



Dakota County

Board of Commissioners

Minutes

Tuesday, March 14, 2023

9:00 AM

Boardroom, Administration Center,
Hastings, MN

1. Call To Order And Roll Call

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

Absent: Commissioner Mike Slavik

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 Liz Workman who welcomed everyone and opened the meeting with the Pledge of Allegiance.

3. Audience

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

4. Agenda

4.1 Resolution No: 23-101
Approval of Agenda (Additions/Corrections/Deletions)

Motion: Laurie Halverson

Second: Mary Hamann-Roland

Ayes: 6

CONSENT AGENDA

The minutes from February 28, 2023 were inadvertently missing from the packet. They will be brought for approval at the March 28, 2023 County Board meeting. On a motion by Commissioner Halverson, seconded by Commissioner Hamann-Roland, the Consent agenda was approved as follows:

5. County Administration - Approval of Minutes**5.1** Approval of Minutes of Meeting Held on February 28, 2023

No vote was taken. The February 28, 2023 minutes will be brought to the March 28, 2023 County Board meeting for approval.

6. County Board/County Administration**6.1** Resolution No: 23-102
Appointment Of At-Large Commissioner To Dakota County Community Development Agency Board

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, a special law codified as Minn. Stat. § 383D.41, defines the membership of the Dakota County Community Development Agency (CDA) Board of Commissioners and membership consists of seven commissioners representing each of the seven Dakota County Board of Commissioner's districts; and

WHEREAS, Title 24, Part 964, Subpart E of the Code of Federal Regulations directs that the governing body of a public housing agency with the characteristics of the Dakota County CDA, must contain at least one public housing eligible resident board member; and

WHEREAS, during the 2016 Legislative Session, the Minnesota Legislature enacted an amendment to Minn. Stat. § 383D.41, subd. 5, authorizing the CDA Board to add an eighth At-Large Commissioner to the CDA Board to be filled by an eligible resident board member as defined by federal regulations; and

WHEREAS, eligible households and participants in the Housing Choice Voucher program were notified by mail that applications were being accepted through January 20, 2023; and

WHEREAS, the applications received were reviewed by the CDA Board Officers; and

WHEREAS, Dakota County CDA Board Officers have a recommendation for the At-Large Commissioner appointment to the CDA Board.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby appoints Muralidharan Velikolangara to the At-Large Commissioner position for a term of three years as provided in the Community Development Agency Bylaws.

Ayes: 6

6.2 Resolution No: 23-103
Appointment To Rosemount Research And Outreach Center Advisory Committee

Motion: Laurie Halverson

Second: Mary Hamann-Roland

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby recommends to the University of Minnesota the appointment of Physical Development Director, Georg Fischer to the Rosemount Research and Outreach Center at UMORE Park Advisory Committee for 2023.

Ayes: 6

6.3 Resolution No: 23-104

Appointment 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:

Public-Community - Rick Martagon

Ayes: 6

6.4 Resolution No: 23-105

Authorization To Amend 2023 County Board/Committee Of The Whole Meeting Schedule To Add Additional Special General Government And Policy Committees Of The Whole, Amend Meeting Time For Opioid Settlement Workshop

Motion: Laurie Halverson

Second: Mary Hamann-Roland

BE IT RESOLVED, That the County Board will hold additional Special General Government and Policy meetings that will be held at 10:00 a.m. (or following Regional Railroad Authority meeting) in Conference Room 3A, Administration Center in Hastings, on the following dates during the Legislative session to discuss legislative topics:

March 28, April 25, May 23

; and

BE IT FURTHER RESOLVED, That the Opioid Settlement Workshop scheduled for March 28, 2023, be amended to start at 10:30 a.m. (or following the Special Government and Policy Committee of the Whole) in Conference Room 3A, Administration Center, Hastings.

