



Dakota County

Board of Commissioners

Minutes

Tuesday, June 24, 2025

9:00 AM

Boardroom, Administration Center,
Hastings, MN

1. Call to Order and Roll Call

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

Absent: Commissioner Laurie Halverson

Also in attendance were Heidi Welsch, County Manager; Kathryn M. Keena, County Attorney; Tom Donely, First Assistant County Attorney; and Liz Hansen, Administrative Coordinator.

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.

Chair Slavik began the meeting with a moment of silence to remember and honor House Speaker Emerita Melissa Hortman (DFL-Brooklyn Park) and her husband, Mark, who were tragically killed in their home on June 14, 2025.

Commissioner Atkins addressed the tragedy, expressing appreciation and admiration for the Hortman's and offering heartfelt condolences to their friends and family.

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: 25-280
Approval of Agenda (Additions/Corrections/Deletions)

Motion: Mary Hamann-Roland

Second: William Droste

Ayes: 6

CONSENT AGENDA

Motion: Joe Atkins

Second: Mary Hamann-Roland

On a motion by Commissioner Atkins, seconded by Commissioner Hamann-Roland, the consent agenda with amendments to items 10.3 and 10.4, clarifying that it was the Dakota-Scott Workforce Development Board Executive Committee that approved those actions on June 9, 2025 was unanimously approved as follows:

Ayes: 6

5. County Administration - Approval of Minutes**5.1 Resolution No: 25-281**

Approval of Minutes of Meeting Held on June 3, 2025

Motion: Joe Atkins

Second: Mary Hamann-Roland

Ayes: 6

6. Items Recommended by Board Committee***6.1 Resolution No: 25-282**

Authorization To Execute A Contract For A Multimedia Public Awareness Campaign, Allocate \$150,000 Of Opioid Settlement Funds, And Amend 2025 Public Health And 2025 Non-Departmental Budgets

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, Pursuant to Minn. Stat. § 375A.04, the Dakota County Board of Commissioners is, and performs the duties and exercises the powers of, a community health board under Minn. Stat. Ch. 145A, including the responsibility to prevent disease and to promote and protect the public health of Dakota County residents; and

WHEREAS, Minnesota was part of a multi-state lawsuit against opioid manufacturers and distributors; and

WHEREAS, Dakota County has received \$5,401,004 to date and is expected to receive more than \$16 million from the National Opioid Settlement Agreements for the purposes of opioid remediation activities or restitution; and

WHEREAS, the Dakota County Opioid Response Advisory Committee (ORAC) was established as a County Board appointed advisory committee in October 2023 and supports the development of a comprehensive and effective countywide response to the opioid crisis; and

WHEREAS, it provides recommendations to the County Board on the use of Opioid Settlement funds for external projects and initiatives; and

WHEREAS, by Resolution No. 25-200 (April 22, 2025), the Dakota County Board of Commissioners adopted the 2025-2026 Strategic Plan from the ORAC, which includes a priority to increase community awareness by which Public

Health and its internal communication partners create and promote culturally appropriate and stigma-reducing opioid messages to increase community awareness; and

WHEREAS, this includes starting a paid communication campaign to increase opioid awareness and recruit help from the community in the effort of opioid awareness; and

WHEREAS, Dakota County continues to see the harmful and often fatal impacts of opioid misuse, particularly involving fentanyl; and

WHEREAS, as part of its efforts to address the opioid crisis, engage the community in prevention and education, and align with the ORAC's Strategic Plan, Public Health proposes to launch a multimedia public awareness campaign focused on raising awareness of the risks associated with fentanyl and other opioids, and promoting prevention, treatment, and recovery resources; and

WHEREAS, in accordance with the County's standard solicitation process, Public Health will post a solicitation for a vendor to lead this multimedia public awareness campaign, which will include digital, social media, print, radio, and transit advertising, along with community engagement strategies and stakeholder partnerships; and

WHEREAS, the campaign will be developed in alignment with public health best practices, Johns Hopkins Principles, and culturally responsive messaging; and

WHEREAS, to maximize visibility and impact, the campaign will launch in August 2025 in recognition of Overdose Awareness Month, culminating with observances and events on International Overdose Awareness Day, August 31; and

WHEREAS, funding for the campaign will be drawn from Dakota County's allocation of national opioid settlement funds; and

WHEREAS, in accordance with the Amended Minnesota Opioids State-Subdivision Memorandum of Agreement, the authorization is for expenditures of opioid settlement funds up to \$150,000 over the period of July 1, 2025 through December 31, 2026; and

WHEREAS, the expenditure aligns with the Memorandum of Agreement's list of opioid remediation uses in Exhibit A, section G, subsection 1, which states the remediation use of funding media campaigns to prevent opioid misuse, including but not limited to focusing on risk factors and early interventions.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes an allocation of up to \$150,000 of opioid settlement funds from the 2024 Non-Departmental Budget for the period of July

1, 2025 through December 31, 2026, for a countywide multimedia campaign to increase community awareness and prevent opioid misuse in accordance with the Opioid Memorandum of Agreement Exhibit A strategy item G.1.; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes execution of a contract with a selected vendor in an amount not to exceed \$150,000 of opioid settlement funds for the period of August 1, 2025 through December 31, 2026, to lead the countywide multimedia campaign to increase community awareness and prevent opioid misuse in accordance with the Opioid Memorandum of Agreement Exhibit A strategy item G.1., subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Community Services Director is hereby authorized to amend said contract, consistent with the amount budgeted, to alter the contract amount and the contract term up to one year after initial expiration date, consistent with County contracting policies, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the contract shall contain a provision that allows the County to immediately terminate the contract in the event sufficient funds from county, state, or federal sources are not appropriated at a level sufficient to allow payment of the amounts due; and

BE IT FURTHER RESOLVED, That the 2025 Public Health Budget is hereby amended as follows:

Expense

Opioid Settlement Expense	<u>\$150,000</u>
Total Expense	\$150,000

Revenue

Opioid Settlement Funds	<u>\$150,000</u>
Total Revenue	\$150,000

; and

BE IT FURTHER RESOLVED, That the 2025 Non-Departmental Budget is hereby amended as follows:

Expense

Opioid Settlement Expense	<u>\$(150,000)</u>
Total Expense	\$(150,000)

Revenue

Opioid Settlement Funds	<u>\$(150,000)</u>
Total Revenue	\$(150,000)

Ayes: 6

6.2 Resolution No: 25-283

Authorization To Execute Contract With NEOGOV Inc. For Employee Learning Management System Solution

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, Dakota County continues to need a fully automated employee Learning Management System solution to manage and track employee training; and

WHEREAS, Dakota County wishes to transition from the current Learning Management System (LMS) provider, Cornerstone, to a more cost-effective and government-oriented alternative, NEOGOV Learn; and

WHEREAS, Dakota County wishes to purchase a 3-year subscription for NEOGOV Learn; and

WHEREAS, the total cost of the proposed 3-year contract is \$130,000; and

WHEREAS, the entirety of this cost is eligible for payment using Department Budget Incentive Program.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Manager, or their designee, to execute a contract with NEOGOV Inc. to purchase NEOGOV Learn for an amount not to exceed \$130,000, subject to approval by the County Attorney's Office as to form.

Ayes: 6

6.3 Resolution No: 25-284

Authorization To Renew Contract With Cornerstone OnDemand, Inc., For Countywide Learning Management System

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, Dakota County has had a software license with Cornerstone OnDemand, Inc., since 2017 for a comprehensive Learning Management System (LMS) to manage and track employee training; and

WHEREAS, a comprehensive learning management system is needed to efficiently manage and track employee training; and

WHEREAS, Dakota County wants to renew the contract with Cornerstone OnDemand, Inc., for a one-year subscription; and

WHEREAS, the cost of the one-year contract is currently included in budgeted funds.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Manager, or their designee, to execute a one-year contract with Cornerstone OnDemand, Inc., to provide learning management software for an amount not to exceed \$91,500 for one year subject to approval by the County Attorney's Office as to form.

Ayes: 6

7. Central Operations

7.1 Report On Invoices Paid In May 2025

Motion: Joe Atkins

Second: Mary Hamann-Roland

Information only; no action requested.

7.2 Resolution No: 25-285

Authorization To Execute Joint Powers Agreement Allocating Local Affordable Housing Aid Funds To Dakota County Community Development Agency And Amend 2025 Non-Departmental Budget

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, Local Affordable Housing Aid (LAHA) is aid to metropolitan local governments of seven counties, including Dakota County, and 63 cities; and

WHEREAS, LAHA is funded through a dedicated sales tax in the seven-county metropolitan area; and

WHEREAS, during the 2025 budget process, the County Board approved a budget of \$4.9 million of LAHA funding that included investments for Emergency Rental Assistance, Apartment Services, Prevention and Navigation Services, Housing Clinic, Family Voucher Program, and Permanent Supportive Housing and Rapid Re-Housing Services; and

WHEREAS, based on LAHA revenues to date, staff projects annual LAHA revenues of \$9,800,000; and

WHEREAS, during the October 22, 2024, Community Services Committee meeting, the Board gave direction to budget 50 percent of LAHA in the Dakota County Social Services budget and hold 50 percent for future discussion of Dakota County Community Development Agency (CDA) allocation; and

WHEREAS, staff recommends authorizing a budget allocation and execution of a joint powers agreement distributing 50 percent of the LAHA funds to the CDA in 2025 for qualifying projects consistent with the County's Housing Business Plan; and

WHEREAS, the CDA's proposed Fiscal Year (FY) 2025-2026 budget will include the appropriated LAHA funds for eligible activities and projects.

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

Commissioners hereby authorizes the Deputy County Manager to accept Local Affordable Housing Aid (LAHA) funding; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Manager to execute a joint powers agreement with the Dakota County Community Development Agency (CDA), sending 50 percent of the LAHA funds to the CDA in 2025 to be used on qualifying projects consistent with the County's Housing Business Plan; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby amends the 2025 Non-Departmental Budget as follows:

Expense

Community Development Agency Allocation	<u>\$4,900,000</u>
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Total Expense	<u>\$4,900,000</u>
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Revenue

LAHA Funding	<u>\$4,900,000</u>
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Total Revenue	<u>\$4,900,000</u>
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Ayes: 6

7.3 Resolution No: 25-286

Authorization To Execute Fiber Optic Indefeasible Right To Use Agreement With City Of Apple Valley, Accept Permanent Utility Easement With City Of Apple Valley And Approve Encroachment With Metropolitan Council

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, the City of Apple Valley desires to trade the use of two fibers from the County for a utility easement as described in this Agreement; and

WHEREAS, Dakota County has unused fiber available; and

WHEREAS, a Fiber Optic Indefeasible Right To Use Agreement with the City of Apple Valley is required for use of County fiber optic cable.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Deputy County Manager to execute an IRU with the City of Apple Valley to trade the use of two fibers from the County for a utility easement of County-owned Institutional Network Backbone, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That Dakota County accepts a permanent easement with the City of Apple Valley for this project; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Deputy County Manager to execute an encroachment agreement on Metropolitan Council property for this project.

Ayes: 6

7.4 Resolution No: 25-287

Authorization To Amend Contract For Fiber Optics Network Maintenance And Engineering With Local Government Information Systems (LOGIS)

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, Dakota County has a contract with Local Government Information Systems (LOGIS) to provide fiber optics network maintenance and engineering; and

WHEREAS, the total contract amount in 2023 was based on a rate of \$0.23 per foot of fiber optic cable and was not to exceed \$358,167; and

WHEREAS, the total contract amount in 2024 was based on a rate of \$0.24 per foot of fiber optic cable and was not to exceed \$388,167; and

WHEREAS, additional network footage constructed or added to the Dakota County owned network was to be used to calculate costs for the two remaining years of the agreement; and

WHEREAS, the cost for 2025 is based on a rate of \$0.25 per foot of fiber optic cable and Dakota County has planned projects that will add an estimated 39,000 additional feet of fiber optic cable; and

WHEREAS, based on the rate and additional fiber the contract amount for 2025 is not to exceed \$388,167; and

WHEREAS, sufficient funding is available in the 2025 Information Technology budget.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Deputy County Manager to amend the contract with Local Government Information Services (LOGIS) for fiber optics network and maintenance engineering for a 2025 contract amount not to exceed \$388,167, subject to approval by the County Attorney's Office as to form.

