



Dakota County

Board of Commissioners

Agenda

Tuesday, January 21, 2025

9:00 AM

Boardroom, Administration Center,
Hastings, MN

View Live Broadcast

<https://www.co.dakota.mn.us/Government/BoardMeetings/Pages/default.aspx>

If you wish to speak to an agenda item or an item not on the agenda, please notify the Clerk to the Board via email at CountyAdmin@co.dakota.mn.us

1. **Call to Order and Roll Call**
2. **Pledge of Allegiance**
3. **Audience**

Anyone wishing to address the County Board on an item not on the agenda, or an item on the consent agenda may notify the Clerk to the Board and instructions will be given to participate during the meeting. Comments can be sent to CountyAdmin@co.dakota.mn.us
Verbal Comments are limited to five minutes.

4. **Agenda**
 - 4.1 Approval of Agenda (Additions/Corrections/Deletions)

CONSENT AGENDA

5. **County Administration - Approval of Minutes**
 - 5.1 Approval of Minutes of Meeting Held on January 7, 2025
6. **Items Recommended by Board Committee***
 - 6.1 *Public Health* - Authorization To Execute Joint Powers Agreement With Intermediate School District 917 For Smoke-Free Mentoring Cohort
 - 6.2 *Public Health* - Authorization To Execute A Contract With Lionheart Wellness And Recovery Using Opioid Settlement Funds
 - 6.3 *Public Health* - Authorization To Execute A Contract With Gateway Recovery Center Using Opioid Settlement Funds
 - 6.4 *Public Health* - Authorization To Execute A Contract With Wayside Recovery Center Using Opioid Settlement Funds

- 6.5** *Public Health* - Authorization To Execute A Contract With Thrive! Family Recovery Services Using Opioid Settlement Funds
- 6.6** *Public Health* - Authorization To Execute A Contract With Minnesota Recovery Connection Using Opioid Settlement Funds
- 6.7** *Public Health* - Authorization To Accept Additional Grant Funds From Minnesota Department Of Health For Children And Youth With Special Health Needs Program And Execute Grant Amendment
- 6.8** *Public Health* - Authorization To Accept Minnesota Department Of Health Cannabis And Substance Use Prevention Grant Funds, Execute Grant Agreement, Add 1.0 Grant-Funded Full-Time Equivalent, And Amend 2025 Public Health Budget
- 6.9** *Social Services-Housing & Community Resources* - Authorization To Submit Grant Application To Minnesota Housing Finance Agency For Family Homelessness Prevention And Assistance Program Funds, Accept Grant Funds, Execute Grant Agreement And Related Contracts, And Amend 2025 Social Services Budget
- 6.10** *Social Services-Housing & Community Resources* - Authorization To Apply For Minnesota Department Of Human Services Community Living Infrastructure Grant Funds For Dakota County And Regional Metro Counties, Accept Grant Funds, Execute Grant Agreement, Execute Contracts With Vendors, And Amend 2025 Social Services Budget
- 6.11** *Parks* - Authorization To Execute First Amendment With Max Steininger, Inc. For Veterans Memorial Greenway Construction In Inver Grove Heights, County Project P00147
- 6.12** *Parks* - Authorization To Award Bid And Execute Contract With Native Resource Preservation, LLC, For Restoration And Enhancement At Grannis and McCullough Conservation Easements
- 6.13** *Parks* - Authorization To Award Bid And Execute Contract With Native Resource Preservation, LLC For Restoration And Enhancement Of County Conservation Easement On Wicklund Trust Property
- 6.14** *Parks* - Authorization To Execute Contract With Bolton & Menk, Inc. For Construction Administration And Inspection Services For Minnesota River Greenway In Burnsville And Eagan, County Project P00127
- 6.15** *Parks* - Authorization To Acquire Wicklund Trust Property In Waterford Township And Amend 2025 Parks Capital Improvement Program Budget

- 6.16 *Transportation* - Authorization To Execute Joint Powers Agreement With City Of Eagan For City Utility Improvement Incorporation Into 2025 Preservation Projects On County State Aid Highway 30, County Project 30-43
- 6.17 *Transportation* - Authorization To Submit And Accept Grant Funds For 2025 Rebuilding American Infrastructure With Sustainability And Equity Federal Grant Program For County Projects 50-33 And 54-11
- 6.18 *Transportation* - Authorization To Execute First Contract Amendment With Kimley-Horn And Associates, Inc. And Execute Joint Powers Agreements With City Of Apple Valley For Improvements To County State Aid Highway 42 In Apple Valley, County Project 42-163
- 6.19 *Transportation* - Authorization To Execute Amendment To Contract With HDR Engineering, Inc., For County Road 86 Railroad Bridge Replacement In Castle Rock Township, County Project 86-34
- 6.20 *Transportation* - Authorization To Execute Purchase Agreement For Advanced Acquisition Of Property For Transportation, County Project 63-33
- 6.21 *Environmental Resources* - Authorization To Execute Contracts With Veolia ES Technical Solutions, L.L.C., And Clean Harbors Environmental Services, Inc., For Hazardous Waste Management
- 6.22 *Physical Development Administration* - Approval Of Right Of Way Acquisition For Projects Included In 2025 Transportation CIP, Authorization To Make First Offers Based On Appraised Values And Delegated Acquisition Settlement Authority
- 6.23 *Physical Development Administration* - Approval And Authorization To Award Construction Contracts To Accomplish 2025 Transportation, Parks, And Facilities Capital Improvement Projects
- 6.24 *Physical Development Administration* - Authorization To Execute Contract With CityVerse For Real Estate Acquisition Tracking Software

7. **County Board/County Administration**

- 7.1 *County Board* - Adoption Of Dakota County Strategic Plan Goals And Strategic Initiatives
- 7.2 *Communications and Public Affairs* - Adoption Of Revised 2025 Legislative Platform
- 7.3 *Office Of The County Manager* - Designation Of Local Officials For Campaign Finance And Public Disclosure Board Reporting Requirement

7.4 *Office Of The County Manager* - Acceptance Of Resignation From Member Of Opioid Response Advisory Committee

7.5 *Human Resources* - Authorization To Execute 2025-2026 Labor Agreement With Minnesota Nurses Association

8. Enterprise Finance and Information Services

8.1 *Finance* - Report On Invoices Paid In December 2024

8.2 *Office Of Risk Management* - Authorization To Execute Contract With Minnesota Department Of Public Safety For 2024 Urban Area Security Initiative Homeland Security Grant And Amend 2025 Office Of Risk Management Budget

9. Physical Development

9.1 *Transportation* - Approval Of Final Plats Recommended By Plat Commission

9.2 *Environmental Resources* - Authorization To Execute Joint Powers Agreement With City Of Lakeville And Vermillion River Watershed Joint Powers Organization For North Creek - City Of Lakeville, Firelight Way Total Suspended Solids Reduction Project

9.3 *Environmental Resources* - Authorization To Execute Joint Powers Agreement With City Of Farmington And Vermillion River Watershed Joint Powers Organization For Vermillion River In City Of Farmington, 4th And Willow Total Suspended Solids Reduction Project

9.4 *Environmental Resources* - Authorization To Execute Joint Powers Agreement With City Of Hastings And Vermillion River Watershed Joint Powers Organization For Vermillion River In City Of Hastings, 15th And Bailey Total Suspended Solids Reduction Project

9.5 *Parks* - Authorization To Execute Contract With SRF Consulting Group, Inc., For North Creek Greenway Construction Administration Services And Amend The Parks CIP And Sales And Use Tax Capital Improvement Program 2025 Budgets For North Creek Greenway, Lakeville And Farmington Gap Project, In Cities Of Lakeville And Farmington, County Project P00146

9.6 *Parks* - Authorization To Submit Grant Application To Metropolitan Council's Regional Parks System Fishing Piers Grant Program, To Accept Grant If Awarded, And To Execute Grant Agreement

REGULAR AGENDA

10. Community Services

10.1 *Community Corrections* - Update On Sentence To Service Program

11. Physical Development

11.1 *Transportation* - Update On 2024 Dakota County Americans With Disabilities Act Transition Plan For County Highway Rights Of Way

11.2 *Transportation* - Authorization To Submit Recommended Design Alternative To Minnesota Department Of Transportation For Interchange Improvements At County State Aid Highway 50/5 And Interstate 35 In City Of Lakeville, County Project 50-33

12. Interagency Reports/Commissioner Updates

- Association of Minnesota Counties (AMC)
- Metropolitan Emergency Services Board
- Minnesota Inter-County Association (MICA)
- Metropolitan Mosquito Control District Commission
- National Association of Counties (NACo)
- Transportation Advisory Board (TAB)
- Vermillion River Watershed Joint Powers Board
- Workforce Development Board
- Others

13. County Manager's Report

14. Information

14.1 Information
See Attachment for future Board meetings and other activities.

15. Adjournment

15.1 Adjournment

* Designates items discussed in Board Committee(s)

For more information, call 651-438-4417
Dakota County Board meeting agendas are available online at
<https://www.co.dakota.mn.us/Government/BoardMeetings/Pages/default.aspx>
Public Comment can be sent to CountyAdmin@co.dakota.mn.us



Board of Commissioners

Request for Board Action

Item Number: DC-4165

Agenda #: 4.1

Meeting Date: 1/21/2025

Approval of Agenda (Additions/Corrections/Deletions)



Board of Commissioners

Request for Board Action

Item Number: DC-4166

Agenda #: 5.1

Meeting Date: 1/21/2025

Approval of Minutes of Meeting Held on January 7, 2025



Dakota County

Board of Commissioners

Minutes

Tuesday, January 7, 2025

9:00 AM

Boardroom, Administration Center,
Hastings, MN

1. Call to Order and Roll Call

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

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

2. Pledge of Allegiance with Dakota County Sheriff's Honor Guard

The meeting was called to order at 9:00 a.m. by Commissioner Joe Atkins who welcomed everyone and he along with special guest, Kate Slavik, opened the meeting with the Pledge of Allegiance. The Dakota County Sheriff's Honor Guard presented the colors for the Pledge of Allegiance. Honor Guard members were: Sergeant Smidt, Deputy Blehm and Deputy Meaden.

3. Administration of Oath of Office to County Elected Officials

Judge David Knutson administered the Oath of Office to re-elected officials.

- William (Bill) Droste, Commissioner District 4
- Liz Workman, Commissioner District 5
- Mary Hamann-Roland, Commissioner District 7

4. Election of 2025 Officers

4.1 Resolution No: 25-001
Election of 2025 County Board Chair

Motion: Mary Hamann-Roland

Second: William Droste

Commissioner Atkins began the election of County Board officers for 2025 by calling for nominations for the office of County Board Chair. Commissioner Hamann-Roland placed the name of Commissioner Slavik in nomination. No additional nominations were given.

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby closes nominations and casts a unanimous ballot to elect Commissioner Mike Slavik as County Board Chair for 2025.

Ayes: 7

4.2 Resolution No: 25-002
Election of 2025 County Board Vice-Chair

Motion: Joe Atkins

Second: Mary Hamann-Roland

Commissioner Slavik assumed the duties of Chair. Chair Slavik thanked his colleagues for electing him as Chair and highlighted goals for 2025.

At this time, Chair Slavik called for nominations for the office of County Board Vice-Chair. Commissioner Atkins placed the name of Laurie Halverson in nomination. The Chair called for additional nominations. No additional nominations were placed in nomination.

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby close nominations and casts a unanimous ballot to elect Commissioner Laurie Halverson as County Board Vice-Chair for 2025.

Ayes: 7

Recess for Reception

A short recess was taken with a reception held in the atrium to congratulate those reelected.

5. Audience

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

6. Agenda

6.1 Resolution No: 25-003
Approval of Agenda (Additions/Corrections/Deletions)

Motion: Laurie Halverson

Second: William Droste

Ayes: 7

7. Public Hearing

7.1 Resolution No: 25-004
Public Hearing On Bond Capital Improvement Plan, Adoption Of Plan And
Approval Of Capital Improvement Bonds

Motion: Joe Atkins

Second: Mary Hamann-Roland

The time being 10:13 a.m., and pursuant to public notice, a public hearing was

conducted for the purpose of receiving comments on Bond capital improvement plan. Finance Deputy Director Leng Vang briefed this item and the public hearing was opened. No one came forward with comments and no comments were received via email. The Public Hearing was closed at 10:14 a.m.

WHEREAS, the Dakota County Board of Commissioners (Board) has published notice of its intent to hold a hearing on the adoption of Dakota County's (County's) 2025-2029 Capital Improvement Plan (Plan) and the issuance of capital improvement plan bonds (Bonds) under Minn. Stat., Section 373.40 (the Act) and Chapter 475, at least 14 but not more than 28 days prior to the date hereof, pursuant to and in accordance with the Act; and

WHEREAS, the Board held a public hearing on the date hereof on (i) adoption of the Plan and (ii) the issuance of capital improvement plan bonds for the purpose of financing the construction of various capital improvements, as described in the Plan; and

WHEREAS, the Board has considered the Plan covering a five-year period and setting forth the estimated schedule, timing and details of specific capital improvements by year, together with the estimated cost, the need for the improvements, and sources of revenue to pay for the improvements; and

WHEREAS, in preparing the Plan, the Board has considered for each project and for the overall Plan:

- (1) the condition of the County's existing infrastructure, including the projected need for repair and replacement;
- (2) the likely demand for the improvement;
- (3) the estimated cost of the improvement;
- (4) the available public resources;
- (5) the level of overlapping debt in the County;
- (6) the relative benefits and costs of alternative uses of the funds;
- (7) operating costs of the proposed improvements; and
- (8) alternatives for providing services more efficiently through shared facilities with other counties or local governmental units.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the Plan and approves the bonds in a principal amount not to exceed \$38,240,000.

Ayes: 6

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

Nay: 1

Mary Liz Holberg

CONSENT AGENDA

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

8. County Administration - Approval of Minutes

8.1 Resolution No: 25-005

Approval of Minutes of Meeting Held on December 17, 2024

Motion: Mary Hamann-Roland

Second: William Droste

Ayes: 7

9. County Board/County Administration

9.1 Official County Newspaper And Public Notices

Information only, no action requested.

9.2 Resolution No: 25-006

Authorization To Amend 2025 County Board/Committee Of The Whole Meeting Schedule

Motion: Mary Hamann-Roland

Second: William Droste

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby amends the 2025 County Board/Committee of the Whole meeting schedule to amend the Physical Development Committee of the Whole (PDC) and Community Services Committee of the Whole (CSC) meetings for November and December as follows:

- Reschedule November 11, 2025 PDC and CSC to November 6, 2025, with PDC held at 9:00 a.m. and CSC held at 11:00 a.m. (or following PDC).
- Reschedule December 9, 2025 PDC and CSC to December 2, 2025, with PDC held at 1:00 p.m. and CSC held at 3:00 p.m. (or following Physical Development).

; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby amends the meeting time on January 14, February 11, March 18, April 15, May 13 and June 10, 2025 during the legislative session so that the General Government and Policy Committee of the Whole (GGP) meetings are held at 9:00 a.m. (Conference Room 3A, Administration Center, Hastings) and the PDC meetings are held at 9:30 a.m. (or following GGP); and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby schedules County Board workshops to discuss the 2026 budget on the following dates with locations to be determined:

- July 17, 2025, 9:00 a.m.- 2:30 p.m.

- September 9, 2025, 1:00 p.m.-4:00 p.m.
- September 10, 2025, 9:00 a.m.-4:00 p.m.

Ayes: 7

9.3 Resolution No: 25-007

Appointment Of County Board Members To Boards/Committees For 2025

Motion: Mary Hamann-Roland

Second: William Droste

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby appoints, as recommended by the County Board Chair, County Board members to serve on interagency boards, in-County boards, and as liaison Commissioners for 2025, as follows:

Board Committees of the Whole -

General Government and Policy Committee:

All Commissioners
Workman (Chair)

Community Services Committee:

All Commissioners
Halverson (Chair)

Physical Development Committee:

All Commissioners
Holberg (Chair)

Metropolitan Inter-Agency Appointments -

Association of MN Counties:

Board of Directors Member - Atkins, Hamann-Roland (Alternate)
District X - Atkins, Hamann-Roland (Alternate)
General Government Policy Committee - Slavik
Environment & Natural Resources Policy Committee - Workman,
Hamann-Roland
Health & Human Services Policy Committee - Halverson
Public Safety Policy Committee - Atkins
Transportation & Infrastructure Policy Committee - Holberg, Droste

Cannon River One Watershed One Plan:

Slavik, Droste (Alternate)

Dakota 911 Board of Directors:

Slavik
Droste (Alternate)

Facility Operations Advisory Committee for Thompson Park Centers:

Atkins
Halverson

Greater MSP (appointed by Dakota County Community Development Agency)

Greater Metropolitan Workforce Council:

Hamann-Roland

I-35W Solutions Alliance Board:

Workman (Chair)

Holberg

Metropolitan Emergency Services Board (MESB):

Atkins

Droste

Hamann-Roland (Alternate)

MESB Executive Committee:

Atkins

Metropolitan Library Service Agency Board (MELSA):

Halverson

Metropolitan Mosquito Control District (MMCD):

Workman

Hamann-Roland

Halverson

MMCD Executive Committee:

Workman

Minnesota Inter-County Association Board (MICA):

Halverson

Droste

Regional Solid Waste Hauler Licensing Board:

Workman

State Community Health Services Advisory Committee:

Halverson

Suburban County Work Group on Regional Issues:

Holberg

Halverson

Workman

Transportation Advisory Board-Metropolitan Council:

Holberg

Droste (Alternate)

Vermillion River Watershed Joint Powers Board:

Ayes: 7

9.5 Resolution No: 25-009
Designation Of 2025 Official Voting Delegates For Association Of Minnesota Counties

Motion: Mary Hamann-Roland Second: William Droste

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby designates the following County officials as official voting delegates to represent Dakota County at the Association of Minnesota Counties (AMC) Annual Conference and during the year 2025:

- Commissioner Mike Slavik
- Commissioner Joe Atkins
- Commissioner Laurie Halverson
- Commissioner William Droste
- Commissioner Liz Workman
- Commissioner Mary Liz Holberg
- Commissioner Mary Hamann-Roland
- County Manager
- Community Services Director
- Public Services and Revenue Director

Ayes: 7

9.6 Resolution No: 25-010
Appointments To Metropolitan Emergency Services Board Radio Technical Operations Committee And 911 Technical Operations Committee

Motion: Mary Hamann-Roland Second: William Droste

WHEREAS, the Metropolitan Emergency Services Board (MESB) bylaws provide for each member to appoint one representative to the Radio Technical Operations Committee with the option of one alternate; and

WHEREAS, the MESB bylaws also provide for each member to appoint one representative to the 911 Technical Operations Committee with the option of one alternate; and

WHEREAS, input from the Dakota County Sheriff's Office, Office of Risk Management, and the Dakota911 Executive Director resulted in the recommendations below.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby appoints the following individuals to the Radio Technical Operations Committee of the Metropolitan Emergency Services Board for 2025:

Representative: Ron Jansen, Radio Systems Coordinator, Office of Risk Management

Alternate: Kelly Miller, Dakota County Emergency Manager

; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby appoints the following individuals to the 911 Technical Operations Committee of the Metropolitan Emergency Services Board for 2025:

Representative: Brent Anderson, Operations Manager, Dakota911

Alternate: Heidi Hieserich, Executive Director, Dakota911 or successor

Ayes: 7

9.7 Resolution No: 25-011
Appointment To Rosemount Research And Outreach Center Advisory Committee

Motion: Mary Hamann-Roland Second: William Droste

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby recommends to the University of Minnesota the appointment of Physical Development Director, Georg Fischer to the Rosemount Research and Outreach Center at UMORE Park Advisory Committee for 2025.

Ayes: 7

9.8 Resolution No: 25-012
Designation Of Division Directors To Perform Duties Of County Manager During Absence Or Disability

Motion: Mary Hamann-Roland Second: William Droste

WHEREAS, the County Manager is the chief executive officer for Dakota County and has all of the powers and duties described in Minn. Stat. § 375A.03, subs. 2 and 3; and

WHEREAS, Minn. Stat. § 375A.03, subd. 1 authorizes the County Board to designate some properly qualified person to perform the duties of the County Manager during absence or disability; and

WHEREAS, the Dakota County Board of Commissioners desires to make such a designation in order to provide for the orderly administration of county government; and

WHEREAS, David McKnight is properly qualified to perform the duties of the County Manager during absence or disability; and

WHEREAS, Tom Novak is properly qualified to perform the duties of the County Manager during absence or disability.

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

Commissioners hereby designates David McKnight, Deputy County Manger, as the person to perform the duties of County Manager during any time when the County Manager is absent or disabled, effective immediately and until further action by the Dakota County Board of Commissioners; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby designates Tom Novak, Public Services and Revenue Director, as the person to perform the duties of County Manager during any time when the County Manager and Deputy County Manager are absent or disabled, effective immediately and until further action by the Dakota County Board of Commissioners.

Ayes: 7

9.9 Resolution No: 25-013
Appointments To Extension Committee

Motion: Mary Hamann-Roland

Second: William Droste

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby reappoints the following individual to the Extension Committee for a two-year term ending December 31, 2026:

District 5, Amber Cameron

Ayes: 7

9.10 Resolution No: 25-014
Appointments To Library Advisory Committee

Motion: Mary Hamann-Roland

Second: William Droste

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby appoints/reappoints the following individuals to the Library Advisory Committee to a two-year term ending December 31, 2026:

District 2, Ann Matthews-Baussion

District 4, Kari Cahn

District 5, Lee Knutson

District 6, Lynette Cargill

; and

BE IT FUTURE RESOLVED, That the Dakota County Board of Commissioners hereby appoints/reappoints the following individuals to the Library Advisory Committee to a one-year Youth term ending December 31, 2025:

At-large Youth, Olivia Tri

At-large Youth, Shefali Meagher

Ayes: 7

9.11 Resolution No: 25-015
Appointments To Personnel Board Of Appeals

Motion: Mary Hamann-Roland

Second: William Droste

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby reappoints the following individual to the Personnel Board of Appeals for a three-year term ending December 31, 2027:

At-large, William Cound

Ayes: 7

9.12 Resolution No: 25-016
Appointments To Planning Commission

Motion: Mary Hamann-Roland

Second: William Droste

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby appoints/reappoints the following individuals to the Planning Commission for one-year terms ending January 6, 2026:

- District 1, Dennis Peine
- District 1, Jerry Rich
- District 2, Amy Hunting
- District 2, Lori Hansen
- District 3, Jill Smith
- District 4, Paul Nasvik
- District 4, Barry Graham
- District 5, Abdinasir Ibrahim
- District 5, John Wallace
- District 6, Stephen Shurts
- District 6, James Guttman
- District 7, Anthony Nelson
- District 7, Kelly Kausel

Ayes: 7

9.13 Resolution No: 25-017
Appointments To Public Art Advisory Committee

Motion: Mary Hamann-Roland

Second: William Droste

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby appoints/reappoints the following individuals to the Public Art Advisory Committee for a two-year term ending December 31, 2026:

- District 1, Katryna Baune
 - District 4, Cheryl Caponi
 - District 5, Matthew Eppel
 - District 7, JuliAnne Jonker
- ; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby reappoints the following Youth to the Public Art Advisory Committee for a

one-year Youth term ending December 31, 2025:

At-large Youth, Annika Phomsamouth

Ayes: 7

9.14 Resolution No: 25-018
Appointments To Special Board Of Appeals And Equalization

Motion: Mary Hamann-Roland

Second: William Droste

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby appoints/reappoints the following individuals to the Special Board of Appeal and Equalization for a two-year term ending December 31, 2026:

District 2, Paul Hark

District 4, Paul Sakariassen

District 7, Thomas Goodwin

Ayes: 7

9.15 Resolution No: 25-019
Authorization To Execute 2025-2026 Labor Agreement With Law Enforcement Labor Services Licensed Supervisors Unit

Motion: Mary Hamann-Roland

Second: William Droste

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the appropriate County officials to execute the Labor Agreement with Law Enforcement Labor Services Licensed Supervisors Unit in the Sheriff's Office for the period January 1, 2025 - December 31, 2026, in accordance with the terms and conditions of the Agreement and those contract modifications submitted to the Dakota County Board of Commissioners dated January 7, 2025, and subject to approval by the County's contracted labor counsel as to form.

Ayes: 7

10. Enterprise Finance and Information Services

10.1 Resolution No: 25-020
Authorization To Execute Contract For Purchase Of Esri, Inc., Enterprise GIS Software Licenses

Motion: Mary Hamann-Roland

Second: William Droste

WHEREAS, Esri, Inc., has been the provider of GIS software licensing and support for Dakota County staff since the inception of the GIS Program; and

WHEREAS, an extension of the County's Enterprise GIS Software Licenses with Esri, Inc., is necessary to continue the County's GIS Program; and

WHEREAS, Dakota County participates in the Minnesota Cooperative Purchasing Venture (CPV), which allows it to purchase goods from contracts

established by the Materials Management Division for Minnesota state agencies; and

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

WHEREAS, staff recommends the purchase of the following items from Esri, Inc., pursuant to State Contract No. 156692 from February 11, 2025 to February 10, 2026 in an amount not to exceed \$102,545:

- Server based licensing: \$21,231
- Online (mobile and web applications licensing): \$43,125
- Desktop application licensing: \$38,189

; and

WHEREAS, funding for this purchase has been authorized 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 execute a contract to purchase Enterprise GIS Software Licenses from Esri, Inc., pursuant to State Contract No. 156692, in an amount not to exceed \$102,545, subject to approval by the County Attorney's Office as to form.

Ayes: 7

10.2 Resolution No: 25-021
Authorization To Execute Contract With SplashBI For Database Replication

Motion: Mary Hamann-Roland

Second: William Droste

WHEREAS, County IT has contracted with SplashBI for database replication and reporting supporting the County's cloud-based Enterprise Resource Planning (ERP) and Human Capital Management (HCM) system, Oracle Cloud ERP/HCM; and

WHEREAS, the contract with SplashBI expires on January 10, 2025; and

WHEREAS, several integrations supporting day-to-day transactions rely on the database replica this software produces; and

WHEREAS, Finance and Human Resources staff use the reporting tool and pre-built reports included with this software; and

WHEREAS, County IT recommends executing a contract with SplashBI for three years to avoid annual price increases.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Deputy County Manager to execute a contract with Splash BI Enterprise Data Pipeline and Business Reporting and

Analytics software for three years at a rate of \$71,754.20 per year for a total of \$215,262.60, subject to approval by the County Attorney’s Office as to form.

Ayes: 7

11. Physical Development

11.1 Resolution No: 25-022

Approval Of Final Plats Recommended By Plat Commission

Motion: Mary Hamann-Roland

Second: William Droste

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

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

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

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

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

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

LAKEVILLE 35 LOGISTICS CENTER NORTH ADDITION Lakeville

Ayes: 7

11.2 Resolution No: 25-023

Award Of Bid And Authorization To Execute Construction Contract With McNamara Contracting Inc., And Amend 2025 Transportation Capital Improvement Program Budget For County State Aid Highway 23 Mill And Overlay In City Of Apple Valley, County Project 23-84

Motion: Mary Hamann-Roland

Second: William Droste

WHEREAS, to provide a safe and efficient transportation system, Dakota County and the City of Apple Valley are proposing to improve County State Aid Highway (CSAH) 23 County Project (CP) 23-84; and

WHEREAS, CP 23-84 will improve safety and ride quality by resurfacing CSAH 23 from CSAH 42 to Trunk Highway 77 in the City of Apple Valley; and

WHEREAS, CP 23-84 includes milling and paving of CSAH 23-84, reconstructing pedestrian ramps and revising signal systems to meet the requirements of the Americans with Disabilities Act and repairing public utility

structures; and

WHEREAS, three bids were received for CP 23-84 on Friday, December 6, 2024; and

WHEREAS, the bid of McNamara Contracting Inc. in the amount of \$2,616,233.20 was the lowest responsive and responsible bid received; and

WHEREAS, the low bid from McNamara Contracting Inc. and Engineer’s Estimate exceeded the project budget because of higher-than-expected pavement, concrete walk, and signal revision prices, likely resulting from inflation; and

WHEREAS, the 2025 Transportation Capital Improvements Program (CIP) budget includes funding for CP 23-84 carried over from previous years; and

WHEREAS, a shortfall is anticipated based on the low bid from McNamara Contracting Inc.; and

WHEREAS, the 2025 Transportation CIP budget includes federal funding, dedicated for construction in 2025 for CP 23-84; and

WHEREAS, staff recommends awarding the bid to McNamara Contracting Inc., and amending the 2025 Transportation CIP budget.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby awards the bid to and authorizes the Physical Development Director to execute the contract with McNamara Contracting, Inc., for County Project 23-84 in the amount of \$2,616,233.20 based on their low bid, subject to approval by the County Attorney’s Office as to form; and

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

Expense	
County Project 23-84	<u>\$580,000</u>
Total Expense	\$580,000
Revenue	
Transportation Fund Balance	<u>\$580,000</u>
Total Revenue	\$580,000

Ayes: 7

11.3 Resolution No: 25-024
Authorization To Purchase Fleet Vehicles And Equipment

Motion: Mary Hamann-Roland Second: William Droste

WHEREAS, to provide an efficient, effective, and responsive fleet, replacement

of major equipment is programmed in the Fleet Capital Equipment Program (Fleet CEP); and

WHEREAS, outdated vehicles and equipment are replaced in accordance with the Fleet CEP replacement criteria; and

WHEREAS, the additional units recommended are needed to maintain the current level of service and to support approved programs; and

WHEREAS, vehicles and equipment recommended for purchase meet the points replacement criteria; and

WHEREAS, the purchase of the proposed units is necessary to meet service demands, reduce excessive downtime, reduce emissions, and reduce repair costs; and

WHEREAS, Dakota County holds cooperative purchasing agreements with the State of Minnesota (State) and Sourcewell that allow the County to purchase from these contracts; and

WHEREAS, the cooperative purchasing agreements result in reduced workload, provide competitive pricing, and enable the County to take advantage of the time spent by the State and Sourcewell to perform the competitive bidding process.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Deputy Director to utilize cooperative purchasing agreements with the State of Minnesota and Sourcewell to purchase the following units contingent on the approved budget and following the prioritization established in the budget and approved County Policies:

Four survey trucks
Seven pickups
Two asphalt trailers
Six police utility hybrids
Four vans
One sedan
Two offroad utility
One boom lift
One floor sweeper
One forklift

Ayes: 7

- 11.4** Resolution No: 25-025
Authorization Of Second Amendment To Conveyor Lease With Holcim - MWR, Inc.

Motion: Mary Hamann-Roland

Second: William Droste

WHEREAS, Dakota County (County) owns 80 acres of real property [Parcel Identification Number (PIN) 12-00500-02-010]] in the City of Empire (City) where the Empire Transportation Facility and Communication Center are located; and

WHEREAS, Aggregate Industries (A.I.), formerly a Minnesota corporation, owned the 80-acre parcel (PIN 12-00500-01-010) immediately east and a 50-acre parcel (PIN 12-00500-75-011) southwest of the County parcel where the Empire Transportation Facility and Communication Center are located to actively mine sand and aggregate under an interim use permit from the City; and

WHEREAS, in 2009 A.I. requested a Conveyor Lease from the County to install, operate and maintain a 1,322-foot-long conveyor belt across the southern portion of the County property, legally described as “the South one hundred fifty (150) feet of the West ½ of the Northeast ¼ of Section 5, Township 114 North, Range 19 West” in the City of Empire (Lease Area) to move the mined aggregate to an A.I. processing facility to the west; and

WHEREAS, by Resolution No. 10-007 (January 5, 2010), the Dakota County Board of Commissioners approved the Conveyor Lease with A.I. with the following terms:

A.I. will pay \$6,750 per year, adjusted annually using the Minneapolis-St. Paul Consumer Price Index for Urban Area (CPIU) for the previous 12 months, as calculated by the U.S. Department of Labor, to lease approximately 4.5 acres from the County for a term of ten years, effective January 1, 2010.

A.I. will not perform any mining activities within the Lease Area or within at least 50 feet from County property; will indemnify the County for any damages incurred to person or property as a result of mining activities on or adjacent to County property; will immediately cease and desist any operations within the Lease Area that interfere with the Communication Center providing 911 service to County residents; and will operate consistent with all current future Federal, state, and local government laws rules, regulations, ordinances, including any and all Empire Township interim use permit requirements.

The Conveyor Lease may be extended for a one or two five-year extension, with the lease payment negotiated for the “then fair market value.” The County may terminate the Conveyor Lease for cause upon a one-year notice.

; and

WHEREAS, A.I. met all requirements of the Conveyor Lease and requested an extension of the Conveyor Lease in 2019; and

WHEREAS, a First Amendment to the Conveyor Lease was approved, amending the original Article 2 Lease Term to commence on January 1, 2020, and continue until December 31, 2024, or such earlier or later date as shortened or extended in accordance with the Conveyor Lease; and

WHEREAS, Article 12 Notices of the original Conveyor Lease was also amended to update names of County and A.I. staff for receiving or transmitting any notices required or permitted under the Conveyor Lease; and

WHEREAS, all other provisions of the original Conveyor Lease remained in full force; and

WHEREAS, Holcim - MWR, Inc. (Holcim) acquired A.I., continues to mine the former A.I property, has satisfactorily met the terms of the Conveyor Lease, and has requested an extension of the Conveyor Lease; and

WHEREAS, County and Holcim staff have agreed that it is in their collective best interests to extend the Conveyor Lease by an additional five years with an automatic five year-extension unless Holcim provides written notice not to extend; and

WHEREAS, the same formula used in the original and First Amendment to the Conveyor Lease would continue to be used to determine the annual payment; and

WHEREAS, the annual Conveyor Lease payment for 2024 was \$8,065.77, and based on the 2023 CPIU rate of 1.9 percent, the annual payment for 2025 would be \$8,219.02 and adjusted annually thereafter; and

WHEREAS, the Recitals will reflect the change and change of ownership and Article 12 Notices would also be amended to reflect changes in the names of County and Holcim staff to receive and transmit notices; and

WHEREAS, County Board approval of all leases involving County property is required.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes a Second Amendment to the Conveyor Lease with Holcim - MWR, Inc. for the use of County property to convey sand and aggregate from Aggregate Industry property across County property to process at an Aggregate Industries facility west of County property; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioner hereby approves the terms of the Second Amendment to the Conveyor Lease, including a five-year extension and automatic five-year renewal with payment based on Consumer Price Index for Urban Area for the previous 12 months, as calculated by the U.S. Department of Labor, approved as to form by the County Attorney's Office.

Ayes: 7

REGULAR AGENDA

12. County Board/County Administration

12.1 Resolution No: 25-026
Legislative Update And Adoption Of 2025 Legislative Platform

Motion: Joe Atkins Second: Mary Hamann-Roland

Stinson representatives Paul Cassidy and Dan Dwight provided a brief legislative update. Communications and Public Affairs Director Mary Beth Schubert briefed the legislative platform and responded to questions. Per Board direction, the legislative platform was amended prior to voting. Additional discussion will be held at the General Government and Policy Committee of the Whole on January 14, 2025.

WHEREAS, the Minnesota Legislature will convene its 2025 session on January 14, 2025; and

WHEREAS, the interests of Dakota County and its residents will be directly affected by the decisions of the 2025 Legislature.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts topics for the 2025 Legislative Platform as discussed and amended at the January 7, 2025 County Board meeting, with the following topics or subtopics held for further consideration and discussion:

Environmental Protection

- Increased SCORE funding to metropolitan counties to offset the cost of meeting increased state mandates on waste diversion.

Health and Human Services

- Investments in modernizing technology solutions for Department of Human Services programs.
- Simplification of Department of Human Services program rules and reporting requirements.

Jobs and Economic Growth

- Equitable distribution of Broadband Grant program funds to include unserved and underserved areas in metro-area counties.
- Updates to policies within the Office of Broadband to expand eligible program costs to take advantage of advances in broadband technology.

Other Organizations

; and

BE IT FURTHER RESOLVED, That additional discussion of the 2025 Legislative

Platform will be held at the General Government Committee of the Whole on January 14, 2025, including, but not limited to , seeking direction on the items identified above and impacts and costs of evictions on housing and economic stability.

Ayes: 6

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

Nay: 1

Mary Liz Holberg

13. Public Services and Revenue

13.1 Resolution No: 25-027

Approval Of Library Materials Policy

Motion: Laurie Halverson

Second: Mary Hamann-Roland

Library Director Margaret Stone briefed this item and responded to questions.

WHEREAS, the adoption of the modified county manager form of government by the Dakota County Board of Commissioners in 2014, by operation of law, resulted in the dissolution of the Dakota County Library Board that previously oversaw the operations, budget, policies, and other administrative responsibilities of the Dakota County Libraries pursuant to Minnesota Statutes, Chapter 134; and

WHEREAS, as a result, the Dakota County Board of Commissioners oversees the operations, budget, policies, and other administrative responsibilities of the Dakota County Libraries; and

WHEREAS, by Resolution No. 14-400 (August 12, 2014), the Dakota County Board of Commissioners established the Dakota County Library Advisory Committee with the following powers and duties:

- Maintain and develop the collection of materials available in County libraries (within the County Board-approved budget);
- Review and make decisions on disputed materials;
- Advise the Library Director and the County Board in the development of public programming for library services;
- Develop recommended annual work plans for the Committee;
- Review and make recommendations on long-range plans for the Library;
- Accept gifts of up to \$500.00 for public library purposes; and
- Recommend rules governing library operations.

; and

WHEREAS, the passage of Minn. Stat. § 134.51, Access to Library Materials and Rights Protected, during the 2024 legislative session, required several additions to the Library Materials Policy; and

WHEREAS, the changes to the Library Materials Policy include enhancing the definitions section to include the education requirements for selection staff, a more robust selection criteria, and an explanation of the Request for Reconsideration of Material procedures; and

WHEREAS, as the governing body of the Dakota County Libraries, the Dakota County Board of Commissioners must adopt a policy that establishes procedures for selection of, challenges to, and reconsideration of library materials in accordance with section 134.51; and

WHEREAS, the delegation of authority to the Dakota County Library Advisory Committee to maintain and develop the collection of materials and review and make decisions on disputed materials is subject to the updated Library Materials Policy.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the Library Materials Policy as presented.

Ayes: 6

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

Nay: 1

Mary Liz Holberg

14. Interagency Reports/Commissioner Updates

Interagency reports and Commissioner updates were presented.

15. County Manager's Report

County Manager Heidi Welsch gave thanks to the Dakota County staff that drive and maintain plow trucks during this season of snow and ice. 26 tandem trucks keep approximately 1,040 miles of road clear.

16. Information

16.1 Information

See Attachment for future Board meetings and other activities.

17. Adjournment

17.1 Resolution No: 25-028

Adjournment

Motion: Mary Hamann-Roland

Second: William Droste

On a motion by Commissioner Hamann-Roland, seconded by Commissioner Droste, the meeting was adjourned at 11:03 a.m.

Ayes: 7

Mike Slavik
Chair

ATTEST

Heidi Welsch
County Manager



Board of Commissioners

Request for Board Action

Item Number: DC-3958

Agenda #: 6.1

Meeting Date: 1/21/2025

DEPARTMENT: Public Health

FILE TYPE: Consent Action

TITLE

Authorization To Execute Joint Powers Agreement With Intermediate School District 917 For Smoke-Free Mentoring Cohort

RESOLUTION

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, and is required to govern and administer those functions as fully as other Dakota County functions, including the responsibility to prevent disease and to promote and protect the public health of Dakota County residents; and

WHEREAS, Dakota County Public Health (Public Health) has over a decade of working with local school districts in Dakota County through the Minnesota Department of Health (MDH) Statewide Health Improvement Partnership (SHIP); and

WHEREAS, SHIP supports community-driven solutions to expand opportunities for active living, healthy eating, commercial tobacco-free living, and preventing chronic disease; and

WHEREAS, one effective strategy supported by SHIP is collaborating with school districts to develop smoke-free peer mentoring programs; and

WHEREAS, Public Health contracts with the Minnesota Tobacco Free Alliance (TFA) to oversee these peer-mentoring cohorts, train youth in vaping prevention best practices as part of school engagement tactics, and work on school policies that positively impact student health; and

WHEREAS, TFA supports youth in being empowered to take ownership in preventing vaping among their peers and practice leadership skills in the community; and

WHEREAS, under Minn. Stat. §471.59, subd.1, two or more governmental units may enter into an agreement to cooperatively exercise any power common to the contracting Parties, and one of the participating governmental units may exercise one of its powers on behalf of the other governmental units; and

WHEREAS, staff is requesting to enter into a JPA with Intermediate School District 917 for Smoke-Free Mentoring Cohort.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a joint powers agreement with Intermediate School District 917 for the purpose of the Smoke-Free Mentoring Cohort for the term upon execution of the joint powers agreement through October 31, 2025.



