



Dakota County

Board of Commissioners

Minutes

Tuesday, October 4, 2022

9:00 AM

Boardroom, Administration Center,
Hastings, MN

1. Call To Order And Roll Call

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

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.

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.

Senator Klobuchar was present at the beginning of the meeting and greeted people. She was visiting Dakota County to discuss Federal priorities, Veterans Memorial Greenway and the Interstate 35 and County Road 50 Interchange.

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:

Susan Ferrozzo, Farmington (Post Election)
James Scanlan, South St. Paul (Post Election)
Lynn Rankinen, Eagan (Voting rights/Election)
David Hahn, Apple Valley (Voting rights/Election)
Dan Quillin, West St. Paul (Voting rights/Election)
Dr. Carol O'Boyle, no address given (Voting rights/Election)
Robert Slovany, Lilydale (Voting rights/Election)
Kim Bauer, Apple Valley (Elections)
Dave Bester, Lakeville (Elections)
Chuck Wolff of Burnsville submitted via email, two resolution documents and they were distributed to the Board.

4. Agenda

- 4.1** Resolution No: 22-417
Approval of Agenda (Additions/Corrections/Deletions)

Motion: Mary Hamann-Roland

Second: Laurie Halverson

Ayes: 7

CONSENT AGENDA

On a motion by Commissioner Workman, seconded by Commissioner Atkins, the consent agenda was approved as follows:

5. County Administration - Approval of Minutes

- 5.1** Resolution No: 22-418
Approval of Minutes of Meeting Held on September 20, 2022

Motion: Liz Workman

Second: Joe Atkins

Ayes: 7

6. Items Recommended By Board Committee*

- 6.1** Resolution No: 22-419
Adoption Of Recommendations For County Project 97-197, Regional Roadway System Visioning Study Update Addressing Transportation Needs Within Northwest Inver Grove Heights, Northeast Eagan And Adjacent Areas Of Mendota Heights And Sunfish Lake

Motion: Liz Workman

Second: Joe Atkins

WHEREAS, to promote safe and efficient transportation throughout the County and region, Dakota County partnered with the Minnesota Department of Transportation (MnDOT) and the Cities of Eagan, Inver Grove Heights, Mendota Heights, and Sunfish Lake for County Project (CP) 97-197, Regional Roadway System Visioning Study (RRSVS) Update; and

WHEREAS, the study included an investigation of potential future transportation system needs in northern Dakota County to develop a vision for the transportation system that will result in safe and efficient travel in the area as cost-effectively as possible while at the same time recognizing agency land use development objectives; and

WHEREAS, the Cities of Eagan and Inver Grove Heights have planned for continued growth and development through their 2040 Comprehensive Plans that will result in additional impacts on the area transportation system; and

WHEREAS, continued growth in surrounding communities will result in additional impacts on the area transportation system; and

WHEREAS, representatives of Dakota County, MnDOT, and the Cities of Mendota Heights, Sunfish Lake, Eagan, and Inver Grove Heights have

participated as members of a Study Advisory Committee and have reviewed study findings and recommendations; and

WHEREAS, the study process involved the public through in-person public open houses, virtual material, and engagement on the website and in city council meetings; and

WHEREAS, the Regional Roadway System Vision Update recommendations support future growth in the area in a way that will result in a safe and efficient system of City, County, State, and Federal roadways in the future; and

WHEREAS, the County recognizes there are additional steps necessary to gain requisite agency approvals before the improvements included in the recommendations can be constructed; and

WHEREAS, the Dakota County Engineer recommends the adoption of the recommendations for CP 97-197, RRSVS Update.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the study recommendations for County Project 97-197, the Regional Roadway System Visioning Study Update, as presented to the Physical Development Committee of the Whole on September 13, 2022.