Ayes: 6

7.5 Resolution No: 25-288

Authorize A Contract With Minnesota Department Of Public Safety For 2026-2027 Radiological Emergency Preparedness Grant

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, the Minnesota Department of Public Safety, Division of Homeland Security and Emergency Management, has awarded the Radiological Emergency Preparedness (REP) Grant for Dakota County; and

WHEREAS, the REP Grant will cover costs of personnel, training, and

equipment expenses associated with the Prairie Island Nuclear Generating Plant drills and exercises.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Deputy County Manager to execute a contract with the Minnesota Department of Public Safety, Division of Emergency Management, for the Radiological Emergency Preparedness Grant in the amount of \$141,500.00 for the period of July 1, 2025, through June 30, 2026, and \$136,000.00 for the period of July 1, 2026, through June 30, 2027, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Deputy County Manager to execute a reimbursement cost-share agreement with the City of Hastings in the amount of \$10,000 for the period July 1, 2025, through June 30, 2026, and \$10,000 for the period July 1, 2026, through June 30, 2027, subject to approval of the County Attorney's Office as to form.

Ayes: 6

7.6 Resolution No: 25-289

Authorization To Renew Commercial Automobile Insurance Contract with Travelers Insurance

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, Dakota County purchases insurance for automobile physical damage and liability coverage; and

WHEREAS, the current policy on automobile insurance will expire on July 1, 2025; and

WHEREAS, an evaluation of the marketplace for competitive pricing was completed; and

WHEREAS, based on the evaluation of the marketplace, staff is recommending renewal of the automobile insurance coverage with Travelers Insurance.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Risk Manager to purchase the following insurance to be paid at current rates from the Office of Risk Management insurance budget:

Automobile Insurance

Travelers Insurance July 1, 2025 - July 1, 2026 Premium \$439,425

Ayes: 6

7.7 Resolution No: 25-290

Authorization To Renew Commercial Property Insurance Contract With Affiliated FM Insurance

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, Dakota County purchases insurance for property losses; and

WHEREAS, the current policy on commercial property insurance will expire on July 1, 2025; and

WHEREAS, an evaluation of the marketplace for competitive pricing was completed; and

WHEREAS, based on the evaluation of the marketplace, staff is recommending renewal of the commercial property insurance coverage with Affiliated FM Insurance Company.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Risk Manager to purchase the following insurance to be paid at current rates from the Office of Risk Management insurance budget:

Property Insurance

Affiliated FM July 1, 2025, through July 1, 2026 Premium \$464,278

Ayes: 6

8. County Attorney

8.1 Resolution No: 25-291

Authorization To Execute Agreement With West Publishing Corporation For Westlaw Legal Research Subscription

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, the Dakota County Attorney's Office (CAO) has used Westlaw PROFLEX electronic legal research solutions on a subscription basis since 2017 to access caselaw, statutes, federal code, jury instructions, secondary sources and other resources and tools to perform the duties of the CAO; and

WHEREAS, the CAO renewed the subscription in 2019; and

WHEREAS, West Publishing Corporation's newest legal research tool is Westlaw Precision with CoCounsel, providing AI-Assisted Research with faster search results and other enhanced researching tools; and

WHEREAS, the CAO desires to renew the subscription for another three-year period with the new researching tools at the rate of \$7,354.00 for the first year and 1 percent annual increases thereafter for 46 attorneys; and

WHEREAS, the three-year cost of the subscription is \$267,400.32; and

WHEREAS, executing the renewal prior to October allows the CAO to utilize the

new functions under the current \$5,478.85 monthly rate for remainder of the current contract term before the new three-year team begins.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Attorney to execute a purchase order agreement with West Publishing Corporation for a three-year subscription beginning in October to Westlaw electronic legal research tools for a total amount not to exceed \$267,400.32, with the remainder of the current term of the contract billed at the current \$5,478.85 monthly rate, subject to approval by the County Attorney's Office as to form.

Ayes: 6

9. County Board/County Administration

9.1 Resolution No: 25-292

Appointments To Dakota-Scott Workforce Development Board

Motion: Joe Atkins

Second: Mary Hamann-Roland

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby appoints/reappoints the following individuals to the Dakota-Scott Workforce Development Board to fill a two-year term ending June 30, 2027.

Private - Andrew Howard

Private - James Francis

Private - Erin Woodward

Private - Charity Weibel

Private - Michael Toepfer

Public-Community Based - Rick Martagon

Public-Education - Eric Lind

Public-Public Assistance - Barbara Dahl

Public-Public Employment - Michael Yanda

Public-Rehabilitation - Heather Felderman

Ayes: 6

9.2 Resolution No: 25-293

Designation Of Voting For 2025 National Association Of Counties Annual Business Meeting

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, the annual National Association of Counties (NACo) conference is being held in Philadelphia City and County, Philadelphia, Pennsylvania, July 11-14, 2025; and

WHEREAS, Dakota County has paid its membership dues and has at least one paid registrant for the conference and is, therefore, eligible to participate in the Associations' annual election of officers and policy adoption, according to NACo bylaws.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby designates the following individual(s) as voting delegates for the 2025 NACo annual conference:

Designated Delegate - Commissioner Slavik

; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the president of the Association of Minnesota Counties to pick up Dakota County's ballot and cast votes in the event that the ballot is not picked up by the County's delegate or alternate.

Ayes: 6

9.3 Resolution No: 25-294
Recommendation For Appointment To Minnesota Zoological Board

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, pursuant to Minn. Stat. § 85A.01, subd. 1, the Minnesota Zoological Garden is established under the supervision and control of the Minnesota Zoological Board; and

WHEREAS, pursuant to Minn. Stat. § 85A.01, subd. 1, one member of the Minnesota Zoological Board must be a resident of Dakota County and shall be appointed by the governor after consideration of the recommendation of the Dakota County Board of Commissioners.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby recommends Angie Dean for appointment to the Minnesota Zoological Board; and

BE IT FURTHER RESOLVED, That this resolution shall be forwarded to Governor Tim Walz and Kayla Wallace, Director of Administration at the Minnesota Zoological Garden.

Ayes: 6

9.4 Resolution No: 25-295
Approval Of Policy 3045 - Anti-Nepotism

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, the County currently prohibits situations where employing multiple family members or relatives creates a conflict of interest; and

WHEREAS, the new Anti-Nepotism policy is intended to more clearly indicate when a conflict exists when employing multiple family members or relatives in a single department or division of the County; and

WHEREAS, the new Anti-Nepotism policy would replace existing policy

language in County Policy 3101 - Candidate Recruitment.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts Policy 3045 - Anti-Nepotism and authorizes the Human Resources Director to implement said policy and update related policies accordingly.

Ayes: 6

10. Community Services

10.1 Resolution No: 25-296

Ratification To Submit Unified Local Youth Plan To Minnesota Department Of Employment And Economic Development For Minnesota Youth Program 2026 And Workforce Innovation And Opportunity Act Youth Program 2025

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, the Federal Workforce Innovation and Opportunity Act (WIOA) of 2014 requires local areas to provide services to low-income, at-risk youth, to promote educational and employment success; and

WHEREAS, this requirement is fulfilled by the Minnesota Department of Employment and Economic Development (DEED) through grants to local governments for the WIOA Youth Program and Minnesota Youth Program (MYP); and

WHEREAS, the WIOA Youth Program grant is allocated between the Counties of Dakota and Scott based on a DEED formula and anticipated needs; and

WHEREAS, the MYP grant is Dakota County specific and funding is based on a DEED formula; and

WHEREAS, Workforce Development Areas (WDA) are required to update individualized Unified Local Youth Plans for activities funded under the Program Year (PY) 2025 WIOA Youth Program for the grant period of April 1, 2025 through March 31, 2027, and the State Fiscal Year (SFY) 2026 MYP for the grant period of July 1, 2025 through September 30, 2026; and

WHEREAS, updates to Unified Local Youth Plans must be approved by corresponding Local Workforce Development Boards (WDB) and narrative updates to the plan were due to DEED on April 11, 2025; and

WHEREAS, on March 21, 2025, the Dakota-Scott WDB approved the submission of the Unified Local Youth Plan to DEED for the PY 2025 WIOA Youth Program and the SFY 2026 MYP; and

WHEREAS, DEED tentatively approved the Dakota-Scott Unified Local Youth Plan narrative updates on April 11, 2025; and

WHEREAS, notification of PY 2025 WIOA Youth Program funding in the amount of \$291,493 for Dakota and Scott Counties was received on June 3, 2025; and

WHEREAS, Dakota County's allocation will be \$233,194; and

WHEREAS, ten percent of the amount allocated will be retained for administrative expenses; and

WHEREAS, notification of SFY 2026 MYP funding in the amount of \$167,756 for Dakota County was received on May 23, 2025; and

WHEREAS, ten percent of the amount allocated will be retained for administrative expenses.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby ratifies the submission of the Unified Local Youth Plan to the Minnesota Department of Employment and Economic Development (DEED) for the Minnesota Youth Program (MYP) and Workforce Innovation and Opportunity Act (WIOA) Youth Program.

Ayes: 6

10.2 Resolution No: 25-297

Authorization To Accept Minnesota Youth Program And Workforce Innovation And Opportunity Act Youth Program 2025 Funds, Execute Minnesota Department Of Employment And Economic Development Grant Agreements, And Execute Amendments To Related Contracts

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, the Federal Workforce Innovation and Opportunity Act (WIOA) of 2014 requires local areas to provide services to low-income, at-risk youth to promote educational and employment success; and

WHEREAS, this requirement is fulfilled by the Minnesota Department of Employment and Economic Development (DEED) through grants to local governments for the WIOA Youth Program and the Minnesota Youth Program (MYP); and

WHEREAS, the MYP grant is Dakota County specific, and funding is based on a DEED formula; and

WHEREAS, MYP State Fiscal Year (SFY) 2025 funding for Dakota County was \$352,822; and

WHEREAS, the WIOA Youth Program grant is allocated between Dakota and Scott Counties based on a DEED formula and anticipated needs; and

WHEREAS, WIOA Youth Program funding for Program Year (PY) 2024 was \$359,788 for Dakota and Scott Counties; and

WHEREAS, by Resolution No. 24-255 (May 14, 2024), the Dakota County Board of Commissioners authorized execution of a contract with Tree Trust to provide MYP services for the SFY 2025 period of July 1, 2024 through September 30, 2025, in an amount not to exceed \$297,540; and

WHEREAS, the contracted amount was less \$20,000 for potential youth projects and ten percent for administrative expenses; and

WHEREAS, notification of SFY 2026 MYP funding in the amount of \$167,756 for Dakota County was received on May 23, 2025; and

WHEREAS, ten percent of funding will be retained for administrative expenses; and

WHEREAS, staff requests adding \$129,000 to the current contract with Tree Trust for a total amount not to exceed \$426,540; and

WHEREAS, added funds will consist of \$15,360 reallocated from remaining SFY 2025 MYP and \$113,640 SFY 2026 MYP; and

WHEREAS, residual SFY 2026 MYP funding will tie to an upcoming solicitation for services; and

WHEREAS, by Resolution No. 24-377 (July 30, 2024), the Dakota County Board of Commissioners authorized execution of a contract with HIRED to provide WIOA Youth Program services for the PY 2024 period of April 1, 2024 through March 31, 2025, in an amount not to exceed \$259,047; and

WHEREAS, the contracted amount was less ten percent for administrative expenses; and

WHEREAS, in February 2025, an amendment was completed to extend the contract term to March 31, 2026; and

WHEREAS, notification of PY 2025 WIOA Youth Program funding in the amount of \$291,493 for Dakota and Scott Counties was received on June 3, 2025; and

WHEREAS, Dakota County's allocation will be \$233,194; and

WHEREAS, staff requests adding \$209,875 to the contract with HIRED for a total amount not to exceed \$468,922; and

WHEREAS, added funds are less ten percent for administrative expenses; and

WHEREAS, a Request for Proposal for these services will be issued in 2025.

