



Dakota County

Board of Commissioners

Agenda

Tuesday, April 19, 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 On Dakota County Fiscal Year 2022 Annual Action Plan For Community Development Block Grant, HOME Investment Partnerships, And Emergency Solutions Grant Programs
 - 5.2 *Physical Development Administration* - Public Hearing To Receive Comments On Dakota County HOME Investment Partnerships American Rescue Plan Program
 - 5.3 *Public Services and Revenue Administration* - Public Hearing To Receive Comments On Redistricting Plan And Adoption Of Redistricting Plan For Dakota County Commissioner Districts

- 5.4** *Public Services and Revenue Administration* - Public Hearing To Receive Comments On Redistricting Plan And Adoption Of Redistricting Plan For Dakota County Soil And Water Conservation Districts

CONSENT AGENDA

6. County Administration - Approval of Minutes

- 6.1** Approval of Minutes of Meeting Held on April 5, 2022

7. Items Recommended By Board Committee*

- 7.1** *Social Services* - Update On Mental Health Crisis Follow-up Services Expansion Plan And Authorization To Execute Joint Powers Agreements With Dakota County Law Enforcement Agencies For Social Services Public Safety Embedded Social Worker Partnerships
- 7.2** *Office Of The County Manager* - Authorization To Submit Resolution Requesting Federal Funding For Priority Projects
- 7.3** *Environmental Resources* - Authorization To Execute Joint Powers Agreement With City Of Rosemount To Operate Residential Organics Drop-Off Site
- 7.4** *Environmental Resources* - Authorization To Establish Drinking Water Treatment System Pilot Grant Program For Low-Income Residents With High Levels Of Water Contamination
- 7.5** *Parks, Facilities, and Fleet Management* - Authorization To Execute Contract With Native Resource Preservation LLC For Lebanon Hills Woodland Vegetation Management
- 7.6** *Parks, Facilities, and Fleet Management* - Authorization To Submit Grant Application To National Scenic Byways Program, To Accept Grant If Awarded, And To Execute Grant Agreement
- 7.7** *Parks, Facilities, and Fleet Management* - Authorization To Accept 2021 Metropolitan Council Equity Grant And Amend 2022 Parks Capital Improvement Program Budget

8. County Board/County Administration

- 8.1** *Office Of The County Manager* - Proclamation Of County Government Appreciation Day

9. Enterprise Finance and Information Services

- 9.1** *Information Technology* - Authorization To Amend Contract With Granicus, Inc., For High-Definition Encoder And Closed Captioning

9.2 *Finance* - Report On Invoices Paid In March 2022

10. Physical Development

10.1 *Physical Development Administration* - Approval Of Amendment To City Of Lakeville Community Development Block Grant Program

10.2 *Environmental Resources* - Authorization To Execute New Joint Powers Agreement And Second Amendment To Existing Joint Powers Agreement With City Of West St. Paul And West St. Paul Economic Development Authority For Thompson Oaks River To River Greenway Segment Project

10.3 *Parks, Facilities, and Fleet Management* - Award Of Bid And Authorization To Execute Contract With Ebert, Inc. For Museum Renovation Project

10.4 *Transportation* - Authorization To Execute Contract With Kimley-Horn, Design Services For County Project 63-32, Delaware Avenue School Safety Improvements

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

REGULAR AGENDA

11. Legislative Update

12. Community Services

12.1 *Public Health* - Acknowledgment Of 2022 Public Health Achievement Awards

13. Closed Executive Session

13.1 *Office Of The County Manager* - Closed Session: Legal Strategy For Acquisition Of Property From Roger J. Troska And Bonnie Mae Troska For County Project 98-006

13.2 *Office Of The County Manager* - Closed Session: Legal Strategy For Acquisition Of Property From Mosaic Crop Nutrition, LLC For County Project 98-006

13.3 *Office Of The County Manager* - Closed Session: Legal Strategy For S.M. Hentges & Sons, Inc., v. Dakota County Litigation

14. 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

15. County Manager's Report**16. Information****16.1 Information**

See Attachment for future Board meetings and other activities.

17. Adjournment**17.1 Adjournment**

* Designates items discussed in Board Committee(s)

For more information, call 651-438-4417

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Public Comment can be sent to CountyAdmin@co.dakota.mn.us



Board of Commissioners

Request for Board Action

Item Number: DC-994

Agenda #: 4.1

Meeting Date: 4/19/2022

Approval of Agenda (Additions/Corrections/Deletions)



Board of Commissioners

Request for Board Action

Item Number: DC-940

Agenda #: 5.1

Meeting Date: 4/19/2022

DEPARTMENT: Physical Development Administration

FILE TYPE: Regular Action

TITLE

Public Hearing To Receive Comments On Dakota County Fiscal Year 2022 Annual Action Plan For Community Development Block Grant, HOME Investment Partnerships, And Emergency Solutions Grant Programs

PURPOSE/ACTION REQUESTED

Conduct a public hearing to receive comments on the draft Dakota County Fiscal Year (FY) 2022 Annual Action Plan (2022 Action Plan) for the Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), and Emergency Solutions Grant (ESG) Programs.

SUMMARY

The Dakota County Community Development Agency (CDA) administers the federal CDBG, HOME, and ESG programs on behalf of Dakota County. These federal programs receive annual grants in amounts determined by Congress to be used towards housing and community development activities. The FY 2022 Action Plan outlines the strategies and objectives for CDBG, HOME, and ESG funds to local governments and housing providers in Dakota County. The proposed activities for the U.S. Department of Housing and Urban Development (HUD) funds meet the priorities established in the Five-Year Consolidated Plan (2020-2024) approved by Resolution No. 20-231 (May 5, 2020). HUD has not released the grant amounts for the three entitlement programs for FY 2022. Until the grant amounts are released, staff is using the FY 2021 budget amounts for planning purposes. Changes to the grant amounts are discussed in each program's section below. The Executive Summary of the draft FY 2022 Action Plan, affidavits of the public hearing notice, and brief summaries of the three entitlement programs are included as attachments.

CDBG. Dakota County was allocated \$1,938,727 in FY 2021 CDBG funds. Funding for activities generally will be increased or decreased proportionally depending on any increase or decrease to the grant amount. Proposed uses for the FY 2022 CDBG grant are as follows: affordable housing rehab (62%), public services (12.5%), neighborhood revitalization (5%), public facilities (1.5%), planning (8%), and grant administration (11%). There is an additional estimated \$600,000 for residential rehab activities from revolving loan income, which can only be used for residential rehab projects. Based on applications received from participating communities, the CDA recommends 28 city activities and five Countywide activities be funded.

HOME. The Dakota County HOME Consortium FY 2021 allocation was \$2,417,681. With program income, the total available funding to date for the Consortium is \$2,774,832. Planned uses for the Dakota County HOME funds totaling \$978,303, including program income, are Burnsville Crossing, a

new 60-unit affordable unit affordable to residents at or below 60 percent Area Median Income in the City of Burnsville (36%); Nicols Pointe, a proposed 24-unit affordable housing development for persons over the age of 55 in the City of Eagan (25%); a future affordable housing development at a site to be determined (11%); Community Housing Development Organization (CHDO) activities (14%); and grant administration (14%). If HOME funds are decreased or increased, the funds for a future affordable housing development will be adjusted. The CDA recommends the five Dakota County activities receive HOME funds.

ESG. Dakota County was allocated \$164,454 in ESG funds in FY 2021. Planned uses for the FY 2022 ESG funds include rapid re-housing activities (76%), emergency shelter operations (16%), Homeless Management Information System (HMIS) (0.5%), and grant administration (7.5%). The Affordable Housing Coalition approved the ESG budget on February 10, 2022, and recommended the activities be funded. If funding is increased or decreased, the rapid re-housing activity will be adjusted.

RECOMMENDATION

Dakota County and CDA staff recommend the County Board conduct a public hearing to receive comments on the draft Dakota County Fiscal Year 2022 Annual Action Plan.

EXPLANATION OF FISCAL/FTE IMPACTS

For FY 2022, Dakota County is anticipated to receive a CDBG grant of \$1,938,727, a HOME grant of \$978,303, including program income (Consortium total of \$2,774,832), and an ESG grant of \$164,454.

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

RESOLUTION

WHEREAS, Dakota County is an Entitlement County for funds through the Community Development Block Grant (CDBG) Program and Emergency Solutions Grant (ESG) Program and a Participating Jurisdiction for the HOME Investment Partnerships (HOME) Program; and

WHEREAS, Dakota County's Participating Jurisdiction status under the HOME Program pertains to a multi-jurisdiction consortium created in 1992 that includes Anoka, Washington, and suburban Ramsey Counties, and the City of Woodbury (HOME Consortium); and

WHEREAS, Dakota County is designated as the "Lead Agency" for the HOME Consortium, responsible for certain administrative and reporting functions of the HOME Program; and

WHEREAS, the Dakota County Community Development Agency (CDA) administers the CDBG, ESG, and HOME programs on behalf of Dakota County, thereby requiring agreements between the U.S. Department of Housing and Urban Development (HUD) and Dakota County for the CDBG, ESG, and HOME funds and between Dakota County and the Dakota County CDA for CDBG, ESG, and HOME program administration; and

WHEREAS, HUD further requires the development and submission of the Fiscal Year (FY) 2022 Annual Action Plan that proposes allocation of the annual CDBG, HOME, and ESG funds to local governments and housing providers in the County; and

WHEREAS, CDA staff collaborated with participating communities to identify CDBG, HOME, and ESG activities for FY 2022; and

WHEREAS, the proposed activities for HUD funds meet the housing and community development priorities identified in the approved 2020-2024 Five-Year Consolidated Plan; and

WHEREAS, HUD has not released the grant amounts for the three entitlement programs for FY 2022, and the draft 2022 Annual Action Plan uses the FY 2021 approved budgets for the three programs for planning purposes; and

WHEREAS, if there are changes to the budget amounts when HUD releases the final FY 2022 grant amount, the budgets will be amended as follows: the CDBG budget generally will be increased or decreased proportionally depending on any increase or decrease to the grant amount; the HOME budget generally will be increased or decreased proportionally depending on any increase or decrease to the grant amount except that the budget for the Community Housing Development Organization (CHDO) activities will remain at 15 percent; and the rapid re-housing activity budget will be increased or decreased depending on any increase or decrease to the ESG budget; and

WHEREAS, the anticipated Dakota County FY 2022 CDBG allocation is \$1,938,727; the anticipated Dakota County FY 2022 HOME allocation is \$978,303 (Consortium total of \$2,774,832), including program income; and the anticipated Dakota County FY 2022 ESG allocation is \$164,454; and

WHEREAS, CDA staff recommends allocating FY 2022 CDBG funds to 25 eligible activities for the 12 cities with populations more than 10,000 with direct allocation funding; three eligible activities with competitive pool funds for cities and townships with populations less than 10,000; and five Countywide activities; and

WHEREAS, CDA staff recommends allocating FY 2022 HOME funds to four eligible activities as follows: Burnsville Crossing, a new 60-unit affordable unit affordable to residents at or below 60 percent Area Median Income in the City of Burnsville (36%), Nicols Pointe, a proposed 24-unit affordable housing development for persons over the age of 55 in the City of Eagan (25%), a future affordable housing development at a site to be determined (11%), Community Housing Development Organization (CHDO) activities (14%), and grant administration (14%); and

WHEREAS, CDA staff recommends allocating FY 2022 ESG funds to four eligible activities as follows: rapid re-housing activities (76%), emergency shelter operations (16%), Homeless Management Information Systems (0.5%), and grant administration (7.5%); and

WHEREAS, HUD requires a public hearing to receive comments and inform the public on the Dakota County FY 2022 Annual Action Plan; and

WHEREAS, the Notice of Public Hearing was published in the *Dakota Tribune* and the *Star Tribune* on April 8, 2022, and posted on the websites of the participating cities, the Dakota County CDA website at www.dakotacda.org <<http://www.dakotacda.org>>, and the Dakota County website at www.co.dakota.mn.us <<http://www.co.dakota.mn.us>>.

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

conducted a public hearing on April 19, 2022, at 9:00 a.m. in the Boardroom, Administration Center, 1590 Highway 55, Hastings, MN, to receive comments on the Fiscal Year 2022 Annual Action Plan, including proposed Community Development Block Grant Program activities with an anticipated budget of \$1,938,727, HOME Investment Partnerships Program activities with an anticipated budget of \$978,303 (Consortium total of \$2,774,832) including program income, and Emergency Solutions Grant Program activities with an anticipated budget of \$164,454.

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

Attachment: Draft FY 2022 Action Plan Executive Summary

Attachment: Affidavits of Publication and Public Hearing Notices

Attachment: Summary of Federal Entitlement Programs

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 ANNUAL ACTION PLAN Program Year 2022 Executive Summary DRAFT

Community Development Block Grant (CDBG)
HOME Investment Partnerships Program
(HOME)
Emergency Solutions Grant (ESG)



Executive Summary

AP-05 Executive Summary - 91.200(c), 91.220(b)

1. Introduction

In order to receive federal funding from the U.S. Department of Housing and Urban Development (HUD), Dakota County is required to prepare a Consolidated Plan, as well as subsequent Annual Action Plans and Consolidated Annual Performance and Evaluation Reports (CAPERs), for the following entitlement programs: Community Development Block Grant (CDBG); HOME Investment Partnerships Program (HOME); Housing Opportunities for Persons with AIDS (HOPWA) and Emergency Solutions Grant (ESG). Currently, Dakota County does not receive any HOPWA funds.

The Fiscal Year (FY) 2022 Annual Action Plan (Action Plan) is the third year of Dakota County's Consolidated Plan for Fiscal Years 2020-2024 (Con Plan) as ratified by the Dakota County Board of Commissioners and approved by HUD.

The Con Plan lays out the objectives, priority goals and outcomes Dakota County has established to provide decent affordable housing, suitable living environments, and expand economic opportunities principally for low-and moderate-income households over the next five-year period. In the Action Plan, Dakota County identifies the proposed programs and projects to be undertaken during the 2022 program year to achieve the objectives and outcomes established in the Con Plan.

The CDA has administered the 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 is charged with ensuring the requirements are met and will continue to provide the administrative guardianship of all three programs through its agreement with the County.

Dakota County is designated as the lead agency for the Dakota County HOME Consortium and assumes the role of monitoring and oversight of the HOME funds for the Consortium, which includes the counties of Anoka, Dakota, Ramsey, and Washington, and the city of Woodbury. As the grantee of CDBG funds, Dakota County directly works with the various municipalities (municipal sub-recipients) within the County to provide access to this funding stream. The CDA provides the managerial oversight of the numerous activities implemented with HOME, CDBG, and ESG resources.

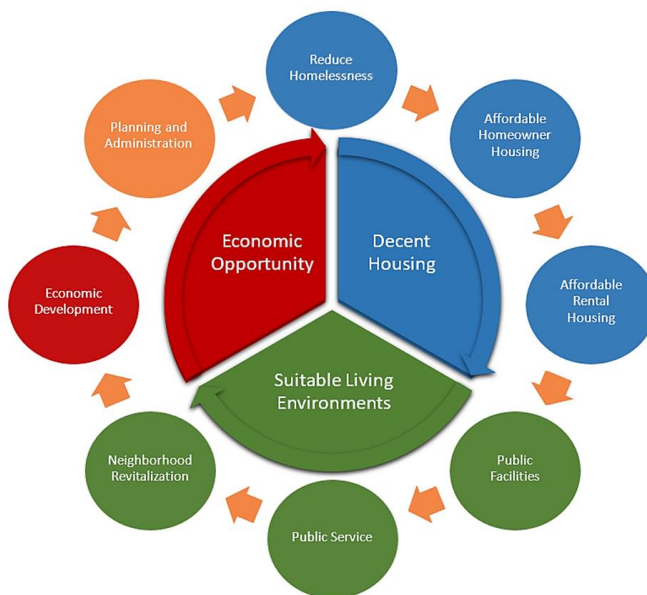
2. Summarize the objectives and outcomes identified in the Plan

This could be a restatement of items or a table listed elsewhere in the plan or a reference to another location. It may also contain any essential items from the housing and homeless needs assessment, the housing market analysis or the strategic plan.

With the outcomes established by Congress in mind and guided by the mission statements of Dakota County and Dakota County CDA, the following objectives were identified to achieve the housing and community development needs of Dakota County communities and its residents.

1. Increase the affordable housing choices for low-and moderate-income households.
2. Preserve and improve existing housing to maintain affordability.
3. Increase access and quality of living by providing public services and supporting public facilities.
4. Support community development that revitalizes neighborhoods and removes safety and blight hazards.
5. Support economic development that enhances the workforce and businesses.
6. Support planning efforts that address the housing, community and economic development needs of Dakota County and continue to foster partnerships with community stakeholders.

The priority goals and the strategies to achieve the desired outcomes of decent housing, suitable living environments and economic opportunity were then formulated to serve the broad range of households, and to provide benefit to as many persons possible given the parameters of the funding programs.



The following chart details the strategies from the 2020-2024 Consolidated Plan.

2020-2024 Consolidated Plan - Dakota County							
Objective			Priority	Strategy		Outcome	
6	Support planning efforts that address the housing, community and economic development needs of Dakota County and continue to foster partnerships with community stakeholders.	1	Increase the affordable housing choices for low-and moderate-income households.	Reduce Homelessness	a. Support the implementation and operation of coordinated access entry sites for families, youth and singles b. Support housing stabilization initiatives for homeless populations c. Support the operation of emergency shelter facilities	Planning and Administration a. Support all of the goals and strategies with planning and administration	• 200 Households provided Rapid Re-housing Assistance • 100 People assisted with Homeless Prevention initiatives
			2	Preserve and improve existing housing to maintain affordability.	Affordable Rental Housing		a. Assist households to secure housing through new construction b. Improve energy efficiency of rental units c. Rehabilitate and preserve affordability in multifamily units d. Support fair housing activities
		Affordable Homeowner Housing			a. Increase supply of affordable homeowner housing b. Improve energy efficiency of owner-occupied housing units c. Rehabilitate and preserve affordability in single family units d. Support fair housing activities		• 300 Homeowner Units rehabilitated • 6 Homeowner Units (re)constructed
		3			Increase access and quality of living by providing public services and supporting public facilities.		Public Facilities
			Public Services	a. Support programs that fulfill basic needs (food and shelter) for people who are low-income and/or homeless b. Support programs for youth c. Support programs for seniors d. Support transportation services			• 15,000 Persons benefited from public services
		4	Support community development that revitalizes neighborhoods and removes safety and blight hazards.	Neighborhood Revitalization	a. Address vacant or substandard properties that may or may not be suitable for rehab b. Address water and sanitation hazards c. Address contamination clean up issues		• 150 Households assisted • 3 Buildings demolished
				5	Support economic development that enhances the workforce and businesses.		Economic Development

3. Evaluation of past performance

This is an evaluation of past performance that helped lead the grantee to choose its goals or projects.

Dakota County and the Dakota County HOME Consortium consistently perform well in the administration of the three grant programs discussed in this Plan. In the CDBG program, one regulatory measure used by HUD to evaluate performance is the timeliness ratio test. This formula measures the amount of an entitlement community's unexpended funds 60 days prior to the start of the next program year in relation to the amount of funding it receives; the ratio cannot exceed 1.5. Dakota County's timeliness ratio is measured on May 2nd each year. On March 1, 2022, the Dakota County ratio was 1.92.

The HOME program uses commitment and expenditure deadlines to measure performance. Dakota County has met all deadlines.

The ESG program uses drawdown requirements to measure performance. Dakota County has made consistent drawdowns of ESG funds.

While these financial tests are required and are measurements of performance, it is also important that projects and programs carried out with these funds meet outcome expectations and benefit eligible persons. Reporting on outcomes and beneficiaries is made available each year in the Consolidated Annual Performance and Evaluation Report (CAPER). Dakota County and the CDA recognize that the evaluation of past performance is critical to ensuring the County and its subrecipients are implementing activities effectively and that those activities align with the overall strategies and goals listed in the Con Plan. The performance of programs and systems are evaluated on a regular basis.

4. Summary of Citizen Participation Process and consultation process

Summary from citizen participation section of plan.

The development timeline and process of the Action Plan was discussed at the annual CDBG workshops held on November 18, 2021. These workshops are for municipalities and townships to help them with the CDBG application process and to better understand the rules of the CDBG program. Each municipality is required to formally apply for CDBG funding and request funding for activities that would best serve their community needs. Applications were provided to city and township staff on November 18, 2021 and were required to be submitted to the CDA by January 14, 2022.

CDA staff regularly attend the monthly meetings held by the Affordable Housing Coalition and consulted the members of the coalition regarding the Annual Action Plan. The discussion and feedback were helpful to determine the actions needed to meet the

goals of the Con Plan. Members of the Affordable Housing Coalition also reviewed and made comments on the ESG Written Standards.

CDA staff consulted with following Dakota County departments and divisions: Community Services, Physical Development, Workforce Development, Environmental Resources, and the Office of Planning specific to the activities that could be potentially funded with CDBG funds. An internal e-mail was sent to various County Departments to apply for 2022 funding with the same application deadline as the municipalities. The Physical Development Committee of the Whole reviewed the staff-recommended 2022 Countywide activities on February 8, 2022.

To continue the community engagement process once the proposed objectives and outcomes had been identified, CDA staff presented the plan to the community and its stakeholders in the following manner:

1. Presentations (February 2022-May 2022) – The Dakota County CDA presented a draft of the priorities and the established goals at the following venues:
 - A Consortium-wide presentation to the public (February 15). No members of the public attended.
 - The Affordable Housing Coalition reviewed the ESG activities at a regularly scheduled meeting (February 10).
 - The Physical Development Committee of the Whole will review the Action Plan at a regularly scheduled meeting (March 15).
2. Public Hearing and Comment Period (March 2022 – April 2022) – A 38-day public comment period will be opened on March 11, 2022 and run through April 18, 2022. Public notices were published in the *Dakota Tribune* and the *Star Tribune*, as well as on the websites of Dakota County, the Dakota County CDA, and the cities in Dakota County. A public hearing is scheduled for April 19, 2022 at the Dakota County Board of Commissioners meeting. The Dakota County HOME Consortium members will hold their own public hearings.

5. Summary of public comments

This could be a brief narrative summary or reference an attached document from the Citizen Participation section of the Con Plan.

A public meeting that included all HOME Consortium members was held on February 15, 2022. No members of the public attended. The public hearing for the Dakota County Action Plan is scheduled for April 19, 2022. All comments received from the public will be considered and incorporated into the Action Plan where feasible.

6. Summary of comments or views not accepted and the reasons for not accepting them

The public hearing is slated for April 19, 2022.

7. Summary

HUD has yet to release the federal budgets for FY 2022. The following estimated budgets are based on the FY 2021 grant amounts. For the 2022 program year, Dakota County has set funding for 41 activities to take place either within a specified city or on a Countywide basis. The breakout is 33 activities are funded with CDBG, four activities are funded with ESG, and four activities are funded with HOME including program administration.

The following activity statement and graphs detail the intended uses (activities) of CDBG, HOME and ESG funds for FY 2022.

FY 2022 Dakota County CDBG Activity Statement (Estimated)

Small Cities and Townships:

City/Township	Project	2022 Budget
Castle Rock Twp	Planning & Admin - Zoning Ordinance Amendment	\$ 18,000
Greenvale Twp	Planning & Admin - Zoning Ordinance Amendment	\$ 15,000
Waterford Twp	Planning & Admin - Building Site Inventory	\$ 14,500
	Total	\$ 47,500

Large Cities:

City	Project	2022 Budget
Apple Valley	Home Improvement Loan Program	\$ 148,834
	Public Service - DARTS Senior Chore Service	\$ 21,000
	Total	\$ 169,834

City	Project	2022 Budget
Burnsville	Home Improvement Loan Program	\$ 206,607
	Public Service - Burnsville Youth Collaborative	\$ 53,000
	Total	\$ 259,607

City	Project	2022 Budget
Eagan	Home Improvement Loan Program	\$ 171,732
	Public Service - Pre-School Program	\$ 3,000
	Public Service - Youth After School Programs	\$ 14,800
	Public Service - Dakota Woodland Youth	\$ 6,000
	Public Service - DARTS Senior Chore Services	\$ 5,000
	Public Service - Senior Services	\$ 11,200
	Total	\$ 211,732

City	Project	2022 Budget
Farmington	Home Improvement Loan Program	\$ 36,471
	Public Service - Senior Services	\$ 5,000
	Total	\$ 41,471

Estimated 2022 Dakota County CDBG Activity Statement Cont'd.

City	Project	2022 Budget
Hastings	Assessment & Abatement	\$ 73,612
	Total	\$ 73,612

City	Project	2022 Budget
Inver Grove Heights	Home Improvement Loan Program	\$ 153,669
	Total	\$ 153,669

City	Project	2022 Budget
Lakeville	Home Improvement Loan Program	\$ 50,153
	Planning & Admin - Housing Needs Assessment	\$ 30,000
	Planning & Admin - Parking Needs Assessment	\$ 25,000
	Public Service - Senior Transportation	\$ 25,000
	Public Service - Senior Services	\$ 20,000
	Total	\$ 150,153

City	Project	2022 Budget
Mendota Heights	Home Improvement Loan Program	\$ 25,157
	Total	\$ 25,157

City	Project	2022 Budget
Northfield	Public Facilities - Park Improvements	\$ 29,461
	Home Improvement Loan Program	\$ 35,840
	Total	\$ 65,301

City	Project	2022 Budget
Rosemount	Home Improvement Loan Program	\$ 60,625
	Total	\$ 60,625

City	Project	2022 Budget
South St. Paul	Home Improvement Loan Program	\$ 85,479
	Total	\$ 85,479

City	Project	2022 Budget
West St. Paul	Home Improvement Loan Program	\$ 113,958
	Total	\$ 113,958

Estimated 2022 Dakota County CDBG Activity Statement Cont'd

Countywide	Project	2022 Budget
Dakota County	Home Improvement Loan Estimated Revolving Loan	\$ 600,000
	Planning & Admin - CDA General Grant Administration	\$ 213,260
	Countywide Home Improvement Loan	\$ 112,369
	Planning & Admin - Rural Water Supply Feasibility Study	\$ 50,000
	Septic System Repair/Replacement	\$ 25,000
	Public Service - Housing Counseling	\$ 80,000
	FY2022 CDBG Total Final Budget	\$ 1,938,727
	FY2022 CDBG Small Cities/Townships	\$ 47,500
	FY2022 CDBG Countywide	\$ 480,629

FY 2022 Dakota County HOME Consortium Activity Statement (Estimated)

Participating Jurisdiction	Project	2022 Budget
Anoka County 23.6% Share	Uncommitted Funds	\$ 508,120.00
	Community Housing Development Organization	\$ 98,023.00
	Uncommitted Funds – Program Income	\$ 7,843.95
	Grant Administration	\$ 49,012.00
	Grant Administration – Program Income	\$ 653.66
	Total	\$ 663,652.61

Participating Jurisdiction	Project	2022 Budget
Dakota County 37.1% Share	Burnsville Crossing	\$ 351,907.93
	Nicols Pointe	\$ 216,122.35
	Nicols Pointe – Program Income	\$ 33,280.40
	Uncommitted Funds	\$ 105,292.72
	Community Housing Development Organization	\$ 134,644.00
	Grant Administration	\$ 127,661.00
	Grant Administration – Program Income	\$ 9,395.03
	Total	\$ 978,303.43

Participating Jurisdiction	Project	2022 Budget
Ramsey County 23.3% Share	Uncommitted Funds	\$ 422,505.00
	Uncommitted Funds – Program Income	\$ 275,132.85
	Community Housing Development Organization	\$ 84,502.00
	Grant Administration	\$ 42,251.00
	Grant Administration – Program Income	\$ 22,927.75
	Total	\$ 847,318.60

Participating Jurisdiction	Project	2022 Budget
Washington County 12.5% Share	Habitat for Humanity	\$ 172,000.00
	Two Rivers	\$ 35,000.00
	Uncommitted Funds	\$ 2,415.00
	Community Housing Development Organization	\$ 45,483.00
	Grant Administration	\$ 22,742.00
	Total	\$ 277,640.00

Dakota County HOME Consortium 2022 Activity Statement (Cont'd)

Participating Jurisdiction	Project	2022 Budget
City of Woodbury <i>0% Share</i>	Uncommitted Program Income	\$ 2,917.49
	Grant Administration – Program Income	\$ 5,000.00
	Total	\$ 7,917.49

Consortium Totals	Project	2022 Budget
	Grant Administration	\$ 241,666.00
	HOME Projects	\$ 1,813,363.00
	Community Housing Development Organization	\$ 362,652.00
	Prior Year Program Income	\$ 357,151.13
	FY 2022 HOME Total Grant	\$ 2,417,681.00
	FY 2022 HOME Total Grant and Program Income	\$ 2,774,832.13

2022 Dakota County ESG Activity Statement (Estimated)

Dakota County	Activity	2022 Budget
	Rapid Re-Housing/Stabilization Services	\$ 125,370
	Emergency Shelter Operations	\$ 26,000
	Homeless Management Information System (HMIS)	\$ 750
	Grant Administration	\$ 12,334
	FY 2022 ESG Total Budget	\$ 164,454

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 04/08/2022	DAKOTA COUNTY COMMUNITY DEVELOPM	1000368678	421753

4. The publisher's lowest classified rate paid by commercial users for comparable space, as determined pursuant to § 331A.06, is as follows: **\$302.40**

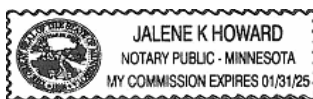
5. Mortgage Foreclosure Notices. Pursuant to Minnesota Statutes §580.033 relating to the publication of mortgage foreclosure notices: The newspaper's known office of issue is located in Hennepin County. The newspaper complies with the conditions described in §580.033, subd. 1, clause (1) or (2). If the 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: 04/08/2022

Jalene K. Howard



Notary Public

Man pleads guilty to shooting cop

He gets 11-year sentence in wounding of Brooklyn Park officer in 2020.

By PAUL WALSH paul.walsh@startribune.com

A 39-year-old man changed his mind a day before going on trial and has pleaded guilty to firing several gunshots and wounding a police officer outside a home in Brooklyn Park in late 2020 before he was struck by return fire.

Tyrice D. Laws of Crystal pleaded guilty to attempted first-degree murder Tuesday in Hennepin County District Court in connection with the shootout on Dec. 12, 2020, in the 6500 block of N. Georgia Avenue.

The plea agreement calls for Laws to receive a term of 11 years and three months. With credit for time in jail since his arrest, Laws is likely



Laws

Additional counts of first-degree assault, violation of a court order for protection and a weapons violation would be dropped upon sentencing, scheduled for April 14.

Laws' jury trial was to begin Wednesday before Judge Tamara Garcia.

According to the criminal complaint:

From her surveillance livestream, the mother of Laws' children saw a vehicle pull into her drive while she and her children were elsewhere. Laws called and demanded to see the children.

She called 911 to report he was there, violating of an order of protection. The filing in that case alleged he assaulted her

to serve about six years and eight months in prison and the balance on supervised release.

in a hotel room in November 2019, leaving injuries serious enough for her to be taken by ambulance to a nearby hospital.

Two officers arrived in separate squad cars and approached Laws' vehicle from each side. Laws exited his car, crouched and reached into his vehicle before standing. He soon reached down again, drew a handgun and pointed it at one of the officers.

He shot five or six times at one officer. Both officers returned fire. One of them wounded Laws in the arm.

Officer Andrew McComb, an 18-year veteran of the Brooklyn Park Police Department, was taken to a hospital and treated for a gunshot wound.

Laws was arrested "after an extensive law enforcement search," according to a police statement.

Paul Walsh • 612-673-4482

Video of beating leads to murder charge

A man used his girlfriend to lure another man to a downtown Minneapolis apartment and fatally beat him in an assault recorded on cellphone video and posted to social media, according to murder charges filed Thursday.

Emmanuel T. Davis, 19, of Minneapolis was charged in Hennepin County District Court with second-degree intentional murder during a robbery in connection with the beating of a 19-year-old man last month at an apartment in the 1300 block of S. Nicollet Avenue.

The victim was taken by emergency responders to a hospital on March 6 and died

there on March 29. Authorities have not yet released his identity.

Court records do not list an attorney for Davis. He was due to make his first court appearance this afternoon.

The criminal complaint noted that Davis has been convicted twice in juvenile court for aggravated robbery and is currently in custody for violating probation in those cases.

According to the criminal complaint, a relative of the victim told police that she received a cellphone video showing numerous kicks to the man's head from someone standing over him.

The video, recorded by

a female of unknown age, appeared to have been posted from the victim's phone to Facebook.

Police tracked down the man at a hospital, where he was unresponsive and "had severe head trauma" that proved fatal, the complaint read.

The video Facebook posting led officers to Davis. He admitted to police that he hired his girlfriend to lure the victim to the apartment, intending to "stomp on [him] a little bit," according to the complaint.

He also admitted to stealing the victim's phone and sending videos and messages to people after the assault.

PAUL WALSH

Think tank sues over canceled luncheon

▲CAE from B1

The March 15 event was to feature a panel discussion on crime and public safety by Olmsted County Sheriff Kevin Torgerson, Rochester Police Chief Jim Franklin and Jeff Van Nest, a public safety policy fellow at CAE.

In a statement, CAE said its event was canceled "after leftist activists pressured the venue with an online petition signed by 90 people."

"It's too bad the Rochester Country Club couldn't stand up for free speech ... and stay true to their contract," CAE President John Hinderaker said.

"The people of Olmsted County were denied the chance to hear from a great panel of experts on a really important topic. But free

speech will ultimately prevail. We will reschedule the event in Rochester at a different venue as soon as possible."

In a statement, the country club said it canceled the event "because it generated controversy among Club members."

By shutting down the event, the club "was not picking sides or endorsing any political position," it said in a court filing. "[The club] was putting its membership before politics."

In a legal filing, the club included a news story about protesters gathered outside a CAE program in Duluth last summer on critical race theory.

The protest, the club said, illustrated the "divisive nature" of CAE's programs.

Furthermore, the club said,

its standard event contract gives the club the right, "at its sole discretion, to refuse to allow the use of Club facilities for any proposed event."

In its civil complaint, CAE claims that the club reneged on a valid contract "based on its ulterior motive of mollifying a radical mob."

In addition to the harm to its reputation, the center said, it incurred significant expenses in planning the event.

Nystrom said the center is using the cancellation to whip up emotions among its supporters.

Nystrom and her husband own a Rochester restaurant, and she said her business and her family have been repeatedly attacked on social media by CAE supporters.

"Yeah, we started the petition," she said. "But now they're using this as a jumping-off point for something that is horrible and toxic."

John Reinan • 612-673-7402

Wild birds likely carrying flu between states

▲BIRD FLU from B1

counties, affecting more than 1 million birds. A U.S. Department of Agriculture emergency response team has been activated in Minnesota to help control and contain the spread.

The Centers for Disease Control and Prevention estimates that poultry in 24 states have been infected with the highly contagious illness, affecting nearly 23 million birds. A commercial turkey farm in Indiana reported the first cases of this year's outbreak in February. Wild birds are likely bringing the virus across state lines.

"The virus is different this time, and the need and the urgency is greater," said Rep. John Burkel, R-Badger, a former turkey farmer who experienced the state's 2015 bird-flu outbreak. "The money we're talking about is \$1 million. It will buy us a couple of weeks of testing materials and equipment."

The funding can be used for testing supplies, disease surveillance and other emergency response needs. Minnesota is the top turkey producer in the nation, with more than 600 turkey farms across the state that raise roughly 40 million birds



SCOTT MORGAN • New York Times

A highly contagious and deadly form of bird flu has been spreading across the U.S. and has been detected in 24 states.

annually. The 2015 outbreak resulted in the death of roughly 9 million birds in Minnesota.

The outbreak poses low risk to humans. Farmers are working to depopulate flocks where infections are detected and segregate them from healthy birds. The University of Minnesota Extension is encouraging bird owners to keep new or returning birds separate from existing flocks for 30 days.

The funding for the bird-flu response was originally attached to a broader Sen-

ate package to provide aid to farmers hit hardest by last summer's drought. But the bill didn't match up with a similar drought proposal pushed by the DFL-led House.

The divided Legislature agreed to pass the bird-flu funding separately and work out disagreements on drought relief later.

Staff writer Brooks Johnson

contributed to this report.

Briana Bierschbach • 651-925-5042

Twitter: @bbierschbach

Mom charged in boy's fatal overdose

A 3-year-old boy's death is being blamed on a fentanyl overdose that occurred in a West St. Paul apartment where the child and his mother were staying with a dealer, according to charges filed against the woman.

Queenetta J. McDaniel, 34, of Maplewood was charged Wednesday in Dakota County District Court with second-degree manslaughter in connection with the death of the boy on Dec. 7, 2020.

A warrant has been issued for McDaniel's arrest. Court records do not list an attorney for her. Messages were left Thursday with McDaniel seeking her response to the allegations.

According to the criminal

complaint:

Police and emergency medical providers were summoned to the apartment around 7:40 a.m. McDaniel said she awoke and noticed that the boy had vomited and was not breathing. She said he had been fine up to 11 p.m., when he went to sleep.

The boy, whose name was not disclosed in the charging document, was taken by ambulance to a hospital and died there soon after.

That same day, police suspected that McDaniel might be under the influence of drugs, and they collected a blood sample for testing. It revealed fentanyl in her system.

Witnesses told police that

McDaniel was a "heavy and habitual user of illicit drugs, including fentanyl, at the time of the [boy's] death," the complaint read.

The Ramsey County Medical Examiner's Office determined the boy died from a fentanyl overdose. The complaint did not specify how the boy ingested the potent opioid.

McDaniel and her son had been staying at the apartment for a couple of days. Investigators learned that a resident had been selling fentanyl and other illicit drugs out of the home. A law enforcement search of the unit turned up drug paraphernalia in a bedroom and bathroom.

PAUL WALSH

Man dead, woman badly wounded in south Mpls. shooting

Police are investigating a shooting that left one man dead and a woman severely injured in south Minneapolis on Wednesday night.

Minneapolis police responded to the sounds of shots fired in the 2400 block of 17th Avenue S. at about 8:32 p.m., according to police spokesman Garrett Parten.

There officers found a man and a woman with gunshot wounds, and provided medical aid.

The man died at the scene and the woman was transported to a hospital with life-threatening injuries. No one has been arrested, and Parten said police are trying to determine the rela-

tionship between the two victims.

This is the city's 20th homicide in 2022, according to the Star Tribune's database.

Police ask anyone with information to call CrimeStoppers at 800-222-8477 or to submit a tip at crimestoppersmn.org.