Ayes: 7

7. County Attorney

7.1 Resolution No: 22-420

Authorization To Execute Joint Powers Agreements With Criminal Justice Network Joint Powers Organization For Criminal Justice Applications And Services To County Departments

Motion: Liz Workman

Second: Joe Atkins

WHEREAS, the County Attorney's Office, Sheriff's Office, and the Communication Corrections Department (County Departments) receive certain criminal justice services, applications, and integrations, which were previously provided by the County's Criminal Justice Network (CJN) program; and

WHEREAS, on January 1, 2022, the County's operation of the CJN program was transferred to a new joint powers organization known as the Criminal Justice Network (CJN JPO) by Resolution No. 21-417 (August 24, 2021); and

WHEREAS, the joint powers agreements (JPAs) with the CJN JPO would benefit the County Departments by continuing the existing provision of criminal justice services, applications, and integrations; and

WHEREAS, the County already contributes a fixed annual subsidy to the CJN JPO, which covers the costs of the CJN JPO providing the services to the County departments for the proposed fixed terms of the JPAs from January 1, 2022, through December 31, 2026; and

WHEREAS, there is no fiscal impact associated with the JPAs.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Attorney to execute a joint powers agreement with the Criminal Justice Network joint powers organization to provide criminal justice services, applications, and integrations to the County Attorney's Office for the period of January 1, 2022, to December 31, 2026, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Sheriff to execute a joint powers agreement with the Criminal Justice Network joint powers organization to provide criminal justice services, applications, and integrations to the Sheriff's Office for the period of January 1, 2022, to December 31, 2026, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Manager, or his designee, to execute a joint powers agreement with the Criminal Justice Network joint powers organization to provide criminal justice services, applications, and integrations to the Community Corrections Department for the period of January 1, 2022, to December 31, 2026, subject to approval by the County Attorney's Office as to form.

Ayes: 7

8. Enterprise Finance and Information Services

8.1 Resolution No: 22-421

Scheduling Of Public Hearing To Receive Comments On Dakota County 2023 Recommended Fee Schedules

Motion: Liz Workman

Second: Joe Atkins

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

WHEREAS, staff will present a schedule of recommended 2023 fees at the General Government and Policy Committee meeting on October 4, 2022.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby schedules a public hearing for the purpose of receiving public comments regarding the proposed fee schedules on October 18, 2022, at 9:00 a.m., in the Board Room, Dakota County Administration Center, 1590 Highway 55, Hastings, Minnesota, 55033 or via telephone or other electronic means; and

BE IT FURTHER RESOLVED, That the proposed fee schedules will be implemented effective January 1, 2023 (some Parks fees effective late 2022); and

BE IT FURTHER RESOLVED, That staff is hereby directed to post notice of this public hearing on the official Dakota County website following adoption of this resolution and to not remove the notice from the website until October 18, 2022.

Ayes: 7

8.2 Resolution No: 22-422

Proclamation Of October 2022 As Cyber Security Awareness Month

Motion: Liz Workman

Second: Joe Atkins

WHEREAS, counties recognize the vital role that the internet and information technology play in their county staffs' and residents' daily lives; and

WHEREAS, counties understand that critical sectors are increasingly reliant on information systems to support financial services, energy, telecommunications, transportation, utilities, health care and emergency response systems; and

WHEREAS, internet users and the nation's information infrastructure face an increasing threat of malicious cyber-attack, loss of privacy from spyware and adware, and significant financial and personal privacy losses due to identity theft and fraud; and

WHEREAS, maintaining the security of cyberspace is a shared responsibility in which everyone has a critical role, and awareness of computer security essentials will improve the security of Dakota County information infrastructure and economy; and

WHEREAS, the U.S. Department of Homeland Security and the National Cyber Security Alliance have promoted an annual National Cyber Security Awareness Month, and all government entities and citizens are encouraged to learn about cyber security and put that knowledge into practice in their homes, schools, workplaces, and businesses.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby proclaims the month of October 2022 as Cyber Security Awareness Month in Dakota County.

Ayes: 7

9. Physical Development

9.1 Resolution No: 22-423

Authorization To Approve Grant Application Submittal To Reconnecting Communities Pilot

Motion: Liz Workman

Second: Joe Atkins

WHEREAS, U.S. Department of Transportation is requesting project submittals for federal funding under the Reconnecting Communities Pilot Program; and

WHEREAS, these federal programs fund up to 80 percent of eligible project

expenses; and

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

WHEREAS, non-federal funds will be required as a match; and

WHEREAS, the Dakota County portion of the federal match is estimated at \$120,000; and

WHEREAS, project submittals are due October 13, 2022.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County to submit grant for planning study and preliminary design of road and greenway projects between Hastings and Red Wing for the Reconnecting Communities Pilot program.