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

Commissioners hereby authorizes the Community Services Director to accept the federal Workforce Innovation and Opportunity Act (WIOA) Minnesota Youth Program (MYP) grant funds in an amount not to exceed \$167,756 for the period of July 1, 2025 through September 30, 2026, and execute the grant agreement with the Minnesota Department of Employment and Economic Assistance (DEED), subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to accept the WIOA Youth Program funding in an amount not to exceed \$291,493 for the period of April 1, 2025 through March 31, 2027, and execute the grant agreement with DEED, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a contract amendment with Tree Trust to provide MYP services to add \$129,000 to the current not to exceed amount of \$297,540 for a new not to exceed amount of \$426,540 for the term of July 1, 2024 through September 30, 2025, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a contract amendment with HIRED to provide WIOA Youth Program services to add \$209,875 to the current not to exceed amount of \$259,047 for a new not to exceed amount of \$468,922 for the term of April 1, 2024 through March 31, 2026, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That unless the grant program requirements change, the Community Services Director is hereby authorized to amend the grant to extend the grant term up to two years after initial expiration date, accept additional grant funds, and continue grant-funded full-time equivalents, consistent with County contracting policies, and inclusion of grant funds in future yearly Recommended and Approved Budgets, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Community Services Director is hereby authorized to amend said contracts, consistent with the amounts budgeted, to alter the contract amount and the contract term up to one year after initial expiration date, consistent with County contracting policies, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That each contract shall contain a provision that allows the County to immediately terminate the contract in the event sufficient funds from county, state, or federal sources are not appropriated at a level sufficient to allow payment of the amount due.

Ayes: 6

10.3 Resolution No: 25-298

Authorization To Execute Grant Agreement For Workforce Innovation And Opportunity Act Adult Services And Dislocated Worker Services And Execute Related Contracts

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, the Workforce Innovation and Opportunity Act (WIOA) requires each Workforce Development Area (WDA) to submit an annual plan describing how employment and training services will be provided to eligible program participants; and

WHEREAS, by Resolution No. 18-049 (January 23, 2018), the Dakota County Board of Commissioners authorized the execution of a restated and amended joint powers agreement between Dakota County and Scott County for delivery of employment services; and

WHEREAS, by Resolution No. 23-301 (July 18, 2023), the Dakota County Board of Commissioners authorized execution of a grant agreement with the Minnesota Department of Employment and Economic Development (DEED) for employment and training programs in the Dakota-Scott Workforce WDA for the WIOA Adult in the amount of \$345,851 and WIOA Dislocated Worker (DW) programs in the amount of 539,023 for the period of July 1, 2023 through June 30, 2024, based on the allocation formula used by DEED; and

WHEREAS, the Dakota County Board of Commissioners also authorized execution of contracts with DEED Job Service and HIRED for the period of July 1, 2023 through June 30, 2024, based on a solicitation that was issued in 2019; and

WHEREAS, a solicitation was issued on March 8, 2024, in which a thorough review of proposals was completed; and

WHEREAS, the funding allocation for WIOA Adult is \$291,185 (\$220,718 for Dakota County and \$70,467 for Scott County) and WIOA DW programs is \$510,751 (\$387,149 for Dakota County and \$123,602 for Scott County) for the period of July 1, 2025 through June 30, 2026; and

WHEREAS, on June 9, 2025, the Dakota-Scott Workforce Development Board Executive Committee approved the execution of the grant agreement and execution of contracts with DEED Job Service and HIRED for the period of July 1, 2025 through June 30, 2026.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a grant agreement with the Minnesota Department of Employment and Economic Development (DEED) for the acceptance of funds for employment and training programs in the Dakota-Scott Workforce Development Area for the Workforce Innovation and Opportunity Act Adult in an amount of \$291,185

(\$220,718 for Dakota County and \$70,467 for Scott County) and Workforce Innovation and Opportunity Act Dislocated Worker program in the amount of \$510,751 (\$387,149 for Dakota County and \$123,602 for Scott County) for the period of July 1, 2025 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 authorizes the Community Services Director to execute a contract with DEED Job Service in an amount not to exceed \$140,000 for the period of July 1, 2025 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 authorizes the Community Services Director to execute a contract with HIRED in an amount not to exceed \$140,000 for the period of July 1, 2025 through June 30, 2026, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That unless the grant program requirements change, the Community Services Director is hereby authorized to amend the grant to extend the grant term up to two years after initial expiration date, accept additional grant funds, and continue grant-funded full-time equivalents, consistent with County contracting policies, and inclusion of grant funds in future yearly Recommended and Approved Budgets, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Community Services Director is hereby authorized to amend said contracts, consistent with the amount budgeted, to alter the contracts amount and the contracts term up to one year after initial expiration date, consistent with County contracting policies, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the contracts shall contain a provision that allows the County to immediately terminate the contracts in the event sufficient funds from county, state, or federal sources are not appropriated at a level sufficient to allow payment of the amounts due.

Ayes: 6

10.4 Resolution No: 25-299

Authorization To Execute Grant Agreement For State Dislocated Worker Program Services And Execute Related Contracts

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, the Workforce Innovation and Opportunity Act (WIOA) requires each Workforce Development Area (WDA) to submit an annual plan describing how employment and training services will be provided to eligible program participants; and

WHEREAS, by Resolution No. 23-302 (July 18, 2023), the Dakota County Board of Commissioners authorized the execution of a grant agreement with the Minnesota Department of Employment and Economic Development (DEED) for employment and training programs in the Dakota-Scott WDA for the State Dislocated Worker (DW) program in the amount of \$1,384,786 for the period of July 1, 2023 through June 30, 2024, based on the allocation formula used by DEED, and execution of contracts with DEED Job Service and HIRED for the period of July 1, 2023 through June 30, 2024; and

WHEREAS, the funding allocation for the State DW program for July 1, 2024 through June 30, 2025, is \$1,407,141 (\$1,066,613 Dakota County; \$340,528 Scott County); and

WHEREAS, a Request for Proposals (RFP) was issued on March 1, 2024, in which one joint proposal was received from HIRED/DEED Job Service for services; and

WHEREAS, on June 9, 2025, the Dakota-Scott Workforce Development Board Executive Committee approved the execution of the grant agreement with DEED in an amount of \$662,657 (\$502,294 Dakota County; \$160,363 Scott County) and execution of contracts with DEED Job Service and HIRED for the period of July 1, 2025 through June 30, 2026.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a grant agreement with the Minnesota Department of Employment and Economic Development (DEED) to provide State Dislocated Worker Program Services in an amount of \$662,657 for the period of July 1, 2025 through June 30, 2026, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That unless the grant program requirements change, the Community Services Director is hereby authorized to amend the grant to extend the grant term up to two years after initial expiration date, accept additional grant funds, and continue grant-funded full-time equivalents, consistent with County contracting policies, and inclusion of grant funds in future yearly Recommended and Approved Budgets, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a contract with DEED Job Service in an amount not to exceed \$100,000 and with HIRED in an amount not to exceed \$100,000 for the period of July 1, 2025 through June 30, 2026, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Community Services Director is hereby authorized to amend said contracts, consistent with the amount budgeted, to alter the contract amount and the contract term up to one year after initial expiration date, consistent with County contracting policies, subject to approval

by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the contracts shall contain a provision that allows the County to immediately terminate the contracts in the event sufficient funds from county, state, or federal sources are not appropriated at a level sufficient to allow payment of the amount due.

Ayes: 6

10.5 Resolution No: 25-300

Authorization To Execute Contract Amendment With Dakota Woodlands For Emergency Shelter Services For Adults With Disabilities

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, Dakota County submitted a request in 2021 to the Minnesota Department of Human Services (DHS) to consider, under the authority of Minn. Stat. 256I.05, subd. 11, a cost-neutral transfer from the Housing Support funds to Dakota County to provide emergency shelter beds for people with disabilities experiencing homelessness; and

WHEREAS, Dakota County has contracted with Dakota Woodlands since 2021 to provide emergency shelter for 22 adults with disabilities using these Cost Neutral Transfer funds; and

WHEREAS, shelter services at Dakota Woodlands include: the provision of emergency shelter, food, and support services for adults with disabling conditions who are experiencing homelessness; coordination with County staff for referrals, services, and housing search; and entering all households into the Client Track data management system; and

WHEREAS, by Resolution No. 24-317 (June 25, 2024), the Dakota County Board of Commissioners authorized execution of DHS Intergovernmental Transfer agreement with DHS in an amount of \$940,513.78 and acceptance of remaining years' allocation through June 30, 2027, and approved execution of a contract with Dakota Woodlands to provide emergency hotel shelter services from July 1, 2024 through July 30, 2025; and

WHEREAS, in January 2025, staff conducted a solicitation for the emergency shelter services and Dakota Woodlands was the only proposal received and was selected as the most qualified agency to perform the emergency shelter services; and

WHEREAS, staff recommends Board authorization to execute a contract amendment with Dakota Woodlands for emergency shelter services in an amount not to exceed \$761,000 and to extend the period/term to June 30, 2026.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a contract amendment with Dakota Woodlands to add \$380,056.20 to the

current not to exceed contract amount of \$380,056.20 for a new not to exceed amount of \$760,112.40 and extend the term an additional year, for a new term of July 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 Community Services Director is hereby authorized to amend said contract, consistent with the amount budgeted, to alter the contract amount and the contract term up to one year after initial expiration date, consistent with County contracting policies, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the contract shall contain a provision that allows the County to immediately terminate the contract in the event sufficient funds from county, state, or federal sources are not appropriated at a level sufficient to allow payment of the amount due.

Ayes: 6

11. Physical Development

11.1 Resolution No: 25-301

Authorization To Award Native Resource Preservation's Proposal And Execute Contract With Native Resource Preservation For Miesville Ravine Park Reserve Vegetation Management

Motion: Joe Atkins

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 May 16, 2025, the County issued a Request for Proposals (RFP) for the Miesville Ravine 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 Native Resource Preservation; and

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

WHEREAS, the RFP stipulated that the contract could be extended for up to two additional 12-month terms ending May 31, 2028; and

WHEREAS, the hourly or per-acre rates will increase by three percent for each

contract extension; and

WHEREAS, the RFP stipulated that the total contract amount would be set up to not exceed \$375,000; and

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

WHEREAS, staff recommends executing the contract with Native Resource Preservation.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute a contract with Native Resource Preservation for the Miesville Ravine Park Reserve Vegetation Management project to manage natural areas of Miesville Ravine Park Reserve through May 31, 2026, with the option to extend the contract for up to two additional 12-month terms until May 31, 2028, in a total amount not to exceed \$375,000, subject to approval by the County Attorney's Office as to form.

Ayes: 6

11.2 Resolution No: 25-302

Authorization To Reject All Bids For Robert Trail Library Envelope Improvements Project

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, Robert Trail Library has building envelope repairs that are needed; and

WHEREAS, the bid document and specifications were prepared by County staff and BKV Group; and

WHEREAS, four competitive bids were received on May 15, 2025; and

WHEREAS, the received bids exceeded the estimated construction cost; and

WHEREAS, staff will work to reformulate and resolicit the work to a better outcome in the future.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the rejection of all bids received on May 15, 2025, for the Robert Trail Library Envelope Improvements project in Rosemount, MN.