ALEX CHHITH

CLASSIFIEDS + PUBLIC NOTICES

STARTRIBUNE.COM/CLASSIFIEDS • 612.673.7000 • 800.927.9233

Mortgage Foreclosures	Certificates of Assumed Name	Legal Notices
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 conditions of the following described mortgage: DATE OF MORTGAGE: May 8, 2007 MORTGAGOR: Leonard W. Koerner and Margaret A. Koerner, Husband and Wife. MORTGAGEE: Mortgage Electronic Registration Systems, Inc. as nominee for First Mortgage Solutions its successors and assigns. DATE AND PLACE OF RECORDING: Recorded May 30, 2007 Sherburne County Recorder, Document No. 651139. ASSIGNMENTS OF MORTGAGE: Assigned to: U.S. Bank National Association, Dated August 29, 2008 Recorded September 11, 2008, as Document No. 679741. TRANSACTION AGENT: Mortgage Electronic Registration Systems, Inc. TRANSACTION AGENT'S MORTGAGE IDENTIFICATION NUMBER ON MORTGAGE: 100021278104715029 LENDER OR BROKER AND MORTGAGE ORIGINATOR STATED ON MORTGAGE: First Mortgage Solutions RESIDENTIAL MORTGAGE SERVICER: U.S. Bank National Association MORTGAGED PROPERTY ADDRESS: 11454 190th Lane NW, Elk River, MN 55330 LEGAL DESCRIPTION OF PROPERTY: Lot 4, Block 4, Cherryhill Bluffs Second Addition, Sherburne County, Minnesota LOCATION: WHEREBY THIS PROPERTY IS LOCATED: Sherburne ORIGINAL PRINCIPAL AMOUNT OF MORTGAGE: \$184,000.00 AMOUNT DUE AND CLAIMED TO BE DUE AS OF DATE OF NOTICE, INCLUDING TAXES, IF ANY, PAID BY MORTGAGEE: \$300,769.13 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: May 3, 2022 at 10:00 AM PLACE OF SALE: Sherburne County Courthouse, 13880 Highway 10, Elk River, MN 55330 to pay the debt then secured by said Mortgage, and taxes, if any, on said premises, and the costs and disbursements, including attorneys' fees allowed by law subject to redemption within six (6) months from the date of said sale by the mortgageor(s), their personal representatives or assigns unless reduced to Five (5) weeks under MN Stat. §580.07. TIME AND DATE TO VACATE PROPERTY: If the real estate is owner-occupied, single-family dwelling, unless otherwise provided by law, the date on or before which the mortgageor(s) must vacate the property if the mortgage is not released under section 580.30 or the property is not redeemed under section 580.23 is 11:59 p.m. on November 3, 2022, unless that date falls on a weekend or legal holiday, in which case it is the next weekday, and unless the redemption period is reduced to 5 weeks under MN Stat. Secs. 580.07 or 580.032. MORTGAGOR(S) RELEASED FROM FINANCIAL OBLIGATION ON MORTGAGE: None THE TIME ALLOWED BY LAW FOR THE MORTGAGOR, THE MORTGAGOR'S PERSONAL REPRESENTATIVES OR ASSIGNS, MAY BE REDUCED TO FIVE WEEKS IF A JUDICIAL ORDER IS ENTERED BY THE MINNESOTA STATUTES, SECTION 582.032, DETERMINING, AMONG OTHER THINGS, THAT THE MORTGAGED PREMISES ARE IMPROVED WITH A RESIDENTIAL DWELLING OF LESS THAN FIVE UNITS, ARE NOT PROPERTY USED IN AGRICULTURAL PRODUCTION, AND ARE ABANDONED. Dated: February 25, 2022. U.S. Bank National Association Mortgagee/Assignee of Mortgagee LIEBO, WEINGARTEN, DOBIE & BARCE, P.L.L.C. Attorneys for Mortgagee/Assignee of Mortgagee 4500 Park Glen Road #300 Minneapolis, MN 55416 (952) 925-6888 IN THE EVENT REQUIRED BY FEDERAL LAW: THIS IS A COMMUNICATION FROM A DEBT COLLECTOR. 3/11, 3/18, 3/25, 4/1, 4/8, 4/15/22 Star Tribune	Certificate of Assumed Name State of Minnesota, Pursuant to Chapter 333 Minnesota Statutes: the undersigned, who is or will be conducting business in the State of Minnesota under an assumed name, hereby certifies: 1. State the exact assumed name under which the business is or will be conducted: Centro Nicollet 2. State the address of the principal place of business, 1414 Quincy ST NE Minneapolis MN 55413 3. List the name and complete street address of all persons conducting business under the above Assumed Name, Centro Restaurant Group, LLC 1414 Quincy ST NE Minneapolis MN 55413 4. I certify that I am authorized to sign this certificate and I further certify that I understand that by signing this certificate, I am subject to the penalties of perjury as set forth in Minnesota Statutes section 609.48 as if I had signed this certificate under oath. Dated: 04/05/2022 (Signed) Arlo Allen-DiPasquale Certificate of Assumed Name State of Minnesota, Pursuant to Chapter 333 Minnesota Statutes: the undersigned, who is or will be conducting business in the State of Minnesota under an assumed name, hereby certifies: 1. State the exact assumed name under which the business is or will be conducted: Mad Mir Dye 2. State the address of the principal place of business, 2925 Monterey Ave. #3W St. Louis Park MN 55416 3. List the name and complete street address of all persons conducting business under the above Assumed Name, Miriam Rachel Zien-Edgar, 2925 Monterey Ave. #3W St. Louis Park MN 55416 4. I certify that I am authorized to sign this certificate and I further certify that I understand that by signing this certificate, I am subject to the penalties of perjury as set forth in Minnesota Statutes section 609.48 as if I had signed this certificate under oath. Dated: 04/05/2022 (Signed) Miriam Zien-Edgar Certificate of Assumed Name State of Minnesota, Pursuant to Chapter 333 Minnesota Statutes: the undersigned, who is or will be conducting business in the State of Minnesota under an assumed name, hereby certifies: 1. State the exact assumed name under which the business is or will be conducted: Refine Wealth Strategies LLC 2. State the address of the principal place of business, 601 Carlson Parkway Suite 300 Minnetonka MN 55305 3. List the name and complete street address of all persons conducting business under the above Assumed Name, Robyn Baumgarten 10536 Hidden Oaks Lane N Champlin MN 55316 4. I certify that I am authorized to sign this certificate and I further certify that I understand that by signing this certificate, I am subject to the penalties of perjury as set forth in Minnesota Statutes section 609.48 as if I had signed this certificate under oath. Dated: 04/04/2022 (Signed) Robyn Baumgarten Certificate of Assumed Name State of Minnesota, Pursuant to Chapter 333 Minnesota Statutes: the undersigned, who is or will be conducting business in the State of Minnesota under an assumed name, hereby certifies: 1. State the exact assumed name under which the business is or will be conducted: Refine Wealth Strategies LLC 2. State the address of the principal place of business, 601 Carlson Parkway Suite 300 Minnetonka MN 55305 3. List the name and complete street address of all persons conducting business under the above Assumed Name, Brian Robert Kelly 601 Carlson Parkway Suite 300 Minnetonka MN 55305 David Klein 601 Carlson Parkway Suite 300 Minnetonka MN 55305 Larwin Kauffman 601 Carlson Parkway Suite 300 Minnetonka MN 55305 4. I certify that I am authorized to sign this certificate and I further certify that I understand that by signing this certificate, I am subject to the penalties of perjury as set forth in Minnesota Statutes section 609.48 as if I had signed this certificate under oath. Dated: 03/28/2022 (Signed) Brian Kelly	CHIEF'S TOWING PUBLIC NOTICE TOWED BLOOMINGTON 12/15/2021 1999 MERCEDES WDBHA24G6XA660923 TOWED BLOOMINGTON 02/01/2022 2004 NISSAN JN8AZ08W44W319847 TOWED EDINA 02/09/2022 2001 NISSAN 3NB851D41L131117 Failure of owner/lien holder to Reclaim vehicle per MN Statute 168B.07 & 168B.051 will result in Waiver of all rights to vehicle and Sale or auction per 168B.08 To be sold in APRIL 2022 Notice of Redistricting Notice is hereby given that the Fridley City Council adopted Ordinance No. 1401, Amending the Fridley City Code Chapter 1, Legislative Body, Pertaining to Ward and Precinct Boundaries at the March 28, 2022 City Council meeting. The ordinance amended the borders of the City's election precincts in each of the City's wards. Ward boundaries are available on an updated map of the City's polling locations may be found at: https://fridleymn.gov/359/Where-Do-I-Vote. Questions may be directed to the City Clerk's Office at 763-572-3523 or cityclerk@fridleymn.gov. NOTICE TO ANNOUNCE PUBLIC HEARING Notice is hereby given that the Dakota County Board of Commissioners will hold a public hearing on the 19th day of April, 2022 at 9:00 a.m. in the County Board Room of the Dakota County Administration Center, 1590 West Highway 55, Hastings, MN, for the purpose of receiving comments from the general public on the Dakota County HOME Investment Partnerships Program American Rescue Plan (HOME-ARP) Allocation Plan. The HOME-ARP Allocation Plan is a document mandated by the U.S. Department of Housing and Urban Development (HUD) that outlines local homelessness needs and identifies strategies for addressing them using funds from the HOME-ARP. You may submit comments for the public hearing via email to County Admin@co.dakota.mn.us. Persons wishing additional information on the public hearing or the HOME-ARP Allocation Plan should contact Kevin Paulsen of the Dakota County Community Development Agency (CDA) at 651-4464 or k.paulsen@dakotacda.org. An Allocation Plan is available on the Dakota County CDA web site at www.dakotacda.org and on the County website at www.dakotacounty.us. Upon request, the Dakota County CDA will make every attempt to make the information available in alternative formats. NOTICE TO ANNOUNCE PUBLIC HEARING Notice is hereby given that the Dakota County Board of Commissioners will hold a public hearing on the 19th day of April, 2022 at 9:00 a.m. in the County Board Room of the Dakota County Administration Center, 1590 West Highway 55, Hastings, MN, for the purpose of receiving comments from the general public on the Dakota County Fiscal Year (FY) 2022 Annual Action Plan. The FY 2022 Annual Action Plan is a document mandated by the U.S. Department of Housing and Urban Development (HUD) that outlines local affordable housing and community development needs and identifies strategies for addressing them using funds from the Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), and Emergency Solutions Grant (ESG) Programs for Dakota County. You may submit comments for the public hearing via email to County Admin@co.dakota.mn.us. Persons wishing additional information on the public hearing, the FY 2022 Annual Action Plan, or the proposed CDBG, HOME, or ESG expenditures should contact Maggie Dykes of the Dakota County Community Development Agency (CDA) at 651-675-4464 or mdykes@dakotacda.org An executive summary and the list of proposed uses of the 2022 CDBG, HOME, and ESG funds is available on the Dakota County CDA web site at www.dakotacda.org and on the County website at www.dakotacounty.us. Upon request, the Dakota County CDA will make every attempt to make the information available in alternative formats.

AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA) ss
COUNTY OF DAKOTA

Tonya Orbeck being duly sworn on an oath, states or affirms that he/she is the Publisher's Designated Agent of the newspaper(s) known as:

Dakota County Tribune

with the known office of issue being located in the county of:

DAKOTA

with additional circulation in the counties of:

DAKOTA

and has full knowledge of the facts stated below:

(A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper as provided by Minn. Stat. §331A.02.

(B) This Public Notice was printed and published in said newspaper(s) once each week, for 1 successive week(s); the first insertion being on 04/08/2022 and the last insertion being on 04/08/2022.

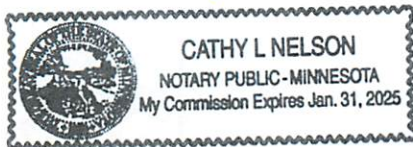
MORTGAGE FORECLOSURE NOTICES

Pursuant to Minnesota Stat. §580.033 relating to the publication of mortgage foreclosure notices: 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.

By: *Tonya Orbeck*
Designated Agent

Subscribed and sworn to or affirmed before me on 04/08/2022 by Tonya Orbeck.

Cathy L. Nelson
Notary Public



Rate Information:

(1) Lowest classified rate paid by commercial users for comparable space:

\$10 per column inch

Ad ID 1218496

DAKOTA COUNTY NOTICE TO ANNOUNCE PUBLIC HEARING

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You may submit comments for the public hearing via email to CountyAdmin@co.dakota.mn.us. Persons wishing additional information on the public hearing, the FY 2022 Annual Action Plan, or the proposed or previous use of Dakota County CDBG, HOME, or ESG expenditures should contact Maggie Dykes of the Dakota County Community Development Agency (CDA) at 651-675-4464 or mdykes@dakotacda.org

An executive summary and the list of proposed uses of the 2022 CDBG, HOME, and ESG funds is available on the Dakota County CDA web site at www.dakotacda.org and on the County website at www.dakotacounty.us. Upon request, the Dakota County CDA will make every attempt to make the information available in alternative formats.

Published in the
Dakota County Tribune
April 8, 2022
1218496

SUMMARY OF DAKOTA COUNTY FEDERAL ENTITLEMENT PROGRAMS

Annually, Dakota County (the County) receives Community Development Block Grant (CDBG) funds, HOME Investment Partnerships (HOME) funds, and Emergency Solutions Grant (ESG) funds from the federal government as an entitlement jurisdiction. The funds are received through the U.S. Department of Housing and Urban Development (HUD). The Dakota County Community Development Agency (the CDA) administers the funds on behalf of the County. The federal program year starts July 1st and ends the following June 30th.

CDBG

The CDBG program provides annual grants on a formula basis to entitled cities and counties to develop viable urban communities by providing decent housing and a suitable living environment, and by expanding economic opportunities, principally for low- and moderate-income persons. As an urban county with a population of at least 200,000, the County receives a direct CDBG allocation annually. The County Board has decided that 75 percent of the funds should be allocated to the cities and townships, and 25 percent should go towards countywide programs. The County first became eligible to receive a direct allocation of CDBG funding in 1984.

A city in a metropolitan area with a population of 50,000 or more is also considered an entitlement community and can receive a direct CDBG grant. There are four entitlement cities in the County: Apple Valley, Burnsville, Eagan, and Lakeville. These cities have chosen to be part of the Dakota County program because of the partnership between the cities, the County, and the CDA. CDBG funds are allocated to cities as determined by a HUD formula based on overcrowded housing, population and poverty. Overcrowded housing means more than one person per room in a residential structure. The 12 largest Dakota County cities (including Northfield) with a population of more than 10,000 receive direct CDBG allocations. Remaining funds are set aside in a competitive pool for cities and townships with populations less than 10,000. Finally, a portion of funding is set aside for countywide projects. The CDBG funds must be spent within four years from the award date or the funds will be forfeited.

HOME

The HOME program provides formula grants to States and localities that communities use - often in partnership with local nonprofit groups - to fund a wide range of activities including building, buying, and/or rehabilitating affordable housing for rent or homeownership or providing direct rental assistance to low-income people. The County receives HOME funds as a part of a consortium of counties and a city that includes Anoka County, Ramsey County, Washington County, and the city of Woodbury. The County is designated as the lead agency for the Dakota County HOME Consortium (the Consortium), which was formed in 1994. The County has assumed the role of monitoring and oversight of the HOME funds for the Consortium. Each Consortium member is responsible for developing, selecting and approving activities in their jurisdiction. HOME funds are to be committed to a project within two years from the end of the month the award agreement was signed; however, Congress has suspended the commitment deadline for HOME and CHDO funds allocated until Program Year 2022. Though this rule is currently suspended, the Consortium will strive to meet this deadline annually. Funds must be expended five years from end of the month the agreement was signed.

ESG

The ESG program provides funding to: (1) engage homeless individuals and families living on the street; (2) improve the number and quality of emergency shelters for homeless individuals and families; (3) help operate these shelters; (4) provide essential services to shelter residents, (5) rapidly re-house homeless individuals and families, and (6) prevent families/individuals from becoming homeless. ESG funds may be used for five program components: street outreach, emergency shelter, homelessness prevention, rapid re-housing assistance, and Homeless Management Information System (HMIS); as well as administrative activities. The CDA and the County Department of Community Services work together to assist people that are eligible for the program. The Affordable Housing Coalition, an independent, public/private collaboration that facilitates countywide planning of homeless services and resources, provides advisory comments on the ESG program. The ESG funds must be spent within two years from award date or the funds will be forfeited to HUD.



Board of Commissioners

Request for Board Action

Item Number: DC-946

Agenda #: 5.2

Meeting Date: 4/19/2022

DEPARTMENT: Physical Development Administration

FILE TYPE: Regular Action

TITLE

Public Hearing To Receive Comments On Dakota County HOME Investment Partnerships American Rescue Plan Program

PURPOSE/ACTION REQUESTED

Conduct a public hearing to receive comments on the draft Dakota County Allocation Plan for the HOME Investment Partnerships American Rescue Plan Program (HOME-ARP).

SUMMARY

The Dakota County Community Development Agency (CDA) administers the federal HOME program on behalf of Dakota County (County) and serves as the Lead Agency of the Dakota County HOME Consortium (Consortium). The Consortium includes the counties Anoka, Dakota, Ramsey, Washington, and the City of Woodbury. In 2021, the Department of Housing and Urban Development (HUD) awarded a special allocation called the HOME Investment Partnerships Program American Rescue Plan (HOME-ARP). These funds, totaling \$3,253,282 for Dakota County (Consortium total of \$8,762,441), can be used only for four activities: acquisition and development of non-congregate shelter units, development, and support of affordable housing, tenant-based rental assistance, and provision of supportive services. These activities must primarily benefit four qualifying populations: individuals and families who are homeless; at risk of homelessness; fleeing or attempting to flee domestic violence, dating violence, sexual assault, stalking, or human trafficking; and other vulnerable populations, including individuals and families with incomes at or below 30 percent Area Median Income. To accept the special allocation from HUD, the Consortium must write and approve an Allocation Plan that outlines possible activities for the HOME-ARP funds. The Allocation Plan must include an inventory of needs and gaps in services in Dakota County, the unmet housing and service needs of the qualifying populations, and the methods of consultation that were used to engage with the public. As part of the Allocation Plan process, HUD requires the County consult with citizens and leaders to determine how Dakota County should spend the funding on the eligible activities. A public hearing is also required. The Allocation Plan is a substantial amendment to the Fiscal Year (FY) 2021 Action Plan.

Based on a public survey and public comments, as well consultations with Dakota County Community Services, the Dakota County Affordable Housing Coalition, Suburban Metro Continuum of Care, and other local government, housing, and non-profit providers, the CDA is recommending three activities: non-congregate shelter, the development and support of affordable housing, and grant administration. The production goals for these activities will come when the County has identified preferences for the qualified populations and potential sites. Further guidance from the

Board of Commissioners will be needed at that time.

RECOMMENDATION

Dakota County and CDA staff recommend the County Board conduct a public hearing to receive comments on the draft substantial amendment to the Fiscal Year 2021 Action Plan to include the HOME-ARP Allocation Plan.

EXPLANATION OF FISCAL/FTE IMPACTS

Dakota County will receive an allocation of HOME-ARP funds totaling \$3,253,282 (HOME Consortium total of \$8,762,441) to serve qualified populations with eligible activities to reduce homelessness.

- | | | |
|--|---|---|
| <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 counties of Anoka, Dakota, Ramsey, and Washington and the City of Woodbury (referred together as the "HOME Consortium") created a consortium under the Title I of the Cranston-Gonzalez National Affordable Housing Act (Act) for purposes of acting as a participating jurisdiction under the Act and HOME Investment Partnerships Program Final Rule 24 CFR Part 92 as amended sets forth regulations governing the applicability and use of funds under Title II (HOME Program); and

WHEREAS, Dakota County is designated as the Lead Agency for the HOME Consortium and is responsible for certain administrative and reporting functions of the HOME Program as required by the U.S. Department of Housing and Urban Development (HUD); and

WHEREAS, the Dakota County Community Development Agency (CDA) administers the HOME Program for Dakota County; and

WHEREAS, the American Rescue Plan Act of 2021 (ARP) was signed into law on March 11, 2021, and appropriated \$5 billion in ARP funds to be administered through the HOME Program at the local level to respond to the COVID-19 pandemic; and

WHEREAS, the Dakota County HOME Consortium HOME-ARP allocation is \$8,762,411, and the Dakota County portion is \$3,253,282; and

WHEREAS, the HOME-ARP funds can only be used for four activities: acquisition and development of non-congregate shelter units, development and support of affordable housing, tenant-based rental assistance, and provision of supportive services; and

WHEREAS, the HOME-ARP activities must primarily benefit four qualifying populations: individuals and families who are homeless; at risk of homelessness; fleeing or attempting to flee domestic violence, dating violence, sexual assault, stalking, or human trafficking; and other vulnerable populations, including individuals and families with incomes at or below 30 percent Area Median Income; and

WHEREAS, HUD requires the Dakota County Fiscal Year 2021 Action Plan be amended to include the special allocations of the HOME-ARP funds and HOME-ARP Allocation Plan; and

WHEREAS, HUD further requires the development and submission of a HOME-ARP Allocation Plan that proposes allocation of the HOME-ARP funds to local governments and housing providers in the County after consultation with local governments, housing, and non-profit providers; and

WHEREAS, CDA staff has conducted a public survey AND worked with participating communities, local governments, housing, and non-profit providers to prioritize the HOME-ARP eligible activities; and

WHEREAS, the proposed activities for the HOME-ARP funds meet the housing and community development priorities identified under section 3205 of the American Rescue Plan Act of 2021 (P.L. 117-2); and

WHEREAS, CDA staff recommends allocating HOME-ARP funds to three eligible activities as follows: a future non-congregate shelter development at a site to be determined (46 percent), future affordable housing projects at sites to be determined (46 percent), and grant administration (8 percent); and

WHEREAS, HUD requires that Dakota County hold a public hearing to receive comments and inform the public on the draft HOME-ARP Allocation Plan that outlines the strategies and objectives for the proposed allocation of HOME-ARP funds; and

WHEREAS, the Notice of the Public Hearing was published in the *Dakota Tribune* and the *Star Tribune* on April 8, 2022, and posted on the websites of the participating cities, the Dakota County CDA website at www.dakotacda.org <<http://www.dakotacda.org>>, and the Dakota County website at www.co.dakota.mn.us <<http://www.co.dakota.mn.us>>.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners conducted a public hearing on April 19, 2022, at 9:00 a.m. in the Boardroom, Administration Center, 1590 Highway 55, Hastings, MN, to receive comments on the HOME Investment Partnerships Program American Rescue Plan Allocation Plan, including proposed activities for qualifying populations with an anticipated budget of \$3,253,282 (Consortium total of \$8,762,441).

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

Attachment: Draft HOME-ARP Allocation Plan

Attachment: Affidavits of Publication and Public Notices

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 Stwora

Author: Maggie Dykes and Kevin Paulsen

DAKOTA COUNTY ANNUAL ACTION PLAN Program Year 2021 Substantial Amendment DRAFT

HOME Investment Partnerships Program –
American Rescue Plan (HOME - ARP)



Home-ARP Allocation Plan

Participating Jurisdiction: Dakota County HOME Consortium

Date: June 30, 2022

Consultation

Summarize the consultation process:

Dakota County receives an annual entitlement of HOME Investment Partnerships funds. The Dakota County Community Development Agency (the CDA) administers these funds on behalf of Dakota County. The CDA and Dakota County began the consultation process in September 2021 with an initial review of system-level data. Additionally, community partners were consulted to determine the needs and gaps that could be filled by the HOME-ARP funds. In December 2021, the CDA distributed a survey to the community partners to determine needs, gaps, and funding priorities. Over 600 responses were received by December 31, 2021. The Affordable Housing Coalition (the AHC), a public/private collaboration of government and non-profit providers that facilitates Dakota County-wide planning of homeless services and resources, was consulted at its meetings in December 2021, February 2022, and March 2022. Small groups made up of members of the AHC, met to discuss further the gaps, needs, activities, and preferences in late February and March 2022.

Dakota County Community Services and Physical Development Division provided input on the needs and gaps. Community Services and Physical Development held several staff meetings with CDA staff to discuss potential activities.

To continue the community engagement process once the proposed objectives and outcomes had been identified, CDA staff presented the plan to the community and its stakeholders in the following manner:

1. Presentations (February 2022 – May 2022) – The Dakota County CDA presented a draft of the priorities and goals to the following:
 - A Consortium-wide presentation to the public (February 15)
 - Affordable Housing Coalition presentation to receive feedback from subject-matter experts (March 10)
 - The Physical Development Committee of the Whole (March 15) reviewed the material at a regularly scheduled meeting. This Committee consists of the entire Dakota County Board of Commissioners.
2. Public Hearing and Comment Period (March 2022 – April 2022) – A 38-day public comment period was opened on March 11, 2022, and ran through April 18, 2022. A public notice was published in the *Star Tribune*, as well as on the Dakota County CDA

website, the Dakota County website, and city websites. A public hearing was held on April 19, 2022, at a regularly scheduled meeting of the Dakota County Board of Commissioners. The Dakota County HOME Consortium members each held their own public hearings.

List the organizations consulted, and summarize the feedback received from these entities.

Agency/Org Consulted	Type of Agency/Org	Method of Consultation	Feedback
360 Communities	Homeless and Domestic Violence	Group Meeting	Assisted in providing feedback on shelter ideas, domestic violence population, and homeless population. Provided data as well.
Dakota County Veteran Services	Veterans	Group Meeting	Assisted in providing feedback on veteran's population and housing ideas.
FHIC (Fair Housing Implementation Council)	Fair Housing	One-on-One with CDA staff	Assisted in providing feedback on fair housing.
Dakota County CDA	Public Housing Agency	One-on-Ones with CDA staff	Assisted in providing feedback on housing, homelessness, and at-risk of homelessness.
CoC - SMAC	Continuum of Care	Presentation and Discussion	Assisted in providing feedback on homelessness, at-risk of homelessness, and ideas of housing.
The Arc of Minnesota	Persons with Disabilities	Group Meeting	Assisted in providing feedback on needs of persons with disabilities.
Dakota County Community Services	Community Services - County	Group Meeting	Assisted in providing feedback on homelessness and ideas on housing. Provided data for housing and

			qualifying populations.
Restoration for All, Inc.	Community Development	Group Meeting	Assisted in feedback on homelessness and housing
Hearth Connections	Housing	Group Meeting	Consulted through the Affordable Housing Coalition meetings. Anticipated outcomes are continued work on strategies to recruit and retain landlords for subsidy rental programs, households with negative rental history, or barriers to accessing housing.
The Link	Housing and Homelessness	Group Meeting	Consulted through the Affordable Housing Coalition and the Housing and Services committee meetings. The anticipated outcomes are continued operation of a youth drop in center at a local church.
SCDCAP Agency	Housing	One-on-One with CDA staff	Consulted through the Affordable Housing Coalition and the Housing and Services committee meetings. Provided feedback specific to large family housing.
Mental Health Resources	Homelessness	Group Meeting	Consulted through the Affordable Housing Coalition and the Housing and Services committee meetings. Anticipated outcomes are continued work on coordinated entry.

MICAH	Homelessness	Group Meeting and One-on-One with CDA staff	Assisted in feedback and data on homelessness.
Dakota County Veterans Services	Veterans, Housing, Homelessness	One-on-One with CDA staff	Consulted through the Affordable Housing Coalition meetings. Areas for improved coordination are to identify if other housing gaps exist for veterans.
Information Providers Inc.	Homelessness	Survey	Feedback on services and shelter needs for homeless populations.
Holiday Acres Apartments	Homelessness	Survey	Feedback on services and shelter needs for homeless populations.
Cogic	Homelessness	Survey	Feedback on services and shelter needs for homeless populations.
Matrix Housing Services	Homelessness	Survey	Feedback on services and shelter needs for homeless populations.
Ally Supportive Services	Homelessness	Survey	Feedback on services and shelter needs for homeless populations.
MICAH	Homelessness	Group Meeting and Survey	Feedback on services and shelter needs for homeless populations.
Dakota Woodlands	Homelessness	Group Meeting and Survey	Feedback on services and shelter needs for homeless populations.

District 196 – Woodland Elementary	Homelessness Schools	Survey	Feedback on services and school needs for homeless populations.
Guild Services	Homelessness	Group Meeting and Survey	Feedback on services and shelter needs for homeless populations.
Resident Transitions Inc	Homelessness	Survey	Feedback on services and shelter needs for homeless populations.

Public Participation

Describe the public participation process, including information about and the dates of the public comment period and public hearing(s) held during the development of the plan:

- **Public comment period:** start date- 3/11/2022; end date – 4/18/2022
- **Public hearing:** 4/19/2022

No comments received.

Describe any efforts to broaden public participation:

A public notice was published in the *Star Tribune*, as well as on the Dakota County CDA website and the Dakota County website. Each city in Dakota County published the public notice on their website.

Public meeting held on February 15 was shared via public notice in *Star Tribune*.

Surveys were shared on websites, via emails sent to community partners, and word of mouth.

Requests to participate in stakeholders' group meetings were shared via emails sent to community partners and word of mouth.

Summarize the comments and recommendations received through the public participation process:

Survey

- 83.3% support a non-congregate shelter

- 94.7% support a permanent supportive housing project
- 90.5% see a need for more housing for persons fleeing or attempting to flee domestic violence
- 53.8% see some level of difficulty in getting into a shelter
- 30.4% see the greatest need as permanent supportive housing
- 34.7% see homeless at the population in greatest need

Group Meetings

- Permanent Supportive Housing is the number one need (x3)
- Supportive Services needs to be funded (x5)
- Shelter planning in the works at local nonprofit.
- Funding should go towards affordable housing.
- Money should go towards very low-income housing.

One-on-One Meetings

- Low-barrier affordable housing is the biggest need.
- Supportive services that will screen people for resources and continue working with them long term.
- Permanent Supportive housing is highest need.
- Need a Cahill Place for singles.
- Need for single family housing for large families.

Summarize any comments or recommendations not accepted and state the reasons why:

N/A – All comments received were incorporated into the Allocation Plan.

Needs Assessment and Gaps Analysis

Homeless Needs Inventory and Gap Analysis Table

Homeless													
	Current Inventory					Homeless Population				Gap Analysis			
	Family		Adults Only		Vets	Family HH (at least 1 child)	Adult HH (w/o child)	Vets	Victims of DV	Family		Adults Only	
	# of Beds	# of Units	# of Beds	# of Units	# of Beds					# of Beds	# of Units	# of Beds	# of Units
Emergency Shelter	153	#	84	#	#								
Transitional Housing	#	#	#	#	#								

Permanent Supportive Housing	#	40	#	#	#								
Other Permanent Housing						#	#	#	#				
Sheltered Homeless						36	85	#	20				
Unsheltered Homeless						#	54	#	#				
Current Gap										#	97	24	#

Source: Preliminary 2022 Point-In-Time Count

Housing Needs Inventory and Gap Analysis Table

Non-Homeless			
	Current Inventory	Level of Need	Gap Analysis
	# of Units	# of Households	# of Households
Total Rental Units	41,987		
Rental Units Affordable to HH at 30% AMI (At-Risk of Homelessness)	9,075		
Rental Units Affordable to HH at 50% AMI (Other Populations)	7,860		
0%-30% AMI Renter HH w/ 1 or more severe housing problems (At-Risk of Homelessness)		4,355	
30%-50% AMI Renter HH w/ 1 or more severe housing problems (Other Populations)		7,295	
Current Gaps			5,969

Source: Updated Comprehensive Housing Needs Analysis for Dakota County, March 2020

Describe the size and demographic composition of qualifying populations within the PJ's boundaries:

According to the preliminary 2022 Point-In-Time (PIT) count, there are approximately 195 homeless persons in Dakota County and 54 of these persons are unsheltered adults. Additionally, there are 141 individuals and families that are sheltered by living with other family members or other means. There is a gap of 97 family units and 24 adult beds estimated based on the preliminary 2022 PIT count. The Homeless Shelters Directory estimates are a bit higher stating that the chronic homelessness is estimated at 105 persons. Dakota County has an estimated 24 homeless veterans and a total of 75 homeless youth by the HUD definition living within its boundary.

The Minnesota Dash to End Homelessness (MN DASH) is a tool that uses Homeless Management Information System (HMIS) data to monitor a community's homelessness response system. The MN DASH homeless count for 2021 found the following demographic information for the SMAC area including the counties of Anoka, Dakota, Washington, and the City of Woodbury:

Race:

- White: 59.25%
- Native Hawaiian or Pacific Islander: 0.79%
- Black and African American: 38.8%
- Asian: 2.15%
- American Indian, Alaska Native, or Indigenous: 7.68%
- Other: 8.67%

Gender:

- Female: 51.13%
- Male: 48.07%
- Did not disclose: 0.37%

The MN DASH homeless count for 2021 found the following demographic information for Ramsey County:

Race:

- White: 30.97%
- Native Hawaiian or Pacific Islander: 1.0%
- Black and African American: 61.11%
- Asian: 3.83%
- American Indian, Alaska Native, or Indigenous: 9.66%

Gender:

- Female: 46.36%

- Male: 51.76%
- Did not disclose: 1.18%

Describe the unmet housing and service needs of qualifying populations, including but not limited to:

- **Sheltered and unsheltered homeless populations;**
- **Those currently housed populations at risk of homelessness;**
- **Other families requiring services or housing assistance or to prevent homelessness; and,**
- **Those at greatest risk of housing instability or in unstable housing situations:**

There were 468 veterans in the MN DASH in Ramsey County and 199 veterans in the SMAC area including Anoka, Dakota, Washington, and Woodbury. Dakota County has 24 chronically homeless veterans. Dakota County has 14,716 households that are severely cost-burdened, which means that they are paying more than 50 percent of their income towards rent.

There were 3,767 homeless persons served by SMAC in December 2021. There were 11,084 homeless persons served by Ramsey County in December 2021. The total homeless persons counted in the PIT count in Ramsey in 2019 was 1,345.

HMIS data for 2021 showed that Dakota County worked with 95 households and 221 persons to prevent homelessness. Coordinated Entry worked with 483 households of these 132 were considered chronically homeless, 386 had a disability, and 18 were veterans. There were 292 emergency sheltered and transitionally housed homeless persons in the 2021 PIT count for Dakota County.

There are currently 7,344 families on the voucher waiting list in Dakota County. These are people that need affordable rents and/or could be facing housing instability/at-risk of homelessness. Dakota County has 50 emergency housing vouchers. They are all allotted with 47 under contract. It can be difficult to find housing for barriered populations.

According to the Arc of Minnesota, there is a large need for housing for persons with disabilities earning 30 percent area median income or below. The Arc of Minnesota states it can supply the services, but more housing is needed for this population. 360 Communities, a local non-profit that runs two shelters for victims of domestic and sexual violence, says there is a high need for more emergency shelter beds as there is a long waitlist at both facilities.

There is a need for permanent supportive housing for singles according to public participation. There is also a need for supportive services for qualifying populations to assist them in moving forward. Survey participants saw a need for shelter and rental housing. One participant shared a need for single family housing for large families since living in an apartment building creates loud noises that bother neighbors, which results in nuisance calls.

Identify and consider the current resources available to assist qualifying populations, including congregate and non-congregate shelter units, supportive services, TBRA, and affordable and permanent supportive rental housing:

There are currently 237 beds of shelter for the homeless available per night in Dakota County based on the preliminary 2022 PIT count data. Of these beds, 153 beds are available for families and 84 beds are for adults. There are currently 43 domestic violence shelter beds available.

Cahill Place is a permanent supportive rental housing development with 40 units in Inver Grove Heights.

The Zero Balance Project, a rental assistance program, is currently available to Dakota County residents that are under 80 percent area median income through the end of 2022. This program will pay a maximum of 15 months of a person's back owed rent.

Local providers offer supportive services through the following initiatives:

- A drop-in center through 360 Communities.
- Housing and outreach services through Ally Supportive Services.
- Homelessness Prevention services through the Scott-Carver-Dakota CAP Agency.
- Social Services/Mental Health Case Management through Dakota County.
- Food shelves through Hastings Family Services, Neighbors Inc., 360 Communities, Salvation Army, and The Open Door Pantry.
- Emergency Assistance through Hastings Family Services.
- Clothing Closet through Salvation Army.
- Youth drop-in center through The Link.

Identify any gaps within the current shelter and housing inventory as well as the service delivery system:

According to SMAC 2021 data, there are 1,421 chronically homeless in the SMAC region which includes the counties of Anoka, Dakota, Washington, and the city of Woodbury. Ramsey County has 4,248 chronically homeless.

Identify the characteristics of housing associated with instability and an increased risk of homelessness if the PJ will include such

conditions in its definition of “other populations” as established in the HOME-ARP Notice:

Based on data from the Minnesota Court Information System, there are 60 evictions per year in Dakota County that led to housing instability.

Identify priority needs for qualifying populations:

The priority needs for the qualifying populations are non-congregate shelter units and rental housing. Dakota County’s goal is to add 10 non-congregate shelter units through HOME-ARP funding and other funding sources and 10 units of affordable housing units through HOME-ARP funding and other funding sources.

Explain how the level of need and gaps in its shelter and housing inventory and service delivery system based on the data presented in the plan were determined:

The County consulted with citizens, stakeholders, developers, and city administrators to determine the needs in Dakota County. Based on feedback and data, it is clear that emergency shelter and affordable rental units for individuals and families below 30 percent area median income are needed. The main data systems used were HMIS, PIT, and Minnesota Dash to End Homelessness Count.

HOME-ARP Activities

Describe the method for soliciting applications for funding and/or selecting developers, service providers, subrecipients and/or contractors and whether the PJ will administer eligible activities directly:

Dakota County will encourage HOME-ARP funding to be leveraged with other funding sources to support the development of rental housing and/or emergency shelter.

Rental Housing Development:

Funding will be allocated through a competitive application process open to all eligible, experienced entities, including the county, cities and towns, non-profits, and for-profit developers. To be considered eligible for funding, the County will require that the recipient, at a minimum meet the following criteria:

- A. Demonstrate that the recipient has the ability and financial capacity to undertake, comply, and manage the eligible activity.
- B. Demonstrate a familiarity with the requirements of other Federal, State, or local housing programs that may be used in conjunction with the HOME-ARP funding to ensure compliance.

- C. Have past experience with housing development as evidenced by the ability to own, construct, rehab, manage, and operate an affordable multifamily rental housing development.
- D. Make reasonable assurances that it can comply with requirements of HOME-ARP for the full Affordability Period.
- E. Extra points will be awarded for site control and other items to be determined.

Emergency Shelter:

Funding will be allocated through a competitive application process open to all eligible, experienced entities, including the county, cities and towns, nonprofits, and for-profit developers. To be considered eligible for funding, the County will require that the recipient, at a minimum meet the following criteria:

- A. Demonstrate that the recipient has the ability and financial capacity to undertake, comply, and manage the eligible activity.
- B. Demonstrate a familiarity with the requirements of other Federal, State, or local housing programs that may be used in conjunction with the HOME-ARP funding to ensure compliance.
- C. Have past experience with housing development as evidenced by the ability to own, construct, rehab, manage, and operate an emergency shelter.
- D. Make reasonable assurances that it can comply with requirements of HOME-ARP for the full Affordability Period.
- E. Extra points will be awarded for site control and other items to be determined.

If any portion of the PJ's HOME-ARP administrative funds were provided to a subrecipient or contractor prior to HUD's acceptance of the HOME-ARP allocation plan because the subrecipient or contractor is responsible for the administration of the PJ's entire HOME-ARP grant, identify the subrecipient or contractor and describe its role and responsibilities in administering all of the PJ's HOME-ARP program:

N/A

Use of HOME-ARP Funding

	Funding Amount	Percent of the Grant	Statutory Limit
Supportive Services	\$ 0		
Acquisition and Development of Non-Congregate Shelters	\$ 1,501,641		

Tenant Based Rental Assistance (TBRA)	\$ 0		
Development of Affordable Rental Housing	\$ 1,501,641		
Non-Profit Operating	\$ 0	# %	5%
Non-Profit Capacity Building	\$ 0	# %	5%
Administration and Planning	\$ 250,000	8 %	15%
Total HOME ARP Allocation	\$ 3,253,282		

Additional Narrative, if applicable:

Based on the applications that are submitted, the County may need to reallocate the funding between the rental housing and non-congregate shelter development. This will be a decision made by the Dakota County Board of Commissioners. The qualifying populations will remain the same.

The County will allocate 46 percent of the HOME-ARP Program funds (\$1,501,641) to the development of affordable rental housing. Eligible costs may include, but are not limited to, property acquisition, hard and soft development costs and operating subsidies required to serve extremely low-income households. The County will allocate 46 percent of the HOME-ARP Program funds (\$1,501,461) to the development of non-congregate shelter. The final 8 percent of funds (\$250,000) will be allocated to grant administration. Grant administration funds will be decreased if there is an increased need for funds for either the affordable rental development or the non-congregate shelter.

Describe how the characteristics of the shelter and housing inventory, service delivery system, and the needs identified in the gap analysis provided a rationale for the plan to fund eligible activities:

Homeless families and individuals who are very or extremely low-income households require a wide range of services and supports to remain stably housed. It is not surprising that outreach efforts generated a wide range of responses on system gaps and strategies to address them. However, the highest priority needs that were consistently identified through these efforts and reinforced with the data described earlier in this document were 1) Increasing the supply of housing available and affordable to the most vulnerable populations; and 2) Increasing the supply of non-congregate shelter units to the most vulnerable populations.