Ayes: 6

7. Enterprise Finance and Information Services

7.1 Resolution No: 23-106

Authorization To Execute Indefeasible Right To Use Agreement With City Of Eagan For Fiber Optic Use

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, the City of Eagan has constructed a fiber optic communications

system throughout its central business districts, which includes unused strands of fiber optic cable; and

WHEREAS, Dakota County is developing a broadband fiber optic network within Dakota County to facilitate electronic communications between government owned facilities and infrastructure; and

WHEREAS, to further the development of the fiber optic network, Dakota County requires use of the City of Eagan's fiber optic cable to connect the Range Valley Acres Gun Range and the Cedar Avenue Trailhead; and

WHEREAS, the City of Eagan requires the use of fiber into the gun range and the use of fiber between the Eagan City Hall and Northern Service Center; and

WHEREAS, by collaborating with the City of Eagan in the use of their existing fiber network Dakota County benefits by saving construction costs and by reducing duplicated resources.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Board Chair to execute an Indefeasible Right To Use agreement with the City of Eagan for fiber optic use, subject to approval by the County Attorney's Office as to form.

Ayes: 6

8. Physical Development

8.1 Resolution No: 23-107

Approval Of Right Of Way Acquisition And Authorization To Initiate Quick-Take Condemnation For Roundabout At Intersection Of County Road 11 And Burnsville Parkway In City Of Burnsville, County Project 11-27

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, to provide a safe and efficient transportation system, Dakota County and the City Burnsville (City) are proceeding with County Project (CP) 11-27; and

WHEREAS, CP 11-27 is the reconstruction of the intersection of County State Aid Highway (CSAH) 11 and Burnsville Parkway to a roundabout in the City of Burnsville; and

WHEREAS, Dakota County is the lead agency for CP 11-27 with right of way acquisition necessary in 2023 for construction to begin in the winter of 2024; and

WHEREAS, the County has been utilizing public engagement for this project that was initiated with property owner letters, a public open house hosted on May 12, 2022, a pop-up event on July 21, 2022, and multiple listserv project emails; and

WHEREAS, the acquisition from one parcel as identified in Attachment: Acquisition Map is necessary to move forward with CP 11-27; and

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

02-01700-33-020 - H. INC. - Parcel 2

A permanent easement for highway purposes over that part of the Northeast Quarter of the Northwest Quarter of Section 17, Township 115 North, Range 20 West, Dakota County, Minnesota described as follows:

Commencing at the northeast corner of said Northeast Quarter of the Northwest Quarter; thence on an assumed bearing of North 89 degrees 51 minutes 46 seconds West along the north line of said Northeast Quarter of the Northwest Quarter, a distance of 112.43 feet to the point of beginning of said easement to be described; thence continuing along said north line North 89 degrees 51 minutes 46 seconds West, a distance of 35.12 feet; thence South 04 degrees 36 minutes 22 seconds East, a distance of 180.00 feet; thence North 85 degrees 25 minutes 29 seconds East, a distance of 35.00 feet; thence North 04 degrees 36 minutes 22 seconds West, a distance of 177.11 feet to the point of beginning.

Permanent Easement Area: +/- 6250 square feet

A temporary easement for highway purposes over that part of the Northeast Quarter of the Northwest Quarter of Section 17, Township 115 North, Range 20 West, Dakota County, Minnesota described as follows:

Commencing at the northeast corner of said Northeast Quarter of the Northwest Quarter; thence on an assumed bearing of North 89 degrees 51 minutes 46 seconds West along the north line of said Northeast Quarter of the Northwest Quarter, a distance of 147.56 feet to the point of beginning of said easement to be described; thence continuing along said north line North 89 degrees 51 minutes 46 seconds West, a distance of 40.14 feet; thence South 04 degrees 36 minutes 22 seconds East, a distance of 225.00 feet; thence North 85 degrees 25 minutes 29 seconds East, a distance of 75.00 feet; thence North 04 degrees 36 minutes 22 seconds West, a distance of 41.70 feet; thence South 85 degrees 25 minutes 29 seconds West, a distance of 35.00 feet; thence North 04 degrees 36 minutes 22 seconds West, a distance of 180.00 feet to the point of beginning.

