9:00 a.m.

(1) CONVENE COUNTY BOARD

(2) AMENDMENTS TO THE AGENDA

(3) APPROVE MINUTES OF JANUARY 15, 2019 COUNTY BOARD MEETING

(4) RECOGNITION OF INTERESTED CITIZENS
Limited to items not on the agenda, and five minutes per person/subject. Speakers are asked to approach the microphone for the benefit of viewers and interested citizens.

(5) NEW EMPLOYEE WELCOME

(6) PARTNERSHIP: ALIGNING EXISTING RESOURCES, VOLUNTEERS AND PROGRAMS TO ACHIEVE SHARED GOALS
6.1 Receive the Annual Presentation From the Metropolitan Mosquito Control District (No fiscal impact)

(7) CONSENT AGENDA
Stewardship: Ensuring the Responsible and Stable Investment of Taxpayer Dollars and Communicating its Value to the Public
7.2 Adopt Resolution No. 2019-009; Declaring the Official Intent of Scott County to Reimburse Certain Expenditures From the Proceeds of Bonds to be Issued by the County (No fiscal impact)
7.3 Adopt Resolution No. 2019-011; Authorizing an Amendment to the Professional Design Services Contract With Wold Architects and Engineers Associated With the Government Center Campus Project (Included in overall project)
7.4 Adopt Resolution No. 2019-012; Authorizing Entering Into an Agreement With Wold Architects and Engineers for Roof Improvements on County Owned Buildings (No fiscal impact)
7.5 Adopt Resolution No. 2019-013; Requesting the Metropolitan Council to Approve the Functional Classification Change of a Portion of County State Aid Highways 42, 17, and 78 to Principal Arterial and a Portion of County State Aid Highway 21 to A-Minor Arterial Expander on the Metropolitan Highway System (No fiscal impact)
7.6 Adopt Resolution No. 2019-014; Certifying Final Approved Appraisal of Value for Certain Land Acquisitions and Authorizing Acquisition by Expedited (“Quick Take”) Eminent Domain Proceedings for County Project CP 21-27, Located in the City of Prior Lake, Minnesota (No fiscal impact)

Customer Service: Creating a Customer Experience That is Respectful, Responsive and Solution-Oriented
7.7 Approve the Application and Permit for a Temporary On-Sale Liquor License for the Shakopee Lions Club (No fiscal impact)
7.8 Approve the Request From Ames Construction (Ames Construction, Applicant, Jess Moeding and Joseph Card, Owners) for an Interim Use Permit to Operate a Mining Facility in Section 21, Louisville Township (No fiscal impact)
Partnership: Aligning Existing Resources, Volunteers and Programs to Achieve Shared Goals

7.9 Adopt Resolution No. 2019-010; Authorizing Entering Into a Memorandum of Understanding With the City of Prior Lake for a Future Commerce Avenue Extension Located in the City of Prior Lake (No fiscal impact)

7.10 Adopt Resolution No. 2019-015; Authorizing the Execution of a Quit Claim Deed Conveying a Parcel of Land to the City of Elko New Market (No fiscal impact)

Commitment: Developing a High Quality Workforce That is Dedicated to Advancing a Safe, Healthy and Livable Community

7.11 Adopt Resolution No. 2019-007; Authorizing the Appointment of Michael Groh as First Assistant County Attorney Pursuant to Minn. Stat. 388.10 (No fiscal impact)

7.12 Approve Payroll Processing of Personnel Actions (No fiscal impact)

(8) CUSTOMER SERVICE: CREATING A CUSTOMER EXPERIENCE THAT IS RESPECTFUL, RESPONSIVE AND SOLUTION-ORIENTED

8.1 Approve the Request for Rezoning, Preliminary Plat, and Final Plat of Country View (Jamie Michael, Applicant and Owner) in Section 26, Spring Lake Township (No fiscal impact)

(9) STEWARDSHIP: ENSURING THE RESPONSIBLE AND STABLE INVESTMENT OF TAXPAYER DOLLARS AND COMMUNICATING ITS VALUE TO THE PUBLIC

9.1 Informational Update on the Reconstruction of the Intersection of State Trunk Highway 13 and County Highway 21 Under County Project 21-27 Located in the City of Prior Lake (No fiscal impact)

(10) COMMITTEE REPORTS AND COMMISSIONER UPDATES

(11) COUNTY ADMINISTRATOR UPDATE

(12) RECESS FOR ATTORNEY/CLIENT MEETING

(13) ADJOURN

FOLLOWING THE MEETING THE COUNTY BOARD WILL MEET IN A WORKSHOP SETTING TO RECEIVE A PROPOSED BUILDING PROJECT UPDATE

UPCOMING MEETINGS

<table>
<thead>
<tr>
<th>Date</th>
<th>Time</th>
<th>Location</th>
</tr>
</thead>
<tbody>
<tr>
<td>February 19, 2019</td>
<td>9:00 a.m.</td>
<td>County Board Meeting</td>
</tr>
<tr>
<td>February 26, 2019</td>
<td>9:00 a.m.</td>
<td>County Board Strategic Plan Work Session</td>
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<td>New Prague Library</td>
</tr>
<tr>
<td>March 5, 2019</td>
<td>9:00 a.m.</td>
<td>County Board Meeting</td>
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</table>

Lezlie A. Vermillion
County Administrator
(952) 496-8100
MINUTES
BOARD OF COMMISSIONERS
COUNTY OF SCOTT
JANUARY 15, 2019

(1) The Board of Commissioners, in and for the County of Scott, Minnesota, met in the Courthouse Board Room in the City of Shakopee, Minnesota, and convened at 9:00 a.m., with the following members present: Commissioner Weckman Brekke, presiding, Commissioner Wolf, Commissioner Beard, Commissioner Beer and Commissioner Ulrich.

(2) County Staff Present:
   A. Lezlie Vermillion, County Administrator
   B. Ron Hocevar, County Attorney
   C. Barb Dahl, Social Services Director
   D. Cindy Geis, Customer Service Director
   E. Perry Mulcrone, Business Relationship Director
   F. Lisa Freese, Transportation Services Director
   G. Kari Ouimette, Economic Assistance Director
   H. Brad Davis, Planning and Resource Management Director
   I. Chris Harder, Quality Improvement Manager
   J. Danny Lenz, Deputy County Administrator
   K. Jen Schwarz, Administrative Services Director
   L. Steve Jones, Principal Financial Analyst
   M. Danielle Fox, Adult Services Manager
   N. Troy Pint, Business Information/Systems Specialist
   O. Pam Selvig, Health and Human Services Director
   P. Mary Keen, Business Information/Systems Specialist
   Q. Evan Cole, Management Analysis
   R. Kris Lage, Operations Analyst
   S. Mark Callahan, Highway Division Program Manager
   T. Tracy Cervenka, Administrative Office Supervisor
   U. Luke Hennen, Sheriff
   V. Jeff Swedin, Sheriff’s Captain
   W. Steve Collins, Sheriff’s Captain
   X. Adam Pirri, Chief Deputy Sheriff
   Y. Jon Rudolph, Graduate Engineer
   Z. Timothy Hughes, Sheriff’s Deputy
   AA. Matt Carns, Sheriff’s Sergeant
   AB. Debra Brazil, Deputy Clerk to the Board

(3) Guests Present:
   A. Stacy Crakes, Scott County Community Development Agency First Stop Shop
   B. Kirt Briggs, Prior Lake Mayor
   C. Fred Corrigan, Prior Lake-Spring Lake Watershed District Board of Managers
   D. Diane Lynch, Prior Lake-Spring Lake Watershed District Administrator
   E. Cody Colosio
   F. Kimberly Mills
   G. Jill Koestner
   H. Bill Turgi
   I. Shelly Pearson
   J. Devyn Doolten
K. Nick Coe, Congresswoman Angie Craig’s Minnesota Office Director
L. Nate Fowler, Congresswoman Angie Craig’s Local Community Liaison

(4) Minutes:

On a motion by Commissioner Wolf, seconded by Commissioner Beer, the Minutes of January 8, 2019 were approved.

(5) Recognition of Interested Citizens:

Commissioner Beer presented Commissioner Wolf with a certificate in recognition of his ten years of service to Scott County.

(6) Innovation: Exploring and Adopting New Technologies and Processes With the Goal of Improving Service and Reducing the Long Term Cost of Service Delivery:

The County Board participated in the Scott County Delivers panel discussion regarding economic development.

Chair Weckman Brekke recessed the meeting at 10:24 a.m. and convened at 10:31 a.m.

(7) Consent Agenda:

A. Commissioner Beard moved, seconded by Commissioner Ulrich to approve the Renewal Application for an Intoxicating Liquor License for 2019 for Heritage Links Golf Club located in Credit River Township. The motion carried unanimously.

B. Commissioner Beard moved, seconded by Commissioner Ulrich to adopt Resolution No. 2019-006; Entering Into an Agreement With Oertel Architects Ltd for Design Consultant Services for the Cleary Maintenance Shop Replacement Project in Cleary Lake Regional Park. A copy of the resolution is available in the office of the County Administrator and is made a part of this record by reference. The motion carried unanimously.

C. Commissioner Beard moved, seconded by Commissioner Ulrich to approve the record of disbursements and to approve the claims made to Scott County from December 1, 2018 through December 31, 2018 in the amount of $19,317,263.72. The motion carried unanimously.

D. On the recommendation of the County Administrator, Commissioner Beard moved, seconded by Commissioner Ulrich to approve the payroll processing of personnel actions indicated below and certified by the Employee Relations Director and the Appointing Authority to be in compliance with provisions of Minnesota Statutes 375.56 - 375.71 and the Scott County Merit Personnel System:
   1. Separation of employment for Anthony Sellner, FT Professional Engineer, Transportation Services Division, effective 12/26/18.
   2. Separation of employment for Omar Warfa, FT Probationary Corrections Officer, Sheriff’s Office, effective 12/28/18.
   3. Separation of employment for Patti McColl, PT Temporary (50% FTE) Office Assistant-Unclassified, Community Services Division, effective 11/14/18.
   5. Separation of employment for Elissa Kapusinski, Intermittent (34% FTE) Library Associate-Unclassified, Community Services Division, effective 12/26/18.
   6. FT Probationary employment for Lara Collins Asmus, Therapist, Health and Human Services Division, effective 01/02/19.
   7. FT Probationary employment for Amy Boese, Branch Manager, Community Services Division, effective 01/30/19.
8. FT Probationary employment for Debra Lund, Assistant County Attorney III, Attorney’s Office, effective 02/11/19.

9. FT Probationary employment for Fahad Al Hameedi, Corrections Officer, Sheriff’s Office, effective 01/28/19.

10. PT Probationary (50% FTE) employment for Elisa Rivas, Library Associate, Community Services Division, effective 01/14/19.

11. PT Probationary (37% FTE) employment for Julie Jacobsen, Library Associate, Community Services Division, effective 01/14/19.

Motion carried unanimously.

