



Dakota County

Board of Commissioners

Agenda

Tuesday, September 20, 2022

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

Emails must be received by 7:30am on the day of the meeting.

Instructions on how to participate will be sent to anyone interested.

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)

5. **Public Hearing**

- 5.1 *Physical Development Administration* - Public Hearing To Receive Comments And Approve Dakota County Program Year 2021 Consolidated Annual Performance And Evaluation Report

CONSENT AGENDA

6. **County Administration - Approval of Minutes**

- 6.1 Approval of Minutes of Meeting Held on September 6, 2022

7. **Items Recommended By Board Committee***

- 7.1 *Office Of The County Manager* - Scheduling Of 2023 County Board/Committee Of The Whole Meetings, Workshops And Public Hearings

- 7.2 *Employee Relations* - Approval Of 2023 Medical Plans And Premium Rates
- 7.3 *Employee Relations* - Authorization To Accept Rates For 2023 Group Short-Term Disability Benefits
- 7.4 *Office Of Risk Management* - Adoption Of Dakota County All Hazard Mitigation Plan
- 7.5 *Community Services Administration* - Authorization To Execute Contracts For Interpretation And Translation Services
- 7.6 *Social Services* - Authorization To Amend 2022 Social Services Budget And Add 1.0 Full-Time Equivalent Social Worker Position
- 7.7 *Social Services* - Ratification Of Minnesota Department Of Human Services Combined Mobile Crisis Services And Home And Community Based Services Medical Assistance Percentage Grant Application, And Authorization To Accept Grant Funds And Execute Grant Agreement
- 7.8 *Parks, Facilities, and Fleet Management* - Adoption Of Natural Resource Management Plan For North Creek Greenway
- 7.9 *Transportation* - Authorization To Submit Grant Applications To Federal Railroad Authority For Infrastructure Investment And Jobs Act Railroad Crossing Elimination Grant For Funding To Remove Or Improve Railroad Crossings
- 7.10 *Transportation* - Authorization To Execute Jurisdictional Transfer Agreement, County State Aid Highway 9 And Accept Quit Claim Deed For Right Of Way From City Of Lakeville
- 7.11 *Environmental Resources* - Authorization To Amend County State Aid Highway 31 Wetland Bank

8. County Board/County Administration

- 8.1 *County Board* - Acceptance Of Resignation From Member Of Dakota-Scott Workforce Development Board

9. Community Services

- 9.1 *Employment and Economic Assistance* - Ratification Of USDA SNAP Fiscal Year 2022 Process And Technology Improvement Grant Application, And Authorization To Accept Grant Funds, Execute Grant Agreement And Related Contracts, And Amend 2022 Employment And Economic Assistance Budget

10. Enterprise Finance and Information Services

- 10.1 *Finance* - Report On Invoices Paid In August 2022

11. Physical Development

- 11.1** *Transportation* - Approval Of Right Of Way Acquisition And Authorization To Initiate Quick Take Condemnation For County Project 91-29 In Marshan Township, County Road 91 Reconstruction
- 11.2** *Transportation* - Award Of Bid And Authorization To Execute Contract With Eureka Construction, Inc. And Amend 2022 Sales And Use Tax Capital Improvement Program Budget For County Project 46-58 For Median Changes On CSAH 46 (160th Street) at CSAH 33 (Diamond Path)
- 11.3** *Transportation* - Authorization To Exchange Excess Right Of Way North Of County State Aid Highway 26 And East Of Trunk Highway 55 In City Of Eagan
- 11.4** *Transportation* - Designation Of 185th Street As County State Aid Highway 60 In City Of Lakeville
- 11.5** *Transportation* - Approval Of Final Plats Recommended By Plat Commission
- 11.6** *Transportation* - Authorization To Approve Release Of Restricted Access On Plat Of Christ Lutheran
- 11.7** *Parks, Facilities, and Fleet Management* - Authorization To Award Bid And Execute Contract With Shaw-Lundquist Associates, Inc. To Provide General Contractor Services For Law Enforcement Center Interior Renovations And Authorization To Amend 2022 Buildings Capital Improvement Program
- 11.8** *Parks, Facilities, and Fleet Management* - Authorization To Execute License Agreement Between Dakota County And Nexus Family Healing For Space Located At Aspen House

12. Public Services and Revenue

- 12.1** *Library* - Acceptance Of Gifts To Dakota County Library
- 12.2** *Public Services and Revenue Administration* - Approval Of Application For 1 to 4 Day Temporary Intoxicating On-Sale Liquor License For Dakota County Agricultural Society, Inc.

REGULAR AGENDA**13. Legislative Update****14. Physical Development**

- 14.1** *Physical Development Administration* - Authorization To Release Draft
2023-2027 Capital Improvement Program For Formal Review

15. County Board/County Administration

- 15.1** *Budget* - Adoption Of 2023 Certified Dakota County Maximum Proposed
Property Tax Levy

16. Interagency Announcements/Reports

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

17. County Manager's Report**18. Information**

- 18.1** Information
See Attachment for future Board meetings and other activities.

19. Adjournment

- 19.1** 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-1430

Agenda #: 4.1

Meeting Date: 9/20/2022

Approval of Agenda (Additions/Corrections/Deletions)



Board of Commissioners

Request for Board Action

Item Number: DC-1370

Agenda #: 5.1

Meeting Date: 9/20/2022

DEPARTMENT: Physical Development Administration

FILE TYPE: Regular Action

TITLE

Public Hearing To Receive Comments And Approve Dakota County Program Year 2021 Consolidated Annual Performance And Evaluation Report

PURPOSE/ACTION REQUESTED

Conduct a public hearing and approve the submission of the Dakota County Program Year 2021 Consolidated Annual Performance and Evaluation Report (CAPER) to the U.S. Department of Housing and Urban Development (HUD).

SUMMARY

The Dakota County Community Development Agency (CDA) administers the federal Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), and Emergency Solutions Grant (ESG) Programs on behalf of Dakota County as the grantee. The CDBG, HOME, and ESG Programs receive annual grants in amounts determined by the U.S. Congress for housing and community development activities. The use of funds is guided through a Five-Year Consolidated Plan, which outlines the County's strategies and objectives and is reviewed and approved by the Dakota County Board of Commissioners (Board). Prior to each program year, an Annual Action Plan is also reviewed and approved by the Board. Together, these documents serve as the planning documents allocating CDBG, HOME, and ESG funds to local governments and housing providers via approved activities. The activities must align with the strategies and objectives identified in the Five-Year Consolidated Plan.

Per federal administrative rule 24 CFR 91.520, the federal government requires the CAPER to be submitted to HUD no later than 90 days after the end of the program year. Program Year 2021 started July 1, 2021, and ended June 30, 2022. The Dakota County Program Year 2021 CAPER (2021 CAPER) is an evaluation of the Program Year 2021, detailing financial expenditures, persons assisted, and activity outcomes. The document also details the progress of the CDA, local governments, and housing providers in implementing the housing and community development strategies, projects, and activities, as identified in the Dakota County 2021 Annual Action Plan. The 2021 CAPER is due to HUD no later than September 28, 2022. The draft Executive Summary is attached.

The CAPER must be available for citizens to comment on before its submission to HUD. The draft 2021 CAPER report was available for review on the CDA and Dakota County websites. Public notice of the CAPER public comment period was published in the *Star Tribune* on August 24, 2022, and placed on the CDA and Dakota County websites. Public notice of the CAPER public hearing was published in the *Star Tribune* on September 8, 2022, and placed on the CDA and Dakota County

websites. No comments were received.

RECOMMENDATION

County and CDA staff recommend the Dakota County Board of Commissioners conduct a public hearing to receive comments from the public and approve the submittal of the Dakota County Program Year 2021 CAPER to HUD no later than September 28, 2022.

EXPLANATION OF FISCAL/FTE IMPACTS

None.

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

RESOLUTION

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

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

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

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

WHEREAS, the CAPER also details the progress of the CDA, local governments, and housing providers in implementing the housing and community development strategies, projects, and activities identified in the Annual Action Plan; and

WHEREAS, public notice for comments on the Dakota County Program Year 2021 CAPER was placed in the *Star Tribune* on August 24, 2022, and on the CDA and Dakota County websites along with the draft CAPER document; and

WHEREAS, public notice for the public hearing for the Dakota County Program Year 2021 CAPER was placed in the *Star Tribune* on September 8, 2022, and on the CDA and Dakota County websites along with the draft CAPER document; and

WHEREAS, no public comments were received on the CAPER document.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby conducts a public hearing on September 20, 2022, at 9:00 a.m., in the Boardroom, Administration Center, 1590 Highway 55, Hastings, Minnesota, to receive comments on the Dakota County Program Year 2021 Consolidated Annual Performance and Evaluation Report to the U.S. Department of

Housing and Urban Development; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby approves the submission of the Dakota County Program Year 2021 Consolidated Annual Performance and Evaluation report to the U.S. Department of Housing and Urban Development no later than September 28, 2022.

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

Attachment: Draft Dakota County Program Year 2021 CAPER Executive Summary

Attachment: Public Comment Notice and Affidavit of Publication

Attachment: Public Hearing Notice and Affidavit of Publication

BOARD GOALS

☒ A Great Place to Live

☐ A Successful Place for Business and Jobs

☐ A Healthy Environment

☐ Excellence in Public Service

PUBLIC ENGAGEMENT LEVEL

☐ Inform and Listen

☐ Discuss

☒ Involve

☐ N/A

CONTACT

Department Head: Erin Stwora

Author: Maggie Dykes

Dakota County Program Year 2021 Consolidated Annual Performance and Evaluation Report (CAPER)



July 2021 to June 2022

To be submitted to HUD
on September 28, 2022

Prepared by the Dakota
County CDA



Executive Summary

Dakota County is a grantee designated to receive federal funding through the U.S. Department of Housing and Urban Development (HUD) for the following entitlement programs: Community Development Block Grant (CDBG); HOME Investment Partnerships (HOME); and Emergency Solutions Grant (ESG). Dakota County is designated as the lead agency for the Dakota County HOME Consortium (the Consortium) and assumes the role of monitoring and oversight of the HOME funds for the Consortium, which includes Anoka, Dakota, Ramsey, and Washington counties and the city of Woodbury. As the grantee of CDBG funds, Dakota County directly works with the various municipalities (municipal subrecipients) within the County to provide access to this funding stream.

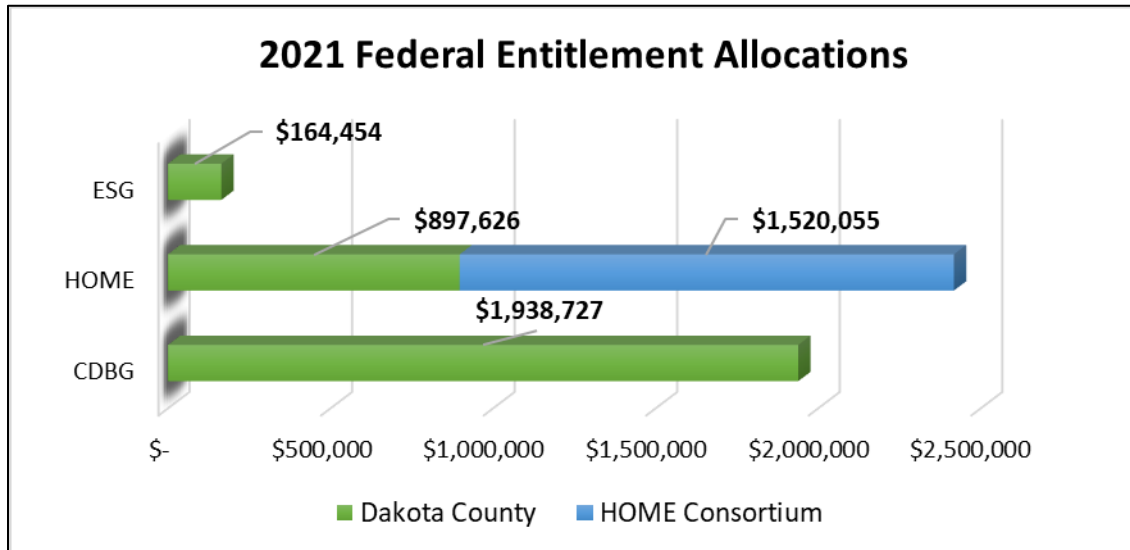
The Dakota County Community Development Agency (the CDA) has administered these federal funds on behalf of Dakota County since the County became an entitlement jurisdiction in 1984. Each of the three entitlement programs has eligible activities in which the funds can be utilized. The CDA directly partners with the municipalities, consortium members, and Dakota County Community Services and Physical Development departments to implement the programs. The CDA is charged with ensuring the rules and regulations are met and will continue to provide the administrative guardianship of the three programs through its agreement with Dakota County.

Each grantee must prepare a Consolidated Plan and subsequent Annual Action Plans to receive this federal funding which helps further affordable housing and community development activities. As a follow up to these plans, each grantee must also prepare a Consolidated Annual Performance and Evaluation Report (CAPER) detailing the progress the grantee has made towards achieving the goals and meeting the objectives outlined in the Annual Action Plan. This CAPER covers the 2021 Action Plan, the second year of the approved 2020-2024 Consolidated Plan for Dakota County. The 2020-2024 Consolidated Plan covers Program Years 2020 (July 1, 2020-June 30, 2021) through Program Year 2024 (July 1, 2024-June 30, 2025).

The 2020-2024 Consolidated Plan and the 2021 Action Plan identified objectives, priorities, strategies, and outcomes to achieve the housing and community development needs of the residents of Dakota County. The accomplishments of Dakota County for Program Year 2021 (July 1, 2021 through June 30, 2022) are listed in the report.

Allocations

The chart below details the federal funding allocated to Dakota County for Program Year (PY) 2021.



The Dakota County HOME Consortium was allocated \$2,417,681. Dakota County's share of this allocation was 37.1 percent or \$897,626.

Priorities and Outcomes

Below are the priorities established by Dakota County in its Consolidated Plan and the anticipated outcomes the County expects to have achieved at the completion of the Five-year plan on June 30, 2025.

1) Reduce Homelessness

- a) 200 households provided Rapid Rehousing assistance
- b) 100 households provided Homelessness Prevention funds

2) Affordable Rental Housing

- a) 360 rental units constructed
- b) 20 rental units rehabilitated

3) Affordable Homeowner Housing

- a) 300 homeowner units rehabilitated
- b) Six (6) rental units (re) constructed

4) Public Facilities

- a) 13,000 persons benefited from a public facility or infrastructure improvement

5) Public Services

- a) 15,000 persons benefited from public services

6) Neighborhood Revitalization

- a) 150 households assisted
- b) Three (3) buildings demolished

7) Economic Development

- a) 20 workforce trainees served

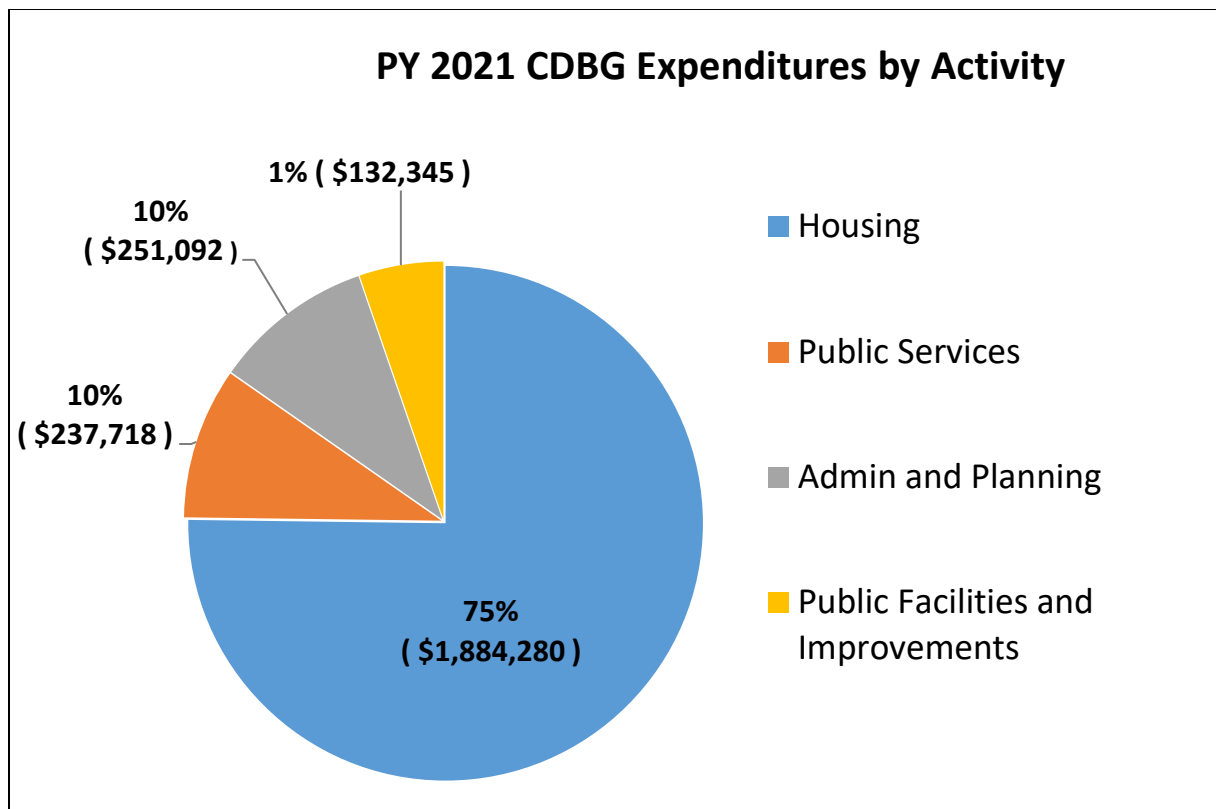
8) Planning and Administration

Expenditures by Program

Community Development Block Grant (CDBG)

Dakota County's CDBG allocation for Program Year (PY) 2021 was \$1,938,727. In PY 2021, the CDA received \$1,033,142.83 in program income, which was generated primarily from the CDA-administered Home Improvement Loan program. The combined total available from the PY 2021 allocation and program income was \$2,971,869.83. The total expenditure for PY 2021 was \$2,467,226.94.

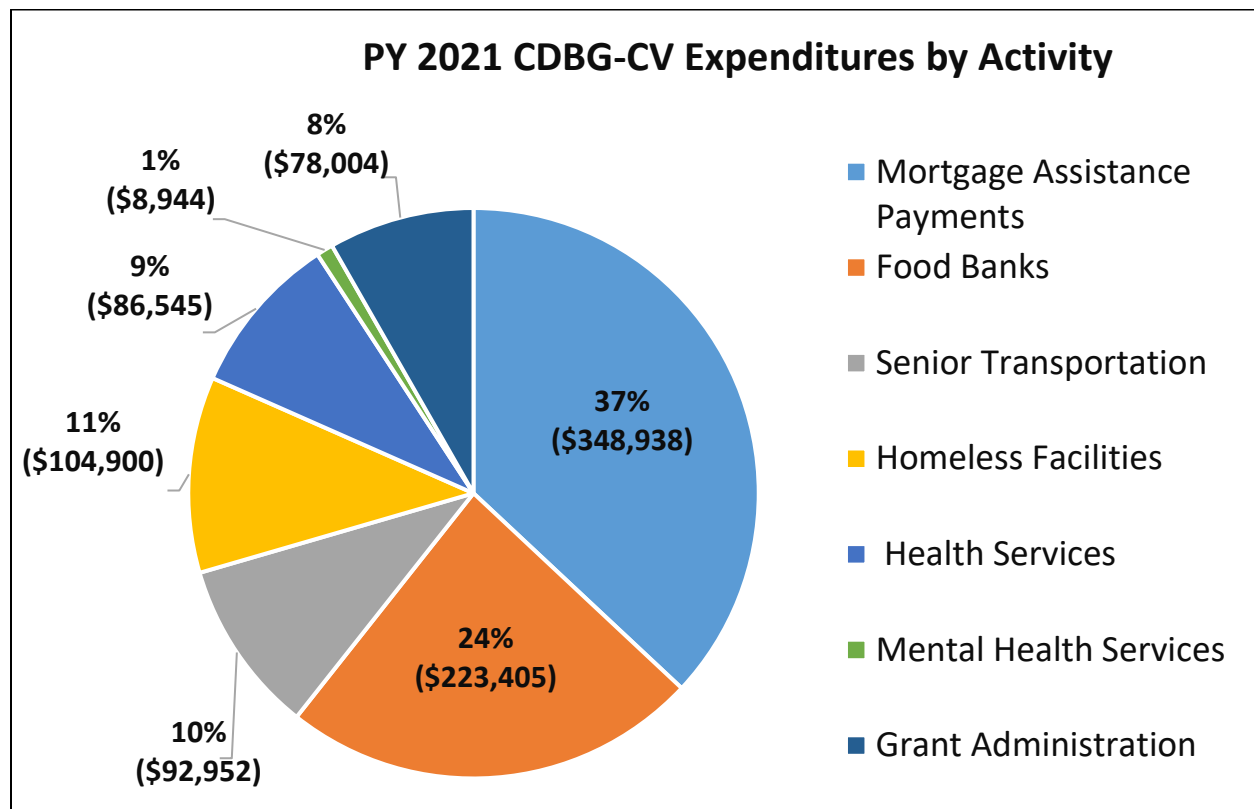
The chart below shows the percentages of those funds expended for each activity.



In 2020, Dakota County received an allocation of Community Development Block Grant Coronavirus (CDBG-CV) funds totaling \$2,913,485 to assist the County in responding to Covid-19. The County Board approved the use of the one-time CDBG-CV funds on the following activities:

CDBG-CV Activity	Activity Budget
Mortgage Assistance Payments	\$ 1,185,266
Food Banks	\$ 603,301
Senior Transportation	\$ 233,800
Homeless Facilities	\$ 378,000
Health Services	\$ 164,645
Mental Health Services	\$ 66,473
Grant Administration	\$ 282,000
TOTAL	\$ 2,913,485

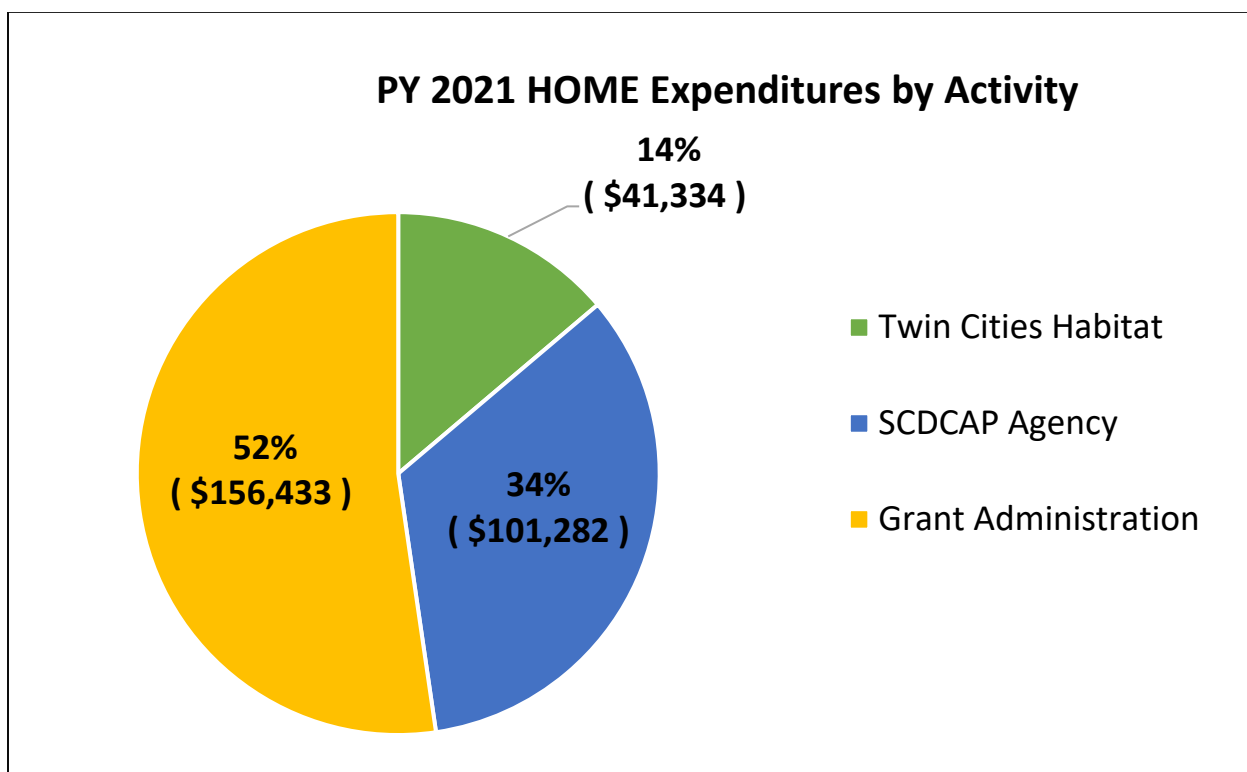
In PY 2021, \$943,688 of CDBG-CV funds were expended on the approved activities. The chart below details the expenditures.



HOME Investment Partnerships (HOME)

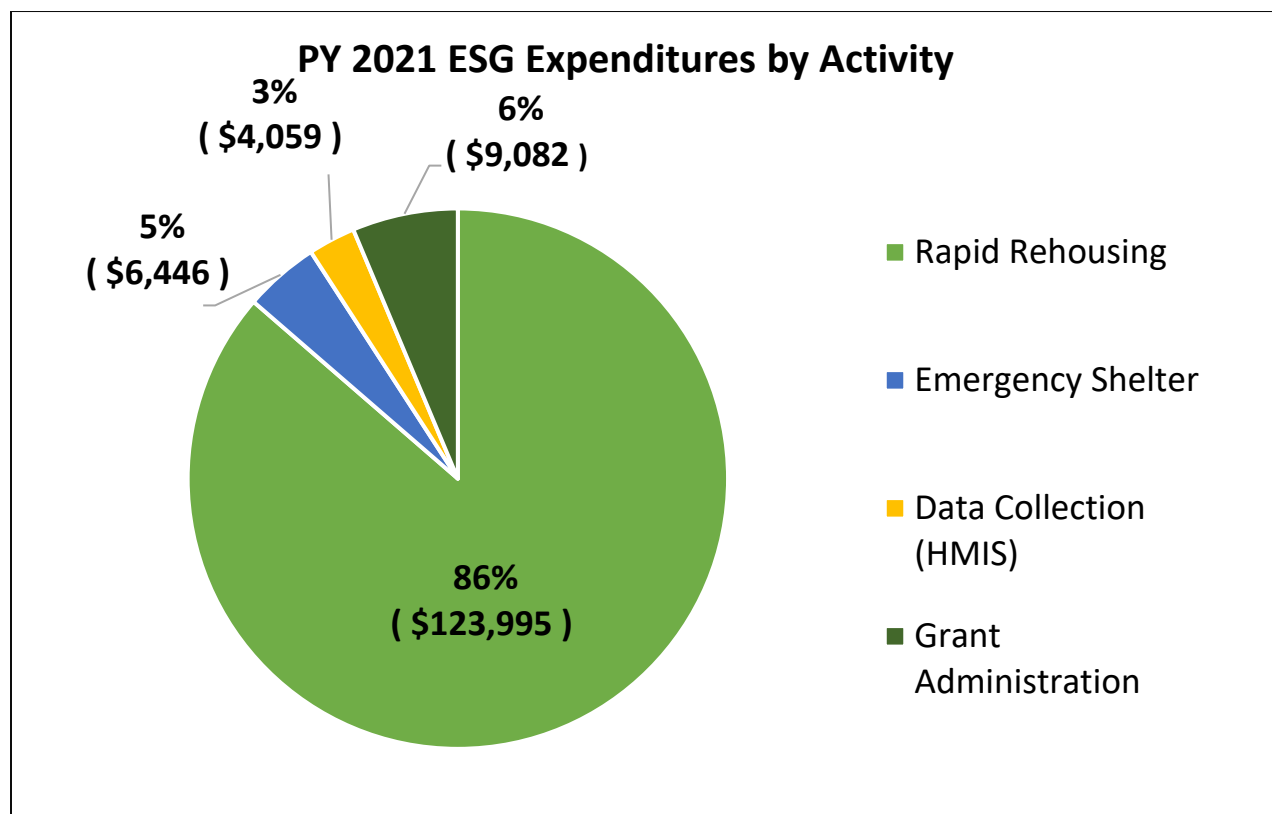
HOME funds were used for the construction of one Twin Cities Habitat for Humanity (TCHFH) single family home in Farmington, which was completed in PY 2021. The bulk of the \$299,049 of PY 2021 HOME funds expended in PY 2021 were spent on grant administration, which includes staff time, attorney fees, closing costs, and similar. Much time was spent preparing for several projects that will be completed in PY 2022, on which most of the County's HOME funds will be spent. Thirty-four (34%) of PY 2021 HOME funding was used to start Scott Carver Dakota CAP Agency's preservation of an 8-unit apartment building.

The following chart shows the expenditures for the two HOME-funded activities completed in PY 2021.



Emergency Solutions Grant (ESG)

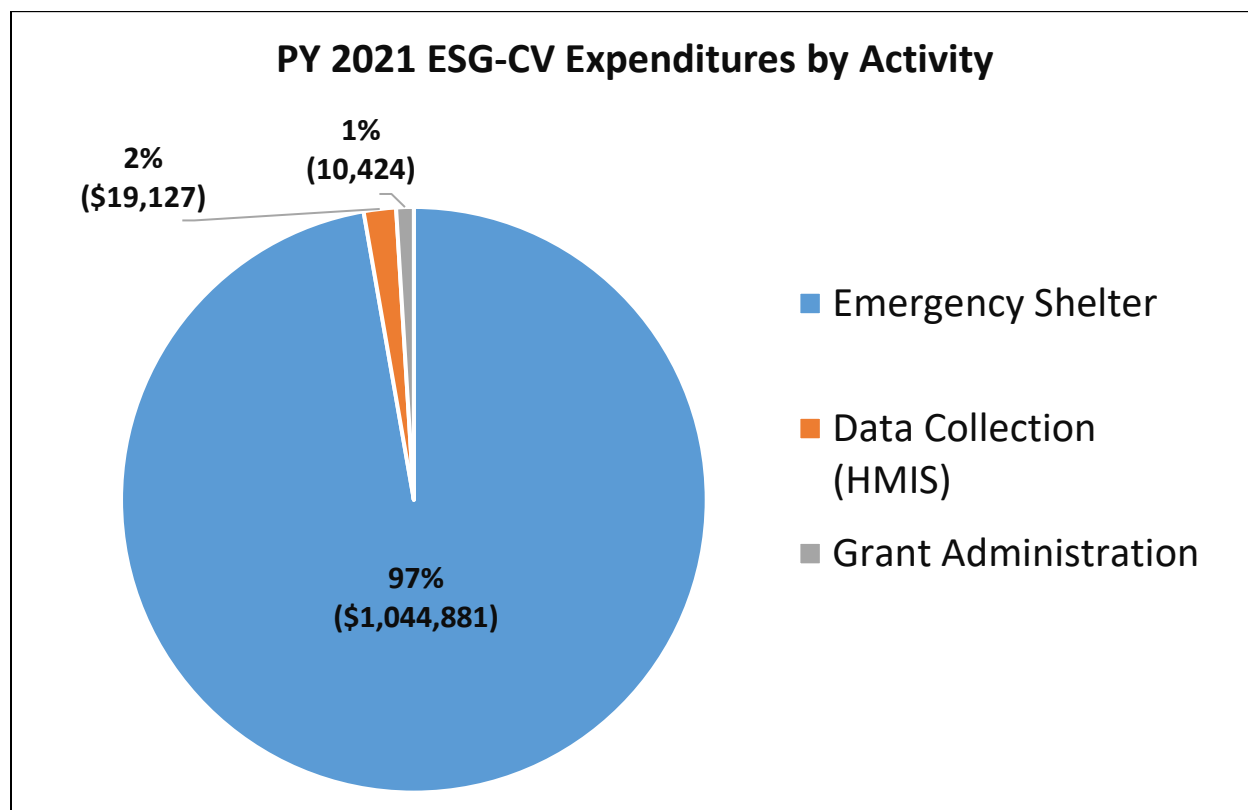
Funds expended in PY 2021 for the ESG program were dedicated to rapid rehousing, data collection (Homeless Management Information System or HMIS), emergency shelter and grant administration costs. A total of \$143,582.70 was expended on eligible ESG activities with \$123,995 expended on rapid rehousing, which includes on-going rental assistance payments as well as one-time payments for security deposits and first month's rent. The following chart details the ESG expenditures by activity.



In 2020, Dakota County received an allocation of Emergency Solutions Grant Coronavirus (ESG-CV) funds totaling \$2,109,564 to help address the needs of individuals or families who are homeless or are at risk of homelessness because of the coronavirus; and to support those eligible activities that mitigate the impacts of Covid-19. The County Board approved the use of the one-time activities on the following activities:

ESG-CV Activity	Activity Budget
Emergency Shelter Operations	\$ 1,879,481
Homeless Management Information System	\$ 19,127
Grant Administration	\$ 210,956
TOTAL	\$ 2,109,564

Since the funds were allocated, Dakota County has spent \$1,084,744. In PY 2021, \$1,074,431 of ESG-CV funds were expended on the approved activities. The chart below details the expenditures.



Accomplishments by Priority

Reduce Homelessness

ESG funds are one resource available to people experiencing homelessness. Dakota County Social Services and Hearth Connection, a private social services provider, deliver direct service to individuals and families referred through the Coordinated Entry system.

