WHEREAS, MnDOT awarded \$3,100,000 to CP 42-164 under the Transportation Economic Development grant program; and

WHEREAS, Dakota County Board Resolutions No. 23-429 (September 26, 2023) and No. 24-312 (June 25, 2024) approved a local cost share of Dakota County funds for 70 percent of the estimated net local construction cost of \$2,305,600 after the grant award to complete construction of CP 42-164, with City of Burnsville funds for 30 percent of that same net local cost, in accordance with adopted County Policy; and

WHEREAS, Dakota County has coordinated other CSAH 42 design elements with MnDOT and the City of Burnsville, which are not part of CP 42-164, including trail replacement and a new signal to the east (at the I-35W northbound entrance ramp) totaling \$491,300, to be subject to three-party cost shares or two-party (MnDOT and County) cost shares based on MnDOT and Dakota County cost participation policies; and

WHEREAS, Dakota County staff is working with MnDOT and City of Burnsville staff to finalize a three-party Cooperative Agreement addressing all details and payment terms for estimated cost participation as described above, with actual costs for project construction to ultimately apply.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes entering into a cooperative agreement with the Minnesota Department of Transportation and the City of Burnsville to address cost participation for County Project 32-115 and County Project 42-164, with Dakota County costs for County Project 32-115 based on the Minnesota Department of Transportation cost participation policy for trunk highway bridge replacement with locally preferred enhancement, Dakota County and Burnsville costs for County Project 42-164 to be based on project traffic served as in prior agreements (70% County/30% City after grant award), and costs for other County State Aid Highway 42 design elements east of County Project 42-164 to be based on Minnesota Department of Transportation and Dakota County cost participation policies, subject to approval by the County Attorney's Office as to form.

Ayes: 7

- 9.6** Resolution No: 24-550
Approval Of Right Of Way Acquisition And Quick-Take Condemnation And Authorization To Amend 2024 Budget For County State Aid Highway 42 Federal Mill And Overlay In City Of Apple Valley, County Project 42-172

Motion: Mary Hamann-Roland

Second: William Droste

WHEREAS, Dakota County is proceeding with County Project (CP) 42-172, the County State Aid Highway (CSAH) 42 federal mill and overlay and Americans with Disabilities Act (ADA) improvements in the city of Apple Valley; and

WHEREAS, Dakota County is the lead agency for design, right of way acquisition, and construction for CP 42-172; and

WHEREAS, construction is scheduled to occur in 2025; and

WHEREAS, right of way acquisition is necessary to allow for construction to begin as scheduled; and

WHEREAS, the following acquisitions are necessary to proceed with CP 42-172:

Parcel 2 - Grace Lutheran Church - PID 01-03300-03-010

Highway easement 125 square feet

A permanent easement for highway purposes over the south 5.00 feet of the north 85.00 feet of the west 25.00 feet of the east 101.86 feet of the Northwest Quarter of the Northeast Quarter of Section 33, Township 115 North, Range 20 West, Dakota County, Minnesota.

Parcel 3 - Centro Bradley Southport - PID 01-71050-01-020

Highway easement 210 square feet

A permanent easement for highway purposes over the north 10.00 feet of the east 21.00 feet of Lot 2, Block 1, Southport Centre, according to the recorded plat thereof, Dakota County, Minnesota.

Temporary easement 410 square feet

A temporary easement for highway purposes over the north 20.00 feet of the east 31.00 feet of Lot 2, Block 1, Southport Centre, according to the recorded plat thereof, Dakota County, Minnesota EXCEPTING from said easement the north 10.00 feet of the east 21.00 feet of said Lot 2.

Parcel 7 SCP 2006 C23 178 LLC PID 01-71000-01-010

Temporary easement 72 square feet

A temporary easement for highway purposes over the north 10.00 feet of the west 7.19 feet of the east 34.19 feet of Lot 1, Block 1, Southport First Addition, according to the recorded plat thereof, Dakota County, Minnesota.

Parcel 8 Dakota Electric Assoc PID 01-03400-03-011

Highway easement 215 square feet

A permanent easement for highway purposes over the south 28.00 feet of the north 103.00 feet of the east 24.00 feet of the west 74.00 feet of the Northwest Quarter of the Northeast Quarter of Section 34, Township 115 North, Range 20 West, Dakota County, Minnesota together with that part of said Northwest Quarter of the Northeast Quarter described as follows: Beginning at the northeast corner of the previous described easement thence east along the south line of the north 75.00 feet of said Northwest Quarter of the Northeast Quarter a distance of 13.07 feet; thence southwesterly a distance 17.95 feet to a point on the east line of said west 74.00 feet of the Northwest Quarter of the Northeast Quarter, said point being 12.21 feet south of the point of beginning; thence north along said east line a distance of 12.21 to the point of beginning.