Board of Commissioners

Request for Board Action

Item Number: DC-3996

Agenda #: 6.2

Meeting Date: 1/21/2025

DEPARTMENT: Public Health

FILE TYPE: Consent Action

TITLE

Authorization To Execute A Contract With Lionheart Wellness And Recovery Using Opioid Settlement Funds

RESOLUTION

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, and is required to govern and administer those functions as fully as other Dakota County functions, 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 \$46.6-billion-dollar lawsuit against opioid manufacturers and distributors; and

WHEREAS, Dakota County will receive \$9,127,527.20 in the first settlement and \$7,429,374.49 in the second settlement over a 19-year period; and

WHEREAS, by Resolution No. 23-277 (June 13, 2023), the Dakota Board of Commissioners authorized the formation of the Opioid Response Advisory Committee (ORAC) to assist in distributing part of the Opioid Settlement Funds; and

WHEREAS, this committee includes 17 voting members, including 7 appointed members with lived experience, 4 members from local government, 3 members from the healthcare field, and 3 members from community organizations; additionally, 4 non-voting Dakota County Staff attend meetings regularly; and

WHEREAS, on May 7, 2024, the ORAC created a subcommittee to assist with the writing and scoring of the Dakota County Opioid Epidemic Response Services Project Request For Proposal (RFP); and

WHEREAS, this subcommittee included 1 member from healthcare, 2 members with lived experience, 2 members from community partners and 1 member from local government; and

WHEREAS, on August 22, 2024, the Dakota County Opioid Epidemic Response Services Project RFP was posted for 29 days, which resulted in nineteen proposals received from vendors with a variety of the abatement strategies listed in the Opioid Memorandum of Agreement (MOA) Exhibit A, including Treatment, Prevention and Other Strategies; and

WHEREAS, the subcommittee reviewed and scored the proposals and selected vendors to contract with at the amounts listed in the Resolution for the period of January 1, 2025 through December 31, 2025; and

WHEREAS, on December 3, 2024, the ORAC approved the subcommittee's RFP process and affirmed the decision to ask the Dakota Board of Commissioners to authorize each of the five contracts with the selected vendors; and

WHEREAS, advisory committee member Tiffany Neuharth is employed by Lionheart Wellness and Recovery and did not participate on the subcommittee and abstained from the committee vote; and

WHEREAS, the ORAC recommends that the Dakota Board of Commissioners authorize a contract with the following vendor based on the following:

Lionheart Wellness and Recovery

- **Proposed Strategy:**
 - Expand trauma-responsive, evidence-based, co-occurring treatment for adolescents.
 - Increase accessibility to Medication for Opioid Use Disorder for adolescents.
 - Provide holistic support to adolescents with Opioid Use Disorder and/or Mental Health conditions and their families.
- **MOA Exhibit A Strategies: A.1, A.3, and A.6**
 - **A.1:** Expand availability of treatment for Opioid Use Disorder ("OUD") and any co-occurring Substance Use Disorder or Mental Health ("SUD/MH") conditions, including all forms of Medication for Opioid Use Disorder ("MOUD") approved by the U.S. Food and Drug Administration, including by making capital expenditures to purchase, rehabilitate, or expand facilities that offer treatment.
 - **A.3:** Expand telehealth to increase access to treatment for OUD and any co-occurring SUD/MH conditions, including MOUD, as well as counseling, psychiatric support, and other treatment and recovery support services.
 - **A.6:** Provide treatment of trauma for individuals with OUD (e.g., violence, sexual assault, human trafficking, or adverse childhood experiences) and family members (e.g., surviving family members after an overdose or overdose fatality), and training of health care personnel to identify and address such trauma.
- **Not to Exceed Dollar Amount:** \$75,000.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a contract with Lionheart Wellness and Recovery in a contract not to exceed amount of \$75,000, for the term of January 1, 2025 through December 31, 2025, to expand trauma-responsive, evidence-based, co-occurring treatment for adolescents, to increase accessibility to Medication for Opioid Use Disorder for adolescents, and to provide holistic support to adolescents with Opioid Use Disorder and/or Mental Health conditions and their families in accordance with the Opioid Memorandum of Agreement Exhibit A strategy items A.1,

A.3, and A.6, 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.



Board of Commissioners

Request for Board Action

Item Number: DC-3997

Agenda #: 6.3

Meeting Date: 1/21/2025

DEPARTMENT: Public Health

FILE TYPE: Consent Action

TITLE

Authorization To Execute A Contract With Gateway Recovery Center Using Opioid Settlement Funds

RESOLUTION

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, and is required to govern and administer those functions as fully as other Dakota County functions, 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 46.6-billion-dollar lawsuit against opioid manufacturers and distributors; and

WHEREAS, Dakota County will receive \$9,127,527.20 in the first settlement and \$7,429,374.49 in the second settlement over a 19-year period; and

WHEREAS, by Resolution No. 23-277 (June 13, 2023), the Dakota Board of Commissioners authorized the formation of the Opioid Response Advisory Committee (ORAC) to assist in distributing part of the Opioid Settlement Funds; and

WHEREAS, this committee includes 17 voting members, including 7 appointed members with lived experience, 4 members from local government, 3 members from the healthcare field, and 3 members from community organizations; additionally, 4 non-voting Dakota County Staff attend meetings regularly; and

WHEREAS, on May 7, 2024, the ORAC created a subcommittee to assist with the writing and scoring of the Dakota County Opioid Epidemic Response Services Project Request For Proposal (RFP); and

WHEREAS, this committee included 1 member from healthcare, 2 members with lived experience, 2 members from community partners and 1 member from local government; and

WHEREAS, on August 22, 2024, the Dakota County Opioid Epidemic Response Services Project RFP was posted for 29 days, which resulted in nineteen proposals received from vendors with a variety of the abatement strategies listed in the Opioid Memorandum of Agreement (MOA) Exhibit A, including Treatment, Prevention and Other Strategies; and

WHEREAS, the subcommittee reviewed and scored the proposals and selected vendors to contract with at the amounts listed in the Resolution for the period of January 1, 2025 through December 31, 2025; and

WHEREAS, on December 3, 2024, the ORAC approved the subcommittee's RFP process and affirmed the decision to ask the Dakota Board of Commissioners to authorize each of the five contracts with the selected vendors; and

WHEREAS, advisory committee member Michael Beltowsky is employed by Gateway Recovery Center and did not participate on the subcommittee and abstained from the committee vote; and

WHEREAS, the ORAC recommends that the Dakota Board of Commissioners authorizes a contract with the following vendor based on the following:

Gateway Recovery Center

- **Proposed Strategy:**
 - Provide transportation services for individuals with limited access to care at withdrawal management facilities.
- **MOA Exhibit A Strategies:** Items A.7 and B.7
 - **A.7:** Support detoxification (detox) and withdrawal management services for people with Opioid Use Disorder (OUD) and any co-occurring Substance Use Disorder or Mental Health (SUD/MH) conditions, including but not limited to medical detox, referral to treatment, or connections to other services or supports.
 - **B.7:** Provide or support transportation to treatment or recovery programs or services for persons with OUD and any co-occurring SUD/MH conditions.
- **Not to Exceed Dollar Amount:** \$32,293.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a contract with Gateway Recovery Center in a not to exceed contract amount of \$32,293 to provide transportation services for individuals with limited access to care at withdrawal management facilities in accordance with the Opioid Memorandum of Agreement Exhibit A strategy items A.7 and B.7, for the term of January 1, 2025 through December 31, 2025; 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.



Board of Commissioners

Request for Board Action

Item Number: DC-3998

Agenda #: 6.4

Meeting Date: 1/21/2025

DEPARTMENT: Public Health

FILE TYPE: Consent Action

TITLE

Authorization To Execute A Contract With Wayside Recovery Center Using Opioid Settlement Funds

RESOLUTION

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, and is required to govern and administer those functions as fully as other Dakota County functions, 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 \$46.6-billion-dollar lawsuit against opioid manufacturers and distributors; and

WHEREAS, Dakota County will receive \$9,127,527.20 in the first settlement and \$7,429,374.49 in the second settlement over a 19-year period; and

WHEREAS, by Resolution No. 23-277 (June 13, 2023), the Dakota Board of Commissioners authorized the formation of the Opioid Response Advisory Committee (ORAC) to assist in distributing part of the Opioid Settlement Funds; and

WHEREAS, this committee includes 17 voting members, including 7 appointed members with lived experience, 4 members from local government, 3 members from the healthcare field, and 3 members from community organizations; additionally, 4 non-voting Dakota County Staff attend meetings regularly; and

WHEREAS, on May 7, 2024, the ORAC created a subcommittee to assist with the writing and scoring of the Dakota County Opioid Epidemic Response Services Project Request For Proposal (RFP); and

WHEREAS, this committee includes 1 member from healthcare, 2 members with lived experience, 2 members from community partners and 1 member from local government; and

WHEREAS, on August 22, 2024, the Dakota County Opioid Epidemic Response Services Project RFP was posted for 29 days, which resulted in nineteen proposals received from vendors with a variety of the abatement strategies listed in the Opioid Memorandum of Agreement (MOA) Exhibit A, including Treatment, Prevention and Other Strategies; and

WHEREAS, the subcommittee reviewed and scored the proposals and selected vendors to contract with at the amounts listed in the Resolution for the period of January 1, 2025 through December 31, 2025; and

WHEREAS, on December 3, 2024, the ORAC approved the subcommittee's RFP process and affirmed the decision to ask the Dakota Board of Commissioners to authorize each of the five contracts with the selected vendors; and

WHEREAS, the ORAC recommends that the Dakota Board of Commissioners authorize a contract with the following vendor:

Wayside Recovery Center

- **Proposed Strategy:**
 - Support individuals who are involved in or transitioning out of the criminal justice system in Dakota County through case consultation, comprehensive assessment, care coordination, and linkage to treatment.
- **MOA Exhibit A Strategies:** Items D.4 and D.5
 - **D.4:** Provide evidence-informed treatment, including Medication for Opioid Use Disorder ("MOUD"), recovery support, harm reduction, or other appropriate services to individuals with Opioid Use Disorder ("OUD") and any co-occurring Substance Use Disorder or Mental Health ("SUD/MH") conditions who are incarcerated in jail or prison.
 - **D.5:** Provide evidence-informed treatment, including MOUD, recovery support, harm reduction, or other appropriate services to individuals with OUD and any co-occurring SUD/MH conditions who are leaving jail or prison or have recently left jail or prison, are on probation or parole, are under community corrections supervision, or are in re-entry programs or facilities.
- **Not to Exceed Dollar Amount:** \$100,000

; and

WHEREAS, while Commissioner Laurie Halverson ("Commissioner Halvorson"), Community Corrections Director Suwana Kirkland ("Director Kirkland"), and Employment & Economic Assistance Director Nadir Abdi ("Director Abdi") are board members of Wayside Recovery Center, Commissioner Halverson abstained from voting on the resolution and the contract will not be under the purview of Director Kirkland or Director Abdi for any decision-making.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a contract with Wayside Recovery Center in the not to exceed amount of \$100,000, for the term of January 1, 2025 through December 31, 2025 to support individuals who are involved in or transitioning out of the criminal justice system in Dakota County through case consultation, comprehensive assessment, care coordination, and linkage to treatment, in accordance with the Opioid Memorandum of Agreement Exhibit A strategy items D.4

and D5., 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.



Board of Commissioners

Request for Board Action

Item Number: DC-3999

Agenda #: 6.5

Meeting Date: 1/21/2025

DEPARTMENT: Public Health

FILE TYPE: Consent Action

TITLE

Authorization To Execute A Contract With Thrive! Family Recovery Services Using Opioid Settlement Funds

RESOLUTION

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, and is required to govern and administer those functions as fully as other Dakota County functions, 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 \$46.6-billion-dollar lawsuit against opioid manufacturers and distributors; and

WHEREAS, Dakota County will receive \$9,127,527.20 in the first settlement and \$7,429,374.49 in the second settlement over a 19-year period; and

WHEREAS, by Resolution No. 23-277 (June 13, 2023), the Dakota Board of Commissioners authorized the formation of the Opioid Response Advisory Committee (ORAC) to assist in distributing part of the Opioid Settlement Funds; and

WHEREAS, this committee includes 17 voting members, including 7 appointed members with lived experience, 4 members from local government, 3 members from the healthcare field, and 3 members from community organizations; additionally, 4 non-voting Dakota County Staff attend meetings regularly; and

WHEREAS, on May 7, 2024, the ORAC created a subcommittee to assist with the writing and scoring of the Dakota County Opioid Epidemic Response Services Project Request For Proposal (RFP); and

WHEREAS, this committee included 1 member from healthcare, 2 members with lived experience, 2 members from community partners and 1 member from local government; and

WHEREAS, on August 22, 2024, the Dakota County Opioid Epidemic Response Services Project RFP was posted for 29 days, which resulted in nineteen proposals received from vendors with a variety of the abatement strategies listed in the Opioid Memorandum of Agreement (MOA) Exhibit A, including Treatment, Prevention and Other Strategies; and

WHEREAS, the subcommittee reviewed and scored the proposals and selected vendors to contract with at the amounts listed in the Resolution for the period of January 1, 2025 through December 31, 2025; and

WHEREAS, on December 3, 2024, the ORAC approved the subcommittee's RFP process and affirmed the decision to ask the Dakota Board of Commissioners to authorize each of the five contracts with the selected vendors; and

WHEREAS, the ORAC recommends that the Dakota Board of Commissioners authorize a contract with the following vendor based on the following:

Thrive! Family Recovery Services

- **Proposed Strategy:**
 - Establish a family resource center to support families impacted by Opioid Use Disorder.
- **MOA Exhibit A Strategies:** Items A.6, B.1, B.2, B.5, and B.10
 - **A.6:** Provide treatment of trauma for individuals with Opioid Use Disorder ("OUD") (e.g., violence, sexual assault, human trafficking, or adverse childhood experiences) and family members (e.g., surviving family members after an overdose or overdose fatality), and training of health care personnel to identify and address such trauma.
 - **B.1:** Provide comprehensive wrap-around services to individuals with OUD and any co-occurring Substance Use Disorder or Mental Health ("SUD/MH") conditions, including housing, transportation, education, job placement, job training, or childcare.
 - **B.2:** Provide the full continuum of care of treatment and recovery services for OUD and any co-occurring SUD/MH conditions, including supportive housing, peer support services and counseling, community navigators, case management, and connections to community-based services.
 - **B.5:** Provide community support services, including social and legal services, to assist in deinstitutionalizing persons with OUD and any co-occurring SUD/MH conditions.
 - **B.10:** Engage non-profits, faith-based communities, and community coalitions to support people in treatment and recovery and to support family members in their efforts to support the person with OUD in the family.
- **Not to Exceed Dollar Amount:** \$93,707.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a contract with Thrive! Family Recovery Services in a contract not to exceed amount of \$93,707, for the term of January 1, 2025 through December 31, 2025, to establish a family resource center to support families impacted by Opioid Use Disorder in accordance with the Opioid Memorandum of Agreement Exhibit A strategy items A.6, B.1, B.2, B.5, and B.10, 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.



Board of Commissioners

Request for Board Action

Item Number: DC-4000

Agenda #: 6.6

Meeting Date: 1/21/2025

DEPARTMENT: Public Health

FILE TYPE: Consent Action

TITLE

Authorization To Execute A Contract With Minnesota Recovery Connection Using Opioid Settlement Funds

RESOLUTION

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, and is required to govern and administer those functions as fully as other Dakota County functions, 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 \$46.6-billion-dollar lawsuit against opioid manufacturers and distributors; and

WHEREAS, Dakota County will receive \$9,127,527.20 in the first settlement and \$7,429,374.49 in the second settlement over a 19-year period; and

WHEREAS, by Resolution No. 23-277 (June 13, 2023), the Dakota Board of Commissioners authorized the formation of the Opioid Response Advisory Committee (ORAC) to assist in distributing part of the Opioid Settlement Funds; and

WHEREAS, this committee includes 17 voting members, including 7 appointed members with lived experience, 4 members from local government, 3 members from the healthcare field, and 3 members from community organizations; additionally, 4 non-voting Dakota County Staff attend meetings regularly; and

WHEREAS, on May 7, 2024, the ORAC created a subcommittee to assist with the writing and scoring of the Dakota County Opioid Epidemic Response Services Project Request For Proposal (RFP); and

WHEREAS, this committee included 1 member from healthcare, 2 members with lived experience, 2 members from community partners and 1 member from local government; and

WHEREAS, on August 22, 2024, the Dakota County Opioid Epidemic Response Services Project RFP was posted for 29 days, which resulted in nineteen proposals received from vendors with a variety of the abatement strategies listed in the Opioid Memorandum of Agreement (MOA) Exhibit A, including Treatment, Prevention and Other Strategies; and

WHEREAS, the subcommittee reviewed and scored the proposals and selected vendors to contract with at the amounts listed in the Resolution for the period of January 1, 2025 through December 31, 2025; and

WHEREAS, on December 3, 2024, the ORAC approved the subcommittee's RFP process and affirmed the decision to ask the Dakota Board of Commissioners to authorize each of the five contracts with the selected vendors; and

WHEREAS, the ORAC recommends that the Dakota Board of Commissioners authorize a contract with the following vendor based on the following:

Minnesota Recovery Connection

- **Proposed Strategies:**
 - Provide culturally appropriate long-term behavioral health and wellness for the Latine population suffering from Opioid Use Disorder.
 - Provide harm reduction education in accordance with Culturally and Linguistically Appropriate (CLAS) standards.
- **MOA Exhibit A Strategies: B.13 and H.3**
 - **B.13:** Create or support culturally appropriate services and programs for persons with Opioid Use Disorder ("OUD") and any co-occurring Substance Use Disorder or Mental Health ("SUD/MH") conditions, including but not limited to new Americans, African Americans, and American Indians.
 - **H.3:** Training and education regarding naloxone and other drugs that treat overdoses for first responders, overdose patients, patients taking opioids, families, schools, community support groups, and other members of the general public.
- **Not to Exceed Dollar Amount: \$89,000.**

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a contract with Minnesota Recovery Connection in a contract not to exceed amount of \$89,000, for the term of January 1, 2025 through December 31, 2025, to provide culturally appropriate long-term behavioral health and wellness for the Latine population suffering from Opioid Use Disorder and to provide harm reduction education in accordance with Culturally and Linguistically Appropriate standards, in accordance with the Opioid Memorandum of Agreement Exhibit A strategy items B.13 and H.3, 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.



Board of Commissioners

Request for Board Action

Item Number: DC-4046

Agenda #: 6.7

Meeting Date: 1/21/2025

DEPARTMENT: Public Health

FILE TYPE: Consent Action

TITLE

Authorization To Accept Additional Grant Funds From Minnesota Department Of Health For Children And Youth With Special Health Needs Program And Execute Grant Amendment

RESOLUTION

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, and is required to govern and administer those functions as fully as other Dakota County functions, including the responsibility to prevent disease and to promote and protect the public health of Dakota County residents; and

WHEREAS, Dakota County Public Health has provided follow-up services for children and youth with special health needs since 2011; and

WHEREAS, follow-up services include providing consultation, resources, and education to families who have a child with suspected or confirmed hearing loss, or a child with an identified birth defect that is known to hinder growth and development; and

WHEREAS, children enrolled in this program are identified through newborn screening with the goal being to detect disabling conditions early allowing for early intervention; and

WHEREAS, follow-up services are funded through the Children and Youth with Special Health Needs grant (CYSHN) from the Minnesota Department of Health (MDH); and

WHEREAS, by Resolution No. 21-584 (December 17, 2021), the County Board of Commissioners approved grant funds from MDH for the CYSHN program in the amount of \$125,000 effective January 1, 2022 through December 31, 2026; and

WHEREAS, Dakota County Public Health has provided early intervention services through the Follow Along Program (FAP) since 2002; and

WHEREAS, FAP is a program that identifies young children at risk for developmental and social-emotional concerns through screening and provides connections to developmental activities and appropriate resources and services to support overall health and well-being; and

WHEREAS, FAP services are currently funded through the Title V Social Security Act; Maternal and Child Health Block grant; and

WHEREAS, effective October 1, 2024, the FAP grant funding is being moved from the Title V Social Security Act; Maternal and Child Health Block grant to the CYSHN grant; and

WHEREAS, MDH is allocating additional grant funds for the CYSHN program in the estimated amount of \$31,725, effective October,1 2024 through December 31, 2026.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to accept the grant funds in the amount of \$31,725 and execute the Children and Youth with Special Health Needs grant amendment for the period of October 1, 2024 through December 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.



Board of Commissioners

Request for Board Action

Item Number: DC-4060

Agenda #: 6.8

Meeting Date: 1/21/2025

DEPARTMENT: Public Health

FILE TYPE: Consent Action

TITLE

Authorization To Accept Minnesota Department Of Health Cannabis And Substance Use Prevention Grant Funds, Execute Grant Agreement, Add 1.0 Grant-Funded Full-Time Equivalent, And Amend 2025 Public Health Budget

RESOLUTION

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, and is required to govern and administer those functions as fully as other Dakota County functions, including the responsibility to prevent disease and to promote and protect the public health of Dakota County residents; and

WHEREAS, during the 2023 legislative session, local and tribal public health agencies in Minnesota were allocated ongoing funding focused on cannabis prevention beginning in state fiscal year (SFY) 2025 (Chapter 121 - MN Laws; Article 1); and

WHEREAS, when the cannabis conference report passed, it contained language changing how local and tribal cannabis funding could be spent (Chapter 121 - MN Laws; Article 3); and

WHEREAS, eligible uses of the funds include prevention of use of other substances, including cannabis; and

WHEREAS, in October 2024, Public Health was notified by the Minnesota Department of Health (MDH) of a Cannabis and Substance Use Prevention (CSUP) grant allocation of \$283,568 for the period of November 1, 2024 through October 31, 2025; and

WHEREAS, these grant funds were awarded to all Community Health Boards throughout the state to create prevention, education, and recovery programs focusing on substance misuse prevention and treatment options, with the main focus on primary prevention of substance use/misuse; and

WHEREAS, Public Health plans to utilize these grant funds to support the salary and benefits of a 1.0 grant-funded full-time equivalent Substance Use Prevention Specialist; and

WHEREAS, in addition, these grant funds will support 0.5 of the 1.0 full-time equivalent Public Health Supervisor for Substance Use Prevention that was approved through the 2025 budget process; and

WHEREAS, these positions will create infrastructure to support a substance use prevention program

that can respond to the growing needs in the community.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to accept the grant funds and execute the Cannabis and Substance Use Prevention grant agreement for the period of November 1, 2024 through October 31, 2025, for a total grant amount of \$283,568, 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 add a 1.0 grant-funded, full-time equivalent (FTE) position; 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 2025 Public Health Budget is hereby amended as follows:

Expense

Staff Expense 1.0 FTE	\$130,631
Program Expense	<u>\$ 46,796</u>
Total Expenses	<u>\$177,157</u>

Revenue

Public Health Grant	(\$80,632)
Fund Balance (Indirect)	(\$25,779)
Substance Use Prevention Grant	<u>\$283,568</u>
Total Revenues	<u>\$177,157</u>



Board of Commissioners

Request for Board Action

Item Number: DC-3963

Agenda #: 6.9

Meeting Date: 1/21/2025

DEPARTMENT: Social Services

FILE TYPE: Consent Action

TITLE

Authorization To Submit Grant Application To Minnesota Housing Finance Agency For Family Homelessness Prevention And Assistance Program Funds, Accept Grant Funds, Execute Grant Agreement And Related Contracts, And Amend 2025 Social Services Budget

RESOLUTION

WHEREAS, the Minnesota Legislature established Family Homelessness Prevention and Assistance Program (FHPAP) in 1993 to assist families with children, youth and single adults who are homeless or are at imminent risk of homelessness; and

WHEREAS, by Minn. Stat. § 462A.204, FHPAP grant funding must be administered by counties in the metro area who, in turn, may sub-grant some or all funds to other entities; and

WHEREAS, funding is awarded through a competitive grant application process with predetermined criteria in four categories: planning, project design, program capacity/performance and need; and

WHEREAS, Minnesota Statute also requires the establishment of an advisory committee to assist in preparing the project proposal and the design, implementation and evaluation of the project; and

WHEREAS, the Dakota County Affordable Housing Coalition (AHC) acts as the FHPAP Advisory Committee and a community-based subcommittee has been established by the AHC to help inform project direction and priorities; and

WHEREAS, Dakota County has received these grant funds for the past 20 years; and

WHEREAS, by Resolution No. 23-164 (April 25, 2023), the Dakota County Board of Commissioners approved submission of an application for a FHPAP grant in an amount up to \$5,200,000, and, if awarded, authorized subcontracting with three vendors for a combined total of up to \$5,200,000 for Young Men's Christian Association (YMCA), Scott-Carver-Dakota Community Action Partnership Agency (CAP) and with 360 Communities for the period of October 1, 2023 through September 30, 2025; and

WHEREAS, a request for proposals for subcontractors was issued on February 7, 2023, as required by county procurement policies; and

WHEREAS, three responses were received and three subgrantees, CAP, 360 Communities and the YMCA were selected to serve homeless and at-risk families, single adults and youth; and

WHEREAS, for the upcoming biennium, staff requests authorization to submit a grant application to the Minnesota Housing Finance Agency for the FHPAP grant in the amount up to \$4,500,000; and

WHEREAS, this amount includes a combined total up to \$4,500,000 for the three recommended contracted subgrantees and up to 15 percent for administrative costs for the period of October 1, 2025 through September 30, 2027; and

WHEREAS, if awarded, staff recommends execution of contracts with the YMCA, CAP and 360 Communities for a combined total amount not to exceed \$4,500,000, for the period of October 1, 2025 through September 30, 2027.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the submission of a Family Homelessness Prevention and Assistance Program (FHPAP) grant application to the Minnesota Housing Finance Agency in the amount of \$4,500,000 for the period of October 1, 2025 through September 30, 2027; and

BE IT FURTHER RESOLVED, That, if awarded, the Dakota County Board of Commissioners hereby authorizes the Community Services Director to accept grant funds and execute a grant agreement with the Minnesota Housing Finance Agency in the amount awarded for the period of October 1, 2025 through September 30, 2027, 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, if awarded, the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute contracts with the Young Men's Christian Association, the Scott-Carver-Dakota Community Action Partnership Agency, and with 360 Communities in a combined total not to exceed \$4,500,000 for the period of October 1, 2025 through September 30, 2027, 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 amounts and the contract terms 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; and

BE IT FURTHER RESOLVED, That, if awarded, the 2025 Social Services Budget is hereby amended as follows:

Expense

Social Services Budget

\$4,500,000

Total Expense

\$4,500,000

Revenue

FHPAP Grant

\$4,500,000

Total Revenue

\$4,500,000



Board of Commissioners

Request for Board Action

Item Number: DC-4047

Agenda #: 6.10

Meeting Date: 1/21/2025

DEPARTMENT: Social Services

FILE TYPE: Consent Action

TITLE

Authorization To Apply For Minnesota Department Of Human Services Community Living Infrastructure Grant Funds For Dakota County And Regional Metro Counties, Accept Grant Funds, Execute Grant Agreement, Execute Contracts With Vendors, And Amend 2025 Social Services Budget

RESOLUTION

WHEREAS, in 2017, the Minnesota Legislature added language to the Minnesota Housing Support Act (Chapter 256I) to increase opportunities for Minnesotans with disabilities to live in the community; and

WHEREAS, the housing package included grant funding aimed at developing and supporting Community Living Infrastructure (CLI) throughout the State; and

WHEREAS, the funding covers initiatives in three categories: 1) Outreach services to connect homeless individuals to housing, medical supports, employment and community resources; 2) Housing Resource Specialist services to assist individuals with obtaining required documentation so they can access housing; and 3) Administration and monitoring of the Housing Support program in order to monitor quality of services, increase efficiencies and build capacity to expand; and

WHEREAS, by Resolution No. 21-261 (May 18, 2021), the County Board approved the two renewal applications to the Minnesota Department of Human Services (DHS) for the grant period of July 1, 2021 through June 30, 2023, in the amount of \$310,580 for Dakota County and \$379,415 for the Metro Area Housing Coordinating Board (MAHCB) and the two contracts were executed with Ally Supportive Services, LLC for street outreach services and with Mental Health Resources (MHR) on behalf of MAHCB for administration of the Housing Support Program in the Regional Metro Counties; and

WHEREAS, by Resolution No. 23-280 (June 20, 2023), the County Board authorized an amendment to the current Dakota County grant agreement by adding CLI grant funds to Dakota County in the amount of \$231,966 for a total not to exceed amount of \$542,546 and extending the term of the grant agreement to June 30, 2025; and

WHEREAS, staff recommends authorization to apply for CLI grant funds from DHS on behalf of Dakota County and MAHCB, and if received, accept grant funds from DHS on behalf of Dakota County and MAHCB, execute grant agreements, execute contracts, and amend the 2025 Social Services Budget in a combined amount up to \$870,000 for the period of July 1, 2025 through June

30, 2027.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the submission of the Community Living Infrastructure grant application to the Minnesota Department of Human Services (DHS) on behalf of Dakota County, and if awarded, authorizes the Community Services Director to accept Community Living Infrastructure grant funds and execute the grant agreement for Dakota County in an amount up to \$400,000 for the period of July 1, 2025 through June 30, 2027; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the submission of the Community Living Infrastructure grant application to DHS, and if awarded, authorizes the Community Services Director to accept Community Living Infrastructure grant funds and execute the grant agreement on behalf of the Metro Area Housing Coordinating Board in an amount up to \$470,000 for the period of July 1, 2025 through June 30, 2027; 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 contract with selected vendors in a not to exceed combined total contracts amount of up to \$870,000 for the period of July 1, 2025 through June 30, 2027, 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; and

BE IT FURTHER RESOLVED, That the 2025 Social Services Budget is hereby amended as follows:

Revenue

DHS CLI Grant	<u>\$870,000</u>
Total Revenue	\$870,000

Expense

DHS CLI Expense	<u>\$870,000</u>
Total Expense	\$870,000



Board of Commissioners

Request for Board Action

Item Number: DC-4081

Agenda #: 6.11

Meeting Date: 1/21/2025

DEPARTMENT: Parks

FILE TYPE: Consent Action

TITLE

Authorization To Execute First Amendment With Max Steininger, Inc. For Veterans Memorial Greenway Construction In Inver Grove Heights, County Project P00147

RESOLUTION

WHEREAS, to provide high-quality recreational and educational opportunities in harmony with natural resource preservation and to honor Dakota County's more than 25,000 veterans, Dakota County is proceeding with the Veterans Memorial Greenway County Project (CP) P00147; and

WHEREAS, the Veterans Memorial Greenway Phase I is the first segment of regional trail to be secured, designed, and constructed in order to connect the Mendota to Lebanon Greenway in Eagan to the Mississippi River Greenway in Inver Grove Heights; and

WHEREAS, the Veterans Memorial Greenway Phase I includes construction of two miles of trail starting 500' west of the intersection of Alameda Path and Cliff Road in Inver Grove Heights and extending east along Cliff Road through Flint Hills property and then ending at Rich Valley Park; and

WHEREAS, by Resolution No. 24-188 (April 9, 2024), the County Board authorized the execution of a contract with Max Steininger Inc., for the construction of Phase I of the Veterans Memorial Greenway, CP P00147; and

WHEREAS, the project is now substantially complete with only minor items of work and turf establishment remaining; and

WHEREAS, the construction contract has increases of \$598,476.58 or 22 percent over the original contract amount; and

WHEREAS, the construction cost increases include additional costs for excavation, grading, hauling, and quantity overruns for the trail base; and

WHEREAS, staff recommends authorizing a contract amendment with Max Steininger Inc. in the amount of \$598,476.58 for construction cost increases; and

WHEREAS, the 2025 Park's Capital Improvement Program Budget has sufficient funds to accommodate the construction contract.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute a first amendment to the contract with Max Steininger Inc., in the amount of \$598,476.58 for increased costs, resulting in a total amount of \$3,345,698.88 for the construction work (County Project P00147) associated with the Veterans Memorial Greenway Phase I Segment, subject to approval by the County Attorney's Office as to form.



Board of Commissioners

Request for Board Action

Item Number: DC-4017

Agenda #: 6.12

Meeting Date: 1/21/2025

DEPARTMENT: Parks

FILE TYPE: Consent Action

TITLE

Authorization To Award Bid And Execute Contract With Native Resource Preservation, LLC, For Restoration And Enhancement At Grannis and McCullough Conservation Easements

RESOLUTION

WHEREAS, the Land Conservation Plan, approved by the Dakota County Board of Commissioners on November 17, 2020, identified 24 Preliminary Conservation Focus Areas and directed staff to pursue the acquisition and restoration of conservation easements with willing landowners within these Focus Areas; and

WHEREAS, the Dakota County Board of Commissioners approved the purchase of conservation easements on the Gelhar-Emrick (now McCullough) property on July 22, 2008, and on the Grannis property on June 21, 2011, and June 21, 2016; and

WHEREAS, funding for restoration work at these properties is derived from the Board of Water and Soil Resources Habitat Enhancement Landscape Program grant, authorized by the Dakota County Board of Commissioners on June 25, 2024, and the Minnesota Legislature's 2022 Outdoor Heritage Fund grant, authorized on August 23, 2022; and

WHEREAS, a request for quotes was prepared and released on November 7, 2024, to ten vendors; and

WHEREAS, the lowest responsive, responsible quote was from Native Resource Preservation, LLC, for \$109,052.62; and

WHEREAS, Native Resource Preservation, LLC's submission for Alternate 1 will be included in the contract scope for an additional \$23,704.09.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Parks Department Director to execute a contract with Native Resource Preservation, LLC, for restoration work on the Gelhar-Emrick/McCullough and Grannis properties, with a contract maximum of \$132,756.71, subject to the approval of the County Attorney's Office as to form.



Board of Commissioners

Request for Board Action

Item Number: DC-4018

Agenda #: 6.13

Meeting Date: 1/21/2025

DEPARTMENT: Parks

FILE TYPE: Consent Action

TITLE

Authorization To Award Bid And Execute Contract With Native Resource Preservation, LLC For Restoration And Enhancement Of County Conservation Easement On Wicklund Trust Property

RESOLUTION

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

WHEREAS, on April 6, 2021, the Dakota County Board of Commissioners approved the purchase of a conservation easement on the Wicklund property; and

WHEREAS, funding for this work will be derived from the Minnesota Legislator's 2018 Outdoor Heritage Fund Grant; and

WHEREAS, a request for proposals was prepared and released on December 6, 2024; and

WHEREAS, the lowest responsive, responsible proposal, including all alternates, was submitted by Native Resource Preservation, LLC; and

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, LLC, for the Wicklund Conservation Easement Natural Resource Management Plan Implementation Project for a contract maximum of \$240,371, subject to approval by the County Attorney's Office as to form.



Board of Commissioners

Request for Board Action

Item Number: DC-4033

Agenda #: 6.14

Meeting Date: 1/21/2025

DEPARTMENT: Parks

FILE TYPE: Consent Action

TITLE

Authorization To Execute Contract With Bolton & Menk, Inc. For Construction Administration And Inspection Services For Minnesota River Greenway In Burnsville And Eagan, County Project P00127

RESOLUTION

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

WHEREAS, Dakota County requires professional services for the administration and inspection for the construction of the pedestrian bridge over the Union Pacific Railroad track; and

WHEREAS, a request for proposals was released on November 25, 2024, for construction administration and inspection services; and

WHEREAS, three responses were received from qualified proposers; and

WHEREAS, Bolton & Menk, Inc. was identified as the most responsive to the request for proposals and within the project budget.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute a contract with Bolton & Menk, Inc. to provide construction administration services for the pedestrian bridge for the Fort Snelling Segment of the Minnesota River Greenway in Eagan in an amount not to exceed \$666,423, subject to approval by the County Attorney's Office as to form.



Board of Commissioners

Request for Board Action

Item Number: DC-4087

Agenda #: 6.15

Meeting Date: 1/21/2025

DEPARTMENT: Parks

FILE TYPE: Consent Action

TITLE

Authorization To Acquire Wicklund Trust Property In Waterford Township And Amend 2025 Parks Capital Improvement Program Budget

RESOLUTION

WHEREAS, the Jerry C. Wicklund and Audrey C. Wicklund Trust, under Agreement dated October 25, 2021, (Wicklund Trust) own 151 acres in Waterford Township; and

WHEREAS, the Wicklund Trust property is located within the Chub Creek Conservation Focus Area, identified in the 2020 Land Conservation Plan for Dakota County, and includes a portion of the future Chub Creek Greenway corridor identified in the 2008 Dakota County 2030 Park System Plan; and

WHEREAS, several State-listed rare plants have been identified on the Wicklund Trust property, and Jerry and Audrey Wicklund (Wicklund) have allowed County staff to harvest native seeds for use within the park system; and

WHEREAS, the Wicklunds planted many native trees and prairie species over their lifetime of ownership, in addition to investing extensive effort into controlling invasive species, such as buckthorn; and

WHEREAS, County staff began working with the Wicklunds in 2009 to permanently protect a portion of their property, and

WHEREAS, by Resolution No. 20-633 (December 14, 2020), the County Board of Commissioners approved the expenditure of up to \$291,912 to acquire a 121.60-acre permanent natural area conservation easement (Easement) on the Wicklund property; and

WHEREAS, due to a reduction in landowner donation and a slight increase in the size of the Easement, the County Board of Commissioners rescinded Resolution No. 20-633 and by Resolution No. 21-185 (April 6, 2021), approved the expenditure of up to \$339,412 to acquire a 122.43-acre Easement on the Wicklund property; and

WHEREAS, the Easement was acquired on May 14, 2021, using a combination of State Outdoor Heritage (OH) funds and County grant-match; and

WHEREAS, the Wicklunds transferred ownership of their property to the Jerry C. Wicklund and

Audrey C. Wicklund Trust, under Agreement dated October 25, 2021, (Wicklund Trust); and

WHEREAS, the Easement area includes two countywide snowmobile trails and numerous mowed trails that can serve as future public hiking trails and function as natural resource management unit boundaries; and

WHEREAS, the Easement would allow a future paved Chub Creek Greenway trail but would require approval from the Lessard-Sams Outdoor Heritage Council (LSOHC), which is responsible for administering OH funds; and

WHEREAS, the County and the Wicklund Trust continue improving natural resource quality within the Easement area through implementation of a natural resource management agreement; and

WHEREAS, the Wicklunds and the Wicklund Trust have allowed special turkey hunting opportunities for military veterans and youth on their property for many years; and

WHEREAS, the Wicklund Trust began exploring future ownership options for their property in 2023 and now desire to sell fee title to the Easement area and additional land to the County for a new County Park Conservation Area; and

WHEREAS, the County completed, reviewed, and approved an appraisal for acquiring fee title to the Easement area and an additional 1.07 acres for access and a small parking area; and

WHEREAS, County staff contacted the LSOHC to determine if OH funds previously appropriated to the County would be eligible for fee title acquisition since most of the property is already protected by the Easement; and

WHEREAS, the LSOHC recently denied a request to use OH funds for property already protected by an easement and affirmed an existing policy in which expenditure of additional OH funds for land already protected by an easement would not be approved; and

WHEREAS, the Wicklund Trust is willing to sell fee title to 123.5 acres and a 6,250 square foot access easement for 31 percent less than the \$617,000 appraised value, or \$425,000; and

WHEREAS the Wicklund Trust has requested that the County consider amending Section 3.7 of Park Ordinance 107 to allow Spring youth and military veterans turkey hunting within their former property once acquired by the County; and

WHEREAS, the estimated closing costs are \$3,500; and

WHEREAS, the Wicklund Trust property includes two, ten-year Conservation Reserve Program (CRP) contracts with the Commodity Credit Corporation of the U.S. Department of Agriculture; and

WHEREAS, the CRP contracts provides \$15,876 annual payments to the landowner, and the County would be eligible to receive the remaining CRP payments totaling \$63,305 for the years 2025 through 2028; and

WHEREAS, adequate funding for this fee title acquisition is available in the 2025 Parks Capital Improvement Program budget through the 2022 Minnesota Legislature OH County grant-match; and

WHEREAS, the final acquisition costs of the property will be determined after the settlement statement is finalized and all associated acquisition expenses have been invoiced.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the expenditure of up to \$428,500 to acquire 123.5 acres and a 6,250 square foot access easement in Waterford Township from the Jerry C. Wicklund and Audrey L. Wicklund Trust, under an Agreement dated October 25, 2021, including \$425,000 for fee title acquisition and \$3,500 in estimated closing costs; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Division Director to execute a purchase agreement with the Jerry C. Wicklund and Audrey L. Wicklund Trust, under an Agreement dated October 25, 2021, to acquire fee title to 123.5 acres and a 6,250 square foot access easement, 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 designates the property being acquired from the Jerry C. Wicklund and Audrey L. Wicklund Trust, under an Agreement dated October 25, 2021, as a new County Park Conservation Area; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby directs that the \$15,876 annual Conservation Reserve Program payments for the Wicklund Trust property be added to the Parks Capital Improvement Program budget for the years 2025 through 2028; and

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

Expense

Wicklund Trust Property Acquisition	<u>\$63,305</u>
Total Expense	\$63,305

Revenue

Conservation Reserve Program	<u>\$63,305</u>
Total Revenue	\$63,305

; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby directs staff to submit a potential amendment to section 3.7 of Park Ordinance 107 for consideration that would allow for a limited number of permits to be issued to non-profit and other community organizations for hunting within identified County Park Conservation Areas.



Board of Commissioners

Request for Board Action

Item Number: DC-4013

Agenda #: 6.16

Meeting Date: 1/21/2025

DEPARTMENT: Transportation

FILE TYPE: Consent Action

TITLE

Authorization To Execute Joint Powers Agreement With City Of Eagan For City Utility Improvement Incorporation Into 2025 Preservation Projects On County State Aid Highway 30, County Project 30-43

RESOLUTION

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

WHEREAS, included in the County's preservation work is an opportunity for coordination with the city stakeholders to partner on any necessary utility repairs within the road segments being included; and

WHEREAS, the City of Eagan desires to incorporate sanitary sewer, water main, or storm sewer repairs as part of County Project 30-43; and

WHEREAS, County Project 30-43 is the mill and overlay of County State Aid Highway 30 (Diffley Road) from Trunk Highway 13 to Interstate Highway 35E in Eagan; and

WHEREAS, a joint powers agreement (JPA) between the County and the City of Eagan is necessary to outline roles, responsibilities, and cost participation; and

WHEREAS, the cost share for utility maintenance/improvements associated with storm sewer is 80 percent County and 20 percent City in accordance with the terms and conditions of the current adopted Maintenance Agreement for Storm Sewer Systems (Dakota County Contract No. C0025408); and

WHEREAS, the cost share for utility maintenance/improvements associated with water main and sanitary sewer is 100 percent City; and

WHEREAS, the 2025 Transportation Capital Improvement Program Adopted Budget includes sufficient funds to proceed with the 2025 Preservation of Paved Highway Surfaces, including the County's cost share for storm sewer improvements.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute a joint powers agreement between Dakota County and the City of Eagan for utility repair work associated with County Project 30-43 which is included in the 2025 Preservation of Paved Highway Surfaces.



