



Dakota County

Board of Commissioners

Minutes

Tuesday, October 8, 2024

9:00 AM

Boardroom, Administration Center,
Hastings, MN

1. Call To Order And Roll Call

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

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

2. Pledge Of Allegiance

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

3. Audience

Chair Atkins noted that all public comments can be sent to CountyAdmin@co.dakota.mn.us
The following came forward with comments:
Tom Lopac (Eagan), Post-Election Review
Katherine Guthrie (Eagan), Election Process
John Joslin (Eagan), Election Process
David Hahn (Apple Valley), Election Process

4. Agenda

4.1 Resolution No: 24-490
Approval of Agenda (Additions/Corrections/Deletions)

Motion: Mary Hamann-Roland

Second: William Droste

Ayes: 7

CONSENT AGENDA

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

5. County Administration - Approval of Minutes**5.1** Resolution No: 24-491

Approval of Minutes of Meeting Held on September 24, 2024

Motion: Mike Slavik

Second: Laurie Halverson

Ayes: 7

6. County Board/County Administration**6.1** Resolution No: 24-492

Scheduling Of Dakota County Board Of Commissioners Transit Workshops

Motion: Mike Slavik

Second: Laurie Halverson

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby schedules Transit workshops for October 29, 2024 10:00 a.m. (or following Regional Railroad Authority), and November 12, 2024, 1:00 p.m., in Conference Room 3A, Administration Center, 1590 Highway 55, Hastings, MN, for the purpose of discussing Transit.

Ayes: 7

6.2 Resolution No: 24-493

Appointment To Public Art Advisory Committee

Motion: Mike Slavik

Second: Laurie Halverson

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby appoints the following individuals to the Public Art Citizen Advisory Committee to complete a term ending December 31, 2024:

District 4, Cheryl Caponi

District 5, Matthew Eppel

Ayes: 7

7. Enterprise Finance and Information Services**7.1** Resolution No: 24-494

Scheduling Of Public Hearing To Receive Comments On Dakota County 2025 Recommended Fee Schedules

Motion: Mike Slavik

Second: Laurie Halverson

WHEREAS, County fees for services not otherwise established by law may be imposed if adopted by the Dakota County Board of Commissioners following a public hearing; and

WHEREAS, staff will present a schedule of recommended 2025 fees at the General Government and Policy Committee meeting on October 8, 2024.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby schedules a public hearing for the purpose of receiving

public comments regarding the proposed fee schedules on October 29, 2024, at 9:00 a.m., in the Boardroom, Dakota County Administration Center, 1590 Highway 55, Hastings, Minnesota, 55033 or via telephone or other electronic means; and

BE IT FURTHER RESOLVED, That the proposed fee schedules will be implemented effective January 1, 2025 (some Parks fees effective late 2024); and

BE IT FURTHER RESOLVED, That staff is hereby directed to post notice of this public hearing on the official Dakota County website following adoption of this resolution and to not remove the notice from the website until October 29, 2024.

Ayes: 7

7.2 Resolution No: 24-495
Authorization To Amend Contract For Fiber Optics Network Maintenance And Engineering With Local Government Information Systems (LOGIS)

Motion: Mike Slavik

Second: Laurie Halverson

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 \$.23 per foot of fiber optic cable and was not to exceed \$358,167; 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 2024 is based on a rate of \$.24 per foot of fiber optic cable and Dakota County has planned projects that will add an estimated 48,816 additional feet of fiber optic cable; and

WHEREAS, based on the rate and additional fiber the contract amount for 2024 is being increased by \$30,000 for a not to exceed amount of \$388,167; and

WHEREAS, sufficient funding is available in the 2024 Information Technology budget.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Enterprise Finance and Information Services Director to amend the contract with Local Government Information Services (LOGIS) for fiber optics network and maintenance engineering for an additional \$30,000 for a 2024 contract amount not to exceed \$388,167, subject to approval by the County Attorney's Office as to form.