Increasing the supply of housing: The Minnesota Dash to End Homelessness shows there are significant gaps in the supply of shelter units and permanent rental housing for households at or below 30 percent AMI. Even when homeless or at-risk households have access to resources like rental assistance vouchers or emergency rental assistance, many of them are unable to find an available apartment in their price range

or a landlord willing to accept those subsidies. To address this need, Dakota County intends to dedicate a significant portion its HOME-ARP funds to producing housing accessible and affordable to eligible populations, particularly extremely low-income and homeless households. These resources will be available to acquire, produce and preserve housing affordable to these vulnerable populations.

Increasing the non-congregate shelter units: Based on the analysis in this Plan, there is a significant gap showing a need for more non-congregate shelter units for families and individuals. Members of the Affordable Housing Coalition continually share stories about a long waitlist for current shelters. To address this need, the County intends to dedicate half of the HOME-ARP funds to assist in producing a non-congregate shelter that is accessible to the qualifying population. These resources will be available to the awarded application to acquire, construct, and preserve a shelter for the vulnerable populations.

HOME-ARP Production Housing Goals

Estimate the number of affordable rental housing units for qualifying populations that the PJ will produce or support with its HOME-ARP allocation:

The County estimates that 10 non-congregate shelter units will be produced through HOME-ARP funding and other funding sources, and 10 units of new affordable rental housing through HOME-ARP and other funding sources.

Describe the specific affordable rental housing production goal that the PJ hopes to achieve and describe how it will address the PJ's priority needs:

The County estimates it can support the creation of a new affordable housing rental development with 10 of the units funded with HOME-ARP funding. This will be fully completed through the leveraging of HOME-ARP, HOME Investment Partnerships Program funds, and tax credit funds. The applications that come in will also leverage other financing tools to maximize unit production as well.

The County estimates it can support the creation of 10 non-congregate shelter units with HOME-ARP funding. This will be fully completed through the leveraging of ARPA, private funds and local levy dollars. The applications that come in will also leverage other financing tools to maximize unit production as well.

Preferences

Identify whether the PJ intends to give preference to one or more qualifying populations or a subpopulation within one or more qualifying populations for any eligible activity or project:

Yes, the County intends to give preference to Category 1 – Homeless and Category 4 – 30% AMI or below with 50% cost burden for the HOME-ARP funding.

If a preference was identified, describe how the PJ will use HOME-ARP funds to address the unmet needs or gaps in benefits and services of the other qualifying populations that are not included in the preference:

There are more homeless persons and families, and families below 30 percent AMI that are paying more than 50 percent towards rent in Dakota County than potentially fundable units of shelter or housing. This means that more than likely all the housing built will go to the preferred qualifying population – homeless. The other qualifying populations will continue to have their needs met by other funding sources. There are other shelters for domestic violence, sexual assault, dating violence, and human trafficking victims. There are other funding sources for those at risk of homelessness through eviction prevention and rental assistance. The other vulnerable populations will receive assistance through this program as well because 70 percent of the housing is for the qualifying population and the other 30 percent is for low-income housing. The low-income housing would be for the other vulnerable populations.

There are several other funding sources that help the other qualifying populations. The at-risk of homelessness population receives funding from Emergency Rental Assistance Program and Emergency Solutions Grant. For victims of domestic violence and other forms of domestic assault, Continuum of Care funding as well as state and federal funding is used to support their needs.

HOME-ARP Refinancing Guidelines

Establish a minimum level of rehabilitation per unit or a required ratio between rehabilitation and refinancing to demonstrate that rehabilitation of HOME-ARP rental housing is the primary eligible activity

N/A.

Require a review of management practices to demonstrate that disinvestment in the property has not occurred; that the long-term needs of the project can be met; and that the feasibility of serving

qualified populations for the minimum compliance period can be demonstrated.

N/A

State whether the new investment is being made to maintain current affordable units, create additional affordable units, or both.

N/A

Specify the required compliance period, whether it is the minimum 15 years or longer.

N/A

State that HOME-ARP funds cannot be used to refinance multifamily loans made or insured by any federal program, including CDBG.

N/A

Other requirements in the PJ's guidelines, if applicable:

N/A

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 04/08/2022	DAKOTA COUNTY COMMUNITY DEVELOPM	1000368678	421752

4. The publisher's lowest classified rate paid by commercial users for comparable space, as determined pursuant to § 331A.06, is as follows: **\$257.60**

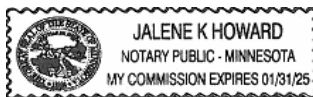
5. Mortgage Foreclosure Notices. Pursuant to Minnesota Statutes §580.033 relating to the publication of mortgage foreclosure notices: The newspaper's known office of issue is located in Hennepin County. The newspaper complies with the conditions described in §580.033, subd. 1, clause (1) or (2). If the 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: 04/08/2022

Jalene K. Howard



Notary Public

Man pleads guilty to shooting cop

He gets 11-year sentence in wounding of Brooklyn Park officer in 2020.

By PAUL WALSH paul.walsh@startribune.com

A 39-year-old man changed his mind a day before going on trial and has pleaded guilty to firing several gunshots and wounding a police officer outside a home in Brooklyn Park in late 2020 before he was struck by return fire.

Tyrice D. Laws of Crystal pleaded guilty to attempted first-degree murder Tuesday in Hennepin County District Court in connection with the shootout on Dec. 12, 2020, in the 6500 block of N. Georgia Avenue.

The plea agreement calls for Laws to receive a term of 11 years and three months. With credit for time in jail since his arrest, Laws is likely



Laws

Additional counts of first-degree assault, violation of a court order for protection and a weapons violation would be dropped upon sentencing, scheduled for April 14.

Laws' jury trial was to begin Wednesday before Judge Tamara Garcia.

According to the criminal complaint:

From her surveillance livestream, the mother of Laws' children saw a vehicle pull into her drive while she and her children were elsewhere. Laws called and demanded to see the children.

She called 911 to report he was there, violating of an order of protection. The filing in that case alleged he assaulted her

there on March 29. Authorities have not yet released his identity.

Court records do not list an attorney for Davis. He was due to make his first court appearance this afternoon.

The criminal complaint noted that Davis has been convicted twice in juvenile court for aggravated robbery and is currently in custody for violating probation in those cases.

According to the criminal complaint, a relative of the victim told police that she received a cellphone video showing numerous kicks to the man's head from someone standing over him.

The video, recorded by

in a hotel room in November 2019, leaving injuries serious enough for her to be taken by ambulance to a nearby hospital.

Two officers arrived in separate squad cars and approached Laws' vehicle from each side. Laws exited his car, crouched and reached into his vehicle before standing. He soon reached down again, drew a handgun and pointed it at one of the officers.

He shot five or six times at one officer. Both officers returned fire. One of them wounded Laws in the arm.

Officer Andrew McComb, an 18-year veteran of the Brooklyn Park Police Department, was taken to a hospital and treated for a gunshot wound.

Laws was arrested "after an extensive law enforcement search," according to a police statement.

Paul Walsh • 612-673-4482

Video of beating leads to murder charge

A man used his girlfriend to lure another man to a downtown Minneapolis apartment and fatally beat him in an assault recorded on cellphone video and posted to social media, according to murder charges filed Thursday.

Emmanuel T. Davis, 19, of Minneapolis was charged in Hennepin County District Court with second-degree intentional murder during a robbery in connection with the beating of a 19-year-old man last month at an apartment in the 1300 block of S. Nicollet Avenue.

The victim was taken by emergency responders to a hospital on March 6 and died

there on March 29. Authorities have not yet released his identity.

Court records do not list an attorney for Davis. He was due to make his first court appearance this afternoon.

The criminal complaint noted that Davis has been convicted twice in juvenile court for aggravated robbery and is currently in custody for violating probation in those cases.

According to the criminal complaint, a relative of the victim told police that she received a cellphone video showing numerous kicks to the man's head from someone standing over him.

The video, recorded by

a female of unknown age, appeared to have been posted from the victim's phone to Facebook.

Police tracked down the man at a hospital, where he was unresponsive and "had severe head trauma" that proved fatal, the complaint read.

The video Facebook posting led officers to Davis. He admitted to police that he hired his girlfriend to lure the victim to the apartment, intending to "stomp on [him] a little bit," according to the complaint.

He also admitted to stealing the victim's phone and sending videos and messages to people after the assault.

PAUL WALSH

Think tank sues over canceled luncheon

◀ CAE from B1

The March 15 event was to feature a panel discussion on crime and public safety by Olmsted County Sheriff Kevin Torgerson, Rochester Police Chief Jim Franklin and Jeff Van Nest, a public safety policy fellow at CAE.

In a statement, CAE said its event was canceled "after leftist activists pressured the venue with an online petition signed by 90 people."

"It's too bad the Rochester Country Club couldn't stand up for free speech ... and stay true to their contract," CAE President John Hinderaker said.

"The people of Olmsted County were denied the chance to hear from a great panel of experts on a really important topic. But free

speech will ultimately prevail. We will reschedule the event in Rochester at a different venue as soon as possible."

In a statement, the country club said it canceled the event "because it generated controversy among Club members."

By shutting down the event, the club "was not picking sides or endorsing any political position," it said in a court filing. "[The club] was putting its membership before politics."

In a legal filing, the club included a news story about protesters gathered outside a CAE program in Duluth last summer on critical race theory.

The protest, the club said, illustrated the "divisive nature" of CAE's programs.

Furthermore, the club said,

its standard event contract gives the club the right, "at its sole discretion, to refuse to allow the use of Club facilities for any proposed event."

In its civil complaint, CAE claims that the club reneged on a valid contract "based on its ulterior motive of mollifying a radical mob."

In addition to the harm to its reputation, the center said, it incurred significant expenses in planning the event.

Nystrom said the center is using the cancellation to whip up emotions among its supporters.

Nystrom and her husband own a Rochester restaurant, and she said her business and her family have been repeatedly attacked on social media by CAE supporters.

"Yeah, we started the petition," she said. "But now they're using this as a jumping-off point for something that is horrible and toxic."

John Reinan • 612-673-7402

Wild birds likely carrying flu between states

◀ BIRD FLU from B1

counties, affecting more than 1 million birds. A U.S. Department of Agriculture emergency response team has been activated in Minnesota to help control and contain the spread.

The Centers for Disease Control and Prevention estimates that poultry in 24 states have been infected with the highly contagious illness, affecting nearly 23 million birds. A commercial turkey farm in Indiana reported the first cases of this year's outbreak in February. Wild birds are likely bringing the virus across state lines.

"The virus is different this time, and the need and the urgency is greater," said Rep. John Burkel, R-Badger, a former turkey farmer who experienced the state's 2015 bird-flu outbreak. "The money we're talking about is \$1 million. It will buy us a couple of weeks of testing materials and equipment."

The funding can be used for testing supplies, disease surveillance and other emergency response needs. Minnesota is the top turkey producer in the nation, with more than 600 turkey farms across the state that raise roughly 40 million birds



SCOTT MORGAN • New York Times

A highly contagious and deadly form of bird flu has been spreading across the U.S. and has been detected in 24 states.

annually. The 2015 outbreak resulted in the death of roughly 9 million birds in Minnesota.

The outbreak poses low risk to humans. Farmers are working to depopulate flocks where infections are detected and segregate them from healthy birds. The University of Minnesota Extension is encouraging bird owners to keep new or returning birds separate from existing flocks for 30 days.

The funding for the bird-flu response was originally attached to a broader Sen-

ate package to provide aid to farmers hit hardest by last summer's drought. But the bill didn't match up with a similar drought proposal pushed by the DFL-led House.

The divided Legislature agreed to pass the bird-flu funding separately and work out disagreements on drought relief later.

Staff writer Brooks Johnson

contributed to this report.

Briana Bierschbach • 651-925-5042

Twitter: @bbierschbach

Mom charged in boy's fatal overdose

A 3-year-old boy's death is being blamed on a fentanyl overdose that occurred in a West St. Paul apartment where the child and his mother were staying with a dealer, according to charges filed against the woman.

Queenetta J. McDaniel, 34, of Maplewood was charged Wednesday in Dakota County District Court with second-degree manslaughter in connection with the death of the boy on Dec. 7, 2020.

A warrant has been issued for McDaniel's arrest. Court records do not list an attorney for her. Messages were left Thursday with McDaniel seeking her response to the allegations.

According to the criminal

complaint:

Police and emergency medical providers were summoned to the apartment around 7:40 a.m. McDaniel said she awoke and noticed that the boy had vomited and was not breathing. She said he had been fine up to 11 p.m., when he went to sleep.

The boy, whose name was not disclosed in the charging document, was taken by ambulance to a hospital and died there soon after.

That same day, police suspected that McDaniel might be under the influence of drugs, and they collected a blood sample for testing. It revealed fentanyl in her system.

Witnesses told police that

McDaniel was a "heavy and habitual user of illicit drugs, including fentanyl, at the time of the [boy's] death," the complaint read.

The Ramsey County Medical Examiner's Office determined the boy died from a fentanyl overdose. The complaint did not specify how the boy ingested the potent opioid.

McDaniel and her son had been staying at the apartment for a couple of days. Investigators learned that a resident had been selling fentanyl and other illicit drugs out of the home. A law enforcement search of the unit turned up drug paraphernalia in a bedroom and bathroom.

PAUL WALSH

Man dead, woman badly wounded in south Mpls. shooting

Police are investigating a shooting that left one man dead and a woman severely injured in south Minneapolis on Wednesday night.

Minneapolis police responded to the sounds of shots fired in the 2400 block of 17th Avenue S. at about 8:32 p.m., according to police spokesman Garrett Parten.

There officers found a man and a woman with gunshot wounds, and provided medical aid.

The man died at the scene and the woman was transported to a hospital with life-threatening injuries. No one has been arrested, and Parten said police are trying to determine the rela-

tionship between the two victims.

This is the city's 20th homicide in 2022, according to the Star Tribune's database.

Police ask anyone with information to call CrimeStoppers at 800-222-8477 or to submit a tip at crimestoppersmn.org.

ALEX CHHITH

CLASSIFIEDS + PUBLIC NOTICES

STARTRIBUNE.COM/CLASSIFIEDS • 612.673.7000 • 800.927.9233

Mortgage Foreclosures	Certificates of Assumed Name	Legal Notices
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 conditions of the following described mortgage: DATE OF MORTGAGE: May 8, 2007 MORTGAGOR: Leonard W. Koerner and Margaret A. Koerner, Husband and Wife. MORTGAGEE: Mortgage Electronic Registration Systems, Inc. as nominee for First Mortgage Solutions its successors and assigns. DATE AND PLACE OF RECORDING: Recorded May 30, 2007 Sherburne County Recorder, Document No. 651139. ASSIGNMENTS OF MORTGAGE: Assigned to: U.S. Bank National Association, Dated August 29, 2008 Recorded September 11, 2008, as Document No. 679741. TRANSACTION AGENT: Mortgage Electronic Registration Systems, Inc. TRANSACTION AGENT'S MORTGAGE IDENTIFICATION NUMBER ON MORTGAGE: 100021278104715029 LENDER OR BROKER AND MORTGAGE ORIGINATOR STATED ON MORTGAGE: First Mortgage Solutions RESIDENTIAL MORTGAGE SERVICER: U.S. Bank National Association MORTGAGED PROPERTY ADDRESS: 11454 190th Lane NW, Elk River, MN 55330 LEGAL DESCRIPTION OF PROPERTY: Lot 4, Block 4, Cherryhill Bluffs Second Addition, Sherburne County, Minnesota COUNTY IN WHICH PROPERTY IS LOCATED: Sherburne ORIGINAL PRINCIPAL AMOUNT OF MORTGAGE: \$184,000.00 AMOUNT DUE AND CLAIMED TO BE DUE AS OF DATE OF NOTICE, INCLUDING TAXES, IF ANY, PAID BY MORTGAGEE: \$300,769.13 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: May 3, 2022, 10:00 AM PLACE OF SALE: Sherburne County Courthouse, 13880 Highway 10, Elk River, MN 55330 to pay the debt then secured by said Mortgage, and taxes, if any, on said premises, and the costs and disbursements, including attorneys' fees allowed by law subject to redemption within six (6) months from the date of said sale by the mortgage(s), their personal representatives or assigns unless reduced to Five (5) weeks under MN Stat. §580.07. TIME AND DATE TO VACATE PROPERTY: If the real estate is owner-occupied, single-family dwelling, unless otherwise provided by law, the date on or before which the mortgage(s) must vacate the property if the mortgage is not released under section 580.30 or the property is not redeemed under section 580.23 is 11:59 p.m. on November 3, 2022, unless that date falls on a weekend or legal holiday, in which case it is the next weekday, and unless the redemption period is reduced to 5 weeks under MN Stat. Secs. 580.07 or 580.032. MORTGAGOR(S) RELEASED FROM FINANCIAL OBLIGATION ON MORTGAGE: None THE TIME ALLOWED BY LAW FOR THE MORTGAGOR, THE MORTGAGOR'S PERSONAL REPRESENTATIVES OR ASSIGNS, MAY BE REDUCED TO FIVE WEEKS IF A JUDICIAL ORDER IS ENTERED BY THE MINNESOTA STATUTES, SECTION 582.032, DETERMINING, AMONG OTHER THINGS, THAT THE MORTGAGED PREMISES ARE IMPROVED WITH A RESIDENTIAL DWELLING OF LESS THAN FIVE UNITS, ARE NOT PROPERTY USED IN AGRICULTURAL PRODUCTION, AND ARE ABANDONED. Dated: February 25, 2022. U.S. Bank National Association Mortgagee/Assignee of Mortgagee LIEBO, WEINGARTEN, DOBIE & BARCE, P.L.L.C. in and for Minnesota Attorneys for Mortgagee/Assignee of Mortgagee 4500 Park Glen Road #300 Minneapolis, MN 55416 (952) 925-6800 IN THE EVENT REQUIRED BY FEDERAL LAW: THIS IS A COMMUNICATION FROM A DEBT COLLECTOR. 3/11, 3/18, 3/25, 4/1, 4/8, 4/15/22 Star Tribune	Certificate of Assumed Name, State of Minnesota, Pursuant to Chapter 333 Minnesota Statutes: the undersigned, who is or will be conducting business in the State of Minnesota under an assumed name, hereby certifies: 1. State the exact assumed name under which the business is or will be conducted: Centro Nicollet 2. State the address of the principal place of business, 1414 Quincy ST NE Minneapolis MN 55413 3. List the name and complete street address of all persons conducting business under the above Assumed Name, Centro Restaurant Group, LLC 1414 Quincy ST NE Minneapolis MN 55413 4. I certify that I am authorized to sign this certificate and I further certify that I understand that by signing this certificate, I am subject to the penalties of perjury as set forth in Minnesota Statutes section 609.48 as if I had signed this certificate under oath. Dated: 04/05/2022 (Signed) Arlo Allen-Daniel Certificate of Assumed Name, State of Minnesota, Pursuant to Chapter 333 Minnesota Statutes: the undersigned, who is or will be conducting business in the State of Minnesota under an assumed name, hereby certifies: 1. State the exact assumed name under which the business is or will be conducted: Mad Mir Dye 2. State the address of the principal place of business, 2925 Monterey Ave. #3W St. Louis Park MN 55416 3. List the name and complete street address of all persons conducting business under the above Assumed Name, Miriam Rachel Zien-Edgar, 2925 Monterey Ave. #3W St. Louis Park MN 55416 4. I certify that I am authorized to sign this certificate and I further certify that I understand that by signing this certificate, I am subject to the penalties of perjury as set forth in Minnesota Statutes section 609.48 as if I had signed this certificate under oath. Dated: 04/05/2022 (Signed) Miriam Zien-Edgar Certificate of Assumed Name State of Minnesota, Pursuant to Chapter 333 Minnesota Statutes: the undersigned, who is or will be conducting business in the State of Minnesota under an assumed name, hereby certifies: 1. State the exact assumed name under which the business is or will be conducted: Collaborative Care Services LLC 2. State the address of the principal place of business, Robyn Lynn Baumgarten 10536 Hidden Oaks Lane N Champlin MN 55316 3. List the name and complete street address of all persons conducting business under the above Assumed Name, Robyn Lynn Baumgarten 10536 Hidden Oaks Lane N Champlin MN 55316 4. I certify that I am authorized to sign this certificate and I further certify that I understand that by signing this certificate, I am subject to the penalties of perjury as set forth in Minnesota Statutes section 609.48 as if I had signed this certificate under oath. Dated: 04/04/2022 (Signed) Robyn Baumgarten Certificate of Assumed Name State of Minnesota, Pursuant to Chapter 333 Minnesota Statutes: the undersigned, who is or will be conducting business in the State of Minnesota under an assumed name, hereby certifies: 1. State the exact assumed name under which the business is or will be conducted: Refine Wealth Strategies 2. State the address of the principal place of business, 601 Carlson Parkway Suite 300 Minnetonka MN 55305 3. List the name and complete street address of all persons conducting business under the above Assumed Name, Brian Robert Kelly 601 Carlson Parkway Suite 300 Minnetonka MN 55305 David Klein 601 Carlson Parkway Suite 300 Minnetonka MN 55305 Larwin Kauffman 601 Carlson Parkway Suite 300 Minnetonka MN 55305 4. I certify that I am authorized to sign this certificate and I further certify that I understand that by signing this certificate, I am subject to the penalties of perjury as set forth in Minnesota Statutes section 609.48 as if I had signed this certificate under oath. Dated: 03/28/2022 (Signed) Brian Kelly	CHIEF'S TOWING PUBLIC NOTICE TOWED BLOOMINGTON 12/15/2021 1999 MERCEDES WDBHA24G6XA660923 TOWED BLOOMINGTON 02/01/2022 2004 NISSAN JN8AZ08W44W319847 TOWED EDINA 02/09/2022 2001 NISSAN 3NB851D41L131117 Failure of owner/lien holder to Reclaim vehicle per MN Statute 168B.07 & 168B.051 will result in Waiver of all rights to vehicle and Sale or auction per 168B.08 To be sold in APRIL 2022 Notice of Redistricting Notice is hereby given that the Fridley City Council adopted Ordinance No. 1401, Amending the Fridley City Code Chapter 1, Legislative Body, Pertaining to Ward and Precinct Boundaries at the March 28, 2022 City Council meeting. The ordinance amended the borders of the City's election precincts in each of the City's wards. Ward boundaries are available on an updated map of the City's polling locations may be found at: https://fridleymn.gov/359/Where-Do-I-Vote. Questions may be directed to the City Clerk's Office at 763-572-3523 or cityclerk@fridleymn.gov. NOTICE TO ANNOUNCE PUBLIC HEARING Notice is hereby given that the Dakota County Board of Commissioners will hold a public hearing on the 19th day of April, 2022 at 9:00 a.m. in the County Board Room of the Dakota County Administration Center, 1590 West Highway 55, Hastings, MN, for the purpose of receiving comments from the general public on the Dakota County HOME Investment Partnerships Program American Rescue Plan (HOME-ARP) Allocation Plan. The HOME-ARP Allocation Plan is a document mandated by the U.S. Department of Housing and Urban Development (HUD) that outlines local homelessness needs and identifies strategies for addressing them using funds from the HOME-ARP. You may submit comments for the public hearing via email to County Admin@co.dakota.mn.us. Persons wishing additional information on the public hearing or the HOME-ARP Allocation Plan should contact Kevin Paulsen of the Dakota County Community Development Agency (CDA) at 651-464-4468 or k.paulsen@dakotacda.org An Allocation Plan is available on the Dakota County CDA web site at www.dakotacda.org and on the County website at www.dakotacounty.us. Upon request, the Dakota County CDA will make every attempt to make the information available in alternative formats. NOTICE TO ANNOUNCE PUBLIC HEARING Notice is hereby given that the Dakota County Board of Commissioners will hold a public hearing on the 19th day of April, 2022 at 9:00 a.m. in the County Board Room of the Dakota County Administration Center, 1590 West Highway 55, Hastings, MN, for the purpose of receiving comments from the general public on the Dakota County Fiscal Year (FY) 2022 Annual Action Plan. The FY 2022 Annual Action Plan is a document mandated by the U.S. Department of Housing and Urban Development (HUD) that outlines local affordable housing and community development needs and identifies strategies for addressing them using funds from the Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), and Emergency Solutions Grant (ESG) Programs for Dakota County. You may submit comments for the public hearing via email to County Admin@co.dakota.mn.us. Persons wishing additional information on the public hearing, the FY 2022 Annual Action Plan, or the proposed CDBG, HOME, or ESG expenditures should contact Maggie Dykes of the Dakota County Community Development Agency (CDA) at 651-675-4464 or mdykes@dakotacda.org An executive summary and the list of proposed uses of the 2022 CDBG, HOME, and ESG funds is available on the Dakota County CDA web site at www.dakotacda.org and on the County website at www.dakotacounty.us. Upon request, the Dakota County CDA will make every attempt to make the information available in alternative formats.

AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA) ss
COUNTY OF DAKOTA

Tonya Orbeck being duly sworn on an oath, states or affirms that he/she is the Publisher's Designated Agent of the newspaper(s) known as:

Dakota County Tribune

with the known office of issue being located in the county of:

DAKOTA

with additional circulation in the counties of:

DAKOTA

and has full knowledge of the facts stated below:

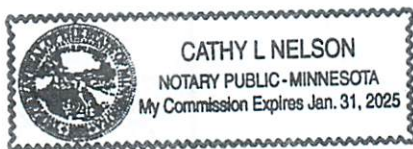
- (A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper as provided by Minn. Stat. §331A.02.
- (B) This Public Notice was printed and published in said newspaper(s) once each week, for 1 successive week(s); the first insertion being on 04/08/2022 and the last insertion being on 04/08/2022.

MORTGAGE FORECLOSURE NOTICES
Pursuant to Minnesota Stat. §580.033 relating to the publication of mortgage foreclosure notices: 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.

By: *Tonya Orbeck*
Designated Agent

Subscribed and sworn to or affirmed before me on 04/08/2022 by Tonya Orbeck.

Cathy L. Nelson
Notary Public



Rate Information:

(1) Lowest classified rate paid by commercial users for comparable space:
\$10 per column inch

Ad ID 1218493

DAKOTA COUNTY NOTICE TO ANNOUNCE PUBLIC HEARING

Notice is hereby given that the Dakota County Board of Commissioners will hold a public hearing on the 19th day of April, 2022 at 9:00 a.m. in the County Board Room of the Dakota County Administration Center, 1590 West Highway 55, Hastings, MN, for the purpose of receiving comments from the general public on the Dakota County HOME Investment Partnerships Program American Rescue Plan (HOME-ARP) Allocation Plan. The HOME-ARP Allocation Plan is a document mandated by the U.S. Department of Housing and Urban Development (HUD) that outlines local homelessness needs and identifies strategies for addressing them using funds from the HOME-ARP.

You may submit comments for the public hearing via email to CountyAdmin@co.dakota.mn.us. Persons wishing additional information on the public hearing or the HOME-ARP Allocation Plan should contact Kevin Paulsen of the Dakota County Community Development Agency (CDA) at 651-675-4468 or kpaulsen@dakotacda.org.

An Allocation Plan is available on the Dakota County CDA web site at www.dakotacda.org and on the County website at www.dakotacounty.us. Upon request, the Dakota County CDA will make every attempt to make the information available in alternative formats.

Published in the
Dakota County Tribune
April 8, 2022
1218493



Board of Commissioners

Request for Board Action

Item Number: DC-949

Agenda #: 5.3

Meeting Date: 4/19/2022

DEPARTMENT: Public Services and Revenue Administration

FILE TYPE: Regular Action

TITLE

Public Hearing To Receive Comments On Redistricting Plan And Adoption Of Redistricting Plan For Dakota County Commissioner Districts

PURPOSE/ACTION REQUESTED

Conduct public hearing to receive comments on Redistricting Plan and adopt the Redistricting Plan for Dakota County Commissioner districts.

SUMMARY

Following a national census conducted every ten years, state and local governments are required to redraw their elective districts. The constitutional basis for redistricting is to afford all citizens the equal protection of the law by providing population equality in each electoral district thereby providing for equal probability of representation. Since the 2010 census, Dakota County's population grew to 439,882, which is an increase of 41,330 residents or ten percent.

Dakota County will have seven Commissioner districts of like population. The districts:

- Must be bounded by precinct lines, which may also correspond with town, municipal and ward boundaries.
- Must be composed of contiguous territory and be as regular and compact as practicable.
- Should maintain areas with similar interests and shall not be drawn with the purpose of denying voting rights.
- Cannot vary in population more than ten percent from the average of all districts. The ideal population for commissioner districts is 62,840 residents. Commissioner districts must be between 56,556 and 69,124 residents.

The County Board of Commissioners announced their intention to consider and adopt a redistricting plan at the March 22, 2022 regular meeting. The Notice of Intent to Redistrict was published in the newspaper contracted to publish commissioner meeting proceedings (Dakota County Tribune) for three consecutive weeks on March 25, April 1 and 8, 2022. The notice was also published on the Dakota County website. Three redistricting options were posted on the Dakota County redistricting webpage on April 12, 2022, and are available for review in the Elections Department (See attachments for Option 1, Option 2 and Option 3).

The adopted redistricting plan is effective on the 31st day after filing with the County Elections Department. To be effective for the 2022 election, it must be filed on or before May 3, 2022. After

redistricting, commissioners must stand for election if the total shift of population in and out of the district is greater than five percent of the average population of all districts. Commissioner districts must have a total shift in population that is less than 3,142 residents. The County Board of Commissioners must determine the number of commissioners who shall be elected for two-year and four-year terms in order to provide for staggered terms on the board.

RECOMMENDATION

Staff recommends adopting Option 1 of the Commissioner Redistricting Plan.

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 is required to adopt a Redistricting Plan for the county, pursuant to Minn. Stat. §375.025; and

WHEREAS, by Resolution No. 22-138 (March 22, 2022), the County Board noticed its intent to adopt a Redistricting Plan, pursuant to Minn. Stat. §375.025, at its regularly scheduled meeting on April 19, 2022, in the Board Room, Administration Center, Hastings, Minnesota; and

WHEREAS, pursuant to Minn. Stat. §375.025, the statutory requirements for publication of the County Board's notice of intent to adopt a Redistricting Plan were met; and

WHEREAS, the Notice of Intent to Redistrict was published in the newspaper contracted to publish commissioner meeting proceedings (Dakota County Tribune) for three consecutive weeks on March 25, April 1 and 8, 2022, and posted on the Dakota County website at www.co.dakota.mn.us; and

WHEREAS, three redistricting options were posted on the Dakota County redistricting webpage on April 12, 2022; and

WHEREAS, a public hearing was held for the purpose of receiving comments and informing the public of the Redistricting Plan; and

WHEREAS, pursuant to Minn. Stat. §375.025, the Redistricting Plan adopted by the County Board must be placed on file with the County Elections Department.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the following Redistricting Plan for Dakota County Commissioner District Numbers One through Seven, to be effective in accordance with Minn. Stat. §375.025 and directs this plan be filed with the County Elections Department:

COMMISSIONER DISTRICT 1

Townships

Castle Rock Township, Precinct 1

Douglas Township, Precinct 1

Eureka Township, Precinct 1

Greenvale Township, Precinct 1
Hampton Township, Precinct 1
Marshan Township, Precinct 1
Nininger Township, Precinct 1
Randolph Township, Precinct 1
Ravenna Township, Precinct 1
Sciota Township, Precinct 1
Vermillion Township Precinct 1
Waterford Township, Precinct 1

Cities

Coates, Precinct 1
Farmington, Precincts 1, 2, 3, 4, 5 and 6
Hampton, Precinct 1
Hastings, Ward 1 - Precincts 1 and 2
Hastings, Ward 2 - Precincts 2 and 3
Hastings, Ward 3 - Precincts 1 and 2
Hastings, Ward 4 - Precincts 1 and 2
Miesville, Precinct 1
New Trier, Precinct 1
Northfield, Ward 3 - Precinct 2
Randolph, Precinct 1
Vermillion, Precinct 1

COMMISSIONER DISTRICT 2

Cities

Inver Grove Heights, Precincts 1, 4, 5, 6, 7, 8, 9 and 10
South Saint Paul, Precincts 1, 2, 3, 4 and 5
West Saint Paul, Ward 1 - Precincts 1 and 2
West Saint Paul, Ward 2 - Precincts 1 and 2
West Saint Paul, Ward 3 - Precincts 1 and 2

COMMISSIONER DISTRICT 3

Cities

Eagan, Precincts, 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12
Lilydale, Precinct 1
Mendota, Precinct 1
Mendota Heights, Precincts 1, 2, 3, 4 and 5
Sunfish Lake, Precinct 1

COMMISSIONER DISTRICT 4

Townships

Empire Township, Precinct 1

Cities

Eagan, Precincts 13, 14, 15, 16, 17 and 18

Inver Grove Heights, Precincts 2, 3, 11 and 12

Lakeville, Precincts 16 and 18

Rosemount, Precincts 1, 2, 4, 6, 7 and 8

COMMISSIONER DISTRICT 5

Cities

Burnsville, Precincts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17

COMMISSIONER DISTRICT 6

Cities

Lakeville, Precincts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 and 17

COMMISSIONER DISTRICT 7

Cities

Apple Valley, Precincts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 and 16

Rosemount, Precincts 3 and 5

; and

BE IT FURTHER RESOLVED, That pursuant to Minn. Stat. §375.025, elections are required to be held in 2022 for Dakota County Commissioner Districts 1, 2, 3, 4 and 6 established by this resolution due to population shifts of more than five percent in those districts; and

BE IT FURTHER RESOLVED, That pursuant to Minn. Stat. §375.025. the members of the County Board to be elected in 2022 in Commissioner Districts 1, 2, 3 and 6 shall be elected for four-year terms; and

BE IT FURTHER RESOLVED, That pursuant to Minn. Stat. §375.025, the members of the County Board to be elected in 2022 in Commissioner Districts 4 shall be elected for two-year terms; and

BE IT FURTHER RESOLVED, That pursuant to Minn. Stat. §375.025 an election is not required in District 5 and 7, and the incumbent shall continue to serve until expiration of the existing term; and

BE IT FURTHER RESOLVED, That the County Manager is hereby directed to file this resolution, together with a map reflecting this Redistricting Plan, in the County Elections Department, no later than 4:30 P.M., on May 3, 2022, to be effective for the 2022 State Primary and State General Elections; and

BE IT FURTHER RESOLVED, That pursuant to Minn. Stat. §204B.14 the Dakota County Elections Department shall publish a notice that describes congressional, legislative and county commissioner district boundaries in the Dakota County Tribune; and

BE IT FURTHER RESOLVED, That a copy of this resolution shall be forwarded to the Minnesota Secretary of State, the Dakota County Legislative Delegation, and Dakota County cities and townships.