Board of Commissioners

Request for Board Action

Item Number: DC-4072

Agenda #: 6.17

Meeting Date: 1/21/2025

DEPARTMENT: Transportation

FILE TYPE: Consent Action

TITLE

Authorization To Submit And Accept Grant Funds For 2025 Rebuilding American Infrastructure With Sustainability And Equity Federal Grant Program For County Projects 50-33 And 54-11

RESOLUTION

WHEREAS, the U.S. Department of Transportation is requesting project submittals for the Rebuilding American Infrastructure with Sustainability and Equity (RAISE) grant program; and

WHEREAS, the RAISE federal grant program funds up to 80 percent of project costs in urban areas and up to 100 percent in rural areas; and

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

WHEREAS, funding for CP 54-11 will address safety and modern design improvements for CSAH 54 and integrate pedestrian facilities between Hastings and the Dakota County line; and

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

WHEREAS, project submittals are due on January 30, 2025; and

WHEREAS, the two projects proposed are consistent with the adopted Dakota County Comprehensive Plan.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the resubmittal of County Project 50-33, the Interstate 35 and County State Aid Highway 50 bridge and interchange project, and County Project 54-11, reconstruction of County State Aid Highway 54 and integration of pedestrian facilities to the U.S. Department of Transportation for the Rebuilding American Infrastructure with Sustainability and Equity grant program and authorizes the Transportation Director to accept grant funds, if awarded, and execute grant agreements subject to approval as to form by the Dakota County Attorney's Office; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby approves

requesting letters of support from cities within the project areas, the Minnesota Department of Transportation, the Metropolitan Council, the Prairie Island Indian Community, and the Dakota County congressional delegation.



Board of Commissioners

Request for Board Action

Item Number: DC-4073

Agenda #: 6.18

Meeting Date: 1/21/2025

DEPARTMENT: Transportation

FILE TYPE: Consent Action

TITLE

Authorization To Execute First Contract Amendment With Kimley-Horn And Associates, Inc. And Execute Joint Powers Agreements With City Of Apple Valley For Improvements To County State Aid Highway 42 In Apple Valley, County Project 42-163

RESOLUTION

WHEREAS, to provide a safe and efficient transportation system, Dakota County is proceeding with County Project (CP) 42-163; and

WHEREAS, CP 42-163 is the preliminary and final engineering design of improvements to County State Aid Highway 42 in the City of Apple Valley from Redwood Drive to 147th Street and vicinity; and

WHEREAS, by Resolution No. 23-602 (December 19, 2023), the Dakota County Board of Commissioners authorized the execution of a design services contract with consultant Kimley-Horn and Associates, Inc. (Kimley-Horn) to perform preliminary and final design engineering services for a total contract amount not to exceed \$959,920; and

WHEREAS, the cost of the additional out-of-scope and expanded work tasks and professional services to be performed by Kimley-Horn is \$619,285, resulting in a new contract amount not to exceed \$1,579,205; and

WHEREAS, the County Engineer recommends executing the first contract amendment with Kimley-Horn for Contract Number DCA20482 for preliminary and final engineering of CP 42-163; and

WHEREAS, staff recommends authorization to execute two joint powers agreements with the City of Apple Valley, first to define cost-share responsibilities for the preliminary and final engineering design contract costs and second to define cost-share responsibilities for right of way and construction costs for CP 42-163.

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 \$959,920 for Contract Number DCA20482 with Kimley-Horn and Associates, Inc., for County Project 42-163 to a total contract amount not to exceed \$1,579,205, including reimbursables; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute two joint powers agreements with the City of Apple Valley for County Project 42-163, first to define cost-share responsibilities for the preliminary and final

engineering design contract costs and second to define cost-share responsibilities for right of way and construction costs.



Board of Commissioners

Request for Board Action

Item Number: DC-4074

Agenda #: 6.19

Meeting Date: 1/21/2025

DEPARTMENT: Transportation

FILE TYPE: Consent Action

TITLE

Authorization To Execute Amendment To Contract With HDR Engineering, Inc., For County Road 86 Railroad Bridge Replacement In Castle Rock Township, County Project 86-34

RESOLUTION

WHEREAS, to provide a safe and efficient transportation system, Dakota County is replacing the original timber railroad bridge over County State Aid Highway 86; and

WHEREAS, the design of the bridge plans was done by HDR Engineering, Inc.; and

WHEREAS, a contract was executed with HDR Engineering, Inc., for the review of materials and plan changes; and

WHEREAS, the current contract amount is \$140,000; and

WHEREAS, the bridge completion date is February 28, 2025; and

WHEREAS, staff recommends authorizing the execution of an amendment to the contract with HDR Engineering, Inc., in the amount of \$150,000 funded by Sales & Use Tax.

NOW, THEREFORE BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Transportation Director to execute an amendment to the contract with HDR Engineering, Inc., in the amount of \$150,000 for additional review and approval of materials and changes to the bridge plans for County Project 86-34, subject to approval by the County Attorney's Office as to form.



Board of Commissioners

Request for Board Action

Item Number: DC-4089

Agenda #: 6.20

Meeting Date: 1/21/2025

DEPARTMENT: Transportation

FILE TYPE: Consent Action

TITLE

Authorization To Execute Purchase Agreement For Advanced Acquisition Of Property For Transportation, County Project 63-33

RESOLUTION

WHEREAS, to promote a safe and efficient transportation system, Dakota County is proceeding with County Project 63-33, Delaware Avenue Reconstruction in the Cities of Mendota Heights, and West St. Paul; and

WHEREAS, County Board authorized the execution of a contract with Kimley Horn, Inc. for professional design services for CP 63-33 and CP 4-18; and

WHEREAS, during the preliminary engineering process, it was determined that acquisition of the property owned by Russell and Angela Radabaugh located at 1211 Delaware Avenue might be necessary to complete the project; and

WHEREAS, County staff discovered that this property was listed for sale at \$325,000 in the open real estate market; and

WHEREAS, County staff collaborated with the design consultant to conduct an early engineering analysis of construction impacts and make the necessary determinations of early right of way acquisition needs; and

WHEREAS, preliminary engineering analysis indicated that construction would directly impact the property structure at the improved parcel, and thus an early acquisition of the parcel would be advantageous from a fiscal perspective; and

WHEREAS, it was determined that the early acquisition of the property owned by Russell and Angela Radabaugh located at 1211 Delaware Ave, for \$325,000, including an additional \$5,000 in transaction costs, is necessary to move forward with CP 63-33; and

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

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners approve the advanced acquisition of 1211 Delaware Ave and authorizes the execution of a purchase agreement with Russell and Angela Radabaugh for a purchase price of \$325,000 with an additional

\$5,000 to cover the transaction costs and authorizes payment from the 2024 Transportation Capital Improvement Program Adopted Budget.



Board of Commissioners

Request for Board Action

Item Number: DC-4088

Agenda #: 6.21

Meeting Date: 1/21/2025

DEPARTMENT: Environmental Resources

FILE TYPE: Consent Action

TITLE

Authorization To Execute Contracts With Veolia ES Technical Solutions, L.L.C., And Clean Harbors Environmental Services, Inc., For Hazardous Waste Management

RESOLUTION

WHEREAS, Minn. Stat. § 115A.96 requires counties to have a household hazardous waste program to help keep hazardous waste out of the solid waste stream; and

WHEREAS, the Dakota County Board of Commissioners wishes to provide a household hazardous waste program to further the goals of protecting public health and the environment; and

WHEREAS, Veolia ES Technical Solutions, L.L.C., and Clean Harbors Environmental Services, Inc. are the State contract vendors for hazardous waste management; and

WHEREAS, the current Agreement for the Operation of a Household Hazardous Waste Program with the Minnesota Pollution Control Agency indemnifies the County when the County uses State contracts for hazardous waste management; and

WHEREAS, Dakota County currently uses the State contract to manage hazardous waste collected at The Recycling Zone and one-day events; and

WHEREAS, the County's Attorney's Office and Risk Management determined that a County contract is needed for hazardous waste management; and

WHEREAS, the \$800,000 annual contract cost is included in the household hazardous waste annual budget; and

WHEREAS, staff recommends execution of contracts with Veolia ES Technical Solutions, L.L.C., and Clean Harbors Environmental Services, Inc., for hazardous waste management.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Environmental Resources Director to execute a contract with Veolia ES Technical Solutions, L.L.C., for hazardous waste management for waste collected at The Recycling Zone and one-day collection events 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 Environmental Resources Director to execute a contract with Clean Harbors Environmental

Services, Inc., for hazardous waste management for waste collected at The Recycling Zone and one-day collection events, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the terms of the contracts will start March 1, 2025, and will incorporate the same terms and conditions of the State contracts; and

BE IT FURTHER RESOLVED, That the Environmental Resources Department Director is authorized to execute annual renewals of the contracts for up to nine years in an amount consistent with the annual budget for the required services.



Board of Commissioners

Request for Board Action

Item Number: DC-4067

Agenda #: 6.22

Meeting Date: 1/21/2025

DEPARTMENT: Physical Development Administration

FILE TYPE: Consent Action

TITLE

Approval Of Right Of Way Acquisition For Projects Included In 2025 Transportation CIP, Authorization To Make First Offers Based On Appraised Values And Delegated Acquisition Settlement Authority

RESOLUTION

WHEREAS, to provide a safe and efficient transportation system, Dakota County is proceeding with projects included in the 2025 Transportation Capital Improvement Program (CIP); and

WHEREAS, Dakota County is the lead agency for right of way acquisition necessary in 2025 for construction to begin in 2026; and

WHEREAS, the acquisition of property interests, such as fee title and temporary and permanent easements, from private property parcels identified in Dakota County 2025 Transportation CIP projects by the County is necessary to deliver and construct the projects during the programmed year; and

WHEREAS, all valuations of the property interests to be acquired are based upon independent valuation reports; and

WHEREAS, delegation of authority to approval appraisals of value and all first offers being made to the property owners by the Director of Physical Development or their designee will allow for more time for property owners to review the County's offers and resolved the acquisitions before eminent domain may be necessary; and

WHEREAS, in the event that timely acquisition by direct negotiation of all required parcels does not appear possible, staff will seek County Board authorization for the County Attorney's Office to initiate quick-take condemnation of the remaining unsettled parcels;

WHEREAS, by Resolution No. 11-241 (May 18, 2011), second resolving clause at item 13, the County Board delegated authority to the County Manager to may acquisition payments of \$10,000 in excess of the County Board's approved appraisal to settle right of way acquisitions;

WHEREAS, Staff recommends that Resolution No. 11-241 (May 18, 2011), second resolving clause item 13, be rescinded and replaced with authority to for the County Manager to make payments for property interests necessary for the County's Capital Improvement Program in an amount up to \$30,000 in excess of the County approved appraised value, upon determination that the payment is

reasonable, prudent and in the public's best interest, but not to exceed an award by the condemnation commissioners or court.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Director of Physical Development or their designee to approve appraisals of value and to make initial offers based on appraised value for any right of way acquisitions needed for 2025 Transportation Capital Improvement Program projects.

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby rescinds item 13 in the second resolving clause of Resolution No. 11-241 (May 18, 2011) delegating authority to may payment for right of way acquisitions and authorizes the County Manager to make payments for property interests necessary for the County's Capital Improvement Program in an amount up to \$30,000 in excess of the County approved appraised value, upon determination that the payment is reasonable, prudent and in the public's best interest, but not to exceed an award by the condemnation commissioners or court.



Board of Commissioners

Request for Board Action

Item Number: DC-4070

Agenda #: 6.23

Meeting Date: 1/21/2025

DEPARTMENT: Physical Development Administration

FILE TYPE: Consent Action

TITLE

Approval And Authorization To Award Construction Contracts To Accomplish 2025 Transportation, Parks, And Facilities Capital Improvement Projects

RESOLUTION

WHEREAS, the Dakota County Physical Development Administration Department regularly requests County Board approval for actions required to deliver projects in the adopted Capital Improvement Program (CIP); and

WHEREAS, awarding construction contracts to the lowest responsible bidder is a regular consent action item brought forward to the Board for projects in the CIP; and

WHEREAS, awards to bidders that are not the low bid would be brought to the County Board for approval; and

WHEREAS, this resolution does not alter the Board process for adopting projects in the CIP each year or the process for obtaining Board approval for professional services contracts, study recommendations, appraisals, and right of way settlements; and

WHEREAS, project updates would continue to be presented to the Board; and

WHEREAS, staff will provide the Board with a detailed list of authorized projects, including budget reference information, and provide periodic updates on executed and construction contract awards.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners delegates authority to the County Manager or designee to award construction contracts to the lowest responsible bidder, consistent with County Policies, provided sufficient funds are available for the following projects:

Transportation:

- CP 5-58 on CSAH 5 (County Road 5) at Southcross Drive W Signal Replacement in Burnsville
- CP 26-67 on CSAH 26 (Lone Oak Road) from TH 13 to I-35E in Eagan
- CP 28-69 on CSAH 28 (80th Street) from 730' E of Cahill Avenue to CSAH 56 (Concord Boulevard) in Inver Grove Heights; tied to CP 56-14
- CP 32-65 on "New" CSAH 32 (117th Street) from CSAH 71 to TH 52 in Inver Grove Heights
- CP 42-168 on CSAH 42 (150th Street) at Southcross Drive Signal Replacement in Burnsville

- CP 42-172 on CSAH 42 (150th Street) from 147th Street to CSAH 33 (Diamond Path) in Apple Valley
- CP 42-177 on CSAH 42 at Garrett Avenue and at Pilot Knob Road in Apple Valley
- CP 43-55 on CSAH 43 (Lexington Avenue) from CSAH 32 (Cliff Road) to Wescott Drive in Eagan
- CP 50-37 on CSAH 50 (202nd Street W) at Hamburg Avenue Roundabout in Lakeville
- CP 56-14 on CSAH 56 (Concord Blvd/Concord St) Pedestrian Crossing Enhancements in Inver Grove Heights; tied to CP 28-69
- CP 64-28 on CR 64 (195th Street) at Eureka Avenue in Farmington
- CP 85-23 on CSAH 85 (Goodwin Avenue) Reconstruct Bridge No. 19504 in Vermillion Township
- CP 91-30 on CSAH 91 (Nicolai Avenue) from Miesville Trail to Trunk Highway 61 (240th Street) in the City of Miesville/Douglas Township
- CP 97-218 on CSAH 38 (McAndrews Road) Retaining Wall Replacement in Apple Valley
- CP 97-144 Township Bridge L3285 Replacement on Inga Avenue in Hampton and Douglas Townships
- CP 97-164 Township Bridge L3249 Replacement on 205th Street East in Marshan Township
- Paved Highway Surfaces
- Gravel Highway Surface
- Gravel Highway Surface - Repairs
- Crack Seal
- Pedestrian and Bicycle Facilities
- Retaining Wall Maintenance
- Traffic Safety & Operations - Pavement Markings
- Storm Sewer System Maintenance
- Signal Revisions/Communications
- Traffic Signal - New/Replacement
- Trail Gap Setaside

Parks:

- 2000232 - Mississippi River Greenway - Wayfinding, Landscaping, Interpretation
- P30002 - River to River Greenway - Mendota Heights Valley Park - North of Marie
- 2000234 (CP 42-175) - Vermillion Highlands Greenway - Rosemount (Connemara to CSAH 42 to 155th)
- Mississippi River Greenway - Hastings Bluff and Overlook

Facilities:

- Judicial Center Water Softener Replacement
- Countywide Carpet Replacement Program
- Countywide Roof Replacement Program
- Law Enforcement Center Housing Unit Floor Replacement
- Countywide Parking Lots Seal and Repair
- Judicial Center Exterior Window Replacement
- Countywide Infrastructure Maintenance Allocation Projects

- Law Enforcement Center Boiler and Chiller Replacement
- Western Service Center Cooling System Replacement
- Law Enforcement Center Restroom Renovations
- Juvenile Services Center Intake Shower and Storage Area Renovation
- Law Enforcement Center Intake, Release, and Garage Renovation



**Approval And Authorization To Award Construction Contracts To Accomplish
2025 Transportation, Parks, And Facilities Capital Improvement Projects
and
Approval Of Right Of Way Acquisition For Projects Included In The 2025
Transportation CIP, Authorization To Make First Offers Based On Appraised
Values And Delegated Acquisition Settlement Authority**

Dakota County Physical Development Committee
January 14, 2025

Erin Stwora, Deputy Director
Eddie Buell, Real Estate Supervisor
Physical Development Division

Introduction/Overview



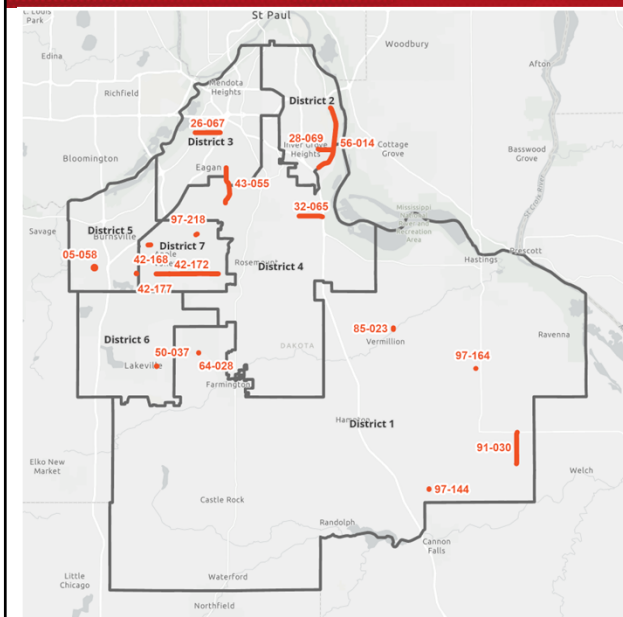
- Standard approval process/documents
- Subject to low construction bid award/standard procedures
- Delegate authority to County Manager
- Must be within approved budget
- Benefits
 - Streamlines administrative activities
 - Flexibility in project schedules
 - Staff time savings
 - Fewer board items

2025 Projects



- Project list includes:
 - Construction contract awards
 - Highway projects
 - Highway surfacing
 - Pedestrian safety & trail gaps
 - Traffic signals
 - Township bridges
 - Maintenance

Transportation CIP Projects – Construction Contracts - 2025



Map of Transportation CIP Projects for 2025 Construction Contracts

(Please refer to RBA attachment for project descriptions)

Project List:

05-068, 26-067, 28-069, 32-065, 42-168, 42-172, 42-177, 43-055, 50-037, 56-014, 64-028, 85-023, 91-030, 97-144, 97-164, 97-218

Transportation CIP Projects
Construction - Preservation and Small Projects



- Preservation of Paved Highway Surfaces
- Preservation of Gravel Highway Surfaces
- Gravel Highway Surface - Repairs
- Crack Seal
- Pedestrian and Bicycle Facilities
- Retaining Wall Maintenance
- Traffic Safety & Operations – Pavement Markings
- Storm Sewer System Maintenance
- Signal Revisions/Communications
- Traffic Signal - New/Replacement
- Trail Gap Setaside

Parks CIP Projects



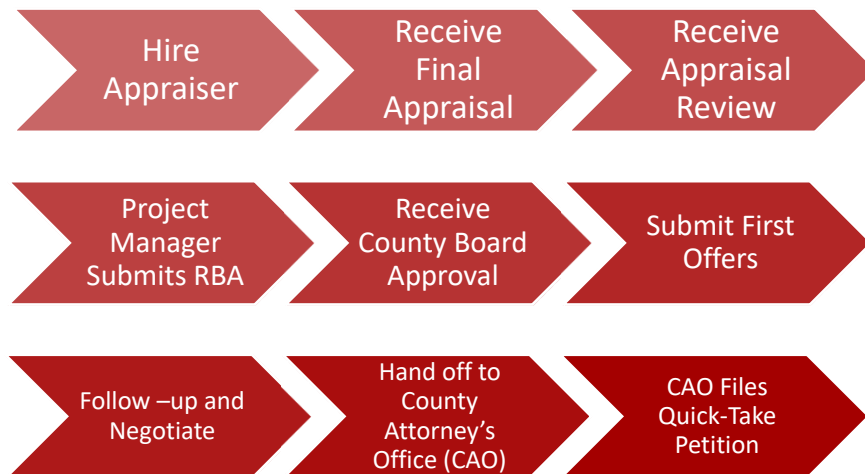
- 2000232 - Mississippi River Greenway - Wayfinding, Landscaping, Interpretation
- P30002 - River to River Greenway - Mendota Heights Valley Park - North of Marie
- 2000234 (CP 42-175) - Vermillion Highlands Greenway - Rosemount (Connemara to CSAH 42 to 155th)
- Mississippi River Greenway - Hastings Bluff and Overlook

Facilities CIP Projects

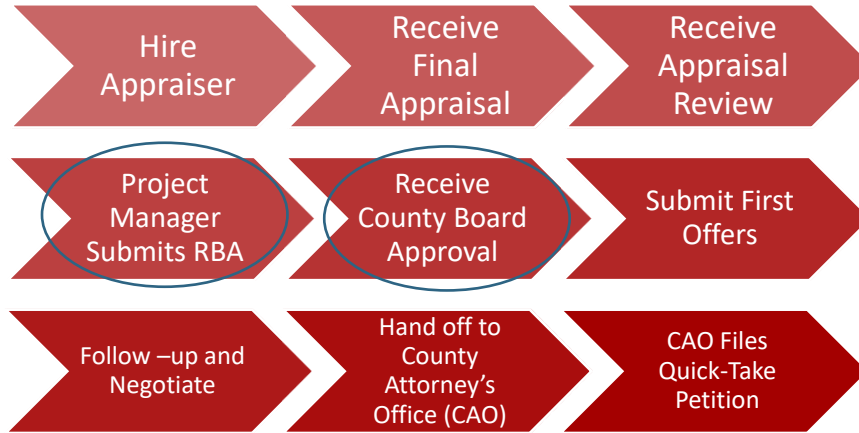


- Judicial Center Water Softener Replacement
- Countywide Carpet Replacement Program
- Countywide Roof Replacement Program
- Law Enforcement Center Housing Unit Floor Replacement
- Countywide Parking Lots Seal and Repair
- Judicial Center Exterior Window Replacement
- Countywide Infrastructure Maintenance Allocation Projects
- Law Enforcement Center Boiler and Chiller Replacement
- Western Service Center Cooling System Replacement
- Law Enforcement Center Restroom Renovations
- Juvenile Services Center Intake Shower and Storage Area Renovation
- Law Enforcement Center Intake, Release, and Garage Renovation

Approval Authority – Right-of-Way Acquisitions Current Process



Approval Authority – Right-of-Way Acquisitions
Current Process



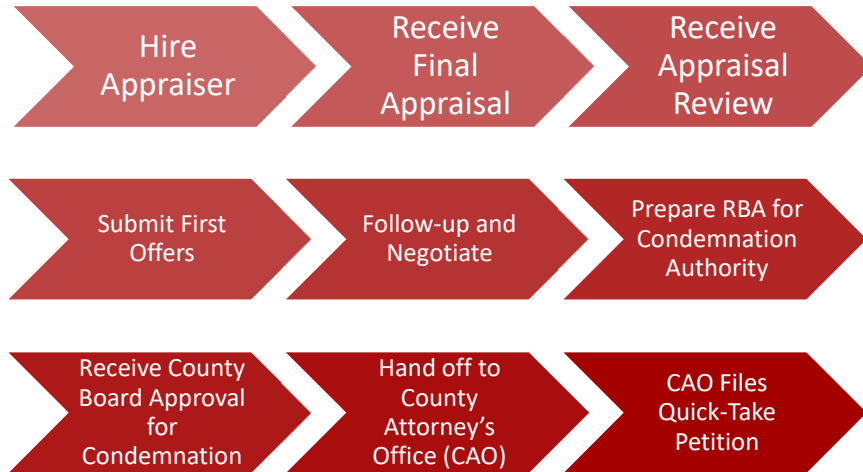
- Delays can often mean the difference between properties being included in the condemnation petition or being able to settle

Approval Authority – Right-of-Way Acquisitions
Current Process

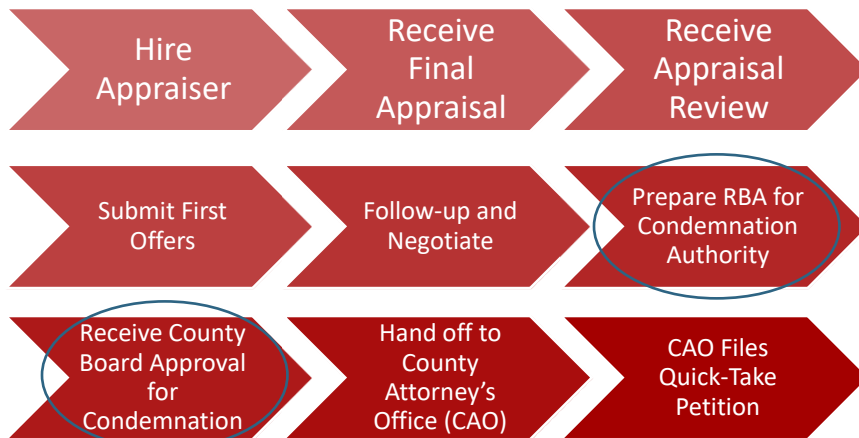


- Outside of having a minimum offer amount of \$500, the right-of-way (ROW) acquisition process requires the appraiser's value not be influenced by the County for it to remain an independent valuation
- Dakota County is the only metro county that handles transportation acquisitions in this way; other counties use annual board approvals that delegate authority to staff to acquire projects included in the CIP

Approval Authority – Right-of-Way Acquisitions
Proposed Process

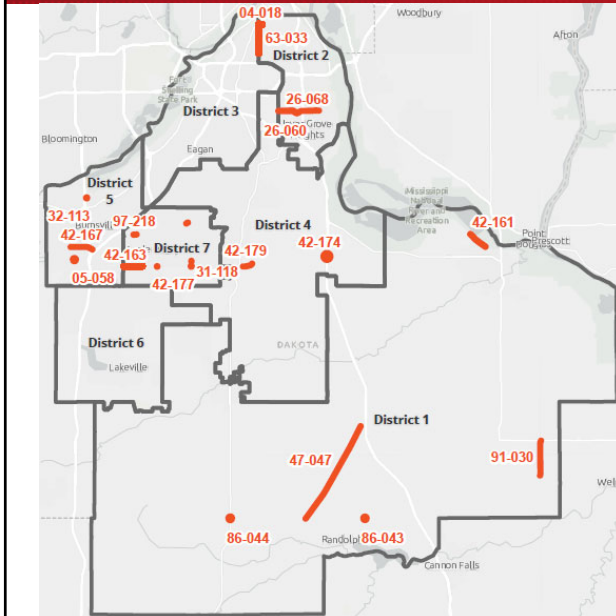


Approval Authority – Right-of-Way Acquisitions
Proposed Process



- Allowing more time between the initial offer being made and filing the petition will mean fewer parcels being included in condemnation

Transportation CIP Projects - Approval Authority Request Right-of-Way Acquisitions - 2025



Map of Transportation CIP Projects for 2025 ROW

(Please refer to RBA attachment for
project descriptions)

Project List:

04-018, 05-058, 26-060, 26-068,
31-118, 32-113, 42-161, 42-163,
42-167, 42-174, 42-177, 42-179,
47-047, 63-033, 86-043, 86-044,
91-030, 97-218

County Board Review



Physical Development Committee and/or County Board actions:

- Projects not specifically mentioned in this action
- Joint Powers Agreements
- Professional service contracts
- Budget amendments
- Study recommendations
- Traffic control changes
- Right of way offers
- Periodic project/construction updates
- JPA and contract updates in Physical Development Division update

Request



- Approval And Authorization To Award Construction Contracts To Accomplish 2025 Transportation, Parks, And Facilities Capital Improvement Projects
- Approval and authorization to make first offers, based on appraised value, for any acquisitions needed for the 2025 Transportation Capital Improvement Program (CIP) projects.
- Rescind Item 13 in the second resolving clause of Resolution No. 11-241 (May 18, 2011) and authorize the County Manager to make payments for property interests necessary for the County's Capital Improvement Program in an amount up to \$30,000 in excess of the County approved appraised value, upon determination that the payment is reasonable, prudent and in the public's best interest, but not to exceed an award by the condemnation commissioners or court.

Discussion



Questions?



Board of Commissioners

Request for Board Action

Item Number: DC-4103

Agenda #: 6.24

Meeting Date: 1/21/2025

DEPARTMENT: Physical Development Administration

FILE TYPE: Consent Action

TITLE

Authorization To Execute Contract With CityVerse For Real Estate Acquisition Tracking Software

RESOLUTION

WHEREAS, the County has identified a need for real estate acquisition tracking software; and

WHEREAS, CityVerse performed a demonstration and provided a quote for their software-as-a-service and was selected for their functionality and cost effectiveness; and

WHEREAS, staff recommends executing a contract with CityVerse to implement CityVerse software; and

WHEREAS, the projected total cost of the contract is \$150,000 for a period of three years, commencing on the date of execution of the contract.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Deputy Director to execute a contract with CityVerse for real estate acquisition software in an amount not to exceed \$150,000 for a period of three years commencing on the date of execution of the contract, subject to approval by the County Attorney's Office as to form.



Board of Commissioners

Request for Board Action

Item Number: DC-4144

Agenda #: 7.1

Meeting Date: 1/21/2025

DEPARTMENT: Office of the County Manager

FILE TYPE: Consent Action

TITLE

Adoption Of Dakota County Strategic Plan Goals And Strategic Initiatives

PURPOSE/ACTION REQUESTED

Adopt Dakota County Strategic Plan Goals and strategic initiatives.

SUMMARY

The mission of Dakota County government is to provide efficient, effective, responsive government that achieves the Board of Commissioners' vision for Dakota County; a premier place in which to work and play.

By Resolution No. 12-215 (April 24, 2012), the Dakota County Board of Commissioners adopted a strategic plan that affirmed the County's vision and mission. By Resolution 17-444 (August 22, 2017), the County Board approved updated Strategic Plan Goals. The goals being: A Great Place to Live, A Healthy Environment with Quality Natural Areas, A Successful Place for Business and Jobs and Excellence in Public Service.

As part as the strategic planning workshop on December 6, 2024, the County Board updated strategic plan goals and initiatives (Attachment).

The following strategic plan goals, and related descriptions, were created during the workshop; with an overarching goal to make Dakota County 'A Great Place to Live':

- **Thriving People**
Dakota County creates access to opportunities, cares for vulnerable people, and fosters community safety, health and well-being.
- **Healthy Environment with Quality Natural Resources**
Dakota County maintains energy efficiency/sustainability and protects and maintains natural resources.
- **Successful Place for Business and Jobs**
Dakota County strives for dependable and modern infrastructure and systems and a prepared connected workforce.
- **Excellence in Public Service**

Dakota County desires to innovate and collaborate, communicate and engage, hire and retain excellent staff, ensure welcoming and responsive services for all people and be responsible stewards of taxes resources.

RECOMMENDATION

Staff recommends adoption of Dakota County Strategic Plan Goals and 2025 strategic initiatives.

EXPLANATION OF FISCAL/FTE IMPACTS

- None
- Current budget
- Other
- Amendment Requested
- New FTE(s) requested

RESOLUTION

WHEREAS, the Dakota County Board of Commissioners held a strategic planning workshop on December 6, 2024 and discussed updated Dakota County strategic plan goals; and

WHEREAS, the Dakota County Board of Commissioners desire to update the existing Dakota County Strategic Plan Goals.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the following Dakota County Strategic Plan Goals and 2025 strategic initiatives with an overarching goal to make Dakota County 'A Great Place to Live':

- **Thriving People**
Dakota County creates access to opportunities, cares for vulnerable people, and fosters community safety, health and well-being.
- **Healthy Environment with Quality Natural Resources**
Dakota County maintains energy efficiency/sustainability and protects and maintains natural resources.
- **Successful Place for Business and Jobs**
Dakota County strives for dependable and modern infrastructure and systems and a prepared connected workforce.
- **Excellence in Public Service**
Dakota County desires to innovate and collaborate, communicate and engage, hire and retain excellent staff, ensure welcoming and responsive services for all people and be responsible stewards of taxes resources.

; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby directs the County Manager to create and maintain a set of community indicators and organizational performance measures associated with the County's Strategic Plan Goals.

PREVIOUS BOARD ACTION

- 17-444; 8/22/17
- 12-215; 4/24/12

ATTACHMENTS

Attachment: Strategic Planning Initiatives Overview

BOARD GOALS

- A Great Place to Live
- A Healthy Environment
- A Successful Place for Business and Jobs
- Excellence in Public Service

CONTACT

Department Head: Heidi Welsch

Author: Jeni Reynolds



County Board Strategic Plan and 2025 Priority Initiatives

Dakota County Strategic Plan Goals



A Great Place to Live
(for a lifetime)

Thriving People

Care for
vulnerable
populations

Create Access
to
Opportunities

Community
safety, health
and well-being

Healthy Environment
with Quality Natural
Resources

Protect and
maintain
Natural
Resources

Energy
efficiency /
sustainability

Successful Place for
Business and Jobs

Prepared,
connected
workforce

Dependable
and Modern
infrastructure
and systems.

Responsible taxes
and
Sound stewardship of resources

Hire and retain
excellent staff.

Excellence in Public
Service

Innovate and
Collaborate

Community
Engagement

Welcoming
and
Responsive
Service for all
People

2025 Initiatives:
Create Access to Opportunities



1. Implement the Library Strategic Plan.
2. Complete initial phase of Dan Patch Rail Corridor Study for potential greenway.
3. Advance the Disability Advisory Board.
4. Develop an 'Arts Blueprint'.

2025 Initiatives:
Care for Vulnerable People



1. Deliver Public Assistance Benefits within State Required Timelines.
2. Complete MnChoices Assessment within State Required Timelines.
3. Develop More Youth Placement Options (with metro collaboration).
4. Refine the housing business plan.
 - Evaluate outcomes of homeless prevention programs collaboratively with CDA.
 - Develop a long-term plan for Housing funds between County and CDA.
5. Pursue 3-5 year lease/contract for homeless shelter.

2025 Initiatives: Innovate and Collaborate



1. Improve partnerships with Cities.

- Analyze current relationship between County and Cities. Identify and implement improvements.
- Determine County funding in Dakota911.

2. Collaborate with partners on development.

- Define County role and practices in economic development.
- Review and present policies and practices within the purview of the County that are a hinderance or asset to economic development.
- Develop method for coordinating strategic infrastructure and land development.

2025 Initiatives: Community Engagement



1. Design and implement new website.

2. Develop strategies that will improve and leverage Commissioner communication and liaison with communities.

2025 Initiatives:
Community safety, health and well-being



1. Open Jail Integrative Health Unit.
2. Open Mental Health Crisis Center.
3. Facilitate development of Family Resource Center(s).
4. Invest Opioid Settlement funds in the community.
5. Investigate and pursue Federally Qualified Health Center (FQHC) access for uninsured or under-insured residents.

2025 Initiatives:
Dependable and modern infrastructure and systems



1. Deliver 2025 CIP projects.
2. Replace voting equipment under cost sharing JPA.
3. Complete Cannabis Ordinance adoption and retail registration process.
4. Implement new tax forfeit rules and system.

2025 Initiatives:
Energy efficiency / sustainability



1. Complete Byllesby Dam turbine replacement.
2. Develop energy reduction and greenhouse gas plan for the County.

2025 Initiatives:
Protect and Maintain Natural Resources



1. Complete Natural Resources Management System Plan update.
2. Secure funding for Recycling Zone +.
3. Complete 2050 Parks System plan.
4. Complete and implement new Solid Waste Management Plan.
5. Study new waste technologies.

2025 Initiatives:
Hire and Retain Excellent Staff



1. Confirm current compensation strategy and desired outcomes.
2. Continue to assess and implement IDEA strategies.
3. Implement consistent hybrid and remote work policy.

2025 Initiatives:
Welcoming and responsive services for all people.



1. Design and implement ADA Compliance Program.
 - Implement physical accessibility improvements to County facilities.
 - Ensure accessibility of digital platforms and assets.
 - Improve accessibility of events (e.g., open houses) for all.

2025 Initiatives: Responsible Taxes *and* Sound Stewardship of Resources



1. Develop 5-year financial plan (operations and capital).
 - Eliminate financial 'potholes'; ensure permanent programs/ FTEs are not funded with one-time money.
 - Assess workloads and FTE levels; create 5-year staffing plans.
 - Review and maximize charge back collections in Community Services.
 - Clean up Transportation Collections.
 - Increase reserves to be within the OSA range of 35-50%.
 - Reduce reliance on CPA for operations.
 - Obtain GO bonds for select CIP projects.
 - Review and align ELF purpose, policy, and practice.
 - Develop a consistent purpose, policy and practice for Byllesby Dam revenues.
 - Prepare for state and federal funding cuts

2. Centralize Finance Department.

2025 Initiatives: Responsible Taxes *and* Sound Stewardship of



1. Improve efficient use of Office Buildings.
 - Consider leases in long term empty spaces (e.g., NSC, Extension Bldg)
2. Maintain overall facilities rating at “good”.
3. Collaborate with like counties (e.g., suburban) to ensure interests are adequately represented.



Board of Commissioners

Request for Board Action

Item Number: DC-4185

Agenda #: 7.2

Meeting Date: 1/21/2025

DEPARTMENT: Communications and Public Affairs

FILE TYPE: Consent Action

TITLE

Adoption Of Revised 2025 Legislative Platform

PURPOSE/ACTION REQUESTED

Adopt the revised 2025 legislative platform.

SUMMARY

At the January 7, 2025, County Board meeting, the Board partially approved the 2025 Legislative Platform. The Board requested an opportunity to provide further direction on the following topics or subtopics:

Environmental Protection

- Increased SCORE funding to metropolitan counties to offset the cost of meeting increased state mandates on waste diversion.

Health and Human Services

- Investments in modernizing technology solutions for Department of Human Services programs.
- Simplification of Department of Human Services program rules and reporting requirements.

Jobs and Economic Growth

- Equitable distribution of Broadband Grant program funds to include unserved and underserved areas in metro-area counties.
- Updates to policies within the Office of Broadband to expand eligible program costs to take advantage of advances in broadband technology.

Other Organizations

At the January 14, 2025, General Government and Policy Committee of the Whole, the Board directed staff to incorporate recommended changes to the legislative platform on those topics and bring forward for final approval at the next County Board meeting.

A revised 2025 legislative platform with all recommended changes incorporated is attached and recommended for adoption.

RECOMMENDATION

Staff recommends that the Board adopt the proposed 2025 legislative platform as recommended by

the General Government and Policy Committee of the Whole at its meeting on at the January 14, 2025.

EXPLANATION OF FISCAL/FTE IMPACTS

There are no direct fiscal impacts as a result of adopting the legislative platform and priorities. If certain positions are adopted by the state or federal legislatures, the budget for county activities may be affected. In such cases, budget amendments will be recommended for the Board’s approval.

- None Current budget Other
 Amendment Requested New FTE(s) requested

RESOLUTION

WHEREAS, at the January 7, 2025, County Board meeting, the Board partially approved the 2025 Legislative Platform and requested an opportunity to provide further direction on the following topics or subtopics:

Environmental Protection

- Increased SCORE funding to metropolitan counties to offset the cost of meeting increased state mandates on waste diversion.

Health and Human Services

- Investments in modernizing technology solutions for Department of Human Services programs.
- Simplification of Department of Human Services program rules and reporting requirements.

Jobs and Economic Growth

- Equitable distribution of Broadband Grant program funds to include unserved and underserved areas in metro-area counties.
- Updates to policies within the Office of Broadband to expand eligible program costs to take advantage of advances in broadband technology.

Other Organizations

; and

WHEREAS, at the January 14, 2025, General Government and Policy Committee of the Whole, the Committee directed staff to incorporate recommended changes to the legislative platform and bring the platform forward for final approval at the next County Board meeting; and

WHEREAS, the Minnesota Legislature convened its 2025 session on January 14, 2025; and

WHEREAS, the interests of Dakota County and its residents will be directly affected by the decisions of the 2025 Legislature.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the 2025 legislative platform as revised.

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

Attachment: Legislative Platform Final Draft

BOARD GOALS

- | | |
|---|--|
| <input type="checkbox"/> A Great Place to Live | <input type="checkbox"/> A Healthy Environment |
| <input type="checkbox"/> A Successful Place for Business and Jobs | <input checked="" type="checkbox"/> Excellence in Public Service |

CONTACT

Department Head: Mary Beth Schubert

Author: Mary Beth Schubert

CAPITAL INVESTMENT

Dakota County supports:

1. State and federal funding for priority Dakota County projects:
 - a. Interstate 35 Bridge and County Road 50 Improvements
 - b. Recycling Zone Plus
 - c. Thompson County Park Improvements
 - d. County Energy Efficiency and Generation
2. State funding for projects within Dakota County:
 - a. TH 13/Nicollet Intersection
 - b. TH 50 Safety Improvements east of TH 52
 - c. TH 77 Northbound Lane Addition
3. A study related to an Amateur Sports Complex in the southern Twin Cities Metropolitan Area.
4. Direct allocation of funding to support capital costs for emergency shelter development.
5. The Metropolitan Council's request for capital improvements to the Metropolitan Regional Park system.
6. Water infrastructure improvement projects within the cities of Apple Valley, Burnsville, Coates, Hastings and South St. Paul.