(8) Partnership: Aligning Existing Resources, Volunteers and Programs to Achieve Shared Goals:

A. Sheriff Luke Hennen presented the Morris A. Miller Outstanding Service Award to Bill Turgi, Scott County Deputy Jake Lannon, Scott County Deputy Ben Koestner, and Scott County Sergeant Bob Ryan for their response during a lifesaving incident on August 1, 2018.

B. Congresswoman Angie Craig’s Minnesota Office Director Nick Coe and Local Community Liaison Nate Fowler provided an update on Congresswoman Craig’s activities, noting she is planning local monthly town hall events.

Commissioner Ulrich extended an invitation to Congresswoman Craig, Mr. Coe, and Mr. Fowler to attend the Scott County Association for Leadership and Efficiency (SCALE) meetings.

C. Prior Lake-Spring Lake Watershed District (PLSLWD) Board of Managers Chair Fred Corrigan introduced District Manager Diane Lynch. Ms. Lynch provided information regarding the PLSLWD 2018 activities and results, the 2019 levy, programs, and projects.

(9) Committee Reports and Commissioner Updates:

A. Commissioner Ulrich attended the Community Development Agency meeting on January 8.

B. Commissioners Ulrich, Beer, and Weckman Brekke attended the Families and Individuals Sharing Hope (FISH) meeting on January 10.

C. The Commissioners all attended the SCALE meeting on January 11.

D. Commissioners Ulrich and Beard attended the SCALE Service Delivery meeting on January 14.

E. Commissioner Ulrich attended the Minnesota Valley Transit Authority Management Committee meeting on January 14.

F. Commissioner Beard attended the Minnesota Inter-County Association Board of Directors meeting on January 9.

G. Commissioners Beard and Wolf attended the Metropolitan Mosquito Control District meeting on January 10.

H. Commissioner Beard attended the Minnesota Transportation Alliance Board of Directors meeting on January 14.

I. Commissioner Beer attended the Prior Lake-Spring Lake Watershed District Board of Managers meeting on January 8.

J. Commissioners Beer and Beard and County Administrator Lezlie Vermillion met with the Shakopee Mayor and City Administrator on January 8.

K. Commissioners Beer and Wolf attended the Metropolitan Emergency Services Board meeting on January 9.


M. Commissioner Wolf met with Scott County Planning staff on January 8 regarding a proposed project.

N. Commissioner Wolf attended the New Market Town Board meeting on January 8.

O. Commissioners Wolf and Weckman Brekke attended the Academies of Shakopee Showcase and Career Fair on January 9.

P. Commissioner Wolf attended the I35W Solutions Alliance meeting on January 10.

Q. Commissioner Wolf attended the Spring Lake Town Board meeting on January 10.

R. Commissioner Wolf attended the Elko New Market City Council meeting on January 10.
S. Commissioner Wolf attended the Scott County Planning Advisory Commission meeting on January 14.
T. Commissioner Weckman Brekke met with Ms. Vermillion on January 8.
U. Commissioners Weckman Brekke and Beard attended a Minnesota Chamber of Commerce event on January 9.
V. Commissioner Weckman Brekke met with the Scott County Health and Human Services Director on January 14.
W. The County Board Chair/Vice Chair planning meeting is Tuesday, January 22, at 8:00 a.m. at the Scott County Government Center. Congresswoman Angie Craig will meet with the Chair and Vice Chair at 9:00 a.m. All Commissioners are invited to attend the meeting with Congresswoman Craig.
X. Commissioner Weckman Brekke requested staff to keep the Commissioners informed regarding County impacts from the federal government partial shutdown.

(10) County Administrator Update:
A. The SCALE questionnaire will be emailed soon. The Commissioners were requested to complete the questionnaire.
B. County offices will be closed Monday, January 21, in observance of Martin Luther King, Jr. Day.
C. The January 29 County Board Strategic Plan Work Session will be at the Prior Lake Library at 9:00 a.m.

On a motion by Commissioner Wolf, seconded by Commissioner Beer, the meeting adjourned at 11:27 a.m.

Barb Weckman Brekke
Chair

Lezlie A. Vermillion
County Administrator
Clerk of the Board

Debra K. Brazil
Deputy Clerk to the Board
### Background/Justification:
The purpose of this agenda item is to receive the annual presentation from the Metropolitan Mosquito Control District.

Executive Director Stephen Manweiler will present information on governance, mosquito biology and control, disease prevention, 2019 levy and budget, and plans for 2019.

**Fiscal Impact:** None
# AGENDA #7.1
SCOTT COUNTY, MINNESOTA
REQUEST FOR BOARD ACTION
MEETING DATE: February 5, 2019

<table>
<thead>
<tr>
<th>ORIGINATING DIVISION:</th>
<th>County Administration</th>
<th>CONSENT AGENDA:</th>
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<th>No</th>
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<tbody>
<tr>
<td>ORIGINATING DEPARTMENT:</td>
<td></td>
<td>ATTACHMENTS:</td>
<td>Yes</td>
<td>No</td>
</tr>
<tr>
<td>PRESENTER:</td>
<td>Danny Lenz</td>
<td>TIME REQUESTED:</td>
<td>N/A</td>
<td></td>
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<tr>
<td>CONTRACT/POLICY/GRANT:</td>
<td>County Attorney Review</td>
<td>FISCAL:</td>
<td>Finance Review</td>
<td>Budget Change</td>
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<tr>
<td>ORGANIZATIONAL VALUES:</td>
<td>Risk Management Review</td>
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☑️ Stewardship: Ensuring the responsible and stable investment of taxpayer dollars and communicating its value to the public
☐ Partnership: Aligning existing resources, volunteers and programs to achieve shared goals
☑️ Leadership: Anticipating changes and managing challenges based on reliable information and citizen input
☐ Commitment: Developing a high quality workforce that is dedicated to advancing a safe, healthy and livable community
☐ Customer Service: Creating a customer experience that is respectful, responsive and solution-oriented
☐ Innovation: Exploring and adopting new technologies and processes with the goal of improving service and reducing the long term cost of service delivery

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<thead>
<tr>
<th>DEPARTMENT/DIVISION HEAD SIGNATURE:</th>
<th>COUNTY ADMINISTRATOR SIGNATURE:</th>
</tr>
</thead>
</table>

Approved:  
Denied:  
Tabled:  
Other:  

Deputy Clerk:  
Date:  

DISTRIBUTION/FILING INSTRUCTIONS:

---

**Background/Justification:**
As part of the County’s update to our policies it was determined to simplify the County’s Policy structure. Over the last few years, the County’s Senior Leadership Team began a process of identifying policies that needed to be re-written, eliminated, or modified. With that in mind, a policy revision team was established with the following goals:

- Define what needs to be policy
- Make policies shorter and guidelines linked
- Make policies easier for staff to locate
- Establish clear expectations for all staff
- Enable all staff to make good decisions and assist supervisors’ actions
- Eliminate unnecessary policies

As part of the process it was determined that we would sort policies into different categories:

- Administration
- Code of Conduct
- Finance
- Personnel
- Safety

The Financial Policy is an updated policy that is consolidating 11 policies under one umbrella making it easier for staff and supervisors to locate the information. It has been updated to a PDF document that allows a table of contents and actively being able to click on locations within the document. It also provides a guidance document (attached) which provides relevant examples and information regarding the policy. This again is linked to the policy and easy to move back and forth as needed. The Financial Policy contains the following sections:

- Accounts Receivable Adjustments and Write-Offs
- Cash Funds (Petty Cash and Change Funds)
- Debt Management
- Electronic Payment Acceptance
- Food, Beverage, and Meal Purchases
- Fund Balance
- Investments
- Motor Pool Vehicle Use and Mileage Reimbursement
- Procurement and Contract Authority
- Travel

The following policies are being rescinded as they are either being replaced by adoption of the Financial Policy or are not needed under current operations of the County.

- Bill Payment
- Cash Handling, Petty Cash, Change Funds and Revolving Funds
- Credit Card and Electronic Payment Acceptance
- Debt Management
- Food and Beverage or Meal Reimbursement
- Fund Balance Classification
- General Fund – Fund Balance
- Motor Pool Vehicle and Mileage Reimbursement
- Procurement and Contract Authority
- Special Benefits
- Travel Policy
- Treasury Management Policy
The attached Policy indicates the changes requested in the workshop where the County Board reviewed and discussed the draft Policy.

This Policy will take effect March 1, 2019. Click here to view the Policy.

Fiscal Impact:
None is anticipated.

WHEREAS, the County undertook a project to:
- Define what needs to be policy
- Make policies shorter and guidelines linked
- Make policies easier for staff to locate
- Establish clear expectations for all staff
- Enable all staff to make good decisions and assist supervisors’ actions
- Eliminate unnecessary policies
; and

WHEREAS, the Financial Policy contains the following sections:
- Bill Payment
- Cash Handling, Petty Cash, Change Funds and Revolving Funds
- Credit Card and Electronic Payment Acceptance
- Debt Management
- Food and Beverage or Meal Reimbursement
- Fund Balance Classification
- General Fund – Fund Balance
- Motor Pool Vehicle and Mileage Reimbursement
- Procurement and Contract Authority
- Special Benefits
- Travel Policy
- Treasury Management Policy
; and

WHEREAS, the County Board needs to rescind several policies that dealt with the above sections of the Financial Policy.

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners in and for the County of Scott, Minnesota, that the Scott County Financial Policy is duly adopted and incorporated into the Scott County Financial Policy and Procedures.

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<tr>
<th>COMMISSIONERS</th>
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<tbody>
<tr>
<td>Weckman Brekke</td>
<td>□ Yes □ No □ Absent □ Abstain</td>
</tr>
<tr>
<td>Wolf</td>
<td>□ Yes □ No □ Absent □ Abstain</td>
</tr>
<tr>
<td>Beard</td>
<td>□ Yes □ No □ Absent □ Abstain</td>
</tr>
<tr>
<td>Beer</td>
<td>□ Yes □ No □ Absent □ Abstain</td>
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<tr>
<td>Ulrich</td>
<td>□ Yes □ No □ Absent □ Abstain</td>
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State of Minnesota)
County of Scott )

I, Lezlie A. Vermillion, duly appointed qualified County Administrator for the County of Scott, State of Minnesota, do hereby certify that I have compared the foregoing copy of a resolution with the original minutes of the proceedings of the Board of County Commissioners, Scott County, Minnesota, at their session held on the 5th day of February, 2019 now on file in my office, and have found the same to be a true and correct copy thereof.

Witness my hand and official seal at Shakopee, Minnesota, this 5th day of February, 2019.

____________________________
County Administrator

____________________________
Administrator's Designee
The purpose of this request is to adopt Resolution No. 2019-009: Declaring the Official Intent of Scott County to Reimburse Certain Expenditures From the Proceeds of Bonds to be Issued by the County.

When a County intends to issue bonds for projects, costs are frequently incurred prior to the bonds being issued and funds received. These costs are typically associated with professional services, such as design, legal, and survey work, which are needed to develop feasibility and cost estimates to issue bonds. There may also be a desire to begin some components of construction that will be funded with bond proceeds based on timing and bidding climate, but final costs won’t be known until further bids are received for a more defined final project cost.
For the County’s bond funded projects, both of these circumstances are occurring. The County has utilized fund balance to cover professional services for the various bond funded projects and desires to reimburse itself. The County will also be commencing some components of the projects prior to issuance of the bonds, such as roof replacements and site work for the Public Works Warm Storage Facility and the Government Center II building.