Ayes: 6

11.3 Resolution No: 25-303

Authorization To Amend Joint Powers Agreement With City Of Lakeville To Operate Residential Food Scraps Drop-Off Site

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, Minn. Stat. § 471.59 authorizes local governmental units to jointly or cooperatively exercise any power common to the contracting parties; and

WHEREAS, Dakota County and the City of Lakeville are governmental units as that term is defined in Minn. Stat. § 471.59; and

WHEREAS, Metropolitan counties are responsible for waste management policy and programs (Minn. Stat. § 115A.551); and

WHEREAS, by Resolution No. 18-493 (September 18, 2018), the Dakota County Board of Commissioners (County Board) adopted the 2018-2038 Solid Waste Master Plan (County Waste Plan); and

WHEREAS, the County Waste Plan includes a tactic to co-develop and provide assistance for residential food scraps drop-off sites with municipalities until curbside organics collection is widely available; and

WHEREAS, by Resolution No. 24-514 (October 29, 2024), the County Board approved submittal of a revised draft 2024-2044 County Waste Plan to the Minnesota Pollution Control Agency for their review; and

WHEREAS, the draft County Waste Plan includes a strategy for curbside organics collection to be available in suburban areas by 2030; and

WHEREAS, the draft County Waste Plan includes a tactic for continued collaboration and assistance for residential food scraps drop-off sites with municipalities; and

WHEREAS, the County receives Select Committee on Recycling and the Environment (SCORE) funds from the State of Minnesota to implement landfill abatement programs; and

WHEREAS, Minn. Stat. § 115A.557 requires the County to use a portion of the State SCORE funds on organics programming; and

WHEREAS, State-allocated SCORE funds are used for residential food scraps drop-off sites at 11 locations in the County; and

WHEREAS, by Resolution No. 19-576 (June 18, 2019), Dakota County and the City of Lakeville executed a joint powers agreement (JPA) to construct and operate a residential food scraps drop-off site (formally known as organics drop-off site) until December 31, 2025; and

WHEREAS, due to several factors, including initial JPA term limits and continued operational costs, an amended JPA is necessary to continue operations; and

WHEREAS, the original JPA with the City of Lakeville was signed for \$97,000; and

WHEREAS, the proposed amendment to the JPA in the amount of \$73,000 requires County Board approval and will bring the amended JPA maximum to a total of \$170,000 over the 11-year term (2019-2030); and

WHEREAS, staff recommends executing an amendment to the existing JPA with the City of Lakeville for continued operations at the residential food scraps drop-off site through December 31, 2030, for a maximum amount of \$170,000; and

WHEREAS, the Environmental Resources Operating Budget includes funds to provide the County's food scraps drop-off program using State SCORE funds.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorize the Physical Development Director to execute a joint powers agreement amendment with the City of Lakeville for residential food scraps drop-site operations through December 31, 2030, in an amount not to exceed \$170,000 for the total joint powers agreement, subject to the approval of the County Attorney's Office to form.

Ayes: 6

11.4 Resolution No: 25-304

Authorization To Change Financial Eligibility Criteria For The Dakota County Safe Drinking Water For Private Well User Grant

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, Dakota County received a \$100,000 Clean Water Fund grant from the Minnesota Department of Health (MDH) to help ensure safe drinking water for private well users; and

WHEREAS, the Dakota County Safe Drinking Water for Private Well Users Grant (Grant) provides funding to eligible landowners or renters to repair, reconstruct, or replace a well or treat drinking water supplies that are contaminated with arsenic, manganese, nitrate, coliform bacteria, or lead; and

WHEREAS, the Grant currently provides up to 100 percent financial assistance to Dakota County residents who use well water as their primary source of drinking water; meet "low-income" criteria as defined by the US Department of Agriculture Rural Development guidelines; and exceed a MDH drinking water guideline for arsenic, manganese, nitrate, lead, or coliform bacteria; and

WHEREAS, there are still many private well users with drinking water quality concerns in need of water treatment who may not meet the "low-income" criteria; and

WHEREAS, staff proposes to adjust the Grant cost-share and eligibility requirements to ensure expenditure of funding prior to the expiration of the Grant on June 30, 2027; and

WHEREAS, the Grant will continue to provide up to 100 percent cost share for private well users who meet low-income criteria and add an option to provide up to 50 percent cost-share for private well users who do not meet the low-income criteria; and

WHEREAS, the proposed changes are authorized under the terms of the state grant.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes staff to adjust the Safe Drinking Water for Private Well Users Grant to add an option to provide up to 50 percent cost-share for private well users who do not meet low-income criteria.

Ayes: 6

11.5 Resolution No: 25-305

Authorization To Amend Resolution No. 25-180 For Certification Of Property Assessed Clean Energy Charges For Energy Improvements On Property In City Of Lakeville

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, the Dakota County Board of Commissioners approved the joint powers agreement (JPA) with the Port Authority of the City of Saint Paul (Port Authority) by Resolution No. 17-144 (March 21, 2017), designating the Port Authority to implement and administer Property Assessed Clean Energy (PACE) improvement financing on behalf of the County and providing for the impositions of special assessments pursuant to Minn. Stat. § 216C.435 and 216C.436 and Chapter 429 and as needed in connection with that program; and

WHEREAS, at the Port Authority's request, the County Board of Commissioners adopted Resolution 25-180, imposing a special assessment to secure a PACE loan to Lakeville Ind Acreage PRTNSHP in connection with energy improvements for Parcel 22-03600-07-011; and

WHEREAS, following the adoption of Resolution 25-180, the property affected by the special assessment was sold and subdivided, and the Port Authority finalized the PACE loan with the new owner with a lower interest rate; and

WHEREAS, the Port Authority has requested that the County Board amend the special assessment to identify the new owner and the revised PACE loan interest rate and reapportion the special assessment to place the special assessment only on the subdivided parcel that will be improved with the energy improvements financed with the PACE loan; and

WHEREAS, reapportioning the special assessment to the improved parcel

(Parcel 22-44466-01-010) will not impair collection of the full amount of the original special assessment; and

WHEREAS, the County will take all actions permitted by law to recover the assessments, including, without limitation, reinstating the outstanding balance of assessments when the land returns to private ownership, in accordance with Minn. Stat. § 429.071, subd. 4; and

WHEREAS, the special assessment will be certified to the County Treasurer-Auditor and entered into the tax lists for the following year; and

WHEREAS, the annual installment and interest for current and delinquent collections or payoffs will be collected and disbursed at the same time and in the same manner as real property taxes, in accordance with Minn. Stat. § 276.11 and § 276.111; and

WHEREAS, the special assessment, with accruing interest, is a lien upon the benefited property until paid.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Treasurer-Auditor to reapportion the full amount of the special assessment imposed under Resolution 25-180 to parcel 22-44466-01-010, extending the amended special assessment plus accruing interest on the property set forth and modified below:

Property Owner: ~~Lakeville Ind Acreage PRTNSHP~~ Likewise Lakeville 1, LLC
Parcel Number: ~~22-03600-07-011~~ 22-44466-01-010
Assessment: \$4,000,000
Interest Rate: ~~8.54%~~ 7.98%
Finance Period: 28 years
Accrual Date: 1/1/2027

; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Treasurer-Auditor to extend the proposed special assessment plus interest on the property identified herein and record this assessment against the properties with the Dakota County Recorder.

Ayes: 6

11.6 Resolution No: 25-306

Authorization To Execute Contract Amendment With Kimley-Horn And Associates, Inc. For Preliminary Engineering Services On County State Aid Highway 26 In Inver Grove Heights, County Projects 26-60 And 26-68

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, Dakota County has included County Projects 26-60 and 26-68 in its Transportation Capital Improvement Program to redesign County State Aid

Highway 26 (70th Street) in Inver Grove Heights; and

WHEREAS, County Project 26-60 is a planned reconstruction of a portion of County State Aid Highway 26 between Trunk Highway 3 and County State Aid Highway 73 in Inver Grove Heights and includes an expansion to three lanes, construction of stormwater sewer, construction of multiuse trail, extension of city utilities and traffic safety, and access management improvements; and

WHEREAS, County Project 26-68 will perform pavement rehabilitation on a portion of County State Aid Highway 26 between County State Aid Highway 73 and Cahill Avenue in Inver Grove Heights and include a reduction from five lanes to three, construction of multiuse trail, extension of city utilities and traffic safety, and access management improvements; and

WHEREAS, Dakota County is the lead agency for County Projects 26-60 and 26-68; and

WHEREAS, by Resolution No. 24-153 (March 26, 2024), the Dakota County Board of Commissioners authorized staff to enter into a contract with Kimley-Horn and Associates, Inc. for design services for County Projects 26-60 and 26-68 for a not-to-exceed amount of \$518,380; and

WHEREAS, additional work to complete preliminary design was identified in the planning and public involvement phases of the project to satisfactorily address concerns regarding traffic, safety, access management, and construction; and

WHEREAS, Kimley-Horn and Associates, Inc. produced an additional work scope at the request of the County in the amount of \$98,170, incorporating additional or expanded tasks necessary to complete preliminary plans and advance the project into later phases; and

WHEREAS, the City of Inver Grove Heights is cost participating for CP 26-60 and 26-68 following cost share policies within the Dakota County 2040 Transportation Plan (July 2021); and

WHEREAS, the City of Inver Grove Heights concurs with contract amendment request; and

WHEREAS, staff recommends the continuation of the preliminary engineering contract with Kimley-Horn and Associates, Inc.; and

WHEREAS, the project has incurred additional expenses related to public involvement outside of the design contract and additional future expenses in the later stages of design are expected.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Transportation Director to amend the contract with Kimley-Horn and Associates, Inc. in an amount not to exceed

\$604,670 to allow for continuation and completion of preliminary design for County Projects 26-60 and 26-68; and

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

Expense

Consulting Services For County Project 26-060	\$ 79,290
Consulting Services For County Project 26-068	\$ 7,000
Public Involvement Expenses	<u>\$ 10,000</u>
Total Expense	\$ 96,290

Revenue

CSAH	\$ 81,846
Local	<u>\$ 14,444</u>
Total Revenue	\$ 96,290

Ayes: 6

11.7 Resolution No: 25-307

Authorization To Approve Letter Of Support To City Of Burnsville For Safe Streets And Roads For All Grant Application

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, the U.S. Department of Transportation is requesting project submittals for the Safe Streets and Roads for All (SS4A); and

WHEREAS, the SS4A Federal grant program funds up to 80 percent of project costs; and

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

WHEREAS, the proposed grade-separated interchange at Trunk Highway 13 and Nicollet Avenue in Burnsville thus improves safety and the overall operations for commuters, freight, transit, pedestrians, and cyclists throughout the transportation network; and

WHEREAS, application submittals are due on June 26, 2025.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Board Chair to submit a letter of support to the City of Burnsville for their application to the Safe Streets and Roads for All grant program.

