Dakota County
Board of Commissioners
Minutes

Tuesday, November 29, 2022 **6:00 PM** **Boardroom, Administration Center, Hastings, MN**

BUDGET AND LEVY PUBLIC HEARING

1. Call To Order And Roll Call

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

Excused: Commissioner Joe Atkins

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

Also in attendance were Matt Smith, County Manager; 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 6:00 p.m. by Chair Kathleen A. Gaylord who welcomed everyone and opened the meeting with the Pledge of Allegiance.

3. Agenda

3.1 Resolution No: 22-515
Approval of Agenda (Additions/Corrections/Deletions)

Motion: Mary Hamann-Roland Second: Laurie Halverson

Ayes: 6

Excused: 1

4. Public Hearing

4.1 Resolution No: 22-517
Public Hearing To Receive Comments On 2023 Off Sale Intoxicating Liquor License Applications And Approval Of All 2023 Intoxicating Liquor Licenses

Motion: Laurie Halverson Second: Mike Slavik

The time being 6:06 p.m., and pursuant to public notice, a public hearing was

conducted for the purpose of receiving comments on 2023 Off Sale Intoxicating Liquor License Applications. Public Services and Revenue Deputy Director Teresa Mitchell briefed this item and the public hearing was opened. There were no comments received. The public hearing was unanimously closed at 6:07 p.m. (Resolution No. 22-516).

There was a motion by Commissioner Halverson, seconded by Commissioner Slavik that resulted in an unanimous vote. This motion did not define any action by resolution and therefore is not officially recorded. There was confusion around this item having two resolutions, when it only had one.

The following motion and second was defined for approval of all 2023 Liquor Licenses.
A motion by Commissioner Hamann-Roland, seconded by Commissioner Halverson for approval of all 2023 Intoxicating Liquor Licenses was approved unanimously as follows:

WHEREAS, a public hearing is required for the purpose of receiving comments and informing the public on applications for off sale intoxicating liquor licenses; and

WHEREAS, all interested parties were notified of the date, time and location of the public hearing on the Simman LLC, dba Castle Rock Bar and Gill, On and Off Sale Intoxicating and Sunday Sales license application and the Woody's Liquor Box, Inc., Off Sale Intoxicating license application; and

WHEREAS, on November 29, 2022 at 6:00 p.m., the Dakota County Board of Commissioners conducted a public hearing on the Simman LLC, dba Castle Rock Bar & Grill, and Woody's Liquor Box, Inc. license applications; and

WHEREAS, a county may not issue or renew a retail license to sell any alcoholic beverages until the County Board has received a written certification from the Sheriff and County Attorney that to the best of their knowledge the application is eligible to be license under Minn. Stat. § 340A.402 and Minn. Rules § 7515.0410; and

WHEREAS, the applications have been approved by the Townships of Douglas, Empire, Marshan, Nininger, Randolph and Ravenna, with the exception of Castle Rock that intends to review the application on December 13, 2022 and the County's action is contingent on Castle Rock Townships approval.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the following 2023 intoxicating liquor licenses and authorizes the Public Services and Revenue Division to issue the licenses upon payment of the fees:

<u>Castle Rock Township:</u>
Simman LLC, dba Castle Rock Bar and Gill - On and Off Sale Intoxicating and

Sunday Sales

Douglas Township:
Gopher Hills, Inc. - On Sale and Sunday Sale

Empire Township:
Newman Golf Investors, LP dba Southern Hills Golf Course - On Sale and Sunday Sale

Marshan Township:
Hidden Greens, Inc - On Sale and Sunday Sale
Little Log House Properties, Inc. - On Sale and Sunday Sale
Bellwood Oaks, Inc. - On Sale and Sunday Sale

Nininger Township:
Emerald Greens Golf, LLC - On Sale and Sunday Sale

Randolph Township:
Woody's Liquor Box, Inc. - Off Sale Intoxicating
Cannon Golf Club, Inc. - On Sale and Sunday Sale