Ayes: 7

9.2 Resolution No: 22-424

Approval Of Amendments To Dakota County Community Development Block Grant Program - Dakota Woodlands Elevator Rehabilitation

Motion: Liz Workman

Second: Joe Atkins

WHEREAS, three types of substantial amendments to the Community Development Block Grant (CDBG) Program are permissible by the US Housing and Urban Development Department (HUD): creation of a new activity or cancellation of an activity, increase or decrease of an activity budget by \$100,000 or more at one time, and change to the location and/or national objective of an activity; and

WHEREAS, the Dakota County Community Development Agency (CDA) administers the CDBG funds on behalf of Dakota County; and

WHEREAS, Dakota Woodlands, located at 3430 Wescott Woodlands in Eagan, provides shelter and services to homeless families in Dakota County; and

WHEREAS, Dakota Woodlands was constructed in 1971 and has ongoing capital needs, including the rehabilitation of a partially functioning elevator that requires modernization, which is an anticipated cost of \$170,000; and

WHEREAS, there are available CDBG funds that can be used for the Dakota Woodlands elevator modernization; and

WHEREAS, CDA staff recommends substantial amendments to the 2018 and 2019 Dakota County CDBG Programs to create the Countywide Dakota Woodlands Homeless Facility Rehabilitation in both years and fund it with a budget of \$170,298; and

WHEREAS, CDA staff recommends canceling the 2019 Mendota Heights and Countywide Home Improvement Loan activities and transferring funds totaling \$80,123 to the Countywide Dakota Woodlands Homeless Facility Rehabilitation; and

WHEREAS, public notice of the substantial amendments was placed in the *Star Tribune* on September 1, 2022, and also on the CDA and Dakota County websites, in accordance with the approved Citizen Participation Plan process, and no public comments were received on the proposed amendments.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the substantial amendments to the 2018 and 2019 Dakota County Community Development Block Grant Programs.

Ayes: 7

9.3 Resolution No: 22-425

Approval Of Amendments To Dakota County Community Development Block Grant Program - Horizon Heights Townhomes Acquisition

Motion: Liz Workman

Second: Joe Atkins

WHEREAS, three types of substantial amendments to the Community Development Block Grant (CDBG) Program are permissible by the US Housing and Urban Development Department (HUD): creation of a new activity or cancellation of an activity, increase or decrease of an activity budget by \$100,000 or more at one time, and change to the location and/or national objective of an activity; and

WHEREAS, the Dakota County Community Development Agency (CDA) administers the CDBG funds on behalf of Dakota County; and

WHEREAS, Horizon Heights Townhomes is a 25-unit affordable townhome development located at 1 Horizon Heights Road in Burnsville, was constructed in 1980, and has significant deferred maintenance needs; and

WHEREAS, a for-profit developer has executed a purchase agreement for Horizon Heights Townhomes and is committed to maintaining affordability and completing significant rehabilitation; and

WHEREAS, Dakota County has available CDBG funds that can be used for the acquisition of Horizon Heights Townhomes; and

WHEREAS, CDA staff recommends substantial amendments to the Dakota County 2020 and 2021 CDBG Programs to create the Horizon Heights Townhomes Acquisition activity in those years and fund the activity with a total budget of \$600,000; and

WHEREAS, CDA staff recommends decreasing the 2020 Inver Grove Heights Home Improvement Loan budget activity by \$100,000 and transferring the funds

to the Horizon Heights Townhomes Acquisition activity; and

WHEREAS, CDA staff recommends canceling the 2020 Mendota Heights Home Improvement Loan activity and transferring the funds totaling \$20,530 to the Horizon Heights Townhomes Acquisition activity; and

WHEREAS, CDA staff recommends decreasing the 2021 Eagan Home Improvement Loan budget activity by \$100,000 and transferring the funds to the Horizon Heights Townhomes Acquisition activity; and

WHEREAS, public notice of the substantial amendments was placed in the *Star Tribune* on September 1, 2022, and also on the CDA and Dakota County websites, in accordance with the approved Citizen Participation Plan process, and no public comments were received on the proposed amendments.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the substantial amendments to the 2020 and 2021 Dakota County Community Development Block Grant Programs.