In PY 2021, Dakota County served 16 households through rapid rehousing and emergency shelter. In addition to providing rental assistance payments, the rapid rehousing component assists ESG participants with first month's rent, security deposits, and application fees. Dakota County has identified rapid rehousing as the most efficient and effective use of ESG funds, and the bulk of ESG funds are used for this activity.

Indicator	Unit of Measure	5-Year Expected	5-Year To Date	% Complete	2021 Expected	2021 Actual	% Complete
Rental Assistance/Rapid Rehousing	Households Assisted	200	49	24%	40	16	40%
Homelessness Prevention	Persons Assisted	100	0	0.00%	20	0	0.00%

Affordable Rental Housing

The Consortium added twelve HOME Rental Units in PY 2021. This was completed through new construction of four units and rehab of eight units.

The following chart breaks down the progress on the Affordable Rental Housing priority.

Indicator	Unit of Measure	5-Year Expected	5-Year To Date	% Complete	2021 Expected	2021 Actual	% Complete
Rental Units Constructed	Household Housing Unit	360	44	12%	20	4	20%
Rental Units Rehabilitated	Household Housing Unit	20	262	1,290%	0	8	800%

Affordable Homeowner Housing

Affordable Homeowner Housing is the focal point of Dakota County's CDBG program with homeowner rehabilitation being the main activity of the program. In 2021, \$1,532,761.03 (62 percent) of CDBG funds were expended on homeowner rehabilitation. The CDA completed on 52 homeowner rehabilitation projects, and closed on 60 loans, which will be expended in PY 2022.

One homebuyer was assisted through Ramsey County's down payment assistance (DPA) program and one homebuyer was assisted through Northfield's down payment assistance (DPA) program. HOME funds were also used to add five units of affordable homeowner housing through new construction. HOME funds were also used to add two units of affordable homeowner housing through acquisition, rehabilitation, and sale to qualified homebuyers.

Indicator	Unit of Measure	5-Year Expected	5-Year To Date	% Complete	2021 Expected	2021 Actual	% Complete
Homeowner Housing Rehabilitated	Household Housing Unit	300	114	38%	60	54	90%
Homeowner Units Constructed	Households Assisted	6	10	150%	3	5	167%
Direct Financial Assistance to Homebuyers	Households Assisted	1	11	1,100%	1	2	200%

Public Facilities

No public facilities activities were completed in PY 2021.

Indicator	Unit of Measure	5-Year Expected	5-Year To Date	% Complete	2021 Expected	2021 Actual	% Complete
Public Facility or Infrastructure Activities other than Low/Moderate Income Housing Benefit Homelessness Prevention	Persons Assisted	13,000	208	1%	6,000	0	0%

Public Services

The cities of Apple Valley, Burnsville, Eagan, Farmington, and Lakeville allocated funding to a variety of public services in PY 2021. Public Services provided by these communities include senior services, youth services, and senior transportation services.

Indicator	Unit of Measure	5-Year Expected	5-Year To Date	% Complete	2021 Expected	2021 Actual	% Complete
Public Service Activities Other than LMI Housing Benefit	Persons Assisted	15,000	7,397	49.3%	3,500	3,393	97%

Neighborhood Revitalization

One of the strategies of Dakota County's Neighborhood Revitalization is to address water and sanitation hazards. As part of this strategy, the Dakota County Environmental Services Division has sealed 32 abandoned residential wells and repaired one septic tank

to protect against groundwater contamination. Additionally, assessment abatement was provided to 17 households in Hastings.

Indicator	Unit of Measure	5-Year Expected	5-Year To Date	% Complete	2021 Expected	2021 Actual	% Complete
Households Assisted	Household Housing Unit	150	75	50%	69	50	72%
Buildings Demolished	Buildings	3	0	0%	0	0	0%

Economic Development

In PY 2021, no eligible applications were received for economic development activities. These funds are available for use in PY 2022.

Indicator	Unit of Measure	5-Year Expected	5-Year To Date	% Complete	2021 Expected	2021 Actual	% Complete
Workforce Trainees	Workforce Trainees	20	0	0.00%	0	0	0.00%

Administration and Planning

Marshan Township used CDBG funds for updates to its zoning code. The City of Lakeville developed an Americans with Disabilities Act (ADA) Analysis Plan to bring city-owned property into ADA compliance.

Indicator	Unit of Measure	5-Year Expected	5-Year Actual	% Complete	2021 Expected	2021 Actual	% Complete
Other	Other	10	5	50%	3	2	67%

AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA)
COUNTY OF HENNEPIN)



650 3rd Ave. S, Suite 1300 | Minneapolis, MN | 55488

Terri Swanson, being first duly sworn, on oath states as follows:

1. (S)He is and during all times herein stated has been an employee of the Star Tribune Media Company LLC, a Delaware limited liability company with offices at 650 Third Ave. S., Suite 1300, Minneapolis, Minnesota 55488, or the publisher's designated agent. I have personal knowledge of the facts stated in this Affidavit, which is made pursuant to Minnesota Statutes §331A.07.
2. The newspaper has complied with all of the requirements to constitute a qualified newspaper under Minnesota law, including those requirements found in Minnesota Statutes §331A.02.
3. The dates of the month and the year and day of the week upon which the public notice attached/copied below was published in the newspaper are as follows:

<u>Dates of Publication</u>	<u>Advertiser</u>	<u>Account #</u>	<u>Order #</u>
StarTribune 08/23/2022	DAKOTA COUNTY COMMUNITY DEVELOPM	1000368678	433962

4. The publisher's lowest classified rate paid by commercial users for comparable space, as determined pursuant to § 331A.06, is as follows: **\$291.20**

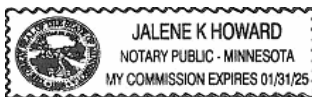
5. Mortgage Foreclosure Notices. Pursuant to Minnesota Statutes §580.033 relating to the publication of mortgage foreclosure notices: The newspaper's known office of issue is located in Hennepin County. The newspaper complies with the conditions described in §580.033, subd. 1, clause (1) or (2). If the newspaper's known office of issue is located in a county adjoining the county where the mortgaged premises or some part of the mortgaged premises described in the notice are located, a substantial portion of the newspaper's circulation is in the latter county.

FURTHER YOUR AFFIANT SAITH NOT.

Terri Swanson

Subscribed and sworn to before me on: 08/23/2022

Jalene K. Howard



Notary Public

AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA)
COUNTY OF HENNEPIN)



650 3rd Ave. S, Suite 1300 | Minneapolis, MN | 55488

Terri Swanson, being first duly sworn, on oath states as follows:

1. (S)He is and during all times herein stated has been an employee of the Star Tribune Media Company LLC, a Delaware limited liability company with offices at 650 Third Ave. S., Suite 1300, Minneapolis, Minnesota 55488, or the publisher's designated agent. I have personal knowledge of the facts stated in this Affidavit, which is made pursuant to Minnesota Statutes §331A.07.

2. The newspaper has complied with all of the requirements to constitute a qualified newspaper under Minnesota law, including those requirements found in Minnesota Statutes §331A.02.

3. The dates of the month and the year and day of the week upon which the public notice attached/copied below was published in the newspaper are as follows:

<u>Dates of Publication</u>	<u>Advertiser</u>	<u>Account #</u>	<u>Order #</u>
StarTribune 09/08/2022	DAKOTA COUNTY COMMUNITY DEVELOPM	1000368678	435358

4. The publisher's lowest classified rate paid by commercial users for comparable space, as determined pursuant to § 331A.06, is as follows: **\$330.40**

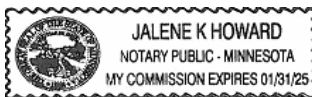
5. Mortgage Foreclosure Notices. Pursuant to Minnesota Statutes §580.033 relating to the publication of mortgage foreclosure notices: The newspaper's known office of issue is located in Hennepin County. The newspaper complies with the conditions described in §580.033, subd. 1, clause (1) or (2). If the newspaper's known office of issue is located in a county adjoining the county where the mortgaged premises or some part of the mortgaged premises described in the notice are located, a substantial portion of the newspaper's circulation is in the latter county.

FURTHER YOUR AFFIANT SAITH NOT.

Terri Swanson

Subscribed and sworn to before me on: 09/08/2022

Jalene K. Howard



Notary Public

CLASSIFIEDS + PUBLIC NOTICES

STARTRIBUNE.COM/CLASSIFIEDS • 612.673.7000 • 800.927.9233

General Policies

Review your ad on the first day of publication. If there are no changes, notify us immediately. We will make changes for errors and adjust your bill, but only if we receive notice on the first day the ad is published. We limit our liability in this way, and we do not accept liability for any other damages which may result from error or omission. An ad of an ad. All ad copy must be approved by the newspaper, which reserves the right to request changes, reject or properly classify an ad. The advertiser, and not the newspaper, is responsible for the truthful content of the ad. Advertising is also subject to credit approval.

Legal Notices

NOTICE TO ANNOUNCE PUBLIC HEARING

Notice is hereby given that a public hearing will be held by the Dakota County Board of Commissioners on September 20, 2022 at 9:00 a.m. in the Board Room of the Dakota County Administration Center, 1590 West Highway 55, Hastings, MN for the purpose of receiving comments from the general public concerning the Dakota County HOME Consortium 2021 Consolidated Annual Performance and Evaluation Report (CAPER). The CAPER reviews the performance of the Dakota County HOME Consortium in meeting the housing, community, and economic development needs as outlined by the Consortium in the 2020-2021 Dakota County Consortium Consolidated Plan and the 2021 Dakota County Consortium Action Plan.

The draft CAPER report will be available for citizen review through September 19, 2022 on the CDA's website at www.dakotacda.org, on the Dakota County website at www.dakotacounty.us, and the public may request written copies of the CAPER by contacting the CDA at its offices at 1228 Town Centre Drive, Eagan, MN, or by contacting Emily Anderson at eamerson@dakotacda.org.

If you would like to submit comments after reviewing the CAPER, please send them in writing to the Dakota County CDA, attention Emily Anderson, 1228 Town Centre Drive, Eagan, MN, 55123; or by Fax 651-675-4444. Persons who wish to testify at the public hearing are requested to contact Emily Anderson at the address listed above, or via email eamerson@dakotacda.org, or via telephone at 651-675-4468; Fax at 651-675-4444; or MN Relay Service: 1-800-627-3529, 9 a.m. to 4:30 p.m. on Wednesday, September 14, 2022. If you require special accommodations, please contact the CDA at least a week before the hearing.

Proposals for Bids

Community Action Partnership of Ramsey and Washington Counties is looking to purchase a Cargo Van to be used for weatherization of low income housing throughout Ramsey, Washington, and Anoka counties. Must have the following specifications:
Tail Roof. At least 6 feet high Long or Extended Length
At least 340 cu. Ft.
Max payload of at least 3,300 lbs
If interested, please contact Elizabeth at 651-440-5123, or email elizabeth@erudebusch@caprw.org.

Garage Sales - North Suburbs

Brooklyn Center MOVING SALE! Thurs 09/08 - Sat 09/10; 8:00 - 5:00. 5813 Irving Ave N. Furniture, lamps, tools, lawn furniture, toys, toys, household goods, some antiques, Christmas, woodworking equip, 60 years of stuff! No kids items or clothing. CASH ONLY!

Garage Sales - NW, SW & W Suburbs

BLOOMINGTON Holy Emmanuel Lutheran Church, 201 E 104th St. **RUMMAGE SALE!** Fri 9/9, 8-7; Sat 9/10, 8-12 (\$5 bag day)

Garage Sales - East Suburbs

SHOREVIEW SILVERTHORN

Cty Rd I & Hamline Ave.
Large Multi Community Garage Sales.
Something for everyone!
SILVERTHORN ESTATES
Sept 8-9, 8-6. Rain or shine.

Garage Sales - St. Paul

ST. ANTHONY PARK ANNUAL COMMUNITY GARAGE SALES
9-5, SAT. SEPT. 10
MULTIPLE SALES, MAPS AVAILABLE. 8 AM at Speedy Market on Como Road, and Doolittle on Hamden Park Coop. @ Raymond and Hampden Ave. (or sales sites)

Home & Commercial Services

LAWN & LANDSCAPING

www.HappyYardMN.com
Clean-ups, gutter cleaning, shrub & brush removal, tree/shrub trimming, sod installation & landscaping, ever rocks, topsoil, garden, trees, patio installation, privacy fence installation & repairs.

Residential & Commercial

20% Off Competitors!
J. Mendoza 612-990-0945

PAINTING - G.R.'s Painting
Wallpaper Removal. Woodworking. Int./Ext. Free Est. Low Rates. 20 Yrs Exp. In Fridley. Grant 763-789-2510

J. BROTHERS LANDSCAPING Pavers, mowing, mulch, new sod, rocks, gutter cleaning, clean-up. Free estimates. **10% off!** 612-380-4468

216 General Announcements

FORMER HEAT AND FROST INSULATOR WITH LOCAL 34. Please contact Derek Warnke at (314) 437-0767 if you worked with Local 34 between 1952-1958 or know Virgil Rhone.

324 Collectibles

Buying: old toys, Tonkas, Hot Wheels, die cast, action figs, G.I. Joe, Star Wars, models, tractors, sports cards & more! **612.559.0666**

COIN SHOW - SATURDAY SEPTEMBER 10

The Roseville Skating Center, 2661 Civic Center Drive, 9:00 - 4:00. BUY/SELL. **612-770-6578**

COIN SHOW SEPTEMBER 11, 9-4. Cambria Hotel, 9555 Grove Circle, Maple Grove. 651-269-5846

Place an ad today.

Call 612.673.7000, fax 612.673.4884 or go to startribune.com/placeads.

371 Jewelry & Precious Metals

PAYING CASH (NO CHECKS) WE BUY IT ALL!

BBB A+++, WCCO #1 Appraiser. Diamond Specialist/Gemologist. We have thousands of referrals. 45 YRS IN BUSINESS.
Gold & silver jewelry, sterling flatware, silver coins, diamonds, Dental, 10K, 14K, 18K & gold/silver999 bullion. Collectibles, vintage comics & baseball cards. WE MAKE HOUSE CALLS! (within 90 mi. of TC). We make it easy! Call 7 days a week 9am-9pm for free advice. **WE CAN HELP YOU!**
Mark & Susan 612-802-9686

395 Misc. For Sale & Wanted

FREON WANTED Certified buyer looking to buy R11, R12, R600 and more. Call Kurt 312-586-9371

404 Dogs

Airedale Terrier Puppies AKC registered. Looking for a forever home. \$800. 563-380-7425

Alaskan Klee Kai Puppies \$1500obo. Ready Sept. 8th. Pet only. 701-368-0253

Australian Shepherd Puppies Great companion, family, working dogs. Parents onsite. Farm raised. Ready to go. \$1,200 or B.O. 507-456-3419

Bernedoodles BouncingBernedoodles.com
Tri All sizes age
Call: 507-251-1909 507-251-1909

Bernedoodles Mini 1M,1F willowwoodbernernbabies.com 952-737-8811 \$5,250

BRITTANY PUPS AKC OFA, ch, rdy now, vet chkd, wormed, dewes, tails, hunt & family. \$990+. 320-279-2187

Bulldogge, Olde English Puppies, rare colors, shiny paper. \$1500m/\$1300f 612-669-0909

Bulldog - Oldie English Bulldog Puppies Olde English, 2 girls 1 boy. Shots health certificate, 8 wks. Champ Bloodlines.

651-815-5885.
\$900.00 651-815-5885

Cavalier AKC Heart & DNA tested www.ccavalier.com \$1375 boys \$1575 girls 701-408-9094

COCKER SPANIEL AKC PUPS Mini & hunter styles. Shots, wormed. 920-53-3410. Koshkonong Lake, WI.

English Springer Spaniel Pups AKC Vet checked & shots, dewormed, farm & family raised. \$1000. Ready 8/23. Call: 641-364-2097

EUROPEAN CREAM GOLDEN RETRIEVERS 8 months old. Best offer. 651-825-4378

French Bulldog 10 wks, vet checked, males, shots, Socialized, \$2,500. Call 320-259-1006

German Sheperd puppies born July 25th, 2 males and female available 612-743-4286

GERMAN SHEPHERD PUPS

AKC, Exc temp, Genetic guar antee. 715-537-5413. www.jerland.com

GERMAN SHEPHERD PUPS PURE-BRED. Farm raised, good w/kids. Dad: White. Mom: Black/Tan. Pups: mix of colors. \$325. Ph: **218-538-6585**

Goldendoodle Mini F1B Pups. Red & White. Shots & wormed. Very cute, friendly. \$5000. 715-223-6937

GOLDEN RETRIEVER AKC M PUPS Home rsd, vacc, dewes, dewormed, hith guar. \$1300. 920-286-2258

Golden Retriever Pups AKC. Both parents have all 4 OFA clearances. Medium coat. First shots, microchipped. 2-year health guarantee. Raised in our home. Pups swim every day. 12 weeks old. 1 male and 1 female. \$1,500 218-246-9951

IRISH SETTER FIELD BRED PUPS FB5B/UKC reg, 40 yr breeding history. MF/970-653-0228 ironfisetters.net

King Charles/Golden Retriever/Border King Charles and other Retrievers pups. 507-760-0058

LAB AKC BLACK & CHOCOLATE with silver factor. Male \$600, Female \$800. 218-205-1373

Lab Purebred AKC Puppies dew claws removed, wormed, vaccinated, health guarantee 507-951-7417

Labs AKC \$700 Rock Valley Iowa 712-451-8825 www.fluittsheperdsandcavaliers.com

Malshi Shorkie Cockapoo Mini Poodle puppies ready now! \$500-1100 www.puppyplace.biz 712-441-5997

Miniature schnauzers Two salt and pepper males left. The tails have not been docked. Ready to go September 12th. \$700 Jonibologna@hotmail.com

Newfoundland Puppies Purebred Newfys. Black, Brown, Land-seer. 1st shots. \$1,250 763-227-7353

Pomeranian Purebred Rare black adorable puppies \$450 call 320-882-0097

Poodle AKC Standard Family Raised Ofa Tested Partially Checked Silver/Cream 4 month old \$1000 no papers. 8 week old parti & Waitlist for reds \$1500 papers 218-590-2050

Schnauzer Mini Pups f&m S/P BLK 451 Vet ckd hith guar social shots wormd fm rsd \$50.00 320-266-5969

TEDDY BEARS (NON-SHED), beautiful, 14 wk \$395 & 8 wk \$695. Vacc/hith guar. Delivery posts. 632 4433 Huskies free w/vet refs. 608-633-7407

VIZSLA AKC PUPS: Born 6/18, Males. \$800. Call 320-554-2063 Facebook: Villard Vizslas.

Westie Vet checked, shots, wormed, dewes, IFA AKC limited registration. Call W/ 319-464-6874

Yorkshire Terrier Puppies 3 male CKC yorkies vaccinations, dewes and tails, wormed. Family raised. Ready September 15th. \$950 218-513-6912

413 Horses & Livestock

Wanted: Butcher Cows, Bulls, Fats. Also, thin lame, lump jaw, foundered cattle - **CASH.** Please call 320-894-7175

Elko Country Home

Waterfront for rent 3 bedrooms w/3 bathrooms, \$3,000 call 406-260-1390

VEHICLES WANTED

\$\$\$\$\$ CASH FOR CARS \$\$\$\$
Repairables or Junkers 612.414.4924

Mortgage Foreclosures

NOTICE OF MORTGAGE FORECLOSURE SALE

THE RIGHT TO VERIFICATION OF THE DEBT AND IDENTITY OF THE ORIGINAL CREDITOR WITHIN THE TIME PROVIDED BY LAW IS NOT AFFECTED BY THIS ACTION.

NOTICE IS HEREBY GIVEN, that default has occurred in the performance of the following described mortgage:

Mortgagor: Dennis R. Juelich and Naomi K. Juelich, husband and wife, as joint tenants and not as tenants in common

Mortgagee: Genworth Financial Home Equity Access, Inc. formerly known as Liberty Reverse Mortgage, Inc.

Dated: November 18, 2008
Recorded: December 2, 2008
Anoka County Recorder Document No. 2004216.018

Assigned To: Reverse Mortgage Solutions, Inc.

Dated: July 9, 2020
Recorded: July 14, 2020
Anoka County Recorder Document No. 2269458.001

Assigned To: Bank of New York Mellon Trust Company, N.A. not in its individual capacity but solely as owner trustee for Cascade Funding Mortgage Trust HB5

Dated: May 5, 2021
Recorded: May 17, 2021
Anoka County Recorder Document No. 2318710.01

Assigned To: Wilmington Savings Fund Society, FSB, not in its individual capacity but solely as owner trustee for Cascade Funding Mortgage Trust HB5

Dated: April 13, 2022
Recorded: April 20, 2022
Anoka County Recorder Document No. 23062734.012

Assigned To: Transaction Agent: N/A
Transaction Agent Mortgage Identification Number: N/A

Lender or Broker: Genworth Financial Home Equity Access, Inc. formerly known as Liberty Reverse Mortgage, Inc.

Residential Mortgage Servicer: PHH Mortgage Corporation

Mortgage Originator: Genworth Financial Home Equity Access, Inc. formerly known as Liberty Reverse Mortgage, Inc.

LEGAL DESCRIPTION OF PROPERTY: Lot 7, Block 7, Forest Glen, according to the duly recorded plat thereof on file and of record in the office of the County of Hennepin, Minnesota, and for Anoka County, Minnesota

This is Abstract Property.
TAX PARCEL NO.: 13-33-24-41-007

DATE AND TIME OF PROPERTY: 20770 Butternut St Nw Oak Grove, MN 55011

COUNTY IN WHICH PROPERTY IS LOCATED: Anoka

ORIGINAL PRINCIPAL AMOUNT OF MORTGAGE: \$247,500.00

AMOUNT DUE AND CLAIMED TO BE DUE AS OF DATE OF NOTICE: \$181,979.00

That prior to the commencement of this mortgage foreclosure proceeding Mortgagee/Assignee of Mortgagee complied with all notice requirements as required by statute; that no action or proceeding has been instituted at law or otherwise to recover the debt secured by said mortgage, or any part thereof;

PURSUANT to the power of sale contained in said mortgage, the above described property will be sold by the Sheriff of said county as follows:

DATE AND TIME OF SALE: September 23, 2022, 10:00 AM

PLACE OF SALE: Sheriff's Office, 13301 Hanson Boulevard NW, Andover, MN 55002

That no action or proceeding has been instituted at law or otherwise to recover the debt secured by said mortgage, or any part thereof;

PURSUANT to the power of sale contained in said mortgage, the above described property will be sold by the Sheriff of said county as follows:

DATE AND TIME OF SALE: September 23, 2022, 10:00 AM

PLACE OF SALE: Sheriff's Office, 13301 Hanson Boulevard NW, Andover, MN 55002

That no action or proceeding has been instituted at law or otherwise to recover the debt secured by said mortgage, or any part thereof;

PURSUANT to the power of sale contained in said mortgage, the above described property will be sold by the Sheriff of said county as follows:

DATE AND TIME OF SALE: September 23, 2022, 10:00 AM

PLACE OF SALE: Sheriff's Office, 13301 Hanson Boulevard NW, Andover, MN 55002

That no action or proceeding has been instituted at law or otherwise to recover the debt secured by said mortgage, or any part thereof;

PURSUANT to the power of sale contained in said mortgage, the above described property will be sold by the Sheriff of said county as follows:

DATE AND TIME OF SALE: September 23, 2022, 10:00 AM

PLACE OF SALE: Sheriff's Office, 13301 Hanson Boulevard NW, Andover, MN 55002

That no action or proceeding has been instituted at law or otherwise to recover the debt secured by said mortgage, or any part thereof;

PURSUANT to the power of sale contained in said mortgage, the above described property will be sold by the Sheriff of said county as follows:

DATE AND TIME OF SALE: September 23, 2022, 10:00 AM

PLACE OF SALE: Sheriff's Office, 13301 Hanson Boulevard NW, Andover, MN 55002

That no action or proceeding has been instituted at law or otherwise to recover the debt secured by said mortgage, or any part thereof;

PURSUANT to the power of sale contained in said mortgage, the above described property will be sold by the Sheriff of said county as follows:

DATE AND TIME OF SALE: September 23, 2022, 10:00 AM

PLACE OF SALE: Sheriff's Office, 13301 Hanson Boulevard NW, Andover, MN 55002

That no action or proceeding has been instituted at law or otherwise to recover the debt secured by said mortgage, or any part thereof;

PURSUANT to the power of sale contained in said mortgage, the above described property will be sold by the Sheriff of said county as follows:

DATE AND TIME OF SALE: September 23, 2022, 10:00 AM

PLACE OF SALE: Sheriff's Office, 13301 Hanson Boulevard NW, Andover, MN 55002

That no action or proceeding has been instituted at law or otherwise to recover the debt secured by said mortgage, or any part thereof;

PURSUANT to the power of sale contained in said mortgage, the above described property will be sold by the Sheriff of said county as follows:

DATE AND TIME OF SALE: September 23, 2022, 10:00 AM

PLACE OF SALE: Sheriff's Office, 13301 Hanson Boulevard NW, Andover, MN 55002

That no action or proceeding has been instituted at law or otherwise to recover the debt secured by said mortgage, or any part thereof;

PURSUANT to the power of sale contained in said mortgage, the above described property will be sold by the Sheriff of said county as follows:

DATE AND TIME OF SALE: September 23, 2022, 10:00 AM

PLACE OF SALE: Sheriff's Office, 13301 Hanson Boulevard NW, Andover, MN 55002

That no action or proceeding has been instituted at law or otherwise to recover the debt secured by said mortgage, or any part thereof;

PURSUANT to the power of sale contained in said mortgage, the above described property will be sold by the Sheriff of said county as follows:

DATE AND TIME OF SALE: September 23, 2022, 10:00 AM

PLACE OF SALE: Sheriff's Office, 13301 Hanson Boulevard NW, Andover, MN 55002

That no action or proceeding has been instituted at law or otherwise to recover the debt secured by said mortgage, or any part thereof;

PURSUANT to the power of sale contained in said mortgage, the above described property will be sold by the Sheriff of said county as follows:

DATE AND TIME OF SALE: September 23, 2022, 10:00 AM

PLACE OF SALE: Sheriff's Office, 13301 Hanson Boulevard NW, Andover, MN 55002

That no action or proceeding has been instituted at law or otherwise to recover the debt secured by said mortgage, or any part thereof;

PURSUANT to the power of sale contained in said mortgage, the above described property will be sold by the Sheriff of said county as follows:

DATE AND TIME OF SALE: September 23, 2022, 10:00 AM

PLACE OF SALE: Sheriff's Office, 13301 Hanson Boulevard NW, Andover, MN 55002

That no action or proceeding has been instituted at law or otherwise to recover the debt secured by said mortgage, or any part thereof;

PURSUANT to the power of sale contained in said mortgage, the above described property will be sold by the Sheriff of said county as follows:

DATE AND TIME OF SALE: September 23, 2022, 10:00 AM

PLACE OF SALE: Sheriff's Office, 13301 Hanson Boulevard NW, Andover, MN 55002

That no action or proceeding has been instituted at law or otherwise to recover the debt secured by said mortgage, or any part thereof;

PURSUANT to the power of sale contained in said mortgage, the above described property will be sold by the Sheriff of said county as follows:

DATE AND TIME OF SALE: September 23, 2022, 10:00 AM

PLACE OF SALE: Sheriff's Office, 13301 Hanson Boulevard NW, Andover, MN 55002

Mortgage Foreclosures

MORTGAGE: \$190,000.00 AMOUNT DUE AND CLAIMED TO BE DUE AS OF DATE OF NOTICE, INCLUDING TAXES, IF ANY, PAID BY MORTGAGEE: \$135,431.60

That prior to the commencement of this mortgage foreclosure proceeding Mortgagee/Assignee of Mortgagee complied with all notice requirements as required by statute;



Board of Commissioners

Request for Board Action

Item Number: DC-1431

Agenda #: 6.1

Meeting Date: 9/20/2022

Approval of Minutes of Meeting Held on September 6, 2022



Dakota County

Board of Commissioners

Minutes

Tuesday, September 6, 2022

9:00 AM

Boardroom, Administration Center,
Hastings, MN

1. Call To Order And Roll Call

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

Commissioner Slavik was present via Zoom, but was not part of the voting quorum for the meeting.

Present: Commissioner Kathleen A. Gaylord
Commissioner Laurie Halverson
Commissioner Joe Atkins
Commissioner Liz Workman
Commissioner Mary Liz Holberg
Commissioner Mary Hamann-Roland

Excused: Commissioner Mike Slavik

2. Pledge Of Allegiance

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

3. Audience

Chair Gaylord noted that all public comments can be sent to CountyAdmin@co.dakota.mn.us. Several people were in attendance and the following people came forward to address the Board:

Dave Bester, Lakeville (Elections-Citizen Advisory Board)
Heidi Flodin, Burnsville (Public Data Request)

4. Agenda

4.1 Resolution No: 22-362
Approval of Agenda (Additions/Corrections/Deletions)

Motion: Mary Hamann-Roland

Second: Joe Atkins

Ayes: 6

Excused: 1

5. Public Hearing**5.1 Resolution No: 22-364**

Public Hearing To Receive Comments On And Adopt Proposed Amendments To Ordinance 50: Shoreland And Floodplain Management

Motion: Joe Atkins

Second: Mary Hamann-Roland

The time being 9:18 a.m., and pursuant to public notice, a public hearing was conducted for the purpose of receiving comments on Dakota County Ordinance 50: Shoreland and Floodplain Management. Environmental Resources Supervisor, Brad Becker briefed this item and the Public Hearing was opened. There were no comments received. The Public Hearing was unanimously closed at 9:19 a.m. (Resolution No. 22-363).

WHEREAS, Dakota County Ordinance 50 regulates the use and orderly development of designated shoreland and floodplain zones within the unincorporated areas of Dakota County; and

WHEREAS, the purpose of the ordinance is to promote public health, safety, and welfare; protect, preserve, and enhance natural resources; and reduce the private and public economic loss caused by flooding; and

WHEREAS, the proposed amendments were prompted by public drainage ditch maintenance activities proposed by private landowners; and

WHEREAS, Dakota County is the Drainage Authority for two public ditch systems under Minnesota Statutes 103E; and

WHEREAS, portions of the public ditches are also regulated public waters by the Minnesota Department of Natural Resources (MNDNR); and

WHEREAS, in order for public ditch maintenance and repair to be exempt from MNDNR public waters permits, the work must be sponsored by the Drainage Authority and consistent with the original ditch establishment plans and records; and

WHEREAS, the proposed ordinance amendments establish a permit program for work within public drainage systems, creating efficiencies for landowner projects that would otherwise require a MNDNR public waters permit; and

WHEREAS, staff is also using this opportunity to propose additional updates to improve the formatting and clarity of some existing ordinance requirements; and

WHEREAS, the full text of the amendments, with the proposed revisions labeled in blue and red, is available on the Dakota County website; and

WHEREAS, notice of the public hearing was published in the *Dakota County Tribune*.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the amendments to Dakota County Ordinance 50: Shoreland and Floodplain Management, as presented on August 9, 2022.

Ayes: 6

Excused: 1

5.2 Resolution No: 22-366
Public Hearing To Receive Comments On And Adopt Proposed Amendments
To Ordinance 128: Water Surface Use Ordinance Regulating Lake Byllesby
Reservoir And Cannon River

Motion: Liz Workman

Second: Joe Atkins

The time being 9:24 a.m., and pursuant to public notice, a public hearing was conducted for the purpose of receiving comments on Dakota County Ordinance 128: Water Surface Use Ordinance regulating Lake Byllesby Reservoir and the Cannon River. Parks Administrative Manager, Jeff Bransford briefed this item and the Public Hearing was opened. There were no comments received. The Public Hearing was unanimously closed at 9:25 a.m. (Resolution No. 22-365).

WHEREAS, by Resolution No. 03-208 (April 22, 2003), the Dakota County Board of Commissioners adopted Dakota County Ordinance 128 to regulate the surface use of the waters of Lake Byllesby to promote the health, safety, and welfare of all persons using the lake, as well as to protect the lands surrounding the lake from damage during high water conditions; and

WHEREAS, Dakota County has designed and constructed a new recreational river access area below the Byllesby Dam, introducing new use to the site; and

WHEREAS, amendments to Ordinance 128 are required to prohibit surface water access to the Byllesby Dam in the interest of personal safety and homeland security; and

WHEREAS, the proposed amendments clarify the extent of surface water restrictions above and below the dam, and staff are also using this opportunity to make technical corrections and propose additional updates to improve formatting and clarity of the ordinance for ease of understanding, interpretation, and enforcement; and

WHEREAS, Minn. Stat. § 86B.205, subd. 2(b) states that if a body of water is located within more than one county, a water surface use ordinance is not effective until adopted by the county boards of all counties where the body of water lies; and because the waters of Lake Byllesby and the Cannon River are wholly located within the boundaries of both Dakota and Goodhue Counties, the two Counties must enact a single, uniform ordinance; and

WHEREAS, the Goodhue County Board of Commissioners conducted a public

hearing and approved the ordinance on August 11, 2022; and

WHEREAS, Minnesota counties must comply with the Water Surface Management Standards found in Minn. Stat. Chapter 86B and Minn. Rules 6110.3700 when formulating any ordinance which may affect the use of watercraft on surface waters within the State of Minnesota; and

WHEREAS, the Minnesota Department of Natural Resources has reviewed the proposed amendments for compliance with State requirements; and

WHEREAS, notice of the public hearing was published in the newspaper of record for Dakota County.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the amendments to Dakota County Ordinance 128: Water Surface Use Ordinance Regulating Lake Byllesby Reservoir, as presented on September 6, 2022.