Ravenna Township:
Almquist Farm LLC - On Sale and Sunday Sale

Ayes: 6

Excused: 1

4.2 Resolution No: 22-519
Public Hearing To Receive Comments On 2023-2027 Capital Improvement Program Budget

Motion: Mary Hamann-Roland Second: Liz Workman

The time being 6:11 p.m., and pursuant to public notice, a public hearing was conducted for the purpose of receiving comments on 2023-2027 Capital Improvement Program Budget. Physical Development Deputy Director Erin Stwora briefed this item and the public hearing was opened. Comments submitted from Cities were distributed to the Board. There were no other comments received. The public hearing was unanimously closed at 6:12 p.m. (Resolution No. 22-518).

Although there was no resolution in the board packet asking for approval of the 2023-2027 Capital Improvement Program there was a motion by Commissioner Hamann-Roland, seconded by Commissioner Workman for approval of 2023-2027 Capital Improvement Program. Commissioner Holberg voted no.

WHEREAS, the General Government Policy Committee of the Whole reviewed the 2023-2027 Draft Capital Improvement Program (CIP) Budget on October 4, 2022; and

WHEREAS, the Physical Development Committee reviewed the 2023-2027 Draft CIP on October 11, 2022; and

WHEREAS, Minn. Stat. § 373.40, subd. 3, requires the County to conduct a public hearing prior to the adoption of the County Manager's Recommended CIP Budget; and

WHEREAS, by Resolution No. 22-451 (October 18, 2022), the Dakota County Board of Commissioners released the draft 2023-2027 CIP for formal review and comment; and

WHEREAS, additional comments are sought during a public hearing.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby conducts a public hearing on November 29, 2022 at 6:00 p.m., in the Boardroom, Administration Center 1590 Highway 55, Hastings, Minnesota, to receive comments on the 2023-2027 County Manager's Recommended Capital Improvement Budget.

Ayes: 5

Nay: 1

Excused: 1

4.3 Resolution No: 22-521
Public Hearing To Receive Comments On Eligible Projects For County Transportation Sales And Use Tax Funds

Motion: Mary Hamann-Roland Second: Laurie Halverson

The time being 6:15 p.m., and pursuant to public notice, a public hearing was conducted for the purpose of receiving comments on Eligible Projects For County Transportation Sales and Use Tax Funds. Regional and Multi-Modal Transportation Manager Gina Mitteco briefed this item and the public hearing was opened. There were no comments received. The public hearing was unanimously closed at 6:16 p.m. (Resolution No. 22-520).

A motion by Commissioner Hamann-Roland, seconded by Commissioner Halverson for approval to dedicate proceeds of the Dakota County Sales and Use Tax to the following projects was approved as follows. Commissioner Holberg voted no.

WHEREAS, Minn. Stat. § 297A.993 (the Act) authorizes the Dakota County Board to levy up to one-half of one percent sales and use tax and an excise tax of $20 per motor vehicle to fund statutorily defined transportation and transit projects; and

WHEREAS, by Resolution No. 17-364 (June 20, 2017), the Dakota County

Board enacted a quarter-cent sales tax and $20 excise tax on new vehicle sales starting October 1, 2017, to fund identified transitway, transit expansion, regional County highway, trail, and trunk highway transportation projects; and

WHEREAS, Dakota County has identified a proposed updated list of transportation projects eligible for Transportation Sales and Use Tax funds based on the needs identified in the Draft 2040 Transportation Plan and through the development of the 2023-2027 Draft Capital Improvement Program; and

WHEREAS, the Act allows the County Board to dedicate the proceeds of the Transportation Sales and Use Tax to a new enumerated project by resolution after a public hearing; and

WHEREAS, the County Board held a public hearing on the date hereof following the publication of notice as required by the Act.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners dedicates the proceeds of the Dakota County Transportation Sales and Use Tax to the following projects:

METRO Orange Line Bus Rapid Transit (BRT): capital and operating costs

METRO Orange Line Extension BRT: capital and operating costs

CSAH 46 Expansion: from TH 3 to TH 52 in Rosemount and Empire Township

CSAH 46 Reconstruction: from Pleasant Drive to TH 61 in Hastings

CSAH 32 Expansion: from CSAH 71 to TH 52 in Inver Grove Heights

CSAH 42 Management improvements: from the western county Line to TH 52 in Burnsville, Apple Valley, and Rosemount