Ayes: 6

11.8 Resolution No: 25-308

Authorization To Execute First Contract Amendment With SRF Consulting Group, Inc., For Design Of Interchange Improvements At County State Aid Highway 50 And Interstate 35 In Lakeville, To Accept Local Road Improvement Program Grant Agreement Funds And Amend 2025 Adopted Budget, County Project 50-33

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, to provide a safe and efficient transportation system, Dakota County is proceeding with County Project (CP) 50-33; and

WHEREAS, CP 50-33 is the improvement of the interchange at the junction of County State Aid Highway (CSAH) 50/CSAH 5 and I-35 in Lakeville; and

WHEREAS, by Resolution No. 24-204 (April 23, 2024), the Dakota County Board of Commissioners authorized the execution of a preliminary design services contract with consultant SRF Consulting Group, Inc., (SRF) to perform preliminary and final design engineering services for a total contract amount not to exceed \$1,466,232; and

WHEREAS, the cost of the net scope adjustments and additions to be performed by SRF is \$344,030, resulting in a new contract amount not to exceed \$1,810,262; and

WHEREAS, the County Engineer recommends executing the first contract amendment with SRF for Contract Number DCA21560 for preliminary engineering of CP 50-33; and

WHEREAS, City of Lakeville and Minnesota Department of Transportation (MnDOT) staff concur with this recommendation; and

WHEREAS, MnDOT has authorized Dakota County to advance the Project using Local Road Improvement Program (LRIP) Grant funds, which have been used to reimburse Dakota County for contract costs with reference to a Grant Agreement number and a State Aid Project number; and

WHEREAS, the amount of the LRIP grant funding available for CP 50-33 is \$206,768; and

WHEREAS, MnDOT requires a Dakota County Board Resolution to authorize an amendment of the LRIP Grant Agreement; and

WHEREAS, staff recommends amending the LRIP Grant Agreement to accept the remaining available balance of \$206,768; and

WHEREAS, the 2025 Capital Improvement Program Adopted Budget requires an amendment to account for the total LRIP Grant funds received, now \$1,673,000, as state budget dollars versus the current CIP budget of \$700,000

in state funds, a net budget increase of \$973,000.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to amend the not-to-exceed contract value of \$1,466,232 for Contract Number DCA21560 with SRF Consulting Group, Inc., for County Project 50-33 to a total contract amount not to exceed \$1,810,262 including reimbursables; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Engineer/Transportation Division Director to amend the grant agreement to accept the remaining balance of \$206,768; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby agrees to the terms and conditions of the grant consistent with Minnesota Statutes §, section 174.52, and will pay the additional amount by which the cost exceeds the estimate and will return to the Local Road Improvement Program Fund any amount appropriated for the project but not required; and

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

Expense

CP 50-33

\$973,000

Total Expense

\$973,000

Revenue

Local Road Improvement Program Grant

\$973,000

Total Revenue

\$973,000

Ayes: 6

11.9 Resolution No: 25-309

Authorization To Award Bid And Execute Contract With OMG Midwest, Incorporated, dba Minnesota Paving & Materials, Amend Consultant Design Contract With Alliant Engineering, Incorporated, Authorize Direct Purchase Of Signal Steel From Millerbernd Manufacturing Company, LLC, And Amend 2025 Adopted Budget For County State Aid Highway 43 In Eagan, County Project 43-55

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, to provide a safe and efficient transportation system, Dakota County is proceeding with County Project (CP) 43-55; and

WHEREAS, CP 43-55 is for preliminary and final engineering of improvements to County State Aid Highway (CSAH) 43 in Eagan from CSAH 32 to Wescott Road; and

WHEREAS, Dakota County is the lead agency for CP 43-55, with construction

scheduled to begin in summer 2025 following authorization of a budget amendment and execution of a construction contract; and

WHEREAS, five competitive bids were received for CP 43-55 on May 27, 2025; and

WHEREAS, OMG Midwest, Incorporated, dba Minnesota Paving & Materials submitted the low bid of \$2,856,760.28 for CP 43-55; and

WHEREAS, staff has reviewed the qualifications of the bidder and recommends award to OMG Midwest, Incorporated, dba Minnesota Paving & Materials, as the lowest responsive and responsible bidder in an amount not to exceed \$2,856,760.28; and

WHEREAS, by Resolution No. 23-587 (December 19, 2023), the County executed a contract with Alliant Engineering, Incorporated, for preliminary and final design engineering consulting services for an amount not to exceed \$264,520; and

WHEREAS, by Resolution No. 24-518 (October 29, 2024), the County executed a contract amendment with Alliant Engineering, Incorporated, for preliminary and final design engineering consulting services for an amount not to exceed \$110,500; and

WHEREAS, County staff recognizes that the proposed additional tasks are necessary for the success of the project and recommends their completion; and

WHEREAS, staff negotiated a second amendment amount of \$38,195.00 with Alliant Engineering, Incorporated, bringing the total contract not to exceed amount to \$413,215.00 to complete the work; and

WHEREAS, direct purchase of the traffic signal steel greatly increases the likelihood of completing construction for CP 43-55 in the fall of 2025; and

WHEREAS, Dakota County solicited quotes from three vendors on May 27, 2025; and

WHEREAS, one vendor was non-responsive, one vendor declined to quote, and Millerbernd Manufacturing Company submitted a quote that fulfilled the project requirements on May 30, 2025; and

WHEREAS, staff has reviewed the proposed costs and determined that they reflect the fair market value of the traffic signal steel; and

WHEREAS, the total cost of the proposed contract with Millerbernd Manufacturing Company is quoted to be \$108,596.00; and

WHEREAS, a budget amendment is needed for the execution of a construction contract.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes its Transportation Director to execute a contract with OMG Midwest, Incorporated, dba Minnesota Paving & Materials in an amount not to exceed \$2,856,760.28 for County Project 43-55, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute a second amendment to the contract with Alliant Engineering, Incorporated, for additional services necessary for County Project 43-55 in an amount not to exceed \$38,195.00, resulting in a total amended contract not to exceed \$413,215.00, 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 authorizes the County Manager, or their designee, to execute a contract with Millerbernd Manufacturing Company for the procurement of signal steel in the amount not to exceed \$108,596.00 for County Project 43-55, subject to approval by the County Attorney's Office as to form; and

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

Expense

CP 43-55	<u>\$1,721,100</u>
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Total Expense	\$1,721,100
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Revenue

CP 43-55 (CSAH)	<u>\$1,721,100</u>
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Total Revenue	\$1,721,100
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Ayes: 6

11.10 Resolution No: 25-310

Approval Of Final Plats Recommended By Plat Commission

Motion: Joe Atkins

Second: Mary Hamann-Roland

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

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

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

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

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

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

FARMINGTON INDUSTRIAL PARK 4TH ADDITION Farmington

Ayes: 6

11.11 Resolution No: 25-311

Authorization To Execute Sublease Agreement Between Dakota County And State Of Minnesota Department Of Administration For Office Space Located In Burnsville Workforce Center

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, the Dakota County Board of Commissioners must approve all leases; and

WHEREAS, the State of Minnesota Department of Administration, acting for the benefit of the Department of Employment and Economic Development (DEED), has executed a lease agreement with Gateway Investors LLC for office space located at 350 West Burnsville Parkway, in Burnsville, MN; and

WHEREAS, the Dakota County Department of Employment and Economic Assistance will execute a sublease agreement with DEED to use approximately 396 square feet of space to provide employment-related services from January 1, 2025, through December 31, 2029; and

WHEREAS, Facilities Management, along with Employment and Economic Assistance staff and the State of Minnesota Department of Administration, acting for the benefit of DEED, have agreed to the sublease agreement terms for the space; and

WHEREAS, the rental rate is based on, and matches, the negotiated rate between DEED and the landlord; and

WHEREAS, the County Board finds that the lease is consistent with the County's interest in providing employment-related services.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Facilities Management Director to execute a sublease agreement, substantially as attached, with the State of Minnesota Department of Administration, acting for the benefit of the Department of Employment and Economic Development for use of approximately 396 square feet of space, according to the following rental rates,

subject to approval by the County Attorney's Office as to form:

January 1 through December 31, 2025 - \$27.13 per square foot, or \$10,743.48 per year.

January 1 through December 31, 2026 - \$28.08 per square foot, or \$11,119.68 per year.

January 1 through December 31, 2027 - \$29.06 per square foot, or \$11,507.76 per year.

January 1 through December 31, 2028 - \$30.07 per square foot, or \$11,907.72 per year.

January 1 through December 31, 2029 - \$31.13 per square foot, or \$12,327.48 per year.

Ayes: 6

11.12 Resolution No: 25-312

Authorization To Submit Amendments Of Regional Bicycle Transportation Network To Metropolitan Council

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, Dakota County has adopted Greenway Master Plans and completed the 2040 Transportation Plan to identify trail needs along County highways and within greenway corridors; and

WHEREAS, the Metropolitan Council has identified the Regional Bicycle Transportation Network (RBTN) as priority corridors for regional bicycle planning and investment; and

WHEREAS, on May 6th, 2025, the Metropolitan Council notified agencies that a process had begun to consider changes to the RBTN; and

WHEREAS, 14 recommended changes in Dakota County have been identified that may be eligible to be added or amended to the RBTN.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the submission of an amendment to the Regional Bicycle Transportation Network to the Metropolitan Council to designate changes to the Regional Bicycle Transportation Network Corridors:

- 1) CSAH 63 - CSAH 8 to CSAH 4: Corridor Extension
- 2) CSAH 73/Barns Ave - CSAH 28 to CSAH 71: Corridor Extension
- 3) CSAH 71/Rich Valley Blvd. - CSAH 149 to CSAH 32: New
- 4) CSAH 28 - CSAH 56 to Blaine Ave & Hwy 3 to CSAH 63: Corridor Extensions
- 5) CSAH 43/Lexington - CSAH 32/Cliff Rd to TH 13: New
- 6) CSAH 11 - CSAH 38 to CSAH 32: New
- 7) CSAH 73/Akon Ave - CSAH 32 to CSAH 42: New
- 8) CSAH 46 - Akron Ave. to CSAH 31: New
- 9) CSAH 9/179th - CSAH 23/Cedar to Diamond Path: New

- 10) Vermillion Highlands Greenway - CSAH 42 to Farmington via Whitetail Woods: New
- 11) CSAH 54 - Hastings to Goodhue County (Extension of Mississippi River Greenway): New
- 12) CSAH 9 - Lakeville to Scott County: New
- 13) CSAH 70 - CSAH 9 to Scott County: New
- 14) Mill Towns State Trail - Cannon Falls to Northfield via Randolph: New

Ayes: 6

11.13 Resolution No: 25-313

Authorization To Grant Easement To City Of Farmington For Extension Of Spruce Street

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, the County of Dakota owns Parcel Identification Number 14-03600-05-012 (Property) in the City of Farmington (City), which is currently used for Transportation purposes; and

WHEREAS, the City is planning to extend Spruce Street from Dushane Parkway to Eaton Avenue to accommodate future development; and

WHEREAS, the extension of Spruce Street requires a 35-foot-wide permanent right of way easement on the southern portion of the Property, encompassing 11,759 square feet, legally described as follows:

The South 35.00 feet of the West 10 acres of the Southwest Quarter of the
Northeast Quarter of Section 36, Township 114, Range 20, Dakota
County,
Minnesota.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby grants and authorizes the Board Chair to execute the permanent right of way easement legally described above to the City of Farmington to extend Spruce Street, subject to approval by the County Attorney's Office as to form.

Ayes: 6

11.14 Resolution No: 25-314

Approval Of Dakota County Consortium 2025-2029 Five-Year Consolidated Plan And Fiscal Year 2025 One-Year Action Plan For Community Development Block Grant, HOME Investment Partnerships, And Emergency Solutions Grant Programs

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, Dakota County is an Entitlement County for funds through the Community Development Block Grant (CDBG) Program and Emergency Solutions Grant (ESG) Program and a Participating Jurisdiction for the HOME Investment Partnerships (HOME) Program; and

WHEREAS, Dakota County's Participating Jurisdiction status under the HOME Program pertains to a multi-jurisdiction consortium created in 1992 that includes Anoka, Washington, and suburban Ramsey Counties and the City of Woodbury (HOME Consortium); and

WHEREAS, Dakota County is designated as the Lead Agency for the HOME Consortium, responsible for certain administrative and reporting functions of the HOME Program; and

WHEREAS, the Dakota County Community Development Agency (CDA) administers the CDBG, HOME, and ESG programs on behalf of Dakota County, thereby requiring agreements between the U.S. Department of Housing and Urban Development (HUD) and Dakota County for the CDBG, HOME, and ESG funds and between Dakota County and the Dakota County CDA for CDBG, HOME, and ESG program administration; and

WHEREAS, HUD requires the development and submission of the 2025-2029 Five-Year Consolidated Plan that outlines the strategies and objectives of Dakota County's use of the federal funds; and

WHEREAS, HUD further requires the development and submission of the Fiscal Year (FY) 2025 One-Year Action Plan that proposes the allocation of the annual CDBG, HOME, and ESG funds to local governments and housing providers in the County; and

WHEREAS, CDA staff have worked with participating communities and agencies to identify CDBG, HOME, and ESG activities for FY 2025; and

WHEREAS, the proposed activities for HUD funds meet the housing and community development priorities identified in the Dakota County 2025-2029 Five-Year Consolidated Plan; and