Temporary Easement Area: +/- 10393 square feet

; and

WHEREAS, the parcel has been appraised, and offers are being prepared for a total appraised value identified in the confidential spreadsheet; and

WHEREAS, the 2023 Transportation Capital Improvement Program Budget includes sufficient funds for CP 11-27 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 parcel to allow for a winter 2024 start date.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the appraised values prepared by Patchin Messner Valuation Counselors for the acquisition of the right of way for County Project 11-27 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 the acquisition of right of way for County Project 11-27 at the approved appraised values and, in accordance with County policy, authorizes payment from the 2023 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 of the remaining parcels to allow a winter 2023 start date in the event that timely acquisitions by direct negotiations of all parcels do not appear possible.

Ayes: 6

8.2 Resolution No: 23-108

Authorization To Award And Execute Contract With The Mathiowetz Construction Co. And Amend Transportation Budget For County State Aid Highway 47 And 85 Intersection Improvement, County Project 47-45

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, Dakota County is proceeding with County Project (CP) 47-45; and

WHEREAS, CP 47-45 is the reconstruction of the intersection of County State Aid Highway (CSAH) 47 (Northfield Boulevard) and CSAH 85 (Goodwin Avenue) in Vermillion Township; and

WHEREAS, CP 47-45 is scheduled for construction in 2023; and

WHEREAS, the 2023 Transportation Capital Improvement Program (CIP) Adopted Budget includes \$2,000,000 for the construction of CP 47-45; and

WHEREAS, the adopted 2023 Transportation CIP budget includes sufficient funds in its County Fund balance budget; and

WHEREAS, the bid of The Mathiowetz Construction Co. in the amount of \$2,749,492.76 was the lowest responsive and responsible bid received; and

WHEREAS, The Mathiowetz Construction Co. will be eligible for up to a \$50,000 incentive for constructing pavement that exceeds density and smoothness specifications; and

WHEREAS, the estimated total construction cost is \$2,950,715, including pavement incentives, testing, and potential contract changes; and

WHEREAS, the 2023 Transportation Capital Improvement Program (CIP) Budget requires amendment for CP 47-45 in order to proceed with the construction contract; and

WHEREAS, the Transportation CIP County Fund balance contains sufficient funds to account for the budget amendment of CP 47-45 in the amount of \$674,495 bringing the total project budget to \$3,174,495; and

WHEREAS, staff recommends awarding the bid to and authorizing execution of a contract with The Mathiowetz Construction Co. and amending the 2023 Transportation CIP.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby awards the bid and authorizes the Physical Development Director to execute a contract with The Mathiowetz Construction Co. for County Project 47-45 in the amount of \$2,749,492.76 based on their low bid, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the contract amount may be increased by up to \$50,000.00 for additional costs of pavement incentives met by The Mathiowetz Construction Co., as specified in the contract documents; and

BE IT FURTHER RESOLVED, That the 2023 Transportation Capital Improvement Program Adopted Budget is hereby amended as follows:

Expense

County Project 47-45	<u>\$674,475</u>
Total Expense	\$674,475

Revenue

County Funds	<u>\$674,475</u>
Total Revenue	\$674,475

Ayes: 6

8.3 Resolution No: 23-109
Authorization To Execute Encroachment Agreement With Northern States
Power Company For County State Aid Highway 33 And 140th
Street/Connemara Trail Roundabout Improvement, County Project 33-15

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, to provide a safe and efficient transportation system, Dakota County and the Cities of Apple Valley and Rosemount are proceeding with County Project (CP) 33-15; and