ENVIRONMENTAL PROTECTION

Dakota County supports:

1. A comprehensive plan by the legislature, the Minnesota Department of Natural Resources and the Minnesota Board of Animal Health to slow the spread of Chronic Wasting Disease.
2. Adequate state resources for the long-term care of existing landfills, including the return of diverted CLIF funds.
3. Appropriations to cover the cost of required electric vehicle charging stations at County buildings or other locations.
4. Coordinated efforts among state agencies to develop updated state rules and guidelines for the standardized implementation and oversight of wastewater, graywater and combined rainwater/stormwater reuse systems.
5. Coordinated efforts among state agencies to prevent tree waste and ensure regional capacity to dispose of large quantities of wood waste as a result of Emerald Ash Borer infestation and other tree diseases.
6. Development of local priorities and the provision of cost-effective, efficient and environmentally sound statewide waste management practices.
7. Effective state and federal product stewardship and extended producer responsibility laws with an emphasis on products that support producer-led toxicity reduction, source reduction, reuse and recycling.
8. Efforts to actively address groundwater contamination due to nitrates, PFAS and other emerging contaminants of concern.
9. Efforts to protect and improve the quality of ground and surface water in Minnesota.

10. Efforts to update Minn. Statute 103I (Wells, Borings and Underground Uses) to allow the commissioner of health the ability to delegate the inspection, reporting and enforcement duties for all borings.
11. Full state funding, including SCORE funds to metropolitan counties, for waste diversion mandates by the state.
12. Increased State Aid for Aquatic Invasive Species and Establish Base Funding for Terrestrial Invasive Species Management.
13. Legislation and policies that support providing efficient, cost effective, affordable, clean, renewable and sustainable energy.
14. Legislation and/or MPCA actions that provide funding to properly close the Freeway Landfill in accordance with existing State Rules to protect public health and the environment and benefit the local community.
15. Maintaining Minnesota's existing waste management hierarchy that prioritizes waste management in the preferred order: waste and toxicity reduction, reuse, recycling and organics recovery/diversion, resource recovery and land disposal.
16. Maintaining support for the statewide Extended Producer Responsibility and product stewardship approach that reduces the amount and toxicity of product packaging and increases the recyclability of packaging waste and focusing on effective implementation of this approach to reduce the quantity of packaging entering landfills.
17. State and federal funding for local water infrastructure improvement projects.
18. State and federal funding opportunities that will assist the county in investing in energy efficiency, greenhouse gas reduction, clean energy production and fleet electrification, and set the county on a path to achieving net-zero status.
19. State support of ongoing efforts to financially assist landowners with replacement of non-compliant septic systems for protection of essential groundwater resources, such as increased funding for the AgBMP programs or direct grant funds used for septic system replacement.
20. State-led coordinated market development efforts to recover materials from waste that prioritizes high-value uses of recovered materials including for hard-to-recycle materials.
21. Strengthening legislation to identify and eliminate PFAS contamination sources, including investigating PFAS in biosolids, and increased funding to local communities and private well owners for PFAS mitigation.
22. The establishment of a long-term state program to assist public and private drinking water well owners with the treatment of contaminated well water that exceeds safe drinking water levels.
23. The use of state funding to support solid waste management projects as a match to the funds counties invest in infrastructure for solid waste management activities mandated by the state.

HEALTH AND HUMAN SERVICES

Dakota County supports:

1. A child welfare system designed to keep children safe and with their families through adequate funding with the impact of providing manageable caseloads and keeping children in safe permanent housing arrangements.
2. Addressing an eligibility gap in the waiver system related to older adults with significant mental health needs.
3. An Interstate Funding Formula (IFF) for distribution of federal Older Americans Act (OAA) resources that adequately funds the growing needs of older adults in the 7-County Twin Cities Metropolitan Area.
4. Flexibility for Elder Waiver renewals for individuals in long term care.
5. Interventions that address workforce challenges and resulting impacts in disability services including:

- a. Stabilizing home and community-based services staffing through targeted wage increases and other strategies (i.e. educational incentives, etc.)
 - b. Maximizing flexibility in self-directed programs to increase informal support options for people.
 - c. Simplifying paperwork and administrative requirements where they don't add value so direct support staff can focus on direct support.
 - d. Increasing availability of assistive technology to supplement paid caregivers.
6. Investments in modernizing the IT infrastructure at all levels for counties administering DHS and DCYF programs that will reduce the administrative burden for both clients and workers.
 7. Moving educational neglect from child protection to child welfare response.
 8. Policies and legislation that address cannabis and THC impacts including:
 - a. Enhancing local control
 - b. Reducing public health impacts
 - c. Dedicating cannabis-related tax and fee revenues for public health prevention activities
 - d. Strengthening efforts to monitor product safety, conduct inspections, prevent access to minors, and enforce rules and regulations.
 9. Policies and legislation that promotes better communication for MNChoices generally, and in the MNChoices Assessment process.
 10. Setting the assessment adjustment for Medical Assistance to three years.
 11. Simplification of state program rules and reporting requirements is paramount to successful modernization.
 12. Stable, flexible state funding and public policy to improve and maintain healthy communities by supporting:
 - a. Addressing the impact of Adverse Childhood Experiences (ACEs).
 - b. State funding for home and community-based care.
 13. State policy and financing to assure a full range of community-based mental health services that promote mental health, prevent mental health problems, promote mental wellbeing, treat mental health conditions, and allow people with mental health conditions to thrive in the community.
 14. Sustainable funding for community-based Family Resource Centers.
 15. The elimination of health and human services-related cost shifts to counties.
 16. The full funding of mental health crisis services, including:
 - a. 24/7 phone and mobile crisis response
 - b. Crisis follow up and stabilization services, including embedded social workers with local law enforcement.
 - c. Direct appropriations to Dakota County until there is an increase in state funding.
 17. The work of the 2024 Working Group on Youth Interventions in promoting best practices and improving the system of care.

HOUSING AND ECONOMIC STABILITY

Dakota County supports:

1. Ensuring the county receives its fair share of state housing funding to:
 - a. Fully fund emergency shelter for people experiencing homelessness
 - b. Enhance and expand state rental assistance programs and other homelessness prevention resources.
 - c. Enhance and expand dependable streams of funding to support services that help people find and maintain housing.

- d. Increase the number of affordable, accessible, and available rental units throughout Dakota County.
 - e. Expand rapid re-housing resources to support households who lose their housing through an eviction.
2. Funding to expand the Housing Demonstration program.
 3. State funding and policy to strengthen the public safety net for those unable to work and to remove disincentives that discourage able-bodied people from achieving self-sufficiency.

JOBS AND ECONOMIC GROWTH

Dakota County supports:

1. Investments to maintain and expand the Dakota County Workforce Mobility Program, creating better job opportunities in critical occupations.
2. State assistance to communities in reaching their workforce and economic development potential in order to enhance the quality of life for all Minnesotans.
3. Updates to policies within the Office of Broadband to expand eligible program costs to take advantage of advances in broadband technology.

LOCAL GOVERNMENT

Dakota County supports:

1. Authority to create a service district, by adoption of a resolution, for the purpose of levying upon a portion of Dakota County to finance governmental services benefiting a service area within that county.
2. Efforts to adjust the Homestead Market Value Exclusion formula to support homeowner property tax relief by increasing the market value threshold and including an index to adjust annually with changing residential market values.
3. Maintained or increased appropriations for programs to enhance library services.
4. Policies that promote effective and efficient county government that provides quality services to meet the needs of Dakota County residents without infringing on the decision-making ability of local elected officials.
5. Revising eminent domain statutes to ensure equitable processes for determining landowner compensation and attorney fees.
6. The amendment of Minn. Stat. § 216G.05 to require that the permitting state agency, rather than county boards, be required to hold a public meeting regarding the construction or operation of a pipeline.
7. The authority delegated to democratically elected officials to make budget decisions for the unit of government for which they were duly elected.

Dakota County opposes:

1. Measures that would interfere with the ability of local governments to manage their budgets.

NATURAL RESOURCES STEWARDSHIP AND PARKS

Dakota County supports:

2. Authorization to issue administrative fines for park ordinance violations.
3. Increasing or maintaining the current allocations and funding distribution of Lottery in Lieu funding.
4. Increasing State funding for Metropolitan Parks O&M.
5. Increasing the Park and Trail Legacy funding share to the Metropolitan Regional Park System.
6. Reauthorization of the lottery dedication to the Environment and Natural Resources Trust Fund.
7. Sustainable and balanced management of the state's environmental and natural resources through effective enhancement of local, state and federal governance.
8. The Metropolitan Council's request from the Environmental and Natural Resources Trust Fund to acquire private inholdings within regional parks and greenways.

PUBLIC SAFETY AND CORRECTIONS

Dakota County supports:

1. Expanded, indexed and sustainable funding levels for community supervision of people in the corrections system.
2. Full funding of the research-driven community supervision funding formula in state statute to ensure effective implementation of these critical policy reforms continue after the sunset of supervision fees in 2027.
3. Programs and policies that promote safe communities through effective prevention, education, supervision and treatment.
4. State funding for the recruitment, retention and training of law enforcement officers.
5. The state fully funding the costs for continued health insurance costs for public safety officers disabled in the line of duty under Minn. Stat. § 299A.465.

STATE GOVERNMENT AND ELECTIONS

Dakota County supports:

1. Full funding of local costs for or relaxation of state mandates.
2. Reformation of the Metropolitan Council governance structure to increase accountability to their regional constituency.

TRANSPORTATION

Dakota County supports:

1. A statewide, integrated, multi-modal transportation system that keeps Minnesota competitive in a global marketplace with long-term sustainable funding to ensure safe systems that efficiently move people and goods.

Highways and Bridges

2. Issuance of general obligation bonds for the Local Road Improvement, Local Bridge Replacement Bonding, and Local Road Wetland Replacement programs.

3. Issuance of trunk highway bonds contingent upon increased long-term funding.
4. Maintaining the current distribution of the Motor Vehicle Lease Sales Tax.

Rail

1. Efforts to encourage railroads to work with local governments on opportunities to improve safe crossings near and along rail corridors.
2. State and local acquisition of rail corridors that are currently under- or un-utilized to improve non-motorized transportation systems.
3. The use of the Dan Patch Corridor as a greenway for non-motorized transportation.

FEDERAL

Dakota County supports:

1. Efforts to encourage railroads to work with local governments on opportunities to improve safe crossings near and along rail corridors.
2. Efforts to support state and local acquisition of rail corridors that are currently under- or un-utilized to improve non-motorized transportation systems.
3. Ensuring federal approval as necessary of human services administrative waivers passed by the Minnesota Legislature in 2021.
4. Federal funding to support improvement of the Interstate 35 Bridge/County Road 50 interchange.
5. The amendment of the Medicaid Inmate Exclusion Policy in the Social Security Act, allowing pre-trial detainees to access Medicaid services while awaiting trial and in the month prior to release from incarceration. Doing so will support appropriate supports for mental health and substance use disorder treatment that will increase health and decrease recidivism.

OTHER ORGANIZATIONS

In addition to the positions contained in this platform, the Dakota County Board of Commissioners generally supports the legislative recommendations of the local units of government within the county and organizations in which it holds membership, including, but not limited to:

- National Association of Counties (NACo) and its associated professional organizations.
- Association of Minnesota Counties (AMC) and its associated professional organizations.
- Minnesota Inter-County Association (MICA) and its associated professional organizations.

The county board may choose to take a different position on individual items within the platforms of these and other organizations whose platforms they generally support. The county board may also consider additional positions in response to issues that emerge during the legislative session.



Board of Commissioners

Request for Board Action

Item Number: DC-4128

Agenda #: 7.3

Meeting Date: 1/21/2025

DEPARTMENT: Office of the County Manager

FILE TYPE: Consent Action

TITLE

Designation Of Local Officials For Campaign Finance And Public Disclosure Board Reporting Requirement

PURPOSE/ACTION REQUESTED

Designate positions to be identified as local officials, pursuant to Minn. Stat. § 10A.01, subd. 22.

SUMMARY

Minnesota Rules 4501.0400, subpts. 1 and 2, require a metropolitan governmental unit (MGU) to determine which positions within the MGU meet the following definition as defined in Minn. Stat. § 10A.01, subd. 22:

“Local official” means a person who holds elective office in a political subdivision or who is appointed to or employed in a public position in a political subdivision in which the person has the authority to make, to recommend, or to vote on as a member of the governing body, major decisions regarding the expenditure or investment of public money.

The MGU must provide a list to the Campaign Finance and Public Disclosure Board (formerly Ethical Practices Board) of the full-time and part-time positions meeting this definition annually.

Based on the criteria in Minn. Stat. § 10A.01, subd. 22 as referenced above, the County Manager recommends that the following positions in Dakota County be identified as local officials in 2025, pursuant to Minn. Stat. § 10A.01, subd. 22:

Adult Services Director, Social Services
Assessing Services Director/County Assessor
Assistant County Engineer
Budget Manager
Capital Projects Management Manager
Chief Deputy County Attorney
Chief Deputy Sheriff
Chief Information Officer
Children and Family Services Director, Social Services
Communications and Public Affairs Director
Community Corrections Director
Community Services Director
Community Services Deputy Director

Construction Engineer
 County Commissioner
 County Manager
 County Attorney
 County Sheriff
 Deputy County Manager
 Elections Director
 Employment and Economic Assistance Director
 Enterprise Finance and Information Services Director
 Enterprise Finance and Information Services Deputy Director
 Environmental Resources Director
 Facilities Management Director
 Finance Director
 Finance Deputy Director
 First Assistant County Attorney
 Fleet Management Manager
 Human Resources Director
 Library Director
 Parks and Open Spaces Director
 Physical Development Deputy Director
 Physical Development Director
 Property Taxation and Records Director
 Public Health Director
 Public Services and Revenue Deputy Director
 Public Services and Revenue Director
 Service and License Centers Director
 Transportation Director/County Engineer
 Veterans Services Director

RECOMMENDATION

The County Manager recommends adoption of the proposed resolution.

EXPLANATION OF FISCAL/FTE IMPACTS

- None Current budget Other
- Amendment Requested New FTE(s) requested

RESOLUTION

WHEREAS, Minnesota Rules 4501.0400, subpts. 1 and 2, require a metropolitan governmental unit (MGU) to determine which positions within the MGU meet the definition of local official as defined in Minn. Stat. § 10A.01, subd. 22; and

WHEREAS, the MGU must provide a list to the Campaign Finance and Public Disclosure Board of the full-time and part-time positions meeting this definition annually.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby designates the following Dakota County positions as local officials in 2025, as defined in Minn. Stat. § 10A.01, subd. 22, for the purpose of reporting to the Campaign Finance and Public Disclosure Board:

Adult Services Director, Social Services
Assessing Services Director/County Assessor
Assistant County Engineer
Budget Manager
Capital Projects Management Manager
Chief Deputy County Attorney
Chief Deputy Sheriff
Chief Information Officer
Children and Family Services Director, Social Services
Communications and Public Affairs Director
Community Corrections Director
Community Services Director
Community Services Deputy Director
Construction Engineer
County Commissioner
County Manager
County Attorney
County Sheriff
Deputy County Manager
Elections Director
Employment and Economic Assistance Director
Enterprise Finance and Information Services Director
Enterprise Finance and Information Services Deputy Director
Environmental Resources Director
Facilities Management Director
Finance Director
Finance Deputy Director
First Assistant County Attorney
Fleet Management Manager
Human Resources Director
Library Director
Parks and Open Spaces Director
Physical Development Deputy Director
Physical Development Director
Property Taxation and Records Director
Public Health Director
Public Services and Revenue Deputy Director
Public Services and Revenue Director
Service and License Centers Director
Transportation Director/County Engineer
Veterans Services Director

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

Attachment: None.

BOARD GOALS

- A Great Place to Live
- A Healthy Environment
- A Successful Place for Business and Jobs
- Excellence in Public Service

CONTACT

Department Head: Heidi Welsch

Author: Jeni Reynolds



Board of Commissioners

Request for Board Action

Item Number: DC-4155

Agenda #: 7.4

Meeting Date: 1/21/2025

DEPARTMENT: Office of the County Manager

FILE TYPE: Consent Action

TITLE

Acceptance Of Resignation From Member Of Opioid Response Advisory Committee

PURPOSE/ACTION REQUESTED

Accept resignation and authorize staff to proceed with the process to fill vacancy.

SUMMARY

In accordance with the Advisory Committee Membership Policy, written or verbal resignations from advisory committee members are forwarded to the County Manager. When a resignation is received, acceptance of the resignation is placed on the County Board consent agenda and staff is directed to proceed with the process of filling the vacancy.

The Office of the County Manager has been notified of the following resignation from the Opioid Response Advisory Committee:

- Luke Hellier (City representative), who has served for the past year.

This city representative term must be from a city with more than 30,000 residents and nominated by the Dakota County city managers and administration.

RECOMMENDATION

Staff recommends accepting the resignation and authorizing staff to proceed with the process to fill the vacancy.

EXPLANATION OF FISCAL/FTE IMPACTS

- None
 Current budget
 Other
 Amendment Requested
 New FTE(s) requested

RESOLUTION

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby accepts the resignation received from Luke Hellier, City representative on the Opioid Advisory Committee and authorizes staff to begin the process to fill the vacancy.

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

Attachment: None.

BOARD GOALS

- A Great Place to Live
- A Successful Place for Business and Jobs
- A Healthy Environment
- Excellence in Public Service

CONTACT

Department Head: Heidi Welsch

Author: Jeni Reynolds



Board of Commissioners

Request for Board Action

Item Number: DC-4174

Agenda #: 7.5

Meeting Date: 1/21/2025

DEPARTMENT: Human Resources

FILE TYPE: Consent Action

TITLE

Authorization To Execute 2025-2026 Labor Agreement With Minnesota Nurses Association

PURPOSE/ACTION REQUESTED

Authorize execution of 2025-2026 Labor Agreement with Minnesota Nurses Association.

SUMMARY

The County’s negotiating team has reached tentative agreement with Minnesota Nurses Association representing 60 employees in the Public Health and Social Services Departments. The terms of the tentative agreement are consistent with 2025-2026 settlement authority previously provided by the Board. While specific language of the Agreement will be reviewed by the County’s contracted labor counsel prior to execution, the Agreement is being submitted for County Board approval regarding substantive economic changes.

1. Term: Two-year Agreement, January 1, 2025 - December 31, 2026
2. Salary Ranges: Salary ranges to be increased according to adopted 2025 and 2026 County Pay Equity Salary Range Structure.
3. 2025 General Increase: 4.25%
4. 2026 General Increase: 4.25%
5. 2025-2026 Merit Matrix (in addition to General Increase)

Salary Range	Exceptional Performance	Greatly Exceeds Standards	Exceeds Standards	Meets Standards	Below Standards
Q4	4 % base	4 % base	3 % base	2 % base	0%
Q3	4 % base	4 % base	3 % base	2 % base	0%
Q2	4 % base	4 % base	3 % base	2 % base	0%
Q1	4 % base	4 % base	3 % base	2 % base	0%

6. One-time 2% pay equity adjustment

RECOMMENDATION

Staff recommends approval.

EXPLANATION OF FISCAL/FTE IMPACTS

The costs of the provisions are included in the County Manager’s recommended 2025 budget.

- None
- Current budget
- Other
- Amendment Requested
- New FTE(s) requested

RESOLUTION

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the appropriate County officials to execute the Labor agreement with Minnesota Nurses Association in the Public Health and Social Services Departments for the period January 1, 2025 - December 31, 2026, in accordance with the terms and conditions of the Agreement and those contract modifications submitted to the Dakota County Board of Commissioners dated January 21, 2025, and subject to approval by the County’s contracted labor counsel as to form.

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

Attachment: None.

BOARD GOALS

- A Great Place to Live
- A Successful Place for Business and Jobs
- A Healthy Environment
- Excellence in Public Service

CONTACT

Department Head: Andy Benish
Author: Andy Benish



Board of Commissioners

Request for Board Action

Item Number: DC-4147

Agenda #: 8.1

Meeting Date: 1/21/2025

DEPARTMENT: Finance

FILE TYPE: Consent Information

TITLE

Report On Invoices Paid In December 2024

PURPOSE/ACTION REQUESTED

Receive a report on invoices paid during December 2024.

SUMMARY

Minn. Stat. § 375.18 requires that all claims paid must be presented to the County Board for informational purposes.

A copy of the December 2024 Paid Invoice Report, excluding payroll and Community Services client and provider payments, is on file with the Clerk to the Board.

Payments for the month ending December 31, 2024, total \$24,958,195.

The following is a summary of the major payments for the month.

Major Categories	Amount	Explanation
Benefit deductions from employee payroll	\$2,439,679	Retirement accounts, PERA, health & dental
Payments to other governments	\$76,579	Pass through payments - taxes, fees
Materials & supplies	\$286,551	Highway, Parks, Buildings material/supplies
Overall support of departments	\$4,331,500	Insurance, maintenance agreements, office equip
Services to citizens & clients	\$3,890,053	Major client services contract
All other expenses	\$6,622,101	BIP, CEP, and misc.
Capital projects	\$7,311,732	Highway & building construction
	\$24,958,195	

RECOMMENDATION

Information only; no action requested.

EXPLANATION OF FISCAL/FTE IMPACTS

- None
 Current budget
 Other
 Amendment Requested
 New FTE(s) requested

RESOLUTION

Information only; no action requested.

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

Attachment: None.

BOARD GOALS

- A Great Place to Live
- A Successful Place for Business and Jobs
- A Healthy Environment
- Excellence in Public Service

CONTACT

Department Head: Paul Sikorski

Author: Jan Larson



Board of Commissioners

Request for Board Action

Item Number: DC-4142

Agenda #: 8.2

Meeting Date: 1/21/2025

DEPARTMENT: Office Of Risk Management

FILE TYPE: Consent Action

TITLE

Authorization To Execute Contract With Minnesota Department Of Public Safety For 2024 Urban Area Security Initiative Homeland Security Grant And Amend 2025 Office Of Risk Management Budget

PURPOSE/ACTION REQUESTED

Authorize the execution of a contract with the Minnesota Department of Public Safety for 2024 Urban Area Security Initiative Homeland Security Grant funding and amend the 2025 Office of Risk Management Budget.

SUMMARY

The Minnesota Department of Public Safety has awarded \$367,551 of Homeland Security Grant funding to Dakota County under the Urban Area Security Initiative (UASI) of the Federal Department of Homeland Security (DHS). The period of the grant is from January 1, 2025, to June 30, 2026.

The spending plan for this grant includes planning, training, exercises, and equipment identified by Dakota County Emergency Management in collaboration with internal and external county partners to proactively prepare for, mitigate, respond to, and recover from all types of hazards and disasters to build a more resilient community.

Equipment projects continue to fund 800 MHz radios, maintaining the County emergency operations center (EOC) equipment and software, and equipment to support first responder agencies and the Dakota County Special Operations Team (SOT). Funding for training and exercise projects focus on preparedness, mitigation, response, and recovery to include multi-jurisdictional, all-hazard, and incident-specific scenarios. Examples of training and exercises include first responder training, EOC Operations, incident command and EOC interface, and response coordination between the County EOC and city EOCs. Planning projects include updating emergency management plans, supporting the Dakota County IT department to meet Cybersecurity initiatives and supporting information and intelligence collaboration between the Sheriff's Office and the Minnesota Fusion Center.

RECOMMENDATION

Staff recommends that the Dakota County Board of Commissioners authorize the execution of the contract with the Minnesota Department of Public Safety for \$367,551 in 2024 UASI Homeland Security Grant funding to support homeland security activities during the grant period.

EXPLANATION OF FISCAL/FTE IMPACTS

A budget amendment is recommended in the amount of \$367,551. The expenses are allocated

between Capital Equipment Program in the amount of \$212,000 and the operations budget in the amount of \$155,551. There is a \$0 net County cost as a result of this action. All remaining funds, at the end of 2025, will be carried over to the 2026 budget.

- None
- Current budget
- Other
- Amendment Requested
- New FTE(s) requested

RESOLUTION

WHEREAS, the Minnesota Department of Public Safety, Division of Homeland Security and Emergency Management, has been provided funding from the federal government under the homeland security grant program to enhance preparedness activities related to natural disasters and terrorism; and

WHEREAS, Dakota County desires to improve internal preparedness efforts and to assist local agencies to be better prepared for any potential disasters/emergencies in Dakota County; and

WHEREAS, the State of Minnesota, acting through the Minnesota Department of Public Safety, Division of Homeland Security and Emergency Management, has awarded a 2024 Homeland Security Grant in the amount of \$367,551 to Dakota County for the period of January 1, 2025 through June 30, 2026.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Board Chair to execute a contract with the Minnesota Department of Public Safety, Division of Homeland Security and Emergency Management, for the 2024 Urban Area Security Initiative (UASI) Homeland Security Grant in the amount of \$367,551 for the period of January 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 amends the Office of Risk Management 2025 budget as follows:

Expense

2024 UASI Homeland Security Grant CEP	\$212,000
2024 UASI Homeland Security Grant Operations	<u>\$155,551</u>
Total Expense	\$367,551

Revenue

2024 UASI Homeland Security Grant	<u>\$367,551</u>
Total Revenue	\$367,551

PREVIOUS BOARD ACTION

23-551; 11/28/23

ATTACHMENTS

Attachment: Award Letter

BOARD GOALS

A Great Place to Live

A Healthy Environment

A Successful Place for Business and Jobs

Excellence in Public Service

CONTACT

Department Head: Jenny Groskopf

Author: Kelly Miller

MINNESOTA DEPARTMENT OF PUBLIC SAFETY



Alcohol
and Gambling
Enforcement

Bureau of
Criminal
Apprehension

Driver
and Vehicle
Services

Emergency
Communication
Networks

Homeland
Security and
Emergency
Management

Minnesota
State Patrol

Office of
Communications

Office of
Justice Programs

Office of
Pipeline Safety

Office of
Traffic Safety

State Fire
Marshal

Homeland Security and Emergency Management

445 Minnesota Street • Suite 223 • Saint Paul, Minnesota 55101-6223

Phone: 651-201-7400 • Fax: 651-296-0459

<https://hsem.dps.mn.gov>

2024 UASI Award Notification

October 10, 2024

Kelly Miller
1590 Highway 55
Hastings, MN 55033

Ms. Miller,

I am pleased to inform you that Dakota County has been awarded a Fiscal Year 2024 Urban Area Security Initiative (FY2024 UASI) Grant in the amount of \$367,551. The grant performance period will be January 1, 2025 through June 30, 2026. The following projects have been awarded with their corresponding amounts:

Project	Amount
FY2024 UASI Allocation	\$367,551

All purchases and expenditures must be used for the intended projects identified in your initial application. As the fiscal agent, Dakota County is responsible for the tracking of the distribution of all equipment and funding. Your grant award is specific to projects and activities identified in application and cannot be re-allocated to other activities without prior state approval.

E-Grants will be open for application 11/01/2024. Once your application has been submitted in E-Grants and approved, a grant agreement will be executed between HSEM and Dakota County, the fiscal agent.

Upon accepting of this award in your E-Grants portal, you will have the opportunity to review and agree to the attached Terms and Conditions of this grant that will be incorporated into the Grant Agreement, including Terms and Conditions for Non-State Agencies, Federal Audit Requirements, Federal Assurances, and the Federal HSGP DHS Award Agreement Articles.

All equipment must have an Authorized Equipment List (AEL) number in order to be eligible for grant funding. The most current FEMA AEL list can be found on the FEMA website: <https://www.fema.gov/authorized-equipment-list>. For each item that may have an EHP requirement, column E will indicate: "Environmental Planning and Historic Preservation (EHP)". This EHP requirement is only applicable if the equipment is not portable. Should the equipment be portable, an EHP will not be required. For training classes, only field-based training classes require submission. For exercises, only field-based exercises require the submission of an EHP. All EHP documentation must be submitted and approved prior to any expenditure of funds requiring EHP

submission.

Please direct any inquiries to the HSGP Grant Manager, Brittany Wilber at 651-201-7451 or brittany.wilber@state.mn.us.

Sincerely,

A handwritten signature in black ink that reads "Brittany Wilber". The signature is written in a cursive, flowing style.

Brittany Wilber , HSGP Grant Manager



Board of Commissioners

Request for Board Action

Item Number: DC-4090

Agenda #: 9.1

Meeting Date: 1/21/2025

DEPARTMENT: Transportation

FILE TYPE: Consent Action

TITLE

Approval Of Final Plats Recommended By Plat Commission

PURPOSE/ACTION REQUESTED

Approve final plats contiguous to County Roads as recommended by the Plat Commission.

SUMMARY

To provide for the orderly development of property in Dakota County, new subdivisions adjoining County highways are reviewed under the Dakota County Contiguous Plat Ordinance No. 108. The Ordinance requires new subdivisions adjoining County highways to comply with the County’s access spacing and right of way guidelines so that existing and future highway corridors are preserved to accommodate existing and forecasted traffic volumes safely and efficiently.

The Plat Commission examines plats prior to the time they are submitted for County Board approval. The Plat Commission has reviewed and recommends approval of the final plats by the County Board. The final plat approval by the County Board is subject to the conditions established by the Plat Commission review (Attachments: Meeting Notes and Location Map).

RECOMMENDATION

Staff recommends approval of the final plats by the County Board as recommended by the Plat Commission.

EXPLANATION OF FISCAL/FTE IMPACTS

- None
- Current budget
- Other
- Amendment Requested
- New FTE(s) requested

RESOLUTION

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:

TRAILS END COMMONS

Eagan

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

Attachment: Meeting Notes

Attachment: Location Maps

BOARD GOALS

A Great Place to Live

A Healthy Environment

A Successful Place for Business and Jobs

Excellence in Public Service

CONTACT

Department Head: Erin Laberee

Author: Todd Tollefson

**DAKOTA COUNTY PLAT COMMISSION
MEETING SUMMARY**

December 18, 2024

The Plat Commission meeting began at 1:30 pm via Teams. Members present included: Todd Tollefson, Scott Peters, Kurt Chatfield, Jake Chapek, and Tyler Krage. Others present: Todd Bentley.

Plat Name:	TRAILS END COMMONS
PID:	108380300030, 108380300020
City:	Eagan
County Road:	CSAH 28 (Yankee Doodle Rd.)
Current ADT (2021):	17,700
Projected ADT (2040):	22,000
Current Type:	4-lane, divided
Proposed Type:	4-lane, divided
R/W Guideline:	75ft (½ R/W)
Spacing Guideline:	¼ mile full access
Posted Speed Limit:	50 mph
Proposed Use:	Residential
Status:	Preliminary
Location:	NW ¼ ; Sec. 13-27-23
In attendance (12/18/24):	Pam Dudziak (city); Aaron Nelson (city)

REVIEW 12/18/24:

The proposed plat is a replat of Outlot E, WEST PUBLISHING COMPANY 8TH ADDITION. The site includes 66 townhomes. The future right-of-way needs along CSAH 28 as a 4-lane divided roadway are 75 feet of half right of way, which have been met. Restricted access should be shown along all of CSAH 28 per document from the underlying plat of WEST PUBLISHING 8th ADDITION.

RECOMMENDATION 12/18/24:

The Plat Commission has approved the preliminary and final plat and will recommend approval to the County Board of Commissioners.



Board of Commissioners

Request for Board Action

Item Number: DC-4057

Agenda #: 9.2

Meeting Date: 1/21/2025

DEPARTMENT: Environmental Resources

FILE TYPE: Consent Action

TITLE

Authorization To Execute Joint Powers Agreement With City Of Lakeville And Vermillion River Watershed Joint Powers Organization For North Creek - City Of Lakeville, Firelight Way Total Suspended Solids Reduction Project

PURPOSE/ACTION REQUESTED

Authorize the Execution of a joint powers agreement (JPA) with the City of Lakeville (City) and Vermillion River Watershed Joint Powers Organization (VRWJPO) for North Creek - City of Lakeville, Firelight Way Total Suspended Solids Reduction Project (Project).

SUMMARY

Environmental Resources staff requests the execution of a JPA with the City and the VRWJPO to allocate funding from the 2025 Environmental Resources Capital Improvement Program (CIP) as a cash match for the Minnesota Board of Water and Soil Resources Watershed Based Implementation Funding (Grant) received by the City for the Project.

In 2024, VRWJPO staff applied for and received state Grant funding for the design and construction of a hydrodynamic separator (HDS) near the intersection of Flagstaff Avenue and Firelight Way in Lakeville, MN. A HDS is a stormwater management device that uses flow-through structures with a settling or separation unit to remove Total Suspended Solids (TSS) from stormwater runoff, which will improve water quality in North Creek, a tributary of the Vermillion River.

The estimated cost for the Project is \$296,010. The Grant would provide up to \$184,300 towards the Project funding. The Grant requires a minimum 10 percent local match that is being met using a combination of funding from the County, City, and VRWJPO. The County and VRWJPO will both contribute \$10,000 each, for a total of \$20,000 in cash match toward the Project. The City will contribute \$91,710 in cash match towards the Project. The VRWJPO will pass through grant funding to the City in the amount of \$184,300.

By participating as a local match partner, the County will verify it is meeting the Waste Load Allocation (WLA) (specifically the Vermillion River TSS WLA), a regulatory mechanism assigned to the County and other Municipal Separate Storm Sewer System permit holders by the Minnesota Pollution Control Agency (MPCA) that requires permittees to implement practices that reduce pollutant loading to area waterbodies.

The MPCA does not require the County to achieve a specific TSS pollutant load reduction amount for the Vermillion River, however the County does need to ensure "projects and practices are installed to

retain or slow the release of stormwater runoff to be considered as compliant with the WLA.” The proposed project is estimated to reduce 1,868 lbs. of TSS, ensuring the County is meeting its obligations for the WLA and improving the water quality of North Creek and the Vermillion River.

Environmental Resources staff recommends executing a JPA for the Project with a County contribution not to exceed \$10,000.

RECOMMENDATION

Staff is recommending authorization to execute the JPA as written.

EXPLANATION OF FISCAL/FTE IMPACTS

Funding in the amount of \$10,000 has been budgeted for this project in the approved 2025 Environmental Resources CIP.

- None Current budget Other
 Amendment Requested New FTE(s) requested

RESOLUTION

WHEREAS, the Vermillion River Watershed Joint Powers Organization (VRWJPO) received Watershed Based Implementation Funding (Grant) for the Firelight Way Total Suspended Solids (TSS) Reduction Project (Project); and

WHEREAS, the Project is located near Flagstaff Avenue and Firelight Way in Lakeville, MN; and

WHEREAS, the estimated cost of the Project is \$296,010; and

WHEREAS, the Grant award provides up to \$184,300 for the design and construction of the Project; and

WHEREAS, the Project will reduce TSS and will result in improved water quality conditions in North Creek; and

WHEREAS, the County will ensure it is in compliance with its Waste Load Allocation (WLA), a regulatory mechanism assigned to the County and other Municipal Separate Storm Sewer System permit holders by the Minnesota Pollution Control Agency that requires permittees to implement practices that reduce pollutant loading to area waterbodies; and

WHEREAS, the Grant requires a minimum 10 percent local match, which will be provided using a combination of funding from Dakota County, the City of Lakeville, and the VRWJPO; and

WHEREAS, the County will directly contribute up to \$10,000 toward the local match from the approved 2025 Environmental Resources Capital Improvement Program; and

WHEREAS, the Project activities are planned to be implemented in 2025, 2026, and 2027.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners authorizes the Physical Development Director to execute a Joint Powers Agreement with the City of Lakeville and with the Vermillion River Joint Powers Organization for the North Creek - City of

Lakeville, Firelight Way Total Suspended Solids Reduction Project, as presented to the Dakota County Board of Commissioners at its meeting on January 21, 2025, subject to approval by the Dakota County Attorney's Office as to form.

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

Attachment: Draft JPA with Dakota County, Vermillion River Watershed Joint Powers Organization, and City of Lakeville

BOARD GOALS

- A Great Place to Live
- A Successful Place for Business and Jobs
- A Healthy Environment
- Excellence in Public Service

CONTACT

Department Head: Nikki Stewart
Author: Cole Johnson

**JOINT POWERS AGREEMENT FOR
THE FIRELIGHT WAY TSS REDUCTION PROJECT
BETWEEN THE VERMILLION RIVER WATERSHED JOINT POWERS ORGANIZATION,
THE CITY OF LAKEVILLE, AND DAKOTA COUNTY
CITY PROJECT 24-44**

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

WHEREAS, the Vermillion River Watershed Joint Powers Organization is a watershed management body consisting of Dakota and Scott Counties (VRWJPO) governed by the Vermillion River Watershed Joint Powers Board (VRWJPB) and is charged with carrying out the duties set forth in Minn. Stat. § 103B.211 to 103B.255 and as otherwise provided by law; and

WHEREAS, the City of Lakeville (City) is a governmental and political subdivision of the State of Minnesota; and

WHEREAS, Dakota County (County) is a governmental and political subdivision of the State of Minnesota; and

WHEREAS, Firelight Way in Lakeville is located directly adjacent to North Creek, a tributary to the Vermillion River; and

WHEREAS, North Creek and the Vermillion River are identified on the EPA's 303d Impaired Waters List for total suspended solids (TSS); and

WHEREAS, stormwater outfalls contribute sediment loading to downstream reaches of North Creek and the Vermillion River; and

WHEREAS, a stormwater outfall near Firelight Way was identified as a high sediment loading source to this section of North Creek; and

WHEREAS, restoration strategies were identified in the WRAPS report to identify and implement sediment reduction BMPs on public lands in the North Creek subwatershed; and

WHEREAS, reducing the sediment load in North Creek through stormwater treatment before being discharged to North Creek (Project) will address the TSS impairment affecting North Creek and the Vermillion River; and

WHEREAS, the estimated Project cost is \$296,010(Project Cost); and

WHEREAS, the VRWJPO was awarded a \$184,300 Watershed Based Implementation Funding Grant (Grant) from the Minnesota Board of Water and Soil Resources (BWSR) in accordance with the BWSR Grant Agreement, attached and incorporated herein as **Exhibit A**; and

WHEREAS, the Grant has a minimum match requirement equal to 10% of the amount of Grant monies awarded, either in the form of cash or in-kind services; and

WHEREAS, the VRWJPO, City, and County have included cash matches collectively totaling at least 10% of the Grant Amount(defined in Section 7.2 herein) used for Project costs in their Capital Improvement Plans for the Project to be applied towards the Project Cost after the City's application of the Grant Amount and will jointly participate in the design, construction, and related activities for the Project to the extent specified herein; and

WHEREAS, the VRWJPO, the City, and County will follow all applicable BWSR Grant policies and requirements relevant to each party's participation in the Project.

NOW, THEREFORE, in consideration of the mutual promises and benefits that the City, County, and VRWJPO shall derive from this Agreement, the VRWJPO, City, and County hereby enter into this Agreement for the purposes stated herein.

**ARTICLE 1
PURPOSE**

This Agreement defines the Project responsibilities and Project cost-sharing obligations of the VRWJPO, City, and County.

**ARTICLE 2
PARTIES**

The parties to this Agreement are the VRWJPO, City, and County.

**ARTICLE 3
TERM**

This Agreement is effective upon the date of the signatures of the parties to this Agreement and shall remain in effect until December 31, 2027, or until completion by the parties of their respective obligations under this Agreement, whichever occurs first, unless earlier terminated by law or according to the provisions of this Agreement.

**ARTICLE 4
COOPERATION**

The VRWJPO, City, and County agree to cooperate and use their reasonable efforts to ensure prompt implementation of the various provisions of this Agreement and to, in good faith, undertake resolution of any dispute in an equitable and timely manner.

**ARTICLE 5
TECHNICAL AND QUALITY ASSURANCE**

The VRWJPO, City, and County will provide technical and quality assurance for the Project. Any engineer providing technical or quality assurance for the Project must be a licensed Professional Engineer in the State of Minnesota. The Project will be designed using appropriate practice standards for design, construction, operation, and maintenance. Appropriate practice standards from the United States Department of Agriculture's Natural Resources Conservation Service Field Office Technical Guide, Minnesota Stormwater Manual, or other scientifically appropriate and applicable standards can be used. Vegetative practices must follow the BWSR Board adopted Native Vegetation Establishment and Enhancement Guidelines. The engineer(s) providing technical and quality assurance will certify that the Project was installed or constructed consistent with the applicable plans and specifications, including approved modifications, prior to authorization for payment by the VRWJPO or County. An as-built plan set will be provided to the VRWJPO by the engineer(s) immediately following Project completion as part of the required Project certification.

**ARTICLE 6
PROJECT PLANS AND SPECIFICATIONS**

The City is the lead agency for design and construction administration of the Project, effective upon execution of this Agreement by all parties. The VRWJPO, City, and County shall approve the plans and specifications (Project Plans) prior to the City advertising for bids.

ARTICLE 7 PAYMENT

7.1 The City shall administer the contract(s) for the Project and act as the paying agent for all payments to the contractor(s).

7.2 The Grant will reimburse project-related activities up to \$184,300 (Grant Amount) related to the engineering, permitting, bidding and construction of the Project. Disbursement of the Grant Funds shall be subject to Section 7.6 and terms of the BWSR Grant Agreement (Exhibit A).

7.3 The parties shall make the following contributions toward the Project Cost in accordance with the following payment schedule and Section 7.9 in consideration of the benefit provided by restoration activities on the Project in accordance with the Project Plans. The City will administer the contract(s) for the Project and act as the paying agent for all payments to the contractor(s).

7.3.1 The County, by and through its Environmental Resources Department, shall contribute \$10,000 toward the Project Cost.

7.3.2 The City shall contribute \$91,710 toward the Project Cost.

7.3.3 The VRWJPO shall contribute \$10,000 toward the Project Cost and will pass through Grant Amount for eligible project-related activity expenses.

7.4 The City's maximum eligible reimbursement is up to \$204,300 when accounting for the Grant Amount, VRWJPO cash contribution, and County cash contribution.