Except that part lying within City of Apple Valley right of way easements recorded as Document Numbers 937108 and 1528615.

Parcel 9 USPP Fischer Mkt Place LLC PID 01-26906-01-010

Highway easement 150 square feet

A permanent easement for highway purposes over that part of Lot 1, Block 1, Fischer Market Place 7th Addition, according to the recorded plat thereof, Dakota County, Minnesota described as follows:

Beginning at the southwest corner of said Lot 1; thence north along the west line of said Lot 1 a distance of 15.00 feet; thence southeasterly a distance 24.96 feet to a point on the south line of said Lot 1 said point being 20.00 east of the point of beginning; thence west on said south line a distance of 20.00 feet to the point of beginning.

Temporary easement 100 square feet

A temporary easement for highway purposes over the south 10.00 feet of the east 10.00 feet Lot 1, Block 1, Fischer Market Place 7th Addition, according to the recorded plat thereof, Dakota County, Minnesota.

Parcel 10 USPP Fischer Mkt Place LLC PID 01-26904-01-010

Temporary easement 340 square feet

A temporary easement for highway purposes over the south 10.00 feet of the west 10.00 feet Lot 1, Block 1, Fischer Market Place 5th Addition, according to the recorded plat thereof, Dakota County, Minnesota together with a temporary easement for highway purposes over the south 10.00 feet of the east 24.00 feet of said Lot 1.

Parcel 11 Storage Equities Inc. PID 01-03400-01-032

Highway easement 312 square feet

A permanent easement for highway purposes over the north 16.00 feet of the east 17.00 feet and the north 5.00 of the west 8.00 feet of the east 25.00 feet of the following described property:

The north 500.00 feet of the east 645.00 feet of the Northwest Quarter of the Northeast Quarter, and the west 40.00 feet of the south 425.00 feet of the north 500.00 feet of the Northwest Quarter of the Northeast Quarter in Section 34, Township 115 North, Range 20 West, Dakota County, Minnesota.

Temporary easement 88 square feet

A temporary easement for highway purposes over the south 11.00 feet of the north 16.00 feet of the west 8.00 feet of the east 25.00 feet of the following described property:

The north 500.00 feet of the east 645.00 feet of the Northwest Quarter of the Northeast Quarter, and the west 40.00 feet of the south 425.00 feet of the north 500.00 feet of the Northwest Quarter of the Northeast Quarter in Section 34, Township 115 North, Range 20 West, Dakota County, Minnesota.

Parcel 12 Pinnacle Ridge LLC PID 01-33302-01-010

Temporary easement 230 square feet

A temporary easement for highway purposes over the north 10.00 feet of the east 23.00 feet of Lot 1, Block 1, Hillcrest Acres 3rd Addition, according to the recorded plat thereof, Dakota County, Minnesota.

Parcel 13 Rockport LLC PID 01-03400-05-050

Highway easement 537 square feet

A permanent easement for highway purposes over the south 10.00 feet of the north 75.00 feet of that part of the Northeast Quarter of the Northeast Quarter of Section 34, Township 115 North, Range 20 West, Dakota County, Minnesota, lying easterly of the easterly right of way of Flagstaff Avenue.

Temporary easement 690 square feet

A temporary easement for highway purposes over that part of the south 46.00 feet of the north 121.00 feet of the Northeast Quarter of the Northeast Quarter of Section 34, Township 115 North, Range 20 West, Dakota County, Minnesota, lying westerly of the east 38.71 feet thereof and lying easterly of the easterly right of way of Flagstaff Avenue.

Parcel 14 Valley Way Village - TH Assoc Common Area (NO PID)Highway easement 100 square feet

A permanent easement for highway purposes over the south 10.00 feet of the east 10.00 feet of Lot 1, Block 1, Valley Way Village, according to the recorded plat thereof, Dakota County, Minnesota.

P15 Valley Pines Townhomes - TH Assoc

Temporary easement 100 square feet

A temporary easement for highway purposes over the south 10.00 feet of the west 10.00 feet of Lot 13, Block 1, Valley Pines, according to the recorded plat thereof, Dakota County, Minnesota.

Parcel 15 CIC NO. 230 - Valley Pines Townhome Association Common Area (NO PID)Temporary easement 100 square feet

A temporary easement for highway purposes over the south 10.00 feet of the west 10.00 feet of Lot 13, Block 1, Valley Pines, according to the recorded plat thereof, Dakota County, Minnesota.