WHEREAS, CP 33-15 will construct a single-lane roundabout at County State Aid Highway (CSAH) 33 (Diamond Path) and 140th Street/Connemara Trail, restripe 140th Street as a three-lane roadway from CSAH 31 (Pilot Knob Road) to CSAH 33, complete pavement preservation work on CSAH 33 from CSAH 42 (150th Street) to 140th Street/Connemara Trail, and restripe CSAH 33 from 145th Street to 140th Street/Connemara Trail as a two-lane roadway with turn lanes; and

WHEREAS, to address the purpose and need for this Project, safety will be improved along the corridor by constructing a single-lane roundabout at CSAH 33 and 140th Street/Connemara Trail, reducing the number of lanes on 140th Street from CSAH 31 to CSAH 33 and on CSAH 33 from 145th Street to 140th Street/Connemara Trail and adding turn lanes; and

WHEREAS, Dakota County and the Cities of Apple Valley and Rosemount are partnering on the Project; and

WHEREAS, portions of the CSAH 33 and 140th Street/Connemara Trail roundabout will cross Northern States Power Company's (NSP) existing electrical transmission line easement that runs north-south along the east side of CSAH 33; and

WHEREAS, NSP's electrical transmission line and poles are within their own easement at the crossing locations of the CSAH 33 and 140th Street/Connemara Trail roundabout; and therefore, an encroachment agreement is needed to complete the CP 33-15 work within the easement; and

WHEREAS, in order to proceed with the project, NSP is requesting that Dakota County execute an encroachment agreement with NSP to identify responsibilities and approved encroachments associated with CP 33-15 crossing the NSP easement; and

WHEREAS, staff recommends execution of an encroachment agreement with NSP identifying the responsibilities of the County and NSP associated with encroachment of CP 33-15 on the electrical transmission line easement.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute

an encroachment agreement with Northern States Power Company for the portion of County State Aid Highway 33 within Northern States Power Company's electrical transmission line easement, subject to approval by the County Attorney's Office as to form.

Ayes: 6

8.4 Resolution No: 23-110

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:

VERMILLION COMMONS 2ND ADDITION Farmington

Ayes: 6

8.5 Resolution No: 23-111

Authorization To Submit Minnesota GreenCorps Host Site Application To Minnesota Pollution Control Agency For Minnesota GreenCorps Member And If Awarded, Authorization To Execute Host Site Agreement

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, the County Board adopted Strategic Plan Goals for a healthy environment with quality natural areas and a successful place for business and jobs; and

WHEREAS, the Dakota County Solid Waste Master Plan (Master Plan) was adopted by Resolution No. 18-493 (September 18, 2018) and includes strategies to implement waste reduction and reuse programs; and

WHEREAS, the Minnesota Pollution Control Agency (MPCA), in partnership with the AmeriCorps Program, has developed the Minnesota GreenCorps Program (Program), a statewide initiative to preserve and protect Minnesota's

environment while training a new generation of environmental professionals; and

WHEREAS, the MPCA Minnesota GreenCorps Program aligns directly with the County's Strategic Plan Goal and Master Plan waste reduction and reuse strategies; and

WHEREAS, staff proposes to apply to be a Host Site for a Minnesota GreenCorps Member to help support County waste reduction and reuse program efforts; and

WHEREAS, the Host Site Application deadline is March 14, 2023, for Minnesota GreenCorps Member projects that begin in September 2023 and end in August 2024, and

WHEREAS, Dakota County is expected to provide in-kind contributions in the form of supervision (0.10 full-time equivalent) and operating and equipment costs associated with hosting a Minnesota Green Corps Member; and

WHEREAS, staff is committed to implementing the proposed project as described in the host site application.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes staff to submit a Host Site Application for a Minnesota GreenCorps Waste Reduction, Recycling, and Organics Member for September 2023 to August 2024 services; and

BE IT FURTHER RESOLVED, That, if the application is awarded, the Dakota County Board of Commissioners hereby authorizes the Environmental Resources Director to execute a Host Site Agreement with the Minnesota Pollution Control Agency, subject to approval by the County Attorney's Office as to form.