7.5 No payment by the parties shall be made prior to approval of the Project Plans by the VRWJPO, City, and County.

7.6 Under the terms of the Grant, the VRWJPO will receive the Grant Amount in the following disbursements: (a) 50% after execution of the Grant; (b) 40% after the first 50% has been expended and Grant reporting requirements are met; and (c) 10% after final Grant requirements are met. The VRWJPO will make progress payments to the City, if requested, on a reimbursement basis, contingent upon the VRWJPO's receipt of adequate Grant disbursements to make City requested payments. Ten percent (10%) of the Agreement maximum shall be withheld until the VRWJPO has verified that the Project has been installed according to this Agreement and the Project Plans. All requests for payment shall be supported by itemized Project receipts and invoices determined by the VRWJPO to be practical and reasonable for completion of the Project.

7.7 The VRWJPO and County may refuse to pay claims not specifically authorized by this Agreement. Payment of a claim shall not preclude the VRWJPO and/or County from questioning the propriety of the claim. The VRWJPO and County reserve the right to be repaid for any overpayment or disallowed claim.

7.8 Subject to Sections 7.9, 7.10 and Article 12, the VRWJPO and County shall pay the City their share of the Project Cost upon receipt of the Project certification pursuant to Article 5 up to the maximum amounts identified in Sections 7.3.1 and 7.3.3. The City shall invoice the County and VRWJPO for their share of Project Cost once the Project certification is provided to the parties. The VRWJPO and County shall make payment to the City within thirty-five (35) days of receipt of an invoice from the City provided the invoice shall be supported by itemized Project receipts and invoices from the City's contractor(s).

7.9 The VRWJPO and County may refuse to pay/reimburse an invoice for services or fees not specifically authorized by this Agreement. Payment of an invoice shall not preclude the VRWJPO and County from questioning the propriety of the claimed services or fees. The VRWJPO and County reserve the right to be repaid for any overpayment or disallowed claimed services or fees.

7.10 All services provided by the VRWJPO under the BWSR Grant Agreement (Exhibit A) or through this Agreement, and services provided by the City and the County to the VRWJPO through this Agreement must be performed to the State's satisfaction pursuant to Exhibit A and the BWSR approved work plan.

ARTICLE 8 CITY OBLIGATIONS

8.1 AUTHORIZED PURPOSE. The funds, including the Grant Amount, provided under the terms of this Agreement may only be used by the City for the payment of costs directly related to the Project.

8.2 CONSTRUCTION REQUIREMENTS. The Project shall be constructed according to the Project Plans. The VRWJPO, City, and County shall approve any modifications to the Project Plans.

8.3 CONSTRUCTION AND DESIGN FAILURES. Any failure related to construction or design of the Project shall be addressed in the City's contracts with the construction firm or professional services firm.

8.4 RIGHT-OF-ENTRY. The City hereby permits the VRWJPO and County, its employees, duly authorized representatives and agents to enter upon and have rights of ingress and egress over and access at reasonable times to the real property where the Project will be located to inspect the construction of the Project. Notwithstanding the right to inspect, neither the VRWJPO nor County is obligated hereunder to inspect the work performed on the Project.

8.5 OPERATION AND MAINTENANCE. The City shall be responsible for on-going maintenance of the Project or will request shared responsibility with the VRWJPO for on-going maintenance of the Project upon completion for a minimum of 25 years unless a failure occurs from an Act of God or Force Majeure occurs such that it is cost prohibitive to repair or maintain.

8.6 COMPLIANCE WITH LAWS/STANDARDS. The City shall abide by all federal, state, or local laws, statutes, ordinances, rules, and regulations in constructing the Project, including obtaining all necessary permits to construct the Project.

8.7 PUBLICITY. The City hereby permits the VRWJPO and County to take and disclose photographs of the Project for use in publications or promotional material or on their websites to highlight the VRWJPO's programs. The City, County, and VRWJPO shall appropriately acknowledge the funding provided by the VRWJPO, County, City, the State of Minnesota, and the Clean Water, Land, and Legacy Amendment in any promotional materials, signage, reports, publications, notices, and presentations related to the Project. This section shall survive the expiration or termination of this Agreement.

ARTICLE 9 INDEMNIFICATION

Each party to this Agreement shall be liable for the acts of its officers, employees or agents and the results thereof to the extent authorized by law and shall not be responsible for the acts of the other parties, or officers, employees or agents or the other parties. The provisions of the Municipal Tort Claims Act, Minn. Stat. Ch. 466 and other applicable laws govern liability of the VRWJPO, City, and the County. Each party warrants that it can comply with the aforementioned indemnity requirements through an insurance or self-insurance program and that each has minimum coverage consistent with liability limits contained in Minn. Stat. Ch. 466. In the event of any claims or actions filed against any party, nothing in this Agreement shall be construed to allow a claimant to obtain separate judgments or separate liability caps from the individual parties. This section shall survive the expiration or termination of this Agreement.

ARTICLE 10
AUTHORIZED REPRESENTATIVES AND LIAISONS

10.1 AUTHORIZED REPRESENTATIVES. The following named persons are designated the authorized representatives of the parties for this Agreement. These persons have authority to bind the party they represent and to consent to modifications, except that the authorized representative shall have only the authority specifically or generally granted by their respective governing boards. Notice required to be provided pursuant to this Agreement shall be made to the following named persons and addresses unless otherwise stated in this Agreement, or an amendment of this Agreement:

TO THE VRWJPO: Mike Slavik or successor, Chair
Vermillion River Watershed Joint Powers Organization
14955 Galaxie Avenue
Apple Valley, MN 55124
Telephone: (952) 891-7030
mike.slavik@co.dakota.mn.us

TO THE CITY: Justin Miller or successor, City Administrator
City of Lakeville
20195 Holyoke Avenue
Lakeville, MN 55044
Telephone: (952) 985-4400
jmiller@lakevillemn.gov

TO THE COUNTY: Georg Fischer, Director
Physical Development Division
14955 Galaxie Avenue
Apple Valley, MN 55124
Telephone: (952) 891-7000
georg.fischer@co.dakota.mn.us

In addition, regarding termination of this Agreement by the shall be provided to the Office of the Dakota County Attorney, Civil Division, 1560 Highway 55, Hastings, MN 55033.

10.2 LIAISONS. To assist the parties in the day-to-day performance of this Agreement and to ensure compliance and provide ongoing consultation, a liaison shall be designated by the VRWJPO, City, and the County. The VRWJPO, City, and the County shall keep each other continually informed, in writing, of any change in the designated liaison. At the time of execution of this Agreement, the following persons are the designated liaisons:

VRWJPO Liaison: Jeff Dunn
Water Resources Engineer
Telephone: (952) 891-7546
Email: jeff.dunn@co.dakota.mn.us

City Liaison: McKenzie Cafferty
Environmental Resources Manager
Telephone: (952) 985-4520
Email: mcafferty@lakevillemn.gov

County Liaison Cole Johnson
Water Resources Project Supervisor
Telephone: (952) 891-7539
Email: cole.johnson@co.dakota.mn.us

**ARTICLE 11
MODIFICATIONS**

Any alterations, variations, modifications, or waivers of the provisions of this Agreement shall only be valid when they have been reduced to writing, approved by the parties' respective Boards, or as delegated by the parties' respective Boards, and signed by the Authorized Representatives, or delegated authority, of the VRWJPO, City, and County.

**ARTICLE 12
TERMINATION**

12.1 IN GENERAL. Any party may terminate this Agreement for cause by giving seven days' written notice of its intent to terminate, to the other parties. Such notice to terminate for cause shall specify the circumstances warranting termination of the Agreement. Cause shall mean a material breach of this Agreement and any supplemental agreements or amendments thereto. This Agreement may also be terminated by the City or County in the event of a default by the VRWJPO. Notice of Termination shall be made by certified mail or personal delivery to the authorized representative of the other parties. Termination of this Agreement shall not discharge any liability, responsibility or right of any party, which arises from the performance of or failure to adequately perform the terms of this Agreement prior to the effective date of termination.

12.2 TERMINATION BY VRWJPO OR COUNTY FOR LACK OF FUNDING. Notwithstanding any provision of this Agreement to the contrary, either the VRWJPO or the County may immediately terminate this Agreement if it does not obtain funding from the Minnesota Legislature, Minnesota Agencies, or other funding sources, or if it's funding cannot be continued at a level sufficient to allow payment of the amounts due under this Agreement. Neither the VRWJPO nor the County is obligated to pay for any services that are provided after written notice of termination for lack of funding. The party terminating under this provision for lack of funding will pay for expenses incurred by the other parties hereto up to Notice of Termination for work on the Project.

12.3 REPAYMENT OF GRANT AMOUNT. If this Agreement is terminated pursuant to this Article 12, the City shall repay the Grant Amount received as of the date of termination to the VRWJPO, who shall return the Grant Amount to the BWSR, and the County and VRWJPO shall reimburse the City for their pro-rata share (based on the parties contributions set forth in Sections 7.3.1 through 7.3.3) of the Project Cost incurred as of the date of termination. The City shall be responsible for the remaining amount of the Project Cost as of the date of the termination.

**ARTICLE 13
MINNESOTA LAW TO GOVERN**

This Agreement shall be governed by and construed under the substantive and procedural laws of the State of Minnesota, without giving effect to the principles of conflict of laws. All proceedings related to this Agreement shall be venued in the County of Dakota, State of Minnesota. This section shall survive the expiration or termination of this Agreement.

**ARTICLE 14
MERGER**

This Agreement is the final expression of the agreement of the parties and the complete and exclusive statement of the terms agreed upon and shall supersede all prior negotiations, understandings, or agreements.

ARTICLE 15

SEVERABILITY

The provisions of this Agreement shall be deemed severable. If any part of this Agreement is rendered void, invalid, or unenforceable, such rendering shall not affect the validity and enforceability of the remainder of this Agreement unless the part or parts that are void, invalid or otherwise unenforceable shall substantially impair the value of the entire Agreement with respect to any party.

**ARTICLE 16
GOVERNMENT DATA PRACTICES**

The City, County, and the VRWJPO must comply with the Minnesota Government Data Practices Act, Minn. Stat. Ch. 13, as it applies to all data provided, created, collected, received, stored, used, maintained, or disseminated under this Agreement. The civil remedies of Minn. Stat. § 13.08 apply to the release of the data referred to in this clause by either the City, County, or the VRWJPO.

**ARTICLE 17
SURVIVABILITY**

The provisions of articles 8.3 (Construction and Design Failures), 8.5 (Operation and Maintenance), 9 (Indemnification) and 16 (Government Data Practices) survive the expiration or termination of this Agreement.

**ARTICLE 18
DEFAULT: FORCE MAJEURE**

No party shall be liable to the other parties for any loss or damage resulting from a delay or failure to perform due to unforeseeable acts or events outside the defaulting party’s reasonable control, providing the defaulting party gives notice to the other parties as soon as possible. Acts and events may include acts of God, acts of terrorism, war fire, flood epidemic, pandemic, acts of civil or military authority, and natural disasters.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the date(s) indicated below.

CITY OF LAKEVILLE

By _____
Justin Miller or successor, City Administrator
Date of Signature: _____

By _____
Ann Orlofsky, City Clerk
Date of Signature: _____

**VERMILLION RIVER WATERSHED
JOINT POWERS ORGANIZATION**

By _____
Mike Slavik or successor, Chair
Date of Signature: _____

DAKOTA COUNTY

By _____
Georg Fischer, Director
Physical Development Division
Date of Signature: _____

Approved as to form:¹

/s/ Brian J. Wisdorf 11/26/2024
Assistant Dakota County Attorney/Date
KS-24-743
VRW Res. No.
KS-24-756
Dakota County Board Res. No.

¹ Dakota County Attorney's Office approved as to form for both Dakota County and the Vermillion River Watershed Joint Powers Organization



Board of Commissioners

Request for Board Action

Item Number: DC-4058

Agenda #: 9.3

Meeting Date: 1/21/2025

DEPARTMENT: Environmental Resources

FILE TYPE: Consent Action

TITLE

Authorization To Execute Joint Powers Agreement With City Of Farmington And Vermillion River Watershed Joint Powers Organization For Vermillion River In City Of Farmington, 4th And Willow Total Suspended Solids Reduction Project

PURPOSE/ACTION REQUESTED

Authorize the execution of a joint powers agreement (JPA) with the City of Farmington (City) and Vermillion River Watershed Joint Powers Organization (VRWJPO) for Vermillion River - City of Farmington, 4th, and Willow Total Suspended Solids Reduction Project (Project).

SUMMARY

Environmental Resources staff requests the execution of a JPA with the City and the VRWJPO to allocate funding from the 2025 Environmental Resources Capital Improvement Program (CIP) as a cash match for the Minnesota Board of Water and Soil Resources Watershed Based Implementation Funding (Grant) received by the City for the Project.

In 2024, VRWJPO staff applied for and received state Grant funding for the design and construction of a hydrodynamic separator (HDS) near the intersection of 4th Street and Willow Street in Farmington, MN. A HDS is a stormwater management device that uses flow-through structures with a settling or separation unit to remove Total Suspended Solids (TSS) and other pollutants from stormwater runoff, which will improve water quality in the nearby Vermillion River.

The estimated cost for the Project is \$117,120. The Grant would provide up to \$71,013 towards the Project funding. The Grant requires a minimum 10 percent local match that is being met using a combination of funding from the County, City, and VRWJPO. The County, VRWJPO, and City will contribute \$5,000, \$39,207, and \$1,900 respectively in cash match toward the Project.

By participating as a local match partner, the County will verify it is meeting the Waste Load Allocation (WLA) (specifically the Vermillion River TSS WLA), a regulatory mechanism assigned to the County and other Municipal Separate Storm Sewer System permit holders by the Minnesota Pollution Control Agency (MPCA) that requires permittees to implement practices that reduce pollutant loading to area waterbodies.

The MPCA does not require the County to achieve a specific TSS pollutant load reduction amount for the Vermillion River, however the County does need to ensure "projects and practices are installed to retain or slow the release of stormwater runoff to be considered as compliant with the WLA." The proposed project is estimated to reduce 19.5 tons of TSS annually, ensuring the County is meeting its

obligations for the WLA and improving the water quality of the Vermillion River.

Environmental Resources staff recommends executing a JPA for the Project with a County contribution not to exceed \$5,000.

RECOMMENDATION

Staff is recommending authorization to execute the JPA as written.

EXPLANATION OF FISCAL/FTE IMPACTS

Funding in the amount of \$5,000 has been budgeted for this project in the approved 2025 Environmental Resources CIP.

- None Current budget Other
 Amendment Requested New FTE(s) requested

RESOLUTION

WHEREAS, the Vermillion River Watershed Joint Powers Organization (VRWJPO) received Watershed Based Implementation Funding (Grant) for the 4th and Willow Total Suspended Solids (TSS) Reduction Project (Project); and

WHEREAS, the Project is located near 4th Street and Willow Street in Farmington, MN; and

WHEREAS, the estimated cost of the Project is \$117,120; and

WHEREAS, the Grant award provides up to \$71,013 for the design and construction of the Project; and

WHEREAS, the Project will reduce TSS and will result in improved water quality conditions in the Vermillion River; and

WHEREAS, the County will ensure it is in compliance with its Waste Load Allocation, a regulatory mechanism assigned to the County and other Municipal Separate Storm Sewer System permit holders by the Minnesota Pollution Control Agency that requires permittees to implement practices that reduce pollutant loading to area waterbodies; and

WHEREAS, the Grant requires a minimum ten percent local match, which will be provided using a combination of funding from Dakota County, the City of Farmington, and the VRWJPO; and

WHEREAS, the County will directly contribute up to \$5,000 toward the local match from the approved 2025 Environmental Resources Capital Improvement Program; and

WHEREAS, the Project activities are planned to be implemented in 2025, 2026, and 2027.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners authorizes the Physical Development Director to execute a Joint Powers Agreement with the City of Farmington and with the Vermillion River Joint Powers Organization for the Vermillion River - City of Farmington, 4th and Willow Total Suspended Solids Reduction Project, as presented to the Dakota County Board of Commissioners at its meeting on January 21, 2025, subject to approval

by the Dakota County Attorney's Office as to form.

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

Attachment: Draft JPA with Dakota County, Vermillion River Watershed Joint Powers Organization and City of Farmington

BOARD GOALS

- | | |
|---|---|
| <input type="checkbox"/> A Great Place to Live | <input checked="" type="checkbox"/> A Healthy Environment |
| <input type="checkbox"/> A Successful Place for Business and Jobs | <input type="checkbox"/> Excellence in Public Service |

CONTACT

Department Head: Nikki Stewart

Author: Cole Johnson

**JOINT POWERS AGREEMENT FOR
THE 4th AND WILLOW TSS REDUCTION PROJECT
BETWEEN THE VERMILLION RIVER WATERSHED JOINT POWERS ORGANIZATION,
THE CITY OF FARMINGTON, AND DAKOTA COUNTY**

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

WHEREAS, the Vermillion River Watershed Joint Powers Organization is a watershed management body consisting of Dakota and Scott Counties (VRWJPO) governed by the Vermillion River Watershed Joint Powers Board (VRWJPB) and is charged with carrying out the duties set forth in Minn. Stat. § 103B.211 to 103B.255 and as otherwise provided by law; and

WHEREAS, the City of Farmington (City) is a governmental and political subdivision of the State of Minnesota; and

WHEREAS, Dakota County (County) is a governmental and political subdivision of the State of Minnesota, and

WHEREAS, 4th and Willow in Farmington is located directly adjacent to the Middle Mainstem of the Vermillion River; and

WHEREAS, Middle Mainstem of the Vermillion River is identified on the EPA's 303d Impaired Waters List for total suspended solids (TSS); and

WHEREAS, stormwater outfalls contribute sediment loading to downstream reaches of the Middle Mainstem of the Vermillion River; and

WHEREAS, a stormwater outfall near 4th and Willow was identified as a high sediment loading source to this section of Middle Mainstem; and

WHEREAS, restoration strategies were identified in the WRAPS report to identify and implement sediment reduction BMPs on public lands in the Middle Mainstem subwatershed; and

WHEREAS, reducing the sediment load in the Middle Mainstem through stormwater treatment before being discharged to the Vermillion River (Project) will address the TSS impairment affecting Middle Mainstem and the Vermillion River; and

WHEREAS, the estimated Project cost is \$117,120 (Project Cost); and

WHEREAS, the VRWJPO was awarded a \$71,013 Watershed Based Implementation Funding Grant (Grant) from the Minnesota Board of Water and Soil Resources (BWSR) in accordance with the BWSR Grant Agreement, attached and incorporated herein as **Exhibit A**; and

WHEREAS, the Grant has a minimum match requirement equal to 10% of the amount of Grant monies awarded, either in the form of cash or in-kind services; and

WHEREAS, the VRWJPO, City, and County have included cash matches collectively totaling at least 10% of the Grant Amount (defined in Section 7.2 herein) in their Capital Improvement Plans for the Project to be applied towards the Project Cost after the City's application of the Grant Amount and will jointly participate in the design, construction, and related activities for the Project to the extent specified herein; and

WHEREAS, the VRWJPO, the City, and County will follow all applicable BWSR Grant policies and requirements relevant to each party's participation in the Project.

NOW, THEREFORE, in consideration of the mutual promises and benefits that the City, County, and VRWJPO shall derive from this Agreement, the VRWJPO, City, and County hereby enter into this Agreement for the purposes stated herein.

**ARTICLE 1
PURPOSE**

This Agreement defines the Project responsibilities and Project cost-sharing obligations of the VRWJPO, City, and County.

**ARTICLE 2
PARTIES**

The parties to this Agreement are the VRWJPO, City, and County.

**ARTICLE 3
TERM**

This Agreement is effective upon the date of the signatures of the parties to this Agreement and shall remain in effect until December 31, 2027, or until completion by the parties of their respective obligations under this Agreement, whichever occurs first, unless earlier terminated by law or according to the provisions of this Agreement.

**ARTICLE 4
COOPERATION**

The VRWJPO, City, and County agree to cooperate and use their reasonable efforts to ensure prompt implementation of the various provisions of this Agreement and to, in good faith, undertake resolution of any dispute in an equitable and timely manner.

**ARTICLE 5
TECHNICAL AND QUALITY ASSURANCE**

The VRWJPO, City, and County will provide technical and quality assurance for the Project. Any engineer providing technical or quality assurance for the Project must be a licensed Professional Engineer in the State of Minnesota. The Project will be designed using appropriate practice standards for design, construction, operation, and maintenance. Appropriate practice standards from the United States Department of Agriculture's Natural Resources Conservation Service Field Office Technical Guide, Minnesota Stormwater Manual, or other scientifically appropriate and applicable standards can be used. Vegetative practices must follow the BWSR Board adopted Native Vegetation Establishment and Enhancement Guidelines. The engineer(s) providing technical and quality assurance will certify that the Project was installed or constructed consistent with the applicable plans and specifications, including approved modifications, prior to authorization for payment by the VRWJPO or County. An as-built plan set will be provided to the VRWJPO by the engineer(s) immediately following Project completion as part of the required Project certification.

**ARTICLE 6
PROJECT PLANS AND SPECIFICATIONS**

The City is the lead agency for design and construction administration of the Project, effective upon execution of this Agreement by all parties. The VRWJPO, City, and County shall approve the plans and specifications (Project Plans) prior to the City advertising for bids.

ARTICLE 7 PAYMENT

7.1 The City shall administer the contract(s) for the Project and act as the paying agent for all payments to the contractor(s).

7.2 The Grant will reimburse project-related activities up to \$71,013 (Grant Amount) related to the engineering, permitting, bidding and construction of the Project.

7.3 The parties shall make the following contributions toward the Project Cost in accordance with the following payment schedule and Section 7.9 in consideration of the benefit provided by restoration activities on the Project in accordance with the Project Plans. The City will administer the contract(s) for the Project and act as the paying agent for all payments to the contractor(s).

7.3.1 The County, by and through its Environmental Resources Department, shall contribute \$5,000 toward the Project Cost.

7.3.2 The City shall contribute \$1,900 toward the Project Cost.

7.3.3 The VRWJPO shall contribute \$39,207 toward the Project Cost and will pass through Grant Amount as reimbursement for eligible project-related activity expenses.

7.4 The City's maximum eligible reimbursement is up to \$115,220 when accounting for the Grant Amount, VRWJPO cash contribution, and County cash contribution.

7.5 No payment by the parties shall be made prior to approval of the Project Plans by the VRWJPO, City, and County.

7.6 Under the terms of the Grant, the VRWJPO will receive the Grant Amount in the following disbursements: (a) 50% after execution of the Grant; (b) 40% after the first 50% has been expended and Grant reporting requirements are met; and (c) 10% after final Grant requirements are met. The VRWJPO will make progress payments to the City, if requested, on a reimbursement basis, contingent upon the VRWJPO's receipt of adequate Grant disbursements to make City requested payments. Ten percent (10%) of the Agreement maximum shall be withheld until the VRWJPO has verified that the Project has been installed according to this Agreement and the Project Plans. All requests for payment shall be supported by itemized Project receipts and invoices determined by the VRWJPO to be practical and reasonable for completion of the Project.

7.7 The VRWJPO and County may refuse to pay claims not specifically authorized by this Agreement. Payment of a claim shall not preclude the VRWJPO and/or County from questioning the propriety of the claim. The VRWJPO and County reserve the right to be repaid for any overpayment or disallowed claim.

7.8 Subject to Sections 7.9, 7.10 and Article 12, the VRWJPO and County shall pay the City their share of the Project Cost upon receipt of the Project certification pursuant to Article 5 up to the maximum amounts identified in Sections 7.3.1 and 7.3.3. The City shall invoice the County and VRWJPO for their share of Project Cost once the Project certification is provided to the parties. The VRWJPO and County shall make payment to the City within thirty-five (35) days of receipt of an invoice from the City provided the invoice shall be supported by itemized Project receipts and invoices from the City's contractor(s).

7.9 The VRWJPO and County may refuse to pay/reimburse an invoice for services or fees not specifically authorized by this Agreement. Payment of an invoice shall not preclude the VRWJPO and County from questioning the propriety of the claimed services or fees. The VRWJPO and County reserve the right to be repaid for any overpayment or disallowed claimed services or fees.

7.10 All services provided by the VRWJPO under the BWSR Grant Agreement (Exhibit A) or through this Agreement, and services provided by the City and the County to the VRWJPO through this Agreement must be performed to the State's satisfaction pursuant to Exhibit A and the BWSR approved work plan.

ARTICLE 8 CITY OBLIGATIONS

8.1 AUTHORIZED PURPOSE. The funds, including the Grant Amount, provided under the terms of this Agreement may only be used by the City for the payment of costs directly related to the Project.

8.2 CONSTRUCTION REQUIREMENTS. The Project shall be constructed according to the Project Plans. The VRWJPO, City, and County shall approve any modifications to the Project Plans.

8.3 CONSTRUCTION AND DESIGN FAILURES. Any failure related to construction or design of the Project shall be addressed in the City's contracts with the construction firm or professional services firm.

8.4 RIGHT-OF-ENTRY. The City hereby permits the VRWJPO and County, its employees, duly authorized representatives and agents to enter upon and have rights of ingress and egress over and access at reasonable times to the real property where the Project will be located to inspect the construction of the Project. Notwithstanding the right to inspect, neither the VRWJPO nor County is obligated hereunder to inspect the work performed on the Project.

8.5 OPERATION AND MAINTENANCE. The City shall be responsible for on-going maintenance of the Project or will request shared responsibility with the VRWJPO for on-going maintenance of the Project upon completion for a minimum of 25 years unless a failure occurs from an Act of God or Force Majeure occurs such that it is cost prohibitive to repair or maintain.

8.6 COMPLIANCE WITH LAWS/STANDARDS. The City shall abide by all federal, state, or local laws, statutes, ordinances, rules, and regulations in constructing the Project, including obtaining all necessary permits to construct the Project.

8.7 PUBLICITY. The City hereby permits the VRWJPO and County to take and disclose photographs of the Project for use in publications or promotional material or on their websites to highlight the VRWJPO's programs. The City, County, and VRWJPO shall appropriately acknowledge the funding provided by the VRWJPO, County, City, the State of Minnesota, and the Clean Water, Land, and Legacy Amendment in any promotional materials, signage, reports, publications, notices, and presentations related to the Project. This section shall survive the expiration or termination of this Agreement.

ARTICLE 9 INDEMNIFICATION

Each party to this Agreement shall be liable for the acts of its officers, employees or agents and the results thereof to the extent authorized by law and shall not be responsible for the acts of the other parties, or officers, employees or agents or the other parties. The provisions of the Municipal Tort Claims Act, Minn. Stat. Ch. 466 and other applicable laws govern liability of the VRWJPO, City, and the County. Each party warrants that it can comply with the aforementioned indemnity requirements through an insurance or self-insurance program and that each has minimum coverage consistent with liability limits contained in Minn. Stat. Ch. 466. In the event of any claims or actions filed against any party, nothing in this Agreement shall be construed to allow a claimant to obtain separate judgments or separate liability caps from the individual parties. This section shall survive the expiration or termination of this Agreement.

ARTICLE 10
AUTHORIZED REPRESENTATIVES AND LIAISONS

10.1 AUTHORIZED REPRESENTATIVES. The following named persons are designated the authorized representatives of the parties for this Agreement. These persons have authority to bind the party they represent and to consent to modifications, except that the authorized representative shall have only the authority specifically or generally granted by their respective governing boards. Notice required to be provided pursuant to this Agreement shall be made to the following named persons and addresses unless otherwise stated in this Agreement, or an amendment of this Agreement:

TO THE VRWJPO: Mike Slavik or successor, Chair
Vermillion River Watershed Joint Powers Organization
14955 Galaxie Avenue
Apple Valley, MN 55124
Telephone: (952) 891-7030
mike.slavik@co.dakota.mn.us

TO THE CITY: Joshua Hoyt or successor, Mayor
430 Third Street
Farmington, MN 55024
Telephone: (651) 280-6800
JHoyt@Farmingtonmn.gov

TO THE COUNTY: Georg Fischer, Director
Physical Development Division
14955 Galaxie Avenue
Apple Valley, MN 55124
Telephone: (952) 891-7000
georg.fischer@co.dakota.mn.us

In addition, regarding termination of this Agreement by the shall be provided to the Office of the Dakota County Attorney, Civil Division, 1560 Highway 55, Hastings, MN 55033.

10.2 LIAISONS. To assist the parties in the day-to-day performance of this Agreement and to ensure compliance and provide ongoing consultation, a liaison shall be designated by the VRWJPO, City, and the County. The VRWJPO, City, and the County shall keep each other continually informed, in writing, of any change in the designated liaison. At the time of execution of this Agreement, the following persons are the designated liaisons:

VRWJPO Liaison: Jeff Dunn, PE
Water Resources Engineer
Telephone: (952) 891-7546
Email: jeff.dunn@co.dakota.mn.us

City Liaison: John Powell, PE
Public Works Director/City Engineer
Telephone: (651) 280-6841
Email: jpowell@farmingtonmn.gov

County Liaison Cole Johnson
Water Resources Project Supervisor
Telephone: (952) 891-7539
Email: cole.johnson@co.dakota.mn.us

**ARTICLE 11
MODIFICATIONS**

Any alterations, variations, modifications, or waivers of the provisions of this Agreement shall only be valid when they have been reduced to writing, approved by the parties' respective Boards, or as delegated by the parties' respective Boards, and signed by the Authorized Representatives, or delegated authority, of the VRWJPO, City, and County.

**ARTICLE 12
TERMINATION**

12.1 IN GENERAL. Any party may terminate this Agreement for cause by giving seven days' written notice of its intent to terminate, to the other parties. Such notice to terminate for cause shall specify the circumstances warranting termination of the Agreement. Cause shall mean a material breach of this Agreement and any supplemental agreements or amendments thereto. This Agreement may also be terminated by the City or County in the event of a default by the VRWJPO. Notice of Termination shall be made by certified mail or personal delivery to the authorized representative of the other parties. Termination of this Agreement shall not discharge any liability, responsibility or right of any party, which arises from the performance of or failure to adequately perform the terms of this Agreement prior to the effective date of termination.

12.2 TERMINATION BY VRWJPO OR COUNTY FOR LACK OF FUNDING. Notwithstanding any provision of this Agreement to the contrary, either the VRWJPO or the County may immediately terminate this Agreement if it does not obtain funding from the Minnesota Legislature, Minnesota Agencies, or other funding sources, or if it's funding cannot be continued at a level sufficient to allow payment of the amounts due under this Agreement. Neither the VRWJPO nor the County is obligated to pay for any services that are provided after written notice of termination for lack of funding. The party terminating under this provision for lack of funding will pay for expenses incurred by the other parties hereto up to Notice of Termination for work on the Project.

12.3 REPAYMENT OF GRANT AMOUNT. If this Agreement is terminated pursuant to this Article 12, the City shall repay the Grant Amount received as of the date of termination to the VRWJPO, who shall return the Grant Amount to the BWSR, and the County and VRWJPO shall reimburse the City for their pro-rata share (based on the parties contributions set forth in Sections 7.3.1 through 7.3.3) of the Project Cost incurred as of the date of termination. The City shall be responsible for the remaining amount of the Project Cost as of the date of the termination.

**ARTICLE 13
MINNESOTA LAW TO GOVERN**

This Agreement shall be governed by and construed under the substantive and procedural laws of the State of Minnesota, without giving effect to the principles of conflict of laws. All proceedings related to this Agreement shall be venued in the County of Dakota, State of Minnesota. This section shall survive the expiration or termination of this Agreement.

**ARTICLE 14
MERGER**

This Agreement is the final expression of the agreement of the parties and the complete and exclusive statement of the terms agreed upon and shall supersede all prior negotiations, understandings, or agreements.

**ARTICLE 15
SEVERABILITY**

The provisions of this Agreement shall be deemed severable. If any part of this Agreement is rendered void, invalid, or unenforceable, such rendering shall not affect the validity and enforceability of the remainder of this Agreement unless the part or parts that are void, invalid or otherwise unenforceable shall substantially impair the value of the entire Agreement with respect to any party.

**ARTICLE 16
GOVERNMENT DATA PRACTICES**

The City, County, and the VRWJPO must comply with the Minnesota Government Data Practices Act, Minn. Stat. Ch. 13, as it applies to all data provided, created, collected, received, stored, used, maintained, or disseminated under this Agreement. The civil remedies of Minn. Stat. § 13.08 apply to the release of the data referred to in this clause by either the City, County, or the VRWJPO.

**ARTICLE 17
SURVIVABILITY**

The provisions of articles 8.3 (Construction and Design Failures), 8.5 (Operation and Maintenance), 9 (Indemnification), 12 (Termination), and 16 (Government Data Practices) survive the expiration or termination of this Agreement.

**ARTICLE 18
DEFAULT: FORCE MAJEURE**

No party shall be liable to the other parties for any loss or damage resulting from a delay or failure to perform due to unforeseeable acts or events outside the defaulting party’s reasonable control, providing the defaulting party gives notice to the other parties as soon as possible. Acts and events may include acts of God, acts of terrorism, war fire, flood epidemic, pandemic, acts of civil or military authority, and natural disasters.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the date(s) indicated below.

CITY OF FARMINGTON

By _____
Joshua Hoyt or successor, Mayor
Date of Signature: _____

By _____
Shirley Buecksler, City Clerk
Date of Signature: _____

**VERMILLION RIVER WATERSHED
JOINT POWERS ORGANIZATION**

By _____
Mike Slavik or successor, Chair
Date of Signature: _____

DAKOTA COUNTY

By _____
Georg Fischer, Director
Physical Development Division
Date of Signature: _____

Approved as to form:¹

/s/ Brian J. Wisdorf 11/26/2024
Assistant Dakota County Attorney/Date
KS-24-741
VRW Res. No.
KS-24-754
Dakota County Board Res. No.

¹ Dakota County Attorney's Office approved as to form for both Dakota County and the Vermillion River Watershed Joint Powers Organization



Board of Commissioners

Request for Board Action

Item Number: DC-4059

Agenda #: 9.4

Meeting Date: 1/21/2025

DEPARTMENT: Environmental Resources

FILE TYPE: Consent Action

TITLE

Authorization To Execute Joint Powers Agreement With City Of Hastings And Vermillion River Watershed Joint Powers Organization For Vermillion River In City of Hastings, 15th And Bailey Total Suspended Solids Reduction Project

PURPOSE/ACTION REQUESTED

Authorize the execution of a joint powers agreement (JPA) with the City of Hastings (City) and Vermillion River Watershed Joint Powers Organization (VRWJPO) for Vermillion River - City of Hastings, 15th, and Bailey Total Suspended Solids Reduction Project (Project).

SUMMARY

Environmental Resources staff requests the execution of a JPA with the City and the VRWJPO to allocate funding from the 2025 Environmental Resources Capital Improvement Program (CIP) as a cash match for the Minnesota Board of Water and Soil Resources Watershed Based Implementation Funding (Grant) received by the City for the Project.

In 2024, VRWJPO staff applied for and received state Grant funding for the design and construction of a filtration basin near the intersection of 15th Street East and Bailey Street in Hastings, MN. The proposed filtration basin will reduce Total Suspended Solids (TSS) in the nearby Vermillion River by filtering stormwater runoff using a combination of specific vegetation, filter media, and, if applicable, amended soils.

The estimated cost for the Project is \$325,000. The Grant would provide up to \$197,055 towards the Project funding. The Grant requires a minimum 10 percent local match that is being met using a combination of funding from the County, City, and VRWJPO. The County, VRWJPO, and City will contribute \$5,000, \$120,455, and \$2,500 respectively in cash match toward the Project.

By participating as a local match partner, the County will verify it is meeting the Waste Load Allocation (WLA) (specifically the Vermillion River WLA), a regulatory mechanism assigned to the County and other Municipal Separate Storm Sewer System permit holders by the Minnesota Pollution Control Agency that requires permittees to implement practices that reduce pollutant loading to area waterbodies.

The MPCA does not require the County to achieve a specific TSS pollutant load reduction amount for the Vermillion River. However, the County does need to ensure "projects and practices are installed to retain or slow the release of stormwater runoff to be considered as compliant with the WLA." The

proposed project is estimated to reduce 3.8 tons of TSS and 15.2 lbs. of Total Phosphorus annually, ensuring the County is meeting its obligations for the WLA and improving the water quality of the Vermillion River

Environmental Resources staff recommends executing a JPA for the Project with a County contribution not to exceed \$5,000.

RECOMMENDATION

Staff is recommending authorization to execute the JPA as written.

EXPLANATION OF FISCAL/FTE IMPACTS

Funding in the amount of \$5,000 has been budgeted for this project in the approved 2025 Environmental Resources CIP.

- None
- Current budget
- Other
- Amendment Requested
- New FTE(s) requested

RESOLUTION

WHEREAS, the Vermillion River Watershed Joint Powers Organization (VRWJPO) received Watershed Based Implementation Funding (Grant) for the 15th and Bailey Total Suspended Solids (TSS) Reduction Project (Project); and

WHEREAS, the Project is located near 15th Street East and Bailey Street in Hastings, MN; and

WHEREAS, the estimated cost of the Project is \$325,000; and

WHEREAS, the Grant award provides up to \$197,055 for the design and construction of the Project; and

WHEREAS, the Project will reduce TSS and will result in improved water quality conditions in the Vermillion River; and

WHEREAS, the County will ensure it is in compliance with its Waste Load Allocation, a regulatory mechanism assigned to the County and other Municipal Separate Storm Sewer System permit holders by the Minnesota Pollution Control Agency that requires permittees to implement practices that reduce pollutant loading to area waterbodies; and

WHEREAS, the Grant requires a minimum ten percent local match, which will be provided using a combination of funding from Dakota County, the City of Hastings, and the VRWJPO; and

WHEREAS, the County will directly contribute up to \$5,000 toward the local match from the approved 2025 Environmental Resources Capital Improvement Program; and

WHEREAS, the Project activities are planned to be implemented in 2025, 2026, and 2027.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners authorizes the Physical Development Director to execute a Joint Powers Agreement with the City of Hastings and with the Vermillion River Joint Powers Organization for the Vermillion River - City

of Hastings, 15th and Bailey Total Suspended Solids Reduction Project, as presented to the Dakota County Board of Commissioners at its meeting on January 21, 2025, subject to approval by the Dakota County Attorney's Office as to form.

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

Attachment: Draft JPA with Dakota County, Vermillion River Watershed Joint Powers Organization and City of Hastings

BOARD GOALS

- | | |
|---|---|
| <input type="checkbox"/> A Great Place to Live | <input checked="" type="checkbox"/> A Healthy Environment |
| <input type="checkbox"/> A Successful Place for Business and Jobs | <input type="checkbox"/> Excellence in Public Service |

CONTACT

Department Head: Nikki Stewart

Author: Cole Johnson

**JOINT POWERS AGREEMENT FOR
THE 15TH AND BAILEY TSS REDUCTION PROJECT
BETWEEN THE VERMILLION RIVER WATERSHED JOINT POWERS ORGANIZATION,
THE CITY OF HASTINGS, AND DAKOTA COUNTY**

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

WHEREAS, the Vermillion River Watershed Joint Powers Organization is a watershed management body consisting of Dakota and Scott Counties (VRWJPO) governed by the Vermillion River Watershed Joint Powers Board (VRWJPB) and is charged with carrying out the duties set forth in Minn. Stat. § 103B.211 to 103B.255 and as otherwise provided by law; and

WHEREAS, the City of Hastings (City) is a governmental and political subdivision of the State of Minnesota; and

WHEREAS, Dakota County (County) is a governmental and political subdivision of the State of Minnesota, and

WHEREAS, 15th and Bailey in Hastings is located directly adjacent to the Vermillion River; and

WHEREAS, the Vermillion River is identified on the EPA's 303d Impaired Waters List for total suspended solids (TSS); and

WHEREAS, stormwater outfalls contribute sediment loading to the Vermillion River; and

WHEREAS, a stormwater outfall near 15th and Bailey was identified as a high sediment loading source to this section of the Vermillion River; and

WHEREAS, restoration strategies were identified in the WRAPS report to identify and implement sediment reduction BMPs on public lands in the Vermillion River; and

WHEREAS, reducing the sediment load in the Vermillion River through stormwater treatment before being discharged to Vermillion River (Project) will address the TSS impairment affecting the Vermillion River; and

WHEREAS, the estimated Project cost is \$325,000 (Project Cost); and

WHEREAS, the VRWJPO was awarded a \$197,055 Watershed Based Implementation Funding Grant (Grant) from the Minnesota Board of Water and Soil Resources (BWSR) in accordance with the BWSR Grant Agreement, attached and incorporated herein as **Exhibit A**; and

WHEREAS, the Grant has a minimum match requirement equal to 10% of the amount of Grant monies awarded, either in the form of cash or in-kind services; and

WHEREAS, the VRWJPO, City, and County have included cash matches collectively totaling at least 10% of the Grant Amount (defined in Section 7.2 herein) in their Capital Improvement Plans for the Project to be applied towards the Project Cost after the City's application of the Grant Amount and will jointly participate in the design, construction, and related activities for the Project to the extent specified herein; and

WHEREAS, the VRWJPO, the City, and County will follow all applicable BWSR Grant policies and requirements relevant to each party's participation in the Project.

NOW, THEREFORE, in consideration of the mutual promises and benefits that the City, County, and VRWJPO shall derive from this Agreement, the VRWJPO, City, and County hereby enter into this Agreement for the purposes stated herein.

**ARTICLE 1
PURPOSE**

This Agreement defines the Project responsibilities and Project cost-sharing obligations of the VRWJPO, City, and County.

**ARTICLE 2
PARTIES**

The parties to this Agreement are the VRWJPO, City, and County.

**ARTICLE 3
TERM**

This Agreement is effective upon the date of the signatures of the parties to this Agreement and shall remain in effect until December 31, 2027, or until completion by the parties of their respective obligations under this Agreement, whichever occurs first, unless earlier terminated by law or according to the provisions of this Agreement.

**ARTICLE 4
COOPERATION**

The VRWJPO, City, and County agree to cooperate and use their reasonable efforts to ensure prompt implementation of the various provisions of this Agreement and to, in good faith, undertake resolution of any dispute in an equitable and timely manner.