Ayes: 6

Excused: 1

6. Presentation

6.1 Minnesota Inter-County Association (MICA)/Association of Minnesota Counties (AMC) Annual Update

The following agencies and representatives gave brief legislative overviews and responded to questions.

- Minnesota Inter-County Association (MICA) - Matt Massman
- Association of Minnesota Counties (AMC) - Matt Hilgart and Angie Thies

6.2 Recognition Of 2022 National Association Of Counties Achievement Award

The National Association of Counties (NACo) granted Dakota County with a 2022 Achievement Award for the following program:

- Mobile Health Trailer

Staff from Community Services were present to accept the award.

CONSENT AGENDA

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

7. County Administration - Approval of Minutes

7.1 Resolution No: 22-367

Approval of Minutes of Meeting Held on August 23, 2022

Motion: Laurie Halverson

Second: Mary Hamann-Roland

Ayes: 6

Excused: 1

8. County Board/County Administration

8.1 Resolution No: 22-368

Authorization To Amend 2022 County Board/Committee Of The Whole Meeting Schedule

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, Resolution No. 21-460, was amended by Resolution No. 22-053 (February 1, 2022); and

WHEREAS, Resolution No. 22-053, was amended by Resolution No. 22-213 (May 24, 2022); and

WHEREAS, staff recommends rescheduling the November 15, 2022 Capital Improvement Program Public Hearing to November 29, 2022; and

WHEREAS, staff recommends rescheduling the budget workshop dates to November 14, 2022, November 15, 2022 and November 17, 2022; and

WHEREAS, staff recommends rescheduling the November 1, 2022, Committees of the Whole to meet in Conference Room 3A, Administration Center, Hastings, with Community Services Committee of the Whole starting at 1:00 p.m. and Physical Development Committee of the Whole starting at 2:00 p.m. (or following Community Services).

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby amends Resolution No. 22-213 (May 24, 2022), and reschedules the Capital Improvement Program Public Hearing from November 15, 2022 to November 29, 2022, at 6:00 p.m., in the Boardroom, Administration Center, Hastings, Minnesota; and

BE IT FURTHER RESOLVED, That the budget workshop dates are rescheduled to:

November 14, 2022 9:00 a.m.

November 15, 2022 10:00 a.m. or following County Board/Regional Railroad Authority

November 17, 2022 9:00 a.m.

; and

BE IT FURTHER RESOLVED, That the November 1, 2022, Committees of the Whole meet in Conference Room 3A, Administration Center, Hastings, with Community Services Committee of the Whole starting at 1:00 p.m. and Physical Development Committee of the Whole starting at 2:00 p.m. (or following Community Services).

Ayes: 6

Excused: 1

8.2 Resolution No: 22-369
Scheduling Of Dakota County Board Of Commissioners Governance Workshop

Motion: Laurie Halverson

Second: Mary Hamann-Roland

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby schedules a Governance Workshop on November 29, 2022, at 10:30 (or following Physical Development Committee of the Whole), in Conference Room L139, Western Service Center, Apple Valley, MN, for the purpose of discussing Board leadership in 2023 and other governance matters.

Ayes: 6

Excused: 1

8.3 Resolution No: 22-370
Acceptance Of Resignation From Member Of Dakota-Scott Workforce Development Board

Motion: Laurie Halverson

Second: Mary Hamann-Roland

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby accepts the resignation received from Sarah Menke, Private sector representative on the Dakota-Scott Workforce Development Board and authorizes staff to begin the process to fill the vacancy.

Ayes: 6

Excused: 1

8.4 Resolution No: 22-371
Appointments To Dakota-Scott Workforce Development Board

Motion: Laurie Halverson

Second: Mary Hamann-Roland

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby appoints the following individual to the Dakota-Scott Workforce Development Board to fill a term ending June 30, 2023:

Private - Ronnie Bassett

; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby appoints the following individuals to the Dakota-Scott Workforce Development Board to fill a two-year term ending June 30, 2024:

Private - Joel Akason

Private - Ashley Halvorson

Ayes: 6

Excused: 1

8.5 Resolution No: 22-372
Approval Of Revisions To Policy 3282 Drug And Alcohol-Free Workplace

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, the Employee Relations Department periodically reviews and recommends revisions to policies to maintain and enhance the effective and responsive provision of human resource services in the County; and

WHEREAS, the Employee Relations Director recommends revising to Policy 3282 Drug and Alcohol-Free Workplace to identify tetrahydrocannabinol (THC) as a prohibited drug that employees cannot consume or be under the influence of while scheduled to work and/or actually performing work for the County.

NOW, THEREFORE, BE IT RESOLVED, that the Dakota County Board of Commissioners hereby adopts the proposed revisions to Policy 3282 Drug and Alcohol-Free Workplace.

Ayes: 6

Excused: 1

9. Physical Development

9.1 Resolution No: 22-373
Approval Of 2022 Public Drainage Systems Inspection Report

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, the Dakota County Board of Commissioners is the Drainage Authority for two public drainage ditch systems; and

WHEREAS, County Ditch #1 was constructed in 1960 and is located in Hampton and Douglas townships, and County Ditch #2 was constructed in approximately 1910 and is located primarily in Waterford and Sciota townships, with a small portion located in Castle Rock Township; and

WHEREAS, the Drainage Authority has appointed an inspector who must inspect the drainage systems at least once every five years as required by Minnesota Statutes Chapter 103E; and

WHEREAS, the 2022 Inspection Report found minimal changes in the condition of the public ditch systems since the previous report in 2016; and

WHEREAS, there were no observations of unauthorized drainage or use; and

WHEREAS, a slight improvement in buffer conditions and no new spoil piles were observed; and

WHEREAS, there were notes of some new tree and shrub growth, and transient instances of new beaver dams, erosion, and sediment, but not enough to change the system's overall function since the previous report; and

WHEREAS, staff recommends the approval of the 2022 Public Drainage Systems Inspection Report.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the 2022 Public Drainage Systems Inspection Report.

Ayes: 6

Excused: 1

9.2 Resolution No: 22-374
Authorization To Negotiate With Willing Sellers And Execute Purchase Agreement To Acquire Property For Recycling Zone II Location

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, Dakota County purchases privately owned property from willing sellers to accomplish its long-term strategic goals of providing services to the public; and

WHEREAS, the Maintenance Facility Optimization Study (MFOS) approved by Resolution No. 17-494 (September 26, 2017) included provisions for creating a Recycle Zone II (RZII) as a household hazardous waste and recycling facility; and

WHEREAS, staff has engaged a commercial real estate broker to find parcels in Dakota County or Scott County that would accommodate the needs of the RZII; and

WHEREAS, the current market for industrial sites is fast paced, which has not permitted time to identify a site, obtain an appraisal, or present the property and appraisal to the board prior to beginning negotiations with the property owner; and

WHEREAS, other market participants will have completed a purchase agreement for the properties before County staff can obtain approval from the County Board to begin negotiations on a certain property; and

WHEREAS, the County must operate like other market participants to quickly identify and begin negotiations with sellers to acquire land for RZII; and

WHEREAS, staff recommend to continue to work with Colliers, a commercial real estate broker, to identify a property meeting the criteria described above and begin negotiations based on staff and our broker's knowledge of the

property and real estate market and, if reasonable terms can be reached, enter into a purchase agreement for the property subject to County Board approval prior to obligating the County to proceed to closing the acquisition; and

WHEREAS, if a purchase agreement is executed, staff will return to the Board for final approval prior to closing the purchase of the property.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes staff to identify property meeting the criteria necessary for the Recycling Zone II and negotiate a purchase agreement with willing sellers; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Division Director to execute a purchase agreement including a condition precedent requiring approval of the property acquisition by the County Board of Commissioners prior to closing, subject to approval as to form by the County Attorney's Office.

Ayes: 6

Excused: 1

9.3 Resolution No: 22-375

Authorization To Execute Contract Amendment With Parkos Construction Company For Big Rivers Regional Trailhead Project

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, the 2019 Parks Capital Improvement Program (CIP) Adopted Budget for the Big Rivers Regional Trailhead (BRRT) is a total of \$2,173,015; and

WHEREAS, by Resolution No. 21-212 (April 20, 2021), the County Board approved the original contract in the sum of \$1,646,865.50 with an award to Parkos Construction Company; and

WHEREAS, with the original contract authorization, staff was also authorized to execute up to \$100,000 worth of post-award changes; and

WHEREAS, \$67,887 in contract amendments have already been formally executed by way of that authorization; and

WHEREAS, an additional \$146,639.58 worth of post-award changes is requested for authorization to complete a final contract amendment to the contract with Parkos Construction Company; and

WHEREAS, these project cost increases to the construction contract will be paid for with uncommitted funds available within the CIP budget; and

WHEREAS, staff recommends authorizing a final contract amendment with

Parkos Construction Company in the sum of \$146,639.58 for construction improvements made at the BRRT; and

WHEREAS, the total authorized contract amendments to this contract would then be \$214,526.58 for reimbursement of all construction change orders on the project; and

WHEREAS, sufficient funds within the Parks Capital Improvements Plan Adopted Budget for the project (P00085) are available for this amendment.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Parks, Facilities, and Fleet Management Director to execute an amendment with Parkos Construction Company, 1010 Robert St., West St. Paul, MN 55118, in an amount not to exceed \$146,639.58 for a maximum contract total not to exceed \$1,861,392.08, subject to approval by the County Attorney's office as to form.

Ayes: 6

Excused: 1

9.4 Resolution No: 22-376

Approval Of Right Of Way Acquisition For Phase One Of Veterans Memorial Greenway In Cities Of Inver Grove Heights And Eagan

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, to provide a safe and efficient transportation system, Dakota County is proceeding with the Veterans Memorial Greenway County Project (P00147); and

WHEREAS, the Veterans Memorial Greenway project is for preliminary and final engineering, railroad coordination, and public engagement services in the cities of Inver Grove Heights and Eagan; and

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

WHEREAS, the County utilized public engagement for this project, including public open houses, project websites, and project mailings; and

WHEREAS, right of way acquisition is needed to allow for construction to begin in 2023 as scheduled; and

WHEREAS, the acquisition of the following four parcels as identified in Dakota County Road Right of Way Map No. 501 by the County is necessary to move forward with the Project:

Parcel 1

Property Owner: Flint Hills Resources Pine Bend LLC

Appraised Value: \$152,700

Parcel 2

Property Owner: Flint Hills Resources Pine Bend LLC

Appraised Value: \$62,400

Parcel 3

Property Owner: Flint Hills Resources Pine Bend LLC

Appraised Value: \$48,300

Parcel 4

Property Owner: Flint Hills Resources Pine Bend LLC

Appraised Value: \$18,600

; and

WHEREAS; appraisals have been completed for four parcels by Patchin Messner Valuation Counselors for a total appraised value of \$282,000; and

WHEREAS, the Adopted Parks Capital Improvement Program budget for the Project includes sufficient funds for right of way acquisition.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the appraised value for the acquisition of the identified property interest from the four parcels for the Veterans Memorial Greenway and authorizes County staff, in its discretion, to share the appraisal data with the respective landowners, including all or portions of the completed parcels; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners approves acquisition of the properties associated with the four parcels for the Veterans Memorial Greenway at the approved appraised value and authorizes payment from the Adopted Parks Capital Improvement Program; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners authorizes the County Attorney's Office to negotiate on the properties identified.

Ayes: 6

Excused: 1

9.5 Resolution No: 22-377
Approval Of Final Plats Recommended By Plat Commission

Motion: Laurie Halverson

Second: Mary Hamann-Roland

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

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

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

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

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

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

AMBER FIELDS FOURTH ADDITION Rosemount

Ayes: 6

Excused: 1

- 9.6** Resolution No: 22-378
Authorization For Right Of Way Land Exchange Located Along County State Aid Highway 42 In City Of Rosemount

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, County staff has reviewed the survey and parcel information for accuracy and concurs with the property description brought forward by Rads Land Company, LLC for Parcel ID 340260012010; and

WHEREAS, a land exchange between the County and Rads Land Company, LLC would meet and exceed the 75 feet of half right of way needs for CSAH 42 and benefit both parties; and

WHEREAS, a right of way land exchange requires approval of the County Assessor in accordance to Minn. Stat. § 373.01 sub. 1 (d); and

WHEREAS, pursuant to Minn. Stat. § 373.01 sub.1 (d), parcels of real property for county highway right of way can be exchanged if the parcels are “of substantially similar or equal value” with the estimated values determined by the County Assessor; and

WHEREAS, the County Assessor has determined that the estimated values are substantially similar or equal in value; and

WHEREAS, staff recommends deed exchange between the County and Rads Land Company, LLC for property adjacent to CSAH 42; and

WHEREAS, staff recommends transfer of Parcel 1 (Rads Land Company, LLC) to Dakota County; and

WHEREAS, staff recommends transfer of Parcel 2 (Dakota County) to Rads Land Company, LLC.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the deed exchange to Rads Land Company, LLC from the County described as:

All lying north of the south 55 feet of the West Half of the Northeast Quarter of the of Section 26, Township 115 North, Range 19 West, Dakota County, Minnesota.

For the deed exchange to the County from Rads Land Company, LLC described as:

The south 55 feet of the West Half of the Northeast Quarter of the of Section 26, Township 115 North, Range 19 West, Dakota County, Minnesota.

Ayes: 6

Excused: 1

10. Public Services and Revenue

10.1 Resolution No: 22-379

Authorization To Commence Eviction Actions To Recover Tax-Forfeited Property

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, the following property forfeited to the State of Minnesota for nonpayment of delinquent property taxes:

PID: 34-15200-03-080

Tax Legal Description: Government Lot 2, Section 10, Township 115, Range 19
Former Owner(s): Stanley Littlefield
; and

WHEREAS, the occupants were served, by a licensed peace officer, two notices indicating the property had forfeited to the State of Minnesota for nonpayment of delinquent property taxes and advised that persistent occupation would warrant the initiation of eviction measures; and

WHEREAS, to date, there has not been an Application to Repurchase with Dakota County staff; and

WHEREAS, the occupants are unlawfully retaining possession of the property.

NOW, THEREFORE, BE IT RESOLVED, In consideration of the foregoing premises, That the Dakota County Board of Commissioners hereby authorizes the Dakota County Property Taxation and Records Department, with assistance from the Dakota County Attorney's Office, to commence eviction actions to remove occupants unlawfully retaining possession the above-mentioned

tax-forfeited land.

Ayes: 6

Excused: 1

10.2 Resolution No: 22-380

Authorization To Amend Contract With Qmatic Corporation For Customer Queuing Technology In Service And License Centers

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, the Service and License Centers identified the need for voice announcements to improve the customer experience; and

WHEREAS, this enhancement will speed up the customer waiting times; and

WHEREAS, Qmatic is available through Insight Public Sector cooperative purchasing contracts; and

WHEREAS, staff recommend voice announcements be installed in the Burnsville, Lakeville, and Rosemount License Centers as well as the Administration Center and Western Service Center; and

WHEREAS, the total cost of the amendment to the contract is \$25,431.20.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Service and License Center Director to execute a contract amendment with Qmatic Corporation to implement voice announcement enhancements which will add \$25,431.20 to the existing contract for a total not to exceed \$228,687.20 and whereby the amendment will be funded with Public Services and Revenue Division's Budget Incentive Program.

Ayes: 6

Excused: 1

REGULAR AGENDA

11. Physical Development

11.1 Resolution No: 22-381

Certification Of Dakota County Portion Of 2023 Vermillion River Watershed Management Tax District Proposed Tax Levy

Motion: Mary Hamann-Roland

Second: Joe Atkins

Vermillion River Watershed Administrator Mark Zabel briefed this item and responded to questions.

WHEREAS, by Resolution No. 02-347 (June 25, 2002), the Dakota County Board of Commissioners approved a joint powers agreement between Dakota County and Scott County to govern the Vermillion River Watershed; and

WHEREAS, the joint powers agreement establishes a Joint Powers Board consisting of two commissioners from Dakota County and one from Scott County; and

WHEREAS, funding is needed for Dakota County's share of costs associated with managing the Vermillion River Watershed; and

WHEREAS, by Resolution No. 02-296 (June 4, 2002), the Dakota County Board of Commissioners established the Vermillion River Watershed Management Tax District, through Ordinance No. 127, to fund Dakota County's share of costs associated with managing the Vermillion River Watershed; and

WHEREAS, approval and adoption of the Watershed Management Plan, as required by Minn. Stat. Ch. 103B, occurred in June 2016; and

WHEREAS, the joint powers agreement states that the Vermillion River Watershed Joint Powers Board will adopt a budget and recommend a levy for the portion of the Watershed Management Tax District in each county by September 1 of each year; and

WHEREAS, on August 25, 2022, the Vermillion River Watershed Joint Powers Board adopted a proposed budget of \$3,387,423, including the use of 2022 fund balance and grant revenues, and recommended that the levy for the Dakota county portion be \$964,900 and the levy for the Scott County portion be \$35,100; and

WHEREAS, Dakota County must certify a levy on the Watershed Management Tax District by September 15, 2022, to be effective for taxes payable in 2023; and

WHEREAS, the final 2023 levy for the Watershed Management Tax District will be presented to the Dakota County Board of Commissioners in December 2022.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby certifies the Dakota County portion of the Vermillion River Watershed Management Tax District proposed levy in the amount of \$964,900 for taxes payable in 2023.

Ayes: 6

Excused: 1

11.2 Resolution No: 22-383

Award Of Bid And Authorization To Execute Contract With Donlar Construction Company For South St. Paul Library Project And Authorization To Accept Warranty Deed From South St. Paul And Increase Project Budget And Amend 2022 Buildings Capital Improvement Program And Non-Departmental Budgets

Motion: Joe Atkins

Second: Laurie Halverson

Capital Projects Manager Jay Biedny briefed this item and responded to questions.

After discussion, a motion was made by Commissioner Holberg, seconded by Commissioner Workman, to remove the last resolving clause from the resolution language and correct any grammatical changes (Resolution No. 22-382). That motion failed on a 2-4 vote (Commissioners Atkins, Gaylord, Hamann-Roland and Halverson voted no).

Commissioner Atkins motioned, Halverson seconded to approve the resolution as presented. Motion passed 4-2.

Commissioner Holberg and Commissioner Workman voted no on this item.

WHEREAS, the South St. Paul Library project was included in the 2022-2026 Building Capital Improvement Program (CIP) Adopted Budget; and

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

WHEREAS, seven competitive bids were received on August 4, 2022; and

WHEREAS, Donlar Construction Company has the lowest bid of \$8,434,500 that includes Alternates 2, 3 & 4; and

WHEREAS, staff has reviewed the qualifications of the bidder and recommend award to Donlar Construction Company as the lowest responsive and responsible bidder in an amount not to exceed \$8,434,500 for the South St. Paul Library project; and

WHEREAS, the inflationary costs of materials and energy, coupled with a continuing labor shortage in the construction industry, have unprecedentedly escalated the required total project budget to \$11,300,000; and

WHEREAS, the City of South St. Paul will directly reimburse Dakota County for an additional \$147,500 of budgetary funding to complete site remediations as established in the June 2022 joint powers agreement; and

WHEREAS, external revenues to support this project's funding were requested but not received; and

WHEREAS, Final Rule, 31 CFR Part 35, Subp. A, Section 35.6 (b) permits capital expenditures for projects "responding to the public health emergency or its negative impacts"; and

WHEREAS, this new library will respond to critical needs, including the areas of health care, employment, and workforce development, in a community that has

been disproportionately impacted by the pandemic, with cumulative case and hospitalization rates well above the state average; and

WHEREAS, as approved by Resolution No. 22-281 (June 21, 2022), the Dakota County Board of Commissioners is committed to the intentions of a joint powers agreement recently executed with the City of South St. Paul to both construct the County's tenth branch library location and assume the City's library system into the Dakota County Library system; and

WHEREAS, the Purchase Agreement authorized by the joint powers agreement requires the Board to authorize acceptance of the Warranty Deed from the City as a condition precedent for closing the transaction; and

WHEREAS, under the current bid results the Net Zero enhancements are not economically viable for this project and yet the Dakota County Board remains committed to making cost-effective energy conservation investments that will reduce carbon emissions and energy consumption in the future.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Parks, Facilities, and Fleet Management Director to execute a contract for the South St. Paul Library project to Donlar Construction Company, 550 Shoreview Park Road, Shoreview, MN 55126, in an amount not to exceed \$8,434,500, 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 acceptance of a warranty deed from the City of South St. Paul for the property legally as Lots 4 through 11, Block 24, South St. Paul, Dakota County, Minnesota and authorizes the Physical Development Director to execute closing documents necessary to complete the transfer of title; and

BE IT FURTHER RESOLVED, That the 2022 Buildings CIP Budget is hereby amended as follows:

Expense

South St. Paul Library (B30040)	<u>\$6,600,000</u>
Total Expense	\$6,600,000

Revenue

Dakota County ARP Funding	\$11,300,000
State Bonding	(\$ 2,350,000)
County Funding	<u>(\$ 2,350,000)</u>
Total Revenue	\$ 6,600,000

; and

BE IT FURTHER RESOLVED, That the 2022 Non-Departmental Budget is hereby amended as follows:

Expense

ARP Expense	<u>(\$11,300,000)</u>
Total Expense	<u>(\$11,300,000)</u>

Revenue

Dakota County ARP Funding	<u>(\$11,300,000)</u>
Total Revenue	<u>(\$11,300,000)</u>

; and

BE IT FURTHER RESOLVED, That the County Board remains committed to decreasing carbon emissions and increasing energy efficiency of the County's overall building portfolio and it hereby directs the County Manager to commit \$1,000,000 in funds to energy conservation projects in the recommended 2023 Capital Budget.

Ayes: 4

Nay: 2

Excused: 1

12. Interagency Announcements/Reports

Interagency announcements and reports were then presented.

13. County Manager's Report

County Manager Matt Smith commented on the following:

- The County Manager and Board Chair presented the Residential Survey results to the Dakota County Regional Chamber on August 29, 2022.

14. Information**14.1 Information**

See Attachment for future Board meetings and other activities.

This item was on the agenda for informational purposes only.

15. Adjournment**15.1 Resolution No: 22-384
Adjournment**

Motion: Joe Atkins

Second: Mary Hamann-Roland

On a motion by Commissioner Atkins, seconded by Commissioner Hamann-Roland, the meeting was adjourned at 10:54 a.m.

Ayes: 6

Excused: 1

Kathleen A. Gaylord
Chair

ATTEST

Matt Smith
County Manager



Board of Commissioners

Request for Board Action

Item Number: DC-1353

Agenda #: 7.1

Meeting Date: 9/20/2022

DEPARTMENT: Office of the County Manager

FILE TYPE: Consent Action

TITLE

Scheduling Of 2023 County Board/Committee Of The Whole Meetings, Workshops And Public Hearings

RESOLUTION

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the following 2023 County Board/Committees of the Whole meeting schedule:

County Board

January 3, 24
February 7, 28
March 14, 28
April 11, 25
May 9, 23
June 6, 20
July 18
August 1, 29
September 12, 26
October 10, 24
November 14, 28
December 19

General Government and Policy (GGP) Committee

January 3
February 7
March 14
April 11
May 9
June 6
July 18
August 1
September 12
October 10
November 28
December 19

Community Services/Physical Development Committee

January 10
February 21

March 21
April 18
May 16
June 13
July 11
August 22
September 19
October 17
November 21
December 12

; and

BE IT FURTHER RESOLVED, That the location of the Board/Committee of the Whole meetings shall be scheduled as follows:

- All County Board meetings will be held at 9:00 a.m. in the Boardroom, Administration Center, in Hastings.
- General Government and Policy (GGP) Committee meetings will be held at 9:30 a.m. (or following the County Board meeting) in Conference Room 3A, Administration Center in Hastings.
- Community Services (9:00 a.m.) and Physical Development (at 10:00 a.m. or following). Committee meetings will be held in Conference Room L139, Western Service Center in Apple Valley.

; and

BE IT FURTHER RESOLVED, That the County Board will hold Special General Government and Policy meetings that will be held at 10:30 a.m. (or following the Committee meetings) in Conference Room L139, Western Service Center in Apple Valley, on the following dates during the Legislative session to discuss legislative topics:

February 21, March 21, April 18, May 16

; and

BE IT FURTHER RESOLVED, That the County Board will hold a Special County Board meeting on Tuesday, August 8, 2023 at 10:00 a.m., Dakota County Fairgrounds, 4008 220th Street West, Farmington; and

BE IT FURTHER RESOLVED, That County Board workshops to discuss the 2024 budget are hereby scheduled as follows:

June 20, 2023	10:00 a.m. or following County Board
August 29, 2023	10:00 a.m. or following County Board
November 13, 2023	9:00 a.m.
November 14, 2023	10:00 a.m. or following County Board
November 16, 2023	9:00 a.m.

; and

BE IT FURTHER RESOLVED, That a public hearing is hereby scheduled for November 28, 2023, at 9:00 a.m., in the Boardroom, Administration Center, Hastings, Minnesota, to receive comments on the 2024-2028 Capital Improvement Program; and

BE IT FURTHER RESOLVED, That a public meeting is hereby scheduled for November 28, 2023, at 6:00 p.m., in the Boardroom, Administration Center, Hastings, Minnesota, to receive input on the 2024 levy and budget.



Board of Commissioners

Request for Board Action

Item Number: DC-1385

Agenda #: 7.2

Meeting Date: 9/20/2022

DEPARTMENT: Employee Relations

FILE TYPE: Consent Action

TITLE

Approval Of 2023 Medical Plans And Premium Rates

RESOLUTION

WHEREAS, PreferredOne has administered the County's self-funded medical plan since January 2013; and

WHEREAS, proposed premium rates for 2023 have been identified, taking into account utilization and claims experience of the three Plans, medical trends, Affordable Care Act fees, and administrative expenses; and

WHEREAS, self-funded medical plan expenses projected for 2023 result in a rate increase of 6.5 percent increase in the Advantage Plan, 4.9 percent increase in the Select Plan, and 4 percent increase in the HSA plan.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the rate increase of 6.5 percent for the Dakota Advantage Plan, 4.9 percent increase in the Dakota Select Plan, and 4 percent increase for the Dakota Health Savings Account Plan.



Board of Commissioners

Request for Board Action

Item Number: DC-1383

Agenda #: 7.3

Meeting Date: 9/20/2022

DEPARTMENT: Employee Relations

FILE TYPE: Consent Action

TITLE

Authorization To Accept Rates For 2023 Group Short-Term Disability Benefits

RESOLUTION

WHEREAS, the employee-paid Short-term Disability plan expenses projected for 2023 results in no rate change for all elimination period 8-day, 15-day, 30-day and 75-day option.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the 2023 Short-term Disability plan rates.



Board of Commissioners

Request for Board Action

Item Number: DC-1376

Agenda #: 7.4

Meeting Date: 9/20/2022

DEPARTMENT: Office Of Risk Management

FILE TYPE: Consent Action

TITLE

Adoption Of Dakota County All Hazard Mitigation Plan

RESOLUTION

WHEREAS, the Disaster Mitigation Act of 2000 requires counties and cities to prepare an All-Hazard Mitigation Plan (Plan) every five years; and

WHEREAS, plans must address potential natural and manmade hazard and develop mitigation strategies to reduce the impacts of hazard events both in dollars and lives saved; and

WHEREAS, counties and cities must have an approved and adopted a Plan to be eligible for both federal disaster relief and mitigation project grant dollars; and

WHEREAS, the first Plan was approved by the Minnesota Department of Homeland Security and Emergency Management (MNHSEM) and the Federal Emergency Management Agency (FEMA) in 2006 and the was updated again in 2011 and 2017; and

WHEREAS, since late 2020, Dakota County staff has been coordinating the required five-year update to the Plan with the 14 urban and six rural cities of Dakota County; and

WHEREAS, each city is required to participate, develop their own mitigation strategies and adopt the Plan as their own once conditionally approved by MNHSEM and FEMA; and

WHEREAS, by Resolution No. 22-069 (February 22, 2022), the Dakota County Board of Commissioners authorized the submission of a draft All Hazard Mitigation Plan to MNHSEM and FEMA for initial review and to place the draft Plan on the Dakota County website for a 45-day public comment period; and

WHEREAS, the Plan received conditional approval by MNHSEM and FEMA on August 4, 2022.

NOW, THEREFORE, BE IT RESOLVED, That Dakota County Board of Commissioners hereby supports the hazard mitigation planning effort and wishes to adopt the 2022 update to the Dakota County All-Hazard Mitigation Plan; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby directs staff to coordinate with the 14 urban and 6 rural cities of Dakota County on preparation of resolutions to adopt the Plan for submittal to Minnesota Department of Homeland Security and Emergency

Management (MNHSEM) and the Federal Emergency Management Agency (FEMA).



Board of Commissioners

Request for Board Action

Item Number: DC-1252

Agenda #: 7.5

Meeting Date: 9/20/2022

DEPARTMENT: Community Services Administration

FILE TYPE: Consent Action

TITLE

Authorization To Execute Contracts For Interpretation And Translation Services

RESOLUTION

WHEREAS, Dakota County requires interpretation and translation services to meet the needs of residents who have Limited English Proficiency, or who are deaf or hard of hearing; and

WHEREAS, a Request for Proposal (RFP) was issued on May 31, 2022, to solicit proposals for the purchase of interpretation and translation services; and

WHEREAS, twenty-five proposals were received, and the selection team thoroughly reviewed all proposals to determine which proposals best met the selection criteria; and

WHEREAS, seventeen (17) vendors have been recommended to receive contracts for interpretation and translation services, eight (8) of these vendors are currently under contract with Dakota County for these services; and

WHEREAS, criteria included capacity and proven experience providing general, corrections, probation, and medical interpretation; and

WHEREAS, vendors are required to hire qualified interpreters who have been screened for cultural competency and tested for language proficiency, enforce a Code of Ethics and Competency Standards, conduct criminal background checks for all interpreters prior to their receiving an assignment in Dakota County, and be Health Insurance Portability and Accountability (HIPAA) compliant; and

WHEREAS, staff recommends execution of contracts with Andean Consulting Solutions International, LLC DBA ACSI Translations; Accurate Translation Bureau DBA Accutrans; Ad Astra Inc; All in One Translation Agency, LLC; ASL Interpreting Services, Inc. (ASLIS); Stuart B Consultants DBA Birnbaum Interpreters; Effectiff, LLC; Fox Translation Services; Idea Language Services, LLC; INGCO International; Itasca Corporation; Kim Tong Translation Services, Inc.; Language Line Services, Inc.; Middle English Interpreting; The Minnesota Language Connection; Propio LS, LLC; and Telanguage for the period of January 1, 2023 through December 31, 2027.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute contracts for interpretation and translation services to meet the needs of residents who have Limited English Proficiency, or who are deaf or

hard of hearing with Andean Consulting Solutions International, LLC DBA ACSI Translations; Accurate Translation Bureau DBA Accutrans; Ad Astra Inc; All in One Translation Agency, LLC; ASL Interpreting Services, Inc. (ASLIS); Stuart B Consultants DBA Birnbaum Interpreters; Effectiff, LLC; Fox Translation Services; Idea Language Services, LLC; INGCO International; Itasca Corporation; Kim Tong Translation Services, Inc.; Language Line Services, Inc.; Middle English Interpreting; The Minnesota Language Connection; Propio LS, LLC; and Telelanguage for the period of January 1, 2023 through December 31, 2027, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That these 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 Community Services Director is hereby authorized to amend said contracts, within the amount budgeted, to alter the types and amount of services provided, and contract term, consistent with County contracting policies, subject to approval by the County Attorney's Office as to form.