Ayes: 7

8. Physical Development**8.1 Resolution No: 24-496**

Authorization To Award And Execute Consultant Contract With KLJ Engineering LLC For Preliminary Design Services For North Creek Greenway, Vermillion Highlands Greenway, And Vermillion River Greenway In Cities Of Farmington, Rosemount, And Empire, Project #2000233

Motion: Mike Slavik

Second: Laurie Halverson

WHEREAS, to provide a great place to live, Dakota County is proceeding with portions of the North Creek Greenway, Vermillion Highlands Greenway, and Vermillion River Greenway project (2000233) for preliminary design consulting services; and

WHEREAS, County staff sent a Request for Proposal to 13 qualified professional consultants; and

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

WHEREAS, the proposal from KLJ Engineering LLC had the best-value costs for preliminary design and provides all the services needed; and

WHEREAS, the 2024-2028 Parks Capital Improvement Program Budget includes \$500,000 for preliminary engineering consulting services for this project; and

WHEREAS, an administrative amendment will move \$141,108.16 (\$119,941.94 from the Transportation Advancement Account and \$21,166.22 from the Environmental Legacy Fund) in funding from the Greenway Collaborative Set-Aside to CP 2000233; and

WHEREAS, the County Parks, Facilities, and Fleet Management Director recommends executing a contract with KLJ Engineering LLC for engineering consulting services for the North Creek Greenway, Vermillion Highlands Greenway, and Vermillion River Greenway project (2000233) for actual costs not to exceed \$641,108.16.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute a contract with KLJ Engineering LLC, 1010 Dale St. N, Saint Paul, MN 55117, to perform preliminary engineering design consulting services for the North Creek Greenway, Vermillion Highlands Greenway, and Vermillion River Greenway project (2000233) in an amount not to exceed \$641,108.16, which includes a 10 percent contingency, subject to approval by the County Attorney's Office as to form.

Ayes: 7

8.2 Resolution No: 24-497
Ratification Of Quarterly Entitlement And Special Funding Requests To U.S.
Department Of Housing And Urban Development

Motion: Mike Slavik

Second: Laurie Halverson

WHEREAS, funds expended from previously approved projects for Fiscal Years 2019-2023 of the CDBG, HOME, and ESG programs and special allocations must be ratified by the Dakota County Board of Commissioners; and

WHEREAS, the CDBG entitlement and special allocation expenses during the timeframe of April 1, 2024-June 30, 2024, totaled \$598,360.03; and

WHEREAS, the HOME entitlement and special allocation expenses during the timeframe of April 1, 2024-June 30, 2024, totaled \$176,662.73; and

WHEREAS, the ESG entitlement and special allocations expenses during the timeframe of April 1, 2024-June 30, 2024, totaled \$34,411.95; and

WHEREAS, the CDA has paid the requests for payment associated with the CDBG, HOME, and ESG programs.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby ratifies the requisitions to the U.S. Department of Housing and Urban Development for \$809,434.71 for April 1, 2024-June 30, 2024, as presented.

Ayes: 7

9. Public Safety

9.1 Resolution No: 24-498
Authorization To Execute Contract With Axon Enterprise, Inc. For Fleet And
Body Worn Camera Equipment, Data Storage, And Support

Motion: Mike Slavik

Second: Laurie Halverson

WHEREAS, in 2019, the Sheriff's Office requested, and the Dakota County Board of Commissioners approved funding to replace Sheriff's Office's patrol dash cameras and add body worn cameras to the patrol division; and

WHEREAS, the Sheriff's Office recommended, and the Dakota County Board of Commissioners approved to execute a five-year contract with Axon Enterprise, Inc. through December 30, 2024 to provide fleet dash cameras, body-worn cameras, warranty, storage, and support; and

WHEREAS, and the current contract expires on December 30, 2024; and

WHEREAS, the Sheriff is pleased with the system and support Axon Enterprise, Inc. has provided, and the Sheriff recommends executing a five-year contract through December 31, 2029; and

WHEREAS, the annual cost of the contract is included in the County Manager's 2025 recommended budget and Public Safety Funds will cover costs beyond the Sheriff's Office budget throughout the duration of the five-year contract.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Sheriff is hereby authorized to execute a contract with Axon Enterprise, Inc. to provide fleet and body worn camera equipment, data storage, and support for the period of December 31, 2024, through December 30, 2029.

Ayes: 7

REGULAR AGENDA

10. County Board/County Administration

10.1 Resolution No: 24-499

Proclamation Of National 4-H Week In Dakota County October 7-12, 2024

Motion: Mike Slavik

Second: Mary Hamann-Roland

4-H Extension Educator Kris Vatter, 4-H State Ambassadors Victoria Hamilton and Dylan Tate, as well as 4-H members Denae and Eliya Trost, Mattea Quigley and Morgan and Wyatt Wagner presented on this item and responded to questions.