PREVIOUS BOARD ACTION

22-138; 3/22/22

ATTACHMENTS

Attachment: Option 1 - Commissioner District Map

Attachment: Option 2 - Commissioner District Map

Attachment: Option 3 - Commissioner District Map

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

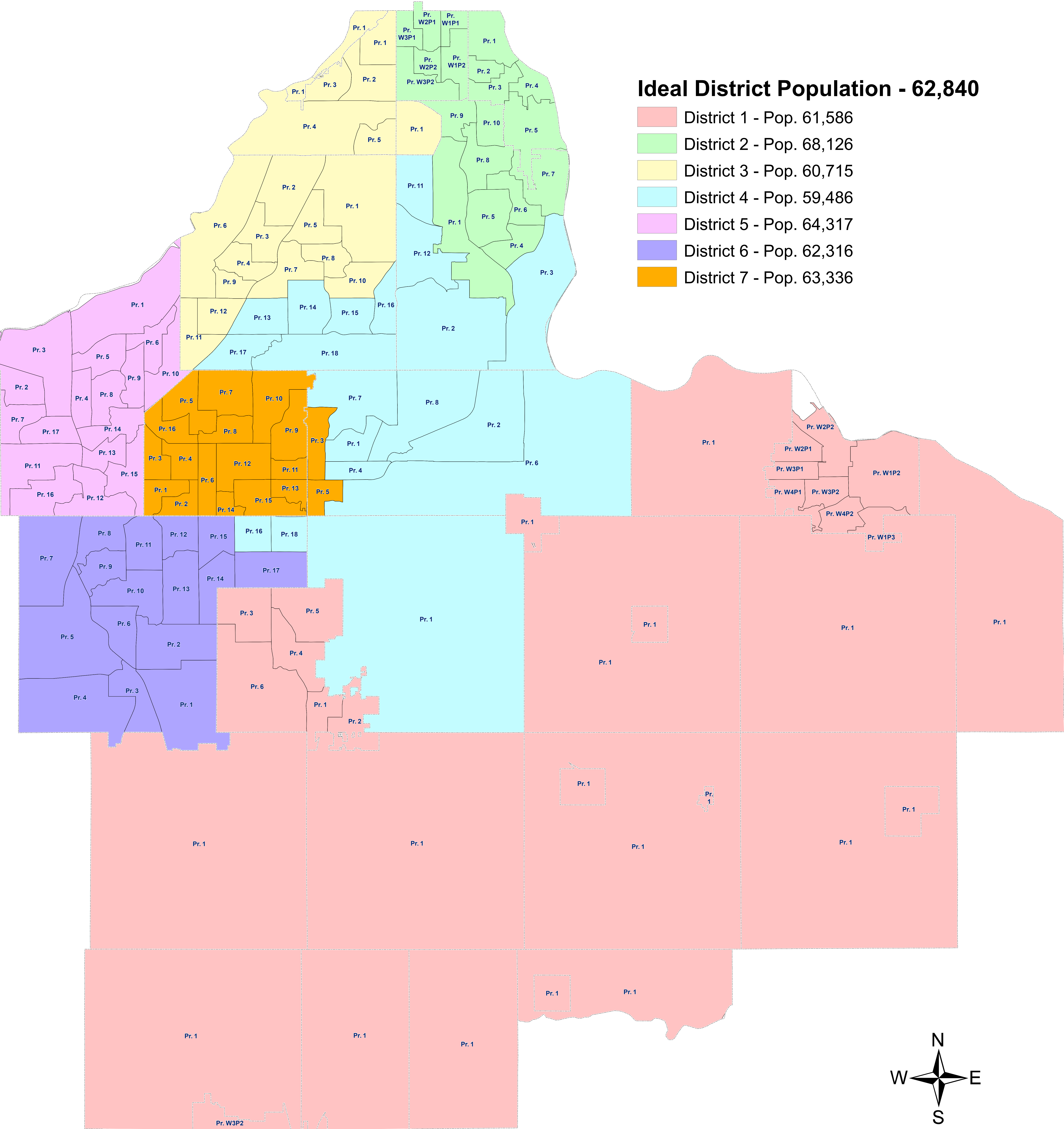
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CONTACT

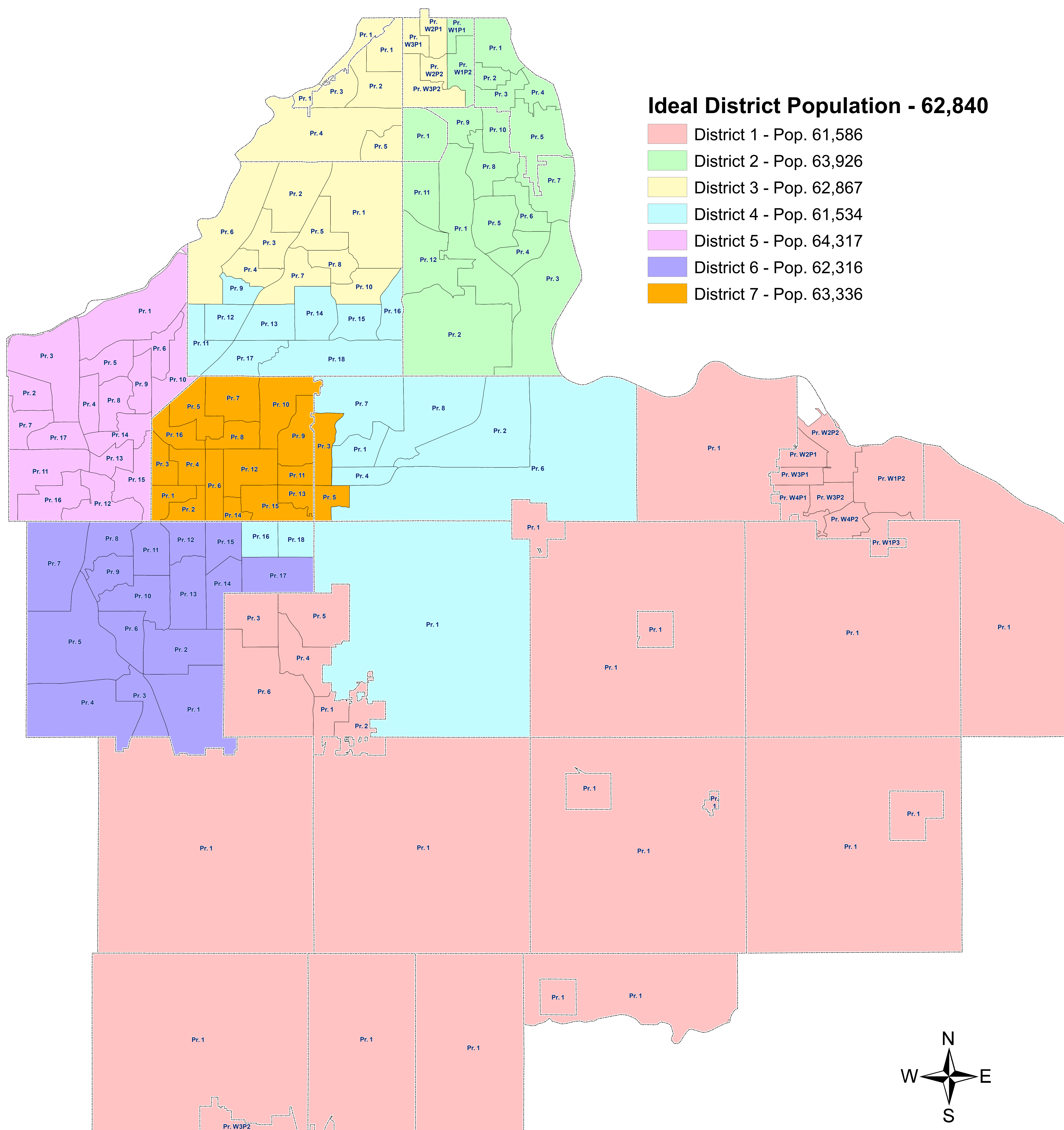
Department Head: Tom Novak

Author: Teresa Mitchell

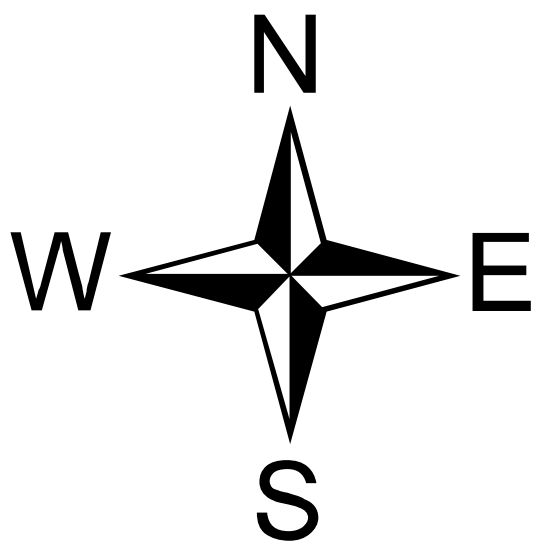
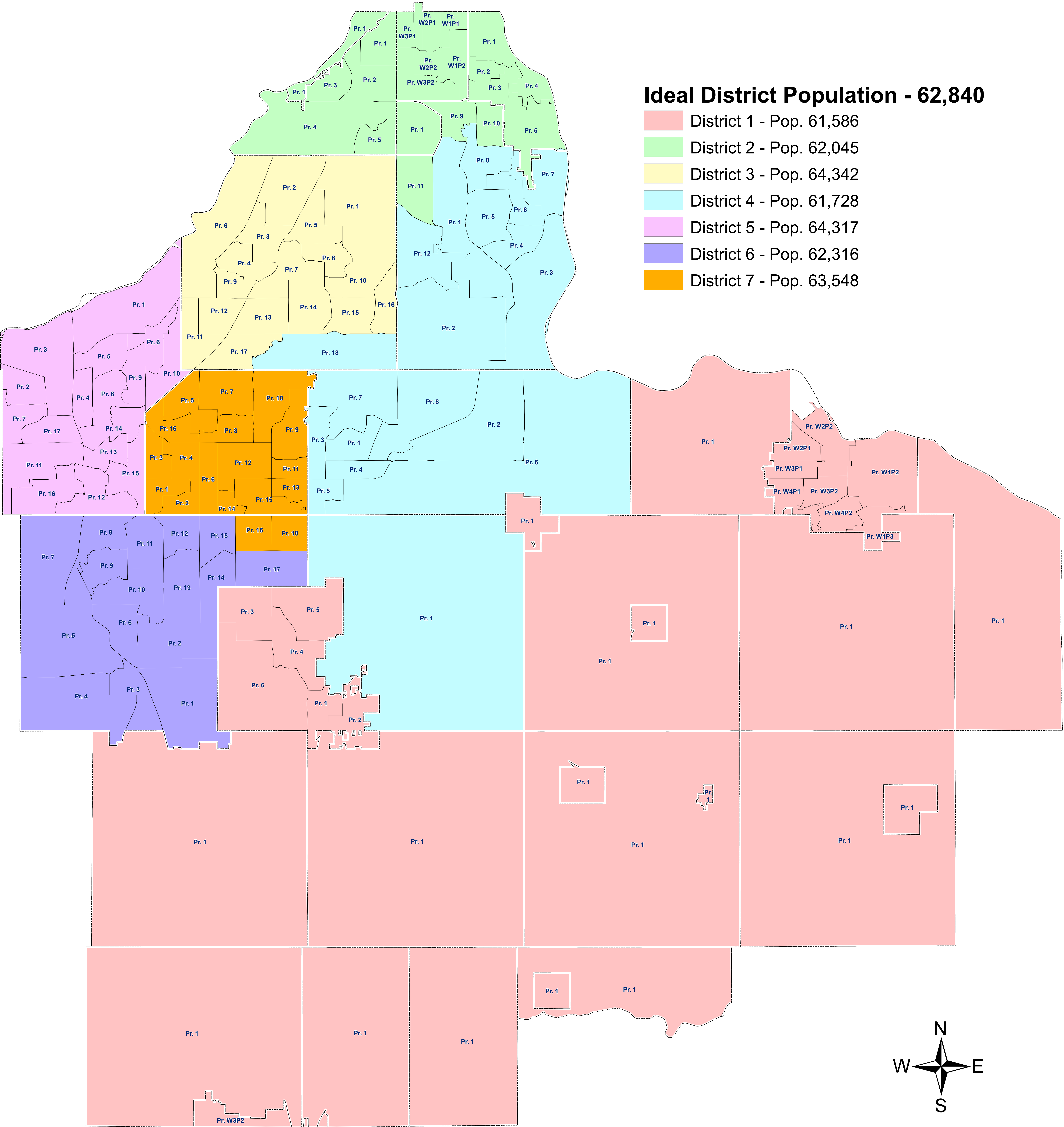
2022 Commissioner District Redistricting - Option 1



2022 Commissioner District Redistricting - Option 2



2022 Commissioner District Redistricting - Option 3



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Miles



Board of Commissioners

Request for Board Action

Item Number: DC-951

Agenda #: 5.4

Meeting Date: 4/19/2022

DEPARTMENT: Public Services and Revenue Administration

FILE TYPE: Regular Action

TITLE

Public Hearing To Receive Comments On Redistricting Plan And Adoption Of Redistricting Plan For Dakota County Soil And Water Conservation Districts

PURPOSE/ACTION REQUESTED

Conduct public hearing to receive comments on Redistricting Plan and adopt the Redistricting Plan for Dakota County Soil and Water Conservation Districts.

SUMMARY

Following a national census conducted every ten years, state and local governments are required to redraw their elective districts. The constitutional basis for redistricting is to afford all citizens the equal protection of the law by providing population equality in each electoral district thereby providing for equal probability of representation. Since the 2010 census, Dakota County's population grew to 439,882, which is an increase of 41,330 residents or ten percent.

Dakota County will have five Soil and Water Conservation districts of like population. The districts:

- Must be bounded by precinct lines, which may also correspond with town, municipal and ward boundaries.
- Must be composed of contiguous territory and be as regular and compact as practicable.
- Should maintain areas with similar interests and shall not be drawn with the purpose of denying voting rights.
- Cannot vary in population more than ten percent from the average of all districts. The ideal population for Soil and Water Conservation districts is 87,976 residents. Soil and Water Conservations districts must be between 79,179 and 96,773 residents.

The County Board of Commissioners announced their intention to consider and adopt a redistricting plan at the March 22, 2022 regular meeting. The Notice of Intent to Redistrict was published in the newspaper contracted to publish commissioner meeting proceedings (Dakota County Tribune) for three consecutive weeks on March 25, April 1 and 8, 2022. The notice was also published on the Dakota County website. Three redistricting options were posted on the Dakota County redistricting webpage on April 12, 2022, and were available for review in the Elections Department. (See attachments for Option 1, Option 2 and Option 3.)

The Dakota County Soil and Water Conservation Board of Supervisors passed a resolution on April 14, 2022, recommending the Dakota County Board of Commissioners adopt Option 2 of the Soil and

Water Conservation District Redistricting Plan. (See attachment.)

The adopted redistricting plan is effective on the 31st day after filing with the County Elections Department. To be effective for the 2022 election, it must be filed on or before May 3, 2022. After redistricting, supervisors must stand for election if the total shift of population in and out of the district is greater than five percent of the average population of all districts. Soil and Water Conservation districts must have a total shift in population that is less than 4,399 residents. The County Board of Commissioners must determine the number of supervisors who shall be elected for two-year and four-year terms in order to provide for staggered terms on the board.

RECOMMENDATION

The Dakota County Soil and Water Conservation Board of Supervisors recommends adopting Option 2 of the Soil and Water Conservation Redistricting Plan.

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 is required under Minn. Stat. §103C.311 Subdivision 1 to determine the number of supervisor districts to be contained within the Dakota County Soil and Water Conservation District; and

WHEREAS, Minn. Stat. §103C.311 was amended in the 2014 Legislative Session to require all counties within the seven county metropolitan area to have Soil and Water Conservation District Supervisors nominated and elected by individual district instead of nominated by district and elected at large; and

WHEREAS, Minn. Stat. §103C.311 requires that the boundaries of the districts from which Soil and Water Conservation District Supervisors are to be elected from shall be established by the Board of Commissioners, using statutory redistricting principals, and after consultation with the Soil and Water Conservation District Board of Supervisors; and

WHEREAS, by Resolution No. 22-138 (March 22, 2022), the County Board noticed its intent to adopt a Redistricting Plan, pursuant to Minn. Stat. §375.025, at its regularly scheduled meeting on April 19, 2022, in the Boardroom, Administration Center, Hastings, Minnesota; and

WHEREAS, pursuant to Minn. Stat. §375.025, the statutory requirements for publication of the County Board's notice of intent to adopt a Redistricting Plan were met; and

WHEREAS, the Notice of Intent to Redistrict was published in the newspaper contracted to publish commissioner meeting proceedings (Dakota County Tribune) for three consecutive weeks on March 25, April 1 and 8, 2022, and posted on the Dakota County website at www.co.dakota.mn.us; and

WHEREAS, three redistricting options were posted on the Dakota County redistricting webpage on April 12, 2022; and

WHEREAS, a public hearing was held for the purpose of receiving comments and informing the public of the Redistricting Plan; and

WHEREAS, pursuant to Minn. Stat. §103C.311, the Redistricting Plan adopted by the County Board must be placed on file with the County Elections Department.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners, after consulting with the Dakota County Soil and Water Conservation Board, hereby adopts the following Redistricting Plan for Dakota County Soil and Water Conservation District Supervisors Numbers One through Five, in accordance with Minn. Stat. §103C.311 and directs this plan be filed with the Dakota County Elections Department:

SOIL AND WATER CONSERVATION DISTRICT 1

Townships

Douglas Township, Precinct 1
Hampton Township, Precinct 1
Marshan Township, Precinct 1
Nininger Township, Precinct 1
Randolph Township, Precinct 1
Ravenna Township, Precinct 1
Vermillion Township Precinct 1

Cities

Apple Valley, Precincts 6, 11, 12, 13, 14 and 15
Coates, Precinct 1
Hampton, Precinct 1
Hastings, Ward 1 - Precincts 1 and 2
Hastings, Ward 2 - Precincts 2 and 3
Hastings, Ward 3 - Precincts 1 and 2
Hastings, Ward 4 - Precincts 1 and 2
Lakeville, Precincts 16 and 18
Miesville, Precinct 1
New Trier, Precinct 1
Randolph, Precinct 1
Rosemount, Precincts 1, 2, 3, 4, 5, 6, 7 and 8
Vermillion, Precinct 1

SOIL AND WATER CONSERVATION DISTRICT 2

Cities

Inver Grove Heights, Precincts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12
Lilydale, Precinct 1
Mendota, Precinct 1
Mendota Heights, Precincts 1, 2, 3, 4 and 5

South Saint Paul, Precincts 1, 2, 3, 4 and 5
Sunfish Lake, Precinct 1
West Saint Paul, Ward 1 - Precincts 1 and 2
West Saint Paul, Ward 2 - Precincts 1 and 2
West Saint Paul, Ward 3 - Precincts 1 and 2

SOIL AND WATER CONSERVATION DISTRICT 3

Cities

Apple Valley, Precincts 5, 7, 8, 9 and 10
Eagan, Precincts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18

SOIL AND WATER CONSERVATION DISTRICT 4

Cities

Apple Valley, Precincts 1, 2, 3, 4 and 16
Burnsville, Precincts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17
Lakeville, Precincts 11 and 12

SOIL AND WATER CONSERVATION DISTRICT 5

Townships

Castle Rock Township, Precinct 1
Empire Township, Precinct 1
Eureka Township, Precinct 1
Greenvale Township, Precinct 1
Sciota Township, Precinct 1
Waterford Township, Precinct 1

Cities

Farmington, Precincts 1, 2, 3, 4, 5 and 6
Lakeville, Precincts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 13, 14, 15 and 17
Northfield, Ward 3 - Precinct 2

; and

BE IT FURTHER RESOLVED, That pursuant to Minn. Stat. §103C.311, elections are required to be held in 2022 for Dakota County Soil and Water Conservation Districts 1, 2, 3, 4 and 5 established by this resolution due to population shifts of more than five percent in those districts; and

BE IT FURTHER RESOLVED, That pursuant to Minn. Stat. §103C.311. the members of the Soil and Water Conservation Board to be elected in 2022 in Soil and Water Conservation Districts 4 and 5 shall be elected for four-year terms; and

BE IT FURTHER RESOLVED, That pursuant to Minn. Stat. §103C.311, the members of the Soil and Water Conservation Board to be elected in 2022 in Soil and Water Conservation Districts 1, 2 and 3 shall be elected for two-year terms; and

BE IT FURTHER RESOLVED, That the County Manager is hereby directed to file this resolution, together with a map reflecting this Redistricting Plan, in the County Elections Department, no later than 4:30 P.M., on May 3, 2022, to be effective for the 2022 State Primary and State General Elections; and

BE IT FURTHER RESOLVED, That pursuant to Minn. Stat. §204B.14 the Dakota County Elections Department shall publish a notice that describes congressional, legislative, county commissioner and county soil and water conservation district boundaries in the Dakota County Tribune; and

BE IT FURTHER RESOLVED, That a copy of this resolution shall be forwarded to the Dakota County Soil and Water Conservation District, Minnesota Board of Water and Soil Resources, Minnesota Secretary of State, the Dakota County Legislative Delegation, and Dakota County cities and townships.

PREVIOUS BOARD ACTION

22-138; 3/22/22

ATTACHMENTS

Attachment: Option 1 - Soil and Water Conservation District Map

Attachment: Option 2 - Soil and Water Conservation District Map

Attachment: Option 3 - Soil and Water Conservation District Map

Attachment: Soil and Water Conservation District Board of Supervisors Resolution

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

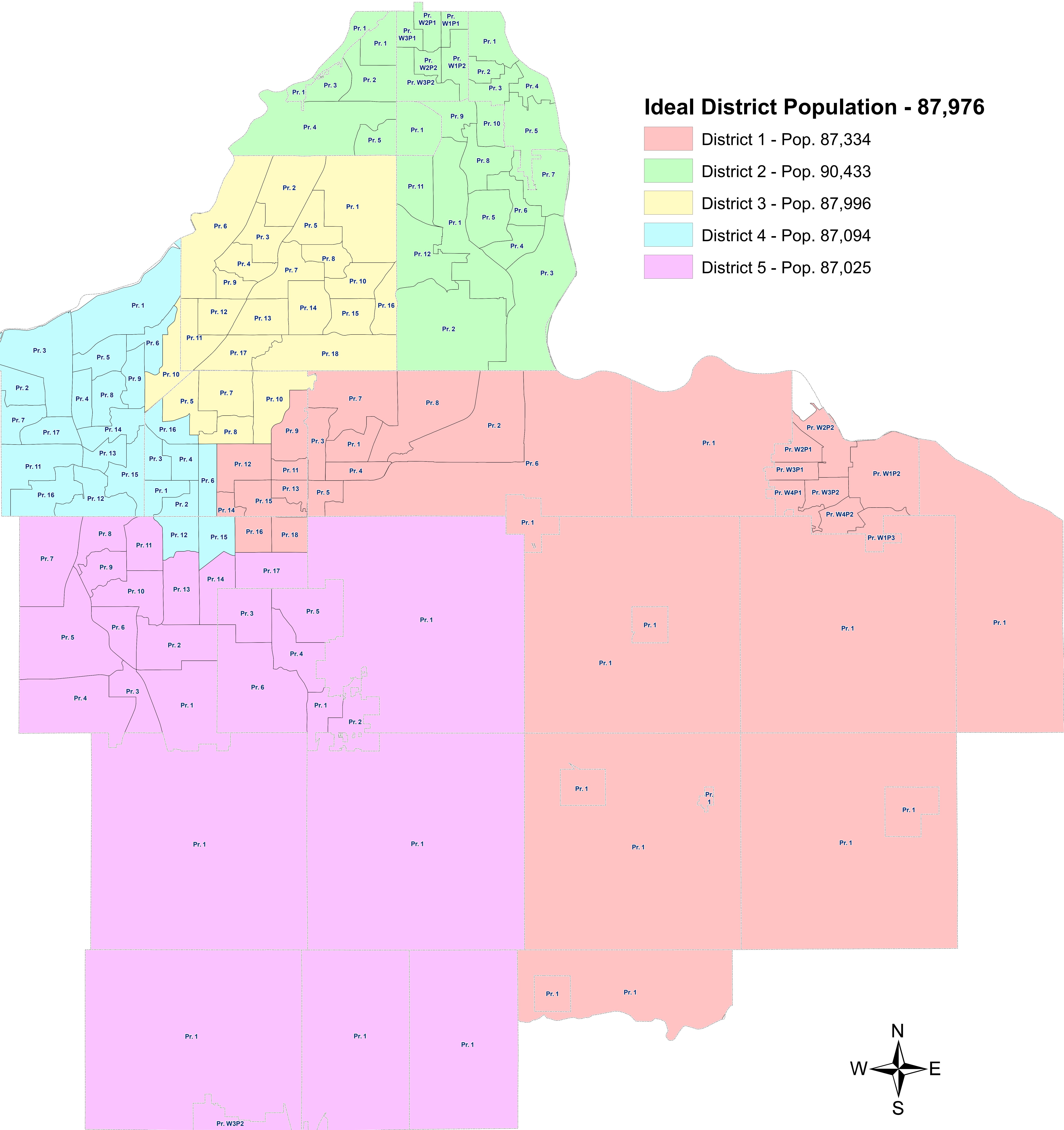
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CONTACT

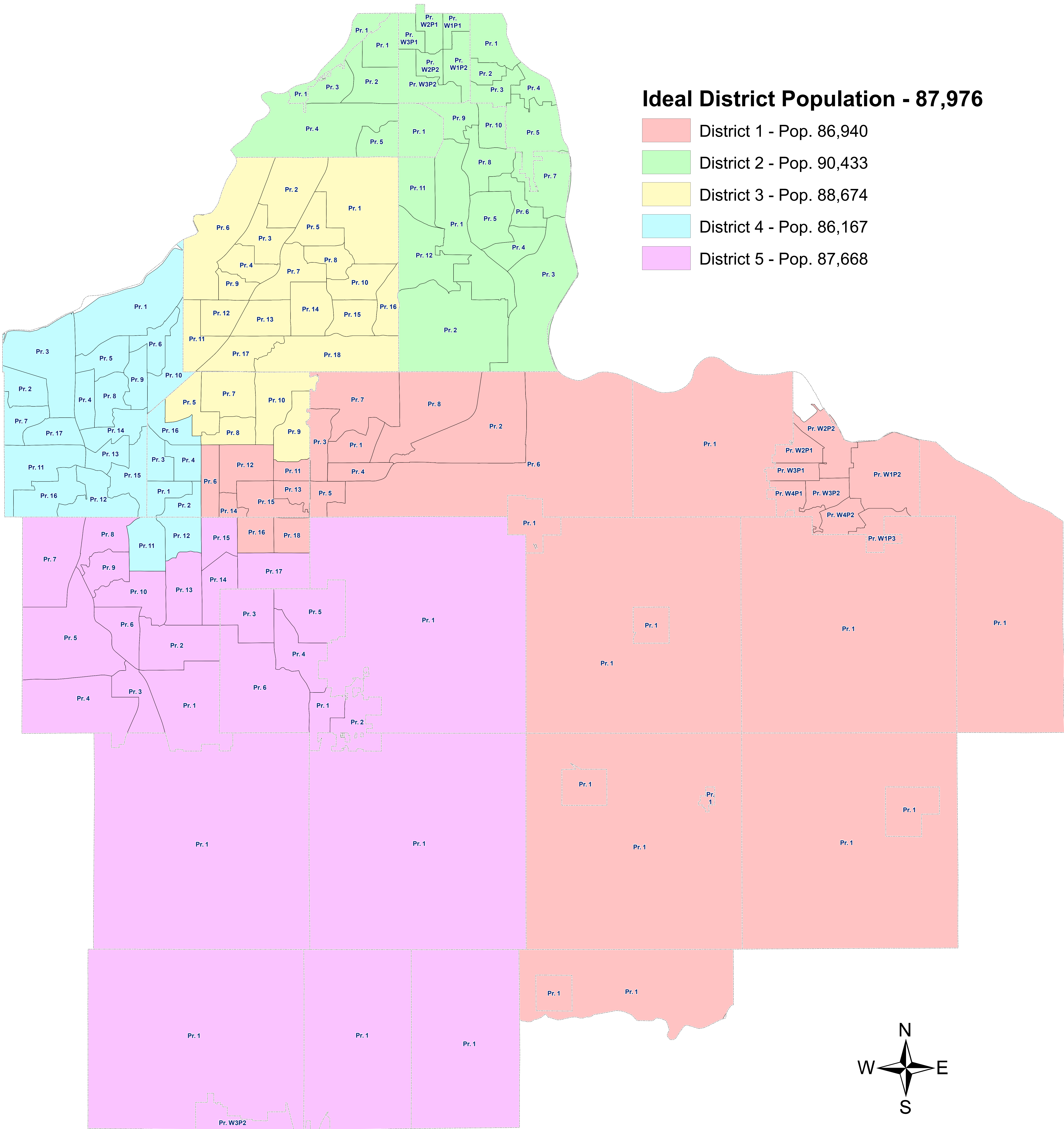
Department Head: Tom Novak

Author: Teresa Mitchell

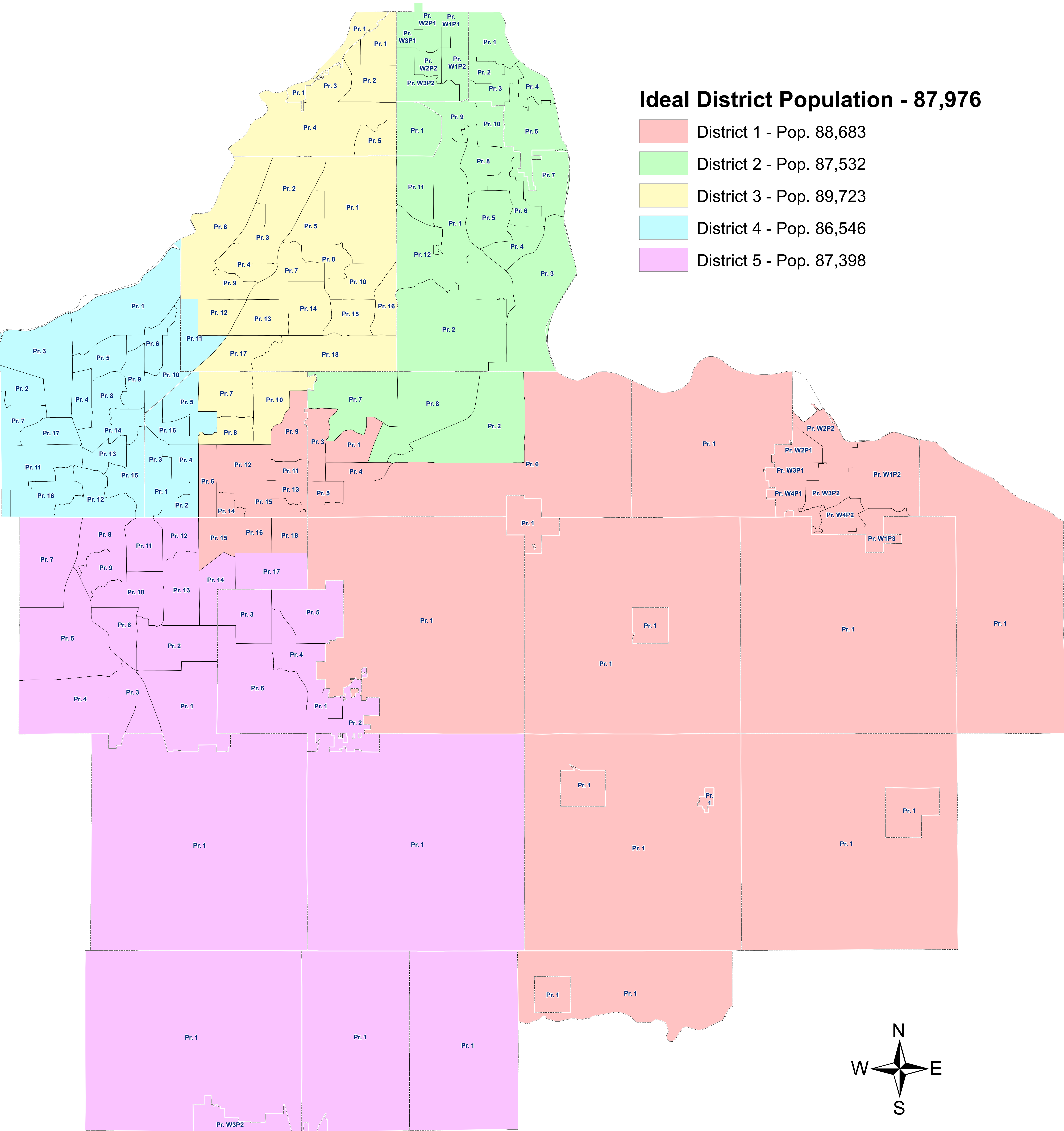
2022 SWCD Supervisor District Redistricting - Option 1



2022 SWCD Supervisor District Redistricting - Option 2



2022 SWCD Supervisor District Redistricting - Option 3





Resolution on Redistricting Plan for the Dakota County Soil and Water Conservation District

Motion Number: 22.136 – Adopt Recommendation on District Boundaries
22.137 – Adopt Recommendation on Staggered Terms

Motion: Jayne Hager Dee - Motion 22.136
Jayne Hager Dee - Motion 22.137

Second: Kevin Chamberlain
Bruce Johnson

WHEREAS, Minnesota Statute §103C.311 was amended in the 2014 Legislative Session to require all counties within the seven county metropolitan area to have Soil and Water Conservation District Boards nominated and elected by individual district instead of nominated by district and elected at large; and

WHEREAS, Minnesota Statute §103C.311 requires that the boundaries of the districts from which Soil and Water Conservation District Supervisors are to be elected from shall be established by the County Board of Commissioners, using statutory redistricting principles and after consultation with the Soil and Water Conservation District; and

WHEREAS, Dakota County has consulted with the Soil and Water Conservation District and has developed three redistricting options for the Soil and Water Conservation District Board to consider; and

WHEREAS, Soil and Water Conservation District Board of Supervisor districts that change in population by more than five percent shall be elected at the next general election as required in Minnesota Statute §103C.311 Subdivision 2(e); and

WHEREAS, all districts of the Dakota County Soil and Water Conservation Board of Supervisors will change by more than five percent; and

WHEREAS, Minnesota Statute §103C.311 Subdivision 2(e) requires a local Soil and Water Conservation to determine by lot which supervisor districts shall be elected to two-year terms and which supervisor districts shall be elected to four-year terms in order to provide staggering terms.

NOW, THEREFORE BE IT RESOLVED, that Option 2 is the preferred redistricting option after consultation with Dakota County; and

BE IT FURTHER RESOLVED, that Board Supervisor Districts 1, 2 and 3 shall be elected to two-year terms, and Board Supervisor Districts 4 and 5 shall be elected to four-year terms.

Motion 22.136

Ayes: 5

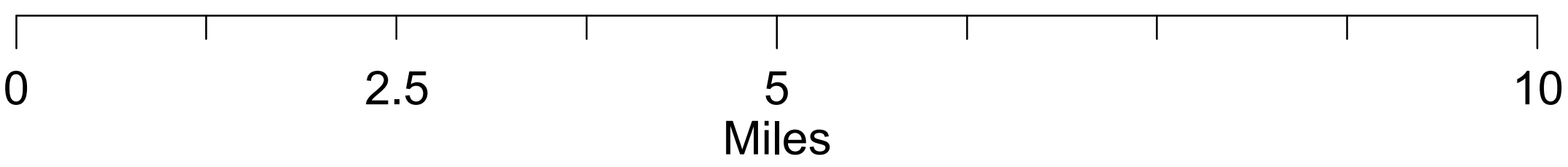
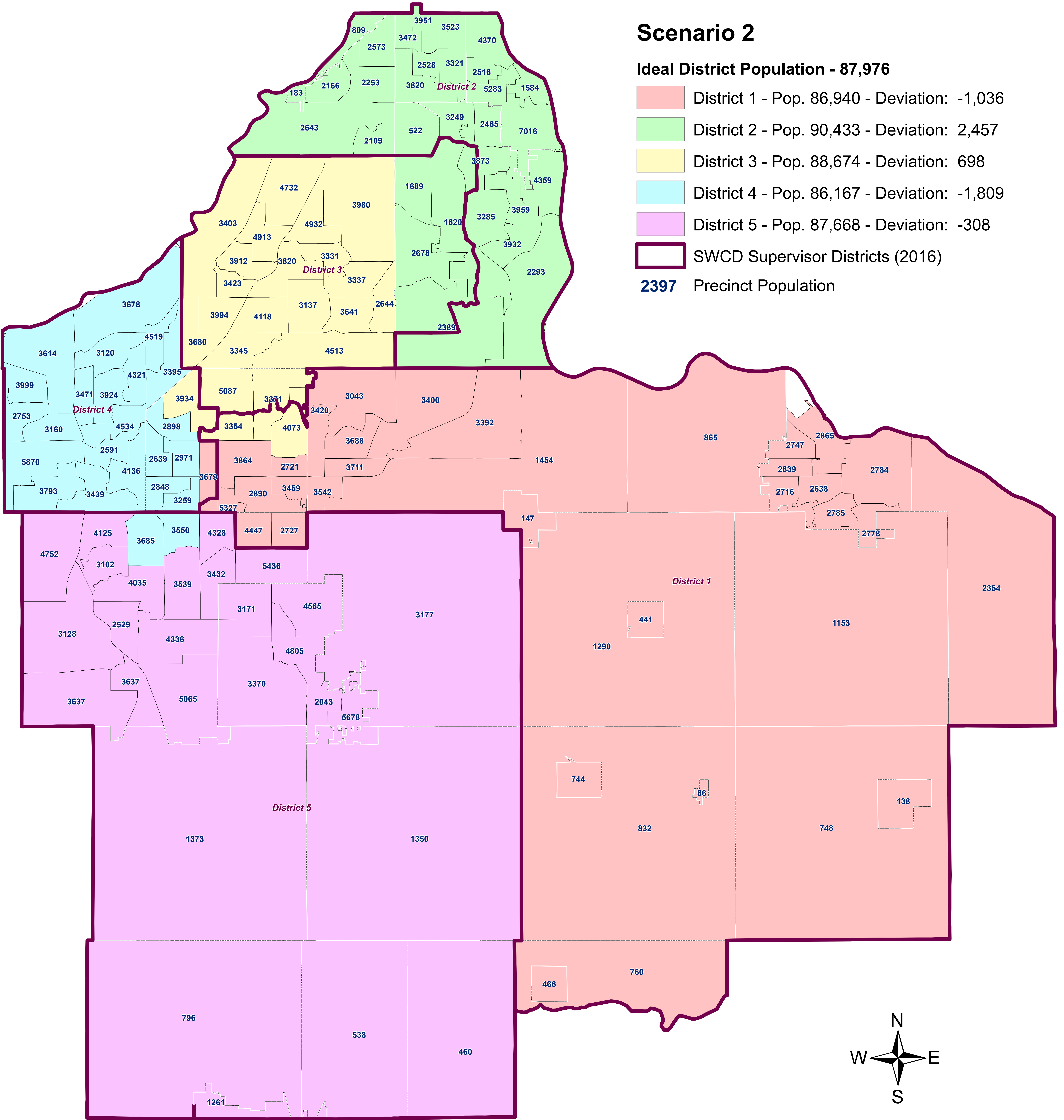
Nays: 0

Motion 22.137

Ayes: 5

Nays: 0

2022 SWCD Supervisor District Redistricting - Scenario 2





Board of Commissioners

Request for Board Action

Item Number: DC-995

Agenda #: 6.1

Meeting Date: 4/19/2022

Approval of Minutes of Meeting Held on April 5, 2022



Dakota County

Board of Commissioners

Minutes

Tuesday, April 5, 2022

9:00 AM

Boardroom, Administration Center,
Hastings, MN

1. Call To Order And Roll Call

Also in attendance were Steve Mielke, Physical Development Director; Kathryn M. Keena, County Attorney; Tom Donely, First Assistant County Attorney; and Jeni Reynolds, Sr. Administrative Coordinator to the Board.

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

Absent: Commissioner Liz Workman

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:

Kevin Grass, Burnsville (County roads, etc.)

Heidi Flodin, Burnsville (Elections)

Rick Weible, Elkton, South Dakota (Dominion Certificates, Elections)

4. Agenda

4.1 Resolution No: 22-142
Approval of Agenda (Additions/Corrections/Deletions)

Motion: Mary Hamann-Roland

Second: Mike Slavik

Ayes: 6

Nays: 0

CONSENT AGENDA**5. County Administration - Approval of Minutes****5.1 Resolution No: 22-143**

Approval of Minutes of Meeting Held on March 22, 2022

Motion: Mary Hamann-Roland

Second: Joe Atkins

Ayes: 6

Nays: 0

6. Items Recommended By Board Committee***6.1 Resolution No: 22-144**

Approval Of Grant Application Submittals For 2022 Regional Federal Funding Solicitation And Rebuilding American Infrastructure With Sustainability And Equity Grant Program

Motion: Mary Hamann-Roland

Second: Joe Atkins

WHEREAS, the Transportation Advisory Board (TAB) is requesting project submittals for federal funding under the Fixing America's Surface Transportation (FAST) Act; and

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

WHEREAS, the FAST federal programs fund up to 80 percent of project construction costs; and

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

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

WHEREAS, project submittals are due on April 14, 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 TAB for federal funding:

- 1) County State Aid Highway (CSAH) 46 (160th Street/Brandel Drive)

-
- from Trunk Highway (TH) 3 to TH 52 in Coates, Empire Township and Rosemount
- 2) CSAH 46 (160th Street) from 1,300 feet west of General Sieben Drive to Highway 61 in Hastings
 - 3) CSAH 42 (150th Street) from Redwood Drive to 147th Street in Apple Valley
 - 4) CSAH 26 (Lone Oak Road) from TH 13 to Interstate 35E in Eagan
 - 5) CSAH 46 (160th Street) at CSAH 85 (Goodwin Avenue) in Nininger and Vermillion Townships
 - 6) CSAH 60 (185th Street) from CSAH 50 (Kenwood Trail) to Ipava Avenue in Lakeville
 - 7) CSAH 63 (Delaware Avenue) Trail from TH 62 to Marie Avenue in Mendota Heights and West St. Paul - Safe Routes To School
 - 8) CSAH 63 (Delaware Avenue) Trail from Marie Avenue to TH 149 (Dodd Road) in Mendota Heights and West St. Paul
 - 9) Minnesota River Greenway - Railroad Overpass in Eagan
 - 10) River to River Greenway from TH 149 trail and TH 149 underpass in Mendota Heights
 - 11) Mendota to Lebanon Hills Greenway - TH 149 South in Mendota Heights
 - 12) Veterans Memorial Greenway from TH 3 to CSAH 32 (Cliff Road) in Eagan and Inver Grove Heights
 - 13) CSAH 23 (Cedar Avenue) pedestrian overpass at 140th Street in Apple Valley
 - 14) CSAH 42 Trail and Underpass from 145th Street to Dakota County Technical College in Rosemount

; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby supports the following city led submittals to TAB for federal funding:

- 1) Nicollet Avenue and TH 13 interchange in Burnsville
- 2) CSAH 23 (Cedar Avenue) pedestrian overpass at 147th Street in Apple Valley - Transit Modernization
- 3) CSAH 9 (Dodd Boulevard) Trail from 210th Street to CSAH 50 (Kenwood Trail) in Lakeville
- 4) CSAH 73 (Babcock Trail) Trail from Upper 55th St. to I-494 in Inver Grove Heights
- 5) Lake Marion Greenway from Sunset Park to Rose Bluffs in Burnsville
- 6) Lake Marion Greenway from Ritter Farm to downtown in Lakeville
- 7) North Creek Greenway from 199th St. W to Rambling River Park in Farmington

; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby approves the following County led project for submittal to U.S.

Department of Transportation for the RAISE grant program:

- 1) County State Aid Highway (CSAH) 46 (160th Street/Brandel Drive) from Trunk Highway (TH) 3 to TH 52 in Coates, Empire Township, and Rosemount
- 2) Mississippi River Greenway Trail, Rosemount east segment

; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby supports the following city led submittal to U.S. Department of Transportation for the RAISE grant program:

- 1) TH 13 and Nicollet Avenue grade-separated intersection in Burnsville

; and

BE IT FURTHER RESOLVED, That, subject to federal funding award of the city-led projects, the Dakota County Board of Commissioners will provide the local match for regional greenway projects and for non-greenway projects will provide Dakota County's share of the matching funds consistent with Dakota County transportation cost-share policies.