In order to ensure bond funding can be used to reimburse these costs, the County must officially declare its intent to reimburse these expenditures from the proceeds of the bonds yet to be issued. The attached resolution meets the requirements of declaring that intent.

**Fiscal Impact:**
None
DECLARING THE OFFICIAL INTENT OF SCOTT COUNTY TO REIMBURSE CERTAIN EXPENDITURES FROM THE PROCEEDS OF BONDS TO BE ISSUED BY THE COUNTY

WHEREAS, the Internal Revenue Service has issued Treas. Reg. § 1.150-2 (the “Reimbursement Regulations”) providing that proceeds of tax-exempt bonds used to reimburse prior expenditures will not be deemed spent unless certain requirements are met; and

WHEREAS, Scott County, Minnesota (the “County”) expects to incur certain expenditures that may be financed temporarily from sources other than bonds, and reimbursed from the proceeds of a tax-exempt bond; and

WHEREAS, the County has determined to make this declaration of official intent (the “Declaration”) to reimburse certain costs from proceeds of bonds in accordance with the Reimbursement Regulations.

NOW THEREFORE BE IT RESOLVED by the Board Of Commissioners of Scott County, Minnesota as follows:

1. The County proposes to undertake the construction of certain capital improvements authorized under the 2019 through 2023 Five-Year Capital Improvement Program for Scott County Minnesota, adopted by the Board of Commissioners of the County on December 18, 2018 (the “Project”).

2. The County reasonably expects to reimburse the expenditures made for certain costs of the Project from the proceeds of bonds in an estimated maximum principal amount of $75,000,000. All reimbursed expenditures will be capital expenditures, costs of issuance of the bonds, or other expenditures eligible for reimbursement under Section 1.150-2(d)(3) of the Reimbursement Regulations.

3. This Declaration has been made not later than sixty (60) days after payment of any original expenditure to be subject to a reimbursement allocation with respect to the proceeds of bonds, except for the following expenditures:
   (a) Costs of issuance of bonds;
   (b) Costs in an amount not in excess of $100,000 or five percent (5%) of the proceeds of an issue; or
   (c) “Preliminary Expenditures” up to an amount not in excess of twenty percent (20%) of the aggregate issue price of the issue or issues that finance or are reasonably expected by the County to finance the project for which the preliminary expenditures were incurred. The term “preliminary expenditures” includes architectural, engineering, surveying, bond issuance, and similar costs that are incurred prior to commencement of acquisition, construction or rehabilitation of a project, other than land acquisition, site preparation, and similar costs incident to commencement of construction.
4. This Declaration is an expression of the reasonable expectations of the County based on the facts and circumstances known to the County as of the date hereof. The anticipated original expenditures for the Project and the principal amount of the bonds described in paragraph 2 are consistent with the County’s budgetary and financial circumstances. No sources other than proceeds of bonds to be issued by the County are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside pursuant to the County’s budget or financial policies to pay such Project expenditures.

5. This Declaration is intended to constitute a declaration of official intent for purposes of the Reimbursement Regulations.

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<tr>
<th>COMMISSIONERS</th>
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<tr>
<td>Weckman Brekke</td>
<td>Yes  No  Absent Abstain</td>
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<tr>
<td>Wolf</td>
<td>Yes  No  Absent Abstain</td>
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<tr>
<td>Beard</td>
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<tr>
<td>Beer</td>
<td>Yes  No  Absent Abstain</td>
</tr>
<tr>
<td>Ulrich</td>
<td>Yes  No  Absent Abstain</td>
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</table>

State of Minnesota) County of Scott )
I, Lezlie A. Vermillion, duly appointed qualified County Administrator for the County of Scott, State of Minnesota, do hereby certify that I have compared the foregoing copy of a resolution with the original minutes of the proceedings of the Board of County Commissioners, Scott County, Minnesota, at their session held on the 5th day of February, 2019 now on file in my office, and have found the same to be a true and correct copy thereof.
Witness my hand and official seal at Shakopee, Minnesota, this 5th day of February, 2019.

_________________________________________  County Administrator
_________________________________________  Administrator's Designee
**Background/Justification:**

The purpose of this agenda item is to adopt Resolution 2019-011; Authorizing an Amendment to the Professional Design Services Contract With Wold Architects and Engineers Associated With the Government Center Campus Project

Wold was selected and awarded a Contract on January 2, 2018 (Resolution 2018-005) to develop a proposal for the overall building design and construction phases in the amount of $3,226,400 for design services. The construction project will be competitively bid, with construction anticipated to start in summer of 2019.
The original contract design work included:

- New building of approximately 110,000 sq. ft.; and
- Two new courtrooms and a jury assembly room in the Justice Center campus; and
- 1st and 3rd floor renovations at the Government Center campus; and
- Parking space to accommodate the campus; and
- Warm storage of 15,000 sq. ft. at the Central Shop campus.

The County desires to amend the Contract with the addition of three components:

First, the County is utilizing a construction manager as part of this project. Kraus Anderson was selected by the County to be the Construction Manager and is preparing and reviewing schedules, plans, and cost estimates at this time. The Amendment to the current Wold Contract is to acknowledge the role of the construction manager as part of the team and will not increase the contract compensation amount.

Second, the County also requests that Wold provide services to the initiative for design of furniture, fixtures and equipment. There are several benefits of having Wold assist with this portion of the project:

- Being able to select from all vendors and manufacturers not just from the products offered by a single selected vendor; and
- Leveraging Wold's expertise in specifying furniture from many other public entities. Wold understands the manufacturers and their products and Scott County's expectations for durability, affordability, and design flexibility and more importantly which ones do not; and
- Leveraging Wold's knowledge of the spaces we have worked together to create, ensuring that the furniture and fixtures will support these same charter values; and
- Delegating the workload of user input, paperwork for procurement, as well as the coordination and troubleshooting of installation.

The building budget included an estimate of $150,000 for design, procurement, and implementation assistance of furnishings and fixtures. At the time of Contract, the County had not determined who to utilize for this work. Based on the design process and expertise Wold has demonstrated, staff is recommending utilizing Wold for this work and believes there will be better coordination due to the reasons documented above.

The additional cost for furniture, fixtures and equipment services is shown below:

<table>
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<th>Phase</th>
<th>Cost</th>
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<tr>
<td>Planning Phase (40%)</td>
<td>$55,560</td>
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<td>Design/Documentation Phase (40%)</td>
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<td>Implementation Phase (20%)</td>
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<td>Maximum Reimbursable Expenses</td>
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<td><strong>TOTAL CONTRACT MAXIMUM</strong></td>
<td><strong>$148,900</strong></td>
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Finally, the County also requests Wold to provide additional services related to the design of a Bid Alternate to excavate the western third of the lower level of the Government Center addition providing an additional 11,000 square feet of expansion space as directed by the County Board in November 2018. The Bid Alternate will result in “shelled space” with concrete slabs poured, minimal ventilation, and minimal lighting, allowing the future use of the space to be determined as needs arise. The bid amounts will determine if the County Board awards a contract that includes excavation of the western section of the new building. The Bonding Authority approved by the Board in December will cover the additional design costs and estimated additional costs to excavate and build a “shelled space” in this section of the new building.
This addition will result in an increase to the Contract in the amount not to exceed $120,000 for Wold Architects and Engineers to provide full services for all design and bidding phases related to this increase in the scope of the Base Bid project.

Staff requests approval of the Amendment to the Professional Design Services Contract with Wold Architects and Engineers to increase the original Contract by $268,900 for a total amount not to exceed $3,495,300.

Fiscal Impact:
Increase of $120,000 for the Design Contract. This will be part of the bonding process and included in the overall $68.5 million dollar project.
RESOLUTION 2019-011; AUTHORIZING AN AMENDMENT TO THE PROFESSIONAL DESIGN SERVICES CONTRACT WITH WOLD ARCHITECTS AND ENGINEERS ASSOCIATED WITH THE GOVERNMENT CENTER CAMPUS PROJECT

WHEREAS, Wold Architects and Engineers (Wold) was selected and awarded a Contract on January 2, 2018 (Resolution 2018-005) to develop a proposal for the overall building design and construction phases in the amount of $3,226,400 for design services; and

WHEREAS, the County desires to amend the Contract with the addition of three components to the current Contract with Wold:

1. The addition of a construction manager adviser in conjunction with the services of the architect;
2. To provide services to the initiative for design of furniture, fixtures and equipment for an additional cost of $148,900;
3. To provide additional design services related to the design of a Bid Alternate to excavate the western third of the lower level of the Government Center addition for an additional cost of $120,000; and

WHEREAS, staff requests approval to enter into an Amendment to the Professional Design Services Contract with Wold Architects and Engineers to increase the original Contract by $268,900 for a total amount not to exceed $3,495,300.
NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners in and for the County of Scott, Minnesota, that the chairperson of the Board authorizes an Amendment to the Professional Design Services Contract with Wold Architects and Engineers.

BE IT FURTHER RESOLVED, by the Board of Commissioners in and for the County of Scott, Minnesota, that the Chairperson of the Board authorizes an increase to the Professional Design Services Contract with Wold Architects and Engineers in the amount of $268,000.00 for a contract total compensation not to exceed $3,495,300.

BE IT FINALLY RESOLVED, that approval of this Amendment is subject to approval by the County Attorney’s Office as to form.

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State of Minnesota  
County of Scott  

I, Lezlie A. Vermillion, duly appointed qualified County Administrator for the County of Scott, State of Minnesota, do hereby certify that I have compared the foregoing copy of a resolution with the original minutes of the proceedings of the Board of County Commissioners, Scott County, Minnesota, at their session held on the 5th day of February, 2019 now on file in my office, and have found the same to be a true and correct copy thereof.  
Witness my hand and official seal at Shakopee, Minnesota, this 5th day of February, 2019.

_________________________________________  
County Administrator

_________________________________________  
Administrator’s Designee
# Agenda Item 7.4

**Scott County, Minnesota**

**Request for Board Action**

**Meeting Date:** February 5, 2019

### Originating Division/Department
- **Originating Division:** Community Services
- **Facilities**

### Consent Agenda
- **Consent Agenda:** Yes

### Presenter
- **Joe Wiita**

### Attachments
- **Attachments:** Yes

### Project/Time Requested

### Action Requested
- **Action Requested:**
  - Adopt Resolution No. 2019-012; Authorizing Entering into an Agreement With Wold Architects and Engineers for Roof Improvements on County-Owned Buildings

### Contract/Policy/Grant
- **County Attorney Review**
- **Risk Management Review**

### Fiscal
- **Finance Review**
- **Budget Change**

### Organizational Values
- **Stewardship:** Ensuring the responsible and stable investment of taxpayer dollars and communicating its value to the public
- **Partnership:** Aligning existing resources, volunteers and programs to achieve shared goals
- **Leadership:** Anticipating changes and managing challenges based on reliable information and citizen input
- **Commitment:** Developing a high quality workforce that is dedicated to advancing a safe, healthy and livable community
- **Customer Service:** Creating a customer experience that is respectful, responsive and solution-oriented
- **Innovation:** Exploring and adopting new technologies and processes with the goal of improving service and reducing the long term cost of service delivery

### Department/Division Head Signature

### County Administrator Signature

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**Distribution/Filing Instructions:**

**Approved:**

**Denied:**

**Tabled:**

**Other:**

Deputy Clerk:

Date:

---

**Background/Justification:**

The purpose of this agenda item is to adopt Resolution No. 2019-012; Authorizing Entering into an Agreement With Wold Architects and Engineers (Wold) for Roof Improvements on County-owned buildings.