Board of Commissioners

Request for Board Action

Item Number: DC-1303

Agenda #: 7.6

Meeting Date: 9/20/2022

DEPARTMENT: Social Services

FILE TYPE: Consent Action

TITLE

Authorization To Amend 2022 Social Services Budget And Add 1.0 Full-Time Equivalent Social Worker Position

RESOLUTION

WHEREAS, state funding for adult protection services, in the amount of three (3) million dollars is allocated annually to support the county's duties for protective services and investigation services under Minnesota Statutes, section 626.557 for reports of suspected maltreatment of vulnerable adults received from the Minnesota Adult Abuse Reporting Center (MAARC); and

WHEREAS, allocations are administered under Minn. Stat. § 256M.40, Vulnerable Adult Act Children's and Adults Act (VCAA) formula; and

WHEREAS, Dakota County's State Fiscal Year (SFY) 2022 Adult Protection Services (APS) allocation under Minn. Stat. § 256M.40 is \$184,912; and

WHEREAS, Dakota County is required to spend the allocation on APS; and

WHEREAS, Dakota County is processing increased volume and complexity of adult protection reports; and

WHEREAS, the Social Services Department requests to add 1.0 full-time equivalent social worker and purchase of service budget to fulfill State grant requirements and meet community needs.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to add 1.0 full-time equivalent (FTE) social worker for purposes of providing expanded adult protection services; and

BE IT FURTHER RESOLVED, That the 2022 Social Services Budget is hereby amended as follows:

Expense

1.0 FTE Social Worker, 4 months	\$ 27,560
Purchase of Services	<u>\$156,440</u>
Total Expense	\$184,000

RevenueProgram Revenue \$184,000**Total Revenue \$184,000**



Board of Commissioners

Request for Board Action

Item Number: DC-1360

Agenda #: 7.7

Meeting Date: 9/20/2022

DEPARTMENT: Social Services

FILE TYPE: Consent Action

TITLE

Ratification Of Minnesota Department Of Human Services Combined Mobile Crisis Services And Home And Community Based Services Medical Assistance Percentage Grant Application, And Authorization To Accept Grant Funds And Execute Grant Agreement

RESOLUTION

WHEREAS, Dakota County operates a crisis services continuum that meets the requirements of Minn. Stat. § 256B.0944, Minn. Stat. § 256B.0624, and 245I; and

WHEREAS, the Department of Human Services (DHS) administers State and federal funds through grant agreements for the provision of mental health crisis services in accordance with Minn. Stat. § 256B.0944, Minn. Stat. § 256B.0624 and 245I; and

WHEREAS, by Resolution No. 18-363 (July 17, 2018), the Dakota County Board of Commissioners authorized staff to apply for and execute grant agreements with DHS for crisis grant funds for the provision of mental health crisis services in accordance with Minn. Stat. § 256B.0944 and Minn. Stat. § 256B.0624 and subsequently, grant agreements, and amendments for crisis services, were executed for CY 2019, 2020, 2021, and 2022; and

WHEREAS, DHS requires that counties submit an application for calendar year 2023 and 2024 for mobile crisis services; and

WHEREAS, by Resolution No. 21-461 (September 21, 2021) and by Resolution No. 21-618 (December 14, 2021), the Dakota County Board of Commissioners authorized adding 17.0 new full-time equivalents (FTEs) to Dakota County's crisis continuum team to meet community needs, in preparation for having an actionable plan when DHS funding was available; and

WHEREAS, staff will prepare and submit grant applications for crisis services funding to meet DHS submission requirements.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby ratifies the Combined Mobile Crisis Services and Home and Community Based Services Medical Assistance Percentage Grant Application submission to the Minnesota Department of Human Services for calendar years (CY) 2023 and 2024, and State Fiscal Years (SFY) 2022, 2023, and 2024 for a total grant amount of up to \$5,000,000; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to accept the grant funds, and execute the mobile crisis grant agreement for CY 2023 and 2024, and State Fiscal Years (SFY) 2022, 2023, and 2024, 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 alter the grant term, accept additional grant funds, and continue grant-funded full-time equivalent(s) (if relevant), consistent with County contracting policies, and inclusion of grant funds in the future yearly recommended and approved budgets, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Community Services Director is hereby authorized to execute the mobile crisis grant renewal contract for CY 2023 and 2024, and State Fiscal Years (SFY) 2022, 2023, and 2024, in the amount of the grant awarded, subject to approval by the County Attorney's Office as to form.



Board of Commissioners

Request for Board Action

Item Number: DC-1343

Agenda #: 7.8

Meeting Date: 9/20/2022

DEPARTMENT: Parks, Facilities, and Fleet Management

FILE TYPE: Consent Action

TITLE

Adoption Of Natural Resource Management Plan For North Creek Greenway

RESOLUTION

WHEREAS, by Resolution No. 17-274 (May 23, 2017), the County Board adopted the Natural Resources Management System Plan, which determined that Natural Resource Management Plans (NRMPs) would be developed for all County Parks, Greenways, and Easements; and

WHEREAS, Stantec was hired to develop the Lake Marion and North Creek Greenway NRMPs, and it addresses natural resource management on non-County lands in proximity to the Greenway; and

WHEREAS, a Technical Advisory Committee consisting of staff from host communities, other agencies, and major landowners convened on January 7, 2022, to discuss future development and natural resource management on these lands; and

WHEREAS, the Dakota County Planning Commission reviewed the Lake Marion and North Creek Greenway NRMP Study Areas and initial findings on July 22, 2021, then reviewed the recommendations, restoration work plan, and proposed cost-share structure and recommended the Drafts be released to the public on February 24, 2022; and

WHEREAS, by Resolution No. 22-122 (March 22, 2022), the County Board approved the release of the Drafts to the public for a 60-day review period; and

WHEREAS, during the public review period, County staff presented and solicited feedback from municipal citizen advisory boards and two Public Open Houses; and

WHEREAS, the Dakota County Planning Commission reviewed the final Draft of the North Creek Greenway NRMP and recommended the adoption of the Plan on August 25, 2022.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the North Creek Greenway Natural Resources Management Plan.



Board of Commissioners

Request for Board Action

Item Number: DC-1294

Agenda #: 7.9

Meeting Date: 9/20/2022

DEPARTMENT: Transportation

FILE TYPE: Consent Action

TITLE

Authorization To Submit Grant Applications To Federal Railroad Authority For Infrastructure Investment And Jobs Act Railroad Crossing Elimination Grant For Funding To Remove Or Improve Railroad Crossings

RESOLUTION

WHEREAS, to promote a safe and efficient transportation system throughout Dakota County, the County pursues transportation funding through external sources to address priority transportation needs; and

WHEREAS, the Federal Railroad Authority is requesting project submittals for the Railroad Crossing Elimination (RCE) grant allocated by the Infrastructure Investment and Jobs Act that is funded with \$573,264,000 in federal funding; and

WHEREAS, the RCE grants provide funding for highway-rail and pathway-rail grade crossing improvement projects that focus on improving the safety and mobility of people and goods; and

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

WHEREAS, application submittals are due on October 4, 2022; and

WHEREAS, all projects proposed are consistent with the adopted Dakota County Comprehensive Plan; and

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

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the following County led projects for submittal to Infrastructure Investment and Jobs Act for federal funding:

- 1) Mississippi River Greenway along Pine Bend Trail in Rosemount
- 2) Minnesota River Greenway in Fort Snelling State Park at the Union Pacific railroad crossing in Eagan



Board of Commissioners

Request for Board Action

Item Number: DC-1346

Agenda #: 7.10

Meeting Date: 9/20/2022

DEPARTMENT: Transportation

FILE TYPE: Consent Action

TITLE

Authorization To Execute Jurisdictional Transfer Agreement, County State Aid Highway 9 And Accept Quit Claim Deed For Right Of Way From City Of Lakeville

RESOLUTION

WHEREAS, Dakota County's 2040 Transportation Plan identifies a portion of County State Aid Highway (CSAH) 9 (Dodd Boulevard) between Hayes Avenue and CSAH 31 (Pilot Knob Road) as a turnback to the City of Lakeville; and

WHEREAS, Dakota County's 2040 Transportation Plan identifies 179th Street W between Hayes Avenue and CSAH 31 (Pilot Knob Road) as a future County Highway; and

WHEREAS, the County State Aid Screening Board awarded Dakota County an additional 39.6 miles of CSAHs to be added to Dakota County's State Aid Highway System in the fall of 2012; and

WHEREAS, Minn. Stat. § 163.11 Subdivision 5 and 9 authorize the County Board to transfer jurisdiction and ownership of a County highway to another road authority upon agreement; and

WHEREAS, the Transportation Director/County Engineer recommends revoking County State Aid status from Dodd Boulevard between Hayes Avenue and CSAH 31 (Pilot Knob Road); and

WHEREAS, Dakota County will turnback operations and maintenance of this segment of Dodd Boulevard to the City of Lakeville in accordance with the terms of the turnback agreement; and

WHEREAS, Dakota County will construct Dodd Boulevard to Municipal State Aid standards as part of County Project (CP) 9-56 and CP 9-64; and

WHEREAS, Dakota County accepts the jurisdictional transfer of 179th Street W between Hayes Avenue and CSAH 31 (Pilot Knob Road) from the City of Lakeville in accordance with the terms of the turnback agreement; and

WHEREAS, Dakota County will construct 179th Street W between Hayes Avenue and CSAH 23 (Cedar Avenue) to County State Aid standards as part of CP 9-56; and

WHEREAS, the City of Lakeville constructed 179th Street W between CSAH 23 (Cedar Avenue) and CSAH 31 (Pilot Knob Road) to County State Aid standards as part of CP 97-203; and

WHEREAS, the Transportation Director/County Engineer recommends designating County State Aid status for 179th Street W between Hayes Avenue and CSAH 31 (Pilot Knob Road) as CSAH 9.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to enter into an agreement with the City of Lakeville for the revocation and turnback of a portion of County State Aid Highway 9 (Dodd Boulevard) between Hayes Avenue and County State Aid Highway 31 (Pilot Knob Road) and accept the jurisdictional transfer of 179th Street W between Hayes Avenue and County State Aid Highway 31 (Pilot Knob Road); and

BE IT FURTHER RESOLVED, By the County Board of the County of Dakota, that the road described as follows, to-wit:

Dodd Boulevard between Hayes Avenue and County State Aid Highway 31 (Pilot Knob Road) be, and hereby is, revoked as a County State Aid Highway of said County, subject to the approval of the Commissioner of Transportation of the State of Minnesota; and

BE IT FURTHER RESOLVED, By the County Board of the County of Dakota, that the road described as follows, to-wit:

179th Street W between Hayes Avenue and County State Aid Highway 31 (Pilot Knob Road) be, and hereby is, established, located, and designated a County State Aid Highway of said County, subject to the approval of the Commissioner of Transportation of the State of Minnesota; and

BE IT FURTHER RESOLVED, That the County Auditor is hereby authorized and directed to forward two certified copies of this resolution to the Commissioner of Transportation for consideration and that upon approval of the designation of said road or portion thereof, that same be constructed, improved, and maintained as a County State Aid Highway of the County of Dakota, to be numbered and known as a County State Aid Highway.



Board of Commissioners

Request for Board Action

Item Number: DC-1362

Agenda #: 7.11

Meeting Date: 9/20/2022

DEPARTMENT: Environmental Resources

FILE TYPE: Consent Action

TITLE

Authorization To Amend County State Aid Highway 31 Wetland Bank

RESOLUTION

WHEREAS, planned improvements to County State Aid Highway 31 in the early 2000s would negatively impact existing wetlands; and

WHEREAS, the state Wetland Conservation Act of 1991 required mitigation for wetland impacts; and

WHEREAS, a 17.1-acre wetland bank, administered through the Minnesota Board of Water and Soil Resource (BWSR), was proposed to locally mitigate these wetland impacts; and

WHEREAS, by Resolution No. 02-562 (November 5, 2002), the County Board of Commissioners approved the establishment of a 17.1-acre wetland bank and authorized the execution of a Declaration of Restrictions and Covenants for Dakota County State Aid Highway 31 Wetland Bank (Declaration) which described wetland bank requirements and the legal description of the wetland bank area; and

WHEREAS, the intent of the mitigation project and Declaration was to also exclude 25 feet of the southern portion of the identified property parcel and reserve it for future public use as a trail corridor; and

WHEREAS, it was recently discovered during the North Creek Greenway trail design and construction process that the legal description for the Declaration did not exclude the future trail corridor in the wetland bank area; and

WHEREAS, the Declaration includes language to request the modification of the Declaration with written approval by the City of Lakeville and BWSR; and

WHEREAS, staff and the County Attorney's Office prepared an Amendment to Declaration of Restrictions and Covenants for Dakota County State Aid Highway 31 Wetland Bank; and

WHEREAS, the Amendment to Declaration of Restrictions and Covenants for Dakota County State Aid Highway 31 Wetland Bank includes a revised legal description for the wetland bank area that excludes the trail corridor and reaffirms that all other terms and conditions of the 2002 Declaration shall remain in full force and effect for the amended wetland bank area.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes amending the Declaration of Restrictions and Covenants for Dakota County State Aid Highway 31 Wetland Bank; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Chair to execute the Amendment to Declaration of Restrictions and Covenants for Dakota County State Aid Highway 31 Wetland Bank and to submit the amended Declaration to Minnesota Board of Water and Soil Resources; and

BE IT FURTHER RESOLVED, That upon approval by the Minnesota Board of Water and Soil Resources, the fully executed Declaration of Restrictions and Covenants for Dakota County State Aid Highway 31 Wetland Bank will be recorded in the County's Recorder's Office and a copy of the recorded Amendment to Declaration of Restrictions and Covenants for Dakota County State Aid Highway 31 Wetland Bank will be provided to the Minnesota Board of Water and Soil Resources.



Board of Commissioners

Request for Board Action

Item Number: DC-1441

Agenda #: 8.1

Meeting Date: 9/20/2022

DEPARTMENT: Office of the County Manager

FILE TYPE: Consent Action

TITLE

Acceptance Of Resignation From Member Of Dakota-Scott Workforce Development Board

PURPOSE/ACTION REQUESTED

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

SUMMARY

In accordance with the Citizen Advisory Committee Membership Policy, written or verbal resignations from citizen 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.

County Administration has been notified of the following resignation from the Dakota-Scott Workforce Development Board:

- Pam Oeffler, Private sector representative, who has served for the past ten years.

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 Pam Oeffler, Private sector representative on the Dakota-Scott Workforce Development Board 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 Healthy Environment☐ A Successful Place for Business and Jobs☒ Excellence in Public Service**PUBLIC ENGAGEMENT LEVEL**☐ Inform and Listen☐ Discuss☐ Involve☒ N/A**CONTACT**

Department Head: Matt Smith

Author: Jeni Reynolds



Board of Commissioners

Request for Board Action

Item Number: DC-1437

Agenda #: 9.1

Meeting Date: 9/20/2022

DEPARTMENT: Employment and Economic Assistance

FILE TYPE: Consent Action

TITLE

Ratification Of USDA SNAP Fiscal Year 2022 Process And Technology Improvement Grant Application, And Authorization To Accept Grant Funds, Execute Grant Agreement And Related Contracts, And Amend 2022 Employment And Economic Assistance Budget

PURPOSE/ACTION REQUESTED

Ratify application for the United States Department of Agriculture (USDA) Food and Nutrition Service Supplemental Nutrition Assistance Program (SNAP) Fiscal Year 2022 Process and Technology Improvement grant, and authorize acceptance of USDA grant funds in the amount awarded, execution of USDA grant agreement and related contracts for the period of September 30, 2022 through September 30, 2025, and amendment to the 2022 Employment And Economic Assistance (E&EA) budget.

SUMMARY

The COVID-19 pandemic forced Dakota County's E&EA department to move quickly to provide services in virtual and flexible ways. While these process changes have been successful and more clients are being served via remote means, the systems used to serve clients in this way are inflexible and inefficient. Since the move to provide more services in a virtual or telephonic way, lobby visits have decreased by 60 percent, even though the E&EA caseload has increased by 30 percent; the workload has increased, while the need/demand for in-person visits has decreased. E&EA is serving more people than ever and serving them in completely new ways. The current systems used to serve clients remotely are old and inflexible, requiring inefficient workarounds that make extra work for both clients and staff. In this grant application, E&EA sought to fund a project that aims to modernize and expand E&EA's self-service and communication options for clients.

E&EA submitted an application and was awarded the full amount of \$623,950 for the period of September 30, 2022 through September 30, 2025. The USDA SNAP Process and Technology Improvement grant will fund the replacement of the unsupported Interactive Voice Response (IVR) System and implementation of a modern contact center.

RECOMMENDATION

Staff recommends ratification of the application for the USDA Food and Nutrition Service SNAP Fiscal Year 2022 Process and Technology Improvement grant, acceptance of USDA grant funds in the amount awarded, execution of USDA grant agreement and related contracts, and amendment to the 2022 E&EA Budget.

EXPLANATION OF FISCAL/FTE IMPACTS

There is a \$0 net County cost anticipated as a result of this action. Authorization is requested to amend the 2022 E&EA Budget in the amount of \$100,000 to reflect the revenues and expenses associated with the SNAP Process and Technology Improvement grant. The unused budget will be carried over into 2023, where the remaining allocation will also be budgeted.

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

RESOLUTION

WHEREAS, the COVID-19 pandemic forced Dakota County's Department of Employment and Economic Assistance (E&EA) to move quickly to provide services in virtual and flexible ways; and

WHEREAS, lobby visits have decreased by 60 percent, even though the E&EA caseload has increased by 30 percent; and

WHEREAS, E&EA is serving more people than ever and serving them in completely new ways; and

WHEREAS, Dakota County E&EA submitted an application for and was awarded the full amount of \$623,950.00 for the period of September 30, 2022 through September 30, 2025, and;

WHEREAS, the United States Department of Agriculture (USDA) Food and Nutrition Service Supplemental Nutrition Assistance Program (SNAP) Fiscal Year 2022 Process and Technology Improvement grant will fund the replacement of the unsupported Interactive Voice Response (IVR) System and implementation of a modern contact center; and

WHEREAS, staff recommends amending the 2022 E&EA Budget in the amount of \$100,000 to reflect the revenues and expenses associated with the SNAP Process and Technology Improvement grant, and.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby ratifies the Dakota County application for the United States Department of Agriculture (USDA) Food and Nutrition Service Supplemental Nutrition Assistance Program (SNAP) Fiscal Year 2022 Process and Technology Improvement Grant for the period of September 30, 2022 through September 30, 2025; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to accept the grant funds in the amount of \$623,950 (or the amount awarded), for the period of September 30, 2022 through September 30, 2025; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners authorizes the Community Services Director to execute the grant agreement with USDA for the SNAP Fiscal Year 2022 Process and Technology Improvement Grant for the period of September 30, 2022 through September 30, 2025, subject to approval by the County Attorney's office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners authorizes the Community Services Director to execute any necessary contracts that are a result of the need to provide services in relation to the Interactive Voice Response (IVR) system work, 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 alter the grant term, accept additional grant funds consistent with County contracting policies, and inclusion of grant funds in future yearly Recommended and Adopted Budgets, subject to approval by the County Attorney's Office as to form;

BE IT FURTHER RESOLVED, That the 2022 Employment and Economic Assistance Budget is hereby amended as follows:

Revenue

SNAP Process and Technology Improvement Grant \$100,000

Total Revenue **\$100,000**

Expense

SNAP Process and Technology Improvement Grant \$100,000

Total Expense **\$100,000**

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

PUBLIC ENGAGEMENT LEVEL

☐ Inform and Listen

☐ Discuss

☐ Involve

☒ N/A

CONTACT

Department Head: Nadir Abdi Author: Jessica Strydom



Board of Commissioners

Request for Board Action

Item Number: DC-1420

Agenda #: 10.1

Meeting Date: 9/20/2022

DEPARTMENT: Finance

FILE TYPE: Consent Information

TITLE

Report On Invoices Paid In August 2022

PURPOSE/ACTION REQUESTED

Receive a report on invoices paid during August 2022.

SUMMARY

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

A copy of the August 2022 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 August 31, 2022, total \$20,885,641.

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

Major Categories	Amount	Explanation
Benefit deductions from employee payroll	\$1,941,351	Retirement accounts, PERA, health & dental
Payments to other governments	\$108,343	Pass through payments - taxes, fees
Materials & supplies	\$123,656	Highway, Parks, Buildings material/supplies
Overall support of departments	\$2,032,533	Insurance, maintenance agreements, office equip
Services to citizens & clients	\$3,146,108	Major client services contract
All other expenses	\$3,607,320	BIP, CEP, and misc.
Capital projects	\$9,926,330	Highway & building construction
	\$20,885,641	

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

Attachments: None.

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 |

PUBLIC ENGAGEMENT LEVEL

- | | | | |
|--|----------------------------------|----------------------------------|---|
| <input type="checkbox"/> Inform and Listen | <input type="checkbox"/> Discuss | <input type="checkbox"/> Involve | <input checked="" type="checkbox"/> N/A |
|--|----------------------------------|----------------------------------|---|

CONTACT

Department Head: Peter Skwira

Author: Jan Larson



Board of Commissioners

Request for Board Action

Item Number: DC-1271

Agenda #: 11.1

Meeting Date: 9/20/2022

DEPARTMENT: Transportation

FILE TYPE: Consent Action

TITLE

Approval Of Right Of Way Acquisition And Authorization To Initiate Quick Take Condemnation For County Project 91-29 In Marshan Township, County Road 91 Reconstruction

PURPOSE/ACTION REQUESTED

Approve acquisition of necessary right of way and authorize quick-take condemnation for County Project (CP) 91-29 in Marshan Township.

SUMMARY

To provide a safe and efficient transportation system, Dakota County is proceeding with CP 91-29, which includes the reconstruction of County State Aid Highway (CSAH) 91 (Nicolai Avenue) from 210th Street to Trunk Highway 316 (Red Wing Boulevard) in Marshan Township (see Attachment: Location Map). Dakota County is the lead agency, with construction planned for the summer of 2023.

A total of 21 parcels have been identified from which right of way acquisition will be necessary for CP 91-29 (see Attachment: Parcel Map); 21 parcels have been appraised. Of the 21 parcels, seven were combined for appraisal purposes, and 15 acquisition appraisal reports were completed. Fifteen acquisition appraisals have been prepared by Nicollet Partners, Inc., for a total appraised value of \$544,200. Data for the 15 appraisals has been provided to the County Board in a confidential spreadsheet, as the appraisals are currently confidential, non-public data pursuant to Minn. Stat. § Sec. 13.44, subd. 3.

In the event that timely acquisition by direct negotiation of all required parcels does not appear possible, it is necessary for the County Board to authorize the County Attorney's Office to initiate "quick-take" condemnation of the remaining parcels. Efforts will be made to negotiate an agreeable settlement before and after the start of the condemnation process.

RECOMMENDATION

Staff recommends approval of the right of way acquisition for 21 parcels for CP 91-29.

EXPLANATION OF FISCAL/FTE IMPACTS

The 2022-2026 Transportation Capital Improvement Program includes \$1,500,000 for right of way acquisition and \$4,500,000 for construction in 2023. Sufficient funds are available for the appraised right of way (see Attachment: Financial Summary).

☐ 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) 91-29; and

WHEREAS, CP 91-29 will reconstruct County State Aid Highway (CSAH) 91 (Nicolai Avenue) from 210th Street to Trunk Highway 316 (Red Wing Boulevard) in Marshan Township, improve drainage, and replace culverts; and

WHEREAS, to address the purpose and need for this Project, safety will be improved along the corridor by improving the roadway surface, adding turn lanes, and improving drainage; and

WHEREAS, Dakota County is the lead agency for CP 91-29; and

WHEREAS, right of way acquisition is needed to allow for construction to begin in 2023 as scheduled; and

WHEREAS, the partial acquisition of the following 21 parcels as identified on Dakota County Right of Way Map 492 is necessary to move forward with the Project:

Parcel 1; RUSSELL E. ANDERSON AS TRUSTEE AND ELIZABETH L. ANDERSON, AS TRUSTEE OR THE SUCCESSOR(S) IN TRUST, UNDER THE ANDERSON REVOCABLE TRUST AGREEMENT DATED 7-25-2003; Highway Easement 0 SF; Temporary Easement 2,000 SF;

Parcel 2; RUSSELL E. ANDERSON AS TRUSTEE AND ELIZABETH L. ANDERSON, AS TRUSTEE OR THE SUCCESSOR(S) IN TRUST, UNDER THE ANDERSON REVOCABLE TRUST AGREEMENT DATED 7-25-2003; Highway Easement 37,842 SF; Temporary Easement 749 SF;

Parcel 3; SCHULTZ FAMILY FARM LLC.; Highway Easement 74,365 SF; Temporary Easement 3,683 SF;

Parcel 4; PATRICK K. MAHER & DIANE M. MAHER; Highway Easement 87,838 SF; Temporary Easement 6,773 SF;

Parcel 5; PATRICK K. MAHER & DIANE M. MAHER; Highway Easement 10,045 SF; Temporary Easement 996 SF;

Parcel 6; ALLEN J. GALE & PATRICIA A. GALE AS TRUSTEES OF THE TRUST AGREEMENT OF ALLEN AND PATRICIA GALE; Highway Easement 12,946 SF; Temporary Easement 1,798 SF;

Parcel 7; BAILEY NURSERIES, INC., A MINNESOTA CORPORATION; Highway Easement 25,667 SF; Temporary Easement 7,467 SF;

Parcel 8; BAILEY NURSERIES, INC., A MINNESOTA CORPORATION; Highway Easement 27,629 SF; Temporary Easement 0 SF;

Parcel 9; BAILEY NURSERIES, INC., A MINNESOTA CORPORATION; Highway Easement 22,464 SF; Temporary Easement 0 SF;

Parcel 10; BAILEY NURSERIES, INC., A MINNESOTA CORPORATION; Highway Easement 10,775 SF; Temporary Easement 0 SF;

Parcel 14; JEFFREY M. REINARDY & WENDY S. REINARDY; Highway Easement 10,778 SF; Temporary Easement 0 SF;

Parcel 15; EARLE R. ALMQUIST; Highway Easement 22,462 SF; Temporary Easement 0 SF;

Parcel 16; EARLE R. ALMQUIST; Highway Easement 33,960 SF; Temporary Easement 0 SF;

Parcel 17; JOHN D. MAHER & BARBARA A. MAHER; Highway Easement 16,323 SF; Temporary Easement 0 SF;

Parcel 19; PATRICK K. MAHER & DIANE M. MAHER; Highway Easement 48,608 SF; Temporary Easement 2,424 SF;

Parcel 20; STEPHEN P. FOX & ANNA J. FOX; Highway Easement 2,800 SF; Temporary Easement 0 SF;

Parcel 21; ROGER A. FOX & PATRICIA A. FOX; Highway Easement 31,350 SF; Temporary Easement 0 SF;

Parcel 22; HARRY R. SNYDER & MARJORY J. SYNDER; Highway Easement 6,693 SF; Temporary Easement 0 SF;

Parcel 23; JAMES G. CANEFF & ROBERT M. CANEFF; Highway Easement 85,457 SF; Temporary Easement 554 SF;

Parcel 24; JAMES G. CANEFF & M. ELEANOR CANEFF UNDIVIDED ONE-HALF INTEREST ROBERT M. CANEFF & JO ANN CANEFF UNDIVIDED ONE-HALF INTEREST; Highway Easement 9,000 SF; Temporary Easement 0 SF;

Parcel 25; CANEFF BROTHERS, A PARTNERSHIP; Highway Easement 600 SF; Temporary Easement 3,550 SF

; and

WHEREAS, 15 appraisals have been completed by Nicollet Partners, Inc., for a total appraised value

of \$544,200; and

WHEREAS, the 2022-2026 Dakota County Transportation Capital Improvement Program budget for the Project includes sufficient funds for right of way acquisition; and

WHEREAS, in the event that timely acquisition by direct negotiation of all required parcels does not appear possible, it is necessary for the County Board to authorize the County Attorney's Office to initiate quick-take condemnation of the remaining parcels to allow for a spring 2023 start date.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the appraised value for the acquisition of the identified property interest from the 21 parcels for County Project 91-29; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby approves the acquisition of the properties associated with the 21 parcels for County Project 91-29 at the approved appraised value and authorizes payment from the 2022-2026 Transportation Capital Improvement Program budget; and

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

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

Attachment: Location Map

Attachment: Parcel Map

Attachment: Financial Summary

BOARD GOALS

☒ A Great Place to Live

☐ A Successful Place for Business and Jobs

☐ A Healthy Environment

☐ Excellence in Public Service

PUBLIC ENGAGEMENT LEVEL

☒ Inform and Listen

☐ Discuss

☐ Involve

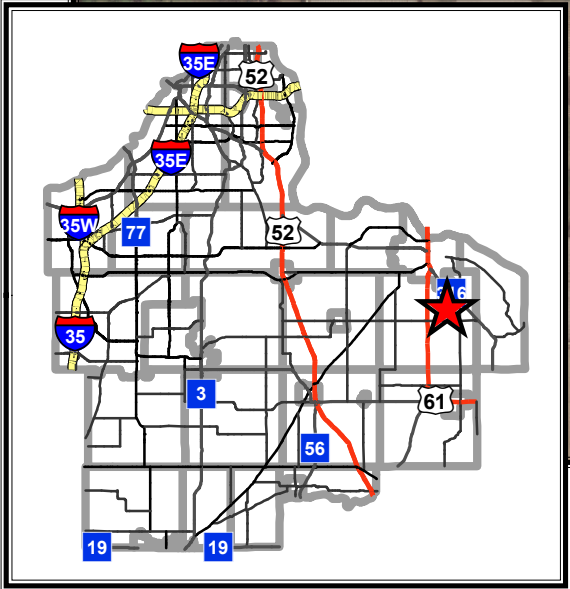
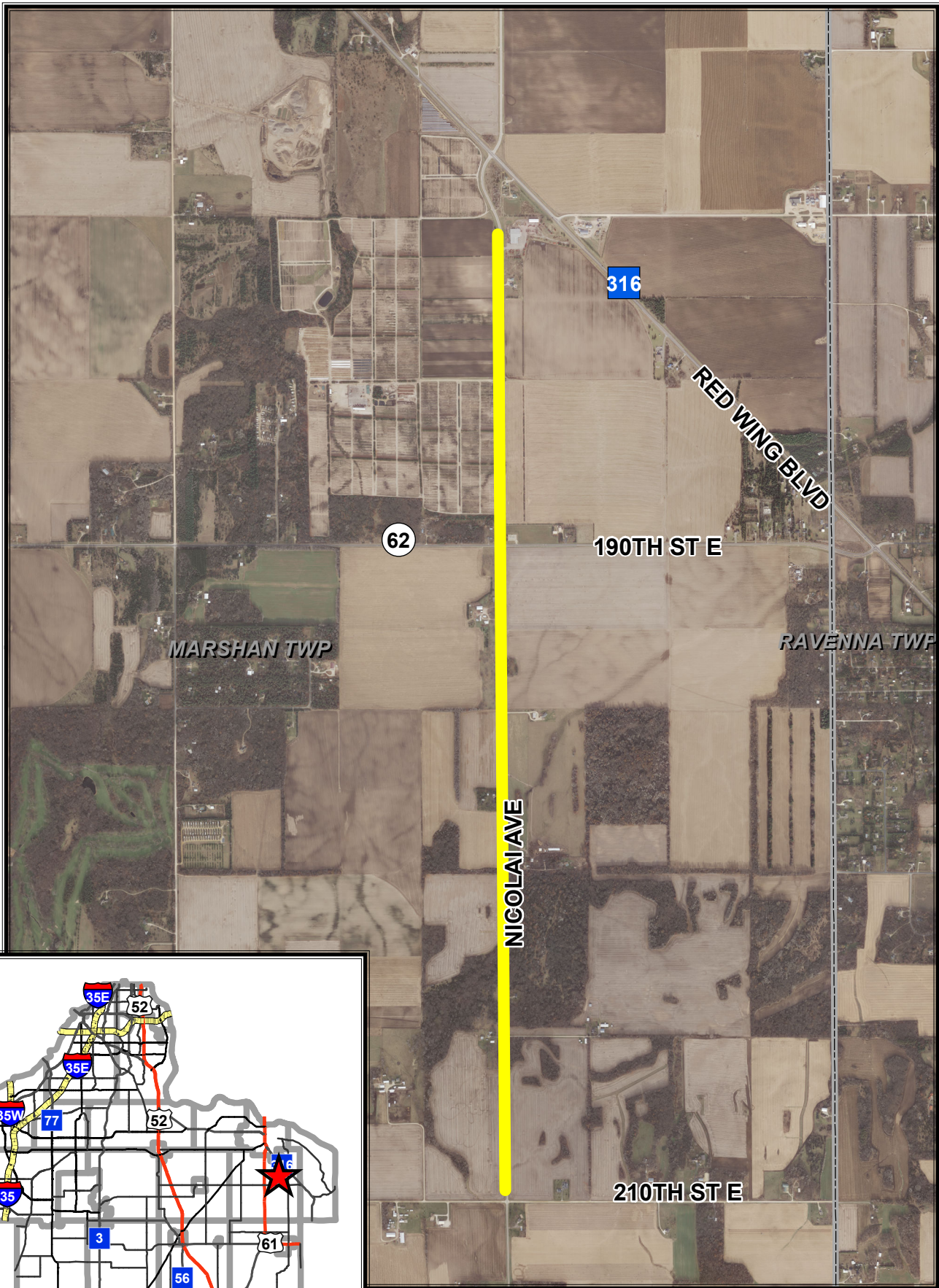
☐ N/A