Ayes: 6

Nays: 0

6.2 Resolution No: 22-145
Authorization To Execute Amended And Restated Joint Powers Agreement
Establishing Dakota 911

Motion: Mary Hamann-Roland

Second: Joe Atkins

WHEREAS, effective September 20, 2005, Dakota County entered into the joint powers agreement (JPA) establishing the Dakota Communications Center (DCC) to cooperatively engage in the establishment, operation and maintenance of a countywide public safety answering point and communications center for law enforcement, fire, emergency medical services (EMS), and other public safety services for the mutual benefit of all; and

WHEREAS, the County Board has considered various options that would phase up its contribution to the fixed costs of the DCC; and

WHEREAS, in 2021, the County Board provided staff direction negotiate with the JPA members to phase the County's contribution for fixed costs up to 50 percent over 3 years, starting in 2022; and

WHEREAS, the change requires an amendment of the JPA; and

WHEREAS, the Dakota Communications Center also desires to amend the JPA to change its name to Dakota 911; and

WHEREAS, staff recommend amending the JPA to:

1. rename the Dakota Communication Center as Dakota 911; and
2. provide for Dakota County funding for a portion of Dakota 911 fixed cost as follows:

2022: 16.667%

2023: 33.333%

2024 and subsequent years: 50.000%

; and

WHEREAS, funding in the amount of \$250,000 has been authorized in the 2022 Non-Departmental budget to cover Dakota County's share of anticipated additional costs for the amended JPA; and

WHEREAS, Dakota County will evaluate increasing its share of fixed costs for 2025 and subsequent years to more than 50 percent and up to potentially 100 percent.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners authorize the County Manager to execute an amended and restated joint powers agreement establishing Dakota 911, as substantially presented and subject to approval by the County Attorney's Office.

Ayes: 6

Nays: 0

7. County Board/County Administration

7.1 Resolution No: 22-146 Appointment To Library Advisory Committee

Motion: Mary Hamann-Roland

Second: Joe Atkins

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby appoints the following individuals to the Library Advisory Committee for a two-year term ending December 31, 2023:

District 1, MaryJanice Alongi

Ayes: 6

Nays: 0

8. Enterprise Finance and Information Services

8.1 Resolution No: 22-147 Authorization To Execute Contract With Minnesota Department Of Public Safety For 2021 Urban Area Security Initiative Homeland Security Grant

Motion: Mary Hamann-Roland

Second: Joe Atkins

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

preparedness activities related to natural disasters and terrorism; and

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

WHEREAS, the State of Minnesota, acting through the Minnesota Department of Public Safety, Division of Homeland Security and Emergency Management, has awarded a 2021 Homeland Security Grant in the amount of \$409,500 to Dakota County for the period of January 1, 2022 through June 30, 2023.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Board Chair to execute a contract with the Minnesota Department of Public Safety, Division of Homeland Security and Emergency Management, for the 2021 Urban Area Security Initiative (UASI) Homeland Security Grant in the amount of \$409,500 for the period of January 1, 2022 through June 30, 2023, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby amends the Office of Risk Management 2022 budget as follows:

Expense

2021 UASI Homeland Security Grant CEP	\$195,500
2021 UASI Homeland Security Grant Operational	<u>\$214,000</u>
Total Expense	\$409,500

Revenue

2021 UASI Homeland Security Grant	<u>\$409,500</u>
Total Revenue	\$409,500

Ayes: 6

Nays: 0

9. Physical Development

9.1 Resolution No: 22-148

Amendment Of Resolution No. 21-269 Authorizing Acquisition Of Judith H. Ferguson Property

Motion: Mary Hamann-Roland

Second: Joe Atkins

WHEREAS, the Judith H. Ferguson Trust (Trust) owns 168 acres of property in the City of Randolph and Randolph Township, of which 92.9 acres are located in the approved Lake Byllesby Regional Park (LBRP) boundary; and

WHEREAS, by Resolution No. 21-269 (May 18, 2021), the Dakota County Board of Commissioners authorized the expenditure of up to \$145,800 to acquire 10.2 acres of Trust property in the City of Randolph as an addition to LBRP; and

WHEREAS, although the Trust signed the purchase agreement (PA) to sell 10.2 acres to the County, delays by the Trust in executing the PA prevented the County from submitting an Acquisition Opportunity Fund (AOF) grant request to the Metropolitan Council (MC) because the effective appraisal date was more than one year old and exceeds the current MC AOF funding eligibility policy; and

WHEREAS, County staff completed, reviewed, and approved the new appraised value of \$153,000 for the 10.2-acre Trust property; and

WHEREAS, the Trust has agreed to sell the 10.2 acres for \$153,000; and

WHEREAS, the total estimated cost to acquire the Trust property, including an estimated \$3,200 for closing costs, is \$156,200.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby amends Resolution No. 21-269 and authorizes the expenditure of an additional \$10,400 for a total amount not to exceed \$153,200, including an estimated \$3,200 in closing costs to acquire 10.2 acres of Trust property in the City of Randolph; and

BE IT FURTHER RESOLVED, that following acquisition of the Trust property, staff will submit the necessary forms and documentation to the MC to receive approximately \$117,150 of reimbursement funds which will be returned to the 2022 Parks CIP.

Ayes: 6

Nays: 0

9.2 Resolution No: 22-149

Acquisition Of Conservation Easement On Neumann Property And Authorization To Amend 2022 Environmental Resources Capital Improvement Program Budget

Motion: Mary Hamann-Roland

Second: Joe Atkins

WHEREAS, the 2020 Land Conservation Plan identified 24 Preliminary Conservation Focus Areas (CFA) in the County, including the Pine Creek CFA in Douglas Township; and

WHEREAS, Kristin J. and Vincent K. Neumann (Neumann) own 13.45 acres located within the Pine Creek CFA and adjacent to a 6.99-acre conservation easement previously acquired on former family property now owned by the Neumann's; and

WHEREAS, the Neumann property contains approximately 1,458 linear ft of Pine Creek; and

WHEREAS, the Neumann's submitted a land protection application for a 4.65-acre natural area conservation easement (Easement) to the County, and it was the fourth-ranked project in that application round; and

WHEREAS, County staff completed and approved an appraisal of the Neumann property and Easement in February 2022; and

WHEREAS, the appraised value of the Easement was \$25,000, and the Neumann's are willing to donate 20 percent of the value or \$5,000 to reduce the acquisition cost to \$20,000; and

WHEREAS, the estimated closing costs to acquire the Easement are \$1,500; and

WHEREAS, the Neumann's had previously initiated natural resource restoration on the property and are willing to contribute at least the required 10 percent cash or in-kind of the estimated \$13,000 restoration cost, or \$1,300; and

WHEREAS, acquisition of the Easement and restoration is eligible for state Outdoor Heritage (OH) funding appropriated to the County by the Minnesota Legislature in 2018 (ML18); and

WHEREAS, the 2022 Environmental Resources (ER) Capital Improvement Program (CIP) budget includes adequate fund balance from Minnesota ML 18 OH funds and County grant match funds for this project; and

WHEREAS, expenditure of OH funds by the County requires the County Board Chair to sign and the County to record a Notice of Funding Restriction (NOFR) for the Easement on the Neumann property if funded with OH funds; and

WHEREAS, the Physical Development Director (PDD) is required to sign the purchase agreement (PA) to acquire the Easement on the Neumann property; and

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

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the expenditure of up to \$33,200, including \$20,000 to acquire the 4.65-acre Easement on the Neumann property, an estimated \$1,500 in closing costs, and \$11,700 for estimated restoration costs; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the PDD to execute the PA with Neumann's to acquire the 4.65-acre Easement, subject to approval by the County Attorney's Office (CAO) as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Board Chair to execute a NOFR as required for use of OH funds for acquiring the Easement on the Neumann property, subject to approval

by the CAO as to form; and

BE IT FURTHER RESOLVED, That the 2022 ER Capital Improvement Program (CIP) budget is hereby amended as follows:

Expense

Acquisition of the Easement on the Neumann property (LC10065)	\$21,500
Restoration of the Easement (LC30039)	\$11,700
OHF ML 18	<u>(\$33,200)</u>
Total Expense	\$0

Revenue

Acquisition

ML18 OH Grant (LC00008)	(\$16,200)
ML 18 OH County Match (LC00008)	(\$ 5,300)
Acquisition of Neumann Property - ML 18 Grant (LC10065)	\$16,200
Acquisition of Neumann Property - ML 18 County Match (LC10065)	<u>\$ 5,300</u>
Total Revenue for Acquisition	\$0

Restoration

ML 18 OH Grant (LC00008)	(\$ 8,800)
ML 18 OH County Match (LC00008)	(\$ 2,900)
Restoration of Neumann Property - ML 18 Grant (LC30039)	\$ 8,800
Restoration of Neumann Property - ML 18 County Match (LC30039)	<u>\$ 2,900</u>
Total Revenue for Restoration	\$0

; and

BE IT FURTHER RESOLVED, That following acquisition of the Easement on the Neumann property, staff will submit the necessary forms and documentation to the State of Minnesota (State) to receive approximately \$25,000 of reimbursement funds; and

BE IT FURTHER RESOLVED, That such reimbursement from the State will be returned to the 2022 ER CIP.

Ayes: 6

Nays: 0

9.3 Resolution No: 22-150

Authorization To Execute Agreement With Xcel Energy For Encroachment Agreement For County Project 88-20 In Randolph Township

Motion: Mary Hamann-Roland

Second: Joe Atkins

WHEREAS, to provide a safe and efficient transportation system, Dakota County is proceeding with County Project (CP) 88-20 to reconstruct County State Aid Highway (CSAH) 88 from Highway 56 to Highway 52 in Randolph Township; and

WHEREAS, CP 88-20 consists of preliminary and final design engineering and public engagement; and

WHEREAS, Dakota County is the lead agency for CP 88-20 construction and

right of way acquisition which includes utility relocation; and

WHEREAS, the 2022 Transportation Capital Improvement Program Adopted Budget includes funding in the amount of \$9,995,300 for CP 88-20; and

WHEREAS, CP 88-20 requires an encroachment agreement for access to a power source to install street lighting at the intersection of Harry Avenue and CSAH 88; and

WHEREAS, sufficient funds for the project are available for CP 88-20; and

WHEREAS, in order to proceed with construction, Xcel Energy has required Dakota County enter into an encroachment agreement to access power within their easement.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute the Encroachment Agreement with Xcel Energy, subject to approval by the County Attorney's Office as to form.

Ayes: 6

Nays: 0

9.4 Resolution No: 22-151
Approval Of Final Plats Recommended By Plat Commission

Motion: Mary Hamann-Roland

Second: Joe Atkins

Information only; no action requested.

Ayes: 6

Nays: 0

REGULAR AGENDA

10. Legislative Update

Tom Downs and Mike Erlandson with Downs gave a brief update at the Federal level. Commissioner Joe Atkins gave a brief update on items discussed at the Legislative Advisory Workgroup (LAW). This item was on the agenda for informational purposes only. The direction from the Board is for staff to prepare recommended projects for Congressionally Directed Spending (CDS) submission and return to the next General Government and Policy Committee with a resolution ratifying the submissions for approval.

11. Community Services

11.1 Resolution No: 22-152
Proclamation Of Public Health Week In Dakota County April 4-11, 2022

Motion: Laurie Halverson

Second: Joe Atkins

Public Health Director Gina Adasiewicz briefed this item and responded to questions. Chair Gaylord read the Proclamation of Public Health Week.

WHEREAS, under Minn. Stat. § 375A.04, the Dakota County Board of Commissioners performs the duties and exercises the powers of a community health board pursuant to the Local Public Health Act (Minn. Stat. Ch. 145A), and has responsibility to prevent disease and disability and to promote and protect the health and safety of county citizens; and

WHEREAS, one of the County's strategic goals is creating "A Great Place to Live" by improving the health and safety of Dakota County residents; and

WHEREAS, the week of April 4-10, 2022, is National Public Health Week, and the theme is "Public Health Is Where You Are"; and

WHEREAS, preventing diseases before they start is critical to helping people live longer, healthier lives while managing health-related costs; and

WHEREAS, strong public health systems are critical for sustaining and improving community health.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby proclaims April 4-10, 2022, as Public Health Week in Dakota County, and encourages residents to take action to promote their health, the health of their families, and the health of their community.

Ayes: 6

Nays: 0

12. Interagency Announcements/Reports

Interagency announcements and reports were then presented.

13. County Manager's Report

Physical Development Director Steve Mielke sat in for County Manager Matt Smith. Steve referenced the Manager's Update that was distributed to Commissioners and made note that due to current supply chain issues, the replacement of Deputy squad cars is being affected.

15. Adjournment

15.1 Resolution No: 22-153 Adjournment

Motion: Mike Slavik

Second: Joe Atkins

On a motion by Commissioner Slavik, seconded by Commissioner Atkins, the meeting was adjourned at 9:42 a.m.

Ayes: 6

Nays: 0

Kathleen A. Gaylord
Chair

ATTEST

Matt Smith
County Manager



Board of Commissioners

Request for Board Action

Item Number: DC-942

Agenda #: 7.1

Meeting Date: 4/19/2022

DEPARTMENT: Social Services

FILE TYPE: Consent Action

TITLE

Update On Mental Health Crisis Follow-up Services Expansion Plan And Authorization To Execute Joint Powers Agreements With Dakota County Law Enforcement Agencies For Social Services Public Safety Embedded Social Worker Partnerships

RESOLUTION

WHEREAS, Dakota County and public safety partners have been among the first in Minnesota to develop and implement crisis follow-up models, including through the Coordinated Response Pilot (the Pilot); and

WHEREAS, the Pilot, launched in 2019, is an innovative partnership aimed at providing a more effective, coordinated response to residents whose use of emergency services may indicate a need for a more integrated response from law enforcement and Social Services (SS); and

WHEREAS, by Resolution No. 20-449 (September 22, 2020), the County Board of Commissioners approved entering into joint powers agreements (JPAs) that outlined partnership roles and responsibilities of the Pilot; and

WHEREAS, pilot activities have been implemented with local law enforcement agencies based on available funding and expressed interest; and

WHEREAS, by Resolution No. 21-618 (December 14, 2021), the County Board of Commissioners approved using American Rescue Plan (ARP) Act Coronavirus Local Fiscal Recovery Fund dollars to expand the partnership model to all Dakota County cities; and

WHEREAS, on February 1, 2022, Dakota County by and through its SS Department issued a Letter of Interest regarding Crisis Follow-up/Embedded Social Worker partnership to determine interest in expanding the Embedded Social Worker Model, currently operating in West St. Paul, South St. Paul, Apple Valley and Rosemount, to other interested agencies in Dakota County; and

WHEREAS, the Dakota County Attorney's Office worked with the Pilot partners, including SS and law enforcement agencies, to develop a scope and framework for services to be provided under a joint powers agreement (JPA) with Dakota County for the purposes of responding to individuals whose use of emergency services may indicate a need for and benefit of coordinated follow-up from SS and law enforcement; and

WHEREAS, the JPA will be offered to any and all Dakota County law enforcement agencies that

partner with SS to implement the Embedded Social Worker Model, including those partnerships that develop with resources in addition to the current budget approved positions.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a joint powers agreement with each law enforcement agency in Dakota County participating in the Embedded Social Worker Model effective upon the date of execution through December 31, 2024, or until completion by the parties of their respective obligations under the joint powers agreement, whichever occurs first, unless earlier terminated by law or according to the provisions of the joint powers agreement, substantially as presented to the Community Services Committee of the Whole on April 12, 2022, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That if resources are available for additional law enforcement agencies to be added to the Embedded Social Worker Model, the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a joint powers agreement with other Dakota County law enforcement agencies effective upon the date of execution through December 31, 2024, or until completion by the parties of their respective obligations under the joint powers agreement, whichever occurs first, unless earlier terminated by law or according to the provisions of the joint powers agreement, substantially as presented to the Community Services Committee of the Whole on April 12, 2022, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the agreements shall contain a provision that allows the County to immediately terminate the agreements in the event sufficient funds from county, state or federal sources are not appropriated at a level sufficient to allow activities of the agreement to commence, and otherwise may be terminated with or without cause, by either party upon thirty (30) days written notice; and

BE IT FURTHER RESOLVED, That the Community Services Director is hereby authorized to amend said joint powers agreement to alter the number and types of clients serviced, types of services provided, roles and responsibilities, and joint powers agreement 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-963

Agenda #: 7.2

Meeting Date: 4/19/2022

DEPARTMENT: Office of the County Manager

FILE TYPE: Consent Action

TITLE

Authorization To Submit Resolution Requesting Federal Funding For Priority Projects

RESOLUTION

WHEREAS, the Veterans Memorial Greenway is a new five-mile greenway that would include five to seven veteran memorials along the route; and

WHEREAS, the greenway trail would contiguously connect to the Mississippi River Regional and Mendota-Lebanon Regional Greenways as part of Dakota County's 200-mile-long planned greenway system; and

WHEREAS, the greenway system serves over 665,000 visitor per year, connecting rural and suburban communities together, and provides equitable access to people of diverse backgrounds, interests and abilities exceeding the Americans with Disabilities Act; and

WHEREAS, the greenway safely separates the public from high speed roads and railroads; and

WHEREAS, there are over 23,000 veterans who have served in the armed forces from the 34 cities and townships in Dakota County; and

WHEREAS, Dakota County does not have a regional facility to recognize and commemorate the services of its veterans; and

WHEREAS, the interchange of I-35 and County State Aid Highway (CSAH) 50 in Lakeville, Minnesota is deficient in capacity and geometry; and

WHEREAS, I-35 is identified as a future MNPASS corridor and both Federal Highway Administration and Minnesota Department of Transportation have identified the need for auxiliary lanes south of CSAH 50 to be constructed when the CSAH 50 Interchange is built; and

WHEREAS, preliminary engineering funds are needed to determine safety and capacity needs for the corridor, and to build consensus on the needed improvements; and

WHEREAS, Dakota County's programs, policies, and practices reflect a commitment to energy and environmental stewardship as a cornerstone of health and vibrant communities, in alignment with the county's vision, mission, and goal; and

WHEREAS, Dakota County continues to invest in energy conservation measures that reduce its reliance on fossil fuels (e.g., geothermal) and support production of energy from non-fossil fuel-based sources (e.g., Hydro and Solar); and

WHEREAS, the Dakota County Board of Commissioners supports County efforts to reduce energy consumption by County facilities, vehicles, and equipment when such efforts result in reduced consumption of fossil fuels and reduction in Greenhouse Gases.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby requests federal funding for the following projects and in the following amounts:

- Veterans Memorial Greenway Construction - \$4,995,000
- Interstate 35 Safety Improvements Design - \$5,040,000
- Sustainability and Clean Energy Demonstration Project - \$4,500,000.



Board of Commissioners

Request for Board Action

Item Number: DC-907

Agenda #: 7.3

Meeting Date: 4/19/2022

DEPARTMENT: Environmental Resources

FILE TYPE: Consent Action

TITLE

Authorization To Execute Joint Powers Agreement With City Of Rosemount To Operate Residential Organics Drop-Off Site

RESOLUTION

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

WHEREAS, Dakota County and the Municipality are governmental units as that term is defined in Minn. Stat. § 471.59; and

WHEREAS, Metropolitan counties are responsible for waste management policy and programs (Minn. Stat. §115A.551); and

WHEREAS, by Resolution No.18-493 (September 18, 2018), the Dakota County Board of Commissioners adopted the 2018-2036 Solid Waste Master Plan (Master Plan); and

WHEREAS, the Master Plan includes a strategy to expand opportunities for residential organics recovery; and

WHEREAS, the Master Plan includes a tactic to co-develop and provide assistance for residential organics drop-off sites with priority municipalities and partners until curbside organics collection is widely available; and

WHEREAS, the City of Rosemount (City) in partnership with the County desires a residential organics drop-off site to be located at Rosemount Public Works, 14455 Brazil Avenue; and

WHEREAS, Dakota County receives Select Committee on Recycling and the Environment (SCORE) funds from the state to implement landfill abatement programs; and

WHEREAS, Minn. Stat. § 115A.557 requires Dakota County to expend a portion of the state-allocated SCORE funds on organics programming; and

WHEREAS, allocated SCORE funds were used to open residential organics drop-off sites in eight cities during 2016-2021; and

WHEREAS, City responsibilities include drop-off site construction and infrastructure installation for

one drop-off location to collect organics from Dakota County residents; retaining licensed hauler services; collaborating with the County on promotion and communications; purchasing and storing compostable bags; monitoring daily and maintaining the site; and administering invoice and reimbursement submittals; and

WHEREAS, County responsibilities include maintaining a list of acceptable organic materials and guidelines; developing and providing promotion, communications materials, and training; reimbursing the Municipality for installation of a concrete pad, fencing, covering, bag distribution boxes, signage, and recurring operational expenses; and administering participant recruitment, registration, and ongoing communication; and

WHEREAS, staff recommends executing a joint powers agreement with the City to implement a residential organics drop-off site for Dakota County residents for the period of June 1, 2022, to December 31, 2028, or until curbside collection of residential organics is widely available.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Environmental Resources Director to execute a joint powers agreement with the City of Rosemount to operate a residential organics drop-off site located at Rosemount Public Works, 14455 Brazil Avenue in the City of Rosemount for the period of June 1, 2022, to December 31, 2028, or until curbside residential organics collection is offered in the City of Rosemount and to provide reimbursement funding in an amount not to exceed \$79,500 for the six-year term as substantially presented on April 12, 2022, to the Physical Development Committee of the Whole, subject to approval by the County Attorney's Office as to form.



Board of Commissioners

Request for Board Action

Item Number: DC-912

Agenda #: 7.4

Meeting Date: 4/19/2022

DEPARTMENT: Environmental Resources

FILE TYPE: Consent Action

TITLE

Authorization To Establish Drinking Water Treatment System Pilot Grant Program For Low-Income Residents With High Levels Of Water Contamination

RESOLUTION

WHEREAS, Dakota County has approximately 8,000 homes, housing an estimated 22,000 residents, that obtain their drinking water from private wells; and

WHEREAS, studies conducted determined that upwards of 60 percent of private wells sampled had at least one contaminant present at concentrations exceeding Minnesota Department of Health (MDH) drinking water guidelines; and

WHEREAS, the MDH is currently conducting a pilot grant program to promote private well testing and provide financial assistance to eligible households to address nitrate and arsenic water-quality issues; and

WHEREAS, it is anticipated state grants will be expanded to other local units of governments in the future to fund the cost of testing and treatment of private residential wells; and

WHEREAS, the 2020-2030 Dakota County Groundwater Plan tactic 1A3C states the County will "facilitate the installation of appropriate, effective drinking water treatment systems for low-income households that use a private well and have contaminated groundwater"; and

WHEREAS, the goals of the Dakota County Drinking Water Treatment System Pilot Grant Program (Pilot Grant Program) are to ensure all private well owners in Dakota County have equal access to safe and healthy drinking water that meets MDH's drinking water guidelines and to position Dakota County for future external funding opportunities; and

WHEREAS, the Pilot Grant Program would provide up to 100 percent cost of purchasing a drinking water treatment system and installation by a licensed water conditioning company, not to exceed \$2,000; and

WHEREAS, applicants must meet the following criteria: 1) the applicant owns the house/building in Dakota County where the private well is located; 2) private well water is the primary source of drinking water in the house/building; 3) well water exceeds the MDH drinking water guideline for at least one contaminant (e.g., arsenic, manganese, pesticide, or nitrate); 4) the applicant meets low-income criteria in accordance with the USDA Rural Development guidelines for the Metro Area; and

WHEREAS, in 2022, the Grant Program will install an estimated 10-15 water treatment systems with priority in those areas with the highest contaminant concentrations; and

WHEREAS, the proposed budget is \$20,000, which is included in the approved 2022 Environmental Resources Department operating budget; and

WHEREAS, future year budgets will be dependent upon success of the Pilot Grant Program and funding availability.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes staff to proceed with establishing a Drinking Water Treatment System Pilot Grant Program to provide water treatment systems to low-income residents with private well water exceeding Minnesota Department of Health drinking water guidelines.



Board of Commissioners

Request for Board Action

Item Number: DC-906

Agenda #: 7.5

Meeting Date: 4/19/2022

DEPARTMENT: Parks, Facilities, and Fleet Management

FILE TYPE: Consent Action

TITLE

Authorization To Execute Contract With Native Resource Preservation LLC For Lebanon Hills Woodland Vegetation Management

RESOLUTION

WHEREAS, on May 9, 2017 (Resolution No. 17-274, the County Board adopted the Dakota County Natural Resource Management System Plan (NRMSP); and

WHEREAS, the NRMSP identifies the need to maintain restored areas perpetually to protect the initial investment made to restore the area; and

WHEREAS, on March 16, 2022, the County issued a Request for Quotes (RFQ) for the Lebanon Hills Woodland Vegetation Management project; and

WHEREAS, Native Resource Preservation LLC submitted the lowest responsive and responsible quote for base and alternative tasks; and

WHEREAS, the RFQ stipulated that the initial contract term would expire March 31, 2023; and

WHEREAS, the RFQ stipulated that the contract could be extended one term through March 31, 2024; and

WHEREAS, the RFQ stipulated that the total contract amount would be set up as not to exceed \$175,000; and

WHEREAS, adequate funds are available within the 2022 Adopted Parks Natural Resources Base Fund Budget; and

WHEREAS, staff recommends executing the contract with Native Resource Preservation LLC.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute a contract with Native Resource Preservation LLC for the Lebanon Hills Woodland Vegetation Management project to manage restored woodland areas of Lebanon Hills Regional Park through March 31, 2023, with the option to extend the contract through March 31, 2024, in a total amount not to exceed \$175,000, subject to approval by the County Attorney's Office as to form.



Board of Commissioners

Request for Board Action

Item Number: DC-956

Agenda #: 7.6

Meeting Date: 4/19/2022

DEPARTMENT: Physical Development Administration

FILE TYPE: Consent Action

TITLE

Authorization To Submit Grant Application To National Scenic Byways Program, To Accept Grant If Awarded, And To Execute Grant Agreement

RESOLUTION

WHEREAS, the U.S. Department of Transportation (DOT) and Federal Highway Administration (FHWA) will be accepting National Scenic Byways Program (NSBP) applications; and

WHEREAS, \$22 million in total funding for fiscal years 2024 through 2030; and

WHEREAS, the application deadline for the NSBP funding request is May 16, 2022; and

WHEREAS, the Mississippi Great River Road Scenic Byway is a grant-eligible National Scenic Byway within Dakota County; and

WHEREAS, the Fisher Avenue Trailhead and trail connection to the Mississippi River Greenway is identified as a five-year priority in the 2021 Spring Lake Park Reserve Master Plan.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby supports and authorizes the Physical Development Director to submit a \$700,000 grant request to the National Scenic Byway Program for the Mississippi River Greenway Fisher Avenue Trailhead in Spring Lake Park Reserve; and

BE IT FURTHER RESOLVED, That, subject to the federal funding award of the Dakota County grant application, the Dakota County Board of Commissioners will provide matching funds of \$700,000 (50%).



Board of Commissioners

Request for Board Action

Item Number: DC-1009

Agenda #: 7.7

Meeting Date: 4/19/2022

DEPARTMENT: Parks, Facilities, and Fleet Management

FILE TYPE: Consent Action

TITLE

Authorization To Accept 2021 Metropolitan Council Equity Grant And Amend 2022 Parks Capital Improvement Program Budget

RESOLUTION

WHEREAS, by Resolution No. 21-205 (April 20, 2021), the County Board ratified application for the 2021 Metropolitan Council Equity Grant for Building and Bridging Community Along the Mississippi River Greenway; and

WHEREAS, in partnership with Inver Hills Community College, Independent School District 199, City of Inver Grove Heights, and Inver Glen Library, the partners developed a project with the goal of reducing barriers and improving access to the Mississippi River Greenway through a collaborative, community-driven approach focused in Inver Grove Heights that will create new connections between the greenway and important community centers; and

WHEREAS, in July 2021, staff received notice the grant request was awarded funding; and

WHEREAS, the grant proposal was ranked third out of 37 proposals; and

WHEREAS, the total project budget including in-kind contributions is \$320,000; grant revenue is \$160,000, Dakota County cash match contribution is \$70,000, City of Inver Grove Heights cash contribution is \$15,000, in-kind partner contributions are \$55,000; and \$20,000 of unspent State Health Improvement Partnership dollars can be reallocated to supplement the pilot bike share program within the grant, reducing the County's cash match to \$70,000; and

WHEREAS, the partner in-kind contributions, which include staff support, materials, space use, and programming, are critically important for delivering the grant; and

WHEREAS, in-kind contributions by partners are summarized below:

Inver Hills Community College	\$37,856
Independent School District 199	\$ 5,264
City of Inver Grove Heights	\$ 5,948
Inver Glen Library	\$ 6,440

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby accepts the 2021 Metropolitan Council Equity Grant, authorizes amendment to the 2022 Parks

Capital Improvement Program Budget, and authorizes the Physical Development Director to execute grant agreement, subject to approval by the Dakota County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners authorizes the Physical Development Director to execute a joint powers agreement with the City of Inver Grove Heights to accept the \$15,000 cash contribution for the project, 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 Physical Development Director to execute additional joint powers agreements with grant partners as necessary as partner responsibilities continue to be refined; and

BE IT FURTHER RESOLVED, That the 2022 Parks Capital Improvement Program be amended as follows:

Expense

Met Council Equity Project (MRG)	\$245,000
Grant Match Set Aside	<u>(\$ 70,000)</u>
Total Expense	\$175,000

Revenue

Grant Match Set Aside -ELF (P00117)	(\$ 70,000)
Met Council Equity Grant (MRG)	\$160,000
MRG - ELF Matching Funds	\$ 70,000
City Contribution (IGH)	<u>\$ 15,000</u>
Total Revenue	\$175,000



Board of Commissioners

Request for Board Action

Item Number: DC-966

Agenda #: 8.1

Meeting Date: 4/19/2022

DEPARTMENT: Office of the County Manager

FILE TYPE: Consent Action

TITLE

Proclamation Of County Government Appreciation Day

PURPOSE/ACTION REQUESTED

Proclaim April 26, 2022, as County Government Appreciation Day.

SUMMARY

Commending the commitment and dedication to public service excellence of County staff and officials by proclaiming April 26, 2022 County Government Appreciation Day. This proclamation extends a thank you to our County staff and officials and expresses deep gratitude for their commitment to excellence in public service.

A great appreciation for our employees' unceasing dedication and hard work to provide the many vital services to residents and taxpayers. Their ongoing flexibility and ingenuity deserves this well-earned recognition. A sincere thank you for everything, every day that touches the lives of those in Dakota County.

RECOMMENDATION

Staff recommends proclaiming April 26, 2022, as County Government Appreciation Day.

EXPLANATION OF FISCAL/FTE IMPACTS

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

RESOLUTION

WHEREAS, Minnesota's 87 counties employ over 36,000 people to provide essential services to create healthy, safe and vibrant communities; and

WHEREAS, the work of County employees is fundamental, whether it's a newborn well-check by a public health nurse, a passport renewal at a license center, or voter registration and ballot processing; and

WHEREAS, through their commitment to public service, County employees dedicate their time, skills, and expertise for the benefit of their neighbors, and at times, risk their personal safety coordinating emergency management and managing justice and public safety systems; and

WHEREAS, the vital work of counties promotes healthy communities, fosters conditions for economic

growth, strengthens infrastructure, and improves residents' quality of life.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby recognizes the commitment and dedication to public service excellence of County staff and officials and proclaim April 26, 2022, County Government Appreciation Day.

PREVIOUS BOARD ACTION

21-386; 7/20/21

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: Matt Smith

Author: Jeni Reynolds



Board of Commissioners

Request for Board Action

Item Number: DC-971

Agenda #: 9.1

Meeting Date: 4/19/2022

DEPARTMENT: Information Technology

FILE TYPE: Consent Action

TITLE

Authorization To Amend Contract With Granicus, Inc., For High-Definition Encoder And Closed Captioning

PURPOSE/ACTION REQUESTED

Authorize the Chief Information Officer (CIO) to amend the contract with Granicus, Inc., for high-definition encoder and closed captioning services.

SUMMARY

Dakota County currently has high-definition encoder and closed captioning in the boardroom for broadcasting meetings to the general public.

Granicus, Inc., currently provides online support, under a three-year contract (Resolution No. 18-251; May 8, 2018), for this high-definition encoder and closed captioning services for each County Board meeting in order to remain compliant with requirements as defined under the Americans with Disabilities Act (ADA).

This amendment includes a one-year extension of services and a payment of \$41,531.21 for support services for high-definition encoding and provide up to 72 hours of closed captioning services and increases the contact amount totaling \$130,000.00 through June 30, 2022.

RECOMMENDATION

Staff recommends the County Board authorize the CIO to execute an amendment to the contract to increase the contract by \$41,531.21, for a total contract amount not to exceed \$130,000 with Granicus, Inc., for high-definition County Board meeting streaming and closed captioning, subject to approval by the County Attorney's Office as to form.

EXPLANATION OF FISCAL/FTE IMPACTS

Costs for this contract amendment are included in the County's 2022 Information Technology budget.

- | | | |
|--|--|---|
| <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, Dakota County has a current contract with Granicus, Inc., to support a high-definition encoder to provide the general public with recordings of County Board meetings; and

WHEREAS, to continue to provide recordings to the general public and remain compliant with the Americans with Disabilities Act (ADA) requirements.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Chief Information Officer to amend the contract with Granicus, Inc., to provide high definition encoder and closed captioning services, payable from the 2022 Information Technology budget for a total amount not to exceed \$130,000, subject to approval by the County Attorney's Office as to form.

PREVIOUS BOARD ACTION

18-251; 05/08/18

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: Dan Cater

Author: Dan Ferber



Board of Commissioners

Request for Board Action

Item Number: DC-984

Agenda #: 9.2

Meeting Date: 4/19/2022

DEPARTMENT: Finance

FILE TYPE: Consent Information

TITLE

Report On Invoices Paid In March 2022

PURPOSE/ACTION REQUESTED

Receive a report on invoices paid during March 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 March 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 March 31, 2022, total \$15,773,345.

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

Major Categories	Amount	Explanation
Benefit deductions from employee payroll	\$2,041,571	Retirement accounts, PERA, health & dental
Payments to other governments	\$653,628	Pass through payments - taxes, fees
Materials & supplies	\$236,647	Highway, Parks, Buildings material/supplies
Overall support of departments	\$2,328,737	Insurance, maintenance agreements, office equip
Services to citizens & clients	\$3,079,216	Major client services contract
All other expenses	\$4,097,224	BIP, CEP, and misc.
Capital projects	\$3,336,322	Highway & building construction
	\$15,773,345	

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

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-935

Agenda #: 10.1

Meeting Date: 4/19/2022

DEPARTMENT: Physical Development Administration

FILE TYPE: Consent Action

TITLE

Approval Of Amendment To City Of Lakeville Community Development Block Grant Program

PURPOSE/ACTION REQUESTED

Approve a substantial amendment to the City of Lakeville's 2018 Community Development Block Grant (CDBG) Program.

SUMMARY

Three types of substantial amendments to the CDBG Program are permissible by the U.S. Department of Housing and Urban Development (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. The Dakota County Community Development Agency (CDA) administers the CDBG program on behalf of Dakota County.

The City of Lakeville (City) requests a substantial amendment to cancel its 2018 Acquisition and Clearance activity and to move \$33,928 in CDBG funds to the CDA-administered Home Improvement Loan activity. The City has determined that the funds would be better used for the Home Improvement Loan activity because the funds will be used relatively quickly, and there is not a property available to the City that is a good candidate for CDBG funds.

The CDA Citizen Participation Action Plan requires public notification of substantial amendments. A public notice for the CDBG substantial amendment was placed in the *Star Tribune* on March 17, 2022, and also on the CDA, Dakota County, and City of Lakeville websites. No comments were received.

RECOMMENDATION

Dakota County and CDA staff recommend approval of the amendment to the 2018 City of Lakeville CDBG program.

EXPLANATION OF FISCAL/FTE IMPACTS

- | | | |
|--|---|--------------------------------|
| <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, 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 City of Lakeville requests a substantial amendment to the 2018 CDBG program to cancel the Acquisition and Clearance activity and reallocate the funds to the CDA-administered Home Improvement Loan activity and fund it with a budget of \$33,928; and

WHEREAS, public notice of the substantial amendment was placed in the *Star Tribune* on March 17, 2022, and also on the Dakota County Community Development Agency (CDA), Dakota County, and City of Lakeville websites, in accordance with the approved Citizen Participation Plan process, and no public comments were received on the proposed amendment.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the substantial amendment to the 2018 Lakeville Community Development Block Grant Program.

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

Attachment: Affidavit of Publication and Public Notice

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 Stwora

Author: Maggie Dykes

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 03/17/2022	DAKOTA COUNTY COMMUNITY DEVELOPM	1000368678	419627

4. The publisher's lowest classified rate paid by commercial users for comparable space, as determined pursuant to § 331A.06, is as follows: **\$218.40**

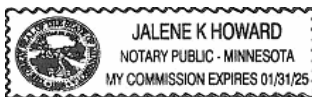
5. Mortgage Foreclosure Notices. Pursuant to Minnesota Statutes §580.033 relating to the publication of mortgage foreclosure notices: The newspaper's known office of issue is located in Hennepin County. The newspaper complies with the conditions described in §580.033, subd. 1, clause (1) or (2). If the 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: 03/17/2022

Jalene K. Howard



Notary Public

CLASSIFIEDS + PUBLIC NOTICES

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General Policies

Review your ad on the first day of publication. If there are mistakes, 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 errors or omission in or of an ad. All copy must be approved by the newspaper, which reserves the right to request changes or for properly classified advertising. The advertiser and the newspaper, is responsible for the truthful content of the ad. Advertising is allocated to credit approval.

Legal Notices

PUBLIC NOTICE
Dakota County Community Development Agency
March 17, 2022

Notice is hereby given of an opportunity for public comment on a proposed substantial amendment to the Dakota County Community Development Block Grant (CDBG) Program for the City of Lakeville for Federal Fiscal Year 2018.

Proposed Substantial Amendment

- The Dakota County 2018 Action Plan shall be amended to cancel the Lakeville Spot Acquisition and Clearance activity.

Persons seeking more information on the proposed substantial amendments should contact Kevin Paulsen, Community Development Coordinator, at the Dakota County Community Development Agency (CDA), telephone (651) 675-4468. Public comments may be submitted orally or in writing to the CDA through April 18, 2022. Approval of the proposed amendments, subject to consideration of public comments, will be on the agenda of the Dakota County Board of Commissioners meeting to be held at the Dakota County Government Center, third floor, 1590 Highway 55, Hastings, MN 55033 on April 19, 2022 at 9:00 a.m.

Legal Notices

NOTICE OF DISSOLUTION

To: All Creditors of and Claimants of Marden Enterprises Inc.. Marden Enterprises Inc., a Minnesota corporation, filed the Intent to Dissolve with the Minnesota Secretary of State on December 20, 2021. All Claims against the corporation must be mailed to Tammy Steven, 1594 Mallard View, Eagan, MN 55122. Claims must include name, address, and telephone number of the claimant; amount of claim; basis for the claim; and documentation of the claim. Claims must be received by 90 days from date of this notice.

Certificates of Assumed Name

Certificate of Assumed Name

State of Minnesota, Pursuant to the Chapter 333 Minnesota Statutes: the undersigned, who is or will be conducting business in the State of Minnesota under an assumed name, hereby certifies:

1. State the exact assumed name under which the business is or will be conducted: Pfeiffer Agency
2. State the address of the principal place of business. 12510 42 PL N Plymouth, MN 55442-5544 US
3. List the name and complete street address of all persons conducting business under the above Assumed Name. Alva Jeanne Pfeiffer 12510 42 PL N, Plymouth, MN 55442
4. I certify that I am authorized to sign this certificate and I further certify that I understand that by signing this certificate, I am subject to the penalties of perjury as set forth in Minnesota Statutes section 609.48 as if I had signed this certificate under oath.

Dated: 2/28/2022
(Signed) Alva Jeanne Pfeiffer

Place a classified ad today.