Parcel 16 Echo Way Townhomes - TH Assoc (NO PID)Temporary easement 100 square feet

A temporary easement for highway purposes over the south 10.00 feet of the west 10.00 feet of Lot 1, Block 1, Diamond Path Tenth Addition, according to the recorded plat thereof, Dakota County, Minnesota.

Parcel 17 Anna & Boi Tran PID 01-03600-03-011Temporary easement 660 square feet

A temporary easement for highway purposes over the south 10.00 feet of the

north 75.00 feet of the east 66.00 feet of the west 168.82 feet of the Northwest Quarter of the Northeast Quarter of Section 36, Township 115 North, Range 20 West, Dakota County, Minnesota.

Parcel 18 Daniel Walter Welch II PID 01-03600-05-020

Highway easement 280 square feet

A permanent easement for highway purposes over the south 10.00 feet of the north 75.00 feet of the west 28.00 feet of the east 65.50 feet of the Northwest Quarter of the Northeast Quarter of Section 36, Township 115 North, Range 20 West, Dakota County, Minnesota.

Parcel 19 Village of Prairie Crossing - TH Assoc (NO PID)

Highway easement 1163 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.

; and

WHEREAS, appraisals have been completed for 15 total parcels by Valbridge Property Advisors, Inc.; and

WHEREAS, the total appraised value for CP 42-172 is \$78,115; and

WHEREAS, the cost for right of way acquisition is funded 100 percent by the County for pavement preservation activity per the 2040 Transportation Plan Cost

Participation Policy; and

WHEREAS, the 2024 Transportation Capital Improvement Program (CIP) Adopted Budget requires an amendment to proceed with the first right of way offers for CP 42-172; and

WHEREAS, the County Engineer recommends approval of right of way acquisition for CP 42-172; and

WHEREAS, the County Engineer recommends amending the 2024 Transportation CIP budget.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the appraised value prepared by Valbridge Property Advisors for the right of way acquisition for County Project (CP) 42-172 and authorizes County staff, in its discretion, to share the appraisal data with the respective landowners, including all or portions of the completed appraisals as part of the negotiation process; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby approves the acquisition of right of way for CP 42-172 at the approved appraised values and, in accordance with County policy, authorizes payment from the 2024 Transportation Capital Improvement Program Budget; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Attorney’s Office to initiate quick-take condemnation on the properties identified in the event that timely acquisition by direct negotiations of all properties does not appear possible; and

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

Expense	
Right of way acquisition, CP 42-172	<u>\$78,115</u>
Total Expense	\$78,115

Revenue	
Transportation Right of Way Set-Aside, CP 42-172	<u>\$78,115</u>
Total Revenue	\$78,115

Ayes: 7

- 9.7** Resolution No: 24-551
Approval Of Right Of Way Acquisition And Quick-Take Condemnation For Roundabout At Intersection Of County State Aid Highway 50 (202nd Street West) And Hamburg Avenue In City Of Lakeville, County Project 50-37

Motion: Mary Hamann-Roland

Second: William Droste

WHEREAS, to provide a safe and efficient transportation system, Dakota County monitors intersections for safety or operational issues; and

WHEREAS, the intersection of County State Aid Highway (CSAH) 50 and Hamburg Avenue in Lakeville began exhibiting safety issues with crash trends that are above the statewide average; and

WHEREAS, County staff conducted a traffic analysis for the intersection, and the recommendation from the Intersection Control Evaluation is that a single-lane roundabout be implemented; and

WHEREAS, by Resolution No. 24-071 (February 6, 2024), the County Board authorized an amendment to the 2024 Transportation Capital Improvement Program Budget to include County Project (CP) 50-37 to construct a single-lane roundabout at the intersection of CSAH 50 and Hamburg Avenue in Lakeville; and

WHEREAS, by Resolution No. 24-298 (June 4, 2024), the County Board authorized the execution of a contract with Stonebrooke Engineering Inc. for design services for CP 50-37; and

WHEREAS, engineering design for CP 50-37 has identified right of way needs, including a permanent easement along the corridor; and

WHEREAS, right of way acquisition is needed in order for construction to begin in the summer of 2025 as scheduled; and

WHEREAS, to move forward with CP 50-37, the acquisition of the following parcel as identified in the legal description by the County is necessary to move forward with the Project:

Parcel 1; ANTHONY & BRIANNA LEMPELIUS; PID 22-13714-08-010

A permanent easement for highway purposes over, under, and across that part of Lot 1, Block 8, Berres Ridge 5th Addition, according to the recorded plat thereof, Dakota County, Minnesota, lying southeasterly of the following described line:

Beginning at a point on the east line of said Lot 1 25.00 feet northerly of the southeast corner of said Lot 1; thence southwesterly to a point on the south line of said Lot 1 30.00 feet westerly from said southeast corner and said line there terminating.