Ayes: 6

9. Public Safety

9.1 Resolution No: 23-112

Authorization To Execute Joint Powers Agreement With Cities Of Mendota Heights, South St. Paul, West St. Paul And Inver Grove Heights For Emergency Management Planning

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, since 2013 and with the approval of the Dakota County Board of Commissioners, the Sheriff has provided Emergency Management Planning Services to the Cities of Mendota Heights, South St. Paul, West St. Paul, and Inver Grove Heights; and

WHEREAS, the Cities of Mendota Heights, South St. Paul, West St. Paul, and Inver Grove Heights have requested that the Sheriff continue to provide

Emergency Management support through individual joint powers agreements (JPA's) for a three-year period; and

WHEREAS, the Dakota County Sheriff agrees to enter into individual JPA's and provide these Cities with Emergency Management Planning support with an already-approved sub-contractor for the period of January 1, 2023 through December 31, 2025.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Sheriff to execute individual joint powers agreements (JPA's) with the cities of Mendota Heights, South St. Paul, West St. Paul, and Inver Grove Heights, where the Dakota County Sheriff will provide Emergency Management support through its sub-contractor, for the period of January 1, 2023 through December 31, 2025, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Sheriff or his designee shall report to the County Board regarding the volume of services provided the Cities of Mendota Heights, South St. Paul, West St. Paul And Inver Grove Heights pursuant to the JPA's, prior to any request for a renewal of the JPA's.

Ayes: 6

9.2 Resolution No: 23-113

Authorization To Execute Joint Powers Agreement With City Of Farmington For Emergency Management Planning

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, the City of Farmington has requested that the Dakota County Board of Commissioners approve a joint powers agreement (JPA) for Emergency Management support; and

WHEREAS, the Dakota County Board of Commissioners is willing to enter into the proposed JPA; and

WHEREAS, the Dakota County Sheriff has agreed to provide the City of Farmington Emergency Management Planning support with an already approved sub-contractor.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes it's Chair to execute a joint powers agreement (JPA) with the City Of Farmington pursuant to which the Dakota County Sheriff will provide Emergency Management Planning support through an already approved sub-contractor; and

BE IT FURTHER RESOLVED, That this agreement covers the period of January 1, 2023, through December 31, 2025, subject to approval of the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Sheriff or his designee shall report to the County Board regarding the volume of services provided the City of Farmington pursuant to the JPA, prior to any request for a renewal of the JPA.

Ayes: 6

10. Public Services and Revenue

10.1 Resolution No: 23-114

Approval Of Intoxicating Liquor Consumption And Display (Set Up) Permit For United Steel Workers, Local 662

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, the United Steel Workers, Local 662 has submitted to the Commissioner of Public Safety an application for an on-business-premises intoxicating liquor Consumption and Display (Set Up) Permit for the period of April 1, 2023 through March 31, 2024; and

WHEREAS, pursuant to Minn. Stat. § 340A.414, a Consumption and Display Permit issued by the Commissioner of Public Safety is not effective until approved by the local government where the establishment is located; and

WHEREAS, the United Steel Workers, Local 662 businesses premises is located in Vermillion Township in Dakota County; and

WHEREAS, the County Attorney and County Sheriff have reviewed the application and find that the applicant is eligible to receive a permit.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the following application for an on premises intoxicating liquor Consumption and Display permit for the period of April 1, 2023 through March 31, 2024, and recommends issuance of the permit by the State Alcohol and Gambling Enforcement Division upon payment of the proper fees: Vermillion Township:

United Steelworkers, Local 662 \$271.00 Consumption and Display (Set Up) Permit

Ayes: 6

10.2 Resolution No: 23-115

Authorization To Upgrade Electronic Pollbook Equipment And Amend Master Software License And Service Agreement With Know Ink, LLC And Authorization To Execute Cost-Sharing Agreements With Cities, Townships And School Districts