Ayes: 7

9.4 Resolution No: 22-426

Authorization To Award Bid And Execute Contract With Morcon Construction Co., Inc. To Provide General Contractor Services For Burnsville License Center Remodel And Amend 2022 Buildings Capital Improvement Program Adopted Budget

Motion: Liz Workman

Second: Joe Atkins

WHEREAS, the Burnsville License Center Remodel project is included in the 2022 Building Capital Improvement Program (CIP) Adopted Budget; and

WHEREAS, the Burnsville License Center was added to the Burnhaven Library in 2011 and has since continually experienced long wait times due to its current size; and

WHEREAS, to correct the issue, this project repurposes 500 square feet of interior space from the Burnhaven Library to the Burnsville License Center to expand space for staff and the public's waiting area; and

WHEREAS, as design progressed, the scope included an additional customer service station, increased space to address an expanded waiting area for the public, enhanced ribbon glass, reconfiguration of the original customer service counters, and associated renovation work to the adjacent space in the library; and

WHEREAS, bid documents and specifications were prepared by Wold Architects & Engineers and advertised on August 19, 2022; and

WHEREAS, nine competitive bids were received on September 13, 2022; and

WHEREAS, Morcon Construction Co., Inc. has submitted a bid of \$279,950; and

WHEREAS, staff and Wold Architects and Engineers reviewed the qualifications of the bidder and recommend award to Morcon Construction Co., Inc. as the lowest responsive and responsible bidder, in an amount not to exceed \$279,950, for the Burnsville License Center Remodel project; and

WHEREAS, the total project costs are now \$435,000.

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 Morcon Construction Co., Inc., 5151 Industrial Blvd NE, Fridley, MN 55421 in an amount not to exceed \$297,950 for the Burnsville License Center Remodel, subject to approval by the County Attorney's office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby amends the 2022 Building Capital Improvement Program budget as follows:

Expense

Countywide Public Counter Security (B70053)	(\$200,000)
Burnsville License Center Counter Renovations (B10076)	<u>\$200,000</u>
Total Expense	\$0

Revenue

Countywide Public Counter Security (B70053)	(\$200,000)
Burnsville License Center Counter Renovations (B10076)	<u>\$200,000</u>
Total Expense	\$0

Ayes: 7

9.5 Resolution No: 22-427

Authorization To Execute Joint Powers Agreement, Approval Of Right Of Way Acquisition, Authorization To Initiate Quick-Take Condemnation, And Amendment Of Transportation Budget For County Project 50-32 In Farmington, County Road 50 Intersection

Motion: Liz Workman

Second: Joe Atkins

WHEREAS, to provide a safe and efficient transportation system, Dakota County and the City of Farmington are proceeding with County Project (CP) 50-32; and

WHEREAS, CP 50-32 will be changing the intersection geometry of Flagstaff Avenue and County State Aid Highway (CSAH) 50 to address the safety issues and demonstrated crash issues observed at the intersection; and

WHEREAS, the purpose and need for this Project is to improve safety and traffic operations at the intersection, focusing on southbound traffic on Flagstaff turning onto CSAH 50; and

WHEREAS, Dakota County is the lead agency for CP 50-32; and

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

WHEREAS, the partial acquisition of the following parcel is necessary to move forward with the Project:

14-03400-16-031 - Parcel 1

A permanent easement for highway purposes over, under, and across that part of the following described property:

The Northeast Quarter of the Northeast Quarter of Section 34, Township 114 North, Range 20 West lying North of State Truck Highway No. 50, except that part platted as "Regetta Fields."