WHEREAS, the Dakota County FY 2025 CDBG allocation is \$1,893,442 with \$400,000 of anticipated program income; the Dakota County FY 2025 HOME allocation is \$907,655.92, including program income (Consortium total of \$2,549,959.03); and the Dakota County FY 2025 ESG allocation is \$164,692; and

WHEREAS, CDA staff recommends allocating FY 2025 CDBG funds to 26 eligible activities for cities and townships, three Countywide activities, and two grant administration activities as follows: affordable housing rehab (64%), public services (12%), neighborhood revitalization (5.5%), planning (4%), downpayment assistance (2.5%), and grant administration (12.5%); and

WHEREAS, CDA staff recommends allocating FY 2025 HOME funds to four eligible activities as follows: affordable rental housing (36.5%), affordable homeowner housing (36.5%), Community Housing Development Organization

activities (13%), and grant administration (14%); and

WHEREAS, CDA staff recommends allocating FY 2025 ESG funds to five eligible activities as follows: emergency shelter operations (60%), rapid re-housing activities (27.5%), homelessness prevention activities (2%), Homeless Management Information System (3%), and grant administration (7.5%); and

WHEREAS, HUD requires a public notice be published and a public hearing be held to receive comments and inform the public on the Dakota County Consortium 2025-2029 Five-Year Consolidated Plan and the FY 2025 One-Year Action Plan; and

WHEREAS, public notice of a minimum 30-day public comment period was published in the Hastings Journal and the Star Tribune on March 6, 2025, and a public hearing notice was published in the Hastings Journal and Star Tribune on April 3, 2025, and posted on the Dakota County CDA website at www.dakotacda.org; and

WHEREAS, the Dakota County Board of Commissioners conducted a public hearing on April 22, 2025, to receive comments on the Dakota County 2025-2029 Five-Year Consolidated Plan and Fiscal Year 2025 One-Year Action Plan, and no comments were received at the hearing nor were comments submitted to the CDA.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners approves the Dakota County Consortium 2025-2029 Five-Year Consolidated Plan and Fiscal Year 2025 One-Year Action Plan for submission to the Department of Housing and Urban Development and hereby approves the 2025 Residential Anti-Displacement and Relocation Assistance Plan, the 2025 Written Standards for the Emergency Solutions Grant Program, and the 2025 Citizen Participation Plan; and

BE IT FURTHER RESOLVED, That the County Board Chair is hereby authorized to sign the application to the Department of Housing and Urban Development for Fiscal Year 2025 Community Development Block Grant, HOME Investment Partnerships, and Emergency Solutions Grant Programs and the Local Government and Specific Community Development Block Grant, HOME Investment Partnerships, and Emergency Solutions Grant Certifications; and

BE IT FURTHER RESOLVED, That the County Board Chair is hereby authorized to execute Fiscal Year 2025 Community Development Block Grant, HOME Investment Partnerships, and Emergency Solutions Grant agreements with the Department of Housing and Urban Development for the acceptance of Community Development Block Grant funds totaling \$1,893,442, HOME Investment Partnership funds totaling \$2,549,959.03 for the Consortium with \$907,655.92 distributed to Dakota County including program income, and Emergency Solutions Grant funds totaling \$164,692; and a subrecipient

agreement with the Dakota County Community Development Agency for the administration of the Community Development Block Grant, HOME Investment Partnerships, and Emergency Solutions Grant Programs, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Community Development Agency Director of Community and Economic Development is hereby designated as the certifying officer for environmental reviews for the Community Development Block Grant, HOME Investment Partnerships, Emergency Solutions Grant Programs, and Capital Fund Projects.

Ayes: 6

12. Public Services and Revenue

12.1 Resolution No: 25-315

Approval Of Application For Assemblage Of Large Numbers Of People License For Little Log House Properties, Inc.

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, an application has been submitted by Little Log House Properties, Inc. to hold the Antique Power Show at Little Log House Properties in Marsha Township; and

WHEREAS, the Dakota County Board of Commissioners is the local governing body having jurisdiction over the proposed license, and the application has been reviewed for compliance with the County Ordinance No. 112 and has been approved by the Public Services and Revenue Division, Public Health Department, Risk Management Department, Transportation Department and Sheriff's Office; and

WHEREAS, Marshan Township approved the application on June 17, 2025.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the application for Assemblage of Large Numbers of People License received by Little Log House Properties, Inc. to hold the Antique Power Show on July 25-27, 2025, from 10:00 a.m. until 5:00 p.m. each day at Little Log House Properties in Marshan Township, and authorizes the Public Services and Revenue division to issue the license.

Ayes: 6

REGULAR AGENDA

13. Central Operations

13.1 Report On Results Of 2025 Multi-County Residential Opinion Survey

Erin Caldwell, Polco Representative, presented this item and responded to questions.

The presentation summarized findings from the 2025 multi-county residential

opinion survey of Dakota County, emphasizing community diversity and feedback. Key issues included the influence of water quality on responses, the need for deeper analysis of trends, and challenges in defining affordable housing. It highlighted the Dakota County Community Development Agency's role in housing issues and the importance of continuous data collection for policy and community improvement.

Information only; no action requested.

13.2 Resolution No: 25-316

Authorization To Issue And Award Sale Of General Obligation Capital Improvement Plan Bonds, Series 2025A And Adopt Post-Issuance Debt Compliance Policy

Motion: Mary Hamann-Roland

Second: William Droste

Leng Vang, Deputy Finance Director, presented this topic and responded to questions. Dan Tienter, Municipal Advisor from Ehlers, also presented and discussed details about the bond award.

The discussion on Dakota County's credit rating and bond issuance reveals the financial advantages of having an AAA rating, which boosts market confidence for essential services. Ehlers points out that the bonds are backed by general obligation, ensuring the county's commitment to bond payments and highlighting the stability provided by the AAA rating. Commissioners thanked the county staff for their efforts.

This item was approved as amended.

WHEREAS, on January 7, 2025, the County Board held a hearing on the Bond Capital Improvement Plan (CIP) to receive public comments on the County's intent to issue general obligation bonds (Bonds) for the construction of a Lebanon Hills Maintenance Facility and improvements to the Wentworth and Burnhaven libraries; and

WHEREAS, following the public hearing, the County Board approved the Bond CIP, in the maximum principal amount of \$38,240,000; and

WHEREAS, on March 11, 2025, the County Board called for the sale of \$38,140,000; and

WHEREAS, due to delays in the process and reduction in capitalized interest, the presale amount was \$37,930,000; and

WHEREAS, the County's financial advisor, Ehlers and Associates, Inc., ("Ehlers") accepted bids on June 23, 2025; and

WHEREAS, Ehlers recommends the qualified bid with lowest true interest cost; and

WHEREAS, the County of Dakota, Minnesota, has previously issued, and may in the future issue, bonds, notes, or other debt obligations; and

WHEREAS, compliance with federal tax laws, securities laws, and other applicable regulations is essential to maintain the tax-exempt status or tax-advantaged nature of such debt obligations, and to avoid penalties, sanctions, or other adverse consequences for the County; and

WHEREAS, the County recognizes its ongoing responsibility to ensure compliance with all covenants, representations, and requirements related to its outstanding debt obligations throughout their term; and

WHEREAS, a comprehensive Post-Issuance Debt Compliance Policy provides a framework for managing and monitoring the County's compliance obligations, thereby mitigating risks, protecting the County's financial integrity, and promoting sound financial management.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves as follows:

1. Adoption of Policy: The Post-Issuance Debt Compliance Policy, in substantially the form as presented, is hereby adopted by the County.
2. Implementation and Responsibility: The County Manager, in conjunction with the Finance Director, is hereby authorized and directed to implement and administer the Post-Issuance Debt Compliance Policy and to establish such procedures, controls, and training as may be necessary or appropriate to ensure ongoing compliance with the Policy. All relevant County departments and personnel are directed to cooperate fully in the execution of this Policy.
3. Regular Review: The Post-Issuance Debt Compliance Policy shall be reviewed periodically, by the Finance Director and presented to the Senior Leadership Team or the Board of Commissioners for review and potential amendment, to ensure its continued effectiveness and compliance with applicable laws and regulations.
4. Authorization for Action: The County Manager and Finance Director are further authorized to take all actions necessary or appropriate to ensure compliance with the Post-Issuance Debt Compliance Policy, including but not limited to, maintaining necessary records, filing reports, engaging outside counsel or financial advisors as needed, and reporting any significant non-compliance issues to the Board of Commissioners.
5. Effective Date: This Resolution shall be effective immediately upon its adoption. The Finance Director shall update any other county policy or procedure to fully implement the Post-Issuance Debt Compliance Policy.

; and

BE IT FURTHER RESOLVED, by the Board of County Commissioners (the "Board") of Dakota County, Minnesota (the "County"), as follows:

SECTION 1. AUTHORIZATION AND SALE.

1.01. Authorization. On January 7, 2025, this Board held a public hearing on the adoption of its Capital Improvement Plan (the "Plan") and the question of issuing General Obligation Capital Improvement Plan Bonds pursuant to Minnesota Statutes, Section 373.40 in an amount not to exceed \$38,240,000 for the purpose of financing construction of projects described in the Plan (the "Project"), after notice duly published in the official newspaper of the County as set forth in Minnesota Statutes, Section 373.40, subdivision 2. No petition requesting a vote on the question of adopting the Plan or issuing the Bonds was filed within 30 days of January 7, 2025.

By resolution adopted on March 11, 2025, this Board determined it to be in the best interest of the County for the County to issue its General Obligation Capital Improvement Plan Bonds, Series 2025A (the "Bonds"), in an amount not to exceed \$38,240,000, to finance the Project and the costs of issuance of the Bonds.

The maximum principal and interest to become due in any year on the Bonds (\$3,041,775.00) and all other bonds issued by the County under Minnesota Statutes, Section 373.40 (\$0) is less than 0.12 percent (\$90,386,408) of the estimated market value of property in the County (approximately \$75,322,006,900). This Board hereby finds that the Bonds may be issued without an election pursuant to Minnesota Statutes, Section 373.40, subdivision 2.

1.02. Sale. The County has retained Ehlers & Associates, Inc. ("Ehlers") as independent municipal advisor in connection with the sale of the Bonds. Pursuant to Minnesota Statutes, Section 475.60, subdivision 2, paragraph 9, the requirements as to a public sale do not apply to the issuance of the Bonds. Pursuant to the Preliminary Official Statement prepared on behalf of the County by Ehlers, proposals for the purchase of the Bonds were received at or before the time specified for receipt of proposals.

The proposals have been opened, publicly read and considered and the purchase price, interest rates and net interest cost under the terms of each proposal have been determined. The most favorable proposal received is that of Raymond James & Associates, Inc., in St. Petersburg, Florida (the "Purchaser"), to purchase the Bonds in the principal amount of \$35,640,000, at a price of \$37,683,424.49 plus accrued interest, if any, on all Bonds to the day of delivery and payment, on the further terms and conditions hereinafter set forth.

1.03. Award. The sale of the Bonds is hereby awarded to the Purchaser, and the Chairperson and County Financial Services Director are hereby authorized and directed to execute a contract on behalf of the County for the sale of the Bonds in accordance with the Preliminary Official Statement. The good faith deposit of the Purchaser shall be retained and deposited by the County until the Bonds have been delivered, and shall be deducted from the purchase price paid at settlement.

1.04. Issuance of Bonds. All acts, conditions and things which are required by the Constitution and laws of the State of Minnesota to be done, to exist, to happen and to be performed precedent to and in the valid issuance of the Bonds having been done, now existing, having happened and having been performed, it is now necessary for the Board to establish the form and terms of the Bonds, to provide security therefor and to issue the Bonds forthwith.

SECTION 2. BOND TERMS; REGISTRATION; EXECUTION AND DELIVERY.