The County has several roofs that are nearing the end of their useful life or have continued to create maintenance issues, such as leaking, due to current conditions. These roofs are in the Capital Improvement Program for replacement and are included in the bond being issued for construction in 2019.
Wold will provide design services on the following County owned buildings: Marshall Road Transit Station, Work Force Development Center, Extension Building, and Public Works Facility. The services will include the phases of design, construction documents, bidding, and construction administration for the reroofing projects. Wold anticipates that their designs will not only address replacement of roof membrane, flashing, coping, and insulation to meet current code required drainage and energy conservation mandates, but will also document any requirements for addressing roof-mounted mechanical and electrical equipment during the replacement.

For these complete and comprehensive services Wold provided the following costs:

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<th>WFC</th>
<th>MRTS</th>
<th>EXT</th>
<th>PW</th>
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<tr>
<td>Roof Area</td>
<td>61,500sf</td>
<td>20,300sf</td>
<td>7,400sf</td>
<td>57,400sf</td>
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<tr>
<td>Recommended Cost/sf</td>
<td>x $5/sf</td>
<td>x $13/sf</td>
<td>x $5/sf</td>
<td>x $13/sf</td>
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<tr>
<td>Proposed Construction Cost</td>
<td>$307,500</td>
<td>$263,900</td>
<td>$37,000</td>
<td>$746,200</td>
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<td>Fixed Fee Rate</td>
<td>x 7.5%</td>
<td>x 7.5%</td>
<td>x 7.5%</td>
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<tr>
<td>Proposed Fixed Fee</td>
<td>$3,000</td>
<td>$19,800</td>
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<td>$56,000</td>
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<tr>
<td>Estimated Max. Reimbursables</td>
<td>$2,000</td>
<td>$1,800</td>
<td>$500</td>
<td>$3,000</td>
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<tr>
<td>Total Engineering Contract Maximum</td>
<td>$25,000</td>
<td>$21,600</td>
<td>$3,300</td>
<td>$59,000</td>
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</table>

Staff recommends approval of entering into an Agreement with Wold Architects and Engineers for an amount not to exceed $108,900.

Fiscal Impact:
None – design costs are included in the Capital Improvement Program.
RESOLUTION NO. 2019-012; AUTHORIZING ENTERING INTO AN AGREEMENT WITH WOLD ARCHITECTS AND ENGINEERS FOR ROOF IMPROVEMENTS ON COUNTY OWNED BUILDINGS

WHEREAS, the County has several roofs that are nearing the end of their useful life or have continued to create maintenance issues, such as leaking, due to current conditions; and

WHEREAS, these roofs are in the Capital Improvement Program for replacement and are included in the bond being issued for construction in 2019; and

WHEREAS, the Wold Architects and Engineers Agreement will provide roof design services on the following County owned buildings: Marshall Road Transit Station, Workforce Development Center, Extension Building, and Public Works Facility; and

WHEREAS, Wold services will include the phases of design, construction documents, bidding, and construction administration for the reroofing projects; and

WHEREAS, staff recommends approval of entering into an Agreement with Wold Architects and Engineers for an amount not to exceed $108,900.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners in and for the County of Scott, Minnesota, that the Chairperson of the Board authorizes an Agreement with Wold Architects and Engineers for roof design services in the total compensation not to exceed $108,900.

BE IT FINALLY RESOLVED, that approval of this Amendment is subject to approval by the County Attorney's Office as to form.

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State of Minnesota
County of Scott

I, Lezlie A. Vermillion, duly appointed qualified County Administrator for the County of Scott, State of Minnesota, do hereby certify that I have compared the foregoing copy of a resolution with the original minutes of the proceedings of the Board of County Commissioners, Scott County, Minnesota, at their session held on the 5th day of February, 2019 now on file in my office, and have found the same to be a true and correct copy thereof. Witness my hand and official seal at Shakopee, Minnesota, this 5th day of February, 2019.

_____________________________  _______________________________
County Administrator          Administrator's Designee
The purpose of this agenda item is to adopt Resolution No. 2019-013; Requesting the Metropolitan Council to Approve the Functional Classification Change of a Portion of County State Aid Highways (CSAH) 42, 17, and 78 to Principal Arterial and a Portion of CSAH 21 to A-Minor Arterial Expander on the Metropolitan Highway System.

The Principal Arterial system within Scott County has evolved over time. The 1964 Metro Highway System had first identified a need for an east-west Principal Arterial in northern Scott County and central Dakota County. In the early 1990’s County Highway (CH) 42 was designated as a Principal Arterial from CH 18 to Trunk Highway (TH) 55 as part of the Intermodal Surface Transportation Efficiency Act.
The construction of the TH 169 Shakopee Bypass created growth opportunities and changed travel patterns within the County. With the rapid growth that was occurring, the County transportation system needed to plan for additional growth. As part of the County’s responsibilities, the overall system was evaluated for mobility, system connections, safety, and how to support the growing economy. The first major study of CH 42 was originated in 1997 and was a joint effort between Scott and Dakota Counties, the Metropolitan Council, the Minnesota Department of Transportation (Mn/DOT) and Minnesota Valley Transportation Authority (MVTA). The study also included the cities of Shakopee, Prior Lake, Savage, Burnsville, Apple Valley, Rosemount and Lakeville. This study looked at the functional class of CH 42 and evaluated the corridor from TH 169/41 in Louisville Township, Scott County to TH 55 in Rosemount, Dakota County. This corridor study reaffirmed the designation of CH 42 as a principle arterial from TH 169/TH 41 (via CH 78) to TH 55. It also provided recommendations on land use, supporting roadways, and capacity to meet minimum travel speeds.

CH 42 is currently designated as a Principal Arterial from CH 21 in Prior Lake easterly into Dakota County to TH 55. The designation was moved westerly from CH 18 to CH 21 in 2011. Part of the issue is the Metropolitan Council requires principal arterials to terminate at principal arterials. This is good from a theoretical planning standpoint but does not work from a protection standpoint. Once the corridor becomes overloaded with access it is very costly and painful to retrofit. That is why designating the corridor early so it can have the appropriate planning and supporting roadways constructed is critical.

The Corridor Study for CH 42, which had input from seven cities, two state agencies, two counties and a citizen advisory team, that met for two years recommended the functional class for CH 42 be a principal arterial including CH 78 to TH 41. The Corridor Study for CH 17 that was completed in 2009 that included Scott County, Shakopee, Prior Lake, Spring Lake, Cedar Lake, Mn/DOT and the Shakopee Mdewakanton Sioux Community (SMSC) recommended that CH 17/TH 13 from TH 169 to TH 19 be preserved as a north-south principal arterial in Scott County.

Scott County is requesting that the Metropolitan Council now designate the remainder of CH 42 to a Principal Arterial (from CH 21 to CH 17) and designate a portion of CH 17 from CH 42 north to TH 169 as a Principal Arterial. This is consistent with the Metropolitan Council’s Transportation Policy Plan. In addition, staff is recommending a segment of CH 78 from TH 169 to CH 17 be re-designated to Principal Arterial to complete the east-west Principal Arterial corridor first envisioned in the CH 42 Corridor Study.

The County’s 2030 Transportation Plan was the first plan that provided a future functional classification map that provided a vision on what the future system would look like. The County has since made considerable investments anticipating a Principal Arterial designation, such as the CH 17 corridor expansion in Shakopee and the grade separated intersection of CH 17 and CH 42. The County’s 2040 Transportation Plan also includes a future functional classification map.

The timing is right to move the current Minor Arterial segments from future Principal Arterial designation to Principal Arterial as more development is occurring adjacent to these corridors. A majority of CH 78 is within the City of Shakopee’s Orderly Annexation Agreement area and urbanization is anticipated within the next 5 to 15 years. This functional classification change will assist in planning and preserving right-of-way for the corridor. Additionally, this re-designation does provide a benefit to Cities by reducing the amount of funding they are responsible for in the newly adopted County Cost Participation Policy. This lower local cost participation on Principal Arterials is in recognition of the regional function the highway plays in the overall transportation system.

Principal Arterials are part of the National Highway System (NHS). NHS roadways are federally required to have performance measures tracked. The County will benefit from having these roads designated as Principal Arterials because performance measure data will be collected and will be tracked consistent with regional and state wide measures.

The County will also benefit from the designation of a Principal Arterial because NHS funding is available for pavement preservation. As a Principal Arterial, the County will have access to a source of revenue for these
roadways. Today pavement preservation for minor arterial roadways on the County system either comes from the levy, wheellage tax, and/or County State Aid Funds. With this re-designation as a principal NHS highway, the County will be eligible for National Highway Performance Program (NHPP) Funding. An example of the NHPP funds in use is a future CH 42 pavement rehabilitation project currently scheduled for 2021. This project will be utilizing 80 percent NHPP funds ($1.8 million) for the needed pavement overlay, ADA improvements, and sidewalk/trail repair.

Based on the recently adopted 2040 Scott County Transportation Plan the follow changes are being requested:
- County State Aid Highway (CSAH) 42 – this roadway be designated a Principal Arterial from CSAH 21 to CSAH 17
- CSAH 17 – this roadway be designated a Principal Arterial from CSAH 42 to the westbound off/on ramps of Trunk Highway 169
- CSAH 78 – this roadway be designated a Principal Arterial from Trunk Highway 41 to County Highway 17
- CSAH 21 – this roadway be designated an A-Minor Arterial Expander from CSAH 42 north to Trunk Highway 169 ramps

The County anticipates resolutions of support in February from the City of Prior Lake, City of Shakopee, and the Shakopee Mdewakanton Sioux Community for these functional classification requests. Functional class changes require review by the Transportation Advisory Board process for consistency with the Transportation Policy Plan and the Minnesota Department of Transportation for conformance with the Federal Highway Administration 2013 Guidance on Functional Class. The Metropolitan Council must approve all Principal Arterial system changes.