Included abandoned railroad right of way, Dakota County, Minnesota. Said permanent easement described as follows:

Commencing at corner B14 as shown on Dakota County Road Right of Way Map No. 167 according to the recorded plat thereof Dakota County, Minnesota; thence North 89 degrees 55 minutes 31 seconds East 80.68 feet; thence North 15 degrees 6 minutes 44 seconds East 178.54 feet; thence North 00 degrees 28 minutes 25 seconds East 79.85 feet to a point on the westerly right of way line of Flagstaff Avenue as described by Final Certificate document number 2633064; thence North 89 degrees 43 minutes 33 seconds East 10.00 feet along said westerly right of way of Flagstaff Avenue; thence South 00 degrees 28 minutes 25 seconds West 208.02 feet along said westerly right of way line of Flagstaff Avenue; thence South 89 degrees 43 minutes 33 seconds West 25.00 feet along said westerly right of way line of Flagstaff Avenue; thence South 00 degrees 28 minutes 25 seconds West 64.10 feet along said westerly right of way line of Flagstaff Avenue to a north line of said CSAH 50 per Dakota County Road Right of Way Map No. 167; thence South 89 degrees 55 minutes 31 seconds West 110.61 feet along the said north line of CSAH 50 to corner B15 of said Dakota County Road Right of Way Map No. 167; thence North 00 degrees 4 minutes 29 seconds West 20.00 feet along the said north line of CSAH 50 to said corner B14 and said permanent easement there terminating.

Permanent Easement containing approximately 7520 square feet.
; and

WHEREAS, one parcel has been appraised by Valbridge Property Advisors, and the offer has been prepared; and

WHEREAS, the project is planned to be included in the 2023 Pavement Preservation and Misc. project package; and

WHEREAS, the approved 2022 Transportation Capital Improvement Program (CIP) ROW Preservation, and Management budget includes sufficient funds for the anticipated cost of the right of way acquisition for CP 50-32; and

WHEREAS, a joint powers agreement between Dakota County and the City of Farmington for CP 50-32 is proposed to outline cost participation and responsibilities for design, right of way acquisition, construction, and maintenance in accordance with the County Transportation Plan and County Policy; and

WHEREAS, if timely acquisition by direct negotiation of the required parcel does

not appear possible, it is necessary for the County Board to authorize the County Attorney's Office to initiate quick-take condemnation of the parcel to allow for a spring 2023 start date.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute a joint powers agreement with the City of Farmington to outline cost participation and responsibilities for the design, right of way acquisition, construction, and maintenance for County Project 50-32, 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 approves the acquisition of the property described below:

14-03400-16-031 - Parcel 1

A permanent easement for highway purposes over, under, and across that part of the following described property:

The Northeast Quarter of the Northeast Quarter of Section 34, Township 114 North, Range 20 West lying North of State Truck Highway No. 50, except that part platted as "Regetta Fields."
Included abandoned railroad right of way, Dakota County, Minnesota. Said permanent easement described as follows:

Commencing at corner B14 as shown on Dakota County Road Right of Way Map No. 167 according to the recorded plat thereof Dakota County, Minnesota; thence North 89 degrees 55 minutes 31 seconds East 80.68 feet; thence North 15 degrees 6 minutes 44 seconds East 178.54 feet; thence North 00 degrees 28 minutes 25 seconds East 79.85 feet to a point on the westerly right of way line of Flagstaff Avenue as described by Final Certificate document number 2633064; thence North 89 degrees 43 minutes 33 seconds East 10.00 feet along said westerly right of way of Flagstaff Avenue; thence South 00 degrees 28 minutes 25 seconds West 208.02 feet along said westerly right of way line of Flagstaff Avenue; thence South 89 degrees 43 minutes 33 seconds West 25.00 feet along said westerly right of way line of Flagstaff Avenue; thence South 00 degrees 28 minutes 25 seconds West 64.10 feet along said westerly right of way line of Flagstaff Avenue to a north line of said CSAH 50 per Dakota County Road Right of Way Map No. 167; thence South 89 degrees 55 minutes 31 seconds West 110.61 feet along the said north line of CSAH 50 to corner B15 of said Dakota County Road Right of Way Map No. 167; thence North 00 degrees 4 minutes 29 seconds West 20.00 feet along the said north line of CSAH 50 to said corner B14 and said permanent easement there terminating.