CSAH 86 Reconstruction: from the western county line to TH 3 in Greenvale, Eureka, and Castle Rock Townships

CSAH 23 Pedestrian overpass: at 140th Street in Apple Valley

CSAH 60 Expansion: from CSAH 9 (Dodd) to Highview in Lakeville

CSAH 88 Reconstruction: from CR 94 to TH 56 in Randolph Township

CSAH 88 Reconstruction: from TH 56 to west of Finch Ct in Randolph Township

CSAH 91 Reconstruction: from 210th to TH 316 in Marshan Township

CSAH 91 Reconstruction: from Miesville Trail to TH 61, Miesville, Douglas Township

TH 77 mobility improvements/E-ZPass expansion: in Apple Valley and Eagan

TH 3 safety and mobility improvements: from 55th Street to TH 55 in Inver Grove Heights

TH 3 safety and mobility improvements: from TH 149 to downtown Rosemount in Eagan, Inver Grove Heights, and Rosemount

TH 55 safety and mobility improvements: from TH 52 to General Sieben Drive in Rosemount, Nininger Township, and Hastings

TH 52 and CSAH 62/66 area interchange: in Vermillion Township

I-35 mobility improvements/E-ZPass extension to CSAH 50 in Burnsville and Lakeville, including I-35 and CSAH 50 interchange reconstruction in Lakeville

I-494 and Future CSAH 63 interchange: in Inver Grove Heights

TH 13 corridor improvements: from the western county line to Nicollet Avenue in Burnsville

TH 50 safety improvements: from TH 52 to TH 20/61 in Hampton and Douglas Townships

Non-transitway transit service expansion capital and operating costs (up to $420,000 annually)

River to River Greenway Regional Trail: Mendota Heights, West St Paul, and South St Paul

Vermillion Highlands Greenway Regional Trail: Rosemount

North Creek Greenway Regional Trail: Apple Valley, Lakeville, and Farmington

Lake Marion Greenway Regional Trail: Lakeville and Burnsville

Mississippi River Greenway Regional Trail: South St Paul

Rosemount Greenway: Rosemount

Vermillion River Greenway: Hastings

Mendota to Lebanon Hills Greenway: Eagan, Inver Grove Heights

Greenway collaborative

Greenway wayfinding installation

Ayes: 5

Nay: 1

Excused: 1

4.4 Resolution No: 22-522
Public Hearing To Receive Comments On Proposed 2023 Dakota County Budget And Levy

Motion: Mike Slavik Second: Laurie Halverson

The time being 6:25 p.m., and pursuant to public notice, a public hearing was conducted for the purpose of receiving comments on Proposed 2023 Dakota County Budget and Levy. Budget Manager Paul Sikorski briefed this item and the public hearing was opened. There were no comments received. The public hearing was unanimously closed at 6:26 p.m. (Resolution No. 22-522).

WHEREAS, Minn. Stat. § 275.065, subd. 3(c), requires the County to conduct a public hearing to allow public input prior to the final budget and levy determination; and

WHEREAS, budget workshops were held November 14-15, 2022; and

WHEREAS, additional comments are sought during a public hearing.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby conducts a public hearing on November 29, 2022 at 6:00 p.m., in the Boardroom, Administration Center 1590 Highway 55, Hastings, Minnesota, to receive comments on the proposed 2023 Dakota County Budget and Levy.

Ayes: 6

Excused: 1

5. Adjournment

5.1 Resolution No: 22-523
Adjournment

Motion: Mary Hamann-Roland Second: Mike Slavik

On a motion by Commissioner Hamann-Roland, seconded by Commissioner Slavik, the meeting was adjourned at 6:27 p.m.

Ayes: 6

Excused: 1

Kathleen A. Gaylord
Chair

ATTEST

Matt Smith
County Manager