CONTACT

Department Head: Erin Laberee

Author: Jenna Fabish

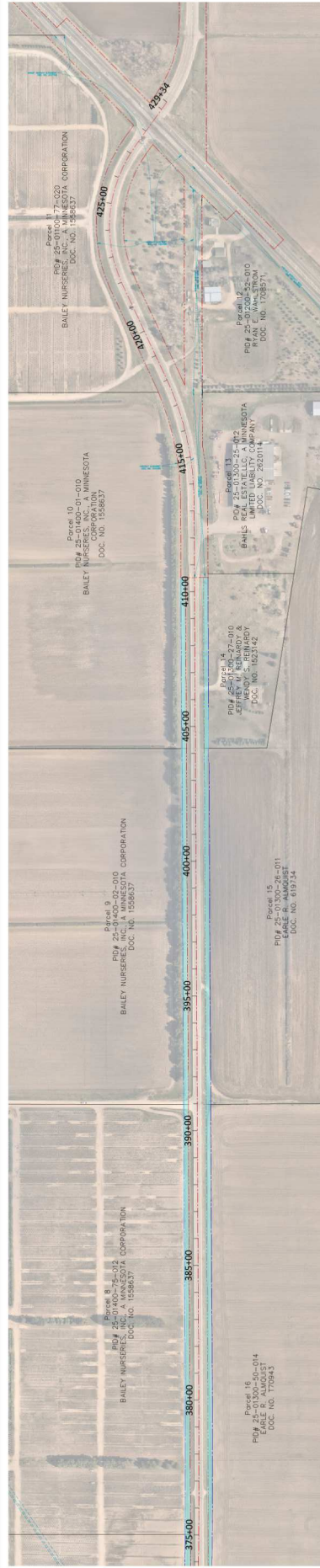
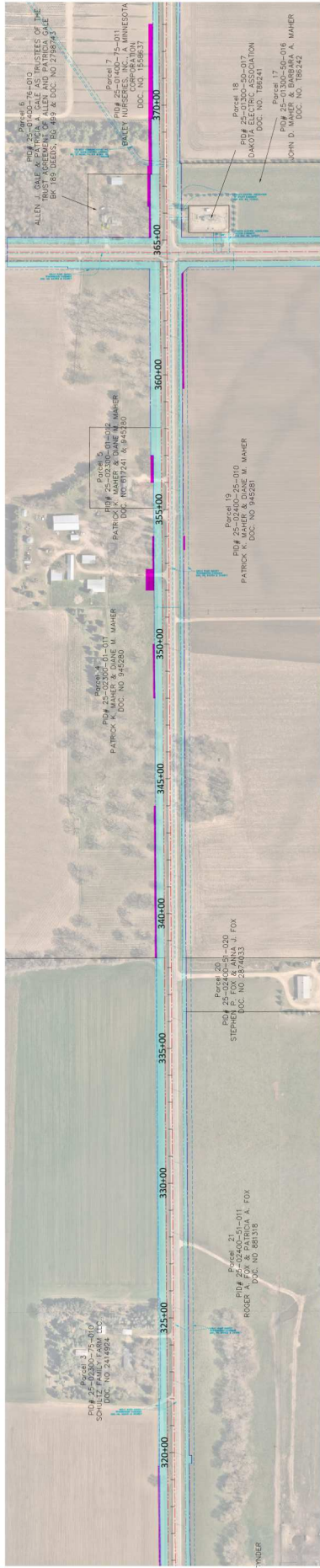
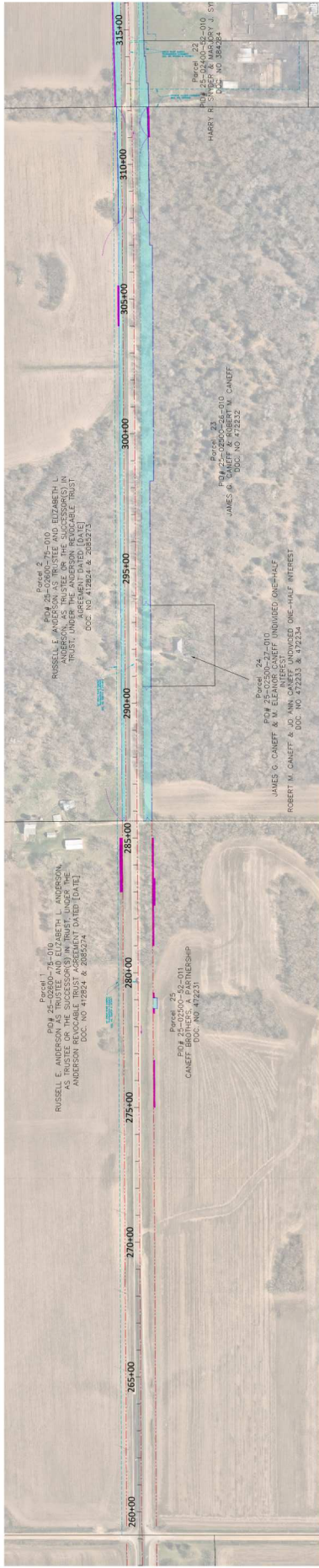
Prepared by Dakota County Physical Development Division



County Project 91-29

COUNTY PROJECT 91-29

CO. RD. 91 (NICOLAI AVE.) ROADWAY RECONSTRUCTION PROJECT



ARSHAN TOWNSHIP

PARCEL LAYOUT MAP



JULY 26, 2022

Project T91029 - CSAH 91 North Segment Reconstruction

Year	Expense Budget			Funding Sources Budget						
	Budget	Proposed RBA	Revised Budget	Current County's Share	Proposed RBA	Revised County's Share	Current Non-County Funding	Proposed RBA	Revised Non-County Funding	Total Revised Project Funding
Prior to 2022	120,000		120,000	120,000		120,000	-	-	-	120,000
2022 Budget	1,500,000	-	1,500,000	1,500,000		1,500,000	-	-	-	1,500,000
2023 Plan	4,500,000		4,500,000	4,500,000		4,500,000		-	-	4,500,000
2024 Plan			-	-	-	-	-	-	-	-
2025 Plan	-		-	-	-	-	-	-	-	-
2026 Plan	-		-	-	-	-	-	-	-	-
Current CIP Total	6,000,000	-	6,000,000	6,000,000	-	6,000,000	-	-	-	6,000,000
Costs Beyond Current CIP	-		-	-		-	-		-	-
Total	6,120,000	-	6,120,000	6,120,000	-	6,120,000	-	-	-	6,120,000



Board of Commissioners

Request for Board Action

Item Number: DC-1325

Agenda #: 11.2

Meeting Date: 9/20/2022

DEPARTMENT: Transportation

FILE TYPE: Consent Action

TITLE

Award Of Bid And Authorization To Execute Contract With Eureka Construction, Inc. And Amend 2022 Sales And Use Tax Capital Improvement Program Budget For County Project 46-58 For Median Changes On CSAH 46 (160th Street) at CSAH 33 (Diamond Path)

PURPOSE/ACTION REQUESTED

- Award bid and authorize a contract with Eureka Construction, Inc. for County Project (CP) 46-58 in the Cities of Lakeville, Apple Valley, Rosemount and Empire Township
- Amend the 2022 Sales and Use Tax Capital Improvement Program (CIP) Budget

SUMMARY

To provide a safe and efficient transportation system, Dakota County is proceeding with CP 46-58. County Project 46-58 is preliminary engineering through final design services for evaluation of alternatives to address safety concerns at the County State Aid Highway (CSAH) 46 (160th Street) and CSAH 33 (Diamond Path) intersection in the cities of Apple Valley, Rosemount, and Lakeville and Empire Township (Attachment: Project Location). Recent and future development near the intersection changed traffic volume and traffic patterns requiring evaluation. Safety and mobility of traffic, particularly school bus access from the recently built East Lake Elementary, is a priority to be accommodated with this project.

The project will meet multiple challenges, including affordability, safety, drainage, stakeholder coordination, right of way impacts, and transportation design. The goals of this project are to:

- Review intersection design alternatives, conduct a public involvement process, and provide a feasible design recommendation.
- Compliance with current traffic signal design standards.
- Design a safe, cost-effective intersection improvement that utilizes the existing infrastructure and minimizes unnecessary disturbances.
- Provide a clear and concise public engagement plan that meets the needs of the residents and businesses within the community that will be impacted by the intersection modification.
- Design a traffic control and phasing plan that maintains business access throughout construction as much as feasible. Coordination with impacted businesses shall be included to ensure full understanding prior to the start of construction.

The current budget for this project was established in 2020 for work anticipated in 2023, totaling \$600,000 for new construction. With the updated 2022 engineer's estimate, the project cost

increased to \$968,597.50, which is a \$368,598 increase (61%) for CP 46-58. Project costs increased as a result of increased material prices, inflation and more accurate estimates as a result of the final design process.

Construction bids were received and tabulated on September 13, 2022. Five bidders submitted bids:

Eureka Construction, Inc.	\$672,264.87
McNamara Contracting	\$748,019.49
Max Steininger, Inc.	\$772,693.80
Meyer Contracting, Inc.	\$990,885.84
Urban Companies	\$1,021,939.51

The lowest responsive and responsible bid for CP 46-58 is \$672,264.87, plus the incentive amount of \$40,000, totaling \$712,264.87, from Eureka Construction, Inc., which is 30 percent under the engineer's estimate of \$968,597.50. Staff and the Minnesota Department of Transportation have reviewed the bids and determined that the bid was competitive at the time of bidding.

The Adopted 2022 Sales and Use Tax CIP has a total remaining budget of \$422,893 for CP 46-58. The Sales and Use Tax project includes CSAH 46: Intersection and Corridor Access Modifications in Apple Valley, Rosemount, Lakeville, and Empire Township with an estimated project cost of \$600,000. The estimated total construction cost, including pavement incentives, testing, and potential contract changes, would require additional amount of \$289,372 to award the contract.

RECOMMENDATION

Staff recommends awarding the bid to and authorizing execution of a contract with Eureka Construction, Inc. for an amount not to exceed \$712,264.87 and amending the 2022 Sales and Use Tax CIP budget in the amount of \$289,372.

EXPLANATION OF FISCAL/FTE IMPACTS

The Adopted 2022 Sales and Use Tax CIP included a total project budget of \$600,000, of which \$422,893 is remaining for project design and construction. A budget amendment in the amount of \$289,372 is needed to award the construction contract, which will bring the total project budget to \$889,372 (see Attachment: Financial Summary).

- | | | |
|---|---|---|
| <input type="checkbox"/> None | <input type="checkbox"/> Current budget | <input type="checkbox"/> Other |
| <input checked="" type="checkbox"/> Amendment Requested | | <input type="checkbox"/> New FTE(s) requested |

RESOLUTION

WHEREAS, to provide a safe and efficient transportation system, Dakota County is proceeding with County Project (CP) 46-58; and

WHEREAS, the County is the lead agency for the Project, with construction scheduled for summer 2022; and

WHEREAS, the 2022 Sales and Use Tax Capital Improvement Program (CIP) Amended Budget includes \$600,000 for CP 46-58 for the project design and construction; and

WHEREAS, the remaining 2022 Sales and Use Tax CIP Budget includes an unencumbered balance of \$422,893 for CP 46-58 project design, construction, and construction administration; and

WHEREAS, the bid of Eureka Construction, Inc. in the amount of \$712,264.87 was the lowest responsive and responsible bid received; and

WHEREAS, a budget amendment is necessary to account for the project costs above the CIP amount; and

WHEREAS, Dakota County currently has a sufficient Sales and Use Tax funds for the additional costs of the project; and

WHEREAS, the Minnesota Department of Transportation concurs with the award of a construction contract to Eureka Construction, Inc., as the lowest responsive and responsible bidder; and

WHEREAS, the 2022 Sales and Use Tax CIP budget for CP 46-58 shall be amended to \$889,372; and

WHEREAS, staff recommends awarding the bid to and authorizing execution of a contract with Eureka Construction, Inc. and amending the 2022 Sales and Use Tax CIP; and

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 Eureka Construction, Inc. for County Project 46-58 in the amount of \$672,264.87, plus possible incentives totaling \$40,000 for a total contract amount of \$712,264.87 based on their low bid, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the 2022 Sales and Use Tax Capital Improvement Program Budget is hereby amended as follows:

Expense

CP 46-58	<u>\$289,372</u>
Total Expense	\$289,372

Revenue

Sales & Use Tax (Fund Balance)	<u>\$289,372</u>
Total Revenue	\$289,372

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

Attachment: Location Map

Attachment: Financial Summary

BOARD GOALS

☒ A Great Place to Live

☐ A Healthy Environment

☐ A Successful Place for Business and Jobs

☐ Excellence in Public Service

PUBLIC ENGAGEMENT LEVEL

☐ Inform and Listen

☒ Discuss

☐ Involve

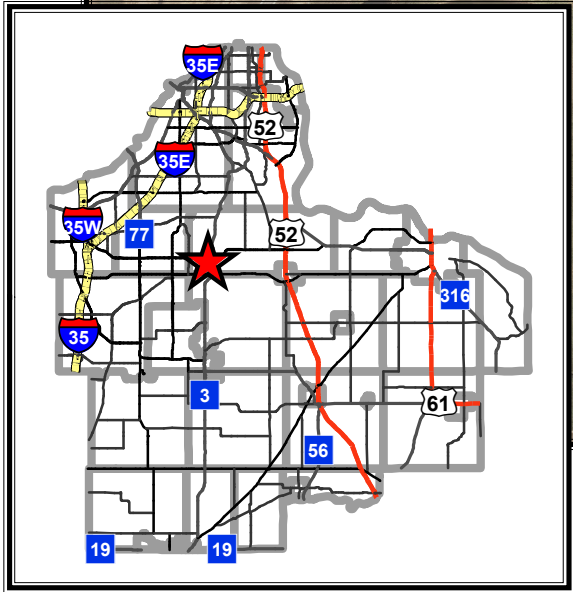
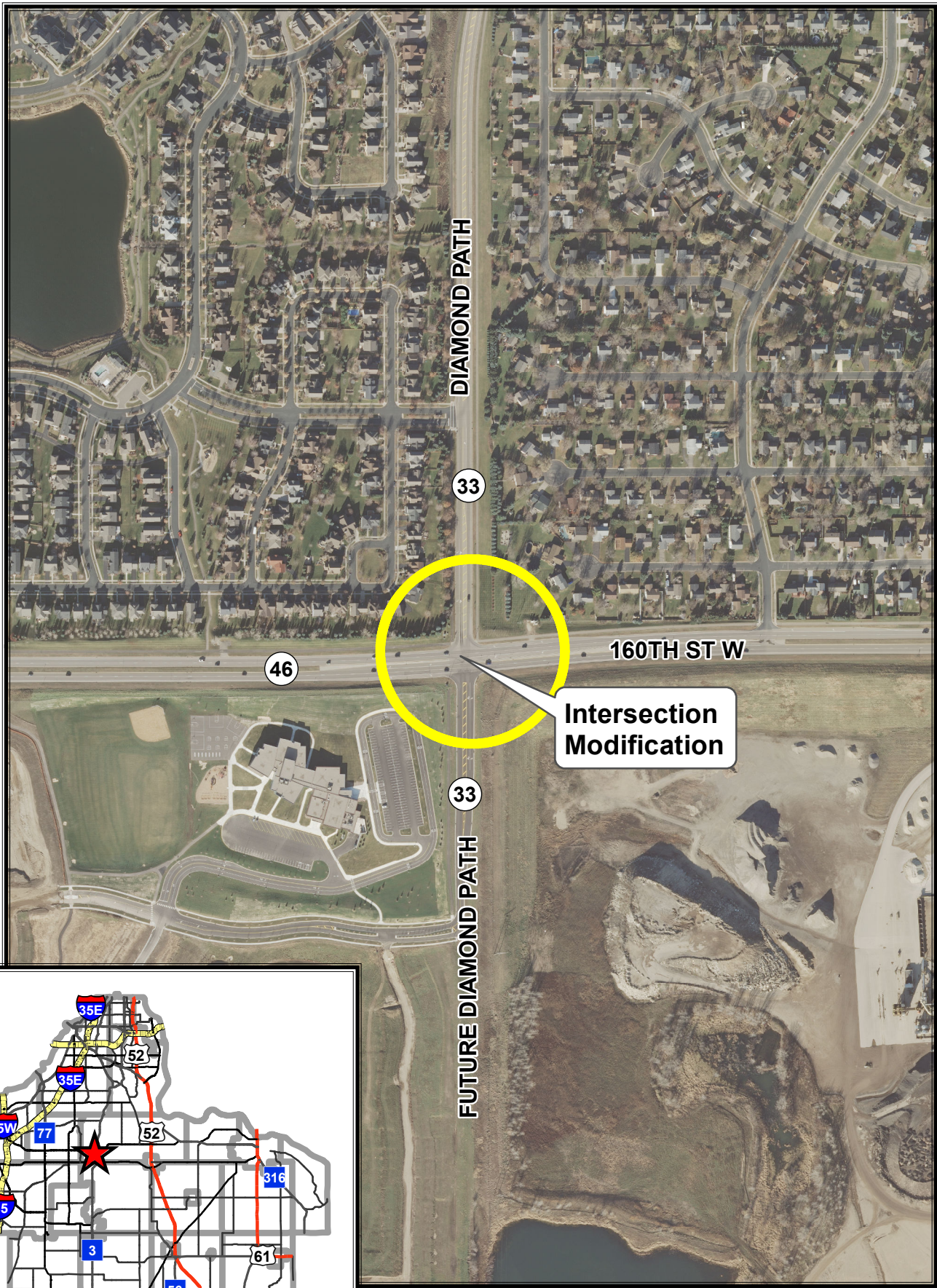
☐ N/A

CONTACT

Department Head: Erin Laberee

Author: Matthew Parent

Prepared by Dakota County Physical Development Division



County Project 46-58

Project 46-58

Year	Expense Budget			Funding Sources Budget						
	Budget	Proposed RBA	Revised Budget	Current County's Share	Proposed RBA	Revised County's Share	Current Non-County Funding	Proposed RBA	Revised Non-County Funding	Total Revised Project Funding
Prior to 2022	-		-	-		-	-	-	-	-
2022 Budget	600,000	289,372	889,372	600,000	289,372	889,372	-	-	-	889,372
2023 Plan	-		-	-		-	-	-	-	-
2024 Plan	-		-	-	-	-	-	-	-	-
2025 Plan	-		-	-	-	-	-	-	-	-
2026 Plan	-		-	-	-	-	-	-	-	-
<i>Current CIP Total</i>	<i>600,000</i>	<i>289,372</i>	<i>889,372</i>	<i>600,000</i>	<i>289,372</i>	<i>889,372</i>	-	-	-	<i>889,372</i>
Costs Beyond Current CIP	-		-	-		-	-		-	-
Total	600,000	289,372	889,372	600,000	289,372	889,372	-	-	-	889,372



Board of Commissioners

Request for Board Action

Item Number: DC-1358

Agenda #: 11.3

Meeting Date: 9/20/2022

DEPARTMENT: Transportation

FILE TYPE: Consent Action

TITLE

Authorization To Exchange Excess Right Of Way North Of County State Aid Highway 26 And East Of Trunk Highway 55 In City Of Eagan

PURPOSE/ACTION REQUESTED

Authorize a right of way land exchange for excess right of way north of County State Aid Highway (CSAH) 26 (Lone Oak Road) and east of Trunk Highway (TH) 55 (Dodd Road) in the City of Eagan (Attachment: Location Map).

SUMMARY

To promote a safe and efficient transportation system, County staff is seeking authorization to exchange land adjacent to CSAH 26. By Resolution No. 97-631 (October 7, 1997), the County Board authorized staff to enter into a Cooperative Construction Agreement with the City of Eagan for CSAH 26 (Lone Oak Road), Dakota County Project (CP) 26-28. As part of CP 26-28, Dakota County purchased three complete parcels (PIN Nos. 10-00100-55-030, 10-00100-55-040, and 10-00100-55-060) jointly with the City of Eagan for widening CSAH 26 (Lone Oak Road) from CSAH 43 (Lexington Avenue) through the TH 55 intersection for CP 26-28. Costs associated with these three parcels were split 55 percent to the County and 45 percent to the City of Eagan in accordance with County policy. The southerly portion of the parcels is needed to reconstruct CSAH 26, including ponding as part of CP 26-54 in 2022 and 2023. The County obtained the north portion of the parcels as remnants.

Minn. Stat. § 373.01 allows a county to exchange parcels of real property of substantially similar or equal value without advertising for bids when acquiring real property for County highway right of way. The proposed parcel acquisition and parcel remnant vacation and conveyance are consistent with the law (Attachment: Assessor Valuation).

Conditions for the exchange of these parcels will require that access to the parcels be restricted along TH 55 and CSAH 26 except for a location on CSAH 26 across from Holiday Lane. Access to adjoining parcels will be provided through the remnant County parcels via access across from Holiday Lane (Attachment: County Property).

The Dakota County property will be joined with the Eagan Medical Addition plat at the owner's expense. Dakota County will dedicate the property for Holiday Lane (city street) on the plat. The Dakota County parcels will be platted as two outlots, one west of Holiday Lane and one east of Holiday Lane. The Quit Claim Deeds (QCD) between the owner and the County should be recorded with the plat showing the County as the owner for the two lots. The County Board will sign the plat as part owners, sign a deed to the owner for Lot 1 to record after the recording of the plat, and record a

deed from the owner to Dakota County for Outlots A and B.

RECOMMENDATION

Staff recommends exchanging 3,187 square feet of privately owned property for 2,505 square feet of County-owned property as equal value.

EXPLANATION OF FISCAL/FTE IMPACTS

None.

- | | | |
|--|---|--------------------------------|
| <input checked="" type="checkbox"/> None | <input type="checkbox"/> Current budget | <input type="checkbox"/> Other |
| <input type="checkbox"/> Amendment Requested | <input type="checkbox"/> New FTE(s) requested | |

RESOLUTION

WHEREAS, in 1999, Dakota County purchased three complete parcels (PIN Nos. 100010003055, 100010004055, and 10010006055) jointly with the City of Eagan for widening County State Aid Highway (CSAH) 26 (Lone Oak Road) from CSAH 43 (Lexington Avenue) through the Trunk Highway (TH) 55 intersection for County Project (CP) 26-28; and

WHEREAS, the southerly portion of the parcels is needed to reconstruct CSAH 26 (CP 26-54) in 2022 and 2023 and is currently needed to maintain the highway; and

WHEREAS, County staff has reviewed the survey and parcel information for accuracy and concurs with the property description brought forward in the plat; and

WHEREAS, a land exchange between the County and Developer would meet and exceed the half right of way needs for CSAH 26 and benefit both parties; and

WHEREAS, the County has received requests to exchange excess right of way north of County State Aid Highway (CSAH) 26 (Lone Oak Road) in exchange for the remnant parcels between two adjoining County-owned parcels; and

WHEREAS, the remnant County parcels will be combined with the adjoining County-owned parcels to create additional developable property; and

WHEREAS, the City of Eagan staff supports the exchange of the property that is in excess of the needs for CSAH 26; and

WHEREAS, the County Engineer has determined that the property located more north of the proposed CSAH 26 project is in excess of the County's needs and recommends the exchange of the property in accordance with Minnesota Statute 373.01, with conditions protecting CSAH 26 and TH 55; and

WHEREAS, staff recommends transfer of the northern 12 feet of PID#10-00100-55-040 Dakota County Parcel containing approximately 2,505 square feet as part of the Eagan MOB plat; and

WHEREAS, staff recommends transfer of the portion of PID# 10-00100-95-020 between County owned parcels 10-00100-55-030 and 10-00100-55-040 Parcels containing approximately 3,187 square feet to Dakota County.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the exchange of the property as part of the Eagan MOB plat in accordance with Minn. Stat. § 373.01; and

BE IT FURTHER RESOLVED That the Dakota County Board of Commissioners hereby approves the deed exchange as part of the platting and authorizes the Board Chair to execute the Quit Claim Deed for Lot 1 subject to approval as to form by the County Attorney's Office, in exchange for a Quit Claim Deeds for outlots A and B.

PREVIOUS BOARD ACTION

97-631; 10/7/97

ATTACHMENTS

Attachment: Location Map

Attachment: County Property

Attachment: Assessor Valuation

BOARD GOALS

☒ A Great Place to Live

☐ A Healthy Environment

☐ A Successful Place for Business and Jobs

☐ Excellence in Public Service

PUBLIC ENGAGEMENT LEVEL

☒ Inform and Listen

☐ Discuss

☐ Involve

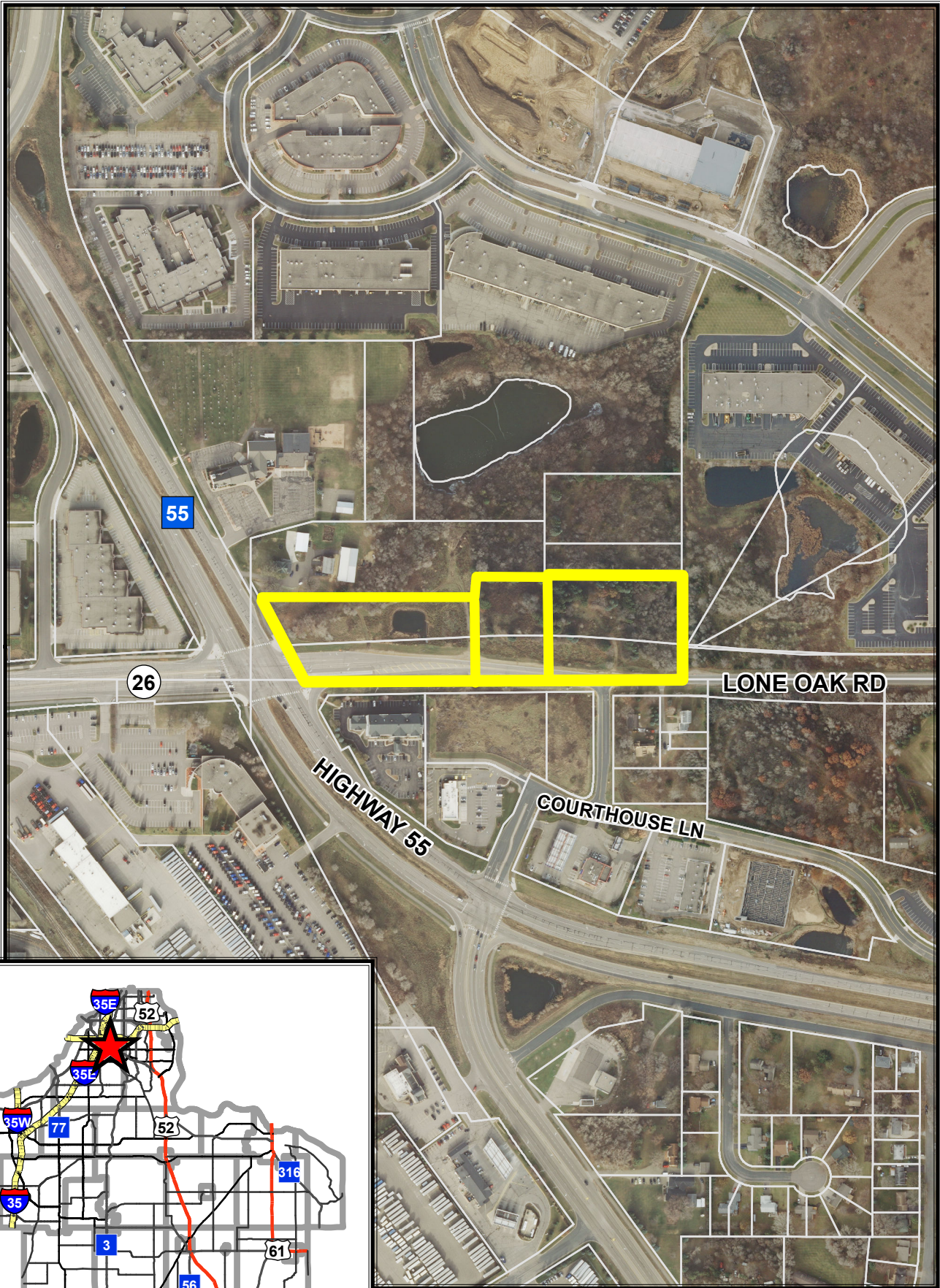
☐ N/A

CONTACT

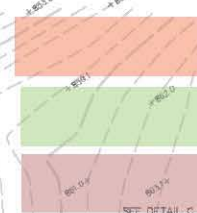
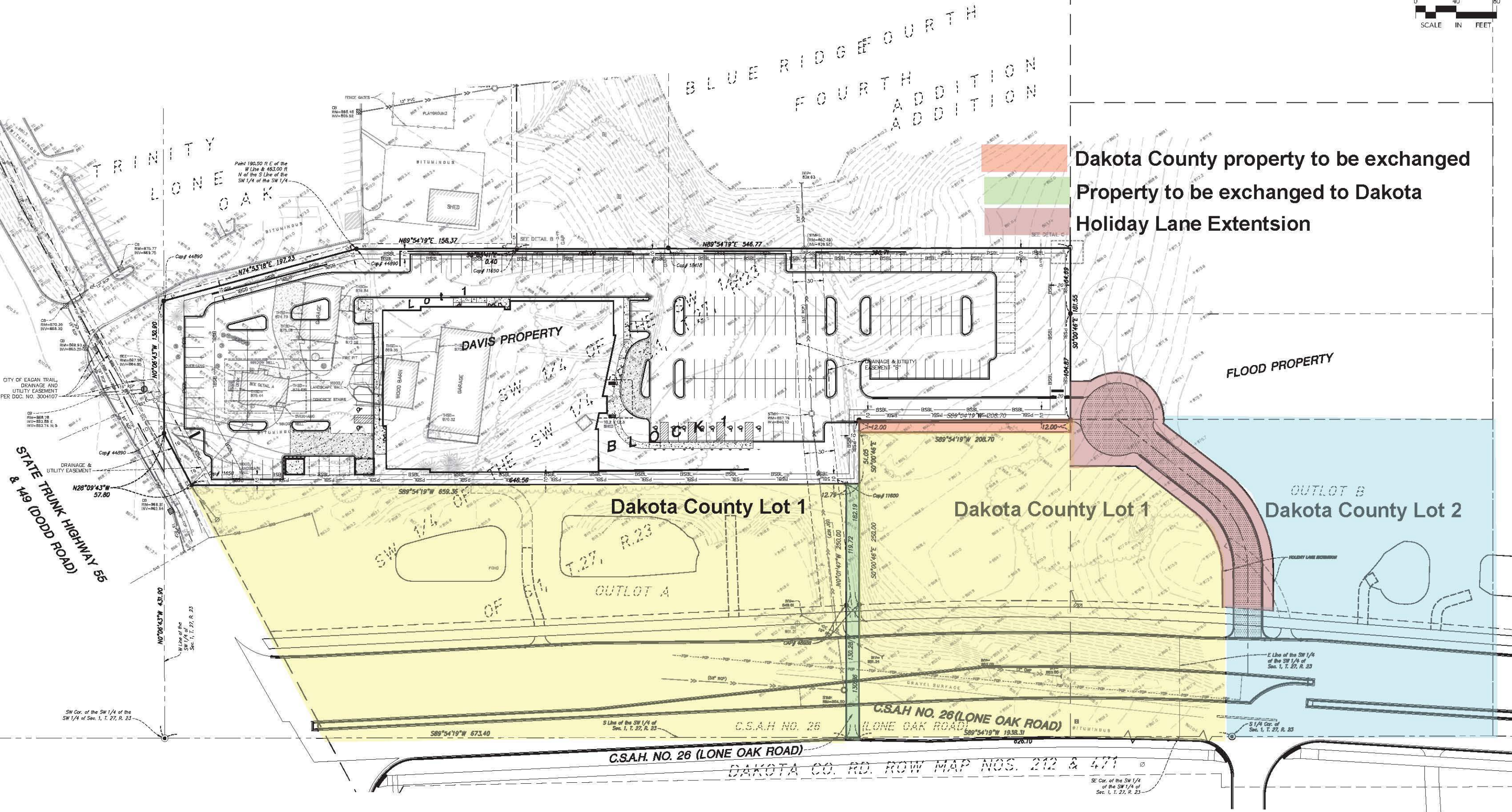
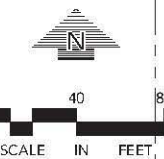
Department Head: Erin Laberee

Author: John Sass

Prepared by Dakota County Physical Development Division



**Authorization to Exchange Excess Right Of Way
North of CSAH 26 and East of TH 55**



Dakota County property to be exchanged
Property to be exchanged to Dakota
Holiday Lane Extentsion



Dakota County Assessing Services

Dakota County Administration Center
1590 Highway 55, Hastings, MN 55033

Date: August 31, 2022

To: Todd Tollefson, Dakota County Surveyor
John Sass, Project Manager Supervisor

From: Scott Lyons, Dakota County Assessor *Scott Lyons*

Re: CSAH 26 Remnant Parcel Exchange

According to the attached Parcel Exhibit forwarded to me, the Plat Commission would like to exchange the land shown in peach (approximately 12 feet * 209 feet = +/-2,508 sq. ft.) owned by Dakota County for the land shown in green (approximately 12.79 feet * 250 feet = +/-3,198 sq. ft) owned by Katie Flood, Thomas Flood, and Joseph Flood (although it is noted that the County has stated they are working with the purchaser of the land and we have no record yet of a sale or ownership transfer). According to MS 373.01 sub.1 (d), parcels of real property for county highway right of way can be exchanged if the parcels are "of substantially similar or equal value" with the estimated values determined by the County Assessor.

Neither parcel in the proposed exchange currently exists as a separate parcel and will require a split to create the portion to be exchanged. The Dakota County-owned parcel designated in peach is the northern 12 feet of PID#10-00100-55-040.

The area designated for exchange in green is also part of a larger tax parcel owned by Katie Flood, Thomas Flood, and Joseph Flood (part of PID# 10-00100-95-020). It is the portion between County owned parcels 10-00100-55-030 and 10-00100-55-040. Although this parcel is slightly larger than the parcel the county is exchanging for it, it is noted that the southern +/- 50 feet of the parcel extends into CSAH 26 giving it approximately 640 sq. ft. less actual usable area. The Minnesota Department of Revenue, on page 7 of Module II/Valuation of the Minnesota Property Tax Administrator's Manual states the following:

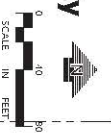
"The assessor however should account for area in public roads and base the assessment on the remaining land".

Because approximately 640 sq. ft. of the parcel the County will acquire is within the roadway, it leaves a net area of approximately 2,558 sq. ft. compared to the parcel the parcel in peach the County will be exchanging of 2,508 sq. ft.

In the after effect it is my opinion this exchange would benefit both parties; the County will join 2 previously severed parcels of land and the other party will gain better access to the eastern end of their property via the proposed Holiday Lane extension. However, in the current "as-is" condition, both parcels have minimal value and the adjacent owners are the only real potential buyers of either parcel.

The proposed trade involves parcels of very similar size and location, which in their current state have minimal value on the open market. It is my opinion that the value of both parcels involved in the proposed trade exchange are substantially similar or equal in value.