Permanent Easement containing approximately 7520 square feet.
; and

for County Project 50-32 at the approved appraised values and in accordance with County policy and authorizes payment from the 2022 Transportation Capital Improvement Program budget; and

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

Expense

County Project 50-32 - Right of Way	\$100,000
Right of Way Preservation and Management set-aside	<u>(\$100,000)</u>
Total Expense	\$0

Revenue

County Funding - County Project 50-32	\$100,000
County Funding - ROW set-aside	<u>(\$100,000)</u>
Total Revenue	\$0

; 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 if timely acquisition by direct negotiations of all properties does not appear possible.

Ayes: 7

- 9.6** Resolution No: 22-428
Approval Of Right Of Way Acquisition And Authorization To Initiate Quick-Take Condemnation For County Project 88-24 On CSAH 88 (292nd Street) In Randolph Township

Motion: Liz Workman

Second: Joe Atkins

WHEREAS, Dakota County and Randolph Township are partnering on County Project 88-24 (the "Project"); and

WHEREAS, the Project includes the segment of County State Aid Highway (CSAH) 88 from Trunk Highway (TH) 52 to TH 56; and

WHEREAS, the purpose and need for the Project is to improve safety, operations, and capacity along the Project corridor; and

WHEREAS, to address the purpose and need for the Project, the County is proposing to reconstruct CSAH 88 to address pavement quality, safety, and operational issues by improving drainage, modifying access, improving sight angles, and adding turn lanes; and

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

WHEREAS, the County utilized public engagement for this project, including a public open house on October 8, 2020, at Lake Byllesby Park and December 16, 2021, at United Methodist Church and presentations at the Randolph Township Meetings on September 15, 2020, May 24, 2022, and June 14, 2022; and

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

WHEREAS, CP 88-24 design has determined preliminary right of way needs

including permanent highway easement and temporary easement from the following two parcels:

PID: 31-15902-00-010

A permanent easement for highway purposes

Said easement contains approximately 17,894 square feet of new right of way.

PID: 31-01000-42-020

A permanent easement for highway purposes

Said easement contains approximately 29,623 square feet of new right of way.

An easement for highway purposes over, under, and across Outlot A, Byllesby Shores 3rd Addition, according to the recorded plat thereof, Dakota County, Minnesota.

Together with an easement for highway purposes over, under, and across part of the following described subject property:

That part of the Southwest Quarter of the Northwest Quarter, Section 10, Township 112 North, Range 18 West, Dakota County, Minnesota, described as follows:

Beginning at the northwest corner of said Southwest Quarter of the Northwest Quarter; thence South 89 degrees 42 minutes 18 seconds East, bearing assumed, along the north line of said Southwest Quarter of the Northwest Quarter, a distance of 250.00 feet; thence South 00 degrees 17 minutes 28 seconds East a distance of 447.60 feet; thence North 89 degrees 49 minutes 47 seconds West a distance of 250.00 feet to the West line of said Southwest Quarter of the Northwest Quarter; thence North 00 degrees 17 minutes 28 seconds West, along said west line, a distance of 448.15 feet to the point of beginning.

Said easement is described as follows:

Beginning at said northwest corner; thence South 89 degrees 42 minutes 18 seconds East, bearing assumed, along the said north line of said Southwest Quarter of the Northwest Quarter a distance of 56.19 feet; thence South 00 degrees 05 minutes 08 seconds West a distance of 99.51; thence southerly a distance of 354.30 feet along a tangential curve concave to the east having a radius of 1136.00 feet a central angle of 17 degrees 52 minutes 10 seconds to the south line of said subject property; thence North 89 degrees 49 minutes 47 seconds West along said south line a distance of 108.05 feet to the west line of said Southwest Quarter of the Northwest Quarter; thence North 00 degrees 17 minutes 28 seconds West along said west line, a distance of 448.15 feet to the point of beginning.

Said easement area containing approximately 47,517 Square Feet of new right of way.

; and

WHEREAS, one appraisal has been completed for two parcels by Nicollet Partners; and

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

WHEREAS, two parcels (PID: 31-15902-00-010 and PID: 31-01000-42-020) have been appraised, and the values have been presented to the County Board in a confidential spreadsheet.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the appraised value prepared by Nicollet Partners for the acquisition of the two parcels as described below for Dakota County Project 88-24 and authorizes County staff, in its discretion, to share the appraisal data with the respective landowner, including all or portions of the completed appraisals as part of the negotiation process; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby approves acquisition of the two parcels for County Project 88-24, at the approved appraised value, and authorizes payment from the 2022 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.