WHEREAS, 4-H is America's largest youth development organization, supporting nearly six million youth across the country; and

WHEREAS, 4-H has helped 1,859 youth in Dakota County in 2024 to become confident, independent, resilient and compassionate leaders; and

WHEREAS, 4-H is delivered by Cooperative Extension - a community of more than 100 public universities across the nation that provides experiences where young people learn-by-doing through hands-on projects in the important areas of health, science, agriculture and civic engagement; and

WHEREAS 4-H is the largest youth organization in Minnesota, and Dakota County has the largest 4-H program in the state, with methods backed by university research, 4-H offers the opportunity for youth to learn how to solve problems, make decisions and communicate ideas; and

WHEREAS, National 4-H Week showcases the incredible ways that 4-H inspires kids to do and highlights the remarkable 4-H youth in Dakota County who work each day to make a positive impact on those around them, provide opportunities and experiences, connections and discovery, shaping youth into their true and authentic selves; and

WHEREAS, 4-H's network of nearly 500,000 volunteers and 3,500 professionals provides caring and supportive mentoring to all 4-H'ers, helping them to grow

into true leaders, entrepreneurs and visionaries.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby proclaim October 7 -12, 2024, as National 4-H Week throughout Dakota County and encourage all of our communities to recognize 4-H for the significant impact they have made and continue to make by empowering youth with the skills they need to lead for a lifetime.

Ayes: 7

11. Closed Executive Session

11.1 Resolution No: 24-500

Settlement Authority For Acquisition Of Certain Property Rights Necessary For County Project 78-10

Motion: Mike Slavik

Second: Liz Workman

This item did not go into closed session.

WHEREAS, in 2021, Dakota County (County) completed County Project (CP) 78-10 in Castle Rock Township to provide a safe and efficient transportation system; and

WHEREAS, CP 78-10 reconstructed County State Aid Highway (CSAH) 78 (240th Street) to a paved 2-lane highway from Highway 3 to County Road 79 (Blaine Avenue) in Castle Rock Township. The project improved safety and operations along the highway and upgraded the driving surface from gravel to a paved condition along the project corridor; and

WHEREAS, to construct the project, the County acquired certain property rights by eminent domain proceedings from Gerald and Naomi Wagenknecht; Mark and Rebecca Wagenknecht; and Wagenknecht Farms, Incorporated (Owners) identified by Dakota County Right of Way Map No. 475 as Parcels 13, 15, 16, 18, and 19; and

WHEREAS, thereafter the parcels proceeded to a hearing in front of the court-appointed condemnation commissioners to determine the amount of just compensation due the landowners, with said commissioners issuing their award on November 29, 2023; and

WHEREAS, the County appealed from the award on January 9, 2024, and the Owners cross appealed; and

WHEREAS, the Dakota County Attorney's Office provided a confidential memorandum to the Dakota County Board of Commissioners dated October 2, 2024, explaining the legal strategy following the appeal and upcoming jury trial; and

WHEREAS, after review of the information contained in the confidential

memorandum the County Board determined a closed session discussion with the County Attorney's Office was not required prior to providing the requested authority.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Attorney's Office to proceed with settlement negotiations to acquire property rights identified in Dakota County Right of Way Map No. 475 as Parcels 13, 15, 16, 18, and 19, or proceed with litigation consistent with the authority requested in the confidential memorandum to the Board.

Ayes: 7

12. Interagency Reports/Commissioner Updates

Interagency reports and Commissioner updates were presented.

13. County Manager's Report

County Manager Heidi Welsch gave the following update:

- Elections Update
- Solar array is almost complete in Hastings
- Special thanks to Property Taxation and Records staff Amy Koethe and Airabella Lepinski for their work on the Tax Forfeiture laws.

14. Information

14.1 Information

See Attachment for future Board meetings and other activities.

15. Adjournment

**15.1 Resolution No: 24-501
Adjournment**

Motion: Mary Hamann-Roland

Second: Laurie Halverson

On a motion by Commissioner Hamann-Roland, seconded by Commissioner Halverson, the meeting was adjourned at 9:45 a.m.

Ayes: 7

Joe Atkins
Chair

ATTEST

Heidi Welsch
County Manager