Fiscal Impact:
No direct fiscal impact, although this change provides access to future federal funds for Pavement Performance.
RESOLUTION NO. 2019-013; REQUESTING THE METROPOLITAN COUNCIL TO APPROVE THE FUNCTIONAL CLASSIFICATION CHANGE OF A PORTION OF COUNTY STATE AID HIGHWAYS 42, 17, AND 78 TO PRINCIPAL ARTERIAL AND A PORTION OF COUNTY STATE AID HIGHWAY 21 TO AN A-MINOR ARTERIAL EXPANDER ON THE METROPOLITAN SYSTEM

WHEREAS, The 1964 Metropolitan Transportation Plan first recognized a need for an east-west Principal Arterial in Scott and Dakota Counties; and

WHEREAS, changing traffic patterns due to the construction of a new alignment of Trunk Highway (TH) 169 in northern Scott County and increasing growth, the led the County to begin reevaluating its transportation system in the 1990’s; and

WHEREAS, the adopted 1999 County Highway 42 Corridor Study included a portion of County State Aid Highway (CSAH) 17 and all of CSAH 78 as part of the CSAH 42 corridor; and

WHEREAS, the County Highway 42 Corridor Study included the Cities of Shakopee, Prior Lake, Savage, Burnsville, Apple Valley, Rosemount, Lakeville, Scott County, Dakota County, the Metropolitan Council, Minnesota Valley Transit Authority, and the Minnesota Department of Transportation (MnDOT) that identified key supporting tactics for the CH 42/CH 78 Corridor; and

WHEREAS, CSAH 17 and Trunk Highway (TH) 13 from TH 169 to the southern County border was identified as a north south Principal Arterial corridor in a study that included MnDOT, the County and the Cities of Shakopee and Prior Lake as well as all Townships in Scott County abutting these corridors was completed in 2009; and

WHEREAS, the 2009 Scott County Transportation Plan identified all of CSAH 42, CSAH 17, and CASH 78 as future Principal Arterials; and

WHEREAS, from 2011 to 2014 the County, Cities and the Shakopee Mdewakanton Sioux Community invested in a series of three major projects that removed five public streets and twenty-one direct accesses, built critical frontage road connections, and a grade separated intersection at the CSAH 42 and CSAH 17 intersection to support the long term solution to traffic demands and recognizing the intersection of two future Principal Arterials; and

WHEREAS, the 2013 City of Prior Lake County Highway 42 Study of Land Use and Transportation acknowledged the future Principal Arterial designation of CSAH 42 in all of Prior Lake, and planned for local street connections accordingly; and

WHEREAS, the City of Shakopee has completed its West End Planning Study to support the future function of CSAH 78 as a Principal Arterial in support of the transportation plan; and

WHEREAS, CASH 78 is within the City of Shakopee’s Orderly Annexation Agreement area and urbanization is anticipated within the next 5 to 15 years; and

WHEREAS, the 2018 Draft Scott County Transportation Plan identifies all of CSAH 42, CSAH 17, and CSAH 78 as Future Principal Arterials; and
WHEREAS, there is benefit in designating the long term functional class in a timely manner to support good long term planning, funding and construction of the corridor; and

WHEREAS, CSAH 42 from CSAH 21 to CSAH 17, and CSAH 17 from CSAH 42 to TH 169 are currently designated as A-Minor Arterials; and

WHEREAS, CSAH 21 from CSAH 42 to TH 169 is currently designated as a Principal Arterial; and

WHEREAS, all of CSAH 42, all of CSAH 78 and a portion of CSAH 17 from CSAH 42 to TH 169 are all part of the County State Aid System in Scott County, and

WHEREAS, the Principal Arterial designation of these highways provides clear guidance to the County, Cities and region to addressing future corridor needs and investments.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners in and for the County of Scott, Minnesota, hereby approves the following functional class designations based on the recently adopted 2040 Scott County Transportation Plan:

- CSAH 42 – this roadway be designated a Principal Arterial from CSAH 21 to CSAH 17
- CSAH 17 – this roadway be designated a Principal Arterial from CSAH 42 to the westbound off/on ramps of Trunk Highway 169
- CSAH 78 – this roadway be designated a Principal Arterial from Trunk Highway 41 to County Highway 17
- CSAH 21 – this roadway be designated a Minor Arterial Expander from CSAH 42 north to Trunk Highway 169 ramps.

BE IT FINALLY RESOLVED, by the Board of Commissioners that staff submits the request to the Metropolitan Council for approval.

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State of Minnesota)
County of Scott     )
I, Lezlie A. Vermillion, duly appointed qualified County Administrator for the County of Scott, State of Minnesota, do hereby certify that I have compared the foregoing copy of a resolution with the original minutes of the proceedings of the Board of County Commissioners, Scott County, Minnesota, at their session held on the 5th day of February, 2019 now on file in my office, and have found the same to be a true and correct copy thereof. Witness my hand and official seal at Shakopee, Minnesota, this 5th day of February, 2019.

_________________________________________  County Administrator
_________________________________________  Administrator's Designee
SCOTT COUNTY

2019 RBA
REQUESTED PRINCIPAL ARTERIAL
FUNCTIONAL CLASS REDESIGNATION

Requested A Minor Functional Class
Requested Principal Arterial Functional Class

CH 17
From CH 42 to US 169 North Ramp
2.2 Miles

CH 21
From CH 42 to US 169
3.2 Miles

CH 78
From US 169 to CH 17
3.7 Miles

CH 42
From CH 17 to CH 21
3.0 Miles

Date: 1/22/2019
Scale: R.F.
Background/Justification:
The purpose of this agenda item is to adopt Resolution 2019-014; Certifying Final Approved Appraisal of Value for Certain Land Acquisitions and Authorizing Acquisition by Expedited (“Quick Take”) Eminent Domain Proceedings for County Project CP 21-27 Located in the City of Prior Lake, Minnesota.

This Resolution authorizes eminent domain proceedings, requests the County Attorney to initiate proceedings, and certifies the final approved appraisal of value and other damages for acquiring interests in real property for expedited (“Quick Take”) condemnation.
In partnership with the Minnesota Department of Transportation (MnDOT) and with the City of Prior Lake, Scott County is the lead agency for a transportation highway improvement project that will constructing a roundabout at the intersection of County Highway 21 (CH 21) and Trunk Highway 13 (TH 13), which is adjacent to downtown Prior Lake. Also, there are intersection improvements for intersections on CH 21 with Arcadia Avenue, Main Avenue, and Duluth Avenue, and at the intersection of TH 13 with Pleasant Street. The project will improve mobility of traffic on these major transportation corridors and will improve traffic operations and safety for the welfare and safety of the traveling public.

The project schedule needs to be maintained in order to support coordination of this project with the Minnesota Department of Transportation highway project on TH 13 and with the City of Prior Lake street improvement project on Duluth Avenue. Project coordination presents opportunities for minimizing separate traffic closures and detours for the travelling public and requires acceleration of this project’s schedule in an effort to better align project schedules.

This project requires the acquisition of right-of-way by mostly partial takings and one total taking of a small vacant remnant parcel. The project has right-of-way needs on 17 parcels. There are right-of-way needs on 11 parcels, which are held in private ownership, and on six parcels, which are held in public ownership. Settlements by mutual agreement have been consummated on six parcels held in private ownership. For four parcels held in private ownership, negotiations are continuing in good faith to settle by mutual agreement. In addition, there are two small vacant remnant parcels with deceased record fee owners. Per a Construction Cooperative Agreement, the City of Prior Lake will donate the right-of-way needs on its public parcels as a partner in the public improvement project, which provides benefit to the City.

This request is to authorize eminent domain on six parcels held in private ownership, which is summarized as follows:

- Four parcels held in private ownership are in order to support a project schedule to coordinate construction with other projects by MnDOT and the City of Prior Lake in the vicinity of this project. Negotiations are continuing in good faith to reach settlement by mutual agreement on these parcels.

- Two parcels held in private ownership are for a quiet title action for small vacant remnant parcels with record fee title held by deceased persons with no evidence of probate or succession of record. Title searches, other searches, and inquiries to date find that these two parcels were last conveyed by deeds dated 1944 and 1965, respectively. Searches of death records and obituaries indicate that the record fee owners have been deceased for decades with no finding that the estates have been probated or any succession of record. These two remnant parcels are not on the tax rolls. Staff has located a son of one of the deceased record fee owners, who confirms that his father’s estate has not been probated and there is no succession of record.

- One parcel is not part of this request to authorize eminent domain, and is held in private ownership as a church property by a religious entity. Applicable statute requires that we settle by mutual agreement as the statute prohibits filing condemnation on such property without the consent of its governing board.

Right-of-way acquisition, in compliance with the federal process, requires certification that the project has title and possession of all of the right-of-way prior to receiving federal authorization to advertise the project. Staff continues negotiations with the 13 private property owners; and if settlements are not reached by the end of February, any remaining properties will be brought forward for authorization. The goal of the project schedule is to begin construction as early as feasible in June of 2019.
The parcels are referenced by Parcel No. and Exhibit, as follows:

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<tr>
<th>Parcel No.</th>
<th>Exhibit</th>
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The certified values were provided to the County Board previously by confidential memorandums in support of the Board approval of an estimate of just compensation for these parcels. The County Attorney advises that state law requires that this information remains private protected data by the Government Data Practices Act under Minn. Stat. Chap. 113.

This project is programmed for construction in 2019 in the Transportation Improvement Program (TIP) 2019-2028.

**Fiscal Impact:**
None
RESOLUTION NO. 2019-014; CERTIFYING FINAL APPROVED APPRAISAL OF VALUE FOR CERTAIN LAND ACQUISITIONS AND AUTHORIZING ACQUISITION BY EXPEDITED ("QUICK TAKE") EMINENT DOMAIN PROCEEDINGS FOR COUNTY PROJECT 21-27 LOCATED IN THE CITY OF PRIOR LAKE, MINNESOTA

WHEREAS, Scott County is the lead agency for a transportation highway intersection improvement project on County Highway (CH) 21 at Trunk Highway (TH) 13, which is adjacent to downtown Prior Lake; and

WHEREAS, the project is in the Transportation Improvement Plan (TIP) 2019-2028 as County Project (CP) 21-27, which is programmed for construction in fiscal year 2019; and

WHEREAS, the Minnesota Department of Transportation (MnDOT) and the City of Prior Lake are both programming separate projects for TH 13 and Duluth Avenue, respectively, in the vicinity of this project, which presents opportunities for minimizing separate traffic closures and detours for the traveling public if there is an acceleration of this project's schedule in an effort to better align project schedules; and

WHEREAS, acquisition of right-of-way is required from 17 parcels consisting of 11 privately held parcels and partial takings on 6 publically held parcels, which the plans are that the City of Prior Lake will donate the right-of-way needs for this public improvement project; and

WHEREAS, Scott County has appointed independent appraisers and provided agency approval of just compensation or otherwise has determined the fair market value for an estimate of just compensation on these parcels; and

WHEREAS, the County Engineer has proceeded to acquire highway right-of-way over certain lands required for the project through negotiation and in accordance with Minnesota Statutes; and

WHEREAS, the County Engineer is continuing negotiations in good faith to settle by mutual agreement the partial takings on six privately held parcels, which excepts the one parcel held by a religious entity; and

WHEREAS, it is necessary to acquire title and possession on these six parcels in order to support the project schedule by initiating condemnation proceedings for coordination with other construction projects by other agencies in the same vicinity with the federal process for this project requiring receiving federal authorization to advertise the project for the encumbrance of federal funds.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners in and for the County of Scott, Minnesota, that the Chairperson of the Board, certifies its final approved appraisal of value and other damages of the real property and easements as described in the attached Exhibits, which are referenced as follows:

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BOARD OF COUNTY COMMISSIONERS
SCOTT COUNTY, MINNESOTA

Date: February 5, 2019
Resolution No.: 2019-014

Motion by Commissioner:
Seconded by Commissioner:

BE IT FURTHER RESOLVED, that the land required for CP 21-27, which cannot be acquired by direct negotiation, shall be acquired by eminent domain using expedited (“Quick Take”) procedures described in Minn. Stat. Chap. 117, and the County Board hereby requests the County Attorney to file the necessary petition therefore and to prosecute such action to a successful conclusion or until it is abandoned, dismissed, or terminated by the County or Court.