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



260200R/5/14

Garage Sales - Minneapolis

2022 Star Tribune Citywide/Neighborhood Garage Sale Calendar

PUBLICATION DATES:
Sunday, April 17, 2022
Sunday, May 15, 2022

Call 612-673-7000 or email placeads@startribune.com to advertise your sale in the calendar.

Deadlines:
April 12th to publish April 17th
May 10th to publish May 15th

107 Home & Commercial Services

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

186 Financial

Behind On Your House Payment? Divorce? Don't Want To Use A Realtor? Call Theresa: 320-212-7731

324 Collectibles

88th Annual Money Show March 18-20, Earle Brown Heritage Center, 6155 Earle Brown Dr, Brooklyn Cntr. Coin dealers from around the country will be displaying, selling, and buying coins and paper currency. <https://tinyurl.com/money-show>

Wanted: Old Liquor Bottles (sealed) Whiskey, bourbon, Wild Turkey, cognac, rum, gin 612-812-6556

338 Handicapped/Medical Equipment

ELECTRIC SCOOTER with detachable accessories, grocery basket, cane holder, cup holder. \$1,000 507-279-2915

Your move. Your ad.

260200R/5/14

369 Furnishings & Appliances - New

Blue Loveseat with accent pillows \$150.00 or BO, Two End Tables \$40.00 each, Sofa table \$150.00 or BO all matching pieces, Round Dining Table with Four Chairs \$100.00. Call (507) 279-2915 507-279-2915

404 Dogs

Australian Shepherd 3 Males 7 Females P.B. Family raised \$400 320-537-1110 leave Name and Phone

Australian Shepherd Miniature Purebred, shot/wormed, family raised. Will meet \$700 218-851-6219

Australian Shepherd Miniatures AKC, males, red & blue merle, shots, dewes. Fantastic! Call 612-325-2360

Australian Shepherd Puppies! BEAUTIFUL Aussies 8 weeks Minnetonka \$950-\$1200 Call 612-281-4694

Bernedoodle male pup, ready 3/19, shots, chipped, 2 yr health \$1,800 ridgeviewpuppies@gmail.com

BERNEODOODLE F1 PUPS AKC health tested, checked & shot, dewormed, black & white & sable, \$950. 320-808-8423

Bernedoodles BouncingBernedoodles.com Mini, Medium & BIG 507-251-1909

Bernese Mountain Pups Vet Checked, vacc, dewormed, very social and loving \$1,500 763-227-7353

CAVADOODLES, MINI GOLDENDOODLES, COCKAPOOS, HAVADOODLES 320-250-2464 puppiesupnorth.com

DACHSHUND PUP! AKC, 1 red mini male. Ready now. 612-716-7751 or 763-427-3986. Pictures online.

ENGLISH GOLDEN RETRIEVER AKC Family rsd, dewes removed, wormed, 1st shots, microchipped, parent AKC certified, 563-380-2564 www.royalgoldenretrievers.com

English Springer Spaniel Pups AKC (vet checked & shot, dewormed, farm & family raised. F: \$1,000 & M: \$900. Ready 3/14. 641-364-2097

German Shepherd AKC Puppies Bred temperament & beauty \$1500. westboundgermanshepherds.com Call: 320-221-3090.

GERMAN SHEPHERD PUPS AKC. Exc temp. Genetic qua antee. 715-537-5413. www.jerland.com

GOLDENDOODLE MINI Boys & girls! 8 weeks old. \$1400. Call or text 612-281-4694

404 Dogs

Golden Retriever AKC, Vetted, UTD shots, Microchipped, Ready March 17th. Health Gtd. 9005 763-245-6587

Golden retriever Ready 3/20 Vet checked, shots, dewormed. Pet home only. \$750 319-464-6874

LAB AKC Black, Choc, Silver Pups, dewes, shots, wormed, raised w/ kids. \$300-\$700. 641-425-4799

LAB AKC PUPS, Ready 4/1! **Only 4 black males left**. Family raised. OFA hips/elbows, dewes, shots, wormed. 30 month health guarantee. \$1,200. 507-351-7995

Labrador Retrievers AKC Purebred Beau MH x Topshelf's Nora MH Repeat breeding!! Black, White, Fox Red Males available! Fox Red and Yellow Female available! Pups go home at 15. \$2,000 612-309-4583

Poodles AKC Standard Gorgeous Family Raised OFA Tested Parents UTD up to date on shots. \$1,250. 218-590-7106

Poodles Standard AKC Black White Parti. Tails docked and dew claws removed. \$1,600 320-293-7898

Rat Terrier Puppies! Fun Rat Terrier pups 8 weeks old Boy Girl Minnetonka \$900 Call or text: 612-281-4694

SHIBA INU PUPS Ready now. M & F. Excellent quality! \$500. 320-841-2561 MN #118283


Wheaten Terriers Soft Coated Registered, dewormed, hypoallergenic, well socialized, family raised 3F 4M \$1,250 218-443-3299

Put an ad in. Get the word out.

To place an ad, call 612.673.7000, fax 612.673.4884 or go to startribune.com/placeads.



260200R/5/14



Equal Housing Opportunity

All rental advertising in the Star Tribune is subject to the laws which make it illegal to advertise "any preference, limitation or discrimination based on race, color, national origin, ancestry, religion, creed, sex, marital status, sexual orientation, handicap, disability, familial status or status regarding public assistance or an intention to make any such preference, limitation or discrimination". The Star Tribune will not knowingly accept any advertisements which are in violation of the law. All dwellings advertised in the Star Tribune publications are available on an equal opportunity basis.

Resources:

Mpls. Civil Rights 612-673-3012
MN Human Rights 651-296-5663
Rental Home Line 612-728-5767
HUD 1-800-669-9777

603 Commercial Rentals

CITY SEEKING TENANT FOR BAR/RESTAURANT SPACE City of Virginia, MN is seeking lease tenant to operate your restaurant and bar on a lease system at the City's Golf Course clubhouse. For more information visit www.virginiamn.us or contact Pam LaBine, City Clerk, at 218-748-7500.

643 DBL BUNGALOW/ DUPLEX/TOWNHOME UNFURN. NW, SW & WEST SUBURBS

EXCELSIOR/SHOREWOOD Quiet 1BR, 1BA, private entrance in 6-plex, off street parking. Not sect 8 cert. No pets. Avail now. \$775. 612-619-5566

669 Rooms for Rent

MPLS 38TH & CHICAGO. \$500 Small basement apartment for 1 person. Washer & dryer, cable included. No pets. **CALL 651-485-5176**

VEHICLES WANTED

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

Mortgage Foreclosures

22-114402 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 conditions of the following described mortgage:

DATE OF MORTGAGE: January 18, 2018

ORIGINAL PRINCIPAL AMOUNT OF MORTGAGE: \$135,000.00

MORTGAGOR(S): Jorge Lozano Bustamante, an unmarried man

MORTGAGEE: Mortgage Electronic Registration Systems, Inc.

TRANSACTION AGENT: Mortgage Electronic Registration Systems, Inc.

MIN#: 1006919-1000048169-9

LENDER OR BROKER AND MORTGAGE ORIGINATOR STATED ON THE MORTGAGE: Lend Smart Mortgage, LLC

SERVICER: PennyMac Loan Services, LLC

DATE AND PLACE OF FILING: Filed January 29, 2018, Ramsey County Registrar of Titles, as Document Number 102607105

ASSIGNMENTS OF MORTGAGE: Assigned to: PennyMac Loan Services, LLC

LEGAL DESCRIPTION OF PROPERTY: Lot 9, Block 8, The West St. Paul Real Estate and improvements

Syndicate Addition No. 1

REGISTERED PROPERTY: PROPERTY ADDRESS: 751 Oakdale Ave, Saint Paul, MN 55107

PROPERTY IDENTIFICATION NUMBER: 082822310159 COT# 621711

COUNTY IN WHICH PROPERTY IS LOCATED: Ramsey

THE AMOUNT CLAIMED TO BE DUE ON THE MORTGAGE ON THE DATE OF THE NOTICE: \$138,204.65

THAT all pre-foreclosure requirements have been complied with; 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: April 19, 2022, 10:00AM

PLACE OF SALE: Sheriff's Main Office, The Lowry Building/City Hall Annex, 25 West 4th St., Suite 150, St. Paul, MN 55102 to pay the debt secured by said mortgage and taxes, if any, on said premises and the costs and disbursements, including attorneys fees allowed by law, subject to redemption within 6 months from the date of said sale by the mortgagor(s) the personal representatives or assigns.

TIME AND DATE TO VACATE PROPERTY: If the real estate is an owner-occupied, single-family dwelling, unless otherwise provided by law, the date on or before which the mortgagor(s) must vacate the property, if the mortgage is not reinstated under section 580.30 or the property is not redeemed under section 580.23, is 11:59 p.m. on October 19, 2022, or the next business day if October 19, 2022 falls on a Saturday, Sunday or legal holiday.

"THE TIME ALLOWED BY LAW FOR REDEMPTION BY THE MORTGAGOR, THE MORTGAGOR'S PERSONAL REPRESENTATIVES OR ASSIGNS, MAY BE REDUCED TO FIVE WEEKS IF A JUDICIAL ORDER IS ENTERED UNDER MINNESOTA STATUTES SECTION 582.032 DETERMINING, AMONG OTHER THINGS, THAT THE MORTGAGED PREMISES ARE IMPROVED WITH A RESIDENTIAL DWELLING OF LESS THAN 5 UNITS, ARE NOT PROPERLY USED FOR AGRICULTURAL PRODUCTION, AND ARE ABANDONED."

Dated: February 24, 2022

PennyMac Loan Services, LLC

Assignee of Mortgage

LOGS LEGAL GROUP LLP

BY Melissa L. B. Porter - 0337778

Gary J. Evers - 0134764

Joseph M. Rossman - 0397070

David R. Mortensen - 032906X

Attorneys for Mortgage

LOGS Legal Group LLP

1715 Yankee Doodle Road, Suite 210 Eagan, MN 55121 (952) 831-4060

THIS IS A COMMUNICATION FROM A DEBT COLLECTOR

3/3, 3/10, 3/17, 3/24, 3/31, 4/7/22 Star Tribune

Mortgage Foreclosures

of the following described mortgage:

DATE OF MORTGAGE: August 3, 2007

ORIGINAL PRINCIPAL AMOUNT OF MORTGAGE: \$297,000.00

MORTGAGOR(S): Elisabeth Louise Coleman, wife and Richard J. Coleman, husband

MORTGAGEE: Centennial Mortgage and Funding

LENDER OR BROKER AND MORTGAGE ORIGINATOR STATED ON THE MORTGAGE: Centennial Mortgage and Funding

SERVICER: Compu-Link Corporation d/b/a Celink

DATE AND PLACE OF FILING: Filed August 22, 2007, Hennepin County Recorder, as Document Number 9028242

ASSIGNMENTS OF MORTGAGE: Assigned to: Financial Freedom Senior Funding Corporation; thereafter assigned to Mortgage Electronic Registration Systems, Inc.; thereafter assigned to Longbridge Financial, LLC

LEGAL DESCRIPTION OF PROPERTY: Lot 28, Block 3, WH Lauderdale's Addition to Minneapolis

PROPERTY ADDRESS: 1348 Upton Ave N, Minneapolis, MN 55411

PROPERTY IDENTIFICATION NUMBER: 17-029-24-43-0211

COUNTY IN WHICH PROPERTY IS LOCATED: Hennepin

THE AMOUNT CLAIMED TO BE DUE ON THE MORTGAGE ON THE DATE OF THE NOTICE: \$174,132.80

THAT all pre-foreclosure requirements have been complied with; 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: May 13, 2022, 10:00AM

PLACE OF SALE: Sheriff's Main Office, Civil Division, Room 30, Court House, 350 South Fifth St., Minneapolis, MN 55487 to pay the debt secured by said mortgage and taxes, if any, on said premises and the costs and disbursements, including attorneys fees allowed by law, subject to redemption within 12 months from the date of said sale by the mortgagor(s) the personal representatives or assigns.

TIME AND DATE TO VACATE PROPERTY: If the real estate is an owner-occupied, single-family dwelling, unless otherwise provided by law, the date on or before which the mortgagor(s) must vacate the property, if the mortgage is not reinstated under section 580.30 or the property is not redeemed under section 580.23, is 11:59 p.m. on May 13, 2023, or the next business day if May 13, 2023 falls on a Saturday, Sunday or legal holiday.

"THE TIME ALLOWED BY LAW FOR REDEMPTION BY THE MORTGAGOR, THE MORTGAGOR'S PERSONAL REPRESENTATIVES OR ASSIGNS, MAY BE REDUCED TO FIVE WEEKS IF A JUDICIAL ORDER IS ENTERED UNDER MINNESOTA STATUTES SECTION 582.032 DETERMINING, AMONG OTHER THINGS, THAT THE MORTGAGED PREMISES ARE IMPROVED WITH A RESIDENTIAL DWELLING OF LESS THAN 5 UNITS, ARE NOT PROPERLY USED FOR AGRICULTURAL PRODUCTION, AND ARE ABANDONED."

Dated: March 3, 2022

Longbridge Financial, LLC

Assignee of Mortgage

LOGS LEGAL GROUP LLP

BY Melissa L. B. Porter - 0337778

Gary J. Evers - 0134764

Joseph M. Rossman - 0397070

David R. Mortensen - 032906X

Attorneys for Mortgage

LOGS Legal Group LLP

1715 Yankee Doodle Road, Suite 210 Eagan, MN 55121 (952) 831-4060

THIS IS A COMMUNICATION FROM A DEBT COLLECTOR

3/10, 3/17, 3/24, 3/31, 4/7, 4/14/22 Star Tribune

22-114428 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 conditions of the following described mortgage:

DATE OF MORTGAGE: September 23, 2010

ORIGINAL PRINCIPAL AMOUNT OF MORTGAGE: \$222,800.00

MORTGAGOR(S): Greg A. Auseth, a single person and John J. Gabriel, a single person

MORTGAGEE: Wells Fargo Bank, N.A.

LENDER OR BROKER AND MORT-

Mortgage Foreclosures

GAGE ORIGINATOR STATED ON THE MORTGAGE: Wells Fargo Bank, N.A.

SERVICER: Specialized Loan Servicing LLC

DATE AND PLACE OF FILING: Filed October 5, 2010, Hennepin County Recorder, as Document Number A9569163

ASSIGNMENTS OF MORTGAGE: Assigned to: Specialized Loan Servicing, LLC; Dated: November 2, 2020 filed: November 2, 2020, recorded as document number 10864496

LEGAL DESCRIPTION OF PROPERTY: Lot 6 and adjoining 20 feet of Blaisdel Avenue vacated, Block 11, Park Addition to Minneapolis

PROPERTY ADDRESS: 3720 Blaisdel Ave, Minneapolis, MN 55409

PROPERTY IDENTIFICATION NUMBER: 03-028-24-34-0127

COUNTY IN WHICH PROPERTY IS LOCATED: Hennepin

THE AMOUNT CLAIMED TO BE DUE ON THE MORTGAGE ON THE DATE OF THE NOTICE: \$121,648.97

THAT all pre-foreclosure requirements have been complied with; 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: April 19, 2022, 10:00AM

PLACE OF SALE: Sheriff's Main Office, Civil Division, Room 30, Court House, 350 South Fifth St., Minneapolis, MN 55487 to pay the debt secured by said mortgage and taxes, if any, on said premises and the costs and disbursements, including attorneys fees allowed by law, subject to redemption within 12 months from the date of said sale by the mortgagor(s) the personal representatives or assigns.

TIME AND DATE TO VACATE PROPERTY: If the real estate is an owner-occupied, single-family dwelling, unless otherwise provided by law, the date on or before which the mortgagor(s) must vacate the property, if the mortgage is not reinstated under section 580.30 or the property is not redeemed under section 580.23, is 11:59 p.m. on April 19, 2023, or the next business day if April 19, 2023 falls on a Saturday, Sunday or legal holiday.

"THE TIME ALLOWED BY LAW FOR REDEMPTION BY THE MORTGAGOR, THE MORTGAGOR'S PERSONAL REPRESENTATIVES OR ASSIGNS, MAY BE REDUCED TO FIVE WEEKS IF A JUDICIAL ORDER IS ENTERED UNDER MINNESOTA STATUTES SECTION 582.032 DETERMINING, AMONG OTHER THINGS, THAT THE MORTGAGED PREMISES ARE IMPROVED WITH A RESIDENTIAL DWELLING OF LESS THAN 5 UNITS, ARE NOT PROPERLY USED FOR AGRICULTURAL PRODUCTION, AND ARE ABANDONED."

Dated: February 17, 2022

Specialized Loan Servicing LLC

Assignee of Mortgage

LOGS LEGAL GROUP LLP

BY Melissa L. B. Porter - 0337778

Gary J. Evers - 0134764

Joseph M. Rossman - 0397070

Attorneys for Mortgage

LOGS Legal Group LLP

1715 Yankee Doodle Road, Suite 210 Eagan, MN 55121 (952) 831-4060

THIS IS A COMMUNICATION FROM A DEBT COLLECTOR

2/24, 3/3, 3/10, 3/17, 3/24, 3/31/22 Star Tribune

22-114363 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 conditions of the following described mortgage:

DATE OF MORTGAGE: April 27, 2018

ORIGINAL PRINCIPAL AMOUNT OF MORTGAGE: \$260,200.00

MORTGAGOR(S): Ryan Puls, an unmarried man and Rochelle M. Hefflin, an unmarried woman

MORTGAGEE: Mortgage Electronic Registration Systems, Inc.

TRANSACTION AGENT: Mortgage Electronic Registration Systems, Inc.

MIN#: 1012742-0000105318-1

LENDER OR BROKER AND MORTGAGE ORIGINATOR STATED ON THE MORTGAGE: Homeservices Lending, LLC dba Edina Realty Mortgage

SERVICER: MidFirst Bank

DATE AND PLACE OF FILING: Filed May 17, 2018, Dakota County Recorder, as Document Number

Mortgage Foreclosures

3250746

ASSIGNMENTS OF MORTGAGE: Assigned to: MidFirst Bank

LEGAL DESCRIPTION OF PROPERTY: Lot 5, Block 6, Dakota Heights 8th Addition

PROPERTY ADDRESS: 17723 Ice-land Tr, Lakeville, MN 55044

PROPERTY IDENTIFICATION NUMBER: 22-19407-06-050

COUNTY IN WHICH PROPERTY IS LOCATED: Dakota

THE AMOUNT CLAIMED TO BE DUE ON THE MORTGAGE GOOD THROUGH FEBRUARY 2, 2022: \$281,604.30

THAT all pre-foreclosure requirements have been complied with; 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: April 7, 2022, 10:00AM

PLACE OF SALE: Sheriff's Main Office, Dakota County Law Enforcement Center, 1580 Hwy 55, Lobby S-100, Hastings, MN 55033 to pay the debt secured by said mortgage and taxes, if any, on said premises and the costs and disbursements, including attorneys fees allowed by law, subject to redemption within 6 months from the date of said sale by the mortgagor(s) the personal representatives or assigns.

TIME AND DATE TO VACATE PROPERTY: If the real estate is an owner-occupied, single-family dwelling, unless otherwise provided by law, the date on or before which the mortgagor(s) must vacate the property, if the mortgage is not reinstated under section 580.30 or the property is not redeemed under section 580.23, is 11:59 p.m. on October 7, 2022, or the next business day if October 7, 2022 falls on a Saturday, Sunday or legal holiday.

"THE TIME ALLOWED BY LAW FOR REDEMPTION BY THE MORTGAGOR, THE MORTGAGOR'S PERSONAL REPRESENTATIVES OR ASSIGNS, MAY BE REDUCED TO FIVE WEEKS IF A JUDICIAL ORDER IS ENTERED UNDER MINNESOTA STATUTES SECTION 582.032 DETERMINING, AMONG OTHER THINGS, THAT THE MORTGAGED PREMISES ARE IMPROVED WITH A RESIDENTIAL DWELLING OF LESS THAN 5 UNITS, ARE NOT PROPERLY USED FOR AGRICULTURAL PRODUCTION, AND ARE ABANDONED."

Dated: February 4, 2022

MidFirst Bank

Assignee of Mortgage

LOGS LEGAL GROUP LLP

BY Melissa L. B. Porter - 0337778

Gary J. Evers - 0134764

Joseph M. Rossman - 0397070

Attorneys for Mortgage

LOGS Legal Group LLP

1715 Yankee Doodle Road, Suite 210 Eagan, MN 55121 (952) 831-4060

THIS IS A COMMUNICATION FROM A DEBT COLLECTOR

2/10, 2/17, 2/24, 3/3, 3/10, 3/17/22 Star Tribune

22-114450 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 conditions of the following described mortgage:

DATE OF MORTGAGE: February 28, 2020

ORIGINAL PRINCIPAL AMOUNT OF MORTGAGE: \$205,704.00

MORTGAGOR(S): Kollin J. Konitzer, unmarried

MORTGAGEE: Mortgage Electronic Registration Systems, Inc.

TRANSACTION AGENT: Mortgage Electronic Registration Systems, Inc.

MIN#: 1007159-7000510039-9

LENDER OR BROKER AND MORTGAGE ORIGINATOR STATED ON THE MORTGAGE: PennyMac Loan Services, LLC

SERVICER: PennyMac Loan Services, LLC

DATE AND PLACE OF FILING: Filed March 4, 2020, Dakota County Recorder, as Document Number 3357909

ASSIGNMENTS OF MORTGAGE: Assigned to: PennyMac Loan Services, LLC

LEGAL DESCRIPTION OF PROPERTY: Lot 10, Block 5, Riverside Park Addition to the City of St. Paul

PROPERTY ADDRESS: 337 7th Ave S, South Saint Paul, MN 55075

PROPERTY IDENTIFICATION NUMBER: 36-64300-05-100

COUNTY IN WHICH PROPERTY IS LOCATED: Dakota

THE AMOUNT CLAIMED TO BE DUE

Mortgage Foreclosures

ON THE MORTGAGE ON THE DATE OF THE NOTICE: \$230,931.25

THAT all pre-foreclosure requirements have been complied with; 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: April 20, 2022, 10:00AM

PLACE OF SALE: Sheriff's Main Office, Dakota County Law Enforcement Center, 1580 Hwy 55, Lobby S-100, Hastings, MN 55033 to pay the debt secured by said mortgage and taxes, if any, on said premises and the costs and disbursements, including attorneys fees allowed by law, subject to redemption within 6 months from the date of said sale by the mortgagor(s) the personal representatives or assigns.

TIME AND DATE TO VACATE PROPERTY: If the real estate is an owner-occupied, single-family dwelling, unless otherwise provided by law, the date on or before which the mortgagor(s) must vacate the property, if the mortgage is not reinstated under section 580.30 or the property is not redeemed under section 580.23, is 11:59 p.m. on October 20, 2022, or the next business day if October 20, 2022 falls on a Saturday, Sunday or legal holiday.

"THE TIME ALLOWED BY LAW FOR REDEMPTION BY THE MORTGAGOR, THE MORTGAGOR'S PERSONAL REPRESENTATIVES OR ASSIGNS, MAY BE REDUCED TO FIVE WEEKS IF A JUDICIAL ORDER IS ENTERED UNDER MINNESOTA STATUTES SECTION 582.032 DETERMINING, AMONG OTHER THINGS, THAT THE MORTGAGED PREMISES ARE IMPROVED WITH A RESIDENTIAL DWELLING OF LESS THAN 5 UNITS, ARE NOT PROPERLY USED FOR AGRICULTURAL PRODUCTION, AND ARE ABANDONED."

Dated: February 17, 2022

PennyMac Loan Services, LLC

Assignee of Mortgage

LOGS LEGAL GROUP LLP

BY Melissa L. B. Porter - 0337778

Gary J. Evers - 0134764

Joseph M. Rossman - 0397070

Attorneys for Mortgage

LOGS Legal Group LLP

1715 Yankee Doodle Road, Suite 210 Eagan, MN 55121 (952) 831-4060

THIS IS A COMMUNICATION FROM A DEBT COLLECTOR

2/24, 3/3, 3/10, 3/17, 3/24, 3/31/22 Star Tribune

22-114297 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 conditions of the following described mortgage:

DATE OF MORTGAGE: June 7, 2004

ORIGINAL PRINCIPAL AMOUNT OF MORTGAGE: \$256,500.00

MORTGAGOR(S): Thomas L. Helgeson, a single man

MORTGAGEE: Mortgage Electronic Registration Systems, Inc.

TRANSACTION AGENT: Mortgage Electronic Registration Systems, Inc.

MIN#: 100154070001000442

LENDER OR BROKER AND MORTGAGE ORIGINATOR STATED ON THE MORTGAGE: American Residential Mortgage, LP

SERVICER: Wells Fargo Bank, N.A.

DATE AND PLACE OF FILING



Board of Commissioners

Request for Board Action

Item Number: DC-682

Agenda #: 10.2

Meeting Date: 4/19/2022

DEPARTMENT: Environmental Resources

FILE TYPE: Consent Action

TITLE

Authorization To Execute New Joint Powers Agreement And Second Amendment To Existing Joint Powers Agreement With City Of West St. Paul And West St. Paul Economic Development Authority For Thompson Oaks River To River Greenway Segment Project

PURPOSE/ACTION REQUESTED

Authorize to execute a new and amend existing joint powers agreement (JPA) with the City of West St. Paul and West St. Paul Economic Development Agency (City) for the construction of the River to River Greenway: Thompson Oaks segment project.

SUMMARY

By Resolution No. 15-431 (August 25, 2015), the River to River Regional Greenway Master Plan was adopted by the Dakota County Board of Commissioners. The plan identified a preferred alignment traversing the former Thompson Oaks Golf Course parcel owned by the City of West St. Paul, which has since been transferred to the West St. Paul Economic Development Authority.

By Resolution No. 18-534 (October 23, 2018), the Dakota County Board of Commissioners executed a JPA with the City of West St. Paul to design the Greenway and potential Water Quality Project-adjacent potential City residential development projects on the parcel. A First Amendment to the JPA was executed on January 27, 2020 pursuant to Resolution No. 20-036 (January 21, 2020). The County contracted with Wenck Associates, Inc. (now part of Stantec, Inc.) to evaluate site conditions on the parcel and provide preliminary design services. In reviewing the property and potential water quality project, a large historical dumpsite was evaluated for remediation.

In August 2019, Dakota County submitted a Clean Water Fund grant application to the Minnesota Board of Water and Soil Resources for the Water Quality Project component, and grant funds totaling \$576,448 were subsequently awarded to the County in May 2020. In 2021, preliminary design work was advanced for the Greenway trail components. The trail design includes the core greenway segment and local trail loop connections around existing and proposed wetland and stormwater treatment areas. Environmental components of the Greenway project include removal of large quantities of buried solid waste, reestablishment of a historic creek currently contained within storm sewer, wetland restoration, and a regional stormwater treatment system to protect and improve the Mississippi River (Attachment: Project Layout). By Resolution No. 21-712 (January 4, 2022), the Dakota County Board of Commissioners amended the 2022 Environmental Resources Capital Improvement Program Budget and Non-Departmental budgets to utilize American Rescue Plan State and Local Fiscal Recovery Funds to advance the Thompson Oaks project final design and construction totaling \$5,217,148.

A final project JPA with the City of West St. Paul (Attachment: JPA) has been drafted that memorializes project administration responsibilities, cost participation, trail easement acquisition, and long-term maintenance for the project. Minor amendments to the existing JPA (Attachment: Second Amended JPA) are necessary to separate the obligations from the proposed new JPA and to account for a new appraisal for Outlot B acquired for the trail.

RECOMMENDATION

Staff recommends authorization of the JPA and second amendment of the existing JPA presented herein between Dakota County and the City that assures commitment by both entities to acquire and construct the River to River Greenway: Thompson Oaks segment project.

EXPLANATION OF FISCAL/FTE IMPACTS

Adequate funding of \$5,217,148 for the construction of the River to River Greenway: Thompson Oaks segment is included in the adopted 2022 Environmental Resources Capital Improvement Program and Non-Departmental budgets.

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

RESOLUTION

WHEREAS, by Resolution No. 15-431 (August 25, 2015), the River to River Regional Greenway Master Plan was adopted by the Dakota County Board of Commissioners; and

WHEREAS, by Resolution 18-534 (October 23, 2018), the Dakota County Board of Commissioners executed a joint powers agreement (JPA) with the City of West St. Paul to design the Greenway and potential Water Quality Project-adjacent potential City residential development projects on the former Thompson Oaks Golf Course parcel; and

WHEREAS, a First Amendment to the JPA was exuted on January 27, 2020 pursuant to Resolution No. 20-036 (January 21, 2020); and

WHEREAS, in August 2019, Dakota County submitted a Clean Water Fund grant application to the Minnesota Board of Water and Soil Resources for the Water Quality Project component, and grant funds totaling \$576,448 were subsequently awarded to the County in May 2020; and

WHEREAS, project design has been completed and includes the core greenway segment, trail loop connections around existing and proposed wetland and stormwater treatment areas, remediation of buried solid waste, reestablishment of a historic creek segment, wetland restoration, and a regional stormwater treatment system to protect and improve the Mississippi River; and

WHEREAS, by Resolution No. 21-712 (January 4, 2022), the Dakota County Board of Commissioners amended the 2022 Environmental Resources Capital Improvement Program Budget and Non-Departmental budgets to utilize American Rescue Plan State and Local Fiscal Recovery Funds to advance the Thompson Oaks project final design and construction totaling \$5,217,148; and

WHEREAS, a final project JPA with the City of West St. Paul and West St. Paul Economic Development Agency has been drafted that memorializes project administration responsibilities, cost

participation, trail easement acquisition, and long-term maintenance for the project; and

WHEREAS, Minor amendments to the existing JPA are necessary to separate the obligations from the proposed new JPA and to account for a new appraisal for Outlot B acquired for the trail, and

WHEREAS, staff recommends authorization of the new JPA and second amendment to the existing JPA for acquisition of final trail easements and construction of the River to River Greenway: Thompson Oaks segment project.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Division Director to execute the new joint powers agreement (JPA) and second amendment to the existing JPA with the City of West St. Paul and West St. Paul Economic Development Agency to acquire trail easements and construct the River to River Greenway: Thompson Oaks Segment Project, subject to the approval by the County Attorney's Office as to form.

PREVIOUS BOARD ACTION

15-431; 08/25/15

18-534; 10/23/18

20-036; 01/21/20

21-712; 01/04/22

ATTACHMENTS

Attachment: Financial Summary

Attachment: Project Layout

Attachment: New Joint Powers Agreement

Attachment: Second Amended Joint Powers Agreement

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: Georg Fischer

Author: Michael Behan

Thompson Oaks Water Quality 0170970147

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	2,228,598	-	2,228,598	976,075	-	976,075	1,252,523	-	1,252,523	2,228,598
2022 Plan		3,167,550	3,167,550	-	(976,075)	(976,075)		4,143,625	4,143,625	3,167,550
2023 Plan	-	-	-	-	-	-	-	-	-	-
2024 Plan	-		-	-	-	-	-	-	-	-
2025 Plan	-		-	-	-	-	-	-	-	-
2026 Plan	-		-	-	-	-	-	-	-	-
Current CIP Total	-	3,167,550	3,167,550	-	(976,075)	(976,075)	-	4,143,625	4,143,625	3,167,550
Costs Beyond Current CIP	-		-	-		-	-		-	-
Total	2,228,598	3,167,550	5,396,148	976,075	(976,075)	-	1,252,523	4,143,625	5,396,148	5,396,148

Thompson Oaks Concept Plan



Boardwalk 1



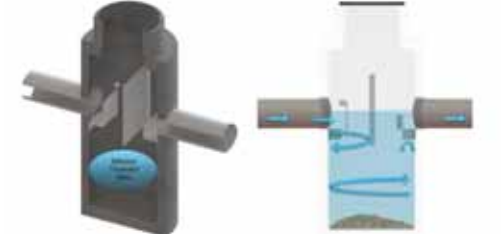
Concrete Weir 2



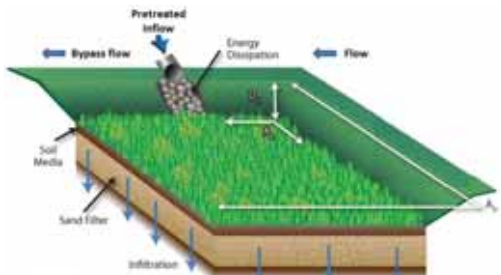
Deep Marsh 3



Oak Savanna 4



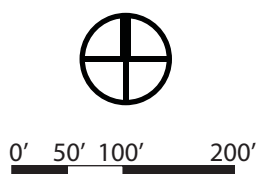
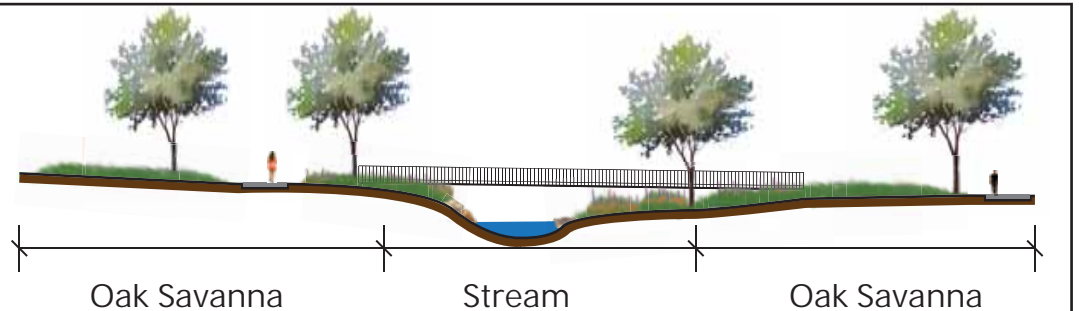
Swirl Separator (SciClone TM) 5



Infiltration Basin (MN PCA) 6



Stream with bioengineering 7



- Legend**
- Trail
 - Neighborhood Connection
 - Future Development

**JOINT POWERS AGREEMENT BETWEEN
DAKOTA COUNTY, THE CITY OF WEST ST. PAUL AND THE WEST ST. PAUL
ECONOMIC DEVELOPMENT AGENCY
FOR THOMPSON OAKS RIVER TO RIVER GREENWAY SEGMENT
AND WATER QUALITY PROJECT**

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

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

WHEREAS, the City of West St. Paul is a Minnesota municipal corporation and the West St. Paul Economic Development Agency is a public body corporate and politic in the State of Minnesota (collectively herein referred to as the "City"); and

WHEREAS, the City and County are collectively referred to as the "parties"; and

WHEREAS, the parties entered into Joint Powers Agreement, County Contract C0030771, executed between the parties on November 14, 2018, and Amended and Restated, County Contract C0030771-1, on January 27, 2020 for the River to River Greenway South Robert Street Crossing and preliminary study of the Thompson Oaks Water Quality Project (the "Greenway Crossing and Preliminary Study JPA"); and

WHEREAS, the parties are proceeding with the Thompson Oaks River to River Greenway Segment along with related City trail connections and Water Quality Project (Project) including remediation of contaminated sediment and solid waste, stormwater improvements, wetland restoration, and greenway construction; and

WHEREAS, the City and County have agreed to cooperatively undertake and pay for construction of the Project; and

NOW THEREFORE, in consideration of the mutual promises and benefits that the County and City shall derive from this Joint Powers Agreement ("Agreement"), the parties agree as follows:

AGREEMENT

1. Purpose

The purpose of this agreement is to define the responsibilities and obligations of the parties to the Agreement.

2. Term of Agreement

2.1 This Agreement shall be effective the date all required signatures are obtained and shall remain in effect until completion by the Parties of their respective obligations under this Agreement completion of construction of the Project and payment, unless amended in writing or earlier terminated by law or according to the provisions of this Agreement.

2.3 **Survival of Terms.** The following clauses survive the expiration or cancellation of this contract: 5. Maintenance; 10. Liability; 11. Audits; 12. Government Data Practices; 13. Governing Law Jurisdiction and Venue.

3. Real Estate

3.1 The City execute an easement in favor of the County permitting the County construction, use and maintain the Greenway by the County as specified in the easement attached here to as **Exhibit 1**.

3.2 The parties hereby grant to the each other and to the employees, agents and contractors of each of the parties, access to the property/facilities for the purpose of construction and maintenance for the Project, including, but not limited to, site visits, surveys and examination of possible best management practice (BMP) locations, meetings with consultants or contractors, construction staking, and monitoring of the construction of BMPs for the Project.

3.3 At the conclusion of the Project, the City will remain the fee owner of the ponds constructed as part of the project.

4. Construction

4.1 The County will be responsible for design, bidding, and construction administration, including but not limited to the engineering, contract administration, and inspection required to complete the Project specified in this Agreement.

4.2 The County will seek reimbursement from the Minnesota Board of Water and Soil Resources and the City in the amount outlined in Section 4.

4.3 Dakota County will be responsible for the administration of the Board of Soil and Water Clean Water Grant Funding administration tasks including reporting, reimbursement requests, and any other tasks associated with the grant funding.

4.4 The parties will conduct regular meetings (Project Management Team Meetings) with key staff and personnel necessary to complete the Project.

5. Maintenance

The maintenance of the completed Project will be handled in accordance with the ownership rights of the Parties upon completion or a separate joint powers agreement at the completion of the Project, if deemed necessary.

6. Funding

6.1 The total estimated Project cost for construction and engineering is \$5,217,148.

6.2 The City will reimburse the County up to \$675,075 based on actual project construction costs.

6.3 The County will be responsible for the remaining construction and engineering cost.

6.4 The County has obtained a Minnesota Board of Water and Soil Resources grant covering construction costs of \$576,447 to offset a portion of its cost.

7. Payment

7.1 The County administer the contract and act as the paying agent for all contracts for the project. Payments will be made as work progresses. Upon presentation of an itemized claim by one party to another, the receiving party shall reimburse the invoicing Party for its share of the costs incurred under this agreement within 45 days from the presentation of the claim. If any portion of an itemized claim is questioned by the receiving party, the remainder of the claim shall be promptly paid and accompanied by a written explanation of the amounts in question. Payment of any amounts in dispute will be made following good faith negotiation and documentation of the actual costs incurred in carrying out the work.

7.2 Any changes, variations, modifications, or change orders related to the completion the Project shall only be valid when they have been reduced to writing and approved by the County's Authorized Representative.

8. Authorized Representatives and Liaisons.

- 8.1 **Authorized Representatives.** The following named persons are designated the authorized representatives of the parties for purposes of this Agreement. These persons have the authority to bind the party they represent and to consent to modifications and subcontracts, except that, the authorized representative s shall have only the authority specifically or generally granted by its respective Board or Council. Notification required to be provided pursuant to this Agreement shall be provided to the following named persons and addresses unless otherwise stated in this Agreement, or in a modification of this Agreement.

For the County:

Steve Mielke, or successor
Telephone: 952/891-7007
Email: steven.mielke@co.dakota.mn.us

For the City:

City Manager, or successor
Telephone: 651/552-4101
Email: rschroeder@wspmn.gov

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

For the County:

Mike Behan, or successor
Telephone: 952/891-7539
Email: Michael.behan@co.dakota.mn.us

For the City:

Ross Beckwith, or successor
Telephone: 651/552-4130
Email: rbeckwith@wspmn.gov

9. Assignment, Amendments, Waiver and Contract Complete

- 9.1 **Assignment.** No party shall assign or transfer any rights or obligations under this Agreement without the prior written consent of the other two parties approved by the same individuals who executed and approved this Agreement, or their successors in office.
- 9.2 **Amendments.** Any amendments to this Agreement must be in writing and will not be effective until it has been executed and approved by the same parties who executed and approved the original grant contract, or their successors in office.
- 9.3 **Waiver.** If the either party fails to enforce any provision of this Agreement, that failure does not waive the provision or that party's right to enforce it.
- 9.4 **Agreement Complete.** Except for the Greenway Crossing and Preliminary Study JPA, this Agreement contains all negotiations and agreements between the County and City and other understanding regarding this Agreement, whether in written or oral form, may be used to bind either party. Where there is a conflict between this Agreement and the Greenway Crossing and Preliminary Study JPA, this Agreement shall govern.