**ARTICLE 5
TECHNICAL AND QUALITY ASSURANCE**

The VRWJPO, City, and County will provide technical and quality assurance for the Project. Any engineer providing technical or quality assurance for the Project must be a licensed Professional Engineer in the State of Minnesota. The Project will be designed using appropriate practice standards for design, construction, operation, and maintenance. Appropriate practice standards from the United States Department of Agriculture's Natural Resources Conservation Service Field Office Technical Guide, Minnesota Stormwater Manual, or other scientifically appropriate and applicable standards can be used. Vegetative practices must follow the BWSR Board adopted Native Vegetation Establishment and Enhancement Guidelines. The engineer(s) providing technical and quality assurance will certify that the Project was installed or constructed consistent with the applicable plans and specifications, including approved modifications, prior to authorization for payment by the VRWJPO or County. An as-built plan set will be provided to the VRWJPO by the engineer(s) immediately following Project completion as part of the required Project certification.

**ARTICLE 6
PROJECT PLANS AND SPECIFICATIONS**

The City is the lead agency for design and construction administration of the Project, effective upon execution of this Agreement by all parties. The VRWJPO, City, and County shall approve the plans and specifications (Project Plans) prior to the City advertising for bids.

ARTICLE 7 PAYMENT

7.1 The City will administer the contract(s) for the Project and act as the paying agent for all payments to the contractor(s).

7.2 The Grant will reimburse project-related activities up to \$197,055 (Grant Amount) related to the engineering, permitting, bidding and construction of the Project.

7.3 The parties shall make the following contributions toward the Project Cost in accordance with the following payment schedule and Section 7.9 in consideration of the benefit provided by restoration activities on the Project in accordance with the Project Plans. The City will administer the contract(s) for the Project and act as the paying agent for all payments to the contractor(s).

7.3.1 The County, by and through its Environmental Resources Department, shall contribute \$5,000 toward the Project Cost.

7.3.2 The City shall contribute \$2,500 toward the Project Cost.

7.3.3 The VRWJPO shall contribute \$120,445 toward the Project Cost and will pass through Grant Amount as reimbursement for eligible project-related activity expenses.

7.4 The City's maximum eligible reimbursement is up to \$322,500 when accounting for the Grant Amount, VRWJPO cash contribution, and County cash contribution.

7.5 No payment by the parties shall be made prior to approval of the Project Plans by the VRWJPO, City, and County.

7.6 Under the terms of the Grant, the VRWJPO will receive the Grant Amount in the following disbursements: (a) 50% after execution of the Grant; (b) 40% after the first 50% has been expended and Grant reporting requirements are met; and (c) 10% after final Grant requirements are met. The VRWJPO will make progress payments to the City, if requested, on a reimbursement basis, contingent upon the VRWJPO's receipt of adequate Grant disbursements to make City requested payments. Ten percent (10%) of the Agreement maximum shall be withheld until the VRWJPO has verified that the Project has been installed according to this Agreement and the Project Plans. All requests for payment shall be supported by itemized Project receipts and invoices determined by the VRWJPO to be practical and reasonable for completion of the Project.

7.7 The VRWJPO and County may refuse to pay claims not specifically authorized by this Agreement. Payment of a claim shall not preclude the VRWJPO and/or the County from questioning the propriety of the claim. The VRWJPO and County reserve the right to be repaid for any overpayment or disallowed claim.

7.8 Subject to Sections 7.9, 7.10 and Article 12, the VRWJPO and County shall pay the City their share of the Project Cost upon receipt of the Project certification pursuant to Article 5 up to the maximum amounts identified in Sections 7.3.1 and 7.3.3. The City shall invoice the County and VRWJPO for their share of Project Cost once the Project certification is provided to the parties. The VRWJPO and County shall make payment to the City within thirty-five (35) days of receipt of an invoice from the City provided the invoice shall be supported by itemized Project receipts and invoices from the City's contractor(s).

7.9 The VRWJPO and County may refuse to pay/reimburse an invoice for services or fees not specifically authorized by this Agreement. Payment of an invoice shall not preclude the VRWJPO and County from questioning the propriety of the claimed services or fees. The VRWJPO and County reserve the right to be repaid for any overpayment or disallowed claimed services or fees.

7.10 All services provided by the VRWJPO under the BWSR Grant Agreement (Exhibit A) or through this Agreement, and services provided by the City and the County to the VRWJPO through this Agreement must be performed to the State's satisfaction pursuant to Exhibit A and the BWSR approved work plan.

ARTICLE 8 CITY OBLIGATIONS

8.1 AUTHORIZED PURPOSE. The funds, including the Grant Amount, provided under the terms of this Agreement may only be used by the City for the payment of costs directly related to the Project.

8.2 CONSTRUCTION REQUIREMENTS. The Project shall be constructed according to the Project Plans. The VRWJPO, City, and County shall approve any modifications to the Project Plans.

8.3 CONSTRUCTION AND DESIGN FAILURES. Any failure related to construction or design of the Project shall be addressed in the City's contracts with the construction firm or professional services firm.

8.4 RIGHT-OF-ENTRY. The City hereby permits the VRWJPO and County, its employees, duly authorized representatives and agents to enter upon and have rights of ingress and egress over and access at reasonable times to the real property where the Project will be located to inspect the construction of the Project. Notwithstanding the right to inspect, neither the VRWJPO nor County is obligated hereunder to inspect the work performed on the Project.

8.5 OPERATION AND MAINTENANCE. The City shall be responsible for on-going maintenance of the Project or will request shared responsibility with the VRWJPO for on-going maintenance of the Project upon completion for a minimum of 25 years unless a failure occurs from an Act of God or Force Majeure occurs such that it is cost prohibitive to repair or maintain.

8.6 COMPLIANCE WITH LAWS/STANDARDS. The City shall abide by all federal, state, or local laws, statutes, ordinances, rules, and regulations in constructing the Project, including obtaining all necessary permits to construct the Project.

8.7 PUBLICITY. The City hereby permits the VRWJPO and County to take and disclose photographs of the Project for use in publications or promotional material or on their websites to highlight the VRWJPO's programs. The City, County, and VRWJPO shall appropriately acknowledge the funding provided by the VRWJPO, County, City, the State of Minnesota, and the Clean Water, Land, and Legacy Amendment in any promotional materials, signage, reports, publications, notices, and presentations related to the Project. This section shall survive the expiration or termination of this Agreement.

ARTICLE 9 INDEMNIFICATION

Each party to this Agreement shall be liable for the acts of its officers, employees or agents and the results thereof to the extent authorized by law and shall not be responsible for the acts of the other parties, or officers, employees or agents or the other parties. The provisions of the Municipal Tort Claims Act, Minn. Stat. Ch. 466 and other applicable laws govern liability of the VRWJPO, City, and the County. Each party warrants that it can comply with the aforementioned indemnity requirements through an insurance or self-insurance program and that each has minimum coverage consistent with liability limits contained in Minn. Stat. Ch. 466. In the event of any claims or actions filed against any party, nothing in this Agreement shall be construed to allow a claimant to obtain separate judgments or separate liability caps from the individual parties. This section shall survive the expiration or termination of this Agreement.

ARTICLE 10
AUTHORIZED REPRESENTATIVES AND LIAISONS

10.1 AUTHORIZED REPRESENTATIVES. The following named persons are designated the authorized representatives of the parties for this Agreement. These persons have authority to bind the party they represent and to consent to modifications, except that the authorized representative shall have only the authority specifically or generally granted by their respective governing boards. Notice required to be provided pursuant to this Agreement shall be made to the following named persons and addresses unless otherwise stated in this Agreement, or an amendment of this Agreement:

TO THE VRWJPO: Mike Slavik or successor, Chair
Vermillion River Watershed Joint Powers Organization
14955 Galaxie Avenue
Apple Valley, MN 55124
Telephone: (952) 891-7030
mike.slavik@co.dakota.mn.us

TO THE CITY: Mary Fasbender or successor, Mayor
City of Hastings
101 4th Street East
Hastings, MN 55033
Telephone: (651) 480-2350
mayormary@hastingsmn.gov

TO THE COUNTY: Georg Fischer, Director
Physical Development Division
14955 Galaxie Avenue
Apple Valley, MN 55124
Telephone: (952) 891-7000
georg.fischer@co.dakota.mn.us

In addition, regarding termination of this Agreement by the shall be provided to the Office of the Dakota County Attorney, Civil Division, 1560 Highway 55, Hastings, MN 55033.

10.2 LIAISONS. To assist the parties in the day-to-day performance of this Agreement and to ensure compliance and provide ongoing consultation, a liaison shall be designated by the VRWJPO, City, and the County. The VRWJPO, City, and the County shall keep each other continually informed, in writing, of any change in the designated liaison. At the time of execution of this Agreement, the following persons are the designated liaisons:

VRWJPO Liaison: Jeff Dunn, P.E
Water Resources Engineer
Telephone: (952) 891-7140
Email: jeff.dunn@co.dakota.mn.us

City Liaison: John Caven, P.E.
Assistant City Engineer
Telephone: (651) 480-2369
Email: JCaven@hastings.mn.gov

County Liaison

Cole Johnson
Water Resources Project Supervisor
Telephone: (952) 891-7539
Email: cole.johnson@co.dakota.mn.us

ARTICLE 11 MODIFICATIONS

Any alterations, variations, modifications, or waivers of the provisions of this Agreement shall only be valid when they have been reduced to writing, approved by the parties' respective Boards, or as delegated by the parties' respective Boards, and signed by the Authorized Representatives, or delegated authority, of the VRWJPO, City, and County.

ARTICLE 12 TERMINATION

12.1 IN GENERAL. Any party may terminate this Agreement for cause by giving seven days' written notice of its intent to terminate, to the other parties. Such notice to terminate for cause shall specify the circumstances warranting termination of the Agreement. Cause shall mean a material breach of this Agreement and any supplemental agreements or amendments thereto. This Agreement may also be terminated by the City or County in the event of a default by the VRWJPO. Notice of Termination shall be made by certified mail or personal delivery to the authorized representative of the other parties. Termination of this Agreement shall not discharge any liability, responsibility or right of any party, which arises from the performance of or failure to adequately perform the terms of this Agreement prior to the effective date of termination.

12.2 TERMINATION BY VRWJPO OR COUNTY FOR LACK OF FUNDING. Notwithstanding any provision of this Agreement to the contrary, either the VRWJPO or the County may immediately terminate this Agreement if it does not obtain funding from the Minnesota Legislature, Minnesota Agencies, or other funding sources, or if its funding cannot be continued at a level sufficient to allow payment of the amounts due under this Agreement. Neither the VRWJPO nor the County is obligated to pay for any services that are provided after written notice of termination for lack of funding. The party terminating under this provision for lack of funding will pay for expenses incurred by the other parties hereto up to Notice of Termination for work on the Project.

12.3 REPAYMENT OF GRANT AMOUNT. If this Agreement is terminated pursuant to this Article 12, the City shall repay the Grant Amount received as of the date of termination to the VRWJPO, who shall return the Grant Amount to the BWSR, and the County and VRWJPO shall reimburse the City for their pro-rata share (based on the parties contributions set forth in Sections 7.3.1 through 7.3.3) of the Project Cost incurred as of the date of termination. The City shall be responsible for the remaining amount of the Project Cost as of the date of the termination.

ARTICLE 13 MINNESOTA LAW TO GOVERN

This Agreement shall be governed by and construed under the substantive and procedural laws of the State of Minnesota, without giving effect to the principles of conflict of laws. All proceedings related to this Agreement shall be venued in the County of Dakota, State of Minnesota. This section shall survive the expiration or termination of this Agreement.

ARTICLE 14 MERGER

This Agreement is the final expression of the agreement of the parties and the complete and exclusive statement of the terms agreed upon and shall supersede all prior negotiations, understandings, or agreements.

**ARTICLE 15
SEVERABILITY**

The provisions of this Agreement shall be deemed severable. If any part of this Agreement is rendered void, invalid, or unenforceable, such rendering shall not affect the validity and enforceability of the remainder of this Agreement unless the part or parts that are void, invalid or otherwise unenforceable shall substantially impair the value of the entire Agreement with respect to any party.

**ARTICLE 16
GOVERNMENT DATA PRACTICES**

The City, County, and the VRWJPO must comply with the Minnesota Government Data Practices Act, Minn. Stat. Ch. 13, as it applies to all data provided, created, collected, received, stored, used, maintained, or disseminated under this Agreement. The civil remedies of Minn. Stat. § 13.08 apply to the release of the data referred to in this clause by either the City, County, or the VRWJPO.

**ARTICLE 17
SURVIVABILITY**

The provisions of articles 8.3 (Construction and Design Failures), 8.5 (Operation and Maintenance), 9 (Indemnification), 12 (Termination), and 16 (Government Data Practices) survive the expiration or termination of this Agreement.

**ARTICLE 18
DEFAULT: FORCE MAJEURE**

No party shall be liable to the other parties for any loss or damage resulting from a delay or failure to perform due to unforeseeable acts or events outside the defaulting party's reasonable control, providing the defaulting party gives notice to the other parties as soon as possible. Acts and events may include acts of God, acts of terrorism, war fire, flood epidemic, pandemic, acts of civil or military authority, and natural disasters.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the date(s) indicated below.

CITY OF HASTINGS

By _____
Mary Fasbender or successor, Mayor
Date of Signature: _____

By _____
Kelly Murtaugh, City Clerk
Date of Signature: _____

**VERMILLION RIVER WATERSHED
JOINT POWERS ORGANIZATION**

By _____
Mike Slavik or successor, Chair
Date of Signature: _____

DAKOTA COUNTY

By _____
Georg Fischer, Director
Physical Development Division
Date of Signature: _____

Approved as to form:¹

/s/ Brian J. Wisdorf 11/26/2024
Assistant Dakota County Attorney/Date
KS-24-742
VRW Res. No.
KS-24-755
Dakota County Board Res. No.

¹ Dakota County Attorney's Office approved as to form for both Dakota County and the Vermillion River Watershed Joint Powers Organization



Board of Commissioners

Request for Board Action

Item Number: DC-4071

Agenda #: 9.5

Meeting Date: 1/21/2025

DEPARTMENT: Parks

FILE TYPE: Consent Action

TITLE

Authorization To Execute Contract With SRF Consulting Group, Inc., For North Creek Greenway Construction Administration Services And Amend The Parks CIP And Sales And Use Tax Capital Improvement Program 2025 Budgets For North Creek Greenway, Lakeville And Farmington Gap Project, In Cities Of Lakeville And Farmington, County Project P00146

PURPOSE/ACTION REQUESTED

Authorize a new contract with the SRF Consulting Group, Inc. (SRF) to replace expired contract (C0034690.1), which proposes additional construction administration services for County Project (CP) P00146.

SUMMARY

To provide a safe and efficient greenway system, Dakota County is proceeding with CP P00146. County Project P00146 is the construction of a 2.2 mile segment of the North Creek Greenway in Lakeville and Farmington, including new and reconstructed multi-use trail and two new trail bridges over North Creek and adjacent tributaries and wetlands (Attachment: Project Location Map).

By Resolution No. 21-523 (November 2, 2021), the County Board authorized the execution of a contract with SRF for design services for CP P00146.

By Resolution No. 22-562 (December 13, 2022), the County Board authorized the execution of a contract amendment with SRF for additional funding to complete out-of-scope final design, right of way, and construction administration services work.

Contract amendment one had an expiration date of December 31, 2023, and due to staff changes and oversight the contract was inadvertently allowed to expire while scope and work required of SRF was still required to complete the CP P00146 construction project.

Contract amendment two is requested to update this error. In addition, the original contract assumed construction to begin in June of 2023, with substantial completion October 2023, and final completion by August 2024. The project had delays and ended up starting in September 2023, with substantial completion of 2024. As construction progressed in 2024, the project encountered several unforeseen challenges and additional construction administration service scope. These factors, primarily stemming from field conditions and some design discrepancies, required additional time, resources, and construction administration expertise to address, and will drag out final completion until spring of 2025.

Staff also requested SRF to prepare a landscaping construction plan that was originally planned for this project but later pulled once federal funds were allocated. This proposed plan is utilizing portions of the larger trail construction plan set that was pulled from the final construction plans as to avoid holding the prime contractor liable for a two-year plant warranty period. A separate landscape plan will allow for a landscaping construction contract to be awarded in 2025 using local funds and specialty landscaping contractors.

RECOMMENDATION

Staff recommends the execution of a new contract with SRF in the amount of \$35,393, which includes a 5 percent contingency, increasing the total amount of the contracted work, including the original contracted amount of \$775,969.61, to \$811,362.61.

EXPLANATION OF FISCAL/FTE IMPACTS

The 2025 Parks Capital Improvement Program Budget includes \$3,993,856.11 for design and construction of P00146. A budget amendment using Sales and Use Tax funding in the amount of \$35,393 is requested to add additional funds to the project budget for additional construction administration services.

- None
- Current budget
- Other
- Amendment Requested
- New FTE(s) requested

RESOLUTION

WHEREAS, to provide a safe and efficient greenway system, Dakota County is proceeding with County Project (CP) P00146, North Creek Greenway in Lakeville and Farmington; and

WHEREAS, CP P00146 is the final design and construction of the North Creek Greenway from 173rd Street East in Lakeville and 189th Street East in Farmington; and

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

WHEREAS, by Resolution No. 21-523 (November 2, 2021), the County Board authorized a contract with SRF Consulting Services, Inc. (SRF) for final design of CP P00146; and

WHEREAS, by Resolution No. 22-562 (December 13, 2022), the County Board authorized the execution of a contract amendment with SRF for additional funding to complete out-of-scope final design, right of way, and construction administration services work; and

WHEREAS, additional funding in the amount of \$35,393 is needed for SRF to complete the additional construction services work; and

WHEREAS, staff recommends executing a new contract with SRF to include additional construction management, testing, survey, as-built, and inspection services; and

WHEREAS, the Transportation Sales and Use Tax has sufficient funds for the contract amendment.

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

authorizes the Physical Development Director to amend the contract with SRF Consulting Services, Inc., to perform construction management, testing, survey, and inspection services for County Project P00146 in an amount not to exceed \$35,393, which includes a five percent contingency, resulting in a total amended contract amount not to exceed \$811,362.61, including reimbursable items, subject to approval by the County Attorney’s Office as to form; and

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

Expense	
North Creek Greenway - Lakeville/Farmington Gap (P00146)	<u>\$35,393</u>
Total Expense	\$35,393

Revenue	
Use of Sales and Use Tax	<u>\$35,393</u>
Total Revenue	\$35,393

; and

BE IT FURTHER RESOLVED, That the 2025 Sales and Use Tax Budget is hereby amended as follows:

Expense	
Transfer to P00146	<u>(\$35,393)</u>
Total Expense	(\$35,393)

Revenue	
Use of Sales and Use Tax	<u>(\$35,393)</u>
Total Revenue	(\$35,393)

PREVIOUS BOARD ACTION

- 21-292; 6/8/21
- 21-523; 11/2/21
- 22-562; 12/13/22
- 23-326; 7/18/23

ATTACHMENTS

- Attachment: Project Location Map
- Attachment: Amendment Memorandum

BOARD GOALS

- A Great Place to Live
- A Healthy Environment
- A Successful Place for Business and Jobs
- Excellence in Public Service

CONTACT

Department Head: Niki Geisler
Author: Tony Wotzka



North Creek Greenway Gap Project

Lakeville & Farmington (2.2 miles)

SRF Consulting Group, Inc.

Client: Dakota County

Project: North Creek Greenway from 173rd. Street to 189th Street

Subconsultants: Braun Intertec & KES

Work Tasks and Person-Hour Estimates

Attachment B-2, Construction Services Amendment



13833

<u>TASK NO.</u>	<u>SUMMARY OF TASKS</u>
1.0	Project Management
2.0	Public Involvement
3.0	Agency Coordination
4.0	Survey Data
5.0	Environmental Documentation
6.0	Utility Identification and Coordination
7.0	Stormwater Management and Hydraulics Evaluation
8.0	Geotechnical Evaluation and Design Elements
9.0	Right-of-Way Review
10.0	Final Design
11.0	Permits and Approvals
12.0	Construction Administration
13.0	Bid Administration
14.0	Landscaping Plans (Local Letting)

Project Overview:

SRF Consulting Group, Inc. (SRF) has been assisting the County by administering the construction contract for this project. This project is currently substantially completed and progressing towards final closeout. Amendment 2 is for additional services to continue administering the project to the final closeout per Federal-aid DCP process.

SRF Consulting Group, Inc.		Work Tasks and Person-Hour Estimates										
Client:	Dakota County											
Project:	North Creek Greenway from 173rd. Street to 189th Street											
Subconsultants:	Braun Intertec & KES	13833										

TASK NO.	TASK DESCRIPTION	PROF_VIII-VII	PROF_VI	PROF_V	PROF_IV	PROF_III	PROF_II	PROF_I	TECH.	SUPPORT	TOTALS	EST. FEE
1.0	Project Management											
	SUBTOTAL - TASK 1	0	0	0	0	0	0	0	0	0	0	\$0.00
2.0	Public Involvement											
	SUBTOTAL - TASK 2	0	0	0	0	0	0	0	0	0	0	\$0.00
3.0	Agency Coordination											
	SUBTOTAL - TASK 3	0	0	0	0	0	0	0	0	0	0	\$0.00
4.0	Survey Data											
	SUBTOTAL - TASK 4	0	0	0	0	0	0	0	0	0	0	\$0.00
5.0	Environmental Documentation											
	SUBTOTAL - TASK 5	0	0	0	0	0	0	0	0	0	0	\$0.00
6.0	Utility Identification and Coordination											
	SUBTOTAL - TASK 6	0	0	0	0	0	0	0	0	0	0	\$0.00
7.0	Stormwater Management and Hydraulics Evaluation											
	SUBTOTAL - TASK 7	0	0	0	0	0	0	0	0	0	0	\$0.00
8.0	Geotechnical Evaluation and Design Elements											
	SUBTOTAL - TASK 8	0	0	0	0	0	0	0	0	0	0	\$0.00
9.0	Right-of-Way Review											
	SUBTOTAL - TASK 9	0	0	0	0	0	0	0	0	0	0	\$0.00
10.0	Final Design											
	SUBTOTAL - TASK 10	0	0	0	0	0	0	0	0	0	0	\$0.00
11.0	Permits and Approvals											
	SUBTOTAL - TASK 11	0	0	0	0	0	0	0	0	0	0	\$0.00
12A	Construction Administration											
	<u>Assumptions:</u>											
	- Amendment 02:											
	Time for project closeout extended from Dec. 31, 2024 by 12 months to Dec. 31, 2025.											
	Additional cost is to continue original services defined in Contract Amendment 01 through an extended duration.											
12.1	<u>Construction Administration</u>	-	-	120	-	-	-	-	40	-	160	\$27,000.00
	- Continued construction administration services through extended contract duration											
	SUBTOTAL - TASK 12	0	0	120	0	0	0	0	40	0	160	\$27,000.00
13.0	Bid Administration											
	SUBTOTAL - TASK 13	0	0	0	0	0	0	0	0	0	0	\$0.00

SRF Consulting Group, Inc.		Work Tasks and Person-Hour Estimates									
Client:	Dakota County										
Project:	North Creek Greenway from 173rd. Street to 189th Street										
Subconsultants:	Braun Intertec & KES	13833									

TASK NO.	TASK DESCRIPTION	PROF_VIII-VII	PROF_VI	PROF_V	PROF_IV	PROF_III	PROF_II	PROF_I	TECH.	SUPPORT	TOTALS	EST. FEE
14.0	Landscaping Plans (Local Letting)											
	<u>Assumptions:</u>											
	- Landscaping plan got pulled from the project at 60% design to avoid the warranty period for the vegetation.											
	- Dakota County would like to advertise the landscaping work with a separate contract in 2025 (local). Amendment includes a small plan set, just for the landscaping sheets to be sent out to landscape contractors.											
	- Assume plans will include:											
	- Minor updates to the title page											
	- Minor updates to General Layout											
	- A new SEQ for just vegetation											
	- MnDOT planting details sheets											
	- Include sheets 135 (planting plan) and sheet 136 (Planting Enlargements)											
	- Small SWPPP page											
	- Other sheets as needed											
	 Landscape specific specifications will be needed. Assumes the County will provide front-end documents.											
	- Project Number could be limited to 97-210 & P00146.											
	- County will sign the title sheet as the Dakota County Approver (Tony Wotzka).											
	 <u>Client Deliverables:</u>											
	- Review & comment (1 round)											
14.1	Revisions and updates to landscape plans to prepare landscape bid set. Plan sheets to include: - New title page - General layout - SEQ - Landscape details - MnDOT standard planting details - Updated SWPPP	-	-	-	-	20	-	-	-	-	20	\$2,540.00
14.2	Prepare project manual with County front-end, Division S with landscape specifications.	-	8	-	-	-	-	-	-	-	8	\$1,424.00
14.3	Bidding assistance (assumes County will contact preferred contractors).	-	4	-	-	-	-	-	-	-	4	\$712.00
14.4	Construction observation and administration (assumes four trips over a two-week construction timeframe).	-	-	-	-	16	-	-	-	-	16	\$2,032.00
	SUBTOTAL - TASK 14	0	12	0	0	36	0	0	0	0	48	\$6,708.00

SRF Consulting Group, Inc. Work Tasks and Person-Hour Estimates
 Client: Dakota County
 Project: North Creek Greenway from 173rd. Street to 189th Street
 Subconsultants: Braun Intertec & KES 13833

TASK NO.	TASK DESCRIPTION	PROF_VIII-VII	PROF_VI	PROF_V	PROF_IV	PROF_III	PROF_II	PROF_I	TECH.	SUPPORT	TOTALS	EST. FEE
TOTAL ESTIMATED PERSON-HOURS		0	12	120	0	36	0	0	40	0	208	
AVERAGE HOURLY BILLING RATE		\$233.00	\$178.00	\$186.00	\$142.00	\$127.00	\$118.00	\$113.00	\$117.00	\$121.00		
ESTIMATED LABOR AND OVERHEAD		\$0.00	\$2,136.00	\$22,320.00	\$0.00	\$4,572.00	\$0.00	\$0.00	\$4,680.00	\$0.00		\$33,708.00
SRF ESTIMATED DIRECT NON-SALARY EXPENSES												\$0.00
SUBTOTAL: (SRF Labor and Expenses)											<u>\$33,708.00</u>	
SUBCONSULTANTS:											\$0.00	
TOTAL ESTIMATED FEE (SRF and Subconsultants combined)												\$33,708.00

SRF ESTIMATE OF DIRECT NON-SALARY EXPENSES:

MILEAGE:	Personal Vehicles	0	Miles @	\$0.585	\$0.00						
MEALS:		0	Meals @	\$11.00	\$0.00						
LODGING:	Hotel	0	Nights @	\$100.00	\$0.00						
REPRODUCTION:	Copy Duplication	0	Copies @	\$0.10	\$0.00						
	Color Copies	0	Copies @	\$0.35	\$0.00						
	Bond Prints	0	Prints @	\$6.00	\$0.00						
	Mylar Prints	0	Prints @	\$12.00	\$0.00						
COURTHOUSE COPIES:		0	Copies @	\$1.00	\$0.00						
PRINTING:					\$0.00						
SUPPLIES:					\$0.00						
COMMUNICATIONS:	Mail, Express, Etc.				\$0.00						
	Cell Phone Charges	0	Minutes @	\$0.30	\$0.00						
SRF EXPENSES:											\$0.00

SUBCONSULTANTS:

Kjolhaug Environmental Services Co., Inc (KES)	\$0.00	
- Supplemental Wetland Services		
Braun Intertec	\$0.00	
- Construction Materials Testing		
SUBCONSULTANTS:		\$0.00



Board of Commissioners

Request for Board Action

Item Number: DC-4149

Agenda #: 9.6

Meeting Date: 1/21/2025

DEPARTMENT: Parks

FILE TYPE: Consent Action

TITLE

Authorization To Submit Grant Application To Metropolitan Council’s Regional Parks System Fishing Piers Grant Program, To Accept Grant If Awarded, And To Execute Grant Agreement

PURPOSE/ACTION REQUESTED

Authorize submission of a grant application to Metropolitan Council’s Regional Parks System Fishing Piers Grant Program for a master plan-approved Americans with Disabilities Act (ADA) fishing dock and viewing platform at Lake Byllesby Regional Park’s Echo Point, authorize the Physical Development Director or their designee, to accept the grant if awarded and execute the grant agreement, and authorize an amendment to the Parks Capital Improvement Program (CIP) budget.

SUMMARY

Dakota County is eligible to submit a grant application in the amount of \$125,000 to Metropolitan Council for the one-time legislatively directed Regional Parks System Fishing Piers Grant Program.

Background and Purpose

The 2024 legislative session appropriated \$500,000 for grants to Regional Park Implementing Agencies for new fishing piers to increase fishing opportunities on lakes in the metropolitan parks system. Metropolitan Council is tasked with soliciting proposals from the implementing agencies. These funds expire on June 30, 2026.

Eligible Applicants

By state statute, applicants must be a regional park implementing agency, defined as the counties of Anoka, Carver, Dakota, Ramsey, Scott, and Washington, the cities of Saint Paul and Bloomington, the Minneapolis Park and Recreation Board, and the Three Rivers Park District.

Available Funds and Award Limits for 2024

- \$500,000 in State funds is available for new fishing piers.
- Agencies are allowed to submit one application each for \$125,000.
- A lottery will be held at a Metropolitan Parks and Open Space Commission (MPOSC) meeting to select four awards from the pool of eligible applications.
- The Council reserves the right to award less than the available funding.
- Grants are reimbursement-based.

Eligible Uses of Funds and Criteria

Grant proposals must meet all of the below criteria to be considered for funding.

- Proposals must be for new fishing piers.
- Proposals must clearly demonstrate a need and describe how the fishing pier will increase fishing opportunities.
- Proposals must address one or more equity focus areas (age, race, ethnicity, income, national origin, or ability).
- The proposal must demonstrate how a new fishing pier will contribute to additional programming opportunities and awareness building for the regional parks and trails system.
- Projects must be ready to start so that they can be completed by June 30, 2026.
- Projects must be within the boundaries of the Regional Parks and Trails System, consistent with the *2040 Regional Parks Policy Plan*, consistent with a Council-approved long-range plan, and ADA compliant.
- Projects must be approved by the Agency's locally elected board either individually or as part of a local capital improvement plan before a grant agreement is executed.

Lake Byllesby is the largest lake in Dakota County and serves as a hub for lake-based recreation for the region. With its unique position as a reservoir of the Cannon River, it is regulated by a hydroelectric dam, making its water levels relatively predictable and consistent. Consistency in lake water levels makes shore fishing and fishing from fishing piers especially attractive as the quality of the fishing experience stays high throughout the year, even as weather and climate conditions change.

Echo Point, a peninsula-like area of Lake Byllesby Regional Park, was identified as a targeted location for a fishing pier in the master plan. Echo Point is fully accessible from a paved parking area and is connected throughout by a paved lakeside trail, which would make a new fishing pier off the westernmost tip of the peninsula fully accessible to anglers of all abilities and mobilities. A large fishing pier in this location will make group fishing programming (day camps, fishing clubs, and learn-to-fish general programs) possible, as the existing fishing pier in the park is significantly undersized for this type of use (accommodating just four people at one time).

Fishing is what Lake Byllesby Regional Park does best, though the park lacks a large fishing pier typical of most regional parks in the regional park system, which makes the shortcoming more significant for a regional park with so much lake-based recreation. Providing a large fishing pier makes fishing more possible, available, approachable, and teachable by park staff and volunteers.

As a new addition to Lake Byllesby Regional Park, this amenity will serve a dual purpose of supporting the interests of an adjacent and captive campground audience looking for more opportunity and a growing day-use regional park audience.

The revenues and expenses associated with this grant are currently not accounted for in the Parks Capital Improvement Program as this grant was not available at the time the CIP was developed.

RECOMMENDATION

Staff recommends that Dakota County submit an application to Metropolitan Council for the Regional Parks System Fishing Piers Grant Program. Furthermore, staff recommends that Dakota County execute the grant agreement in the amount of up to \$125,000 and authorize an amendment to the 2025 Parks CIP.

EXPLANATION OF FISCAL/FTE IMPACTS

This grant has no associated additional County cost. Authorization is requested to amend the 2025 Parks CIP budget by \$125,000 to reflect the revenues and expenses associated with the grant agreement, if the grant is awarded to the County.

- None
- Current budget
- Other
- Amendment Requested
- New FTE(s) requested

RESOLUTION

WHEREAS, the 2024 legislative session appropriated grant funds to Regional Park Implementing Agencies for new fishing piers to increase fishing opportunities on lakes in the metropolitan parks system, and Metropolitan Council is tasked with soliciting proposals from the implementing agencies; and

WHEREAS, Dakota County is eligible to apply for the fishing piers grant program through Metropolitan Council.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director, or their designee, to submit a grant application to Metropolitan Council for a fishing pier grant in the amount of up to \$125,000; and

BE IT FURTHER RESOLVED, That, if awarded, the Dakota County Board of Commissioners hereby authorizes the Physical Development Director, or their designee, to execute a grant agreement with Metropolitan Council for a fishing pier funding in the amount of up to \$125,000, subject to approval by the County Attorney’s Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby amends the 2025 Parks Capital Improvement Program as follows, if awarded:

Expense	
Fishing Piers Project Expense	<u>\$125,000</u>
Total Expense	\$125,000

Revenue	
Fishing Piers Grant - Met Council	<u>\$125,000</u>
Total Revenue	\$125,000

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

- Attachment: Lake Byllesby Regional Park Executive Summary
- Attachment: 2024 Fishing Piers NOFA

BOARD GOALS

- A Great Place to Live
- A Healthy Environment
- A Successful Place for Business and Jobs
- Excellence in Public Service

CONTACT

Department Head: Georg Fischer

Author: Niki Geisler



EXECUTIVE SUMMARY

LAKE BYLLESBY REGIONAL PARK MASTER PLAN

Adopted by the Dakota County Board January 23, 2018

OVERVIEW

Lake Byllesby Regional Park is located on the southern border of Dakota County, Minnesota, adjacent to Lake Byllesby, a 1,300 acre reservoir of the Cannon River. The park, established in 1970, is 620 acres along the north side of Lake Byllesby and the Cannon River. The park is generally divided into a western unit that is located on the northwest side of the lake and along the Cannon River and an eastern unit on the northeast side of the lake adjacent to the Lake Byllesby Dam. The Lake Byllesby Dam, owned and managed by Dakota County, was constructed in 1910 to bring electricity to the rural area and is still in operation today as a hydropower dam. The park provides public access to the largest recreational lake in the southern Twin Cities metro area, links to the Mill Towns State Trail, and is situated along the Cannon River Water Trail. Across the lake, Goodhue County's Byllesby County Park provides boat access, trails, picnic shelters, and play areas to local residents. The two county parks are connected by a pedestrian and bicycle trail bridge. This document presents the master plan for Dakota County's Lake Byllesby Regional Park with consideration of complementary facilities at Goodhue County's park.

Dakota County's Lake Byllesby Regional Park (2 parts) and Goodhue County's Byllesby Park



EXISTING PARK CONDITIONS

East Park

The eastern portion of Lake Byllesby Regional Park, which contains 254 acres, has been developed for recreation. Current attractions include the campground, beach, boat launch, and lakeside picnic shelter. Visitors use the park for boating, camping, canoeing/kayaking/paddle boarding, fishing, geocaching, hiking, horseshoes, picnicking, playgrounds, swimming, dogsledding/skijoring, and ice fishing.

West Park

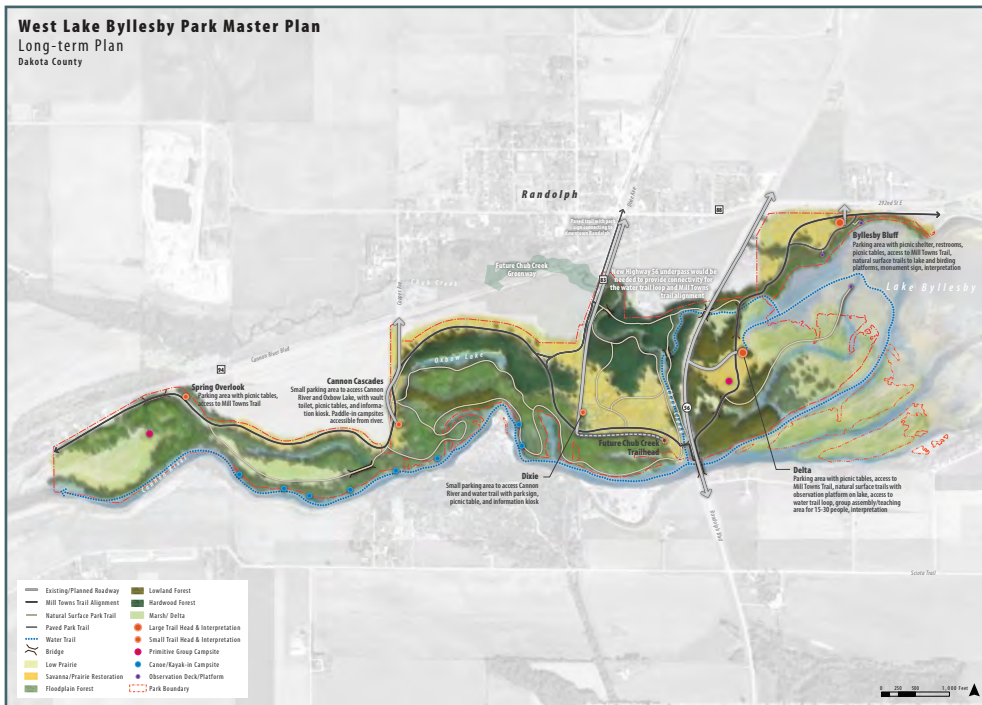
The west side of the park has 366 acres, most of which is undeveloped and lacks basic access and signage. Much of the land within the west park boundary is privately owned and includes homes and farmsteads. The landscape consists of agricultural fields, former agricultural fields, wooded areas, river floodplain, restored prairie, and mudflats delta. Water features include Lake Byllesby, The Cannon River, Oxbow Lake, and Chub Creek.

This Master Plan was developed in coordination with Goodhue County as a Master Plan for its Byllesby County Park was developed. The program elements within each park have been designed to complement each other and provide recreation for users as if they were one combined park.

MASTER PLAN GOALS

- » Create a visionary and strategic document
- » Review the current state of Lake Byllesby Regional Park
- » Address hills changes that have occurred since the 2005 Master Plan
- » Incorporate direction from 2008 Dakota County Park System Plan
- » Represent current community values, recreation needs, and desires
- » Address recreation, interpretation, and natural resource management in an integrated process
- » Guide future investment in the park
- » Meet Metropolitan Council requirements for Regional Park Master Plans





LAKE BYLLESBY REGIONAL PARK DEVELOPMENT LONG-TERM PLAN

The Lake Byllesby Regional Park Master Plan focuses on improvements prioritized for the next 10 years within the framework of the long-term vision for the park. The long-term plan above shows the park at full recreation development, while the subsequent 10-year plan shows improvements that are reasonably expected to be accomplished during the life of this master plan document based on historic funding levels. The long-term plan is important to understanding 10-year phasing and allows for flexibility. Elements from the long-term plan that are not currently included in the 10-year plan may be accomplished sooner based on changing priorities or unforeseen funding opportunities.

For both the long-term and the 10-year plans, the development concept has been organized into separate plan graphics for the east side and the west side of the park. The east side shows the Goodhue County Byllesby Park concept to illustrate the vision for the combined park.

VISION STATEMENT

Lake Byllesby Regional Park is the natural-resources based park where people can explore the Cannon River Valley. Individuals, families, and groups from around the region visit the park to enjoy the lake, river, and regional trails; to play outdoors and participate in educational activities; to gather with others; and to support the stewardship of the area's wealth of natural resources.



EAST PARK: 10-YEAR PLAN

The concept for the east side of Byllesby Park focuses on expanding overnight accommodations, adding recreation and picnicking options, and incorporating natural resources restoration. These improvements will occur within the east park's current roadway network. An overview of proposed improvements in each park area is provided below.

Sunset Beach

The existing beach area will be enhanced through the addition of sand volleyball courts, a stone fire pit, and sand/water play equipment, and will include ADA accessible amenities. In addition to a beach plaza, an improved picnic area and play lawn will be defined south of the beach to accommodate small and larger group picnicking.

North of the beach, Lakeside cottages will provide overnight options with a view. The existing non-motorized boat launch will be improved with paved road access and better lake entry.

Echo Point

The views of the water and bluffs from Echo Point will be a large draw to park users. Echo Point will be more clearly established as a picnic and gathering area through the development of two sun shelters and fire pits. A fishing pier and informal shoreline fishing area with boulders for standing on will be accessible from a paved loop trail that will extend through Echo Point and back to the Sunset Beach area and campground.

Savanna plant restoration will encompass the central area of the point, and the shoreline will be restored with a 20-25 foot wide buffer of native lake edge plants.

Byllesby Bay Campground

The 10-year plan will retain the 34 existing sites at the lake's edge. In order to provide a more pleasant camping experience, the campground will be expanded and organized to meet current demand for camping and to improve the tent camping experience. The 10-year plan will include 22 sites without water/electric hook ups and 72 water and electric sites. A restroom building with toilets and showers will be located in the center of the campground. All camp sites will be similar to state park camp sites, with trees surrounding and in between the sites for shade and privacy, a gravel parking pad, a picnic table, a tent pad, and a fire pit. To support RVs and pop-up campers, the water and electric sites will have larger parking pads than the sites without water/electric hook up. Some of these sites will be ADA accessible.

Ten boat slips on the lake will be a short 300-foot walk from the campground and will provide space for campers or day boaters to tie up their boats while camping overnight or walking on the park trails.