2.01. Maturities; Interest Rates; Denominations and Payment. The Bonds shall be originally dated as of July 10, 2025, shall be in the denomination of \$5,000 each, or any integral multiple thereof, of single maturities. The Bonds shall mature on February 1 in the years and amounts stated below, and shall bear interest from date of original issue until paid or duly called for redemption at the annual rates set forth opposite such years and amounts, as follows:

<u>Maturity</u>	<u>Principal Amount</u>		<u>Rate</u>	<u>Maturity</u>
	<u>Principal</u>	<u>Amount</u>	<u>Rate</u>	
2027	\$1,395,000		2036	\$2,165,000
		5.00%		
2028	1,465,000	5.00	2037	2,270,000
		5.00%		
2029	1,535,000	5.00	2038	2,385,000
		4.000		
2030	1,615,000	5.00	2039	2,480,000
		4.000		
2031	1,695,000	5.00	2040	2,580,000
		4.000		
2032	1,780,000	5.00	2041	2,685,000
		4.000		
2033	1,870,000	5.00	2043	5,700,000
		4.375		
2034	1,960,000	5.00		
2035	2,060,000	5.00		

The Bonds shall be issuable only in fully registered form. The interest thereon and, upon surrender of each Bond, the principal amount thereof shall be payable by check or draft issued by the Registrar described herein, provided that, so long as the Bonds are registered in the name of a securities depository,

or a nominee thereof, in accordance with Section 2.07 hereof, principal and interest shall be payable in accordance with the operational arrangements of the securities depository.

2.02. Dates and Interest Payment Dates. Upon initial delivery of the Bonds pursuant to Section 2.06 and upon any subsequent transfer or exchange pursuant to Section 2.05, the date of authentication shall be noted on each Bond so delivered, exchanged or transferred. Interest on the Bonds shall be payable semiannually on February 1 and August 1, commencing February 1, 2026, each such date being referred to herein as an Interest Payment Date, to the person in whose name the Bonds are registered on the Bond Register, as hereinafter defined, at the Registrar's close of business on the fifteenth day of the calendar month next preceding such Interest Payment Date, whether or not such day is a business day. Interest shall be computed on the basis of a 360-day year composed of twelve 30-day months.

2.03. Redemption. Bonds maturing in 2036 and later years shall be subject to redemption and prepayment at the option of the County, in whole or in part, in such order of maturity dates as the County may select and, within a maturity, by lot as selected by the Registrar (or, if applicable, by the bond depository in accordance with its customary procedures) in multiples of \$5,000, on February 1, 2035, and on any date thereafter, at a price equal to the principal amount thereof and accrued interest to the date of redemption.

The County Financial Services Director shall cause notice of the call for redemption thereof to be published if and as required by law and, at least thirty days prior to the designated redemption date, shall cause notice of call for redemption to be mailed, by first class mail, to the registered holders of any Bond to be redeemed at their addresses as they appear on the bond register described in Section 2.05 hereof, provided that notice shall be given to any securities depository in accordance with its operational arrangements. No defect in or failure to give such mailed notice of redemption shall affect the validity of proceedings for the redemption of any Bond not affected by such defect or failure. Official notice of redemption having been given as aforesaid, the Bonds or portions of Bonds so to be redeemed shall, on the redemption date, become due and payable at the redemption price therein specified and from and after such date (unless the County shall default in the payment of the redemption price) such Bonds or portions of Bonds shall cease to bear interest. Upon partial redemption of any Bond, a new Bond or Bonds will be delivered to the registered owner without charge, representing the remaining principal amount outstanding.

Bonds maturing on February 1, 2043 (the "Term Bonds") shall be subject to mandatory redemption prior to maturity pursuant to the sinking fund requirements of this Section 2.03 at a redemption price equal to the stated principal amount thereof plus interest accrued thereon to the redemption date, without premium. The Registrar shall select for redemption, by lot or other manner deemed fair, on February 1 in each of the following years the following stated principal amounts of such Bonds:

Year

Principal Amount

2041	\$2,685,000
2042	2,790,000
2043*	2,910,000
_*Stated Maturity	

Notice of redemption shall be given as provided in the preceding paragraph.

2.04. Appointment of Initial Registrar. The County hereby appoints Bond Trust Services Corporation, in Roseville, Minnesota, as the initial registrar, transfer agent and paying agent (the "Registrar"). The Chairperson and County Financial Services Director are authorized to execute and deliver, on behalf of the County, a contract with the Registrar. Upon merger or consolidation of the Registrar with another corporation, if the resulting corporation is a bank or trust company authorized by law to conduct such business, such corporation shall be authorized to act as successor Registrar. The County agrees to pay the reasonable and customary charges of the Registrar for the services performed. The County reserves the right to remove the Registrar, effective upon not less than thirty (30) days' written notice and upon the appointment of (and acceptance of such appointment by) a successor Registrar, in which event the predecessor Registrar shall deliver all cash and Bonds in its possession to the successor Registrar and shall deliver the bond register to the successor Registrar.

2.05. Registration. The effect of registration and the rights and duties of the County and the Registrar with respect thereto shall be as follows:

(a) Register. The Registrar shall keep at its principal corporate trust office a bond register in which the Registrar shall provide for the registration of ownership of Bonds and the registration of transfers and exchanges of Bonds entitled to be registered, transferred or exchanged.

(b) Transfer of Bonds. Upon surrender for transfer of any Bond duly endorsed by the registered owner thereof or accompanied by a written instrument of transfer, in form satisfactory to the Registrar, duly executed by the registered owner thereof or by an attorney duly authorized by the registered owner in writing, the Registrar shall authenticate and deliver, in the name of the designated transferee or transferees, one or more new Bonds of a like aggregate principal amount and maturity, as requested by the transferor. The Registrar may, however, close the books for registration of any transfer after the fifteenth day of the month preceding each interest payment date and until such interest payment date.

(c) Exchange of Bonds. Whenever any Bonds are surrendered by the registered owner for exchange the Registrar shall authenticate and deliver one or more new Bonds of a like aggregate principal amount and maturity, as requested by the registered owner or the owner's attorney in writing.

(d) Cancellation. All Bonds surrendered upon any transfer or exchange shall be promptly canceled by the Registrar and thereafter disposed of as directed by the

County.

(e) Improper or Unauthorized Transfer. When any Bond is presented to the Registrar for transfer, the Registrar may refuse to transfer the same until it is satisfied that the endorsement on such Bond or separate instrument of transfer is valid and genuine and that the requested transfer is legally authorized. The Registrar shall incur no liability for the refusal, in good faith, to make transfers which it, in its judgment, deems improper or unauthorized.

(f) Persons Deemed Owners. The County and the Registrar may treat the person in whose name any Bond is at any time registered in the bond register as the absolute owner of the Bond, whether the Bond shall be overdue or not, for the purpose of receiving payment of or on account of, the principal of and interest on the Bond and for all other purposes; and all payments made to any registered owner or upon the owner's order shall be valid and effectual to satisfy and discharge the liability upon Bond to the extent of the sum or sums so paid.

(g) Taxes, Fees and Charges. For every transfer or exchange of Bonds (except for an exchange upon a partial redemption of a Bond), the Registrar may impose a charge upon the owner thereof sufficient to reimburse the Registrar for any tax, fee or other governmental charge required to be paid with respect to such transfer or exchange.

(h) Mutilated, Lost, Stolen or Destroyed Bonds. In case any Bond shall become mutilated or be destroyed, stolen or lost, the Registrar shall deliver a new Bond of like amount, number, maturity date and tenor in exchange and substitution for and upon cancellation of any such mutilated Bond or in lieu of and in substitution for any Bond destroyed, stolen or lost, upon the payment of the reasonable expenses and charges of the Registrar in connection therewith; and, in the case of a Bond destroyed, stolen or lost, upon filing with the Registrar of evidence satisfactory to it that the Bond was destroyed, stolen or lost, and of the ownership thereof, and upon furnishing to the Registrar of an appropriate bond or indemnity in form, substance and amount satisfactory to it, in which both the County and the Registrar shall be named as obligees. All Bonds so surrendered to the Registrar shall be canceled by it and evidence of such cancellation shall be given to the County. If the mutilated, destroyed, stolen or lost Bond has already matured or been called for redemption in accordance with its terms it shall not be necessary to issue a new Bond prior to payment.

(i) Authenticating Agent. The Registrar is hereby designated authenticating agent for the Bonds, within the meaning of Minnesota Statutes, Section 475.55, Subdivision 1, as amended.

(j) Valid Obligations. All Bonds issued upon any transfer or exchange of Bonds shall be the valid obligations of the County, evidencing the same debt, and entitled to the same benefits under this Resolution as the Bonds surrendered upon such transfer or exchange.

2.06. Execution, Authentication and Delivery. The Bonds shall be prepared under the direction of the County Financial Services Director and shall be executed on behalf of the County by the signatures of the Chairperson and County Financial Services Director, provided that the signatures may be printed, engraved or lithographed facsimiles of the originals. In case any officer whose signature or a facsimile of whose signature shall appear on the Bonds shall cease to be such officer before the delivery of any Bond, such signature or facsimile shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until delivery. Notwithstanding such execution, no Bond shall be valid or obligatory for any purpose or entitled to any security or benefit under this Resolution unless and until a certificate of authentication on the Bond has been duly executed by the manual signature of an authorized representative of the Registrar. Certificates of authentication on different Bonds need not be signed by the same representative. The executed certificate of authentication on each Bond shall be conclusive evidence that it has been authenticated and delivered under this Resolution. When the Bonds have been prepared, executed and authenticated, the County Financial Services Director shall deliver them to the Purchaser upon payment of the purchase price in accordance with the contract of sale heretofore executed, and the Purchaser shall not be obligated to see to the application of the purchase price.

2.07. Securities Depository. (a) For purposes of this section the following terms shall have the following meanings:

“Beneficial Owner” shall mean, whenever used with respect to a Bond, the person in whose name such Bond is recorded as the beneficial owner of such Bond by a Participant on the records of such Participant, or such person’s subrogee.

“Cede & Co.” shall mean Cede & Co., the nominee of DTC, and any successor nominee of DTC with respect to the Bonds.

“DTC” shall mean The Depository Trust Company of New York, New York.

“Participant” shall mean any broker-dealer, bank or other financial institution for which DTC holds Bonds as securities depository.

“Representation Letter” shall mean the Representation Letter pursuant to which the sender agrees to comply with DTC’s Operational Arrangements.

(b) The Bonds shall be initially issued as separately authenticated fully registered bonds, and one Bond shall be issued in the principal amount of each stated maturity of the Bonds. Upon initial issuance, the ownership of such Bonds shall be registered in the bond register in the name of Cede & Co., as nominee of DTC. The Registrar and the County may treat DTC (or its nominee) as the sole and exclusive owner of the Bonds registered in its name for the purposes of payment of the principal of or interest on the Bonds, selecting the Bonds or portions thereof to be redeemed, if any, giving any notice permitted or

required to be given to registered owners of Bonds under this resolution, registering the transfer of Bonds, and for all other purposes whatsoever, and neither the Registrar nor the County shall be affected by any notice to the contrary. Neither the Registrar nor the County shall have any responsibility or obligation to any Participant, any person claiming a beneficial ownership interest in the Bonds under or through DTC or any Participant, or any other person which is not shown on the bond register as being a registered owner of any Bonds, with respect to the accuracy of any records maintained by DTC or any Participant, with respect to the payment by DTC or any Participant of any amount with respect to the principal of or interest on the Bonds, with respect to any notice which is permitted or required to be given to owners of Bonds under this resolution, or with respect to any consent given or other action taken by DTC as registered owner of the Bonds. So long as any Bond is registered in the name of Cede & Co., as nominee of DTC, the Registrar shall pay all principal of and interest on such Bond, and shall give all notices with respect to such Bond, only to Cede & Co. in accordance with DTC's Operational Arrangements, and all such payments shall be valid and effective to fully satisfy and discharge the County's obligations with respect to the principal of and interest on the Bonds to the extent of the sum or sums so paid. No person other than DTC shall receive an authenticated Bond for each separate stated maturity evidencing the obligation of the County to make payments of principal and interest. Upon delivery by DTC to the Registrar of written notice to the effect that DTC has determined to substitute a new nominee in place of Cede & Co., the Bonds will be transferable to such new nominee in accordance with paragraph (e) hereof.