BE IT FINALLY RESOLVED, that all actions taken by the County Attorney’s Office and the County Transportation Services Division prior to the adoption of the Resolution are hereby ratified in all respects.

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State of Minnesota)
County of Scott )

I, Lezlie A. Vermillion, duly appointed qualified County Administrator for the County of Scott, State of Minnesota, do hereby certify that I have compared the foregoing copy of a resolution with the original minutes of the proceedings of the Board of County Commissioners, Scott County, Minnesota, at their session held on the 5th day of February, 2019 now on file in my office, and have found the same to be a true and correct copy thereof.
Witness my hand and official seal at Shakopee, Minnesota, this 5th day of February, 2019.

----------------------------------------
County Administrator
----------------------------------------
Administrator’s Designee
TEMPORARY CONSTRUCTION EASEMENT:

That part of Lot 8, Block 3, PRIOR ACRES 1ST ADDITION, according to the record plat thereof, on file in the Office of the Registrar of Titles in and for Scott County, Minnesota, which is denoted as Temporary Easement Parcel 2 and shown by the symbol (“T.E. 2”) on Scott County Right of Way Plat No. 106, according to the record plat thereof, on file in the Office of the Registrar of Titles, Scott County, Minnesota.

Said temporary easement shall commence on April 1, 2019 and shall terminate on December 1, 2020.

PID: 25-008-016-0
TOTAL TAKE IN FEE AND NOT BY EASEMENT:

Beginning at the SW corner of Lot 6, Block 4, in the Townsite of Prior Lake and running Southerly upon an extension of the Westerly lot line of said Lot 6, 25 feet to the point of beginning of the land to be described; thence continuing Southerly on said extended line 25 feet to the Northerly line of the Chicago, Milwaukee and St. Paul Railroad Company right of way; thence Westerly along the said right of way line 10 feet; thence Northerly on a line parallel to the said extension of the Westerly line of said Lot 6 a distance of 25 feet; thence Easterly 10 feet to the point of beginning, which described piece of land is within the Townsite of Prior Lake, Scott County, Minnesota.

PID: Unassigned
PERMANENT HIGHWAY EASEMENT:

That part of Lot 7 and vacated Fourth Street, all in Block 2, PRIOR LAKE, according to the record plat thereof, on file in the Office of the County Recorder in and for Scott County, Minnesota, which is denoted and shown as Parcel 13 on Scott County Right of Way Plat No. 106, according to the record plat thereof, on file in the Office of the County Recorder, Scott County, Minnesota.

TEMPORARY CONSTRUCTION EASEMENT:

That part of Lot 7 and vacated Fourth Street, all in Block 2, PRIOR LAKE, according to the record plat thereof, on file in the Office of the County Recorder in and for Scott County, Minnesota, which is denoted as Temporary Easement Parcel 13 and shown by the symbol (“T.E. 13”) on Scott County Right of Way Plat No. 106, according to the record plat thereof, on file in the Office of the County Recorder, Scott County, Minnesota.

Said temporary easement shall commence on April 1, 2019 and shall terminate on December 1, 2020.

PID: Unassigned
EXHIBIT D

PERMANENT RETAINING WALL EASEMENT:

That part of the Northeast Quarter, Section 2, Township 114 North, Range 22 West, Scott County, Minnesota, which is denoted as Retaining Wall Easement Parcel 21 and shown by the symbol (“Ret. Wall 21”) on Scott County Right of Way Plat No. 106, according to the record plat thereof, on file in the Office of the County Recorder, Scott County, Minnesota.

TEMPORARY CONSTRUCTION EASEMENT:

That part of the Northeast Quarter, Section 2, Township 114 North, Range 22 West, Scott County, Minnesota, which is denoted as Temporary Easement Parcel 21 and shown by the symbol (“T.E. 21”) on Scott County Right of Way Plat No. 106, according to the record plat thereof, on file in the Office of the County Recorder, Scott County, Minnesota.

TOGETHER WITH

That part of Lot 1, Block 13, ADJUDICATED AND REVISED PLAT OF: LOTS ONE (1) THROUGH SIXTEEN (16), BLOCK THIRTEEN (13) AND LOTS ONE (1) THROUGH THIRTEEN (13), BLOCK FIFTEEN (15), OF THE VILLAGE OF PRIOR LAKE, according to the record plat thereof, on file in the Office of the County Recorder in and for Scott County, Minnesota, which is denoted as Temporary Easement Parcel 21A and shown by the symbol (“T.E. 21A”), on Scott County Right of Way Plat No. 106, according to the record plat thereof, on file in the Office of the County Recorder, Scott County, Minnesota.

Said temporary easements shall commence on April 1, 2019 and shall terminate on December 1, 2020, subject to a Limited Period of Use Provision for private parking lot interference within the temporary easement, as follows:

Grantee shall arrange its operations and work that are within the limits of that part of the temporary easements, which are identified as said Temporary Easement Parcel TE 21 (“T.E. 21”) and which are within the boundaries of Grantor’s private parking lot, to a period of one hundred forty (140) calendar days during the term of the temporary easement. The one hundred forty (140) calendar days shall commence as of the first date that Grantor’s use of that part of the parking lot that is within the limits of said Temporary Easement Parcel TE 21 (“T.E. 21”) is restricted by Grantee, which restriction is for the construction of a retaining wall and appurtenances and for the reconstruction of a replacement back of curb and appurtenances along the parking lot. Grantee shall repair or replace any damage to the bituminous surface of that part of the parking lot, which is within said Temporary Easement Parcel TE 21 (“T.E. 21”) to as good or better conditions as exists. The period of use may be interrupted by acts of God, civil strife and labor strikes. Grantee may conduct its operations and work that are within the
limits of the temporary easements, which are outside the boundaries of Grantor’s private parking lot, at any time during the term of the temporary easements.

Grantee shall provide Grantor with notice in writing at least ten (10) calendar days prior to any operations or work within the private driveway, which commences said period of one hundred forty (140) calendar days.

Grantee shall arrange its operations and work that are within the limits of that part of the temporary easements, which are identified as said Temporary Easement Parcel TE 21A (“T.E. 21A”) and which are within the boundaries of Grantor’s private parking lot, to a period of thirty (30) calendar days during the term of the temporary easement. The thirty (30) calendar days shall commence as of the first date that Grantor’s use of that part of the private parking lot that is within the limits of said Temporary Easement Parcel TE 21A (“T.E. 21A”) is restricted by Grantee, which restriction is for the construction of a replacement storm water catch basin, storm water line and appurtenances. Grantee shall repair or replace any damage to the bituminous surface of that part of the parking lot, which is within said Temporary Easement Parcel TE 21A (“T.E. 21A”) to as good or better conditions as exists. Grantee shall leave the existing driveway entrance with access from and to Main Avenue in use and not close it until such time that Grantee completes its operations and work under this period of use for said reconstruction a replacement storm water catch basin, storm water line and appurtenances, including paving and striping of that part of the parking lot within said Temporary Easement 21A (“T.E. 21A”). The period of use may be interrupted by acts of God, civil strife and labor strikes. Grantee may conduct its operations and work that are within the limits of the temporary easements, which are outside the boundaries of Grantor’s private driveway, at any time during the term of the temporary easements.

Grantee shall provide Grantor with notice in writing at least ten (10) calendar days prior to any operations or work within the private driveway, which commences said period of thirty (30) calendar days.

PIN 25-001-096-0
EXHIBIT E

SP 70-621-032 (CP 21-27)
Parcel No. 47

PERMANENT DRAINAGE AND UTILITY EASEMENT:

The easterly 20.00 feet, as measured perpendicular to and parallel with the westerly right of way line of Minnesota State Trunk Highway No. 13, of the northerly 110.00 feet, as measured perpendicular to and parallel with the southerly line of LANGHORST 1ST ADDITION, of that part of the Southeast Quarter of the Northeast Quarter of Section 2, Township 114 North, Range 22 West, Scott County, Minnesota, lying southerly of LANGHORST 1ST ADDITION and westerly of the westerly right of way line of Minnesota State Trunk Highway No. 13.

TEMPORARY CONSTRUCTION EASEMENT:

The westerly 20.00 feet of the easterly 40.00 feet, as measured perpendicular to and parallel with the westerly right of way line of Minnesota State Trunk Highway No. 13, of the northerly 110.00 feet, as measured perpendicular to and parallel with the southerly line of LANGHORST 1ST ADDITION, of that part of the Southeast Quarter of the Northeast Quarter of Section 2, Township 114 North, Range 22 West, Scott County, Minnesota, lying southerly of LANGHORST 1ST ADDITION and westerly of the westerly right of way line of Minnesota State Trunk Highway No. 13.

Said temporary easement shall commence on April 1, 2019 and shall terminate on December 1, 2020.

PID: 25-902-073-0
EXHIBIT F

SAP 70-621-032 (CP 21-27)
Parcel No. 48

PERMANENT HIGHWAY EASEMENT:

That part of Outlot B, TIMBER CREST PARK, according to the record plat thereof, on file in the Office of the County Recorder in and for Scott County, Minnesota, which is denoted and shown as Parcel 40 on Scott County Right of Way Plat No. 106, according to the record plat thereof, on file in the Office of the County Recorder, Scott County, Minnesota.

TEMPORARY CONSTRUCTION EASEMENT:

That part of Outlot B, TIMBER CREST PARK, according to the record plat thereof, on file in the Office of the County Recorder in and for Scott County, Minnesota, which is denoted as Temporary Easement Parcel 40 and shown by the symbol (“T.E. 40”) on Scott County Right of Way Plat No. 106, according to the record plat thereof, on file in the Office of the County Recorder, Scott County, Minnesota.

Said temporary easement shall commence on April 1, 2019 and shall terminate on December 1, 2020.