Ayes: 7

9.7 Resolution No: 22-429

Authorization To Execute Agreement With City Of Lakeville For Traffic Signal Installations At CSAH 31 (Pilot Knob) And 179th Street Intersection And At CSAH 23 (Cedar Avenue) And 185th Street Intersection

Motion: Liz Workman

Second: Joe Atkins

WHEREAS, to provide a safe and efficient transportation system, Dakota County (County) is partnering with the City of Lakeville (City) for projects to install new traffic signal systems at the County State Aid Highway (CSAH) 31 (Pilot Knob) and 179th Street and the CSAH 23 (Cedar Avenue) and 185th Street intersections; and

WHEREAS, installation of the traffic control signal system is justified and the appropriate traffic control for the intersection of CSAH 31 and 179th Street in consideration of additional traffic associated with a new CSAH 9 alignment,

future designation of 179th Street as CSAH 9 and overall operations; and

WHEREAS, installation of the traffic control signal system is justified and the appropriate traffic control for the intersection of CSAH 23 and 185th Street in consideration of the additional traffic associated with the extension of CSAH 60, designation of 185th Street as CSAH 60 and overall operations; and

WHEREAS, the County is the lead agency for the project to install the signal system at CSAH 31 and 179th Street; and

WHEREAS, the City is the lead agency for the project to install the signal system at CSAH 23 and 185th Street; and

WHEREAS, cost participation for design, engineering, and construction of the two new traffic signals will be in accordance with the adopted Cost Share Policy (Policy F.4 Traffic Signals), such that the County's cost share is 55 percent and the City's cost share is 45 percent; and

WHEREAS, cost participation for power and maintenance will be in accordance with Cost Share Policy (Policy F.17 Traffic Signal and Street Lighting Power Costs and Maintenance Responsibilities), such that the County cost share is 75 percent and the City cost share is 25 percent for power costs of the traffic signal and attached street lighting; and

WHEREAS, the County will operate and maintain the traffic signal systems, timing, and operation and the City will be responsible for streetlight maintenance and painting of the signal systems; and

WHEREAS, a joint powers agreement with the City of Lakeville is needed for signal installation and to define operation and maintenance costs and responsibilities.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the installation of a traffic control signal system at the intersection of County State Aid Highway (CSAH) 31 (Pilot Knob) and 179th Street and also at the intersection of CSAH 23 (Cedar Avenue) and 185th Street, in the City of Lakeville in accordance with Dakota County Transportation Plan (Policy M.9); and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute an agreement with the City of Lakeville for the installation, operation and maintenance of traffic signal systems at the intersection of CSAH 31 (Pilot Knob Road) and 179th Street and also at the intersection of CSAH 23 (Cedar Avenue) and 185th Street, subject to approval by the County Attorney's Office as to form.

Ayes: 7

9.8 Resolution No: 22-430
Approval Of Final Plats Recommended By Plat Commission

Motion: Liz Workman

Second: Joe Atkins

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:

EAGAN MOB

Eagan

Ayes: 7

REGULAR AGENDA

10. Legislative Update

Mike Erlandson with Downs gave an update at the Federal level. Erin Buie with Stinson gave an update at the State level. This item was on the agenda for informational purposes only. No direction was given.

11. Interagency Announcements/Reports

Interagency announcements and reports were then presented.

12. County Manager's Report

County Manager Matt Smith commented on the following:

- South St. Paul Library Groundbreaking is scheduled for this afternoon.
- Leaders in Local Government, congratulations to all nominated.
- Charlton Underpass Mural Unveiling is Friday, October 7, 2022

13. Information

13.1 Information

See Attachment for future Board meetings and other activities.

14. Adjournment

14.1 Resolution No: 22-431
Adjournment

Motion: Mary Hamann-Roland

Second: Mike Slavik

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

Kathleen A. Gaylord
Chair

ATTEST

Matt Smith
County Manager