(c) In the event the County determines that it is in the best interest of the Beneficial Owners that they be able to obtain Bonds in the form of bond certificates, the County may notify DTC and the Registrar, whereupon DTC shall notify the Participants of the availability through DTC of Bonds in the form of certificates. In such event, the Bonds will be transferable in accordance with paragraph (e) hereof. DTC may determine to discontinue providing its services with respect to the Bonds at any time by giving notice to the County and the Registrar and discharging its responsibilities with respect thereto under applicable law. In such event the Bonds will be transferable in accordance with paragraph (e) hereof.

(d) The execution and delivery of the Representation Letter to DTC by the Chairperson or County Financial Services Director, if not previously filed, is hereby authorized and directed.

(e) In the event that any transfer or exchange of Bonds is permitted under paragraph (b) or (c) hereof, such transfer or exchange shall be accomplished upon receipt by the Registrar of the Bonds to be transferred or exchanged and appropriate instruments of transfer to the permitted transferee in accordance with the provisions of this resolution. In the event Bonds in the form of certificates are issued to owners other than Cede & Co., its successor as nominee for DTC as owner of all the Bonds, or another securities depository as owner of all the Bonds, the provisions of this resolution shall also apply to all

matters relating thereto, including, without limitation, the printing of such Bonds in the form of bond certificates and the method of payment of principal of and interest on such Bonds in the form of bond certificates.

2.08. Form of Bonds. The Bonds shall be prepared in substantially the form attached as Exhibit A hereto.

SECTION 3. GENERAL OBLIGATION CAPITAL IMPROVEMENT PLAN BONDS, SERIES 2025A CONSTRUCTION FUND. There is hereby established in the official books and records of the County a separate General Obligation Capital Improvement Plan Bonds, Series 2025A Construction Fund (the "Construction Fund"). The County Financial Services Director shall continue to maintain the Construction Fund until all costs and expenses incurred in connection with the Project have been duly paid or provided for. The County hereby appropriates to the Construction Fund proceeds of the Bonds in the amount of \$36,764,924.28, representing the estimated cost of the Project (\$36,600,357.28) and costs of issuance of the Bonds (\$164,567.00). After payment of all costs incurred with respect to the Project, the Construction Fund shall be discontinued and any proceeds of the Bonds remaining therein shall be credited to the Bond Fund described in Section 4 hereof.

SECTION 4. GENERAL OBLIGATION CAPITAL IMPROVEMENT PLAN BONDS, SERIES 2025A BOND FUND. The Bonds shall be payable from a separate General Obligation Capital Improvement Plan Bonds, Series 2025A Bond Fund (the "Bond Fund") of the County, which Bond Fund the County agrees to maintain until the Bonds have been paid in full. Into the Bond Fund shall be paid: (a) proceeds of the Bonds in the amount of \$918,500.21; (b) any funds received from the Purchaser upon delivery of the Bonds in excess of the amount required by Section 3 to be credited to the Construction Fund and amounts for payment of costs of issuance of the Bonds; (c) the amounts specified in Section 3 above, after payment of all costs of the Project; (d) all taxes levied and collected pursuant to Section 5; and (e) any other funds appropriated by the Board for the payment of the Bonds. The principal of and interest on the Bonds shall be payable from the Bond Fund, and the money on hand in the Bond Fund from time to time shall be used only to pay the principal of and interest on the Bonds. On or before each principal and interest payment date for the Bonds, the County Financial Services Director is directed to remit to the Registrar from funds on deposit in the Bond Fund the amount needed to pay principal and interest on the Bonds on the next succeeding principal and interest payment date. If the balance in the Bond Fund is at any time insufficient to pay all interest and principal then due on all Bonds payable therefrom, the payment shall be made from any fund of the County which is available for that purpose, subject to reimbursement from the Bond Fund when the balance therein is sufficient, and the County covenants and agrees that it will each year levy a sufficient amount of ad valorem taxes to take care of any accumulated or anticipated deficiency, which levy is not subject to any constitutional or statutory limitation.

SECTION 5. PLEDGE OF TAXING POWERS. For the prompt and full payment

of the principal of and interest on the Bonds as such payments respectively become due, the full faith, credit and unlimited taxing powers of the County shall be and are hereby irrevocably pledged. In order to produce aggregate amounts not less than 5% in excess of the amounts needed to meet when due the principal and interest payments on the Bonds, ad valorem taxes are hereby levied on all taxable property in the County, the taxes to be levied and collected in the following years and amounts:

Levy Years Collection Years Amount

See attached Schedule I

The taxes shall be irrepealable as long as any of the Bonds are outstanding and unpaid, provided that the County reserves the right and power to reduce the tax levies from other legally available funds, in accordance with the provisions of Minnesota Statutes, Section 475.61.

SECTION 6. BOND FUND BALANCE RESTRICTION. In order to ensure compliance with the Internal Revenue Code of 1986, as amended (the "Code"), and applicable Treasury Regulations thereunder (the "Regulations"), upon allocation of any funds to the Bond Fund, the balance then on hand in the Bond Fund shall be ascertained. If it exceeds the amount of principal and interest on the Bonds to become due and payable through February 1 next following, plus a reasonable carryover equal to 1/12th of the debt service due in the following bond year, the excess shall (unless an opinion is otherwise received from bond counsel) be used to prepay the Bonds, or invested at a yield which does not exceed the yield on the Bonds calculated in accordance with Section 148 of the Code.

SECTION 7. Defeasance. When all of the Bonds have been discharged as provided in this Section, all pledges, covenants and other rights granted by this Resolution to the registered owners of the Bonds shall cease. The County may discharge its obligations with respect to any Bonds which are due on any date by depositing with the Registrar on or before that date a sum sufficient for the payment thereof in full; or, if any Bond should not be paid when due, it may nevertheless be discharged by depositing with the Registrar a sum sufficient for the payment thereof in full with interest accrued from the due date to the date of such deposit. The County may also discharge its obligations with respect to any prepayable Bonds called for redemption on any date when they are prepayable according to their terms by depositing with the Registrar on or before that date an amount equal to the principal, redemption premium, if any, and interest then due, provided that notice of such redemption has been duly given as provided herein. The County may also at any time discharge its obligations with respect to any Bonds, subject to the provisions of law now or hereafter authorizing and regulating such action, by depositing irrevocably in escrow, with a bank or trust company qualified by law as an escrow agent for this purpose, cash or securities which are authorized by law to be so deposited, bearing interest payable at such time and at such rates and maturing or callable at the holder's option on such

dates as shall be required to pay all principal and interest to become due thereon to maturity or earlier designated redemption date, provided, however, that if such deposit is made more than ninety days before the maturity date or specified redemption date of the Bonds to be discharged, the County shall have received a written opinion of Bond Counsel to the effect that such deposit does not adversely affect the exemption of interest on any Bonds from federal income taxation and a written report of an accountant or investment banking firm verifying that the deposit is sufficient to pay when due all of the principal and interest on the Bonds to be discharged on and before their maturity dates or, if notice of redemption as herein required has been irrevocably provided for, to such earlier redemption date.

SECTION 8. TAX COVENANTS; ARBITRAGE MATTERS AND CONTINUING DISCLOSURE.

8.01. Covenant. The County covenants and agrees with the owners from time to time of the Bonds, that it will not take, or permit to be taken by any of its officers, employees or agents, any action which would cause the interest on the Bonds to become includable in gross income of the recipient under the Code and applicable Regulations, and covenants to take any and all affirmative actions within its powers to ensure that the interest on the Bonds will not become includable in gross income of the recipient under the Code and applicable Regulations. The County represents and covenants that all improvements financed from the proceeds of the Bonds are and will be owned and operated by the County and available for use by members of the general public on a substantially equal basis. The County has not entered and will not enter into any lease, management contract, operating agreement, use agreement or other contract relating to the use, operation or maintenance of the Project or any part thereof which would cause the Bonds to be considered "private activity bonds" or "private loan bonds" pursuant to Section 141 of the Code.

8.02. Arbitrage Certification. The Chairperson and County Financial Services Director being the officers of the County charged with the responsibility for issuing the Bonds pursuant to this Resolution, are authorized and directed to execute and deliver to the Purchaser a certificate in accordance with the provisions of Section 148 of the Code and applicable Regulations, stating that on the basis of facts, estimates and circumstances in existence on the date of issue and delivery of the Bonds, it is reasonably expected that the proceeds of the Bonds will not be used in a manner that would cause

Ayes: 5

Mike Slavik, Joe Atkins, William Droste, Liz Workman, and Mary Hamann-Roland

Nay: 1

Mary Liz Holberg

14. Closed Executive Session

14.1 Resolution No: 25-317

Closed Executive Session: Discussion Of Legal Strategy In Caleb Duffy v. Dakota County, et al.

Motion: Joe Atkins

Second: William Droste

The time being 10:02 a.m. and pursuant to public notice, the County Board recessed to Conference Room 3A, Administration Center, to conduct in accordance with Minnesota Statutes sections 13D.021 and 13D.03 a Closed Executive Session to discuss the legal strategy in Caleb Duffy v. Dakota County et al.

Will Topka, Attorney IV, briefed this item.

The following were present:

Commissioner Mike Slavik, District 1
Commissioner Joe Atkins, District 2
Commissioner Bill Droste, District 4
Commissioner Liz Workman, District 5
Commissioner Mary Liz Holberg, District 6
Commissioner Mary Hamann-Roland, District 7
Kathy Keena, County Attorney
Tom Donely, First Assistant County Attorney
Justin Hagel, Attorney IV
Allie Gruttner, Law Clerk
Heid Welsch, County Manager
David McKnight, Deputy County Manager
Liz Hansen, Administrative Coordinator
Sarah Fenske, Risk Management Coordinator
Jenny Groskopf, Manager Risk Homeland Security
Joseph Leko, County Sheriff
James Gabriel, Commander

The Closed Executive Session continued until 10:37 a.m., at which time the Board reconvened the County Board meeting with all members present.

WHEREAS, Caleb Duffy, by and through his legal guardian Brian Duffy, (Caleb) was an inmate in the Dakota County jail when he claims Dakota County employees, among others, were deliberately indifferent to his serious medical needs and were negligent; and

WHEREAS, Caleb commenced a lawsuit against Dakota County and Dakota County correctional deputies and officers; and

WHEREAS, the Dakota County Board of Commissioners (Board) seeks legal advice from the County Attorney with respect to litigation strategy, the public disclosure of which would be detrimental to the County's defense of this matter; and

WHEREAS, pursuant to Minn. Stat. § 13D.05, subd. 3(b), the Board by resolution may close a meeting as permitted by the attorney-client privilege.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby closes the Board meeting on June 24, 2025, and recesses to conference room 3A to discuss with the County Attorney the legal strategy in *Caleb Duffy v. Dakota County et al*, United States District Court for the District of Minnesota Court File No.: 24-cv-02777.

Ayes: 6

15. Interagency Reports/Commissioner Updates

Interagency reports and Commissioner updates were presented.

16. County Manager's Report

County Manager Heidi Welsch commended the finance department for their excellent performance, which includes achieving a high bond rating and receiving a budget award for 2025. David McKnight, Deputy County Manager, introduced two new department directors: Will Wallo, the new finance director who has experience in both the public and private sectors, and Tony Gomes, the new IT director with a strong background in IT management across various companies. Both directors expressed their gratitude and eagerness to contribute to the success of Dakota County.

17. Information

17.1 Information

See Attachment for future Board meetings and other activities.

18. Adjournment

18.1 Resolution No: 25-318 Adjournment

Motion: Mary Hamann-Roland

Second: Liz Workman

On a motion by Commissioner Mary Hamann-Roland, seconded by Commissioner Liz Workman, the meeting was adjourned at 10:37 a.m.

Ayes: 6

Mike Slavik
Chair

ATTEST

Heidi Welsch
County Manager