PID: 25-402-118-0
### ORIGINATING DIVISION: Community Services
### ORIGINATING DEPARTMENT: Property & Customer Service

### CONSENT AGENDA:
- Yes
- No

### PRESENTER:
Tammy Willmore
X8662

### ATTACHMENTS:
- Yes
- No

### PROJECT:
Approve the Application and Permit for a Temporary On-Sale Liquor License for the Shakopee Lions Club

### ACTION REQUESTED:
Approve the Application and Permit for a Temporary On-Sale Liquor License for the Shakopee Lions Club

### CONTRACT/POLICY/GRANT:
- County Attorney Review
- Risk Management Review

### FISCAL:
- Finance Review
- Budget Change

### ORGANIZATIONAL VALUES:
- Stewardship: Ensuring the responsible and stable investment of taxpayer dollars and communicating its value to the public
- Partnership: Aligning existing resources, volunteers and programs to achieve shared goals
- Leadership: Anticipating changes and managing challenges based on reliable information and citizen input
- Commitment: Developing a high quality workforce that is dedicated to advancing a safe, healthy and livable community
- Customer Service: Creating a customer experience that is respectful, responsive and solution-oriented
- Innovation: Exploring and adopting new technologies and processes with the goal of improving service and reducing the long term cost of service delivery

### DEPARTMENT/DIVISION HEAD SIGNATURE:

### COUNTY ADMINISTRATOR SIGNATURE:

### DISTRIBUTION/FILING INSTRUCTIONS:
- Certified Copy
  - Tammy Willmore-Customer Service

### Background/Justification:
The purpose for this agenda item is to approve the Application and Permit for a Temporary On-Sale Liquor License for the Shakopee Lions Club.

The Shakopee Lions Club is requesting the license for an outdoor event to be held at the Jackson Town Hall Park in Jackson Township on February 9, 2019.

All background, tax, debt, and judgment searches have been completed and were found to be satisfactory.

The Jackson Town Board Resolution has been received and recommends approval.

The purpose for this agenda item is to approve the Application and Permit for a Temporary On-Sale Liquor License for the Shakopee Lions Club.

The Shakopee Lions Club is requesting the license for an outdoor event to be held at the Jackson Town Hall Park in Jackson Township on February 9, 2019.

All background, tax, debt, and judgment searches have been completed and were found to be satisfactory.

The Jackson Town Board Resolution has been received and recommends approval.
Scott County staff recommends approval.

**Fiscal Impact**: None
Background/Justification:
The purpose of this agenda item is to approve the request from Ames Construction (Ames Construction, Applicant, Jess Moeding and Joseph Card, Owners) for an Interim Use Permit to operate a mining facility in Section 21, Louisville Township.

Ames Construction has requested an Interim Use Permit to mine approximately 80,000 -100,000 cubic yards of granular borrow material. The material would be used solely for the Trunk Highway (TH)169/TH41/County Highway (CH)78 interchange and frontage road project located adjacent to the mine site. Mining activities would commence as soon as possible and the site is estimated to be fully reclaimed by November 2020.
The 27 acre site includes a mix of grasses, trees, and agricultural land. The elevation of the site varies from elevation 800 along TH169 to elevation 880 adjacent to the August Sky development. Portions of the mine may be located within a bluff area as defined in the Zoning Ordinance; however, mining is permitted within the bluff with appropriate erosion control measures in place. The mining is proposed to be conducted in the northern and central portion of the site adjacent to a storm water facility being constructed as part of the TH169/TH41/CH78 interchange and frontage road project. Topsoil will be stripped and stockpiled on the east side of the mine to divert drainage around the mine to limit erosion and for use during reclamation. At the conclusion of mining the site will be seeded and portions of the site may be used for agricultural purposes. The land owner has proposed to plat the property into commercial lots when the frontage road through the site is completed later this year.

The adopted 2030 Comprehensive Plan Update guides this parcel as a Commercial/Industrial Area; the pending 2040 Comprehensive Plan guides this parcel as Commercial. The proposed use is consistent with the land use goals and policies identified in the 2030 and 2040 Comprehensive Plans for mining operations.

This action was recommended by the Scott County Planning Advisory Commission on January 14, 2019 in accordance with Chapters 2, 10, and 50 of the Scott County Zoning Ordinance based on the criteria for approval and conditions of approval listed below:

**Fiscal Impact:**

None
SCOTT COUNTY, MINNESOTA
REQUEST FOR BOARD ACTION

Ames Construction, Applicant and Jess Moeding and Joseph Card, Owners

Interim Use Permit

Criteria for CUP Approval (Chapter 2-6-1):

1. The proposed use does not create an excessive burden on public facilities.
   The proposed operation utilizes the frontage road under construction as part of the 169/41/78 interchange and frontage road project and County Roads 14 & 78 and State Highway 169 as haul road. Truck hauling & stop signs will be installed as required by Scott County. Ames Construction is responsible for any damage they cause to County or Township Roads.

2. The proposed use is compatible with uses on adjacent lots.
   The Borrow site will be open for approximately 2 years to provide material solely for the 169/41/78 interchange and frontage road project. The applicant will maintain the required 200’ setback to the residential zoned lot in the August Sky Development.

3. The proposed structures will be designed of materials that are not unsightly in appearance.
   No buildings are proposed for this temporary mining operation.

4. The use is consistent with the purpose of the C-1 Zoning District.
   The General Commercial district allows mining through Interim Use Permits.

5. The use is not in conflict with the Scott County 2030 Comprehensive Plan.
   The Comprehensive Plan encourages extraction of aggregate resources prior to more intensive land use or development.

6. Adequate measures have been taken to provide ingress and egress, access to public roads and on-site parking.
   The proposed operation utilizes the frontage road under construction as part of the 169/41/78 interchange and frontage road project and County Roads 14 & 78 and State Highway 169 as haul road. Truck hauling & stop signs will be installed as required by Scott County. Ames Construction is responsible for any damage they cause to County or Township Roads.

7. The proposed buildings will need to meet all Building Code requirements.
   No buildings are proposed for this temporary mining operation.

And noting that Louisville Township recommended approval of the request.

Conditions of Approval:

1. The permit shall be operated in compliance with the applicant’s plans dated December 20, 2018(as may be amended to address outstanding Erosion Control and Stormwater Management items) prepared by Ames Construction and narrative dated January 3, 2019. To the extent there are any conflicts between either the plans or the narrative and this permit, the conditions of this permit shall control.

2. The borrow site shall be used solely to provide material for the 169/41/78 interchange and frontage road project.
3. Hours of operation for the mine shall be:
   
   **Mining/Truck loading/ hauling**  7:00 a.m. to 7:00 p.m. Monday-Friday & Saturday if necessary
   
   **Staging/Start up**  One hour before and one hour after the mining and trucking hours
   (this includes non-noise generating activities such as employee meetings, safety meetings, and fueling of equipment)
   
   **Equipment Maintenance**  Permitted during daylight hours
   
   **No work on Sundays or holidays**

4. Haul roads shall be limited to the frontage road under construction adjacent to the mine and County Roads 14 & 78, and State Highway 169.

5. The Operator shall water the haul roads and processing areas of the mine as needed to minimize dust.

6. The Operator shall identify a person within the company for the residents, the Town Board, or Scott County to contact regarding their concerns of the IUP.

7. The Operator shall comply with all rules, regulations, requirements, and standards of the Minnesota Pollution Control Agency (MPCA) and other regulations and standards applicable to the mining operation.

8. The applicant shall provide to the Scott County Auditor’s Office appropriate payment due for gravel tax in accordance with State and County regulations.

9. The stockpiled topsoil must be re-spread on the site and shall not be sold or removed.

10. Oils, solvents and other hazardous wastes shall be managed in accordance with the Scott County Hazardous Waste Management Ordinance.

11. The property shall be maintained in a neat and orderly manner. Noxious vegetation shall be controlled in compliance with County Ordinances.

12. No crushing or blasting activities shall be allowed.

13. There shall be no overnight camping of employees of the company on the site.

14. The applicant shall comply with all requirements of the Scott County Highway Department for needed traffic control signs and obtaining any required access permits.

15. The applicant shall be responsible for cleaning the frontage road, CR’s 14 & 78, and State Highway 169 as required by the Project Engineer.

16. As required by the Scott County Traffic Engineer the applicant will be responsible for installing signage along the haul route.

17. The applicant shall provide Scott County with a $50,000.00 Letter of Credit to insure the Erosion Control Plan and Reclamation Plan are followed and that no damage is done to township, county, or state roads as a result of the project.

18. When mining is completed, a registered engineer shall certify to the County that the site has been restored in accordance with the end use plan.

19. Ames Construction shall be responsible for any damage to public roads caused by the hauling of material.

20. All mining and reclamation shall be completed by November 30, 2020.
LOUISVILLE TOWNSHIP
SECTION 21
AMES CONSTRUCTION
REQUEST FOR INTERIM USE PERMIT
Interim Use Operations
Proposed Borrow Extraction Site
T.H. 169/T.H. 41 D.D.I. Project
KTLM Holdings, LLC Property
Louisville Township, Minnesota
December 19, 2018

Applicant / Operator:
Ames Construction, Inc.
2000 Ames Drive
Burnsville, MN 55306

Property Owner:
Jess Moeding
13727 Johnson Memorial Drive
Shakopee, MN 55379

Property Identification Number:
079210030

Legal Description:
The Northeast Corner of the Southeast Quarter of Section 21, Township 115, Range 23
+/- 27 Acres

Approximate acres of extraction:
We would like to propose an extraction site that encompasses approximately 6.5 acres of a 27
acre parcel. The materials extracted would be solely used for the T.H.169 / T.H. 41 Interchange
Project in Shakopee which is adjacent to the proposed extraction site.

Site Runoff Drainage
Site drainage will remain consistent with the existing drainage patterns during extraction
operations and upon completion of the reclamation activities. However a diversion berm as
depicted on plan sheet 4.10 will be in place during extraction activities diverting runoff around
the perimeter of the active borrow area. Please refer to plan sheets 3.00, 4.00, 4.10.

Estimated type and quantity of material to be extracted
Approximately 80,000 – 100,000 cubic yards of granular borrow material. The proposed
extraction site is located on the western portion of the property adjacent to the storm water
facility being constructed as part of the 41/169 project.

Site Reclamation
Upon completion of extraction activities, reclamation activities will commence. The final
reclamation grades are depicted on plan sheet 6.10. The reclaimed area will not exceed the max
allowed slope of 5:1. The onsite black dirt will be respread over the reclaimed site once the
reclamation subgrade elevations have been achieved and the property will be utilized for agricultural purposes until another use is proposed.

**Timeframe of extraction activities**
Weather permitting, extraction activities would commence upon the required local government material extraction permit approvals and the site is estimated to be fully reclaimed by November of 2020.

**Hours of Operation**
We would like to propose material extraction operations from 7 a.m. to 7 p.m. Monday through Saturday. Additionally, we would like to propose staging activities on the site one hour before and one hour after normal hours of operation. *(6am - 7am and 7pm to 8pm Monday through Friday and an occasional Saturday)* Staging activities include routine equipment maintenance, employee and safety meetings, warming of equipment and lining up equipment. Operation of equipment for onsite mineral extraction will be only occur from 7am-7pm.

**Description of vehicles and equipment to be used in operation of facility**
4 Tractors and Pans
1 “345” Excavator
1 “140” Motor Grader as needed
1 “D8” Dozer
1 Sweeper as need
1 water truck as needed for dust
8 - 15 Tractor and Side dump trailers

**Estimated average daily number of vehicles accessing the facility**
There will be 4-5 employee pickup trucks parked on site daily and 8-15 side - dump trucks will be used daily to export common borrow material to the project. A range 200 – 360 loads of borrow will be hauled daily.