Said permanent easement area contains approximately 375 square feet.
; and

WHEREAS, a minimum damage acquisition report has been completed for the parcel by Day Group LLC and offers are being prepared for a total appraised

value of \$5,200; and

WHEREAS, values of the appraised parcel have been presented to the County Board in a confidential spreadsheet; and

WHEREAS, the 2024-2028 Transportation Capital Improvement Program Adopted Budget includes sufficient funding for right of way acquisition.

WHEREAS, in the event that timely acquisition by direct negotiation of the required parcel 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 parcel to allow for construction to be completed.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the minimum damage acquisition value for the acquisition of the identified property interest from the parcel for County Project 50-37 and authorizes County staff, in its discretion, to share minimum damage acquisition data with the respective landowners, including all or portions of the completed parcel as part of the negotiation process; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners approves acquisition of the property associated with the parcel for County Project 50-37 at the approved minimum damage acquisition value and authorizes payment from the 2024 Transportation Capital Improvement Program Adopted Budget; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners authorizes the County Attorney's Office to initiate quick-take condemnation of the parcel in the event that timely acquisition by direct negotiations of the property does not appear possible.

Ayes: 7

10. Public Services and Revenue

10.1 Resolution No: 24-552

Scheduling Of Public Hearing To Receive Comments On 2025 Off Sale Intoxicating Liquor License Applications

Motion: Mary Hamann-Roland

Second: William Droste

WHEREAS, a public hearing is required for the purpose of receiving comments and informing the public on applications for off sale intoxicating liquor licenses; and

WHEREAS, a Notice of the public hearing will be given to all interested parties, Castle Rock Township Clerk, Randolph Township Clerk, and published in the County's Official Newspaper on November 21, 2024.

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

Commissioners hereby schedules a public hearing at 9:00 a.m. on December 3, 2024, in the Boardroom of the Administration Center, 1590 Highway 55, Hastings, Minnesota, to receive comments on all 2025 off sale intoxicating liquor license applications; and

BE IT FURTHER RESOLVED, That the Dakota County Public Service and Revenue Division is hereby directed to publish in the Official County Newspaper, notice of the public hearing and give notice to all interested parties and to any city located within three miles of the premises proposed to be licensed.

Ayes: 7

REGULAR AGENDA

11. Closed Executive Session

11.1 Resolution No: 24-553

Settlement Authority For Acquisition Of Certain Property Rights Necessary For County Projects 26-67 - Parcel TE 9

Motion: Laurie Halverson

Second: Mike Slavik

This item did not go into closed session.

WHEREAS, to provide a safe and efficient transportation system, Dakota County (County) is partnering with the City of Eagan to proceed with County Project (CP) 26-67 (Project); and

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

WHEREAS, by Resolution No. 23-491, the County Board of Commissioners authorized the acquisition of certain properties identified in the resolution and initiation of quick-take eminent domain pursuant to Minn. Stat. §117.042, if necessary, to construct the recommended improvements; and

WHEREAS, to accomplish the Project, the County acquired a temporary easement over real property from Kristin Ann Klein (Landowner), identified by Dakota County Right of Way Map No. 506 as TE 9; and

WHEREAS, the Landowner alleged certain claims against the County concerning encroachment as part of the Project; and

WHEREAS, the parties in this action have agreed to settle all damages caused by the taking whereby the County pays Landowner \$34,000; and

WHEREAS, on November 6, 2024, the Dakota County Attorney's Office provided a confidential memorandum to the Dakota County Board of Commissioners explaining the legal strategy accomplishing Dakota County's acquisition of the property rights identified by Dakota County Right of Way Map No. 506 as TE 9; and

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the full and final settlement with Kristin Ann Klein, for acquisition of property identified in Dakota County Right of Way Map 506 as TE 9 in the total amount of \$34,000 as being in the best interest of Dakota County and authorizes the County Attorney to arrange for final payment of the acquisition amount and to effectuate final settlement of the acquisition .

Ayes: 7

12. Interagency Reports/Commissioner Updates

Interagency reports and Commissioner updates were presented .

13. County Manager's Report

County Manager Heidi Welsch shared that proposed property tax notices will be available soon. If residents are interested in signing up to receive electronic tax statements and value notices, they can sign up on the County website.

14. Information

14.1 Information

See Attachment for future Board meetings and other activities .

15. Adjournment

**15.1 Resolution No: 24-554
Adjournment**

Motion: Mary Hamann-Roland

Second: Mike Slavik

On a motion by Commissioner Hamann-Roland, seconded by Commissioner Slavik, the meeting was adjourned at 9:11 a.m.

Ayes: 7

Joe Atkins
Chair

ATTEST

Heidi Welsch
County Manager