10. Liability

Each party will be responsible for its own acts and behavior and the results thereof and shall not be responsible or liable for the other part's actions and consequences of those actions. The Minnesota Municipal Tort Claims Act, Minn. Stat. Ch. 466, governs the parties' liability. Nothing in this Agreement is intended to waive or limit the provision of the Tort Claims Acts, Minn. Stat. §3.736, or Minn. Stat. Ch. 466, or any other law, legislative or judicial, which limits government liability. For purposes of determining total liability for damages, the participating governmental units are considered to be a single governmental unit, the total liability of which shall not exceed the limits for a single governmental unit as provided in Minn. Statutes, Section 466.04, Subd. 1.

11. Audits

The parties shall retain receipts for and maintain detailed records of all expenses related to this Agreement. When requested by the Board or Soil and Water Resources, State Auditor or Legislative Auditor, as appropriate, for a minimum of six years from the end of this Agreement.

12. Government Data Practices

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

13. Governing Law, Jurisdiction, and Venue

Minnesota Law, without regard to its choice of law provisions governs this Agreement. Venue for all legal proceedings involving this Agreement, or its breach, must be in the appropriate state or federal court, with competent jurisdiction in Dakota County, Minnesota.

14. Termination for Insufficient Funding by County

The County may immediately terminate this Agreement if it does not obtain funding from the Minnesota Legislature, other funding sources, or if funding cannot be continued at a level sufficient to allow for the payments provided herein. Termination must be by written notice to the City. The County is not obligated to pay for any costs of the Project that are incurred after the notice and effective date of termination. The County will not be assessed any penalty if the Agreement is terminated because of the decision of the Minnesota Legislature or other funding sources, to not appropriate funds.

15. Merger

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

16. Severability

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

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

Approved as to form:

DAKOTA COUNTY

Assistant County Attorney/Date
KS-
Contract No. C

By _____
Kathleen Gaylord or successor, Chair
Date of Signature: _____

CITY OF WEST ST. PAUL

By _____
David J. Napier, or successor, Mayor
Date of Signature: _____

By _____
Nathan Burkett, City Manager
Date of Signature: _____

**WEST ST. PAUL ECONOMIC
DEVELOPMENT AGENCY**

By _____
David J. Napier, or successor, President
Date of Signature: _____

By _____
Nathan Burkett, Executive Director
Date of Signature: _____

EXHIBIT 1

GREENWAY EASEMENT

REGIONAL GREENWAY TRAIL EASEMENT

File No. n/a S.P. Project No. n/a
C.S.A.H. No. n/a County Project No. n/a
County Road No. n/a Parcel No. n/a

**Exempt from deed tax,
and filing or recording fees pursuant to Minnesota Statute § 386.77.**

Section One - Grant of Easement.

By this instrument, the West St. Paul Economic Development Authority, a Minnesota public body corporate and politic, hereinafter called GRANTOR, for good and valuable consideration, receipt of which is hereby acknowledged, hereby conveys to DAKOTA COUNTY, a political subdivision of the State of Minnesota, its successors and assigns, a permanent easement for regional greenway trail purposes and all such purposes ancillary, incident or related thereto, including but not limited to a retaining wall for construction, maintenance, improvement, repair and replacement, and restoration purposes and all such purposes ancillary thereto, within the following described easement area located in Dakota County, State of Minnesota legally described in the attached **Exhibit A** and depicted in the attached **Exhibit B** (the "Permanent Easement Area").

GRANTOR conveys to DAKOTA COUNTY the exclusive right to construct, reconstruct, repair, operate and maintain a regional trail over the real property legally described herein, including, without limitation, the rights:

- (a) to enter upon the Permanent Easement Area at all reasonable times for the purposes of construction, reconstruction, inspection, repair, replacement, grading, sloping, and restoration relating to the purposes of the Permanent Easement;
- (b) to occupy and move equipment over the Permanent Easement Area for the purpose of constructing, reconstructing, repairing and maintaining the regional trail;
- (c) to remove from the Permanent Easement Area trees, brush, herbage, aggregate, undergrowth and other obstructions interfering with the location, construction, reconstructing, repairing and maintenance of the regional trail; and
- (d) to remove or otherwise dispose of all earth or other material excavated from the Permanent Easement Area as the County may deem appropriate.

The foregoing rights of DAKOTA COUNTY may be executed by its contractors, agents and servants.

The trail will be used for non-motorized recreation and transportation purposes such as, but not limited to walking, biking, roller blading and cross-country skiing, subject to Americans with Disabilities Act of 1990 (42 U.S.C. § 12101), and related laws, accommodation requirements. DAKOTA COUNTY, or local law enforcement agencies, may operate motorized vehicles on the trail for the purposes of trail security, emergency

services and trail maintenance. No structures, obstructions or fences shall be allowed in the easement area unless written approval is granted by the DAKOTA COUNTY.

DAKOTA COUNTY shall not be responsible for any costs, expenses, damages, demands, obligations, penalties, attorneys' fees and losses resulting from any claims, actions, suits, or proceedings based upon a release or threat of release of any hazardous substances, petroleum, pollutants, and contaminants which may have existed on, or which relate to, the Permanent Easement Area or the GRANTOR's Property prior to the date hereof.

Nothing contained herein shall be deemed a waiver by the GRANTOR of any governmental immunity defenses, statutory or otherwise. Further, any and all claims brought by the County or their successors or assigns, shall be subject to any governmental immunity defenses of the GRANTOR and the maximum liability limits provided by Minnesota Statute, Chapter 466.

GRANTOR, for itself and its successors and assigns, does hereby warrant to and covenant with DAKOTA COUNTY, its successors and assigns, that it is well seized in fee of the GRANTOR's Property described above, the Permanent Easement Area described and depicted on Exhibits A and B, and has good right to grant and convey the Permanent Easement herein to DAKOTA COUNTY.

Section Two - Construction and Maintenance.

DAKOTA COUNTY, its agents or contractors, shall construct a bituminous trail surface using appropriate construction standards for trail construction along the length of this easement. The trail surface and other improvements on the trail shall be constructed by DAKOTA COUNTY at its own expense, or with grant funds obtained by DAKOTA COUNTY. DAKOTA COUNTY has no obligation to construct the trail or other improvements if the funds required for these improvements are not appropriated or received from other sources.

DAKOTA COUNTY, by its own forces or through contract agreement, shall provide routine repair and maintenance of the trail surface and other improvements at its own cost, including trees, shrubbery, grasses and other vegetation planted as an amenity along the trail.

The GRANTOR shall not be responsible for the maintenance of the trail or any costs associated with the use of the easement by DAKOTA COUNTY.

Dated this _____ day of _____, 2022.

GRANTOR:

WEST ST. PAUL ECONOMIC DEVELOPMENT
AUTHORITY

By: _____
David J. Napier
Its President

By: _____
Nathan Burkett
Its Executive Director

STATE OF MINNESOTA)
) ss.
COUNTY OF DAKOTA)

On this _____ day of _____, 2022, before me a Notary Public within and for said County, personally appeared David J. Napier and James Hartshorn to me personally known, who being each by me duly sworn, each did say that they are respectively the President and the Executive Director of the West St. Paul Economic Development Authority, a Minnesota public body corporate and politic, named in the foregoing instrument, and that it was signed on behalf of said entity by authority of its Board and said President and Executive Director acknowledged said instrument to be the free act and deed of said entity.

Notary Public

COUNTY OF DAKOTA

By: _____
Kathleen Gaylord
Its: Chair of Board of Commissioners

Attested to by:

By: _____
Jennifer Reynolds
Its Clerk to the Board

STATE OF MINNESOTA)
) ss.
COUNTY OF DAKOTA)

On this _____ day of _____ 2022, before me a Notary Public within and for said County, personally appeared Kathleen Gaylord and Jennifer Reynolds, who being each by me duly sworn, each did say that they are respectively the Chair of the Board of Commissioners and Clerk to the Board of the County of Dakota, a political subdivision under the laws of Minnesota, the entity named in the foregoing instrument, and that foregoing instrument was executed in behalf of said entity by authority of its County Board and said Chair of the Board of Commissioners and Clerk to the Board acknowledged said instrument to be the free act and deed of said entity.

Drafted By – and Return To:

Notary Public

Thomas R. Donely
First Assistant County Attorney
Dakota County Attorney's Office
1560 Highway 55
Hastings, MN 55033
651-438-4438

EXHIBIT A
LEGAL DESCRIPTION OF PERMANENT EASEMENT AREA

A 30.00 foot wide strip of land over part of Outlot A, WEST SAINT PAUL APARTMENTS, according to the recorded plat thereof, Dakota County, Minnesota, the centerline of said strip of land is described as follows:

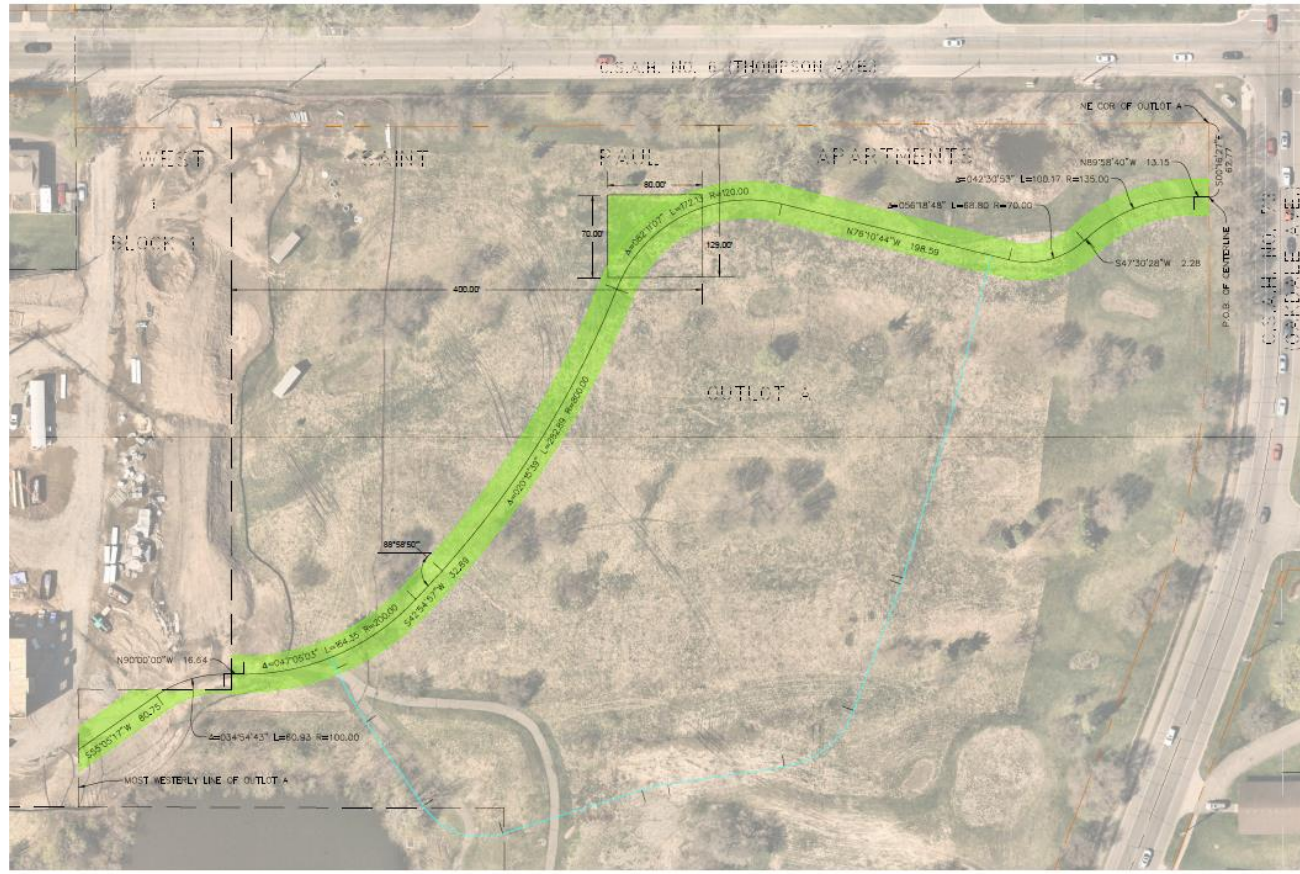
Commencing at the northeast corner of said Outlot A; thence South 00 degrees 16 minutes 27 seconds East, assumed bearing along the east line of said Outlot A, a distance of 62.77 feet to the point of beginning of the centerline to be described; thence North 89 degrees 58 minutes 40 seconds West a distance of 13.15 feet; thence westerly a distance of 100.17 feet along a tangential curve concave to the southeast having a radius of 135.00 feet and a central angle of 42 degrees 30 minutes 53 seconds; thence South 47 degrees 30 minutes 28 seconds West, tangent to said curve, a distance of 2.28 feet; thence westerly a distance of 68.80 feet along a tangential curve concave to the north having a radius of 70.00 feet and a central angle of 56 degrees 18 minutes 48 seconds; thence North 76 degrees 10 minutes 44 seconds West, tangent to said curve, a distance of 198.59 feet; thence westerly and southwesterly a distance of 172.13 feet along a tangential curve concave to the southeast having a radius of 120.00 feet and a central angle of 82 degrees 11 minutes 07 seconds; thence southwesterly a distance of 282.89 feet along a reverse curve concave to the northwest having a radius of 800.00 feet and a central angle of 20 degrees 15 minutes 39 seconds; thence South 42 degrees 54 minutes 57 seconds West, not tangent to said curve, a distance of 32.89 feet; thence westerly a distance of 164.35 feet along a tangential curve concave to the northwest having a radius of 200.00 feet and a central angle of 47 degrees 05 minutes 03 seconds; thence West, tangent to said curve, a distance of 16.64 feet; thence southwesterly a distance of 60.93 feet along a tangential curve concave to the southeast having a radius of 100.00 feet and a central angle of 34 degrees 54 minutes 43 seconds; thence South 55 degrees 05 minutes 17 seconds West, tangent to said curve, a distance of 80.75 feet to the most westerly line of said Outlot A and said centerline there terminating.

Together with part of the east 80.00 feet of the west 400.00 feet of the south 70.00 feet of the north 129.00 feet of said Outlot A lying northerly of the above described 30.00 foot wide strip of land.

Said easement areas contain approximately 35,738 square feet.

PID# 42-83740-00-010

EXHIBIT B
LEGAL DESCRIPTION AND DEPICTION
OF PERMANENT EASEMENT AREA (BLUE AREA)



**SECOND AMENDED
JOINT POWERS AGREEMENT BETWEEN DAKOTA COUNTY AND THE CITY OF
WEST ST. PAUL FOR COST CONTRIBUTION RELATED TO CONSTRUCTION
OF THE RIVER TO RIVER GREENWAY – SOUTH ROBERT STREET CROSSING
AND TRAIL CONNECTIONS PROJECT**

WHEREAS, the City and the County entered into that certain Joint Powers Agreement for the Cost Contribution Related to Construction of the River to River Greenway – South Robert Street Crossing and Trail Connections Project (County Contract No. C0030771) effective November 20, 2018 (the “Original JPA”) to share roles, responsibilities and funding for the Greenway Project and Water Quality Project (collectively herein referred to as the “Projects”); and

WHEREAS, the City and County entered into a First Amended Joint Powers Agreement for the Cost Contribution Related to Construction of the River to River Greenway – South Robert Street Crossing and Trail Connections Project (County Contract No. C0030771) effective on or about January 27, 2020 (the “Amended JPA”) (the Original JPA, Amended JPA and this Second Amended JPA are collectively referred to as “the JPA”); and

WHEREAS, the Water Quality Project as defined in the Amended JPA, has now been studied and the parties will execute a separate joint powers agreement the respective obligations regarding design, bidding, construction administration, long-term maintenance, and funding related thereto (the “Water Quality Project JPA”); and

WHEREAS, the Parties desire to amend the Amended JPA.

NOW THEREFORE, in consideration of the mutual promises and benefits that the County and the City shall derive from this Second Amended Joint Powers Agreement (“Second Amended JPA”), the Parties agree to amend the Amended JPA as follows:

SECTION 1: Section 4 b. ii. and iii. of the Amended JPA shall be removed and replaced in its entirety as follows:

b. Water Quality Project

ii. Acquisition

The City shall require the developer who acquires and is developing the Golf Course to convey to the County an average of a 70-foot wide corridor by easement for the Greenway through the development project at no cost to the County. The exact size and location of the Greenway segment shall be determined by the developer, in conjunction with the City and County Staff, and shall be recorded against the property. Conveyance and use of any property necessary for the implementation of the Water Quality Project and construction of related trails and greenway within the Water Quality Project area owned

by the City or the West St. Paul Economic Development Authority at the time of the project shall be governed by the Water Quality Project JPA.

iii. Deleted

SECTION 2: Section 5 c. ii. and iii. of the Amended JPA shall be removed and replaced in its entirety as follows:

c. Parcel 3 – HY-VEE INC.: 150 Thompson Avenue East

ii. Acquisition

The City has acquired fee title for the corridor on the south side of the HY-VEE INC. property for the Greenway Project, legally defined as Outlot B, Andler and Olsons 2nd Addition, Dakota County Minnesota (“Outlot B”).

iii. Cost

The County will pay the City \$230,000 for the acquisition of land for Outlot B upon transfer to the County. Prior to transfer of Outlot B by the City to the County, the County will seek approval of AOF funds for a portion of the purchase price. If the appraisal for the property obtain by the County to request AOF reimbursement exceeds the \$230,000 agreed upon consideration for the land, the City agrees to donate that excess appraised value above \$230,000 to the County for purposes of the County’s AOF request to the Metropolitan Council.

SECTION 3: Section 5 e. of the Amended JPA is deleted in its entirety and is superseded by Water Quality Project JPA.

SECTION 4: Section 15 of the Amended JPA shall be removed and replaced in its entirety as follows:

The authorized representatives for the purpose of the administration of this Agreement are:

Physical Development
Division Director
Dakota County
14955 Galaxie Avenue
Apple Valley, MN 55124
(952) 891-7007

City Manager
City of West St. Paul
1616 Humboldt Ave.
West St. Paul, MN 55118
(651) 552-4101

All notices or communications required or permitted by this Agreement shall be either hand delivered or mailed by certified mail, return receipt requested, to the above

addresses. Either Party may change its address by written notice to the other Party. Mailed notice shall be deemed complete 2 business days after the date of mailing.

SECTION 5: Except as provided for above, the terms and provisions of the Amended JPA shall remain in full force and effect.

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

DAKOTA COUNTY

By _____
Steven C. Mielke, Director
Physical Development Division

Date

APPROVED AS TO FORM:

Assistant County Attorney
KS-2018-00247-1

Date

Resolution No. _____

CITY OF WEST ST. PAUL

By _____
David J. Napier, Mayor

Date

By _____
Nathan Burkett, City Manager

Date

**WEST ST. PAUL ECONOMIC
DEVELOPMENT AGENCY**

By _____
David J. Napier, President

Date

By _____
Nathan Burkett, Executive Director

Date



Board of Commissioners

Request for Board Action

Item Number: DC-941

Agenda #: 10.3

Meeting Date: 4/19/2022

DEPARTMENT: Parks, Facilities, and Fleet Management

FILE TYPE: Consent Action

TITLE

Award Of Bid And Authorization To Execute Contract With Ebert, Inc. For Museum Renovation Project

PURPOSE/ACTION REQUESTED

Authorize execution of a contract with Ebert, Inc. to complete a renovation in support of the Museum Upgrades project in South St. Paul, MN. This project is included in the 2022 Building Capital Improvement Program (CIP) Amended Budget.

SUMMARY

The Museum Renovation project focuses on accessibility improvements as set forth by the Dakota County Board of Commissioners Resolution No. 21-334 (October 12, 2021) and will include interior renovations and regrading of the accessible stalls in the parking lot. A separate elevator replacement project is also being delivered concurrently to this project to time the completion of both projects in the fall of 2023.

Bid documents were prepared by Collaborative Design Group (CDG) in conjunction with County and museum staff. The project was formally advertised, and competitive bids were received on March 29, 2022. Nine bids were received, and the full bid tabulation is shown in the attached. None of the alternates could be supported by the existing budget. The three lowest base bids are as follows:

Bidder:	Base Bid:
Ebert, Inc. d.b.a. Ebert Construction, Corcoran, MN	\$797,700
CoBeck Construction Company, South St. Paul, MN	\$799,964
Versacon Inc., Minneapolis, MN	\$855,000

All bids received were complete, included a bid bond, and acknowledged the single Addendum. The apparent low bidder Ebert Construction presents a bid supported by the original project budget. The design team and County staff recommend award to this firm. However, at this cost, this contract will consume almost all uncommitted project funds.

The budget for this project was established in 2018 for work anticipated in 2020. When the project Schematic Design was presented and approved on October 12, 2021, the overall project was estimated to be at the project budget. Construction price escalation over the past six months has driven these costs up approximately six percent more than anyone anticipated.

As a backstop to account for any post-bid changes, staff further recommends allowing the use of

funds as necessary from the 2022 Miscellaneous Projects (B70082) as approved within the 2022 Building CIP Budget. This will allow some flexibility in the execution of construction without increasing the current overall budget at this time.

RECOMMENDATION

Staff recommends, after reviewing the qualifications of the low bidder, award to Ebert, Inc. d.b.a. Ebert Construction as the lowest responsive and responsible bidder in an amount not to exceed \$797,700.00.

EXPLANATION OF FISCAL/FTE IMPACTS

The Amended 2022 Building CIP Budget includes a total of \$1,200,000 for the Museum Renovation project (Attachment: Financial Summary). The elevator replacement project, design fees, and selective demolition to allow for quicker project execution account for much of the project balance between this contract award and the total budget of \$1,200,000. Sufficient funds are available for this contract.

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

RESOLUTION

WHEREAS, interior renovations are a component of the Museum Upgrades project which was included in the 2020-2024 Building Capital Improvement Program (CIP) Adopted Budget; and

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

WHEREAS, nine competitive bids were received on March 29, 2022; and

WHEREAS, Ebert, Inc. d.b.a. Ebert Construction has submitted the low bid of \$797,700.00; and

WHEREAS, staff has reviewed the qualifications of the bidder and recommends award to Ebert, Inc. d.b.a. Ebert Construction as the lowest responsive and responsible bidder in an amount not to exceed \$797,700.00 for the Museum Renovation project; and

WHEREAS, sufficient funds are available within the Amended 2022 Building CIP Budget for this project; and

WHEREAS, any post-bid changes may require additional funding from the 2022 Miscellaneous Projects (B70082) project as approved within the 2022 Building CIP 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 for the Museum Renovation project to Ebert, Inc. d.b.a. Ebert Construction, 23350 County Road 10, Corcoran, MN 55357, in an amount not to exceed \$797,700.00, subject to approval by the County Attorney's office as to form.

PREVIOUS BOARD ACTION

21-334; 10/12/21

ATTACHMENTS

Attachment: Financial Summary

Attachment: Bid Tabulation

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: Mike Wiese

B10069 - County Museum ADA Improvements

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 2021	1,200,000	-	1,200,000	1,200,000	-	1,200,000	-	-	-	1,200,000
2021 Budget	-	-	-	-	-	-	-	-	-	-
2022 Plan	-		-		-	-	-	-	-	-
2023 Plan	-		-	-	-	-	-	-	-	-
2024 Plan	-		-	-	-	-	-	-	-	-
2025 Plan	-		-	-	-	-	-	-	-	-
Current CIP Total	-	-	-	-	-	-	-	-	-	-
Costs Beyond Current CIP	-		-	-		-	-		-	-
Total	1,200,000	-	1,200,000	1,200,000	-	1,200,000	-	-	-	1,200,000



Lawshe Museum Renovations
CIP# B10069 - 3405
March 29, 2022 @ 2:00 p.m.

		Bid Bond	Bid Form	Addenda			Base Bid	ALTERNATE #1	ALTERNATE #2	ALTERNATE #3	ALTERNATE #4	AWARD TOTAL
		Y/N	all attachments & complete?	1	2	3		ADD water softener	ADD exterior improvements	ADD research room	ADD switchgear replacement	(base only)
PRIME CONSTRUCTION CONTRACT												
Bidder #1	Century Construction Company	X	X	X	n/a	n/a	\$ 906,000.00	\$ 20,000.00	\$ 130,000.00	\$ 61,000.00	\$ 103,000.00	\$ 906,000.00
Bidder #2	CoBeck Construction Company, LLC	X	X	X	n/a	n/a	\$ 799,964.00	\$ 17,013.00	\$ 88,236.00	\$ 51,720.00	\$ 50,925.00	\$ 799,964.00
Bidder #3	Huot Construction and Services, Inc	X	X	X	n/a	n/a	\$ 886,483.24	\$ 17,380.00	\$ 91,680.95	\$ 35,008.65	\$ 53,880.00	\$ 886,483.24
Bidder #4	Ebert, Inc. d.b.a. Ebert Construction	X	X	X	n/a	n/a	\$ 797,700.00	\$ 17,100.00	\$ 71,400.00	\$ 70,500.00	\$ 84,400.00	\$ 797,700.00
Bidder #5	Knutson Construction Services, Inc.	X	X	X	n/a	n/a	\$ 905,000.00	\$ 21,600.00	\$ 94,300.00	\$ 74,000.00	\$ 53,400.00	\$ 905,000.00
Bidder #6	Meisinger Construction Co., Inc.	X	X	X	n/a	n/a	\$ 896,900.00	\$ 22,300.00	\$ 98,400.00	\$ 74,600.00	\$ 49,900.00	\$ 896,900.00
Bidder #7	Parkos Construction Company	X	X	X	n/a	n/a	\$ 865,800.00	\$ 23,100.00	\$ 106,000.00	\$ 70,200.00	\$ 91,800.00	\$ 865,800.00
Bidder #8	Versacon Inc.	X	X	X	n/a	n/a	\$ 855,000.00	\$ 21,944.00	\$ 92,000.00	\$ 65,000.00	\$ 85,000.00	\$ 855,000.00
Bidder #9	Weber, Inc.	X	X	X	n/a	n/a	\$ 857,000.00	\$ 22,700.00	\$ 65,900.00	\$ 40,800.00	\$ 88,400.00	\$ 857,000.00



Board of Commissioners

Request for Board Action

Item Number: DC-965

Agenda #: 10.4

Meeting Date: 4/19/2022

DEPARTMENT: Transportation

FILE TYPE: Consent Action

TITLE

Authorization To Execute Contract With Kimley-Horn, Design Services For County Project 63-32, Delaware Avenue School Safety Improvements

PURPOSE/ACTION REQUESTED

Authorize execution of a contract with Kimley-Horn for final design consulting services for County Project 63-32, the Delaware Avenue Trail Gap and School Safety Improvements Project, in the Cities of West St. Paul and Mendota Heights (Attachment: Project Location Map).

SUMMARY

By Resolution No. 20-155 (March 24, 2020), the County Board authorized the contract for consultant services for the Dakota County School Travel Safety Assessment (School Safety Assessment). The final School Safety Assessment report identified the need to implement bicycle and pedestrian safety improvements near schools adjacent to County highways. Recommendations near the Two Rivers High School (formerly Henry Sibley High School) campus include constructing a trail on the east side of County State Aid Highway 63 (Delaware Avenue) from Highway 62 to Marie Avenue, and constructing an enhanced pedestrian crossing of Delaware Avenue in the area of Two Rivers High School.

County Project 63-32 in West St. Paul and Mendota Heights will include design and construction of trail and pedestrian crossing improvements as identified in the School Safety Assessment recommendations for Two Rivers High School.

Scope of Work and Issues to be Addressed. The scope of work for County Project 63-32 final design includes public involvement and agency coordination, data collection, environmental reviews, permits, approvals, surveys, and detailed design of the trail, pavement, pedestrian crossing enhancements, and lighting.

Consultant Selection and Roles. Dakota County issued a Request for Proposal (RFP) for the above-noted services on March 11, 2022. The County's cost-share in the contract is 85 percent; the City of West St. Paul's cost share in the contract is 15 percent. Three proposals were received and evaluated by staff representing the County and Cities. Kimley-Horn was selected as the preferred professional engineering consultant based on the following criteria: project understanding, project approach, public involvement, team expertise, quality control, performance on similar projects, and best-value cost. The consultants submitted cost proposals as follows:

Consultant	Amount	Hours	Cost/Hour
Bolton & Menk	\$175,920.00	1,188	\$148.08
Kimley-Horn	\$157,340.00	1,039	\$151.43
SEH	\$126,222.00	844	\$146.55

The proposals were evaluated to determine whether the work plan, hours, and rate structure were sufficient and reasonable to successfully complete the final design and related work. The proposal from Kimley-Horn provided the most responsive and complete work plan, including the hours needed to successfully complete work. The Kimley-Horn costs proposed were considered the most realistic among the three proposals, and the total contract cost was within the range anticipated by staff. More documentation of the proposal process, review team, evaluation criteria and results, and best-value cost evaluation is included (Attachment: Consultant Evaluation Summary).

RECOMMENDATION

Staff recommends execution of a contract with Kimley-Horn for professional design services for project 63-32 for actual costs not to exceed \$157,340.

EXPLANATION OF FISCAL/FTE IMPACTS

The 2022-2026 Transportation Capital Improvement Program Budget (CIP) Budget includes \$200,000 for County Project 63-32 for consulting services and an additional \$500,000 for construction is planned in 2023 (Financial Summary). Sufficient funds are available for this contract and additional work if needed.

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

RESOLUTION

WHEREAS, the 2021 Dakota County School Travel Safety Assessment recommended infrastructure improvements in Dakota County right-of-way to improve multi-modal student travel safety near schools; and

WHEREAS, Dakota County is proceeding with County Project 63-32, the County State Aid Highway (CSAH) 63 (Delaware Avenue) Trail Gap and School Safety Improvements near Two Rivers High School in West St. Paul and Mendota Heights; and

WHEREAS, County staff sent a Request for Proposal to three qualified professional consultants; and

WHEREAS, the proposals received were evaluated by County staff; and

WHEREAS, the proposal from Kimley-Horn has the best value costs for the Project and provides all the services needed; and

WHEREAS, the 2022-2026 Transportation Capital Improvement Program Budget includes up to \$200,000 for County Project 63-32 engineering consulting services; and

WHEREAS, the County's cost share is 85 percent of the consultant contract.

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

authorizes the Physical Development Director to execute a contract with Kimley-Horn to perform final engineering design consulting services for County Project 63-32 in an amount not to exceed \$157,350, subject to approval by the County Attorney's Office as to form.

PREVIOUS BOARD ACTION

20-155; 3/24/20

ATTACHMENTS

Attachment: Project Location Map

Attachment: Financial Summary

Attachment: Consultant Evaluation 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

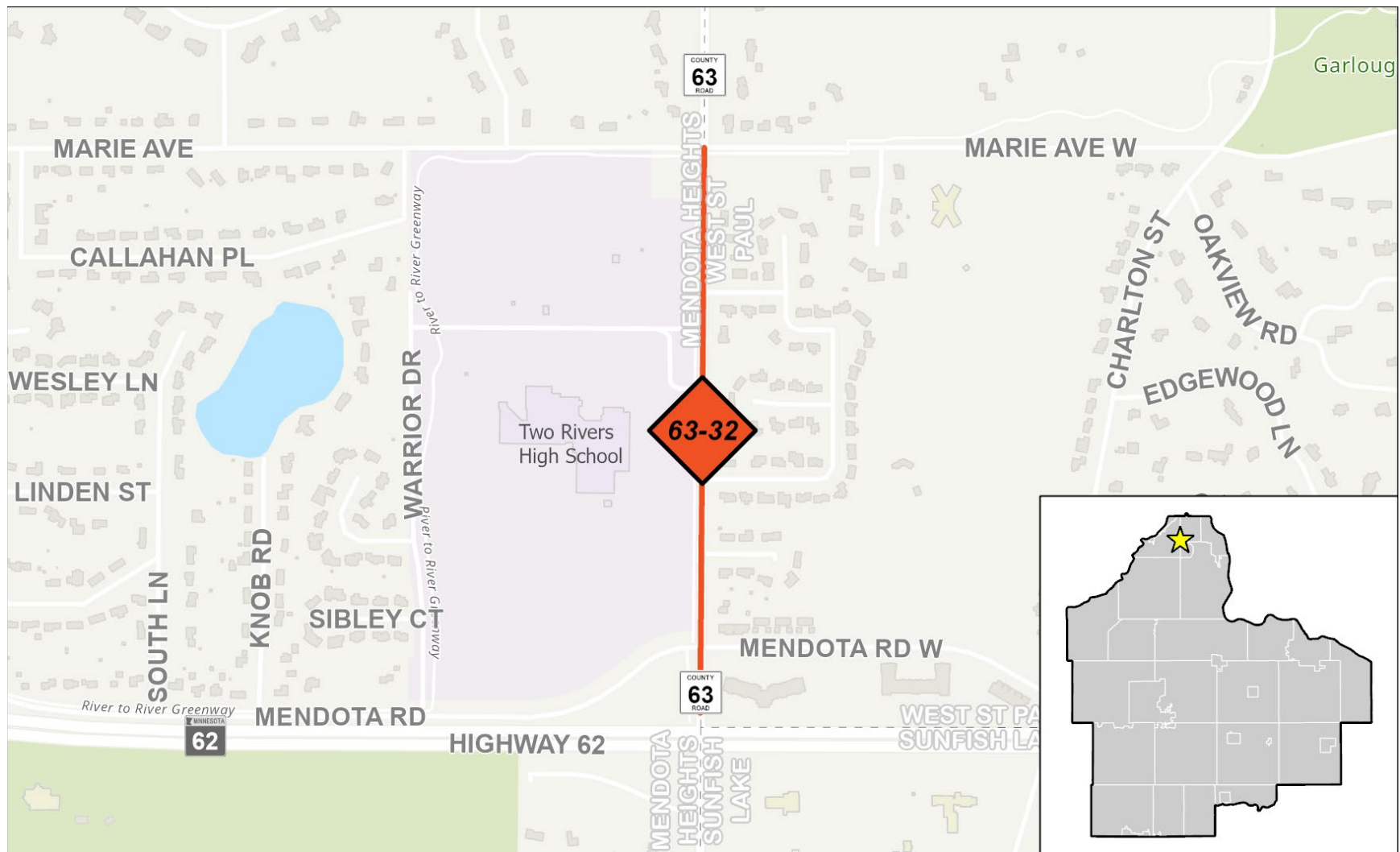
☐ N/A

CONTACT

Department Head: Erin Laberee

Author: Bryce LeBrun

County Project 63-32: Delaware Avenue (CSAH 63) Trail Gap and School Safety Improvements Project Location Map



Project 63-32

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	200,000	-	200,000	170,000	-	170,000	30,000	-	30,000	200,000
2023 Plan	500,000		500,000	425,000	-	425,000	75,000	-	75,000	500,000
2024 Plan	-		-	-	-	-	-	-	-	-
2025 Plan	-		-	-	-	-	-	-	-	-
2026 Plan	-		-	-	-	-	-	-	-	-
Current CIP Total	700,000	-	700,000	595,000	-	595,000	105,000	-	105,000	700,000
Costs Beyond Current CIP	-		-	-		-	-		-	-
Total	700,000	-	700,000	595,000	-	595,000	105,000	-	105,000	700,000

Consultant Evaluation Summary For County Project CP 63-32

Consulting Services Information

Consultant Services Description:

County Project CP 63-32 is the County State Aid Highway (CSAH) 63 (Delaware Avenue) Trail Gap and School Safety Improvements Project in West Saint Paul and Mendota Heights (0.5 miles). The consultant contract will include final engineering design, survey, public outreach, coordination with various agencies, environmental documents and permits, plus other technical services. Dakota County is the lead agency, in partnership with the Cities on right-of-way, design, construction, and roles for long-term operation and maintenance.

Scope of Consultant Services:

The scope of work for County Project 63-32 includes public and agency coordination, data collection, environmental reviews, permits, approvals, surveys, and detailed design of the trail, pavement, and enhanced pedestrian crossing. The design project is 0.5 miles long, including new trail along the east side of Delaware Avenue from TH 62 to Marie Avenue, and a new enhanced pedestrian crossing near Two Rivers High School.

Deliverables:

The contract's technical deliverables include survey data, preliminary trail design layouts, geotechnical data, final design plans (including details for stormwater features, landscaping, and other elements) and environmental documents and permits. The contract deliverables will also include project management services and public/agency engagement as outlined below.

Public and Agency Engagement:

This study will include efforts to engage with the general public and with agencies, including representatives of the Cities (Mendota Heights and West Saint Paul), School District (ISD 197 – Two Rivers High School), the Minnesota Department of Transportation (Office of State Aid and other specialists regarding TH 62), environmental regulatory agencies as needed, and others. Dakota County and the consultant will implement public outreach using direct mailings, social media, scheduled public meetings, and other communications.

Schedule:

The contract schedule is planned from April 2022 through at least December 2022 (for construction to begin in 2023).

Consultant Selection Summary:

The Request for Proposals (RFP) for the required consultant services was released on March 11, 2021, and was sent to the following three (3) consultant firms: Bolton & Menk, Kimley-Horn, and SEH. These three firms were invited to submit proposals because of proven expertise and ability to complete trail gap and school safety projects. Three (3) proposals were submitted to the County by the due date of March 30, 2022.

Review Team and Process:

The three (3) proposals were reviewed by staff from Dakota County, the Cities of West Saint Paul and Mendota Heights, and ISD 197, including staff representing expertise in multi-modal planning, engineering design, traffic engineering, and school safety. Proposals were reviewed and ranked independently by review team members. The review team members met on April 6th, 2021, to discuss the proposals, share information regarding individual member evaluations, and reach consensus on a

recommended consultant. The consensus reached by the proposal reviewers supported negotiating the contract with Kimley-Horn

Evaluation Criteria:

The proposals were evaluated and ranked based on the following 5 criteria:

1. Project Understanding and Scope of Work (35%): Based on conceptual understanding of the required scope/deliverables and the consultant's general approach.
2. Project Approach, Deliverables, and Schedule (35%): Based on detailed approach and organization of the work to be completed, scheduling of the work, and approach to managing resources to successfully complete all tasks.
3. Quality Control (10%): Approach to facilitate acceptance of the project and design within the project schedule, including approaches for the best use of budgeted meetings and techniques to engage with the right stakeholders.
4. Experience With Related Projects (20%): Based on the consultant and project management team's prior experience with similar trail and school safety projects.
5. Best Value Cost Proposal: Considered the quality and feasibility of the proposal and services for fee; the cost proposed vs. value to be provided; and the approach to complete the work within budget and schedule.

Evaluation Results:

Dakota County staff selected Kimley-Horn based on the detailed work plan provided in the firm's proposal, which presented a strong understanding of the project and an integrated approach to delivering all tasks by a qualified team with recent relevant experience on similar projects. All proposals were evaluated based on this objective and others, to determine whether the work plan, hours, and rate structure were sufficient and reasonable to successfully complete the required work. The proposal from Kimley-Horn provided the most responsive and complete work plan, including the hours needed to complete all work. The selection team highly valued the Kimley-Horn team's recent experience with area trail and school safety projects. The Kimley-Horn costs proposed were well within the range anticipated by staff, and the costs per hour are in line with the submitted proposals. The detailed task descriptions, project understanding, and costs align well with the schedule and technical requirements of the project.

Summary of Proposed costs:

<u>Consultant</u>	<u>Amount</u>	<u>Hours</u>	<u>Cost/Hour</u>
Bolton & Menk	\$175,920.00	1,188	\$148.08
Kimley-Horn	\$157,340.00	1,039	\$151.43
SEH	\$126,222.00	844	\$149.55

Recommendation:

Staff recommends the consulting engineering firm Kimley-Horn be awarded a contract for County Project 63-32, the final engineering design for the Delaware Avenue Trail Gap and School Safety Improvements. Given the scope of the needed work and issues to be addressed, the Kimley-Horn proposal, project team, and contract negotiations offered the best combination of approach, detailed work plan, previous project experience, and balanced cost-to-value from among the three (3) submitted proposals.