Attachment: County Property



Dakota County property to be exchanged
Property to be exchanged to Dakota
Holiday Lane Extension





Board of Commissioners

Request for Board Action

Item Number: DC-1363

Agenda #: 11.4

Meeting Date: 9/20/2022

DEPARTMENT: Transportation

FILE TYPE: Consent Action

TITLE

Designation Of 185th Street As County State Aid Highway 60 In City Of Lakeville

PURPOSE/ACTION REQUESTED

- Accept jurisdictional transfer of 185th Street between County State Aid Highway (CSAH) 9 (Dodd Boulevard) and CSAH 23 (Cedar Avenue) from the City of Lakeville
- Designation of 185th Street between CSAH 9 (Dodd Boulevard) and CSAH 23 (Cedar Avenue) as a County State Aid Highway
- Authorize the Physical Development Director to execute an amendment to the joint powers agreement (JPA) with the City of Lakeville for County Project (CP) 60-28

SUMMARY

To provide a safe and efficient transportation system, Dakota County partnered with the City of Lakeville on CP 60-28. County Project 60-28 is the design engineering, right-of-way acquisition, construction, and construction administration for future CSAH 60 (185th Street) as an urban divided roadway, on new alignment from CSAH 9 (Dodd Boulevard) to Highview Avenue (Attachment: Location Map). County Project 60-28 includes construction of a proposed roundabout at CSAH 60 (185th Street) and Highview Avenue, pedestrian underpasses of 185th Street and Highview Avenue and a proposed signal at CSAH 23 (Cedar Avenue). The City of Lakeville is the lead/coordinator for CP 60-28 along Alignment C (185th Street) in the adopted Dakota County East-West Corridor Preservation Study, June 2003 (Attachment: East West Corridor Map).

The East-West Corridor Study adopted by the Dakota County Board of Commissioners by Resolution No. 03-285 (May 20, 2003) included functional and jurisdictional recommendations. The identification of 185th Street through the City of Lakeville as a future County minor arterial route was included in the recommendations. Several improvement projects (County Project 60-28, 97-163, and CP 97-206) serve as the basis for the jurisdictional transfer and designation of 185th Street as a County State Aid Highway between CSAH 9 (Dodd Boulevard) and CSAH 23 (Cedar Avenue).

An amendment to the existing JPA for CP 60-28 is necessary to extend eastern termini from the intersection at Highview Avenue to the intersection at CSAH 23 (Cedar Avenue). The amendment will provide scope for developing a design and constructing a signal at the intersection of CSAH 23 (Cedar Avenue). Designation of 185th Street as a County State Aid Highway 60 will allow Dakota County to use CSAH funds for construction of CP 60-28. Dakota County will assume maintenance of CSAH 60 (185th Street) with the completion of CP 60-28 (Attachment: 185th Street Extension Layout).

Minn. Stat. § 162.02, subd. 7 and Mn/DOT rules require County Board action to occur on all designations. Following County Board action, City Council action of concurrence for designation of CSAH status is required. This segment of 185th Street is currently on the City of Lakeville city street system. The City is in the process of revoking MSA designation on 185th Street, and the City intends to act on the proposed CSAH designation following County Board action.

The State Constitution directs, through the Minnesota Highway User Tax Distribution Fund, that Minnesota's 87 counties shall receive CSAH funds from State-collected motor fuel taxes, motor vehicle sales taxes, and motor vehicle license fees. These funds can only be used for eligible road and bridge construction and maintenance expenses on CSAHs officially designated through the State Commissioner of Transportation.

In October 2012, the County State Aid Screening Board approved 39.6 additional miles on the Dakota County CSAH system. This system designation of 185th Street was included in that approved request.

RECOMMENDATION

Staff recommends accepting jurisdictional transfer of 185th Street from the City, designation of 185th Street from CSAH 9 (Dodd Boulevard) to CSAH 23 (Cedar Avenue) as CSAH 60. Staff further recommends the Board authorize the Director of Physical Development to execute an amendment to the joint powers agreement (JPA) with the City of Lakeville for County Project (CP) 60-28 for jurisdictional transfer and designation of CSAH status for 185th Street between CSAH 9 (Dodd Boulevard) and CSAH 23 (Cedar Avenue).

EXPLANATION OF FISCAL/FTE IMPACTS

The 2022-2026 Capital Improvement Program (CIP) includes \$187,000 for design of CP 60-28 (Attachment: Financial Summary). The draft 2023-2027 CIP includes \$4,823,500 for the construction of CP 60-28 in 2023.

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

RESOLUTION

WHEREAS, Dakota County and the City of Lakeville are partnering on County Project (CP) 60-28; and

WHEREAS, County Project 60-28 is the design engineering, right-of-way acquisition, construction, and construction administration for construction of future CSAH 60 (185th Street) as an urban divided roadway, on new alignment from CSAH 9 (Dodd Boulevard) to Highview Avenue; and

WHEREAS, County Project 60-28 includes construction of a proposed roundabout at CSAH 60 (185th Street) and Highview Avenue, pedestrian underpasses of 185th Street and Highview Avenue, and a potential signal need at CSAH 23 (Cedar Avenue); and

WHEREAS, an amendment to the existing joint powers agreement for CP 60-28 is necessary to extend eastern termini from the intersection at Highview Avenue to the intersection at CSAH 23 (Cedar Avenue); and

WHEREAS, the joint powers agreement amendment will provide scope for developing a design and constructing a signal at the intersection of CSAH 23 (Cedar Avenue) and jurisdictional transfer and designation of CSAH status for 185th Street between CSAH 9 (Dodd Boulevard) and CSAH 23 (Cedar Avenue); and

WHEREAS, the County State Aid Screening Board awarded Dakota County an additional 39.6 miles of County State Aid Highways to be added to Dakota County's State Aid Highway System in the fall of 2012; and

WHEREAS, Minn. Stat. § 162.02, subd. 7 and 8 permits a county board to establish a CSAH upon any established road with the approval of the governing city; and

WHEREAS, Dakota County's 2040 Transportation Plan identifies a portion of County State Aid Highway (CSAH) 60 (185th Street) from CSAH 9 (Dodd Boulevard) to CSAH 23 (Cedar Avenue) as a future County State Aid Highway minor arterial route; and

WHEREAS, the Transportation Director/County Engineer recommends designating County State Aid Status, according to the recommendation in the adopted State Aid Mileage Request and as necessary for changes in alignment due to planned roadway construction; and

WHEREAS, as part of CP 60-28, 185th Street will be constructed to CSAH standards to support a county highway function and allow for CSAH designation; and

WHEREAS, Dakota County accepts the jurisdictional transfer of 185th Street between CSAH 9 (Dodd Boulevard) and CSAH 23 (Cedar Avenue) from the City of Lakeville in accordance with the terms of the turnback agreement.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to enter into an agreement with the City of Lakeville for the accept the jurisdictional transfer of 185th Street between CSAH 9 (Dodd Boulevard) to CSAH 23 (Cedar Avenue); and

BE IT FURTHER RESOLVED, By the County Board of the County of Dakota, that the road described as follows, to-wit:

185th Street between County State Aid Highway No. nine (9) (Dodd Boulevard) to County State Aid Highway No. twenty three (23) (Cedar Avenue) designation as County State Aid Highway No. 60 beginning at the County State Aid Highway No. nine (9), Dodd Boulevard in Section 17, Township 114 North, Range 21 West, in the City of Lakeville; thence continue in a easterly direction through Sections 16 and 17 Township 114 North, Range 21 West, to County state Aid Highway No. twenty three (23), Cedar Avenue, and there terminating be, and hereby is, established, located, and designated a County State Aid Highway of said County, subject to the approval of the Commissioner of Transportation of the State of Minnesota

; and

BE IT FURTHER RESOLVED, That the Dakota County Transportation Director/County Engineer is hereby authorized and directed to forward two certified copies of this resolution to the Commissioner of Transportation for consideration and that upon approval of the designation of said road or portion thereof, that same be constructed, improved, and maintained as a County State Aid Highway of the County of Dakota, to be numbered and known as a County State Aid Highway; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute an amendment to the joint powers agreement with the City of Lakeville for developing a design and constructing a signal at the intersection of CSAH 23 (Cedar Avenue) and jurisdictional transfer and designation of CSAH status for 185th Street between CSAH 9 (Dodd Boulevard) and CSAH 23 (Cedar Avenue) for County Project 60-28, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute a turnback agreement with the City of Lakeville to outline details for the City to provide continued maintenance of 185th Street until completion of construction in the Fall of 2023, subject to approval by the County Attorney's Office as to form.

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

Attachment: Location Map

Attachment: East West Corridor Map

Attachment: 185th Street Extension Layout

Attachment: Financial Summary

BOARD GOALS

☒ A Great Place to Live

☐ A Successful Place for Business and Jobs

☐ A Healthy Environment

☐ Excellence in Public Service

PUBLIC ENGAGEMENT LEVEL

☐ Inform and Listen

☒ Discuss

☐ Involve

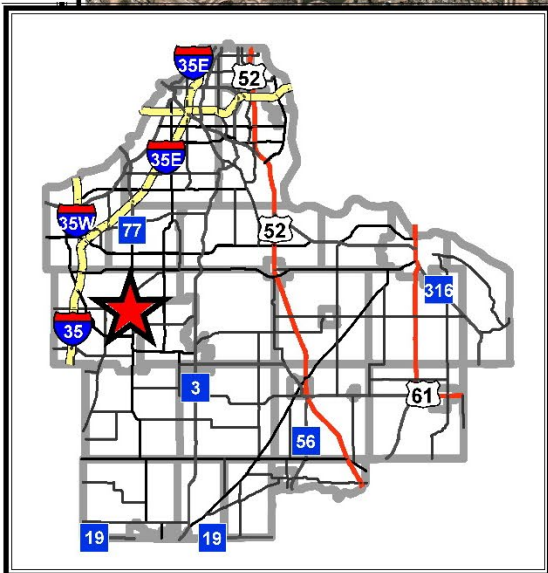
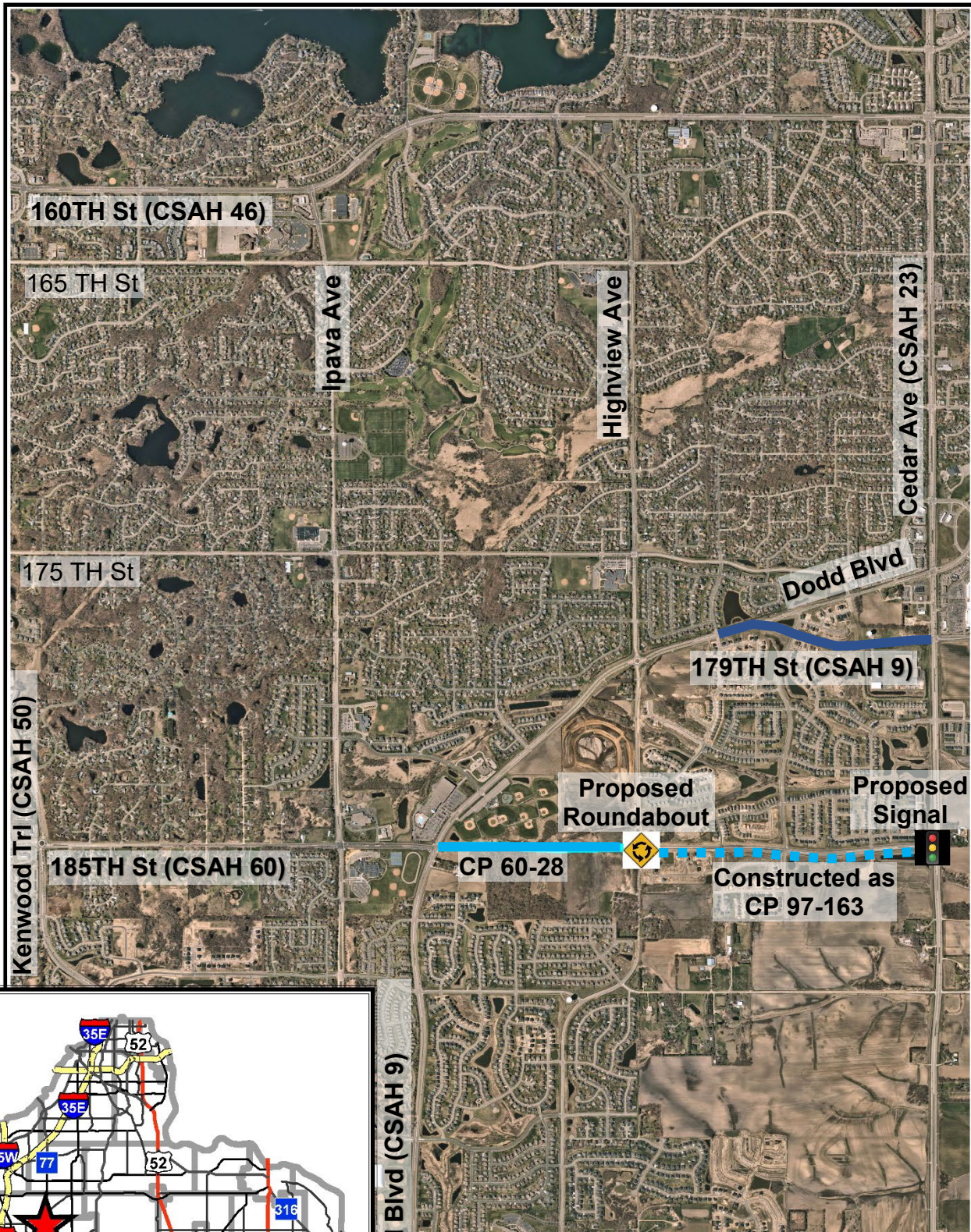
☐ N/A

CONTACT

Department Head: Erin Laberee

Author: John Sass

Prepared by Dakota County Physical Development Division



Legend

- East West Alignment B (179th St.)
- New CSAH 9 Designation
- Designation as County State Aid Highway
- East West Alignment C (185th St.)
- New CSAH 60 Designation (CP 60-28)
- - - New CSAH 60 Designation (CP 97-163)

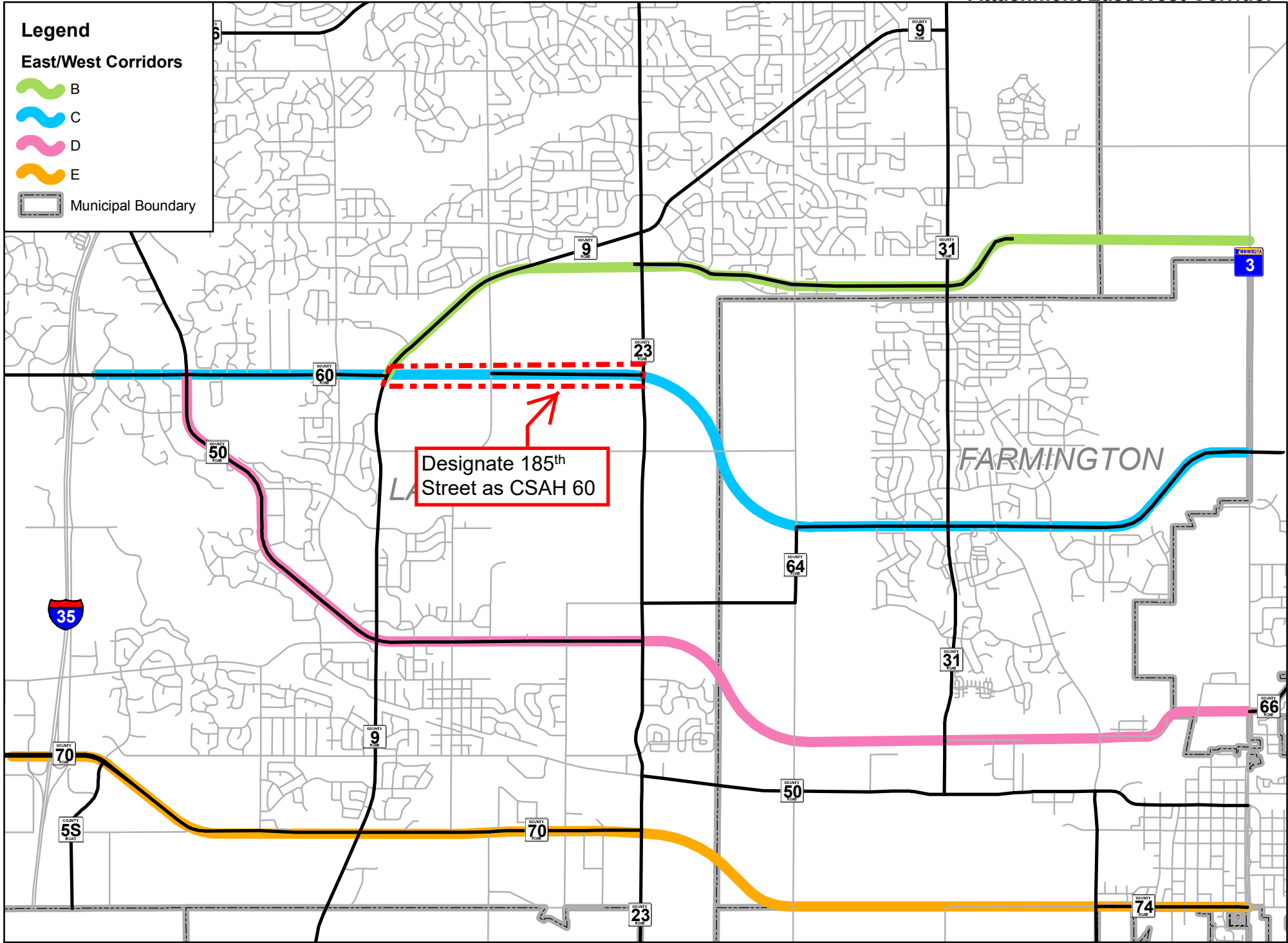


Legend

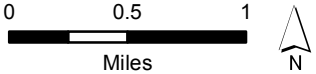
East/West Corridors

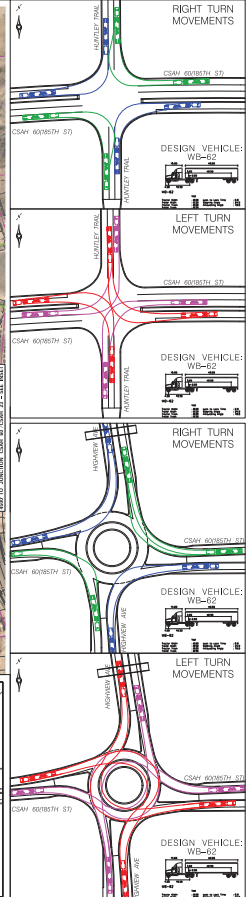
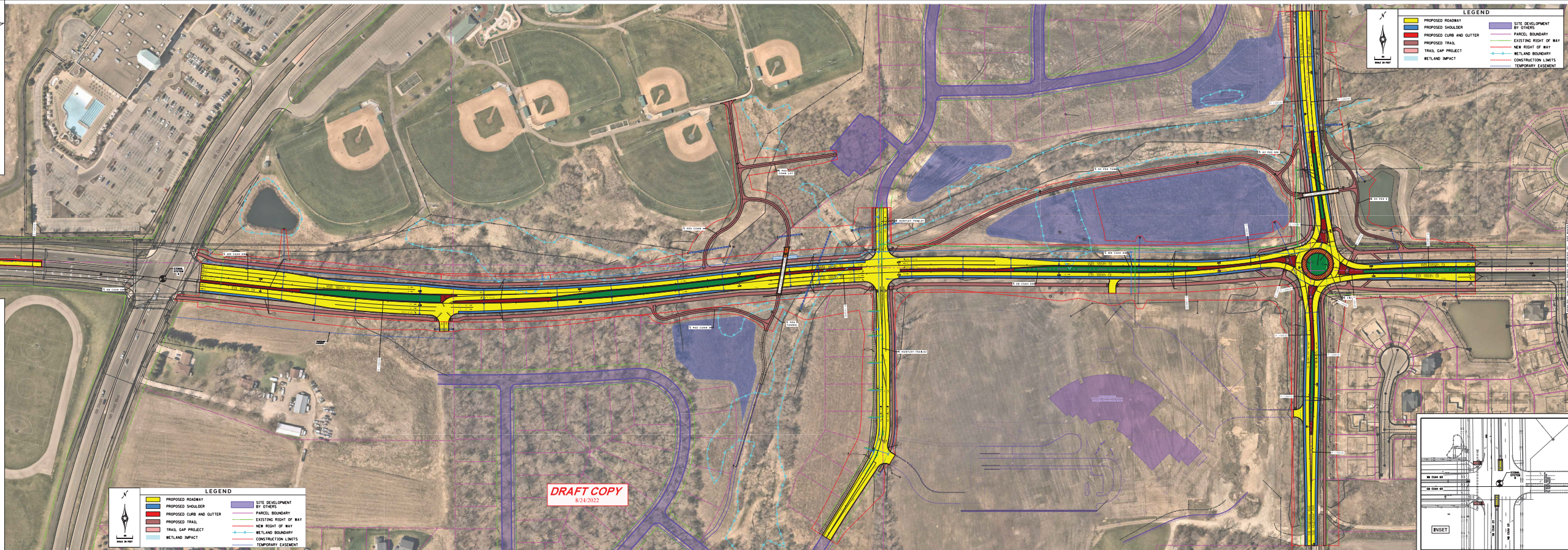
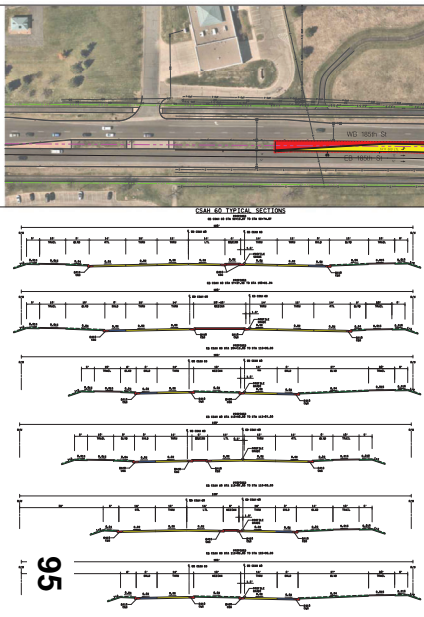
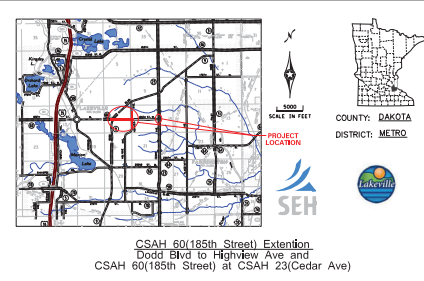
- B
- C
- D
- E

Municipal Boundary



East/West Corridor Study Map





Project 60-28

Year	Expense Budget			Funding Sources						
	Budget	Proposed RBA	Revised Budget	County's Share	Proposed RBA	Revised County's Share	Non-County Funding	Proposed RBA	Revised Non-County Funding	Total Revised Project Funding
Prior to 2022	-		-	-		-	-		-	-
2022 Budget	187,000	-	187,000	187,000	-	187,000	-	-	-	187,000
2023 Plan	1,237,500		1,237,500	1,237,500	-	1,237,500	-	-	-	1,237,500
2024 Plan	-		-	-	-	-	-	-	-	-
2025 Plan	-		-	-	-	-	-	-	-	-
2026 Plan	-		-	-	-	-	-	-	-	-
Current CIP Total	1,424,500	-	1,424,500	1,424,500	-	1,424,500	-	-	-	1,424,500
Costs Beyond Current CIP	-		-	-		-	-		-	-
Total	1,424,500	-	1,424,500	1,424,500	-	1,424,500	-	-	-	1,424,500



Board of Commissioners

Request for Board Action

Item Number: DC-1412

Agenda #: 11.5

Meeting Date: 9/20/2022

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 in order 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 (see Attachments: Meeting Notes and Location Maps).

RECOMMENDATION

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

EXPLANATION OF FISCAL/FTE IMPACTS

Click or tap here to enter text.

- | | | |
|--|---|--------------------------------|
| <input checked="" type="checkbox"/> None | <input type="checkbox"/> Current budget | <input type="checkbox"/> Other |
| <input type="checkbox"/> Amendment Requested | <input type="checkbox"/> 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:

SUITE LIVING SENIOR CARE OF EAGAN	Eagan
KESWICK MEDICAL ADDITION	Lakeville
VOYAGEUR FARMS	Lakeville
RICH VALLEY INDUSTRIAL PARK SECOND ADDITION	Rosemount
SAINT GEORGE CHURCH	West Saint Paul

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

Attachment: Meeting Notes

Attachment: Location Maps

BOARD GOALS

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

PUBLIC ENGAGEMENT LEVEL

- | | | | |
|--|----------------------------------|----------------------------------|---|
| <input type="checkbox"/> Inform and Listen | <input type="checkbox"/> Discuss | <input type="checkbox"/> Involve | <input checked="" type="checkbox"/> N/A |
|--|----------------------------------|----------------------------------|---|

CONTACT

Department Head: Erin Laberee

Author: Todd Tollefson

DAKOTA COUNTY PLAT COMMISSION MEETING SUMMARY

August 31, 2022

The Plat Commission meeting began at 1:30 p.m. via Zoom. Members present included: Todd Tollefson, Kristi Sebastian, Scott Peters, Jake Chapek, and Kurt Chatfield. Others present: Butch McConnell

Plat Name:	SUITE LIVING OF EAGAN
PID:	101730001010
City:	Eagan
County Road:	CSAH 30 (Diffley Rd)
Current ADT (2017):	17,800
Projected ADT (2040):	18,800
Current Type:	4-lane
Proposed Type:	4-lane, divided
R/W Guideline:	75ft (½ R/W)
Spacing Guideline:	¼ mile full access
Posted Speed Limit:	45 mph
Proposed Use:	Residential
Status:	Preliminary
Location:	NW ¼, 29-27-23
In attendance (08/31/22):	Aaron Nelson (city)

REVIEW 08/31/22:

The proposed plat has two lots that include one existing church site and one proposed senior living site. The right-of-way needs of 75 feet of half right of way have been met. Access to the site includes one access along CSAH 30. The existing access to the church site should be removed and moved westerly, across from Beaver Dam Road and as shown on the site plan. Restricted access should be shown along all of CSAH 30 except one opening across from Beaver Dam Road. As discussed, this proposed location includes access restriction as shown on the underlying plat of CHRIST LUTHERAN. The County will need to quit claim deed the existing legal description as described in the restricted access document (no. 2669936) back to the owner. A new quit claim deed to Dakota County for restricted access along CSAH 30 except the one access opening is required with the recording of the plat mylars.

RECOMMENDATION 08/31/22:

The Plat Commission has approved the preliminary and final plat, provided that the described conditions are met, and will recommend approval to the County Board of Commissioners.

Plat Name:	KESWICK MEDICAL ADDITION
PID:	220350001019
City:	Lakeville
County Road:	CSAH 70 (210 th St. W.)
Current ADT (2017):	6,700
Projected ADT (2040):	8,200
Current Type:	4-lane, divided
Proposed Type:	4-lane, divided
R/W Guideline:	75 ft ½ R/W
Spacing Guideline:	½ mile full
Posted Speed Limit:	55 mph
Proposed Use:	Commercial
Status:	Preliminary
Location:	NE ¼; Sec 35-114-21
In attendance (08/31/22):	Alex Jordan (city)

REVIEW 08/31/22:

The proposed site includes a medical building with access along Keswick Road (a city street). The plat meets the future right-of-way needs of 75 feet of ½ right of way along CSAH 70. Restricted access should be shown along all of CSAH 70. A quit claim deed to Dakota County for restricted access is required with the recording of the plat mylars

RECOMMENDATION 08/31/22:

The Plat Commission has approved the preliminary and final plat, provided that the described conditions are met, and will recommend approval to the County Board of Commissioners.

Plat Name:	VOYAGEUR FARMS
PID:	220150026031
City:	Lakeville
County Road:	CSAH 23 (Cedar Ave.) / Future CR 185 th Street
Current ADT (2017):	20,300 / N/A
Projected ADT (2040):	39,000 / N/A
Current Type:	4-lane, divided / N/A
Proposed Type:	6-lane / N/A
R/W Guideline:	100 ft ½ R/W / N/A
Spacing Guideline:	½ mile full / N/A
Posted Speed Limit:	55 mph / N/A
Proposed Use:	Residential
Status:	Final
Location:	NW ¼; Sec 15-114-20
In attendance (03/02/2022):	Dave Olson (city); Daryl Morey (city); Alex Jordan (city); Kris Jensen (city); Frank Dempsey (city); Rick Osberg (James Hill); Melissa Duce (Lennar)
In attendance (08/31/22):	Alex Jordan (city)

REVIEW 03/02/22:

The development includes detached townhomes along CSAH 23 and Future CR (185th Street). The right-of-way needs along CSAH 23 are 100 feet of half right of way and 75 feet of half right of way along Future CR (185th Street). There is one access to CSAH 23 at 183rd Street West. Restricted access should be shown along all of CSAH 23 except for the one access opening at 183rd Street. There is also one access to Future CR (185th Street), located about 700 feet east of CSAH 23. This access location would be a restricted access location in the future. If 185th Street is constructed for this development, a highway easement is required on the property to the south. A quit claim deed to Dakota County for restricted access along CSAH 23 and Future CR (185th Street) is required with the recording of the plat mylars.

The future access locations along CSAH 23 as determined through the Cedar Avenue Study are a full access at 185th Street, a ¾ restricted access at 183rd Street, and a ¾ restricted access at 181st Street.

A trail to be constructed is shown along CSAH 23. As discussed, there are challenges with having the trail along the CSAH 23 on the north due to the existing wetlands. The plan shows the trail meandering off CSAH 23 and going around the wet land area. The County would still want a trail connection along CSAH 23 to be constructed in the future.

The type of future access openings along County Roads are subject to change based upon operation, safety concerns, updated studies, or increased traffic counts. Future access allowed to any County Road has a right to an access opening but not the type of access (full, restricted) or future median requirements.

RECOMMENDED 03/02/22:

The Plat Commission has approved the preliminary plat provided that the described conditions are met. The Ordinance requires submittal of a final plat for review by the Plat Commission before a recommendation is made to the County Board of Commissioners.

REVIEW 08/31/22:

The development includes detached townhomes along CSAH 23 and Future CR (185th Street). The right-of-way needs along CSAH 23 are 100 feet of half right of way and 75 feet of half right of way along Future CR (185th Street). There is one access to CSAH 23 at 183rd Street West. Restricted access should be shown along all of CSAH 23 except for the one access opening at 183rd Street. This access location would be a restricted access location in the future. A quit claim deed to Dakota County for restricted access along CSAH 23 and Future CR (185th Street) is required with the recording of the plat mylars. The future access locations along CSAH 23 as determined through the Cedar Avenue Study are a full access at 185th Street, a ¾ restricted access at 183rd Street, and a ¾ restricted access at 181st Street.

A trail to be constructed is shown along CSAH 23. As discussed, there are challenges with having the trail along the CSAH 23 on the north due to the existing wetlands. The plan shows the trail meandering off CSAH 23 and going around the wet land area. The County would still want a trail connection along CSAH 23 to be constructed in the future.

The type of future access openings along County Roads are subject to change based upon operation, safety concerns, updated studies, or increased traffic counts. Future access allowed to any County Road has a right to an access opening but not the type of access (full, restricted) or future median requirements.

RECOMMENDATION 08/31/22:

The Plat Commission has approved the final plat provided that the described conditions are met and will recommend approval to the County Board of Commissioners.

Plat Name:	RICH VALLEY INDUSTRIAL PARK SECOND ADDITION
PID:	346395000010
City:	Rosemount
County Road:	CSAH 42
Current ADT 2017:	6,100
Projected ADT 2040:	12,200
Current Type:	4-lane, divided
Proposed Type:	4-lane, divided
R/W Guideline:	75 ft ½ R/W
Spacing Guideline:	½ mile full
Posted Speed Limit:	55 mph
Proposed Use:	Industrial/Commercial
Status:	Preliminary
Location:	NW ¼ ; Sec 30-115-18
In attendance (08/31/22):	Julia Hogan (city)

REVIEW 08/31/22:

The proposed site includes is splitting the property into two outlots. As discussed, the future realignment of Conley Avenue may affect the proposed outlots. The plat dedicates right of way along CSAH 42 as shown as Parcel 7 from the Dakota County Road Right of Way Map No 340. No other comments.

RECOMMENDATION 08/31/22:

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

Plat Name:	SAINT GEORGE CHURCH
PID:	420170085010
City:	West St. Paul
County Road:	CSAH 73 (Oakdale Ave)
Current ADT (2017):	5,800
Projected ADT (2040):	6,000
Current Type:	2-lane
Proposed Type:	2-lane
R/W Guideline:	50ft ½ ROW
Spacing Guideline:	¼- mi full access
Posted Speed Limit:	30 mph
Proposed Use:	Commercial
Status:	Final
Location:	SE ¼, Sec 17-28-22
In attendance (07/06/22):	Melissa Houtsma (city)
In attendance (08/31/22):	None

REVIEW 07/06/22:

The proposed site includes an existing church with a proposed addition. The future right-of-way needs for CSAH 73 as a 2-lane roadway are 50 feet of half right of way. Due to the existing neighborhood and existing conditions in the area, the Plat Commission is requiring only 40-feet of half right of way. The existing right of way is 33-feet of half right of way; therefore, the plat should dedicate an additional 7 feet for CSAH 73. Restricted access should be shown along all of CSAH 73 except for the one existing opening. A quit claim deed to Dakota County for restricted access is required with the recording of the plat mylars.

RECOMMENDATION 07/06/22:

The Plat Commission has approved the preliminary and final plat, provided that the described conditions are met, and will recommend approval to the County Board of Commissioners.