North Byllesby Bay Picnic Area

In the 10-year plan, the existing playground will be renovated to add elements that interpret the unique natural and historical elements of the park, and the existing storage building will be removed.

Cannon River

Providing access to the Cannon River is one of the intents of the master plan. A trailhead parking lot and picnic tables will be constructed to the southeast of the maintenance facility. A paved trail will lead from the Mill Towns State Trail down the slope to the edge of the Cannon River. A formalized, paved kayak and canoe launch will be at the water's edge to facilitate safe entry to the river. Carts will be provided to portage canoes

and kayaks from the lake to the river launch. Space will be provided near the kayak and canoe launch for shoreline fishing and water viewing.

Two yurts will be constructed along the slope, accessible by soft surface trails. These will provide a rustic, overnight experience in the forest with the sound of the rushing water below.

Echo Channel

The existing year-round natural surface trails and parking area will remain. Improvements will be focused on restoring the wetland communities.

Oak Savanna

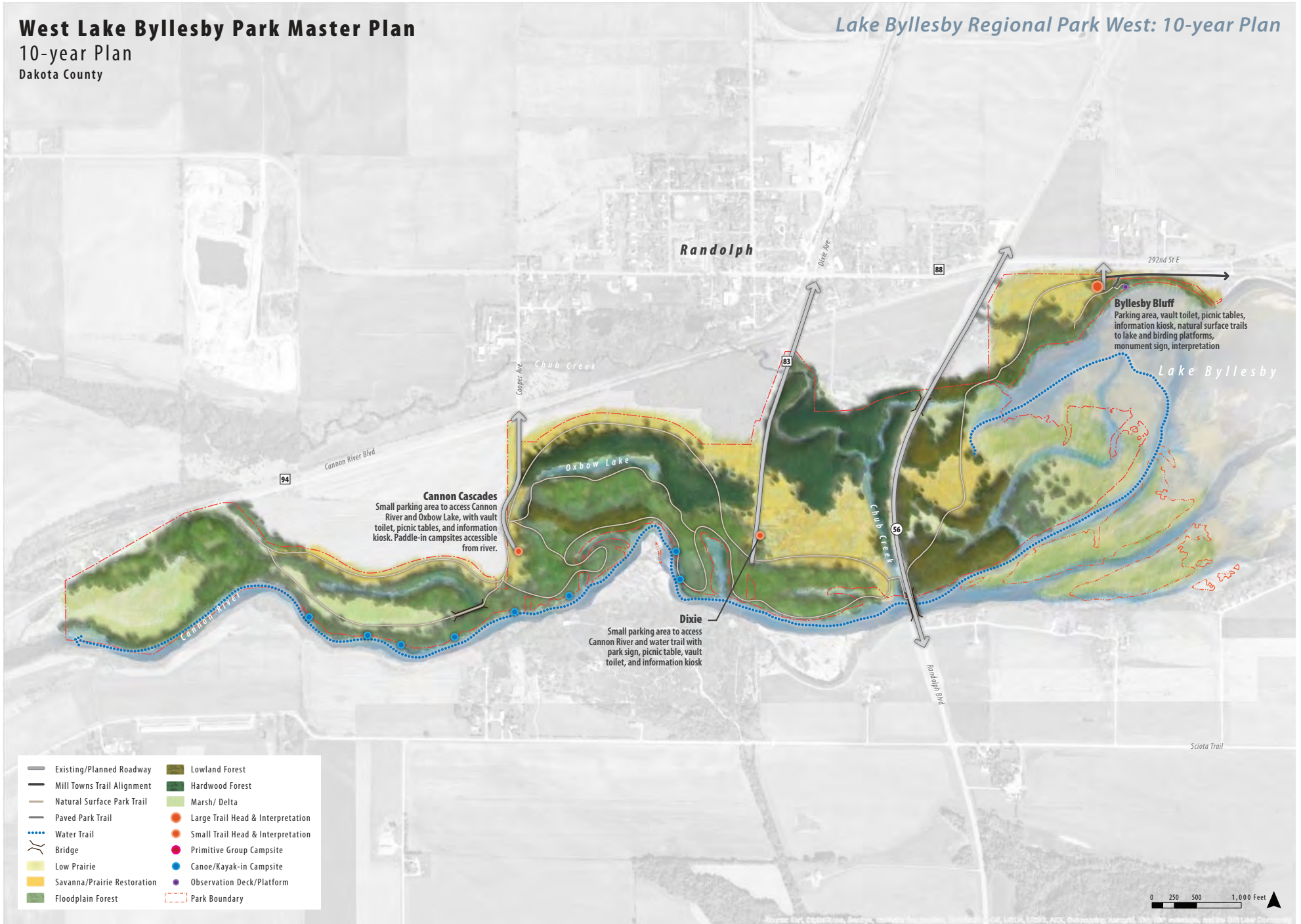
The Oak Savanna area will be a primary site for natural resources improvements, native landscape plantings, and wetland restorations. The Oak Savanna is an area of the park reserved for passive recreation, where there is minimal planned development.

Lilac Landing

Lilac Landing primarily serves as a non-motorized boat launch in the summer and a lake access point during portions of the winter. It is intended that the site continue to be the location of a non-motorized boat launch, and that parking will remain unpaved.

West Lake Byllesby Park Master Plan
 10-year Plan
 Dakota County

Lake Byllesby Regional Park West: 10-year Plan



WEST PARK: 10-YEAR PLAN

The west side of Lake Byllesby Regional Park is an undeveloped, floodplain landscape surrounded by agricultural fields and rural residential properties. It is intended that West Byllesby retain its natural resource focus. New entry signage, trailheads, and soft surface trails will be constructed to facilitate visitors' access to the park. In addition to the physical improvements, it will be necessary to build awareness of this park land through online marketing and communication methods in the east park.

Byllesby Bluff Trailhead

One of the primary public access points for the west part of Lake Byllesby Regional Park will be the Byllesby Bluff Trailhead. The trailhead will be constructed at the location of what is today a small gravel vehicle turnaround. Improvements in the 10-year Plan are geared to basic access: park signage, a small parking area for 20 cars, picnic tables, a vault toilet, and a bird blind/lake observation platform.

Dixie Trailhead

The Dixie trailhead will facilitate access to the river hiking and paddling trails. The Dixie Trailhead will be a rustic site with a 10-car gravel parking lot, a vault toilet, picnic tables, a park sign, and access to the river along a natural surface trail.

Cannon Cascades

The Cannon Cascades Trailhead will include a small gravel parking lot for about 10 cars to provide access to Oxbow Lake and the Cannon River with a vault toilet, picnic tables, and soft surface trails. Signage will provide trail information. Canoe and kayak campsites can be accessed from the river or from soft surface trails.

Greenway between East and West Byllesby/ Mill Towns State Trail



Trail Connection Between East and West Byllesby / Mill Towns State Trail

A greenway connection between the Mill Towns State Trail bridge in the east park unit and the west park unit is desired. In the future, the trail may become part of the Mill Towns State Trail, linking Northfield to the Cannon Valley Trail. The Mill Towns State Trail Master Plan has identified several possible alignments between Northfield and Lake Byllesby Regional Park. Dakota County supports a Mill Towns State Trail alignment on the north side of the Cannon River with opportunities for routing within the park, connecting the east and west park units, and connecting to the City of Randolph.

The master plan shows a generalized alignment. It is anticipated that additional planning and design will occur before the trail will be constructed.

PARKWIDE FOCUS AREAS

Winter Use

The long-term plan seeks to provide facilities that would increase winter usage of the park, including a building for indoor programming and rentals, rentable ice houses, and yurts for overnight stays. The location

of the non-motorized boat launch is maintained in its current location, in part, because of the winter access it provides. It is anticipated that most of the winter activities will occur in the East Park; however, parking areas in the West Unit will be plowed during the winter months to provide access for snowshoeing and winter walking. The phasing of the East Park was designed to allow the continuation of the use of the natural surface trails around Echo Channel and to the north for dog sledding, though the potential Mill Towns Trail alignment will affect the location of existing and future trails in the north area of the East Park.

Motorized Boating (Mn DNR Guidelines)

The state's Department of Natural Resources (Mn DNR) manages surface water usage and motorized boating in Minnesota. To ensure the safety of motorized and non-motorized lake users, this master plan recommends that boat trailers be required to park on designated, paved surfaces. Coordination between East Dakota County and Goodhue County will be needed to ensure that the maximum number of boat trailer spots available is maintained. No changes to the existing distribution of boat parking are proposed.

ELEMENTS PROPOSED IN 10-YEAR PLAN



Paddle-in campsites



Lakeside cottages



Rustic trailhead parking and signage



Small picnic shelter / sun shelter



Playground with interpretive elements



Splash pad with natural play features



Shoreline restoration



Camp sites



Canoe/kayak portage



Natural surface trail



Bird observation/blind



Fat tire biking

INTERPRETATION PLAN

The interpretive plan provides recommendations for enhancing the visitor experience. Interpretive signage and art will be located throughout the park, along trails, and at facilities and amenities. The interpretive theme for Lake Byllesby Regional Park was developed through research, on-site resource survey, a planning team workshop, and collaboration between the consulting team and County staff.

Lake Byllesby Regional Park and its surrounds have been a gathering place along the Cannon River over time. Although the landscape has radically changed, people continue to be drawn to the distinctive waterways, landscapes, and vistas found here.

Interpretation methods and representative examples are included in the master plan for inspiration; but as park development is undertaken, the interpretation may evolve. Potential partners for Dakota County as it develops its outdoor education programming include Randolph and Cannon Falls Schools, Scouting Groups, Audubon Society, Minnesota Off-Road Cyclists, the Cannon River Watershed, and others.

Interpretive Sub-themes

Powering Minnesota

In response to a growing need for electricity to power homes, businesses, and industries in the area, in the early 1900s, Henry Byllesby harnessed the river to generate hydroelectric power. The dam still provides power and attracts people to the park's engineering history.

The Power of Attraction

This area has been a gathering place across time, attracting people to its bounty and beauty. Flowing water and diverse landscapes once provided sustenance, now people come to enjoy outdoor recreation and distinctive vistas.

From River to Reservoir

When the Byllesby Dam was constructed, the valley was flooded, creating a reservoir and transforming the river landscape. Today, the dam controls the river flow and reservoir water level and exposes upstream mudflats.

Fragmented Landscape

Visitors can experience remnants of habitats and landscapes—prairie, floodplain forest, oak savanna, pine tree bluff—throughout the park. The west end of the park offers a rustic exploration opportunity, while the east end has a more defined outdoor experience.

Linked to the Region

This area is a connected and continuous place linked to the region and watershed. Upstream activities can influence the park, just as park activities can reach into regional communities.

Implementation

The priority for implementation of interpretive elements is based on park development by area or structure. For example, as Dakota County Parks improves Echo Point, the interpretive elements located there should also be developed. As an alternative approach, implementation could be staged to build support and increase visitorship before all development is realized. For example, developing the mobile app and trailheads would raise awareness of park amenities and opportunities and link the park to regional trails.



Binoculars and outdoor book



On-site audio



Augmented reality app

NATURAL RESOURCES STEWARDSHIP PLAN

Natural Resources Inventory

The area around Lake Byllesby Regional Park has drastically changed since European settlement. Information from various sources such as soils, geology, original public land surveys, and historical aerial photography help us formulate a picture of what the site would have been like before. Presettlement, the park's landscape was likely dominated by prairie, with river bottom forest along the Cannon River and small areas of oak openings and barrens. The Cannon River of old was a highly sinuous channel, and a small cascade called Big Falls was located near what is the dam today. However, little remains of the pre-European settlement landscape today. Plowing and intensive grazing by domestic livestock have significantly altered ecological processes and the construction of the hydroelectric dam in 1910 created Lake Byllesby.

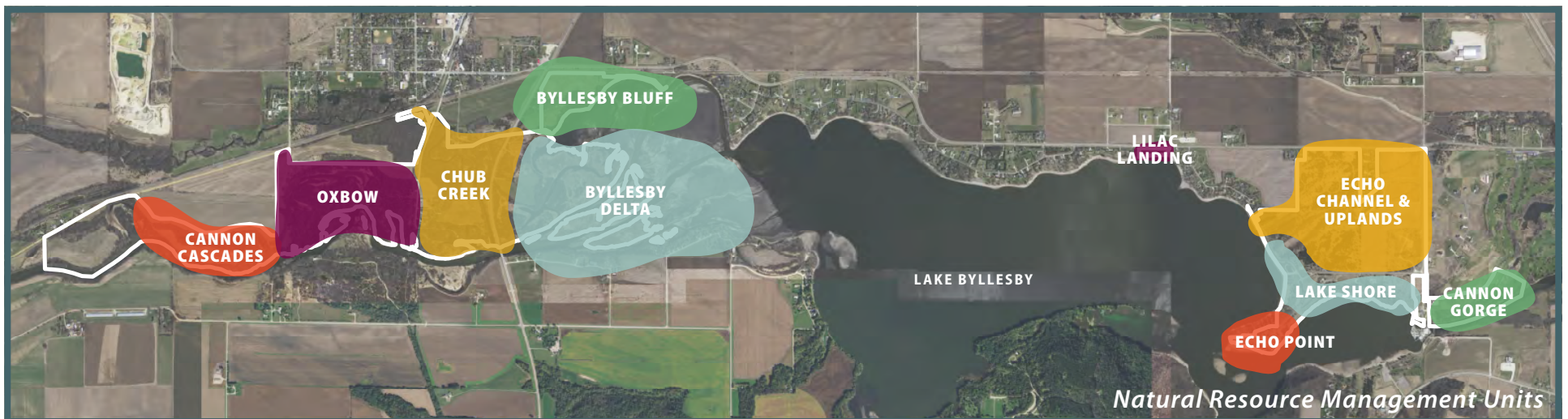
Surveys and field visits to the site, conducted by Emmons and Olivier Resources (EOR) in 2016, identified

a diversity of natural and disturbed/developed vegetative communities within the park including grassland, prairie, savanna-brushland, woodland-brushland, deciduous forest, wet forest-swamp, floodplain forest, emergent marsh, lake-pond, river-stream, an abandoned nursery, developed parkland, abandoned gravel pits, and cropland. The majority of the vegetative communities identified within the Park were considered disturbed or low vegetative diversity but have the potential to be restored. Only a few forested and wetland areas were identified as habitat of good or fair quality.

The Lake Byllesby Regional Park Natural Resources Management Plan (NRMP) that was developed in tandem with this development master plan includes detailed descriptions of natural resources, existing conditions, desired improvements, and action items. Natural resource improvements throughout the park will provide layers of function even beyond the ecological, from improving the overall setting to creating transitions between uses, providing demonstration opportunities, and modeling stewardship for educational and interpretive purposes. Natural resource improvements

will include the conversion of lawn to prairie, naturalization of shoreland, management of invasive species, and restoration of natural communities.

The primary issues identified for Lake Byllesby Park are a lack of high quality and connected natural areas. Specific concerns within these overarching issues include invasive species; habitat fragmentation due to infrastructure, amenities, and agricultural areas; pests; stormwater management; and anthropogenic pollution. Management efforts should focus on efforts to mitigate the aforementioned issues. Specifically, intensive effort to manage prolific invasive species like buckthorn will be important to restoring a more native vegetation community within the park. Furthermore, vegetative restoration efforts should include areas of oak savanna, native prairie and grasslands, non-forested wetlands, and stream habitats as these communities are essential for rare and sensitive wildlife species and pollinators. Habitat restorations will help decrease the fragmented nature of the park and foster an ecosystem more resilient to pests and non-native species invasions. Priority effort should also include the naturalization of the reservoir shoreline. Reducing embankment and



revegetating shoreline areas will help improve fish habitat and also mitigate stormwater. As the Park moves forward with infrastructure additions and improvements, stormwater Best Management Practices (BMPs) should be included to offset any potential increases in stormwater runoff and pollution.

For ease of management, the park was divided into natural resource management units. Each unit is described in terms of existing conditions, issues, opportunities, and recommendations.

Natural Resource Vision Statement

The following vision statement for Lake Byllesby Park is built on the principals and vision outlined in the county-wide NRMSP and also on an understanding of the Park conditions and uses:

Management of Lake Byllesby Regional Park will focus on maintaining, restoring, and enhancing the quality and resilience of natural resources in order to provide a variety of ecosystem services and an outstanding setting for nature-based outdoor recreation.

Natural Resource Management Goals

Overarching management goals for Lake Byllesby Park natural resources management include:

Vegetation

- » Focus on invasive species control especially in high quality areas.
- » Perpetually maintain restored areas by sufficiently installing native seed and using appropriate invasive species management techniques.
- » Identify and prioritize high quality areas where use and management is focused on natural resource integrity, higher connectivity.
- » Monitor progress and facilitate adaptive management based on best management practices

and scientific methods.

Water Resources

- » Focus on management of aquatic invasive species within wetlands and other water features, especially in areas with potential to spread invasion to adjacent waterbodies.
- » Utilize stormwater best management practices to improve water management and address listed impairments.
- » Develop educational signage and programing to inform visitors of invasive species and water protection efforts.

Wildlife

- » Restore and maintain vegetative communities to attract insects and wildlife associated with native plant communities.
- » Conduct surveys to monitor indicator species and inform adaptive management.
- » Consider strategies to mitigate the impact of overabundant wildlife to protect native vegetation and wildlife (e.g. ex-closures, removal)

Natural Resource Recommendations

Long-term goals for the park include restoration of 400 acres to native vegetative communities. The focus of the remainder of natural resource efforts will be on promoting native vegetation, controlling invasive species, and managing existing restored prairie areas.

Near-term park projects over the next 10 years include restoration of 160 acres of native vegetation, controlling invasive species on 136 acres, and restoring shoreline. See maps of proposed natural resource project recommendations on the following pages.

Mitigation, restoration, and other management activities should be continuously monitored and assessed. Furthermore, the NRMP will be reviewed and updated every five years or as needed to maintain its relevancy.

Through the recommended efforts, Lake Byllesby Park should become both a regional recreation hub for exploring and observing nature and also a place of great habitat diversity and value to a variety of wildlife.

Landscape Buffers to Improve Park Setting

The master plan recommends that sense of setting and aesthetics are considered in park development design and natural resource management. Views from roads, trails, and other developed areas will affect park users' feelings and perceptions of the park. Improvements to the setting through framing iconic views, buffering views to and from adjacent residential areas, creating unique park areas with plantings and landform, and enhancing the park with a more natural signature are envisioned. Native landscape buffers are integral to shaping people's perceptions of the park as an immersive, natural landscape and can be constructed as part of natural resource improvement projects.

Water Quality and Sedimentation

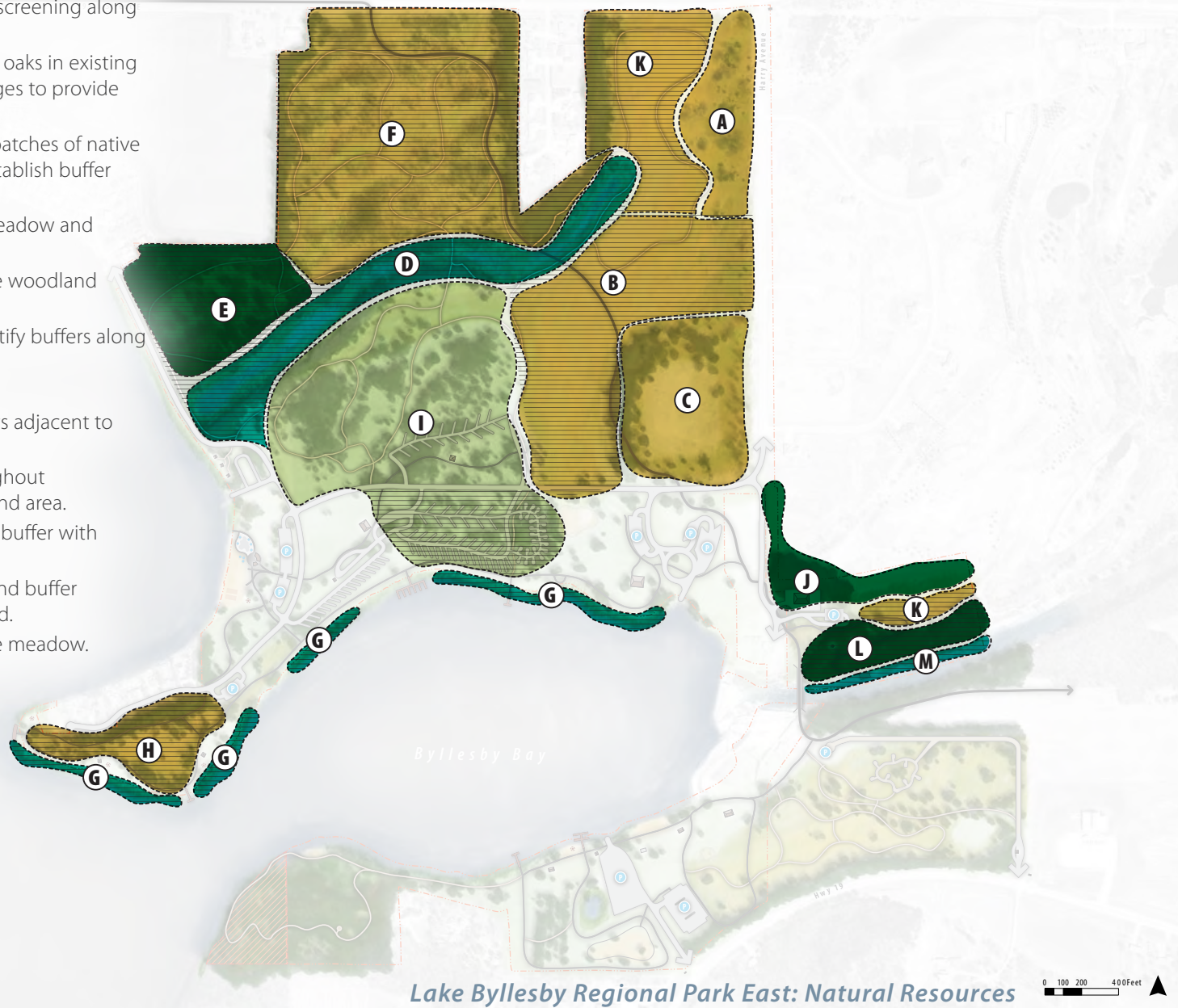
An ongoing issue for the park and local residents is the water quality and sedimentation of the Byllesby Reservoir and the Cannon River. Community concern was expressed repeatedly during the public engagement process for this Plan. These are watershed scale issues that may require state financial assistance.

Since the watershed encompasses more than 900,000 acres across nine counties, a regional plan to meet state requirements called "One Watershed One Plan" is currently underway. Though the Cannon River and Lake Byllesby water quality and sedimentation are largely related to upstream land use, Dakota County is a participating partner in the One Watershed One Plan planning process and has an interest in improved water quality and a reduction of sediment deposition within the reservoir. Sedimentation in Lake Byllesby's East Bay, while unlikely to occur in the near future, is of

East Park Recommendations

- A. Establish oak savanna and shrub species within existing restored prairie to provide screening along Harry Avenue.
- B. Establish native dry prairie with bur oaks in existing cropland. Consider landform changes to provide screening and habitat diversity.
- C. Control invasive species, establish patches of native dry prairie with native trees, and establish buffer along Harry Ave.
- D. Restore wetland with native wet meadow and emergent plant communities.
- E. Control invasive species and restore woodland habitat.
- F. Restore dry savanna. Create and fortify buffers along private homes and roadway.
- G. Restore shoreline.
- H. Establish oak savanna. Fortify buffers adjacent to homes as needed.
- I. Incorporate native plantings throughout campground and future campground area.
- J. Remove Siberian elm and establish buffer with native vegetation.
- K. Maintain existing tall grass prairie and buffer adjacent homes and road as needed.
- L. Restore oak woodland and seepage meadow.
- M. Restore river shore.

East Lake Byllesby Park Master Plan Natural Resources



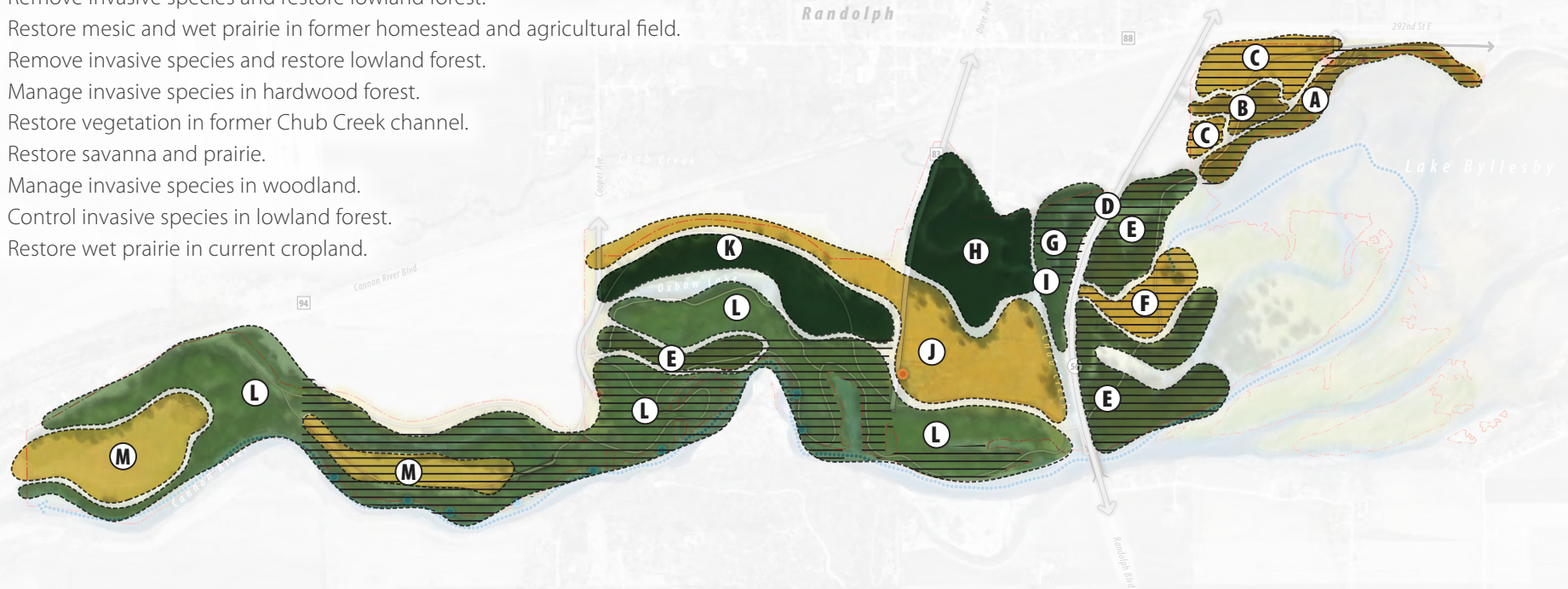
West Lake Byllesby Park Master Plan

Natural Resources

Lake Byllesby Regional Park West: Natural Resources

West Park Recommendations

- A. Control woody invasive species and restore savanna along lake shore.
- B. Control woody invasive species and restore mesic prairie.
- C. Manage existing short grass and tall grass prairies.
- D. Construct wildlife passage at Highway 56.
- E. Remove invasive species and restore lowland forest.
- F. Restore mesic and wet prairie in former homestead and agricultural field.
- G. Remove invasive species and restore lowland forest.
- H. Manage invasive species in hardwood forest.
- I. Restore vegetation in former Chub Creek channel.
- J. Restore savanna and prairie.
- K. Manage invasive species in woodland.
- L. Control invasive species in lowland forest.
- M. Restore wet prairie in current cropland.



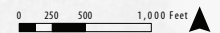
NATURAL RESOURCE LEGEND

Plant Community

- Savanna/Prairie
- Floodplain/Lowland Forest
- Hardwood Forest

Phasing

- 10-year Plan Natural Resource Effort Areas



particular interest to Dakota County, as it could affect dam operations and recreation (boating, swimming, fishing, and visual quality). Excess sediment is currently a factor in the west portion of the reservoir, forming a delta that functions as an Important Birding Area where the Cannon River runs into Lake Byllesby. The mud flats exposed by seasonal reservoir draw downs are heavily used by migrating waterfowl & shorebirds.

IMPLEMENTATION

Boundary and Acquisition

There are 22 parcels identified in the boundary and acquisition plan. The impact of these boundary changes on the size of the park is shown in the table to the right. In the east park, two parcels are identified for removal from the park boundary, while one is being proposed to be added. It is recommended that in the West Park the boundary be expanded to incorporate more lands for natural resource protection along the Cannon River, to provide land for an upland trail alignment to connect use areas in the west park, provide maintenance access, and potentially serve as the Mill Towns State Trail alignment. In both the East and West Park, parcels will be acquired as opportunities arise from willing sellers.

Cost Estimate

The five-year Parks Capital Improvement Program (CIP) provides for acquisition, greenway and parks improvements and planning. Capital improvements at Lake Byllesby Regional Park will be budgeted for within the CIP process. As shown in the upper right table, the 10-year Plan for recreation development and natural resources restoration is estimated to cost \$10.99 million.

The Long-term recreation plan is estimated to cost an additional \$23 million. Natural resources management costs will be further evaluated as the 10-year Plan is implemented and impacts are able to be measured.

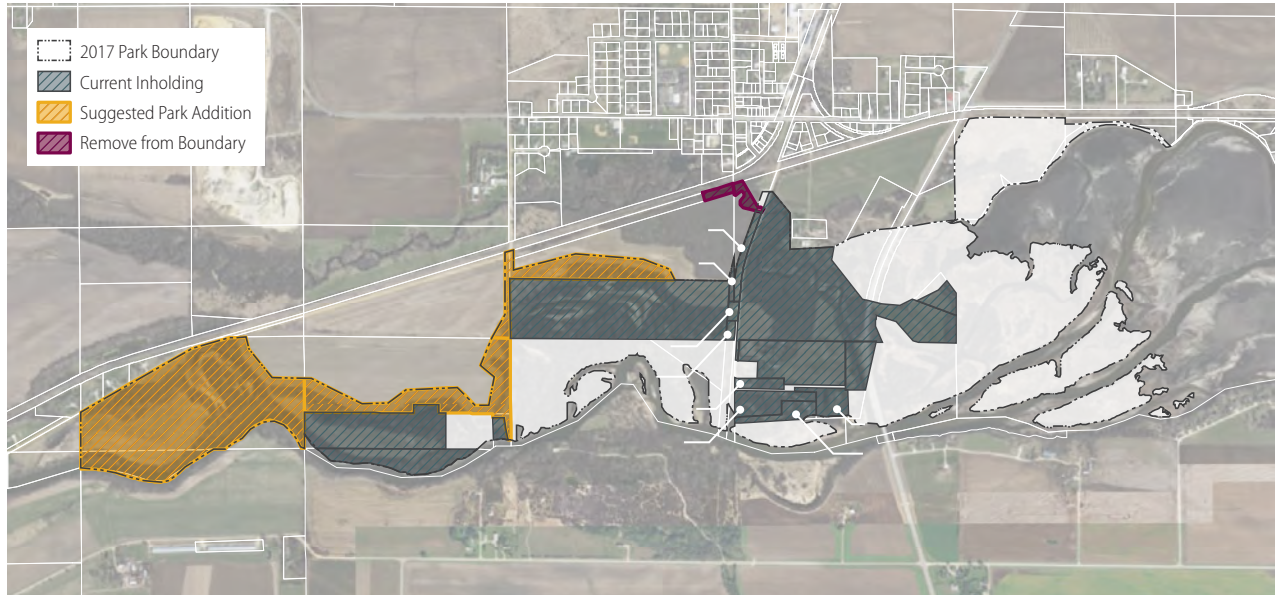
Summary of Park Boundary Changes

Existing Inholdings	151.59 acres
New Inholdings	94.27 acres
Removals	14.90 acres
Net Gain	79.37 acres added to park boundary

East Park Boundary Adjustment / Acquisition Sites



West Park Boundary Adjustment / Acquisition Sites



Master Plan Cost Estimate

Acquisition <i>(from willing seller over long-term)</i>	\$3,710,200
East Byllesby 10-year Plan	\$8,919,300
Recreation Development	\$8,372,800
Natural Resources Restoration	\$546,500
West Byllesby 10-year Plan	\$2,070,250
Recreation Development	\$1,776,250
Natural Resources Restoration	\$294,000
Total 10-year Plan	\$10,989,550



Board of Commissioners

Request for Board Action

Item Number: DC-3988

Agenda #: 10.1

Meeting Date: 1/21/2025

DEPARTMENT: Community Corrections

FILE TYPE: Regular Information

TITLE

Update On Sentence To Service Program

PURPOSE/ACTION REQUESTED

Receive an update on the Sentence to Service (STS) Program.

SUMMARY

Community Corrections will provide an update to the Dakota County Board on the STS Program. The presentation will cover an overview of the program, its current state, outcomes, and future plan.

The STS program is designed for lower-risk adults on probation, offering an alternative to jail time. It allows participants to repay the community for their offenses by performing community service. Additionally, STS is used as a response to non-compliance with court-ordered conditions. Joint powers agreements (JPA)s with public entities help to financially support the program and provide meaningful work for STS participants.

OUTCOMES

How much: Community Corrections runs at least one crew, six days per week.

How many: From 2013-2024 there have been a total of 8083 participants working on Dakota County STS Crews.

Who is better off: The Dakota County community benefits from the program by seeing improvements in local areas. The program promotes healing by allowing communities to see clients take responsibility and make positive changes. Additionally, STS reduces costs associated with incarceration and provides benefits to clients. Individuals have an opportunity to avoid jail time, develop skills through work experience, improve their employability and it allows participants to make amends for their actions.

RECOMMENDATION

Information only; no action requested.

EXPLANATION OF FISCAL/FTE IMPACTS

- None
- Current budget
- Other
- Amendment Requested
- New FTE(s) requested

RESOLUTION

Information only; no action requested.

PREVIOUS BOARD ACTION

24-573; 12/03/24

ATTACHMENTS

Attachment: Presentation Slides

BOARD GOALS

- A Great Place to Live
- A Successful Place for Business and Jobs
- A Healthy Environment
- Excellence in Public Service

CONTACTS

Department Head: Suwana Kirkland

Author: Danielle McNamara



Dakota County Sentence to Service (STS)

Sarah Reetz, Field Services Deputy Director
Community Corrections

1

Agenda



- Sentence to Service (STS) Overview
- Partnership and Collaboration
- Outcomes
- Effects of the Pandemic
- Future Planning

2

What is Sentence to Service (STS)?



STS is a restorative justice program where individuals are given the option to fulfill part or all their jail sentence through community service instead of traditional incarceration.



3

Benefit to the Community



Community Empowerment



Restorative Justice



Cost-Efficiency

4

Benefit to Our Clients



SKILL
DEVELOPMENT



RESTORATION
AND REDEMPTION



SUPPORTIVE
ENVIRONMENT

5

Partnerships and Collaborations



Dakota County Parks (contract)

Dakota County Transportation Department (contract)

Dakota County Facilities Management (contract)

City of Burnsville

City of Apple Valley (contract)

City of Farmington (contract)

Open Door Pantry

DARTS

Empire Township

Dodge Nature Center

Minnesota Department of Transportation (MNDOT) (contract)

Bridging

6

Project Examples



7

Project Examples



8

Pandemic



Partnership with contracted vendor

- 1999-2024
- Crews were suspended in March 2020 when the pandemic began and never rebounded

Staffing Challenges Post-Pandemic

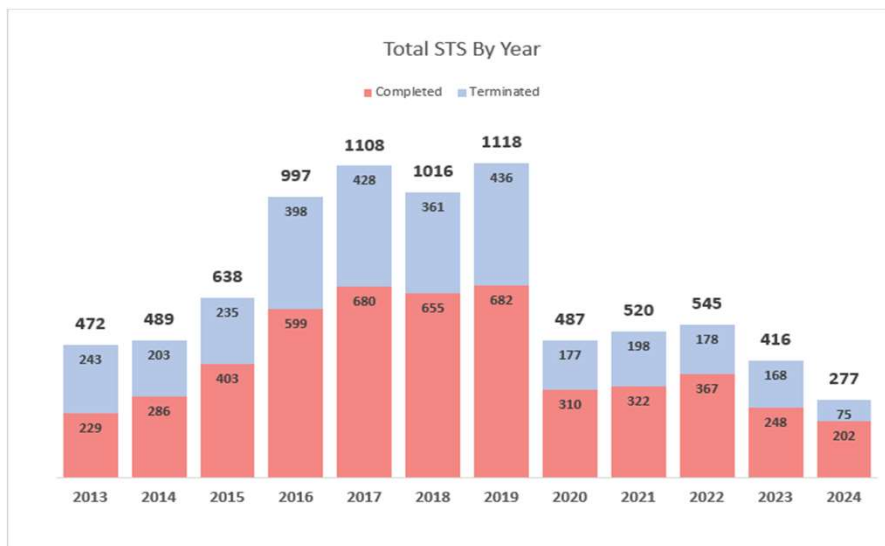
Program Adaptation

- The Juvenile Community Work Service (CWS) Coordinator stepped in to maintain operations.
- A temporary position was created to support the program.
- Combined juvenile and adult programs

In-Custody STS Program

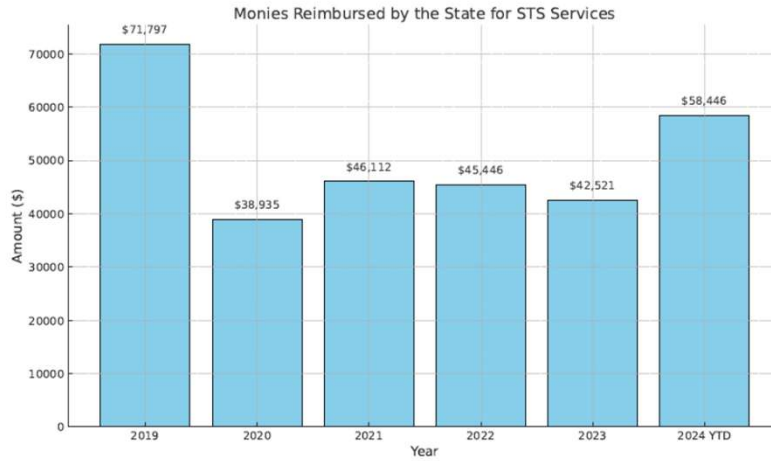
9

Outcomes



10

State Reimbursement



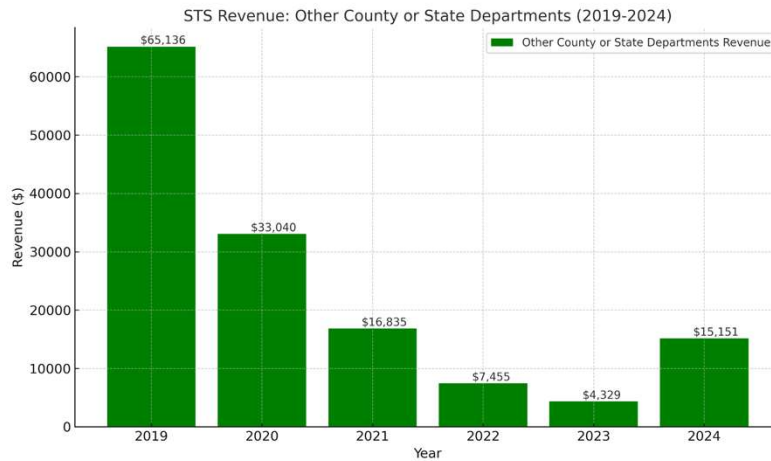
11

Revenue Dakota County Cities



12

Revenue from Other County or State Departments



13

Future Planning



Work to Re-Build and Expand



Work with Cities to create new revenue generating contracts



Continue to collaborate and find creative ways for clients to serve the community/community members

14





Board of Commissioners

Request for Board Action

Item Number: DC-4080

Agenda #: 11.1

Meeting Date: 1/21/2025

DEPARTMENT: Transportation

FILE TYPE: Regular Information

TITLE

Update On 2024 Dakota County Americans With Disabilities Act Transition Plan For County Highway Rights Of Way

PURPOSE/ACTION REQUESTED

Receive an update on the 2024 Dakota County Americans With Disabilities Act (ADA) Transition Plan for County Highway Rights of Way (ADA Transition Plan).

SUMMARY

To promote a safe and efficient transportation system throughout the County and region and to ensure that the transportation system is accessible to all residents, staff has developed an inventory and findings update to the County's original 2016 Dakota County ADA Transition Plan. Having an ADA Transition Plan is a requirement for County transportation projects identified in the regional Transportation Improvement Program.

The ADA of 1990 is a civil rights statute that prohibits discrimination against people with disabilities. As stipulated in Title II of the ADA, Dakota County was required to perform a self-evaluation of its transportation facilities and to develop an ADA Transition Plan to address deficiencies.

In 2016, staff conducted an inventory of pedestrian facilities and traffic signals within Dakota County public right of way to develop the County's first ADA Transition Plan. The plan was developed in coordination between County Transportation staff, the County Attorney's Office, and County Risk Management. The 2016 ADA Transition Plan identified that the document was to be updated as conditions within the County evolved, with no specific timelines for doing an update.

In 2024, staff determined the timing was appropriate for an update of the original 2016 ADA Transition Plan as the Dakota County 2040 Transportation Plan was adopted and a complete cycle of Capital Improvement Program projects was completed. The 2024 update focuses primarily on inventory findings and comparisons to determine existing conditions and progress in compliance.

The ADA Transition Plan is used as guidance to address ADA requirements as the County continues to provide accessibility to its transportation infrastructure including the highways, sidewalks, trails, and pedestrian crossings. The ADA Transition Plan is included in the Dakota County 2040 Transportation Plan as an overarching principle that applies to all Transportation Plan investment goals. Staff will accomplish most ADA infrastructure improvements as part of the County's pavement management and other programmed projects.