Motion: Laurie Halverson

Second: Mary Hamann-Roland

WHEREAS, electronic pollbooks improve the voter experience, safeguard data, prevent duplicate voting, enforce voter registration procedures and improve reporting speed of elections in the County; and

WHEREAS, the Know Ink, LLC electronic pollbook system the standard used in Dakota County polling places since 2018; and

WHEREAS, replacing aging equipment with updated hardware before it reaches its end of life will ensure the County can continue to run the most up to date software and operating systems possible; and

WHEREAS, the County can purchase electronic pollbooks and related equipment from Know Ink, LLC through the State of Minnesota's Cooperative Purchasing Venture.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Director of Public Services and Revenue to execute a purchasing order with Know Ink, LLC to purchase electronic pollbooks and related equipment through the State's Cooperative Purchasing Venture Program and amend the Master Software License and Services agreement; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Director of Public Services and Revenue to execute cost-sharing agreements with cities, townships and school districts.

Ayes: 6

REGULAR AGENDA

11. Physical Development

11.1 Resolution No: 23-116

Approval Of Up To \$9 Million American Rescue Plan Funds To Dakota County Community Development Agency For Nicols Pointe Project And Amendment Of 2023 Non-Departmental Budget

Motion: Laurie Halverson

Second: William Droste

Community Development Agency Executive Director Tony Schertler briefed this item and responded to questions.

WHEREAS, Dakota County received \$83.3 million of American Rescue Plan (ARP) State and Local Fiscal Recovery Funds (SLFRF) in 2021; and

WHEREAS, the U.S. Department of Treasury published a Final Rule on January 6, 2022, detailing ARP SLFRF eligible uses; and

WHEREAS, the construction of affordable housing is an eligible use of ARP SLFRF funds; and

WHEREAS, the Final Rule states "...development, repair, and operation of affordable housing and services or programs to increase long-term housing

security” is an enumerated eligible use to respond to the negative economic impacts of the pandemic on households and communities; and

WHEREAS, the Dakota County Community Development Agency (CDA) is seeking financing to develop, own, and operate Nicols Pointe, a 24-unit apartment building in Eagan that will be affordable to persons aged 55 and up, with a preference for Veterans and income-restricted to households at or below 60 percent of Area Median Income; and

WHEREAS, the CDA is a well-established and respected developer that has developed 56 developments with 2,632 units located throughout Dakota County over the last 30 years.

NOW, THEREFORE, BE IT RESOLVED, That up to \$9 million of American Rescue Plan State and Local Fiscal Recovery Funds is approved for the Dakota County Community Development Agency’s Nicols Pointe Project; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby amends the 2023 Non-Departmental Budget as follows:

Expense

Dakota County ARP Expense	(\$ 9,000,000)
ARP - Nicols Pointe Project	<u>\$ 9,000,000</u>
Total Expense	\$0

Revenue

Dakota County ARP Funding	(\$ 9,000,000)
ARP - Nicols Pointe Funding	<u>\$ 9,000,000</u>
Total Revenue	\$0

Ayes: 6

12. Interagency Announcements/Reports

Interagency announcements and reports were then presented.

13. County Manager's Report

County Manager Matt Smith gave an update on the following:

- This evening (March 14, 2023) at 5:30 p.m. there will be a Community Meeting on the National Opioid Settlement Funds at the Northern Service Center, 1 Mendota Road West, Conference Room 110, West St. Paul.

14. Information

14.1 Information

See Attachment for future Board meetings and other activities.

15. Adjournment

15.1 Resolution No: 23-117
Adjournment

Motion: Mary Hamann-Roland

Second: William Droste

On a motion by Commissioner Hamann-Roland, seconded by Commissioner Droste, the meeting was adjourned at 9:14 a.m.

Ayes: 6

Liz Workman
Chair

ATTEST

Matt Smith
County Manager