REVIEW 08/31/22:

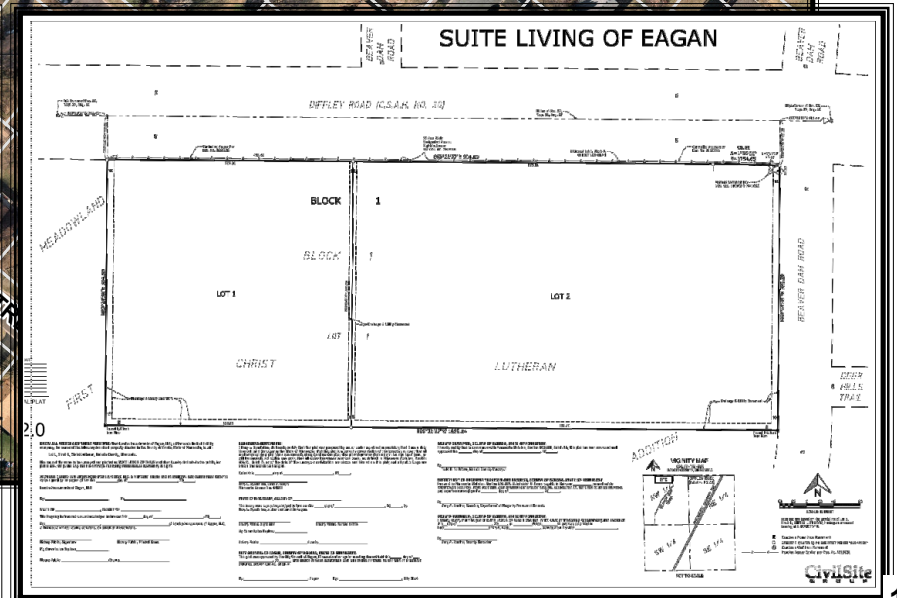
The proposed site includes an existing church with a proposed addition. The future right-of-way needs for CSAH 73 as a 2-lane roadway are 50 feet of half right of way. The existing right of way is 33-feet of half right of way along CSAH 73. Due to the existing conditions and no changes in use or increased use of the site with the proposed plat, no additional right of way is required. Restricted access should be shown along all of CSAH 73 except for the one existing opening. A quit claim deed to Dakota County for restricted access is required with the recording of the plat mylars

RECOMMENDATION 08/31/22:

The Plat Commission has approved the final plat provided that the described conditions are met and will recommend approval to the County Board of Commissioners.

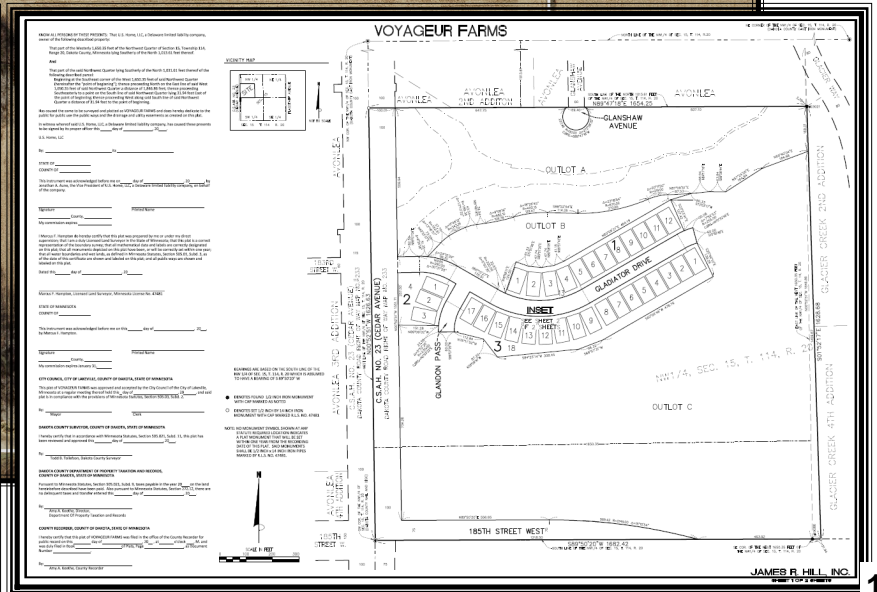
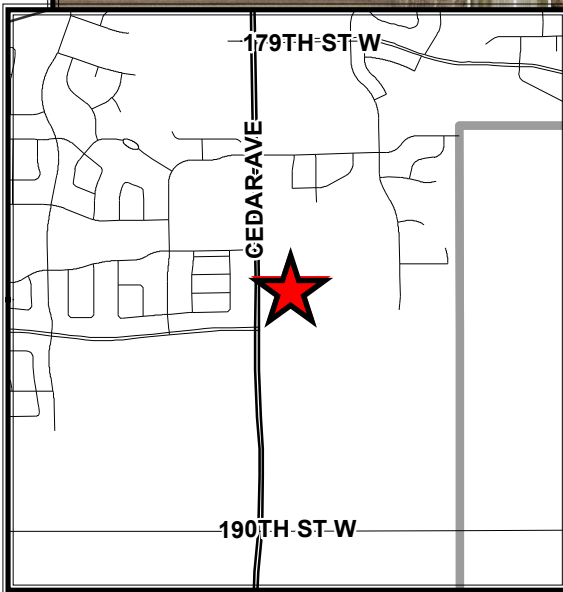
SUITE LIVING OF EAGAN

Prepared by Dakota County Physical Development Division



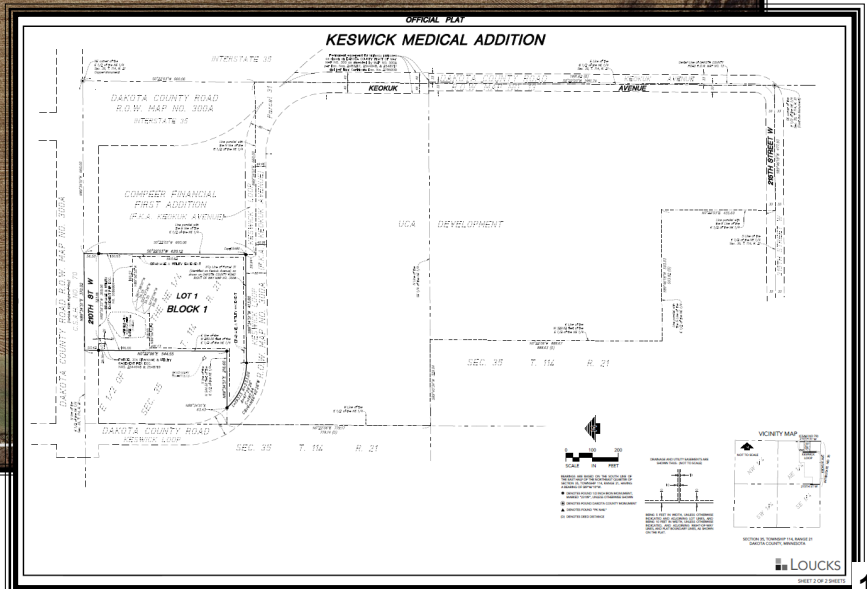
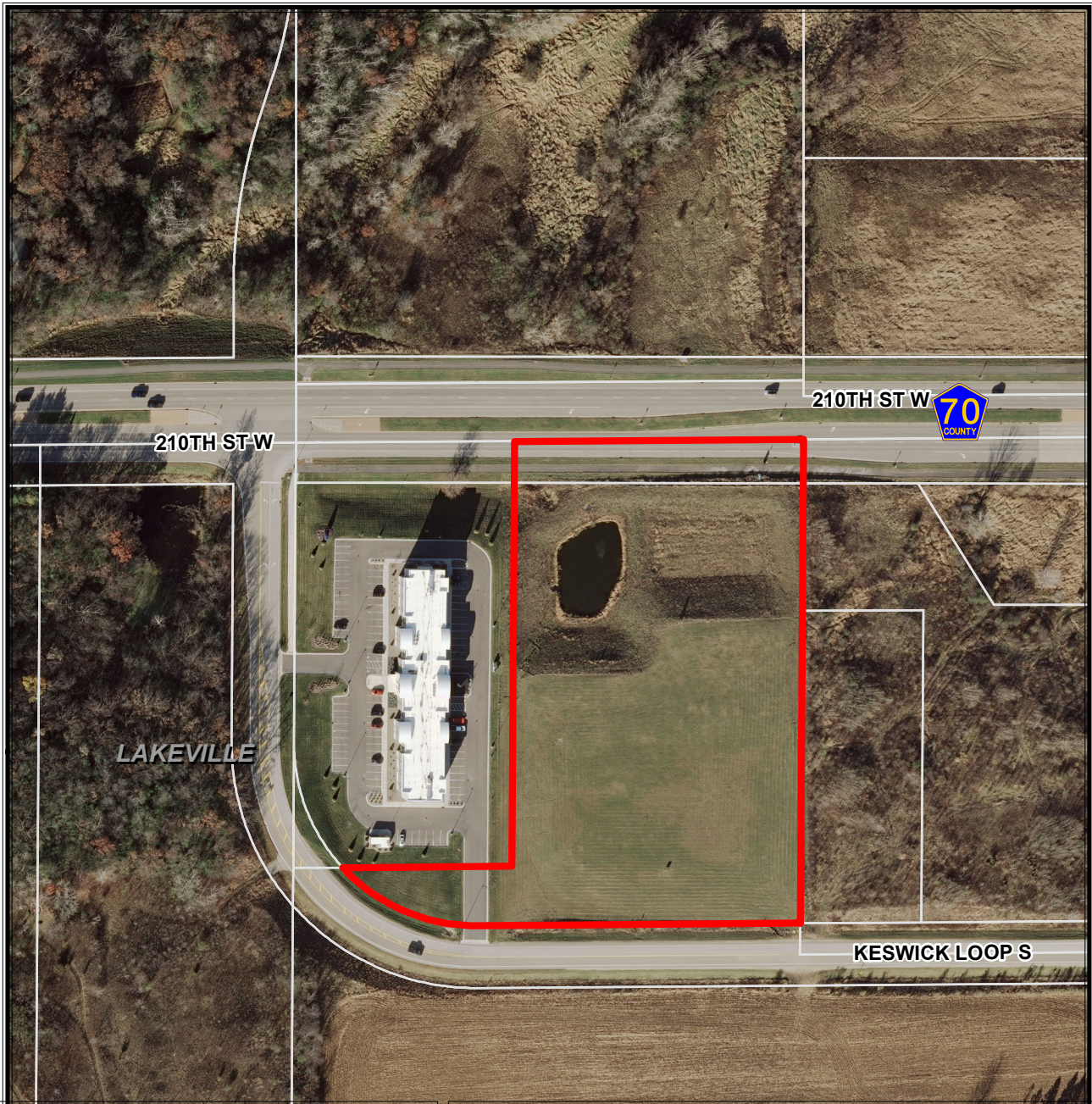
VOYAGEUR FARMS

Prepared by Dakota County Physical Development Division

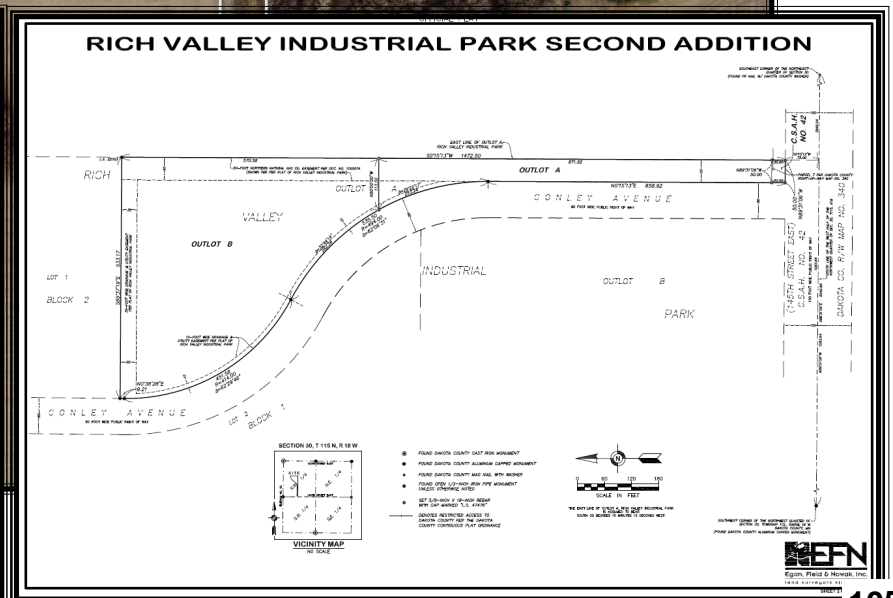
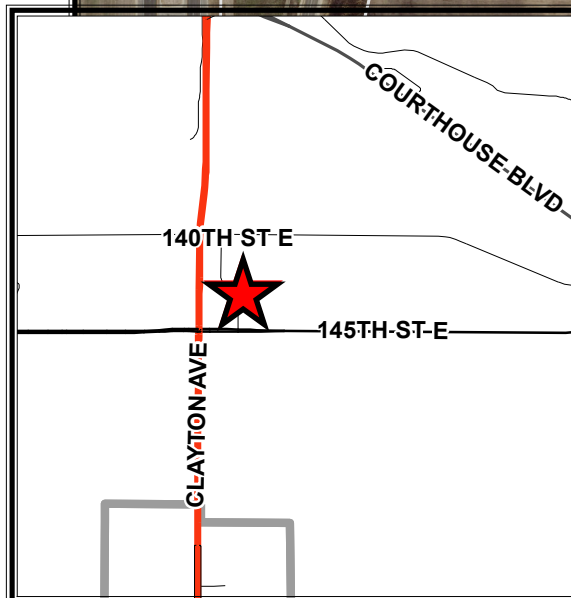


KESWICK MEDICAL ADDITION

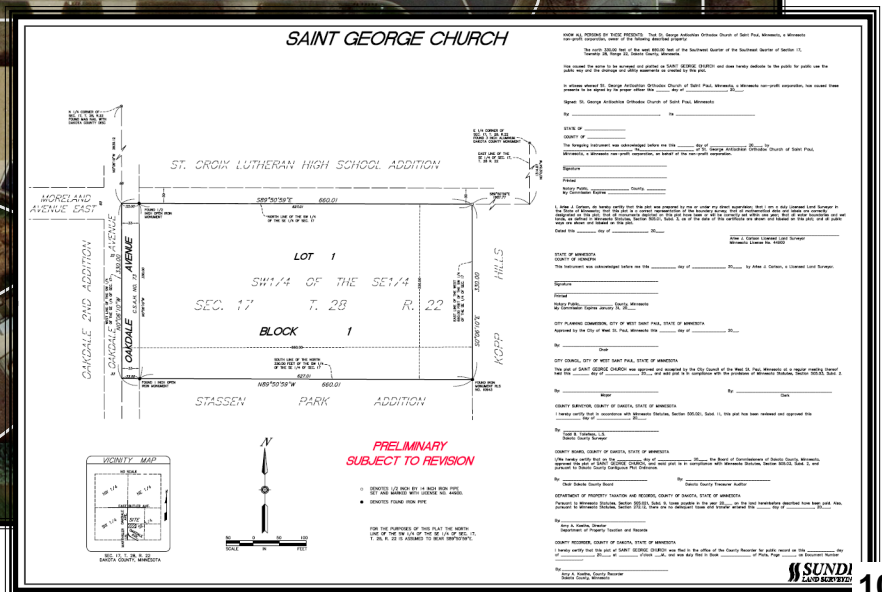
Prepared by Dakota County Physical Development Division



Prepared by Dakota County Physical Development Division



Prepared by Dakota County Physical Development Division





Board of Commissioners

Request for Board Action

Item Number: DC-1413

Agenda #: 11.6

Meeting Date: 9/20/2022

DEPARTMENT: Transportation

FILE TYPE: Consent Action

TITLE

Authorization To Approve Release Of Restricted Access On Plat Of Christ Lutheran

PURPOSE/ACTION REQUESTED

Approve the release of restricted access along County State Aid Highway (CSAH) 30 on the recorded plat of CHRIST LUTHERAN.

SUMMARY

The Plat Commission examines plats prior to the time they are submitted for County Board approval. The recorded plat of CHRIST LUTHERAN was recorded on July 9, 2009, with restricted access per document no. 2669936. The Plat Commission reviewed and approved the proposed plat of SUITE LIVING OF EAGAN, and conditions established by the Plat Commission review have been met.

The 30-foot existing opening on the recorded plat of CHRIST LUTHERAN along CSAH 30 (Diffley Road) will be relocated to the west (across from Beaver Dam Road)(Attachment: Access). The new access location was recommended for approval by the Plat Commission on August 31, 2022. However, the new access location is restricted per document no. 2669936 and, therefore, must be released by the Dakota County Board to allow the new access to be relocated (across from Beaver Dam Road).

A quit-claim deed will be executed to the property owner from the County to release the existing access restriction as described in document no. 2669936, subject to the recording of SUITE LIVING OF EAGAN. A new quit-claim deed for restricted access along CSAH 30 will be required by the property owner to the County with the recording of SUITE LIVING OF EAGAN.

RECOMMENDATION

Authorize the release of restricted access along CSAH 30 by a quit-claim deed to the property owner from the County as shown on the recorded plat of CHRIST LUTHERAN.

EXPLANATION OF FISCAL/FTE IMPACTS

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

RESOLUTION

WHEREAS, the Plat Commission examines plats to County Roads for conformity with County platting standards prior to County Board approval; and

WHEREAS, the plat of CHRIST LUTHERAN is contiguous to CSAH 30 (Diffley Road) and was recorded on July 9, 2009, along with a quit-claim deed to Dakota County for restricted access as document no.2669936; and

WHEREAS, the Plat Commission has reviewed and recommended approval of the proposed plat of SUITE LIVING OF EAGAN with the relocation of the existing access openings; and

WHEREAS, the restricted access along County State Aid Highway 30 as shown on the plat of CHRIST LUTHERAN should be released to allow for the new access opening to be relocated to the west (across from Beaver Dam Road) for the proposed plat of SUITE LIVING OF EAGAN; and

WHEREAS, a new quit-claim deed for restricted access will be recorded to Dakota County from the property owner with the recording of the proposed plat SUITE LIVING OF EAGAN.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Board Chair to execute a quit-claim deed releasing the restricted access along CHRIST LUTHERAN as described in document 2669933, subject to the recording of the proposed plat of SUITE LIVING OF EAGAN.

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

None.

BOARD GOALS

☒ A Great Place to Live

☐ A Successful Place for Business and Jobs

☐ A Healthy Environment

☐ Excellence in Public Service

PUBLIC ENGAGEMENT LEVEL

☐ Inform and Listen

☐ Discuss

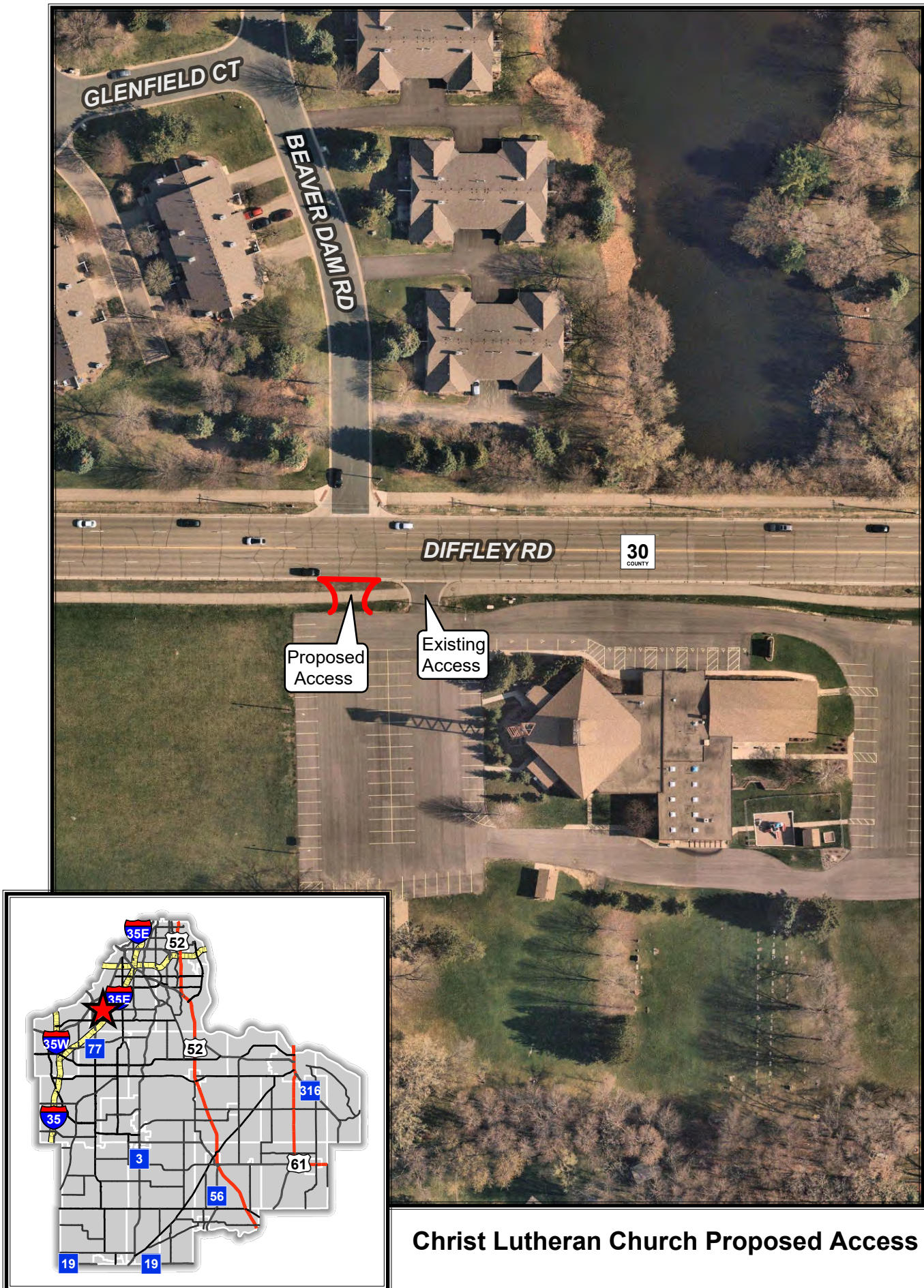
☐ Involve

☒ N/A

CONTACT

Department Head: Erin Laberee

Author: Todd Tollefson



Christ Lutheran Church Proposed Access



Board of Commissioners

Request for Board Action

Item Number: DC-1308

Agenda #: 11.7

Meeting Date: 9/20/2022

DEPARTMENT: Parks, Facilities, and Fleet Management

FILE TYPE: Consent Action

TITLE

Authorization To Award Bid And Execute Contract With Shaw-Lundquist Associates, Inc. To Provide General Contractor Services For Law Enforcement Center Interior Renovations And Authorization To Amend 2022 Buildings Capital Improvement Program

PURPOSE/ACTION REQUESTED

Authorize award of bid and execution of contract with Shaw-Lundquist Associates, Inc. to provide general contractor services for Law Enforcement Center interior renovations. Authorize a budget amendment to the 2022 Buildings Capital Improvement Program to support increased scope.

SUMMARY

After completing a Needs Assessment of the Law Enforcement Center in 2020, the Dakota County Sheriff's Office identified several needs and deficiencies with the current facility. Some of these can be met by reallocating space within the existing building's footprint, while other needs require adding to the main building. Those items within the existing footprint can be addressed with CIP funding approved prior to 2022. By Resolution No. 22-121 (March 15, 2022), the Dakota County Commissioners approved the schematic design of the Law Enforcement Center renovation. The interior work included in this project meets several needs that are more immediate than the larger Law Enforcement Center Addition project. This separate work now also allows the larger project to continue to focus on the addition work needed without additional budgetary questions related to the work included in this project.

This project focused on changes within the building footprint. These included renovation of the Law Enforcement Center lobby and developing staff office areas outside the secure perimeter, creating a new short-term holding unit, and converting the existing work release unit from dormitory-style housing to individual cells for women. The only change to the scope since the schematic design approval include additional security screening in both of the women housing units. However, between the costs identified for this additional screening and construction cost increases since March 2022, a budget amendment is necessary for this project.

Bid documents were prepared by Leo A Daly. The project was formally advertised, and seven competitive bids were received on August 30, 2022. The following three lowest bids were received:

<u>Bidder</u>	<u>Amount</u>
Shaw-Lundquist Associates, Inc., Saint Paul, MN	\$3,102,000
Weber, Inc., North Saint Paul, MN	\$3,185,000
Donlar Construction, Shoreview, MN	\$3,224,000

Staff and Leo A Daly, the project design firm, reviewed the bidder qualifications and found that Shaw-Lundquist Associates, Inc. has submitted the lowest responsive and responsible bid. See Attachment: Bid Tabulation for further explanation.

RECOMMENDATION

Staff recommends, after reviewing the qualifications of the low bidder, award to Shaw-Lundquist Associates, Inc. as the lowest responsive and responsible bidder in an amount not to exceed \$3,102,000.

EXPLANATION OF FISCAL/FTE IMPACTS

The amended 2022 Buildings Capital Improvement Program includes a total project budget of \$3,420,000 for this project (see Attachment: Financial Summary). A budget amendment is needed to move funding from the Prior Projects Savings Setaside to the LEC Renovation project in order to account for the increased scope and construction costs of the renovation project.

☐ None

 ☐ Current budget

 ☐ Other
☒ Amendment Requested

 ☐ New FTE(s) requested

RESOLUTION

WHEREAS, the Law Enforcement Center Interior Renovation is included in the 2022 Building Capital Improvement Program (CIP) Adopted Budget; and

WHEREAS, bid documents and specifications were prepared by Leo A Daly, and advertised on August 5, 2022; and

WHEREAS, seven competitive bids were received on August 30, 2022; and

WHEREAS, Shaw-Lundquist Associates, Inc. has submitted a bid of \$3,102,000; and

WHEREAS, staff and Leo A Daly reviewed the qualifications of the bidder and recommend award to Shaw-Lundquist Associates, Inc. as the lowest responsive and responsible bidder in an amount not to exceed \$3,102,000 for the Law Enforcement Center Interior Renovations project; and

WHEREAS, funding for the project is within the amended 2022 Buildings CIP Adopted Budget.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Parks, Facilities, and Fleet Management Director to execute a contract with Shaw-Lundquist Associates, Inc., 2757 West Service Road, Saint Paul, MN 55121 in an amount not to exceed \$3,102,000 for the Law Enforcement Center Interior Renovations, subject to approval by the County Attorney's office as to form.

BE IT FURTHER RESOLVED, That the 2022 Buildings Capital Improvement Program budget is hereby amended as follows:

Expense

Prior Project Savings Setaside (B70092)	(\$400,000)
Law Enforcement Center Interior Renovation Project (B20029)	<u>\$400,000</u>
Total Expense	\$0

Revenue

Prior Project Savings - County Funding (B70092)

(\$400,000)

LEC Interior Renovation Project - County Funding (B20029)

\$400,000**Total Revenue****\$0****PREVIOUS BOARD ACTION**

21-521; 11/02/21

22-121; 03/15/22

ATTACHMENTS

Attachment: Financial Summary

Attachment: Click or tap here to enter text.

BOARD GOALS☐ A Great Place to Live☐ A Healthy Environment☐ A Successful Place for Business and Jobs☒ Excellence in Public Service**PUBLIC ENGAGEMENT LEVEL**☐ Inform and Listen☐ Discuss☐ Involve☒ N/A**CONTACT**

Department Head: Taud Hoopingarner

Author: Joe Lexa

ATTACHMENT: BID TABULATION
Law Enforcement Center Interior Renovations
CIP# B20019
August 30, 2022 @ 2:00 p.m.



		Bid Bond	Bid Form	Addenda		Base Bid	ALTERNATE #1	ALTERNATE #2	ALTERNATE #3	ALTERNATE #4	EVALUATED AWARD TOTAL	
		Y/N	all attachments & complete?	1	2		ADD - Dormitory	ADD - Security Screen in 9100A	ADD - Security Screen in 9100B	ADD - Porcelain Tile in Lobby	(Base + ALT #'s 1, 2, 3 & 4)	
PRIME CONSTRUCTION CONTRACT												
Bidder #1	Shaw-Lundquist Associates, Inc.	Y	Y	X	X	\$ 2,391,000	\$ 389,000	\$ 118,000	\$ 162,000	\$ 42,000	\$ 3,102,000	
Bidder #2	Weber, Inc.	Y	Y	X	X	\$ 2,357,000	\$ 374,000	\$ 172,800	\$ 247,100	\$ 34,100	\$ 3,185,000	
Bidder #3	Donlar Construction Company	Y	Y	X	X	\$ 2,405,000	\$ 410,000	\$ 148,000	\$ 221,000	\$ 40,000	\$ 3,224,000	
Bidder #4	Sheehy Constuction	Y	Y	X	X	\$ 2,466,300	\$ 389,000	\$ 151,000	\$ 222,000	\$ 34,000	\$ 3,262,300	
Bidder #5	Ebert Construction	Y	Y	X	X	\$ 2,517,000	\$ 468,000	\$ 138,000	\$ 198,500	\$ 44,500	\$ 3,366,000	
Bidder #6	Versacon	Y	Y			\$ 2,628,000	\$ 395,835	\$ 134,580	\$ 202,890	\$ 33,560	\$ 3,394,865	
Bidder #7	MetCon Construction	Y	Y	X	X	\$ 3,045,000	\$ 615,000	\$ 172,000	\$ 250,000	\$ 63,000	\$ 4,145,000	

#

Explanation of Allowances and Evaluated Award Recommendation

ALTERNATE #1 adds the **Dormitory Housing** for replacement of Work Release.

ALTERNATE #2 adds **Security Screening** at the 2nd level of Cell Block 9100A.

ALTERNATE #3 adds **Security Screening** at the 2nd level of Cell Block 9100B.

ALTERNATE #4 adds **Porcelain Tile** in the Law Enforcement Center lobby.

Project B20029 LEC RENOVATIONS

Year	Expense Budget			Funding Sources Budget						
	Budget	Proposed RBA	Revised Budget	Current County's Share	Proposed RBA	Revised County's Share	Current Non-County Funding	Proposed RBA	Revised Non-County Funding	Total Revised Project Funding
Prior to 2022	2,420,000	-	2,420,000	2,420,000	-	2,420,000	-	-	-	2,420,000
2022 Budget	1,000,000	400,000	1,400,000	1,000,000	400,000	1,400,000	-	-	-	1,400,000
2023 Plan	-		-	-	-	-	-	-	-	-
2024 Plan	-		-	-	-	-	-	-	-	-
2025 Plan	-		-	-	-	-	-	-	-	-
2026 Plan	-		-	-	-	-	-	-	-	-
<i>Current CIP Total</i>	<i>1,000,000</i>	<i>400,000</i>	<i>1,400,000</i>	<i>1,000,000</i>	<i>400,000</i>	<i>1,400,000</i>	-	-	-	<i>1,400,000</i>
Costs Beyond Current CIP	-		-	-		-	-		-	-
Total	3,420,000	400,000	3,820,000	3,420,000	400,000	3,820,000	-	-	-	3,820,000



Board of Commissioners

Request for Board Action

Item Number: DC-1397

Agenda #: 11.8

Meeting Date: 9/20/2022

DEPARTMENT: Parks, Facilities, and Fleet Management

FILE TYPE: Consent Action

TITLE

Authorization To Execute License Agreement Between Dakota County And Nexus Family Healing For Space Located At Aspen House

PURPOSE/ACTION REQUESTED

Authorize execution of a license agreement (see Attachment: Draft Nexus Family Healing License Agreement) with Nexus Family Healing for approximately 5,787 rentable square feet of space located in the Dakota County Aspen House.

SUMMARY

The County recently acquired a 5,787-square-foot property to be used as a youth shelter for up to 12 individuals per night, now referred to as the Aspen House. Community Services staff has contracted with Nexus Family Healing to manage the operation of the shelter with all of the associated requirements included in that contract. In order to have Nexus Family Healing operate in a County facility, a license agreement for use of that space is necessary per County requirements. Nexus Family Healing will manage all aspects of youth care in addition to most of the day-to-day operations, including maintenance and utilities, with three key items remaining under contract with the County. Specifically, these are property insurance for the facility through Risk Management, the parking lot access agreement with the neighboring church through Facilities Management, and life/safety requirements through Facilities Management.

Facilities Management, Community Services staff, and Nexus Family Healing have agreed to the license terms and the rental rates in the draft license document (see Attachment: Draft Nexus Family Healing License Agreement) summarized below:

October 1 through December 31, 2022 The rental rate is established as \$1,320 per period or \$440 per month.

January 1 through December 31, 2023 The rental rate is established as \$5,280 per year or \$440 per month.

January 1 through December 31, 2024 The rental rate is established as \$5,280 per year or \$440 per month.

The license will end on December 31, 2024, to align with the Community Services contract with Nexus Family Healing to provide services in the Aspen House. A new license agreement will be executed at that time to align with a new services agreement should both parties agree to continue into 2025.

RECOMMENDATION

Staff recommends execution of a license agreement with Nexus Family Healing for approximately 5,787 rentable square feet of space located in the Dakota County Aspen House.

EXPLANATION OF FISCAL/FTE IMPACTS

Nexus Family Healing will manage and pay for the operations, cleaning, maintenance, and utilities. The rent amount covers the County costs for property insurance, life/safety system maintenance, and the parking access agreement. The revenue and expenses will be included in the 2023 County Manager's Recommended Budget.