Board of Commissioners

Request for Board Action

Item Number: DC-961

Agenda #: 10.5

Meeting Date: 4/19/2022

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, as shown on the meeting notes and location maps (Attachments).

RECOMMENDATION

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

EXPLANATION OF FISCAL/FTE IMPACTS

- | | | |
|--|---|--------------------------------|
| <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:

VERMILLION COMMONS	Farmington
CEDAR CREEK VILLAS	Lakeville

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: Todd Tollefson

Author: Todd Tollefson

DAKOTA COUNTY PLAT COMMISSION MEETING SUMMARY

March 30, 2022

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

Plat Name:	VERMILLION COMMONS
FNA:	RIVERS EDGE FARMINGTON
PID:	140360075012
City:	Farmington
County Road:	CSAH 31 (Denmark Ave.)/ 220 th Street (Future CR)
Current ADT (2017):	7,400 / na
Projected ADT (2040):	5,400 / na
Current Type:	3-lane / 2-lane
Proposed Type:	3-lane / 4-lane
R/W Guideline:	60ft ½ R/W / 75ft ½ R/W
Spacing Guideline:	¼ mile full access / ½ mile full access
Posted Speed Limit:	50 mph / na
Proposed Use:	Residential
Status:	Final
Location:	SE ¼, Sec 36-114-20
In attendance (04/29/20):	Tony Wippler (city)
In attendance (02/17/21):	Tony Wippler (city)
In attendance (06/23/21):	Tony Wippler (city); Katy Gehr (city)
In attendance (03/30/22):	Tony Wippler (city); Melissa Duce (developer)

REVIEW 04/29/20:

The site plan includes a 55+ community development with townhomes and twin homes, located south of the existing fire station. The right-of-way needs are 60 feet of half right of way along CSAH 31 and 75 feet of half right of way along Future County Road (220th Street). The access spacing guidelines along CSAH 31 are ¼ mile for a full access location. The access spacing guidelines along Future County Road (220th Street) are ½ mile for a full access location and ¼ mile for a restricted access location. The site includes one access to CSAH 31, located across from the entrance to School District 192, which would be supported by the Plat Commission. Any future access to 220th Street West (Future County Road) from this parcel would not meet the access spacing guidelines and would need further discussion in the future. The existing city street access shown on plat should connect to the westerly parcel boundary (Adelmann Farm, LLC), which would then allow for a connection to a future full access location to 220th Street (Future County Road), when developed.

As noted, the proposed site should meet the guidelines and setbacks of the Vermillion Water Shed District with the wetlands and Vermillion River on the site. As we are aware, this is a concept; however, the location of the pond appears to not meet the guidelines of the Vermillion Watershed. Also noted by the Natural Resource Management group of Dakota County, the property should consider a Conservation Easement on the non-developed portion of the site to allow for public financial assistance. Please contact the Dakota County Natural Resource Management

REVIEW 02/17/21:

The site plan includes a 274-townhome development, located south of the existing fire station. The right-of-way needs are 60 feet of half right of way along CSAH 31 and 75 feet of half right of way along Future County Road (220th Street). The access spacing guidelines along CSAH 31 are ¼ mile for a full access location. The access spacing guidelines along Future County Road (220th Street) are ½ mile for a full access location and ¼ mile for a restricted access location. The site includes two accesses to CSAH 31, located across from the north entrance to School District 192 and Hickory Street. The proposed accesses do not meet the access spacing guidelines of ¼-mile full and the Plat Commission will allow only one access location to CSAH 31, which should align with the southern School District 192 entrance. Right and left turns lanes would be required with the design approved through the Transportation Permitting Department.

The site also includes one access to 220th Street West (Future County Road), which is only about 400 feet west of CSAH 31. The Plat Commission requires this access to be moved westerly along the existing easement. Also noted, this access does not meet the access spacing guidelines for a ¼ mile restricted access location (1320 feet). This proposed location would be restricted in the future and may be closed at some point in the future when 220th Street becomes a County Road and development continues westerly of this proposed site. The future full access location to 220th Street would be westerly of this plat and eventually connect to this site internally.

As noted, the proposed site should meet the guidelines and setbacks of the Vermillion Water Shed District with the wetlands and Vermillion River on the site. As we are aware, this is a concept; however, the location of the pond appears to not meet the guidelines of the Vermillion Watershed. Also noted by the Natural Resource Management group of Dakota County, the property **137**

should consider a Conservation Easement on the non-developed portion of the site to allow for public financial assistance. Please contact the Dakota County Natural Resource Management.

REVIEW 06/23/21:

The site plan includes a 276-townhome development, located south of the existing fire station. The right-of-way needs are 60 feet of half right of way along CSAH 31 and 75 feet of half right of way along Future County Road (220th Street). The plat shows 50 feet of half right of way along CSAH 31 and will require an additional 10-feet of dedication and 220th Street shows 50 feet and will require 25-feet of additional right of way. The access spacing guidelines along CSAH 31 are ¼ mile for a full access location. The access spacing guidelines along Future County Road (220th Street) are ½ mile for a full access location and ¼ mile for a restricted access location. The site includes one access to CSAH 31, which aligns with the southern School District 192 entrance. Right and left turns lanes would be required with the design approved through the Transportation Permitting Department. As discussed, a meeting with the School District, City, and County is necessary for design of a safe location for a school crossing.

The site also includes one access to 220th Street West (Future County Road). This access does not meet the access spacing guidelines for a ¼ mile restricted access location (1320 feet). This proposed location would be restricted in the future and may be closed at some point in the future when 220th Street becomes a County Road and development continues westerly of this proposed site. The future full access location to 220th Street would be westerly of this plat and eventually connect to this site internally.

As noted, a trail is recommended to be constructed along CSAH 31, which the City mentioned will also be part of their review comments. The County standards for trails along County Roads are an 8-foot minimum trail.

RECOMMENDED 06/23/21:

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 03/30/22:

The site plan includes a townhome development, located south of the existing fire station. The right-of-way needs are 60 feet of half right of way along CSAH 31(Denmark Ave) and 75 feet of half right of way along Future County Road (220th Street), which is shown on the plat. The access spacing guidelines along CSAH 31 are ¼ mile for a full access location. The access spacing guidelines along Future County Road (220th Street) are ½ mile for a full access location and ¼ mile for a restricted access location. The site includes one access to CSAH 31, which aligns with the southern School District 192 entrance. Right and left turns lanes would be required with the design approved through the Transportation Permitting Department. As noted, there will ongoing discussions regarding the location for a safe school crossing on CSAH 31 (Denmark).

The site also includes one access to 220th Street West (Future County Road). This access is about 550 feet from CSAH 31 and does not meet the access spacing guidelines for a ¼ mile restricted access location (1320 feet). This proposed location would be restricted or closed in the future when 220th Street is reconstructed as a County Road. As future development happens to the west, access to 220th Street should meet the future access spacing guidelines. A future full access location to 220th Street would be westerly of this plat and eventually connect to this site internally.

A trail will be constructed along CSAH 31 and 220th Street with the development.

Restricted access should be shown along all of CSAH 31 and Future CR (220th Street) except for the two approved openings. A quit claim deed to Dakota County for restricted access is required with the recording of the plat mylars.

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 03/30/22:

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:	CEDAR CREEK VILLAS
FKA:	CSAH 50/CSAH 23 PROPERTY
PID:	220280001038
City:	Lakeville
County Road:	CSAH 23 (Cedar Ave.) / CSAH 50 (202nd St.)
Current ADT (2017):	20,300 / 6,800
Projected ADT (2040):	39,000 / 7,300
Current Type:	4-lane, divided / 2-lane, divided
Proposed Type:	4-lane, divided / 4-lane, divided
R/W Guideline:	100 ft ½ ROW / 75 ft ½ ROW
Spacing Guideline:	½ mi full access / ¼ mi full access
Posted Speed Limit:	55 mph / 50 mph
Proposed Use:	Residential
Status:	Preliminary
Location:	NE ¼, Sec 28-114-20
In attendance (04/14/21):	Dave Olson (city); Frank Dempsey (city); Christina Orlowsky (city); Christian Froemke (engineer); Cory Meyer (engineer)
In attendance (03/20/22):	Kris Jensen (city); Alex Jordan (city); Bryan Tucker (developer); Christian Froemke (developer)

REVIEW 04/14/21:

The site is in the northwest corner of CSAH 50 and CSAH 23, which includes a residential development. The right-of-way needs along CSAH 50 (202ND Street West) are 75 feet of half right of way. The right-of-way needs along CSAH 23 (Cedar Ave) are 100 feet of half right of way. There is only one access to the site shown along CSAH 50 that is located approximately 400 feet from CSAH 23. The access spacing guidelines along CSAH 50 are ¼ mile full access and 1/8-mile (660 feet) restricted access. As discussed, the proposed access to the CSAH 50 should move westerly along or near the west property boundary to allow proper spacing. Also, the site should provide an access connection to the west property to allow this proposed site to connect a full access location, when future development occurs to the westerly property.

REVIEW 03/30/22:

The proposed residential development site was revised to include additional property from the last review. The right-of-way needs along CSAH 50 (202ND Street West) are 75 feet of half right of way, which is shown on the plat. The right-of-way needs along CSAH 23 (Cedar Ave) are 100 feet of half right of way. The plat includes 95 feet of half right of way; therefore, an additional 5-feet is required to be dedicated along CSAH 23. The access spacing guidelines along CSAH 50 are ¼ mile full access and 1/8-mile (660 feet) restricted access. No access is shown to CSAH 23. There are two accesses to the proposed development, one access along CSAH 50 at Glenbrook Path and one access to 200th Street West (city street).

Restricted access should be shown along all of CSAH 23 and all of CSAH 50 and except for the one approved opening. A quit claim deed to Dakota County for restricted access is required with the recording of the plat mylars.

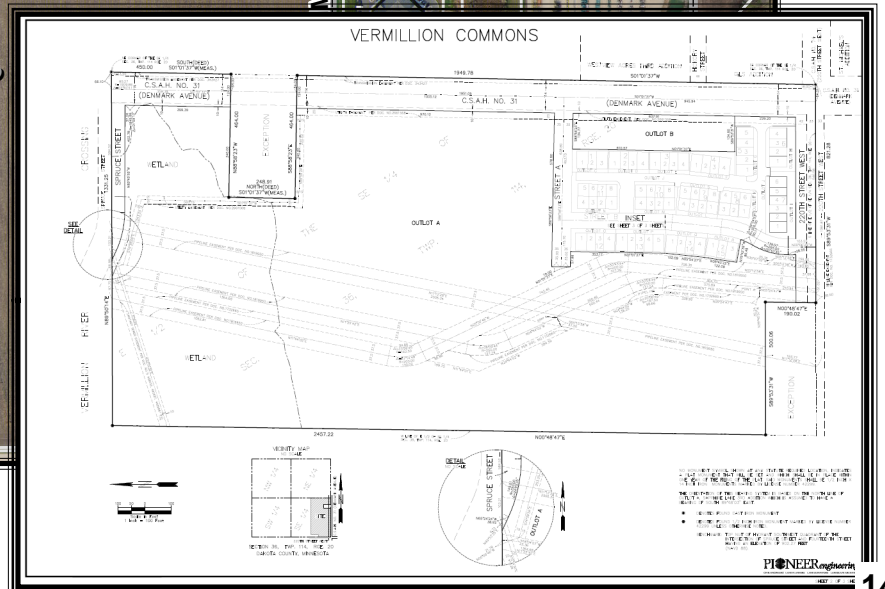
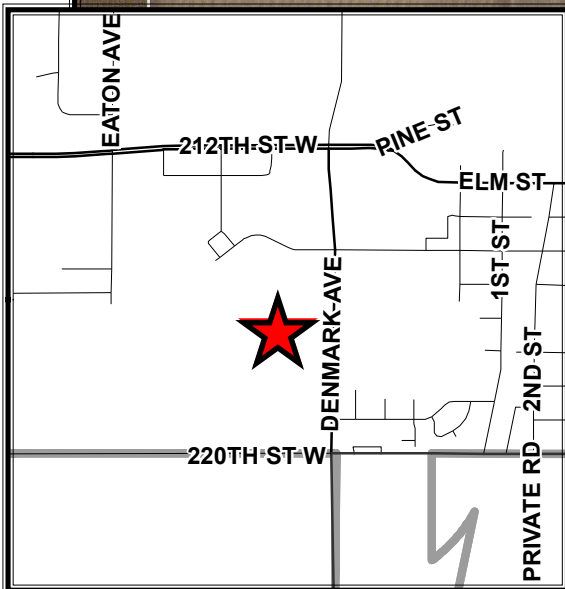
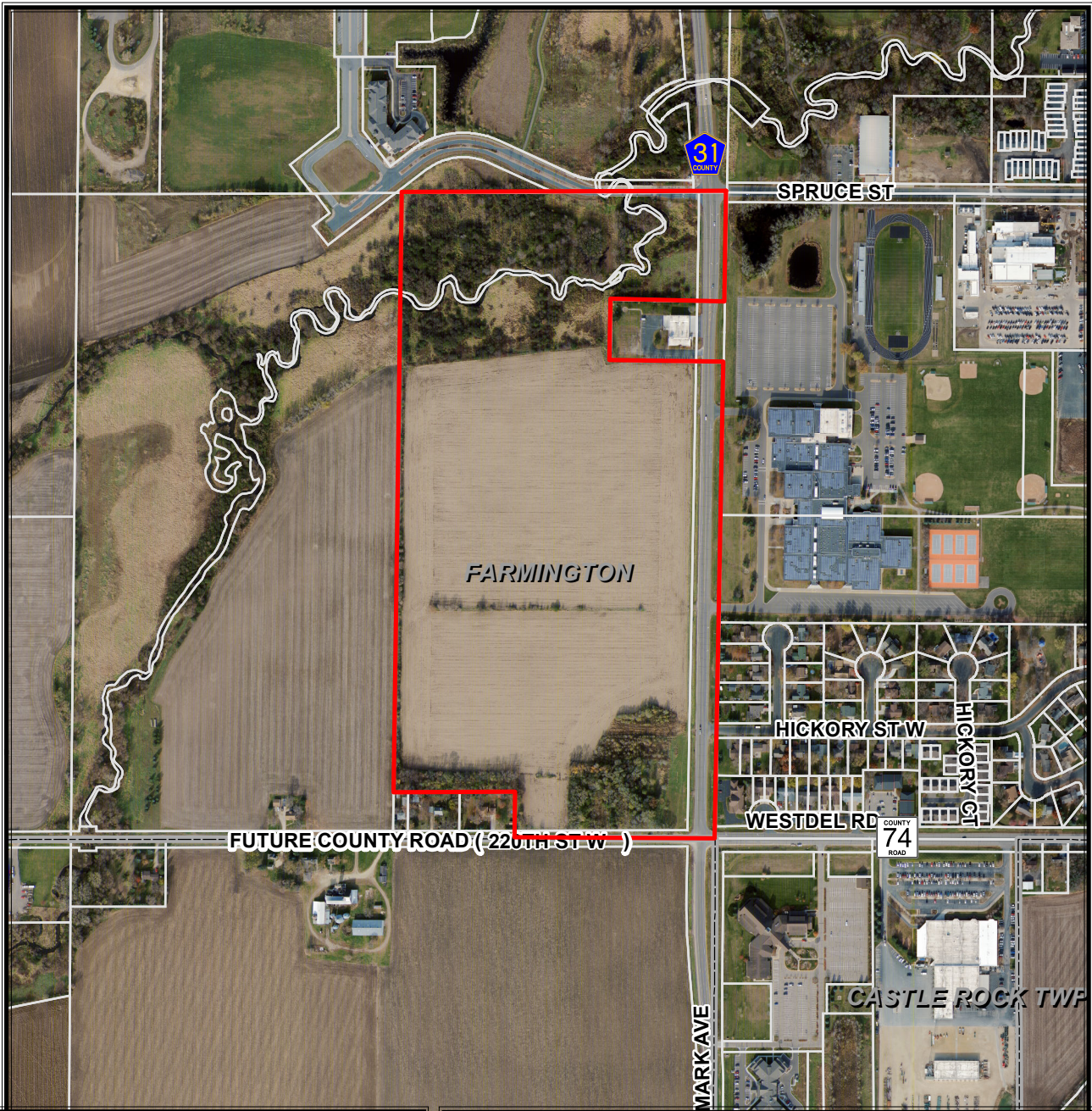
The type of future access openings along County Roads are subject to change based upon operation, safety concerns, updated studies, or increased traffic counts. Future access allowed to any County Road has a right to an access opening but not the type of access (full, restricted) or future median requirements.

RECOMMENDED 03/30/22:

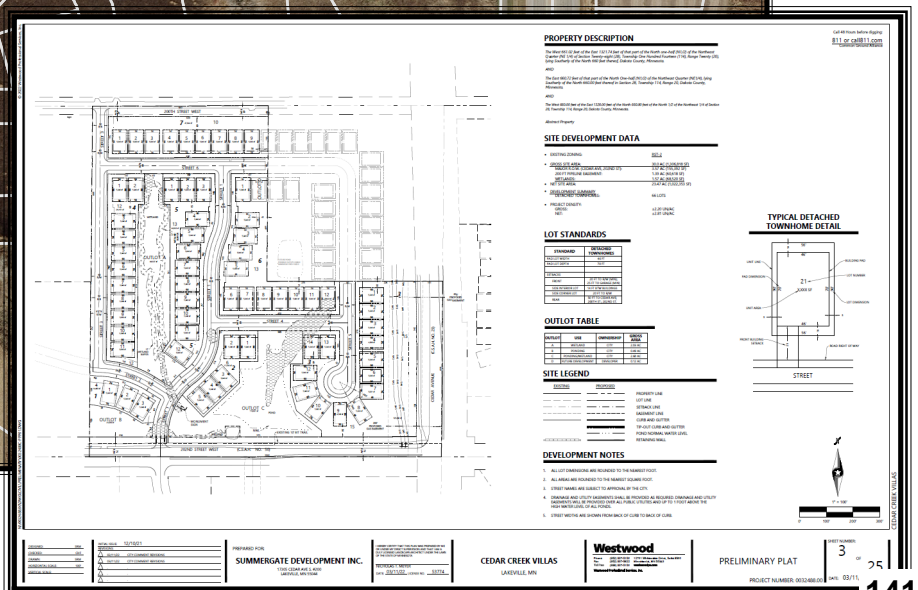
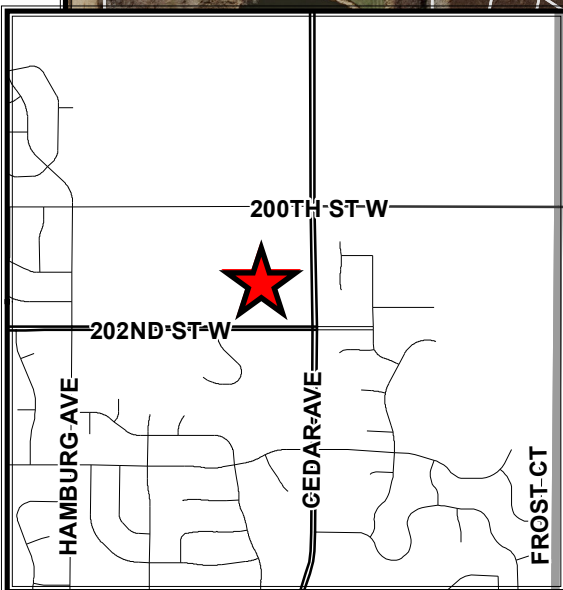
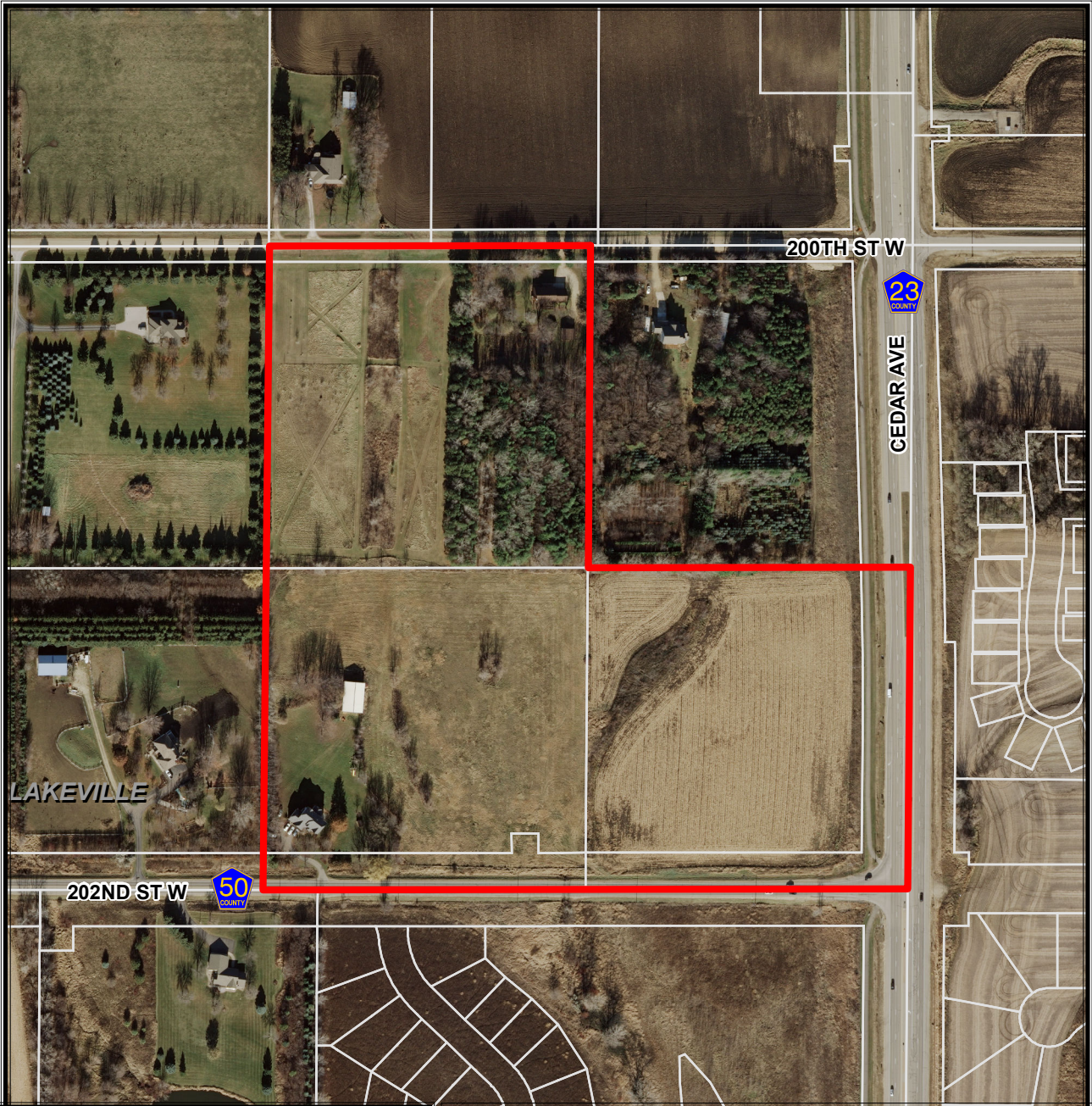
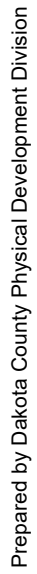
The Plat Commission has approved the preliminary and final plat, provided that the described conditions are met, and will recommend approval to the County Board of Commissioners.

VERMILLION COMMONS

Prepared by Dakota County Physical Development Division



CEDAR CREEK VILLAS





Board of Commissioners

Request for Board Action

Item Number: DC-923

Agenda #: 12.1

Meeting Date: 4/19/2022

DEPARTMENT: Public Health

FILE TYPE: Regular Information

TITLE

Acknowledgment Of 2022 Public Health Achievement Awards

PURPOSE/ACTION REQUESTED

Present 2022 Public Health Achievement Awards.

SUMMARY

Under Minnesota Statute 145A, the Dakota County Board of Commissioners acts as the Community Health Board and has responsibility to prevent disease and disability and to promote and protect the health and safety of county citizens. The first full week of April is officially designated as National Public Health Week. This year the theme is "Public Health is Where you Are." Where we live impacts our communities' health. We all have a role to play in supporting healthy places to live, learn, work, and play. The COVID-19 response has highlighted how public health took a lead role in impacting the lives of our community members by making our community healthy, strong, and safe.

By Resolution No. 00-175 (March 21, 2000), the Dakota County Board of Commissioners established an annual *Public Health Achievement Award* to recognize and honor the contributions of citizens in Dakota County who devote their time, energy, and talents in their communities. The award is presented in conjunction with National Public Health Week. Awards are made in the following three categories:

- Youth Award - an individual or group, 18 years or younger at the time of nomination
- Individual Award - an individual, 19 years or older at time of nomination
- Community Group Award - an individual group, 19 years or older (community coalitions, partnerships, or organizations)

An announcement of the award, including its categories, criteria, and nomination instructions, was distributed to individuals and groups in the community. Nominations were due on April 1, 2022. The review committee was made up of Public Health staff, which reviewed the applications and made recommendations for award recipients. See Attachment: 2022 Award Recipient Accomplishments.

The award winners will be announced on April 19, 2022, as part of the County Board meeting scheduled for 9:00 a.m. at the Administration Center.

RECOMMENDATION

Staff recommends the 2022 *Public Health Achievement Awards* be presented to:

Category	Individual/Organization
Youth	Eagan High School Tobacco-Free Society Student Group
Individual	Dr. Tolulope Monisola Ola
Community	Community Connections: Outreach and Engagement with Communities of Color

EXPLANATION OF FISCAL/FTE IMPACTS

Expenses are nominal and are included in the 2022 Public Health Department budget.

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

RESOLUTION

WHEREAS, under Minnesota State Statute 145A, the Dakota County Board of Commissioners acts as the Community Board of Health and has responsibility to prevent disease and disability and to promote and protect the health and safety of county citizens; and

WHEREAS, the first full week in April is officially designated as National Public Health Week and the 2022 theme is "Public Health is Where You Are," because where we live impacts our communities' health; and

WHEREAS, we all have a role to play in making our communities healthier, stronger, and safer to live, learn, work, and play; and

WHEREAS, many people in Dakota County contribute time, energy, and talent in their communities to build a healthy Dakota County; and

WHEREAS, by Resolution No. 00-175 (March 21, 2000) the Dakota County Board of Commissioners, desiring to recognize and honor these contributions, established a *Public Health Achievement Award* to recognize three categories of contributions: youth, individual and community; and

WHEREAS, nominees were evaluated according to and met criteria for leadership, public health contributions, collaboration, advocacy, role model, and evidence of impact.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby presents the 2022 *Public Health Achievement Award* to the following individuals and organizations:

Category	Individual/Organization
Youth	Eagan High School Tobacco-Free Society Student Group
Individual	Dr. Tolulope Monisola Ola
Community	Community Connections: Outreach and Engagement with Communities of Color

; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby expresses congratulations and great appreciation for their valuable contributions to the public health mission of bringing people together to create a healthy future for all citizens of Dakota County.

PREVIOUS BOARD ACTION

None.

ATTACHMENTS

Attachment: 2022 Award Recipient Accomplishments

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

CONTACT

Department Head: Gina Adasiewicz

Author: Jess Luce

2022 Public Health Achievement Award Recipient Accomplishments

Category: Youth

Eagan High School Tobacco-Free Society (TFS) student group

Eagan High School Tobacco-Free Society (TFS) is a student group at Eagan High School focused on reducing youth commercial tobacco use across Dakota County. TFS members are passionate about preventing another generation from becoming lifelong smokers. The group has led vaping prevention presentations to students at multiple middle schools in Dakota County. Important outcomes from these peer to peer workshops include younger students learning from their older peers about vaping's harmful effects to the developing brain, the commercial tobacco industry's marketing tactics to attract young people, available quit vaping resources, and opportunities to join them in tobacco prevention advocacy work.

Category: Individual

Dr. Tolulope Monisola

Dr. Tolulope Monisola Ola is the Founder and Executive Director of Restoration for All Inc., a nonprofit organization with the mission to nurture and empower individuals, organizations, and communities to renew, discover and restore their culture of well-being. She is a Mental Health Practitioner, African Storyteller, and an advocate for cultural healing through mind, body, and spirit practices. Her expertise is in public health and rights-based responses to chronic diseases and their psychosocial impacts on immigrants and refugees from Africa.

In her work, she has empowered and mobilized communities to bring about social change through health education, sensitization, and advocacy to create an environment that is physically, socially, and culturally inclusive. She uses trauma-informed and resilience-oriented approaches to build vaccine confidence in the BIPOC communities by addressing issues that have been historically overlooked. Dr. Ola addresses vaccine hesitancy through healing circles where participants open their hearts and minds to gather stories and experiences, rather than opinions, and identify basic trends and uncertainties surrounding the COVID-19 vaccine.

Category: Community Group

Community Connections: Outreach and Engagement with Communities of Color

Participating agencies: **Abria Recovery/Gateway, AG Consulting and Associates, Ally Supportive Services, Dakota Child and Family Clinic, Isuroon, Restoration for All**

The work of six community partners was critical to sustaining outreach and engagement to historically underserved communities during the pandemic. Specifically, the goal of the partnerships with community organizations was to address the disproportionate impacts of the COVID-19 crisis and related economic hardship on BIPOC communities. The community partners focused on the following goals:

1. Inform community members about COVID-19 and available resources;
2. Assist County residents in navigating support programs and gaining access to services;
3. Advise the County's communication strategies to improve reach and effectiveness with communities of color.

The work of Community Connections agencies to promote 4 vaccine clinics made available specially to communities of color was tremendous. These clinics were quickly mobilized once vaccines were approved and made available, including vaccinations for hundreds of children once Pfizer became available to those ages 5+.

Notably, as of March 2022, Dakota County continues to have the 2nd highest vaccination in the state, including high vaccination rates for people who are Hispanic, Black, and other non-white communities. The success of the vaccination rates is something to be celebrated!



Board of Commissioners

Request for Board Action

Item Number: DC-1001

Agenda #: 13.1

Meeting Date: 4/19/2022

DEPARTMENT: Office of the County Manager

FILE TYPE: Regular Action

TITLE

Closed Session: Legal Strategy For Acquisition Of Property From Roger J. Troska And Bonnie Mae Troska For County Project 98-006

PURPOSE/ACTION REQUESTED

Hold a closed executive session.

SUMMARY

The Dakota County Attorney has advised that prior to closing a County Board meeting, pursuant to the Open Meeting Law, Minn. Stat. Ch. 13D, the County Board must resolve by majority vote to close the meeting.

RECOMMENDATION

The County Manager has recommended that a closed executive session be held pursuant to attorney-client privilege during the Dakota County Board meeting of April 19, 2022, to discuss the following:

- the legal strategy of accomplishing Dakota County's acquisition acquire property from Roger J. Troska and Bonnie Mae Troska as authorize by Resolution No. 21-370 and identified as Parcel 8 in Dakota County Right of Way Map 360B, including a 28,333 Sq. Ft. Temporary Easement and a 20,626 Sq. Ft. Trail, Drainage and Utility Easement for County Project 98-006.

EXPLANATION OF FISCAL/FTE IMPACTS

Fiscal impact will be discussed in closed session.

- | | | |
|--|---|--------------------------------|
| <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 2008 Dakota County 2030 Parks System Plan established a vision of a 200-mile greenway system that: 1) brings parks to people by improving connectivity to where people live, work, and want to go; 2) provides popular year-round recreation; 3) serves people of diverse interests and abilities; and 4) protects and enhances natural resources and open space; and

WHEREAS, County Project (CP) 98-006 Mississippi River Greenway Rosemount East includes construction of 2.4 miles of trail from its connection with MRG West to Spring Lake Park Reserve; and

WHEREAS, to construct the recommended improvements, Dakota County must acquire property from Roger J. Troska and Bonnie Mae Troska as authorize by Resolution No. 21-370 and identified as Parcel 8 in Dakota County Right of Way Map 360B, including a 28,333 Sq. Ft. Temporary Easement and a 20,626 Sq. Ft. Trail, Drainage and Utility Easement; and

WHEREAS, the Dakota County Board of Commissioners seeks legal advice from the County Attorney with respect to the legal strategy of accomplishing the acquisition the property rights for CP 98-006, the public disclosure of which would benefit the landowners to the detriment of Dakota County's position in this matter; and

WHEREAS, pursuant to Minn. Stat. § 13D.05, subd. 3(b), the County Board by resolution may close a meeting as permitted by the attorney-client privilege.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby closes the County Board meeting on April 19, 2022, and recesses to Conference Room 3A, Administration Center, Hastings, Minnesota, to discuss with the County Attorney the legal strategy of accomplishing Dakota County's acquisition acquire property from Roger J. Troska and Bonnie Mae Troska as authorize by Resolution No. 21-370 and identified as Parcel 8 in Dakota County Right of Way Map 360B, including a 28,333 Sq. Ft. Temporary Easement and a 20,626 Sq. Ft. Trail, Drainage and Utility Easement for County Project 98-006.

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: Matt Smith

Author: Jeni Reynolds



Board of Commissioners

Request for Board Action

Item Number: DC-1002

Agenda #: 13.2

Meeting Date: 4/19/2022

DEPARTMENT: Office of the County Manager

FILE TYPE: Regular Action

TITLE

Closed Session: Legal Strategy For Acquisition Of Property From Mosaic Crop Nutrition, LLC For County Project 98-006

PURPOSE/ACTION REQUESTED

Hold a closed executive session.

SUMMARY

The Dakota County Attorney has advised that prior to closing a County Board meeting, pursuant to the Open Meeting Law, Minn. Stat. Ch. 13D, the County Board must resolve by majority vote to close the meeting.

RECOMMENDATION

The County Manager has recommended that a closed executive session be held pursuant to attorney-client privilege during the Dakota County Board meeting of April 19, 2022, to discuss the following:

- the legal strategy of accomplishing Dakota County's acquisition acquire property from Mosaic Crop Nutrition, LLC as authorize by Resolution No. 21-370 and identified as Parcel 4 in Dakota County Right of Way Map 360B, including a 23,092 Sq. Ft. Highway Easement, 55,196 Sq. Ft. Temporary Easement and a 84,651 Sq. Ft. Trail, Drainage and Utility Easement for County Project 98-006.

EXPLANATION OF FISCAL/FTE IMPACTS

Fiscal impact will be discussed in closed session.

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

RESOLUTION

WHEREAS, the 2008 Dakota County 2030 Parks System Plan established a vision of a 200-mile greenway system that: 1) brings parks to people by improving connectivity to where people live, work, and want to go; 2) provides popular year-round recreation; 3) serves people of diverse interests and abilities; and 4) protects and enhances natural resources and open space; and

WHEREAS, County Project (CP) 98-006 Mississippi River Greenway Rosemount East includes construction of 2.4 miles of trail from its connection with MRG West to Spring Lake Park Reserve;

and

WHEREAS, to construct the recommended improvements, Dakota County must acquire property from Mosaic Crop Nutrition, LLC as authorize by Resolution No. 21-370 and identified as Parcel 4 in Dakota County Right of Way Map 360B, including a 23,092 Sq. Ft. Highway Easement, 55,196 Sq. Ft. Temporary Easement and a 84,651 Sq. Ft. Drainage and Utility Easement; and

WHEREAS, the Dakota County Board of Commissioners seeks legal advice from the County Attorney with respect to the legal strategy of accomplishing the acquisition the property rights for CP 98-006, the public disclosure of which would benefit the landowners to the detriment of Dakota County's position in this matter; and

WHEREAS, pursuant to Minn. Stat. § 13D.05, subd. 3(b), the County Board by resolution may close a meeting as permitted by the attorney-client privilege.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby closes the County Board meeting on April 19, 2022, and recesses to Conference Room 3A, Administration Center, Hastings, Minnesota, to discuss with the County Attorney the legal strategy of accomplishing Dakota County's acquisition acquire property from Mosaic Crop Nutrition, LLC as authorize by Resolution No. 21-370 and identified as Parcel 4 in Dakota County Right of Way Map 360B, including a 23,092 Sq. Ft. Highway Easement, 55,196 Sq. Ft. Temporary Easement and a 84,651 Sq. Ft. Trail, Drainage and Utility Easement for County Project 98-006.

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: Matt Smith

Author: Jeni Reynolds



Board of Commissioners

Request for Board Action

Item Number: DC-1010

Agenda #: 13.3

Meeting Date: 4/19/2022

DEPARTMENT: Office of the County Manager

FILE TYPE: Regular Action

TITLE

Closed Session: Legal Strategy For S.M. Hentges & Sons, Inc., v. Dakota County Litigation

PURPOSE/ACTION REQUESTED

Hold a closed executive session.

SUMMARY

The Dakota County Attorney has advised that prior to closing a County Board meeting, pursuant to the Open Meeting Law, Minn. Stat. Ch. 13D, the County Board must resolve by majority vote to close the meeting.

RECOMMENDATION

The County Manager has recommended that a closed executive session be held pursuant to attorney-client privilege during the Dakota County Board meeting of April 19, 2022, to discuss the following:

- to discuss with the County Attorney's Office strategy in the pending litigation with Hentges.

EXPLANATION OF FISCAL/FTE IMPACTS

Fiscal impact will be discussed in closed session.

- | | | |
|--|---|--------------------------------|
| <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, S.M. Hentges & Sons, Inc., (Hentges) was the successful bidder on County Project 08-21; and

WHEREAS, Hentges claims that it encountered delays stemming from the utility companies' failure to relocate them in a timely fashion and that it sustained \$658,115.53 in damages as a result, the entire amount of which Hentges is seeking to recoup from the County; and

WHEREAS, Hentges commenced a lawsuit against the County; and

WHEREAS, the County Board seeks legal advice from the County Attorney with respect to litigation strategy, the public disclosure of which would be detrimental to the County's defense of this matter; and

WHEREAS, pursuant to Minn. Stat. § 13D.05, subd. 3(b), the County Board by resolution may close a meeting as permitted by the attorney-client privilege.

NOW, THEREFORE, BE IT RESOLVED, that the Dakota County Board of Commissioners hereby closes the County Board meeting on April 19, 2022, and recesses to Conference Room 3A, Administration Center, Hastings, Minnesota, to discuss with the County Attorney's Office strategy in the pending litigation with Hentges.

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: Matt Smith

Author: Jeni Reynolds



Board of Commissioners

Request for Board Action

Item Number: DC-996

Agenda #: 16.1

Meeting Date: 4/19/2022

Information

See Attachment for future Board meetings and other activities.

April 19, 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 - CANCELED

3:30 PM - 3:30 PM

Dakota County Community Development Agency Board Regular Meeting -- Dakota County CDA, 1228 Town Centre Drive, Eagan

April 21, 2022

Thursday

3:00 PM - 3:00 PM

GREATER MSP Board of Directors Meeting -- US Bancorp, Amenity Center 30th Floor, 800 Nicollet Mall, Minneapolis or Zoom
(<https://greatermsp-org.zoom.us/j/89602368505?pwd=UkU5Q2l0LzNnQ3dYQkRhVytRdWVhZz09>)

April 27, 2022

Wednesday

9:15 AM - 9:15 AM

Metropolitan Mosquito Control District Commission Meeting -- Online
(<https://www.gotomeet.me/MMCD-MN>)

April 28, 2022

Thursday

1:00 PM - 1:00 PM

Vermillion River Watershed Joint Powers Board Meeting -- Dakota County Extension & Conservation Center, 4100 220th St. W, Farmington

7:00 PM - 7:00 PM

Dakota County Planning Commission Meeting -- Western Service Center, 14955 Galaxie Ave, Conference Room 106, Apple Valley

May 3, 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-997

Agenda #: 17.1

Meeting Date: 4/19/2022

Adjournment