Compliance with ADA requirements does not require adoption of the plan by the Board of Commissioners. ADA regulations do not state that a plan must be formally approved by a governing body. However, the act still requires entities to identify and address accessibility barriers outlined in the plan, essentially making it a necessary document for compliance.

Findings

The ADA Transition Plan identified a target of 100 percent compliance for sidewalks and trails by 2027. In 2016, the County had 95 percent of sidewalks and trails as compliant with ADA and that were in good or fair condition. In 2024, this increased to 98 percent.

The ADA Transition Plan identified a target of improving traffic signals to include Accessible Pedestrian Systems (APS) as 90 percent by 2027 and 100 percent by 2037. In 2016, 17 percent of County-owned traffic signals were equipped with APS. In 2024, this increased to 58 percent.

The ADA Transition Plan identified a target of 90 percent ADA-compliant curb ramps by 2027 and 100 percent compliance by 2037. In 2016, 78 percent of curb ramps were identified as compliant with ADA requirements. In 2024, this increased to 97 percent.

County staff will continue to identify opportunities to increase target percentages through the priorities outlined in the ADA Transition Plan and the Dakota County 2040 Transportation Plan and through future construction and maintenance activities.

Attachment: ADA Transition Plan Update Findings provides a comparison of the 2016 ADA Transition Plan and 2024 ADA Transition Plan inventory findings.

RECOMMENDATION

Information only; no action requested.

EXPLANATION OF FISCAL/FTE IMPACTS

- None Current budget Other
 Amendment Requested New FTE(s) requested

RESOLUTION

Information only; no action requested.

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

Attachment: ADA Transition Plan Update Findings

Attachment: Presentation Slides

BOARD GOALS

- A Great Place to Live A Healthy Environment
 A Successful Place for Business and Jobs Excellence in Public Service

CONTACT

Department Head: Erin Laberee
Author: Scott Peters

ATTACHMENT: ADA TRANSITION PLAN UPDATE FINDINGS

In 2016, Dakota County staff conducted an inventory of pedestrian facilities and traffic signals within its public right of way to develop an ADA Transition Plan. In 2024, staff updated this inventory to determine existing conditions and progress in compliance. The updated ADA Transition Plan and inventories are now available on the County's website,

<https://www.co.dakota.mn.us/Transportation/TransportationStudies/Past/Pages/ada-transition-plan.aspx>

The 2024 ADA Transition Plan inventory included the following findings:

INVENTORY

Center Line Miles

- In 2016, approximately **200 center line miles** of County highways that exist within County municipalities were surveyed. County highways located within rural townships were not surveyed because no pedestrian facilities exist on the County highways within the townships.
- In 2024, approximately **202 center line miles** were surveyed. These were limited to highways within the urban and suburban areas of the county.

Right of Way Miles

- Considering a pedestrian facility does or can exist on both sides of a highway, approximately **400 miles** of County highway right of way existed within the inventory area in 2016.
- In 2024, the inventory included **404 miles** of County highway right of way. Of these, **334 miles** of County highway right of way are within the Metropolitan Council's Metropolitan Urban Service Area (MUSA) with **70 miles** outside of the MUSA. These seventy miles were included in the 2016 inventory evaluation and excluded in the 2024 inventory evaluation.

Traffic Signals with Accessible Pedestrian Signals

- In 2016, the inventory included **146 total traffic signals** in the inventory area. Of these, **25 traffic signals**, or **17 percent**, were ADA compliant with Accessible Pedestrian Signals.
- In 2024, the inventory includes **142 traffic signals** in the inventory area which are under County jurisdiction or maintenance agreements. Of these, **83 traffic signals**, or **58 percent**, are ADA compliant with Accessible Pedestrian Signals.

Existing Sidewalks and Trails

- In 2016, approximately **191 miles**, or **48 percent** of County highway mileage within county municipalities, had **concrete sidewalks** or **bituminous trails**. This was comprised of:
 - Approximately **52 miles**, or **13 percent** with **concrete sidewalks**; and
 - Approximately **139 miles**, or **35 percent** with **bituminous trail**.
- In 2024, approximately **244 miles**, or **73 percent** of County highway mileage within urban or suburban areas of the county, have **concrete sidewalks** or **bituminous trails**. This is comprised of:

- Approximately **52 miles**, or **16 percent** with **concrete sidewalks**; and approximately **192 miles**, or **58 percent** with **bituminous trail**

Pedestrian Ramps

- In 2016, the inventory included **3,165 pedestrian ramp locations** within County highway right of way within municipalities.
- In 2024, the inventory included **3,701 pedestrian ramp locations** with County highway right of way within urban and suburban areas.

Pedestrian Ramp Compliance

ADA guidance for self-evaluation allows for ratings to include pedestrian ramps that visually appear substantially compliant without having to individually check every ramp for compliance.

- In 2016, **2,376 pedestrian ramps**, or **78 percent**, appeared substantially ADA compliant.
- In 2024, **3,572 pedestrian ramps**, or **97 percent**, appeared substantially ADA compliant.

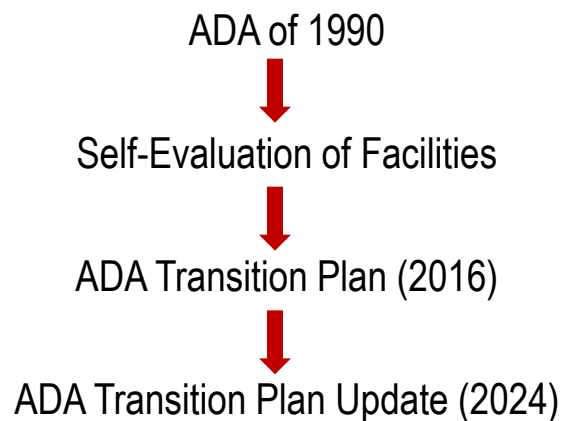


Update on 2024 Dakota County ADA Transition Plan for County Highway Rights of Way

Dakota County Board of Commissioners
Meeting Presentation January 21, 2025

Scott Peters, Senior Transportation Planner

Background



Why Have An ADA Transition Plan?



- Required by statute
- Required for County transportation projects to be eligible for State or Federal funding
- Useful guidance to address ADA requirements for County transportation projects
 - County's pavement management and other projects
- Incorporate ADA guidance into all Transportation CIP and maintenance projects

Methodology



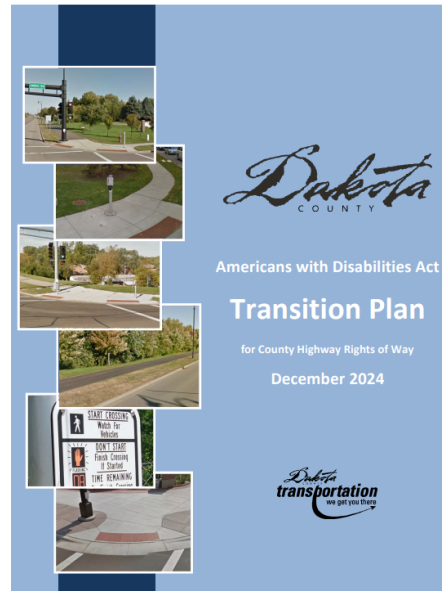
- Inventory and evaluation of existing conditions
 - Visually document locations
 - Evaluate conditions per ADA Transition Plan guidance
- Identify Plan Practices and Strategies
 - Compliance efforts
 - Implementation
 - Agency Coordination
 - Targets

County Website



- County Home Page (www.co.Dakota.mn.us)
 - Transportation tab
 - Transportation Planning & Programs tab
 - ADA Transition Plan link

<https://www.co.dakota.mn.us/Transportation/TransportationStudies/Past/Pages/ada-transition-plan.aspx>



Findings – Overview



Center Line Miles 202 miles (excludes rural areas)

Right of Way Miles 404 miles surveyed on both sides of the highway

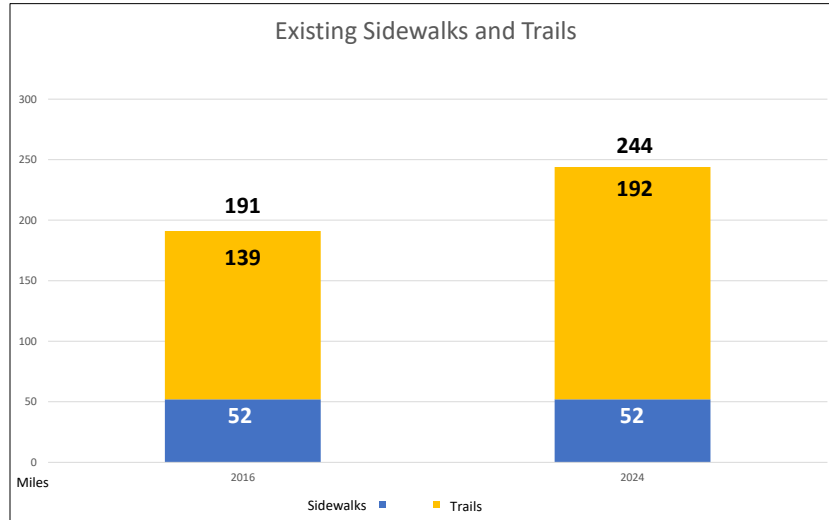
Traffic Signals 142 traffic signals

Existing Sidewalks 52 miles

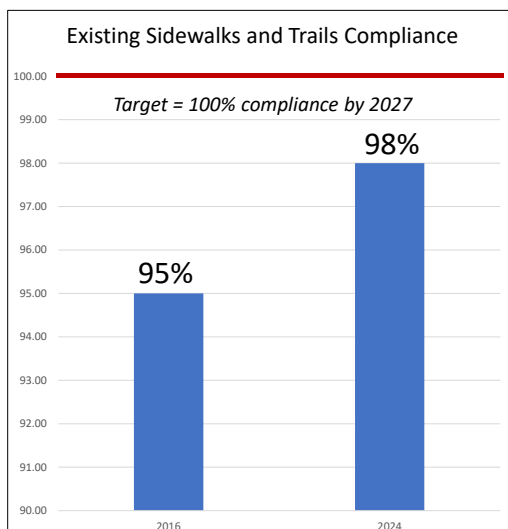
Existing Trails 192 miles

Pedestrian Ramps 3,701

Findings – Sidewalks and Trails

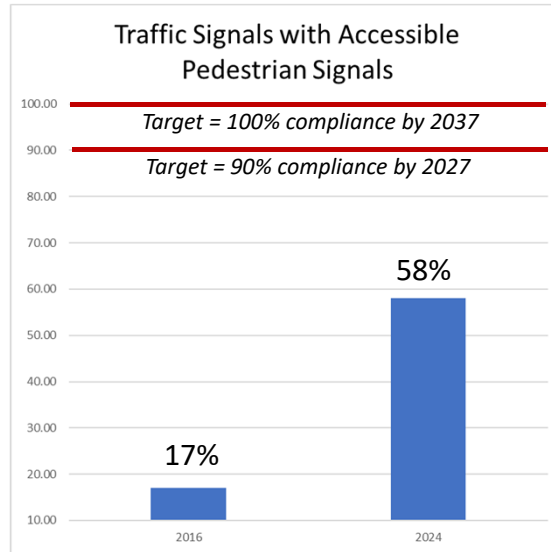


Findings – Sidewalks & Trail Compliance

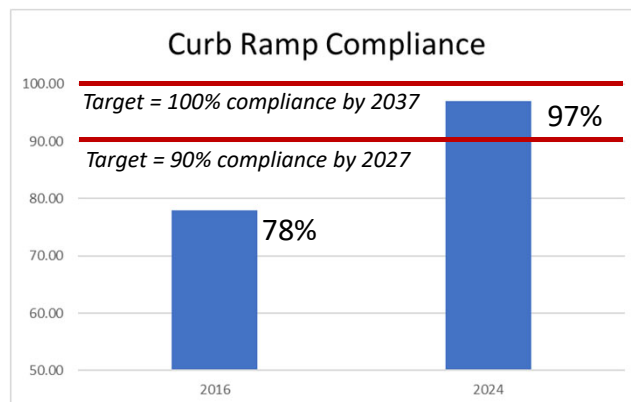


- Percentage of existing sidewalks and trails within County highway right of way that appeared to be substantially compliant with ADA and are in good or fair condition.

Findings – Traffic Signals



Findings – Curb Ramp Compliance



Comparison Example - Burnsville



CSAH 5 @ Burnsville Parkway - Burnsville

2016



2024

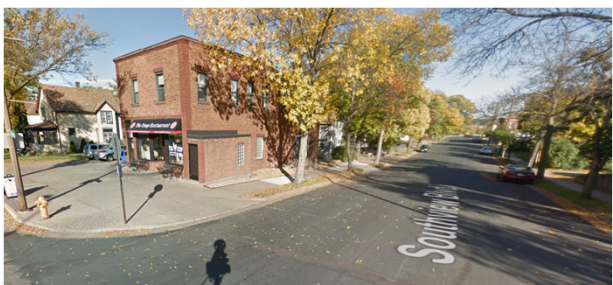


Comparison Example – S. St. Paul



CSAH 14 (Southview Blvd)
@ 3rd St - South St. Paul

2016



2024



Comparison Example – Inver Grove



CSAH 28 @ Simley H.S. – Inver Grove Heights

2016



2024



Comparison Example – Apple Valley



CSAH 38 @ Johnny Cake Ridge Road – Apple Valley (North Creek Greenway trailhead)

2016



2024



Comparison Example - Eagan



CSAH 43 (Lexington Ave) @ Northwoods Parkway - Eagan

2016



2024



Comparison Example - Lakeville



CSAH 50 @ Highview Ave - Lakeville

2016



2024



Work Still to be Done



CR 4 (Butler Ave), E of Sperl – West St. Paul



CSAH 28 (Yankee Doodle Rd) – near Eagan/Inver Grove Heights border



Next Steps / Questions



- Presented at the January 8, 2025 Disability Advisory Council Meeting
- How we intend to use this information
 - Upgrade pedestrian facilities in conjunction with scheduled Transportation CIP projects.
 - Consider stand alone facility and ADA accessibility improvement projects.
 - Monitor the progress
- Questions?



Board of Commissioners

Request for Board Action

Item Number: DC-4123

Agenda #: 11.2

Meeting Date: 1/21/2025

DEPARTMENT: Transportation

FILE TYPE: Regular Action

TITLE

Authorization To Submit Recommended Design Alternative To Minnesota Department Of Transportation For Interchange Improvements At County State Aid Highway 50/5 And Interstate 35 In City Of Lakeville, County Project 50-33

PURPOSE/ACTION REQUESTED

Receive an update and authorize submittal of the staff-recommended design alternative to the Minnesota Department of Transportation (MnDOT) to improve the County State Aid Highway (CSAH) 50/5 interchange with Interstate 35 (I-35) in the City of Lakeville.

SUMMARY

To provide a safe and efficient transportation system, staff proceeded with work on County Project 50-33 under Contract No. DCA21560, authorized by Resolution No. 24-204 (April 23, 2024), which also confirmed the use of State of Minnesota grant funds to reimburse contract costs. The project is consistent with the adopted Capital Improvement Program and project development needs at the junction of I-35 and CSAH 50/5 in Lakeville (Attachment: Project Location Map). County Project 50-33 will address roadway safety and mobility needs at the major junction, including replacement of County and City roadway infrastructure and bridges. Limited reconstruction along I-35 will also be included.

County staff presented a project update to the Physical Development Committee on November 19, 2024, reporting on preliminary design work underway in partnership with the City of Lakeville and the Minnesota Department of Transportation (MnDOT). The interchange project is planned for 2028-2029 construction, with current project management goals addressing the need to submit a recommended geometric layout to MnDOT for review by February 1, 2025, as encouraged by Minn. Stat § 161.178 Transportation Greenhouse Gas Emissions Impact Assessment.

County staff and the consultant have now completed further studies of project alternatives and held the second public open-house meeting on December 19, 2024. Continued public outreach has also included communications with owners and tenants adjacent to the interchange project area.

The recent presentations to the Physical Development Committee, to local and state elected officials, and to the public have focused on two interchange design alternatives (Attachment: Interchange Alternative Layouts). The two alternatives are:

- The Modernized Diamond, which includes a new 174th Street local-roadway connection, closing 175th Street access east CSAH 50, as first mapped in recommendations from 2004 by

Dakota County and City of Lakeville.

- The Diverging Diamond, which includes an improvement to the existing 175th Street local roadway connection east of CSAH 50. This alternative includes options for routing pedestrian/bicyclist trails through the interchange under the I-35 bridges, with trails on the sides of CSAH 50 or a single trail in the center median of CSAH 50.

Based on detailed review of preliminary design alternatives, staff recommend submitting the Diverging Diamond interchange alternative to MnDOT for further technical review by February 1, 2025. The submitted design will be formatted as a study layout following MnDOT procedures and will include one of the two trail-routing options based on further review. The recommended design will be subject to further study and revisions after the MnDOT submittal, will be presented in funding program applications, and will be subject additional formal approvals. Staff recommend the Diverging Diamond alternative because it will provide a more efficient and safer layout for increasing traffic using the interchange compared to the Modernized Diamond and to other alternatives considered. The Diverging Diamond alternative also helps to limit property impacts and construction costs.

The recommended study layout will include modifications to other intersections on the CSAH 50/5 corridor, will add auxiliary lane capacity along northbound I-35, and will address the feasibility and recommendations for multi-use trail routings and crossing features. Staff will facilitate additional reviews and stakeholder outreach as more details are determined for the project’s recommended design, cost estimate, funding sources, and approval issues. Additional County Board updates or approvals will be included when necessary.

RECOMMENDATION

The County Engineer recommends authorizing submittal of the staff-recommended design alternative as a study layout to MnDOT to improve the CSAH 50/5 interchange with I-35 in the City of Lakeville.

EXPLANATION OF FISCAL/FTE IMPACTS

The 2024 Transportation Capital Improvement Program Adopted Budget included an approved budget in the amount of \$6,240,000. State of Minnesota Local Road Improvement Program (LRIP) Grant funds were awarded to Dakota County in a 2021 state appropriation, and \$1,466,232 from the LRIP Grant was applied to the current consultant contract under a reimbursable program (Dakota County Contract No. DCA21726 with MnDOT). A federal earmark of \$5.04M was also awarded to County Project 50-33 in 2023 and must be matched with 20 percent of local funds and obligated by September 30, 2026. Additional funding sources will be pursued to address costs through construction planned for 2028-2029. Preliminary construction estimates projected to 2028 range from approximately \$50 million to \$60 million, not including right-of-way costs.

- None
- Current budget
- Other
- Amendment Requested
- New FTE(s) requested

RESOLUTION

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

WHEREAS, CP 50-33 includes the preliminary engineering design of improvements at the interchange of County State Aid Highway 50 (CSAH 50) and Interstate 35 (I-35) in Lakeville; and

WHEREAS, the interchange project is planned for 2028-2029 construction, with current project management goals addressing the need to submit a recommended geometric layout to the Minnesota Department of Transportation (MnDOT) for review by February 1, 2025, per Minn. Stat § 161.178 Transportation Greenhouse Gas Emissions Impact Assessment; and

WHEREAS, County staff and engineering consultants have completed technical studies of project alternatives, working with the City of Lakeville and MnDOT, and completed two public meetings on September 9 and December 19, 2024; and

WHEREAS, County, City, and MnDOT staff evaluated efficient and safe service for increasing traffic when evaluating design alternatives, as well as other criteria including opportunities to limit property impacts and construction costs; and

WHEREAS, Staff recommend submitting the Diverging Diamond interchange alternative to MnDOT for further technical review by February 1, 2025, formatted as a study layout following MnDOT procedures.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Engineer to submit the Diverging Diamond interchange alternative to the Minnesota Department of Transportation for further technical review by February 1, 2025, formatted as a study layout.

PREVIOUS BOARD ACTION

24-204; 4/23/24

ATTACHMENTS

Attachment: Project Location Map

Attachment: Interchange Alternative Layouts

Attachment: Presentation Slides

BOARD GOALS

A Great Place to Live

A Healthy Environment

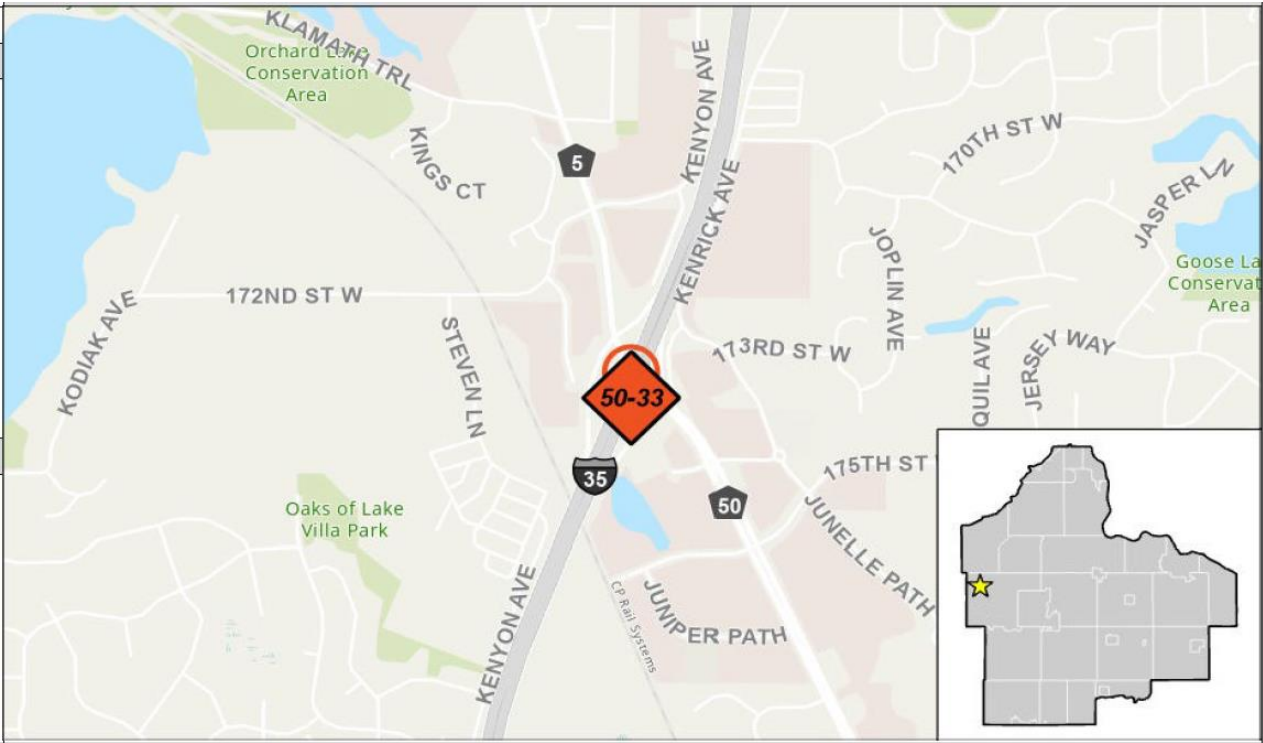
A Successful Place for Business and Jobs

Excellence in Public Service

CONTACT

Department Head: Erin Laberee

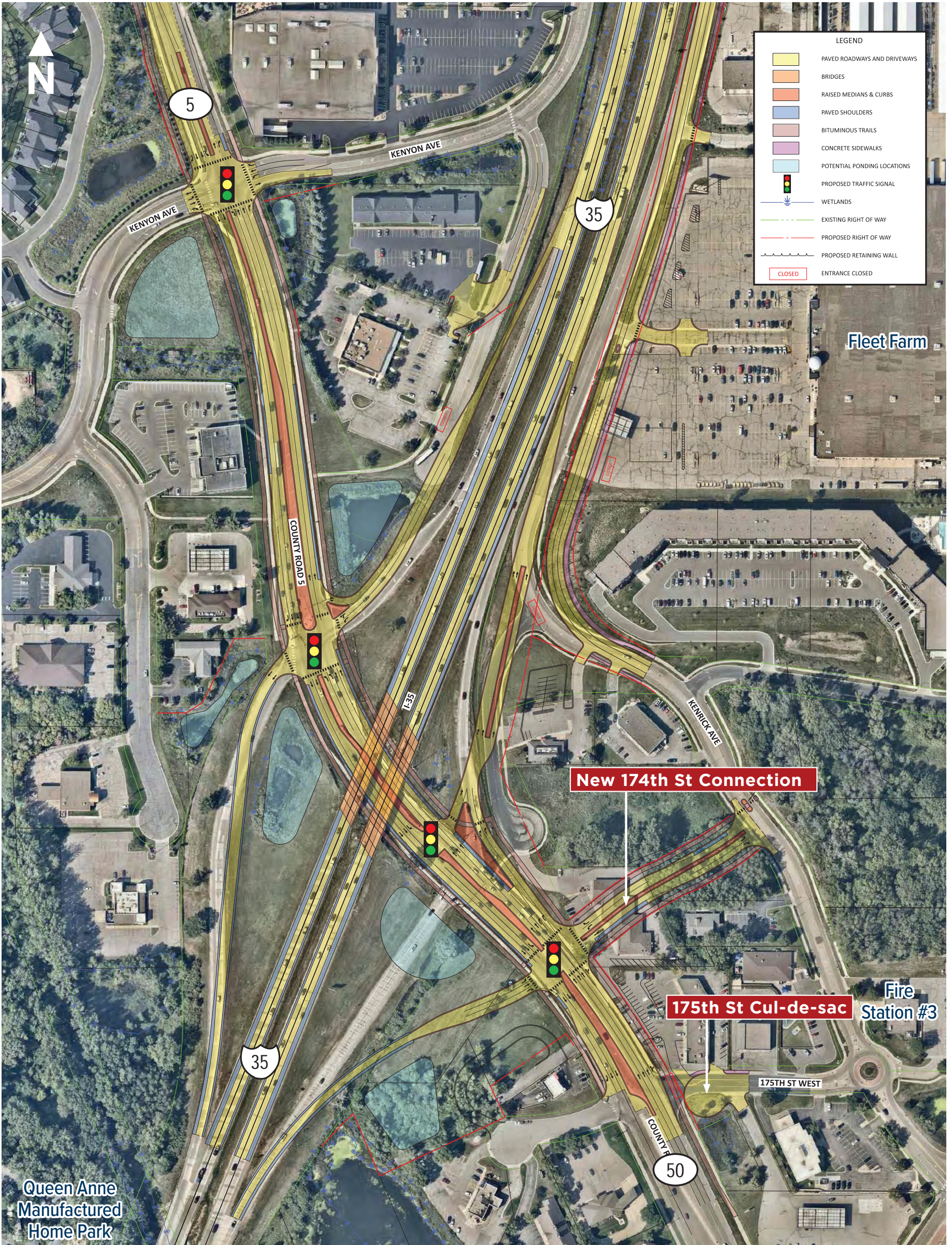
Author: Doug Abere



County Project 50-33
CSAH 50 and I-35 Interchange Improvement
in Lakeville

Modernized Diamond

- Intersections with signals for all travelers
- New 174th Street connection
- Cul-de-sac on 175th Street



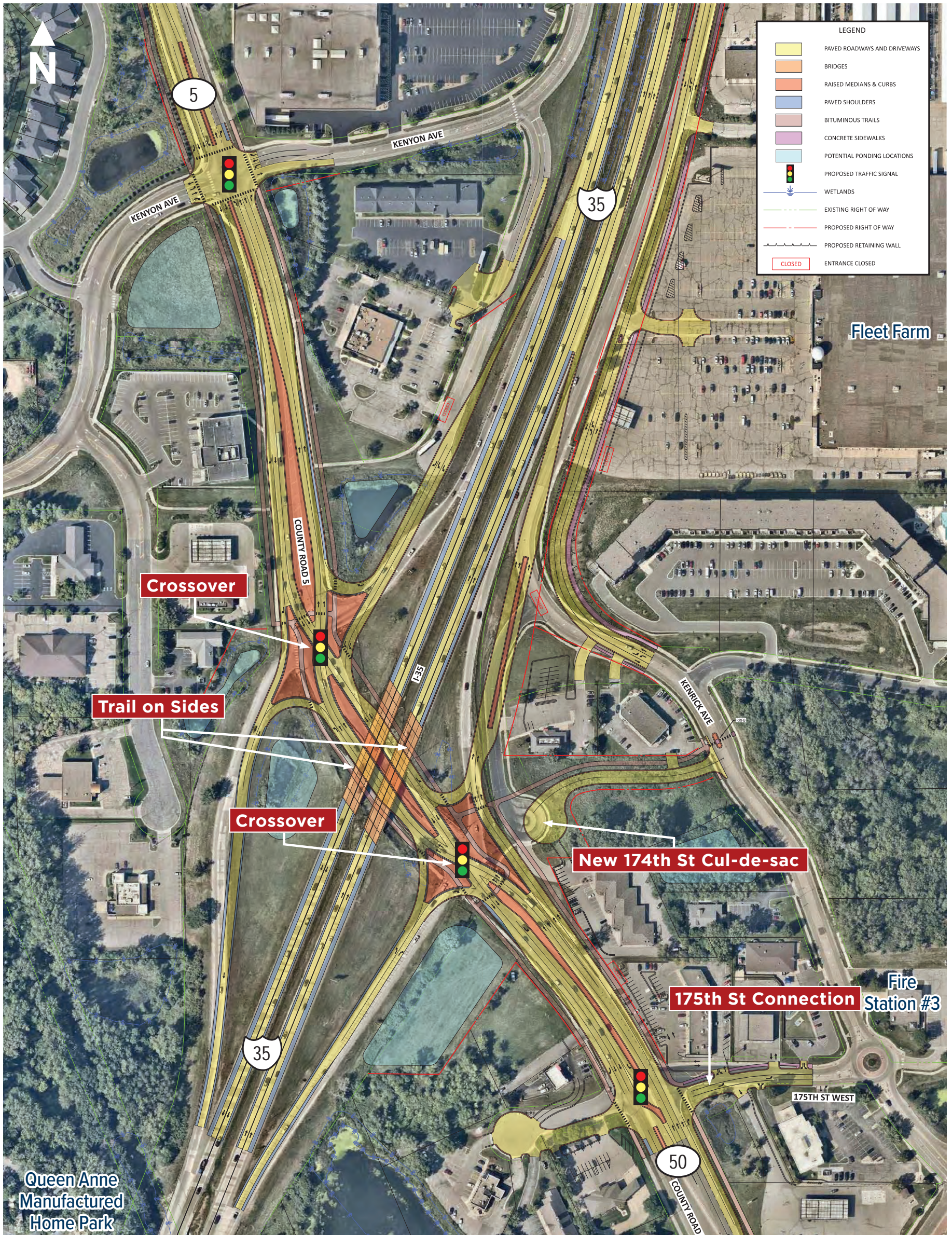
Business parking and access revisions are conceptual

County Road 50/County Road 5 Interchange at Interstate 35, Lakeville

Diverging Diamond

(Option with Trail on Sides)

- Intersections and signals, including a crossover design, which directs all traffic to cross over to the left-hand side of the roadway to facilitate unopposed left-turn movements
- 175th Street connection with signal added



Business parking and access revisions are conceptual



Authorization to Submit Recommended Design Alternative to MnDOT for the County Road 50/5 Interchange with I-35 in Lakeville

Dakota County Board
January 21, 2025
Doug Abere, Senior Project Manager

Presentation Outline



- Review and Update on Project Alternatives
- Factors for the design recommendation
 - Two alternatives presented to public: Dec 19, 2024
 - Reviews with MnDOT and City of Lakeville
 - Traffic mobility/safety; local impacts and costs
 - Schedule: regulatory and funding-program deadlines
- Discussion & County Board Action

Review and Update - Project Alternatives



Example Layout	Interchange Concept	Traffic Mobility	Traffic Safety	Safety for people walking and biking	Property Impacts	Construction Cost
	Alt 1 - Modernized Diamond with SE Loop	▲▲	▲▲	▲▲	19 parcels impacted 2 relocations	\$\$\$\$\$
	Alt 2 - Modernized Diamond	▲▲	▲▲	▲▲	19 parcels impacted 2 relocations	\$\$\$
	Alt 3 - Diverging Diamond	▲▲▲	▲▲▲	▲▲	19 parcels impacted 1 relocation	\$\$\$
	Alt 4 - Peanut Roundabout	▲	▲	▲▲	20 parcels impacted 1 relocation	\$\$\$
	Alt 5 - Diamond with SW Loop	▲▲	▲▲	▲▲	20 parcels impacted 2 relocations (highest risks)	\$\$\$\$

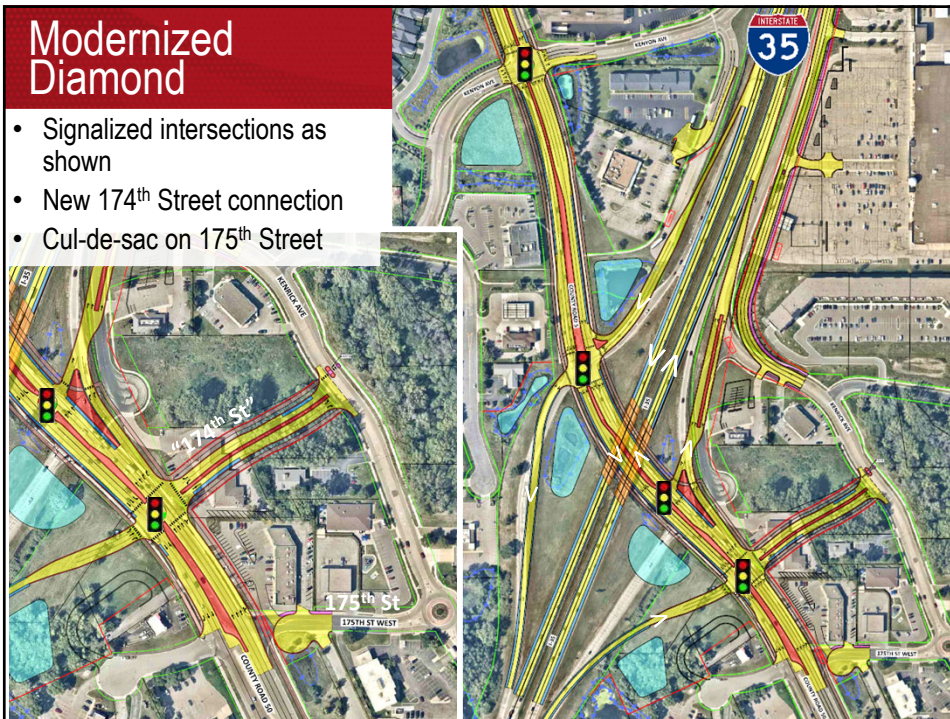
Two alternatives presented to the public on Dec 19, 2024:

- Modernized Diamond
- Diverging Diamond



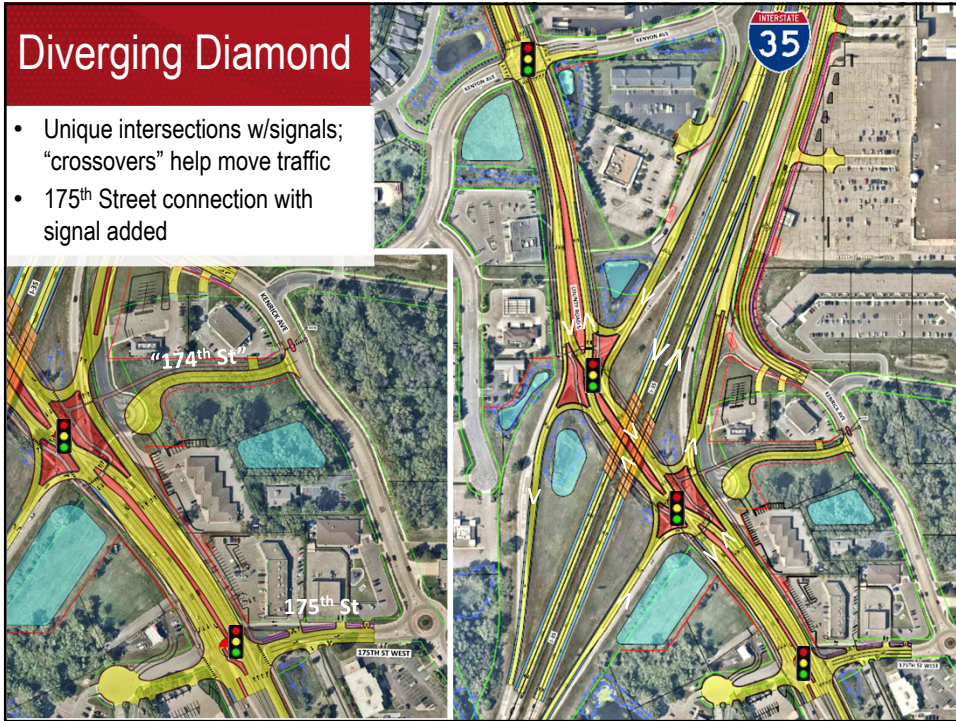
Modernized Diamond

- Signalized intersections as shown
- New 174th Street connection
- Cul-de-sac on 175th Street



Diverging Diamond

- Unique intersections w/signals; “crossovers” help move traffic
- 175th Street connection with signal added



Technical Reviews with MnDOT and City



• Traffic and safety

- Traffic mobility/congestion: alternatives are similar, with most traffic connecting with I-35 (60% - 80%)
- Diverging diamond expected to reduce crashes vs. typical diamonds (80 similar designs in 24 states):
 - 44% fewer fatal & injury crashes
 - 8% fewer property damage crashes
 - Similar findings for completed Minnesota projects

- **Pedestrians/bicyclist safety, local impacts, costs – alternatives are similar**

- **Diverging Diamond is the recommended design**
 - Best fit to primary traffic needs – connect with I-35
 - Significantly better long-term traffic safety
 - Details can be addressed for pedestrians and bicyclists
- **Updated construction estimate for funding applications**
(specific design elements and inflation per guidance to 2028)
 - \$40.8M State Trunk Hwy (I-35 bridges, ramps, auxiliary lane)
 - \$10.8M County Road 50/5
 - \$10.9M County & City matching
 - \$62.5M Total Construction (not including design & right-of-way)

Schedule Objectives

January 2025

- Submit recommended design to MnDOT as a *study layout* on Jan 27
(Feb 1 deadline per MN Greenhouse Gas Reg., regarding highway expansion)
- Federal RAISE grant submittal – due Friday, Jan 31

Additional 2025 Schedule Goals

- State Funding Opportunities
 - State Bonding in legislative session
 - Corridors of Commerce, summer-fall 2025
- Design reviews/refinement, environmental documentation, business community and public outreach (with open house no. 3)

- Discussion
- **Action:** Authorization To Submit Recommended Design Alternative To Minnesota Department Of Transportation For Interchange Improvements At County State Aid Highway 50/5 And Interstate 35 In City Of Lakeville, County Project 50-33



Board of Commissioners

Request for Board Action

Item Number: DC-4167

Agenda #: 14.1

Meeting Date: 1/21/2025

Information

See Attachment for future Board meetings and other activities.

January 20, 2025

Monday

All Day

County Offices Closed - Martin Luther King, Jr. Day Holiday

January 21, 2025

Tuesday

9:00 AM - 9:00 AM

Dakota County Board of Commissioners Meeting -- Administration Center, 1590 Highway 55, Boardroom, Hastings or View Live Broadcast
<https://www.co.dakota.mn.us/Government/BoardMeetings/Pages/default.aspx>

9:30 AM - 9:30 AM

Dakota County General Government and Policy Committee Meeting (or following CB) -- Administration Center, 1590 Highway 55, Conference Room 3A, Hastings

3:00 PM - 3:00 PM

Dakota County Community Development Agency Annual & Regular Meeting -- CDA, 1228 Town Centre Drive, Eagan, Boardroom

January 22, 2025

Wednesday

9:15 AM - 9:15 AM

Metropolitan Mosquito Control District Executive Committee Meeting -- Metropolitan Mosquito Control District 2099 University Ave. W, St. Paul

January 23, 2025

Thursday

1:00 PM - 1:00 PM

Vermillion River Watershed Joint Powers Board Meeting -- Dakota County Extension & Conservation Center, 4100 220th St. W, Farmington

7:00 PM - 7:00 PM

Dakota County Planning Commission Meeting -- Western Service Center, 14955 Galaxie Ave, Conference Room 106, Apple Valley

January 24, 2025

Friday

12:30 PM - 12:30 PM

Association of Minnesota Counties Board of Directors Meeting -- InterContinental Hotel, 11 E Kellogg Blvd, St. Paul

January 30, 2025

Thursday

2:00 PM - 2:00 PM

2025 MICA Annual Legislative Forum -- Wilds Golf Club, 3151 Wilds Ridge Ct, Prior Lake

January 31, 2025

Friday

7:30 AM - 7:30 AM

Legislative Breakfast with partners -- Northern Service Center, 1 Mendota Rd W. West St. Paul, Conference Room 110A

February 3, 2025

Monday

9:00 AM - 9:00 AM

Crisis and Recovery Center Ribbon Cutting -- Northern Service Center, 1 Mendota Rd West, West St. Paul, Conference Room 110

February 4, 2025

Tuesday

9:00 AM - 9:00 AM

**Dakota County Board of Commissioners Meeting -- Administration Center, 1590 Highway 55, Boardroom, Hastings or View Live Broadcast
<https://www.co.dakota.mn.us/Government/BoardMeetings/Pages/default.aspx>**

9:30 AM - 9:30 AM

Dakota County General Government and Policy Committee Meeting (or following CB) -- Administration Center, 1590 Highway 55, Conference Room 3A, Hastings

5:00 PM - 5:00 PM

Public Open House: County Project 42-172 -- Apple Valley Municipal Center, 7100 147th St W., Apple Valley



Board of Commissioners

Request for Board Action

Item Number: DC-4168

Agenda #: 15.1

Meeting Date: 1/21/2025

Adjournment