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

RESOLUTION

WHEREAS, Dakota County recently acquired a 5,787-square-foot property to be used as a youth shelter for up to 12 individuals per night, now referred to as the Aspen House; and

WHEREAS, Community Services staff has contracted with Nexus Family Healing to manage the operation of the shelter; and

WHEREAS, for Nexus Family Healing to operate in a County-owned facility, a license agreement for use of that space is required; and

WHEREAS, the Dakota County Board of Commissioners must approve all leases and licenses for space use; and

WHEREAS, the Aspen House will be used entirely by Nexus Family Healing to provide services; and

WHEREAS, Nexus Family Healing will manage all aspects of youth care in addition to most of the day-to-day operations including maintenance and utilities; and

WHEREAS, Dakota County will retain management of three key items including property insurance through Risk Management, the parking lot access agreement with the neighboring church through Facilities Management, and life/safety requirements through Facilities Management; and

WHEREAS, staff from Facilities Management, Community Services, and Nexus Family Healing have agreed to license terms for their space; and

WHEREAS, the license terms provide for a 90-day notice of termination to align with the contract for services term; and

WHEREAS, the County Board finds that the license is consistent with the County's interest in cooperating with Nexus Family Healing to provide space in the Dakota County Aspen House.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Parks, Facilities, and Fleet Management Director to execute a license agreement with Nexus Family Healing for use of approximately 5,787 square feet of rentable space in the Aspen

House for the period of October 1, 2022, through December 31, 2024, at the following rental rates, subject to the approval of the County Attorney's Office as to form:

October 1 through December 31, 2022 \$1,320 per period or \$440 per month.

January 1 through December 31, 2023 \$5,280 per year or \$440 per month.

January 1 through December 31, 2024 \$5,280 per year or \$440 per month.

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

Attachment: Draft Nexus Family Healing License Agreement

BOARD GOALS

☐ A Great Place to Live

☐ A Healthy Environment

☐ A Successful Place for Business and Jobs

☒ Excellence in Public Service

PUBLIC ENGAGEMENT LEVEL

☐ Inform and Listen

☐ Discuss

☐ Involve

☒ N/A

CONTACT

Department Head: Taud Hoopingarner

Author: Michael Lexvold

Attachment: Draft Nexus Family Healing License Agreement
NEXUS FAMILY HEALING LICENSE TO USE COUNTY SPACE

THIS LICENSE AGREEMENT ("Agreement") is made by and between the County of Dakota, a political subdivision of the State of Minnesota, by and through its Facilities Management Department, 1590 Highway 55, Hastings, Minnesota 55033, hereinafter referred to as "COUNTY," and Nexus Family Healing, 505 Hwy 169 No., Suite 500, Plymouth, MN 55447, hereinafter referred to as "OCCUPANT".

WITNESSETH: The COUNTY and the OCCUPANT, in consideration of the rents, covenants and consideration hereinafter specified, do hereby agree each with the other as follows:

1. The COUNTY grants and the OCCUPANT accepts a license, of the following described premises located in the City of Mendota Heights, County of Dakota, Minnesota, identified in Attachment 1, to wit:
 - 1.1. Period 1: From October 1, 2022 through December 31, 2024: Approximately Five Thousand Seven Hundred Eighty-Seven (5,787) rentable square feet of space at the Dakota County Aspen House located at 2031 Victoria Road South, Mendota Heights, MN 55118.
2. COUNTY represents and warrants that it is solely entitled to all rents payable, if any, under the terms of this License Agreement and that OCCUPANT shall have the quiet enjoyment of the licensed premises during the full term of this License Agreement and any extension or renewal thereof, according to the terms of this License Agreement.
3. TERM:
 - 3.1 The term of this license shall be from October 1, 2022, to December 31, 2024 as set forth in Section 1.1. of this License Agreement.
 - 3.2 Notwithstanding anything in Section 3.1., The COUNTY is not required to renew or extend the Agreement beyond the original Period 1 and the COUNTY may, at its sole option and discretion, allow the Agreement to expire at the end of Period 1.
4. TERMINATION:
 - 4.1 The COUNTY may terminate the Agreement in the event of a default by the OCCUPANT.
 - 4.2 This License Agreement may be terminated by either party by giving the other party a ninety (90) day written notice of intention to terminate. Such written notice of intention to terminate shall state the reason for termination. For purposes of termination, all days are calendar days. Written Notice of Termination for cause or without cause shall be made by certified mail, or personal delivery to the authorized representative of the other party. Notice is deemed effective upon delivery of the Notice of Termination to the address of the party as stated in Section 20.2. If the License Agreement is terminated

without Cause, the License Agreement shall be terminated ninety (90) days after delivery of Notice of Termination.

5. RENT:

As rent for the above-described premises, and in consideration of all the covenants, representations, and conditions of this License Agreement and according to its terms thereof, OCCUPANT agrees to pay to COUNTY rent at the following rates:

- 5.1 For the period October 1, 2022, through December 31, 2022, the sum of One Thousand, Three Hundred Twenty and 00/100 Dollars (\$1,320.00).
- 5.2 For the period January 1, 2023, through December 31, 2023, the sum of Five Thousand, Two Hundred Eighty and 00/100 Dollars (\$5,280.00).
- 5.3 For the period January 1, 2024 through December 31, 2024, the sum of Five Thousand, Two Hundred Eighty and 00/100 Dollars (\$5,280.00).

- 6. OCCUPANT covenants that at the termination of this License Agreement by lapse of time or otherwise, it shall remove its personal property and vacate and surrender possession of the licensed premises to COUNTY in as good condition as when OCCUPANT took possession, ordinary wear and damage by the elements excepted. The premise shall be considered vacated only after all areas including storage areas are clear of OCCUPANT's belongings, and keys and other property furnished for OCCUPANT are returned to COUNTY. Alterations or fixtures installed by the COUNTY attached to the licensed premises shall remain a part thereof and shall not be removed unless COUNTY elects to permit removal.
- 7. If the premises are destroyed or damaged by fire, tornado, flood, civil disorder, or any cause whatsoever, so that the premises become untenable, the rent, if any, shall be abated from the time of such damage and the OCCUPANT shall have the option of terminating this License Agreement immediately or allowing the COUNTY such amount of time as the OCCUPANT deems reasonable to restore the damaged premises to tenantable condition.
- 8. COUNTY shall be responsible for all assessments upon the licensed premises.
- 9. DUTIES OF THE COUNTY:

- 9.1 COUNTY shall provide adequate electrical outlets upon the licensed premises for normal office use.
- 9.2 Heating and Cooling: COUNTY shall provide the licensed premises with heating and cooling facilities of a design capacity sufficient to maintain the licensed premises at a comfortable temperature under all but the most extreme weather conditions.
- 9.3 COUNTY shall provide and manage the periodic inspections and testing of fire extinguishers, fire sprinkler systems, and kitchen hood inspections.
- 9.4 COUNTY shall provide and manage the long-term maintenance of the parking areas including striping and bituminous management.

- 9.5 COUNTY and OCCUPANT agree to periodic (quarterly) building condition and operational inspections to be coordinated between both parties to ensure the building maintenance managed by OCCUPANT is satisfactorily completed and any issues are addressed in a timely manner. A sample list of maintenance activities will be shared by the COUNTY with the OCCUPANT and will be mutually agreed upon from time to time.

10. DUTIES OF THE OCCUPANT:

- 10.1 OCCUPANT shall allow access to the premises by COUNTY or its authorized representatives at any reasonable time during the life of this License Agreement for any purpose within the scope of this License Agreement.
- 10.2 OCCUPANT shall not use the premises at any time for any purpose forbidden by law.
- 10.3 OCCUPANT shall not assign, sublet, or otherwise transfer OCCUPANT'S interest in this License Agreement without the prior written consent of COUNTY.
- 10.4 OCCUPANT shall endeavor to keep the public sidewalks adjacent to the building and any sidewalks or stairways leading from the public sidewalks to the building free from snow, ice, and debris, including the parking lot.
- 10.5 OCCUPANT shall provide the premises with overhead lighting to provide sufficient foot candle power throughout the space.
- 10.6 OCCUPANT shall provide, at its own expense, sufficient light, heat, and maintenance to the rental area and public access to the premises, including stairways, elevators, lobbies and hallways, so that such areas shall be safe and reasonably comfortable.
- 10.7 OCCUPANT shall provide the premises with a means or system of waste or trash disposal.
- 10.8 OCCUPANT shall manage the maintenance and repairs as necessary for the kitchen hood system.
- 10.9 COUNTY and OCCUPANT agree to periodic (quarterly) building condition and operational inspections to be coordinated between both parties to ensure the building maintenance managed by OCCUPANT is satisfactorily completed and any issues are addressed in a timely manner. A sample list of maintenance activities will be shared by the COUNTY with the OCCUPANT and will be mutually agreed upon from time to time.

11. INSURANCE:

- 11.1 Property Damage. It shall be the duty of COUNTY and OCCUPANT to maintain insurance or self-insurance on their own property, both real and personal. Notwithstanding anything apparently to the contrary in this License Agreement,

COUNTY and OCCUPANT hereby release one another and their respective partners, officers, employees and property manager from any and all liability or responsibility to the other or anyone claiming through or under them by way of subrogation or otherwise for loss or damage, even if such loss or damage shall have been caused by the fault or negligence of the other party, or anyone for whom such party may be responsible.

11.2 Liability. COUNTY and OCCUPANT agree that each party will be responsible for its own acts and the results thereof to the extent authorized by law and shall not be responsible for the acts of any others and the results thereof. The OCCUPANT agrees to acquire and maintain, at its sole expense, during the term of this License and any extension thereof, commercial general liability insurance with a limit of coverage equal to or greater than the liability limits under Minn. Stat. Ch.466. COUNTY'S liability shall be governed by the provisions of Minnesota Statutes, Section 466.04, and other applicable law. The COUNTY agrees to acquire and maintain, at its sole expense, commercial general liability insurance (or comparable coverage under a program of self-insurance), with a limit of coverage equal to or greater than the liability limits under Minn. Stat. Ch.466.

11.3 Workers' Compensation. COUNTY and OCCUPANT shall be responsible for injuries to or death of its own employees and shall maintain workers' compensation coverage or self-insurance coverage for its own personnel.

12. MAINTENANCE AND REPAIRS:

12.1 It shall be the duty of the OCCUPANT to maintain at its own expense, in working condition, all appurtenances within the scope of this License Agreement, including the maintenance of proper plumbing, wiring, heating, cooling devices and ductwork.

12.2 OCCUPANT shall, at its own expense, make such necessary repairs, so as to continue to provide all such service appurtenances as are required by this License Agreement, provided, however, that COUNTY shall not be responsible for repairs upon implements or articles which are the personal property of OCCUPANT, nor shall the COUNTY bear the expense of repairs to the licensed premises necessitated by damage caused by OCCUPANT beyond normal wear and tear.

13. JANITORIAL SERVICE: OCCUPANT shall provide janitorial services and supplies for cleaning of the licensed space, trash removal, and replacement of fluorescent bulbs, starters and ballasts, as needed.

14. UTILITIES: OCCUPANT shall bear the cost of heat, electricity, air conditioning, sewer, and water services.

15. The OCCUPANT agrees that in exercising its management responsibilities of the licensed premises, including in particular the maintenance, repair, alterations and construction relating thereto, it shall fully comply with all applicable laws, rules, ordinances and regulations as issued by any political subdivision having jurisdiction and authority in connection with said property.

16. OCCUPANT agrees to observe reasonable precautions to prevent waste of heat, electricity, water, air-conditioning or any other utility or service, whether such is furnished by COUNTY, or obtained and paid for by OCCUPANT.

17. The COUNTY agrees to provide and maintain the licensed premises with accessibility and facilities meeting code requirement for handicapped persons whenever possible.

18. OCCUPANT INSTALLED PROPERTY:

Any equipment, trade fixtures or furniture installed by the OCCUPANT including but not limited to moveable partitions, shelving units, projection screens and audio-video equipment attached to the licensed premises by the OCCUPANT, shall remain the property of the OCCUPANT. OCCUPANT shall have the right to remove the above equipment or fixtures at the expiration or termination of this License Agreement or any extension thereof, even though said equipment or fixtures are attached to the licensed premises, provided that floor and wall surfaces are reasonably restored.

19. TELECOMMUNICATIONS AND PHONES: OCCUPANT agrees to procure and manage telecommunications and phones as necessary to conduct their business operations.

20. LIAISON/NOTIFICATION:

20.1 To assist the parties in the day-to-day performance of this contract and to ensure compliance with the specifications and provide ongoing consultation, a liaison shall be designated by OCCUPANT and by COUNTY. The parties shall inform the other, in writing, of any change in the designated liaison. At the time of execution of this Contract, the following persons are the designated liaisons:

OCCUPANT Liaison: Margaret Vimont

Phone Number: 612-289-2592

COUNTY Liaison: Michael Lexvold

Phone Number: 651-438-8180

20.2 Notification required to be provided pursuant to this Contract shall be provided to the following named persons and addresses unless otherwise stated in this Contract, or in a modification of this Contract:

To OCCUPANT:

Michelle Murray
President and CEO
Nexus Family Healing
505 Hwy. 169 No., Suite 500
Plymouth, MN 554441

To COUNTY:

W. Taud Hoopingarner
Parks, Facilities and Fleet Mgmt. Director
Dakota County Administration Center
1590 Highway 55
Hastings, MN 55033

A copy of any notification sent pursuant to this License Agreement shall be provided to the occupant of the licensed premises.

In addition, notification to the County regarding breach or termination shall be provided to the office of the County Attorney, 1560 Highway 55, Hastings, Minnesota 55033.

21. RENTABLE SPACE MEASUREMENTS:

It is understood by COUNTY and OCCUPANT that the rent schedule is based upon the number of rentable square feet of space occupied by OCCUPANT. Rentable square feet for purposes of the License Agreement and calculating rent shall be computed by measuring the inside finished surface of exterior walls to the inside finished surface of building corridor and other permanent walls or to the center of walls separating the licensed premises from other tenant space. If more than 50% of an exterior wall is glass, the dimension is taken from the glass line. Vertical shafts, elevators, stairwells, dock areas, mechanical rooms, and utility and janitor rooms are excluded. No deductions are made for columns, pilasters, or other projections to the building if each is less than four (4) square feet.

22. AMENDMENTS: Any amendments to this Agreement are only valid when reduced to writing, specifically identified as an amendment, and signed by both parties' Authorized Representative.

23. INTEGRATION:

This license 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. There are no representations, warranties, or stipulations, either oral or written, not contained in this License

IN WITNESS WHEREOF, the parties have by their duly authorized officers, executed this License Agreement in duplicate on the date indicated below, intending to be bound thereby.

OCCUPANT: NEXUS FAMILY HEALING
**(I REPRESENT AND WARRANT THAT I
AM AUTHORIZED BY LAW TO
EXECUTE THIS CONTRACT AND
LEGALLY BIND OCCUPANT)**

By _____
Name: Michelle Murray
Title: President and CEO

Date _____

COUNTY: COUNTY OF DAKOTA

By _____
W. Taud Hoopingarner
Parks, Facilities and Fleet Director

Date _____

Approved as to form:

Assistant Dakota County Attorney/Date

Approved by Dakota County Board
Resolution No. _____

ATTACHMENT 1

Mike/Dakota County to Insert Property Map and/or Legal Description Here

DRAFT



Board of Commissioners

Request for Board Action

Item Number: DC-1240

Agenda #: 12.1

Meeting Date: 9/20/2022

DEPARTMENT: Library

FILE TYPE: Consent Action

TITLE

Acceptance Of Gifts To Dakota County Library

PURPOSE/ACTION REQUESTED

To accept gifts exceeding \$500 to the Dakota County Library.

SUMMARY

Pursuant to Resolution No. 14-400 (August 12, 2014), the Dakota County Board of Commissioners delegated to the Dakota County Library Advisory Committee the authority to accept gifts of personal property up to \$500 in value for public library purposes. Gifts to Dakota County libraries with a value greater than \$500 are presented to the County Board for approval and acceptance.

- Friends of Inver Glen donated \$10,496.73 to support summer programming.
- Friends of Farmington Library donated \$800 to support Lego STEM programming.
- City of Hastings donated \$1,000 to Pleasant Hill from Doffing Fund for Pride Celebration.

RECOMMENDATION

The Dakota County Library Director recommends, and the Library Advisory Committee supports acceptance of these gifts. Letters of thanks have been prepared for Commissioner signatures.

EXPLANATION OF FISCAL/FTE IMPACTS

- | | | |
|---|---|---|
| <input type="checkbox"/> None | <input type="checkbox"/> Current budget | <input type="checkbox"/> Other |
| <input checked="" type="checkbox"/> Amendment Requested | | <input type="checkbox"/> New FTE(s) requested |

RESOLUTION

WHEREAS, the Dakota County Board of Commissioners, by Resolution No. 14-400 (August 12, 2014), delegated to the Dakota County Library Advisory Committee, the authority to accept gifts of personal property of not more than \$500 for public library purposes; and

WHEREAS, the Dakota County Board of Commissioners must approve and accept gifts to County libraries with a value greater than \$500; and Friends of Inver Glen donated \$10,496.73 for summer programming support; and Friends of Farmington Library donated \$800 to support Lego STEM programming; and City of Hastings donated \$1000 to Pleasant Hill from Doffing Fund for Pride Celebration; and

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

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

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby accepts from Friends of Inver Glen \$10,496.73 for summer programming support; and from Friends of Farmington Library \$800 to support Lego STEM programming; and from City of Hastings \$1000 to Pleasant Hill from Doffing Fund for Pride celebration; and

BE IT FURTHER RESOLVED, That the adopted 2022 budget be amended as follows:

Revenue

Inver Glen Gifts	\$10,496.73
Farmington Gifts	\$ 800.00
Pleasant Hill Gifts	\$ 1,000.00
Total Revenue	\$12,296.73

Expense

Inver Glen Gifts	\$10,496.73
Farmington Gifts	\$ 800.00
Pleasant Hill Gifts	\$ 1,000.00
Total Expense	\$12,296.73

PREVIOUS BOARD ACTION

14-400; 8/12/14

ATTACHMENTS

Attachment: Letter to Inver Glen Friends
Attachment: Letter to Farmington Friends
Attachment: Letter to City of Hastings

BOARD GOALS

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

PUBLIC ENGAGEMENT LEVEL

- | | | | |
|--|----------------------------------|----------------------------------|---|
| <input type="checkbox"/> Inform and Listen | <input type="checkbox"/> Discuss | <input type="checkbox"/> Involve | <input checked="" type="checkbox"/> N/A |
|--|----------------------------------|----------------------------------|---|

CONTACT

Department Head: Margaret Stone
Author: Kathy Peterson



September 20, 2022

Sally Muraski, President
Friends of Inver Glen Library
8098 Blaine Ave.
Inver Grove Hts., MN 55024

Dear Ms. Muraski:

I wish to thank you and the Friends of Inver Glen Library for your recent gift of \$10,496.73 to the Dakota County Library System. This gift will be used to support reading and author programming and to purchase supplies for Play & Learn Storytimes.

County Board members join me in thanking you and the Inver Glen Friends for your generous support.

Best Regards,

Kathleen A. Gaylord, Chair
Dakota County Commissioners

Joe Atkins
Commissioner, District Four

County Board of Commissioners

P 651-438-4418 **F** 651-438-4405 **W** www.dakotacounty.us
A Dakota County Administration Center • 1590 Highway 55 • Hastings • MN 55033





September 20, 2022

Jodi Beach, President
Friends of Farmington Library
508 Third Street
Farmington, MN 55024

Dear Ms. Beach:

I wish to thank you and the Friends of Farmington Library for your recent gift of \$800.00 to the Dakota County Library System. This gift will be used to support monthly STEM programs using Legos.

County Board members join me in thanking you and the Farmington Friends for your generous support.

Best Regards,

Kathleen A. Gaylord, Chair
Dakota County Commissioners

Mike Slavik
Commissioner, District One

County Board of Commissioners

P 651-438-4418 **F** 651-438-4405 **W** www.dakotacounty.us
A Dakota County Administration Center • 1590 Highway 55 • Hastings • MN 55033





September 20, 2022

Mary Fasbender, Mayor
City of Hastings
101 Fourth Street East
Hastings, MN 55033

Dear Mayor Fasbender;

Thank you for your recent donation of \$1000.00 from the Doffing Fund to the Pleasant Hill Library. This was used to support the Pride Celebration.

County Board members join me in thanking you for your generous support.

Best Regards,

Kathleen A. Gaylord, Chair
Dakota County Board of Commissioners

Mike Slavik
Commissioner, First District

County Board of Commissioners

P 651-438-4418 **F** 651-438-4405 **W** www.dakotacounty.us
A Dakota County Administration Center • 1590 Highway 55 • Hastings • MN 55033





Board of Commissioners

Request for Board Action

Item Number: DC-1414

Agenda #: 12.2

Meeting Date: 9/20/2022

DEPARTMENT: Public Services and Revenue Administration

FILE TYPE: Consent Action

TITLE

Approval Of Application For 1 to 4 Day Temporary Intoxicating On-Sale Liquor License For Dakota County Agricultural Society, Inc.

PURPOSE/ACTION REQUESTED

Approve the application from Dakota County Agricultural Society, Inc. for a license to sell on-sale intoxicating liquor at a demolition derby on October 7-8, 2022 at the Dakota County Fairgrounds, located at 4008 220th Street W, Farmington, MN, which is in the Castle Rock Township.

SUMMARY

The Minnesota Department of Public Safety, Alcohol and Gambling Enforcement Division will not issue a 1 to 4 day temporary on-sale intoxicating liquor license without prior approval by the County Board. An application has been received from Dakota County Agricultural Society, Inc. to sell intoxicating liquor during a demolition derby at the Dakota County Fairgrounds on Friday, October 7 from 6:00 to 11:30 pm, and Saturday, October 8 from 4:00 to 11:30 pm. Castle Rock Township approved the application on September 13, 2022.

RECOMMENDATION

Staff recommends that the application is approved.

EXPLANATION OF FISCAL/FTE IMPACTS

Revenue generated from this application is \$313.00.

- | | | |
|--|--|--------------------------------|
| <input type="checkbox"/> None | <input checked="" type="checkbox"/> Current budget | <input type="checkbox"/> Other |
| <input type="checkbox"/> Amendment Requested | <input type="checkbox"/> New FTE(s) requested | |

RESOLUTION

WHEREAS, an application was received from Dakota County Agricultural Society, Inc. for a 1 to 4 day temporary on-sale intoxicating liquor license; and

WHEREAS, Castle Rock Township approved the application on September 13, 2022; and

WHEREAS, the Minnesota Department of Public Safety, Alcohol and Gambling Enforcement Division will not issue a 1 to 4 day temporary on-sale intoxicating liquor license without prior approval by the County Board.

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

approves the application from Dakota County Agricultural Society, Inc. for a 1 to 4 day temporary on-sale intoxicating liquor license issued by Minnesota Department of Public Safety, Alcohol and Gambling Enforcement Division for October 7-8, 2022; and

BE IT FURTHER RESOLVED, That the County Public Service and Revenue Division is authorized to approve the application and submit to the Minnesota Department of Public Safety, Alcohol and Gambling Enforcement Division upon payment of the proper fees.

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

None.

BOARD GOALS

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

PUBLIC ENGAGEMENT LEVEL

- | | | | |
|--|----------------------------------|----------------------------------|---|
| <input type="checkbox"/> Inform and Listen | <input type="checkbox"/> Discuss | <input type="checkbox"/> Involve | <input checked="" type="checkbox"/> N/A |
|--|----------------------------------|----------------------------------|---|

CONTACT

Department Head: Teresa Mitchell

Author: Sarah Kidwell



Board of Commissioners

Request for Board Action

Item Number: DC-1350

Agenda #: 14.1

Meeting Date: 9/20/2022

DEPARTMENT: Physical Development Administration

FILE TYPE: Regular Action

TITLE

Authorization To Release Draft 2023-2027 Capital Improvement Program For Formal Review

PURPOSE/ACTION REQUESTED

Authorize the County Manager to release the Draft 2023-2027 Capital Improvement Program (CIP) to cities for formal review and to post the draft CIP on the Dakota County website.

SUMMARY

As part of the annual budget process, the County prepares a five-year CIP. The CIP identifies capital projects to support existing and future services. It provides a development program that is used to maximize outside revenue sources and effectively plan for future growth and maintenance of the County's infrastructure. The first year (2023) of the five-year CIP will become part of the County's overall 2023 budget when approved.

The County's draft CIP contains seven sections: Buildings, Byllesby Dam, Data Networks, Transportation, Parks and Greenways, Regional Railroad Authority, Environmental Resources, and. The seven sections of the draft CIP are available to review through the link below:

<https://www.co.dakota.mn.us/Government/BudgetFinance/2023/Documents/2023-2027CIP.pdf>

In its final form, the CIP will include a section for County debt (the County currently has no outstanding debt; this section is for reference only) and a section reflecting the Dakota County Regional Railroad Authority (requiring approval by the Regional Railroad Authority).

In the spring of each year, staff meets with representatives for the County's cities and townships to review the current CIP and requests for modifications and/or additions.

The County Manager has reviewed the draft summary of the 2023-2027 CIP. Although reviewed with the County Manager and will be presented to the County Board on September 20, 2022, the draft CIP does not imply the final recommendation of the County Manager.

Recommended projects and the years in which proposed projects appear are subject to continued review and change prior to the recommendations of the County Manager to the Board of Commissioners as part of the recommended budget. The purpose of submitting the draft CIP for formal review is to obtain additional advice and input prior to making final recommendations to the Board.

Budget workshops to discuss the 2023 Budget begin on November 14, 2022 (Resolution No. 21-515;

November 2, 2021). By Resolution No. 22-368 (September 6, 2022), a public hearing has been scheduled to receive comments on the proposed CIP. Minn. Stat. § 373.40, subd. 3, requires that the County hold a public hearing prior to the adoption of the CIP. The public hearing is scheduled for November, 29, 2022.

The County Board is currently scheduled to consider the adoption of the 2023-2027 CIP on December 13, 2022.

RECOMMENDATION

Staff recommends the Board authorize the County Manager to submit the draft 2023-2027 CIP summary to the Cities and Townships for formal review and comment prior to the public hearing held in November 2022. Staff also recommends the Board authorize the County Manager to post the draft CIP on the Dakota County website for public viewing.

EXPLANATION OF FISCAL/FTE IMPACTS

None.

- | | | |
|--|---|---|
| <input checked="" type="checkbox"/> None | <input type="checkbox"/> Current budget | <input type="checkbox"/> Other |
| <input type="checkbox"/> Amendment Requested | | <input type="checkbox"/> New FTE(s) requested |

RESOLUTION

WHEREAS, the Dakota County Board of Commissioners recognizes the need to identify and plan for future capital projects; and

WHEREAS, the County desires input from local communities in developing its Capital Improvement Program (CIP); and

WHEREAS, staff has compiled the draft 2023-2027 CIP; and

WHEREAS, by Resolution No. 21-515 (November 2, 2021), the County Board scheduled budget workshops to discuss the 2023 Budget, beginning on November 14, 2022; and

WHEREAS, by Resolution No. 22-368 (September 6, 2022), the County Board also scheduled a public hearing to be held in November to receive comments on the 2023-2027 CIP.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Manager to submit the draft 2023-2027 Capital Improvement Program summary to the cities and townships for formal review and comment prior to the public hearing; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Manager to post the draft 2023-2027 Capital Improvement Program to the Dakota County website to allow review from interested parties as a means of receiving further input prior to adoption of the Capital Improvement Program in December 2022.

PREVIOUS BOARD ACTION

21-515; 11/2/21

22-368; 9/6/22

ATTACHMENTS

None.

BOARD GOALS

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

PUBLIC ENGAGEMENT LEVEL

- | | | | |
|--|----------------------------------|----------------------------------|---|
| <input type="checkbox"/> Inform and Listen | <input type="checkbox"/> Discuss | <input type="checkbox"/> Involve | <input checked="" type="checkbox"/> N/A |
|--|----------------------------------|----------------------------------|---|

CONTACT

Department Head: Erin Stwora
Author: Alex Jermeland



Board of Commissioners

Request for Board Action

Item Number: DC-1429

Agenda #: 15.1

Meeting Date: 9/20/2022

DEPARTMENT: Budget

FILE TYPE: Regular Action

TITLE

Adoption Of 2023 Certified Dakota County Maximum Proposed Property Tax Levy

PURPOSE/ACTION REQUESTED

Adopt a maximum proposed 2023 property tax levy of \$147,361,306 for Dakota County.

SUMMARY

As part of the 2023 budget process, the County Board is required by State statute to adopt a resolution setting the maximum proposed property tax levy on or before September 30, 2022. The proposed levy is the amount that will be used on all Truth in Taxation (TNT) notices. The 2023 levy to be adopted in December may not exceed the proposed levy amount except in a few narrow instances specified by Minn. Stat. § 275.065.

For taxes payable in 2023, the County tax levy will be spread on local tax capacity, which will be approximately 18.74 percent higher than for taxes payable in 2022. If the tax levy grows at any rate lower than 18.74 percent for 2023, the County tax rate will decrease. The net change in the County portion of the 2023 tax bill for individual properties depends on the combination of the County tax rate and the change in value for a given property.

State requirements for public budget and levy hearings for 2023 are that, in lieu of the formerly mandated TNT hearing, counties are required to hold a meeting at which the budget and levy will be discussed, and the public is allowed to speak. The meeting will be held on November 29, 2022, at 6:00 p.m.

After adoption of the 2023 maximum proposed property tax levy, the budget schedule continues as follows:

November 15	County manager presents the recommended budget
Nov 14, 15 and 17	County Board budget workshops
November 29	Budget/Levy (Truth in Taxation) public hearing
December 13	Adoption of the 2023 budget and property tax levy

On August 23, 2022, staff presented information at a County Board Budget Workshop regarding 2023 budget planning, including expected changes in revenue and expenditures, key assumptions, and preliminary levy planning alternatives. On September 6, 2022, the County Manager summarized the 2023 spending pressures, funding sources, and levy strategies. The County Board provided their feedback which is reflected in the County Manager recommendation.

RECOMMENDATION

The County Manager recommends the County Board adopt a maximum proposed 2023 property tax levy of \$147,361,306 for Dakota County. Given anticipated inflationary cost pressures, a tax levy in this amount, in combination with continued reallocation of existing financial resources, is estimated to be sufficient to cover cost growth on current service demands and caseload growth, but allows for very limited growth in internal support, and infrastructure and discretionary services.

EXPLANATION OF FISCAL/FTE IMPACTS

The recommended 2023 maximum levy of \$147,361,306 for Dakota County represents a 1.9 percent increase from the amount levied in 2022. As discussed with the Board on August 23, 2022, the impact of this on a median-value home with a market value of \$359,600 within Dakota County (up 17.00% from 2022 tax value of \$307,300) in 2023 would be \$664.90 (2022 \$644.08), an increase of \$20.82 (3.23%) from 2022.

- | | | |
|--|---|---|
| <input type="checkbox"/> None | <input type="checkbox"/> Current budget | <input checked="" type="checkbox"/> Other |
| <input type="checkbox"/> Amendment Requested | | <input type="checkbox"/> New FTE(s) requested |

RESOLUTION

WHEREAS, the Dakota County Board of Commissioners is required to adopt a maximum proposed property tax levy by September 30, 2022, and to establish the date of a public hearing for input on levy and budget consideration.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the 2023 maximum proposed property tax levy of \$147,361,306 (1.9% increase from 2022), to finance the 2023 County budget; and

BE IT FURTHER RESOLVED, That staff are directed to conduct appropriate calculations and file necessary documentation with the State of Minnesota to certify this action; and

BE IT FURTHER RESOLVED, That a public Budget/Levy (Truth in Taxation) hearing to receive public input on the County's property tax levy and 2023 budget is hereby scheduled for 6:00 p.m. on November 29, 2022, in the Boardroom, Administration Center, 1590 Highway 55, Hastings, Minnesota or via telephone or other electronic means if necessary due to the ongoing COVID-19 pandemic.

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

Attachment: None.

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 |

PUBLIC ENGAGEMENT LEVEL

- | | | | |
|--|----------------------------------|----------------------------------|---|
| <input type="checkbox"/> Inform and Listen | <input type="checkbox"/> Discuss | <input type="checkbox"/> Involve | <input checked="" type="checkbox"/> N/A |
|--|----------------------------------|----------------------------------|---|

CONTACT

Department Head: Paul Sikorski

Author: Karen Cater



Board of Commissioners

Request for Board Action

Item Number: DC-1432

Agenda #: 18.1

Meeting Date: 9/20/2022

Information

See Attachment for future Board meetings and other activities.

September 19, 2022

Monday

5:00 PM - 5:00 PM

Special County Board Meeting - Flint Hills Pipeline Public Meeting -- City of Rosemount Council Chambers, 2875 145th Street, Rosemount, MN

September 20, 2022

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 Regional Railroad Authority (or following CB) -- Administration Center, 1590 Highway 55, Boardroom, Hastings

3:30 PM - 3:30 PM

Dakota County Community Development Agency Board Regular Meeting -- Dakota County CDA, 1228 Town Centre Drive, Eagan

September 22, 2022

Thursday

1:00 PM - 1:00 PM

Vermillion River Watershed Joint Powers Board Meeting -- Extension and Conservation Center, 4100 220th Street West, Conference Room A, Farmington

5:00 PM - 5:00 PM

Annual Volunteer Appreciation -- Thompson County Park, 360 Butler Ave E, West St Paul

7:00 PM - 7:00 PM

Dakota County Planning Commission Meeting -- Western Service Center, 14955 Galaxie Ave, Conference Room 106, Apple Valley

September 28, 2022

Wednesday

9:15 AM - 9:15 AM

Metropolitan Mosquito Control District Executive Committee Meeting -- Metropolitan Mosquito Control District 2099 University Ave. W, St. Paul or Online (<https://www.gotomeet.me/MMCD-MN>)

October 4, 2022

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



Board of Commissioners

Request for Board Action

Item Number: DC-1433

Agenda #: 19.1

Meeting Date: 9/20/2022

Adjournment