**Description of haul roads**
Loaded and empty trucks will utilize the new Louisville Road, which is being constructed by Ames as part of the project and is adjacent to the extraction site, heading both northbound and southbound and utilizing County Roads 14 and 78 depending where they are going on the project. The roadway will be utilized by Ames for hauling of material during construction of the road including after the base course bituminous is paved; however, no material hauling from the extraction site will occur once the final bituminous lift (wear course) is paved. The wear course will be paved no sooner than one year after from the date of the base course being paved to allow for a freeze thaw and to fix any areas in case of settlement. Ames has to haul legal loads when hauling on any county road. Access at the borrow site is proposed at the new field drive entrance off Louisville Road.
Description of soil, vegetation and mineral content
The proposed extraction site is a small grain farm field which consists of topsoil and borrow material.

Description of the plan to mitigate potential impacts resulting from material extraction
All black dirt will be stripped and stockpiled prior to extraction activities. Upon completion of extraction activities, the top soil will be re-spread evenly over the reclamation area.

A water truck will be utilized as needed for dust control.

Erosion control practices will meet the MPCA requirements. We will follow the Storm Water Prevention Plan as required by the MPCA.

Upon reclamation of the extraction area, farming activities will be able to resume or the site may be developed depending on what the owner wants at the time.

Method in which complaints about any aspect of the facility operation or off site transportation are to be received and the method in which complaints are to be resolved. All complaints can be directed to the Ames project engineer/manager. The number for Ames is (952) 435 – 7106.

Backhauling
There will be no back hauling to the proposed extraction site.

Explosives
There will be no explosives used

Weed control
Ames will be responsible for weed control within the extraction site.

Setbacks
West- in excess of 30 feet from the west property line

East- in excess of 200 feet from the east property line

North- 30 feet from the north property line

South – in excess of 30 feet from the property line
**AGENDA #7.9**  
**SCOTT COUNTY, MINNESOTA**  
**REQUEST FOR BOARD ACTION**  
**MEETING DATE: FEBRUARY 5, 2019**

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**ACTION REQUESTED:**  
Adopt Resolution No. 2019-010; Authorizing Entering Into a Memorandum of Understanding With the City of Prior Lake for a Future Commerce Avenue Extension Located in the City of Prior Lake

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<td>Finance Review</td>
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<td>Risk Management Review</td>
<td>Budget Change</td>
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**ORGANIZATIONAL VALUES:**
- Stewardship: Ensuring the responsible and stable investment of taxpayer dollars and communicating its value to the public
- Partnership: Aligning existing resources, volunteers and programs to achieve shared goals
- Leadership: Anticipating changes and managing challenges based on reliable information and citizen input
- Commitment: Developing a high quality workforce that is dedicated to advancing a safe, healthy and livable community
- Customer Service: Creating a customer experience that is respectful, responsive and solution-oriented
- Innovation: Exploring and adopting new technologies and processes with the goal of improving service and reducing the long term cost of service delivery

**DEPARTMENT/DIVISION HEAD SIGNATURE:**  
**COUNTY ADMINISTRATOR SIGNATURE:**

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**Deputy Clerk:**  
**Date:**

**Background/Justification:**

The purpose of this agenda item is to adopt Resolution No. 2019-010; Authorizing Entering Into a Memorandum of Understanding (MOU) With the City of Prior Lake for a Future Commerce Avenue Extension Located in the City of Prior Lake (City).

County Highway (CH) 42 is an important east/west principal arterial regional corridor in the south metropolitan area from Trunk Highway (TH) 41/TH 169 in Louisville Township, Scott County to TH 55 in Rosemount, Dakota.
County. In 1999, a Corridor Study was completed, which included participation by the Cities of Shakopee, Prior Lake, Savage, Burnsville, Apple Valley, Rosemount, and Lakeville, Scott County, Dakota County, the Metropolitan Council, Minnesota Valley Transit Authority (MVTA), and the Minnesota Department of Transportation (MnDOT). This important highway corridor runs through Scott County, including the City of Prior Lake, providing mobility for its residents and others traveling on the regional highway system. The Study identified key supporting tactics for the CH 42 Corridor. The City has long supported these tactics and improvements of the CH 42 Corridor as a principal arterial and has a history of working collaboratively with the County consistent with adopted plans and guidelines. This collaboration extends through local land use planning, acquisition of needed right-of-way, official controls, and development review to ensure the development of trails, turnlanes, local supporting collector roads, and other infrastructure along CH 42.

The County purchased the homes adjacent to CH 42 between 2002 and 2007 for the removal of access, to provide the needed right-of-way for a CH 42 improvement project initiated in 2018 (CP 42-17), and for a potential local city street extension known as Commerce Avenue. The extension of Commerce Avenue was not completed as a part of CP 42-17 but the City still desires to improve connections to its local road network with the future extension of Commerce Avenue to Rutgers Avenue. The City has not finalized the alignment and this will be determined as they finalize their development plan.

The County agrees to provide right-of-way easements to the City for this future street extension. This MOU outlines the County’s intent to provide this right-of-way. It also establishes an understanding that the property will not have direct access to CH 42 and the costs associated with the construction of this future extension will be the responsibility of the City. The City has agreed to maintain the property during the interim and any temporary use of the property must be mutually agreed to by the City and the County.

Fiscal Impact:
None
RESOLUTION NO. 2019-010; AUTHORIZING ENTERING INTO A MEMORANDUM OF UNDERSTANDING WITH THE CITY OF PRIOR LAKE FOR A FUTURE COMMERCE AVENUE EXTENSION LOCATED IN THE CITY OF PRIOR LAKE

WHEREAS, County Highway (CH) 42 is an important regional east/west principal arterial corridor in the south metropolitan area from Trunk Highway (TH) 41/TH 169 to TH 55; and

WHEREAS, a Corridor Study was completed in 1999 that included Shakopee, Prior Lake, Savage, Burnsville, Apple Valley, Rosemount, Lakeville, Scott County, Dakota County, the Met Council, MVTA, and Mn/DOT that identified key supporting tactics for the CH 42 Corridor; and

WHEREAS, this Corridor runs through Scott County providing mobility for its residents and others traveling on the regional highway system and a portion of this Corridor runs through the corporate limits of the City of Prior Lake (City); and

WHEREAS, the City has a history of working collaboratively with the County to improve CH 42 and other County highways consistent with adopted plans and guidelines; and

WHEREAS, the County purchased homes adjacent to CH 42 for the removal of access, to provide the needed right-of-way for an improvement project (CP 42-17), and for a potential local city street extension known as Commerce Avenue; and

WHEREAS, the City desires to improve connections to its local road network with a future extension of Commerce Avenue to Rutgers Avenue; and

WHEREAS, the Memorandum of Understanding (MOU) outlines the intent of the County to provide an easement for the future street extension known as Commerce Avenue; and

WHEREAS, the City understands there will not be direct access to CH 42 from these lots; and

WHEREAS, this MOU further addresses property maintenance responsibilities, interim uses, and the responsibilities for construction of future road extensions between the City and the County.
NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners in and for the County of Scott, Minnesota, that the Chairperson of the Board, enter into a Memorandum of Understanding regarding right-of-way easements with the City of Prior Lake for the future extension of Commerce Avenue located in the City of Prior Lake.

BE IT FINALLY RESOLVED, that approval of this Agreement is subject to approval by the County Attorney’s Office as to form.

**COMMISSIONERS VOTE**

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State of Minnesota)
County of Scott  )
I, Lezlie A. Vermillion, duly appointed qualified County Administrator for the County of Scott, State of Minnesota, do hereby certify that I have compared the foregoing copy of a resolution with the original minutes of the proceedings of the Board of County Commissioners, Scott County, Minnesota, at their session held on the 5\textsuperscript{th} day of February, 2019 now on file in my office, and have found the same to be a true and correct copy thereof.
Witness my hand and official seal at Shakopee, Minnesota, this 5\textsuperscript{th} day of February, 2019.

_____________________________  _______________________________
County Administrator  Administrator's Designee
Exhibit A: Proposed Extension
Exhibit B: Location Map

SCOTT COUNTY
2019 RBA CP 42-17
Memorandum of Understanding
Commerce Avenue Extension
BACKGROUND/JUSTIFICATION:
The purpose of this agenda item is to adopt Resolution No. 2019-015; Authorizing the Execution of a Quit Claim Deed Conveying a Parcel of Land to the City of Elko New Market.

By Deed dated August 13, 1987, which is filed of record as Document No. 237802, the then City of New Market conveyed fee title to the County of a small (now) vacant parcel (PIN 23-004-004-1) with an area of 40 feet x 25 feet, which was by a parcel split in fee from the City’s adjoining parent parcel (PIN 23-004-004-0) for its water works facility. Also, the conveyance included granting an easement for communication equipment.
over the City’s adjoining parent parcel for the County to locate its communication equipment, including a communication antenna system on the City’s water tower until terminated 30 days after the County discontinues such use. Now, the City of Elko New Market is requesting that the County release its claim on the parcel by conveying it to the City in fee. This includes releasing an easement for communication equipment on the City’s adjoining parcel at its request for the City to expand its public use. At the time of the initial conveyance, the County needed the parcel to locate radio equipment in a small building on the parcel which has since been removed, with all of the equipment now fully located on the water tower located on the adjacent parcel.

County staff has discussed the need for the parcel and easement with the Sheriff’s Office and through the 800MHz process there were Agreements put in place where the Cities’ have agreed to provide the County access to maintain the needed communications equipment.

Since there is no longer a need for the County to have the parcel or the easement, the City of Elko New Market is requesting that the County release its claim on the parcel by conveying it to the City in fee. Conveying the land to the City will extinguish the easement for communication equipment on the City’s adjoining parcel at its request for the City to expand its public use.

County staff supports the conveyance in fee, as requested, to the City.

**Fiscal Impact:**

None
RESOLUTION NO. 2019-015; AUTHORIZING THE EXECUTION OF A QUIT CLAIM DEED CONVEYING THIS PARCEL TO THE CITY OF ELKO NEW MARKET

WHEREAS, the then City of New Market (City) conveyed fee title to the County a small vacant parcel, assigned PIN 23-004-004-1, in circa 1987 by a parcel split in fee from its adjoining parent parcel, assigned PIN 23-004-004-0 (City Parcel) for the County’s communication equipment along with an easement to use the City’s waterworks facility on the City Parcel, including the City’s water tower for its communication antenna system, until such use was discontinued by the County; and

WHEREAS, the City requests that the County release its claim by in fee to the small vacant parcel; and

WHEREAS, the vacant remnant parcel is no longer needed by the County as the City and the County have a replacement agreement in place for its upgraded communication system that replaces the need for the small vacant parcel; and

WHEREAS, the County is willing to honor the City’s request to convey the small vacant remnant parcel in fee to the City.

NOW THEREFORE BE IT RESOLVED that the Board of Commissioners in and for the County of Scott, Minnesota, hereby authorizes the execution of a quit claim deed conveying parcel assigned PIN 23-004-004-1 to the City of Elko New Market.

BE IT FINALLY RESOLVED that approval of this quit claim deed is subject to approval by the County Attorney’s Office as to form.

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State of Minnesota)
County of Scott )

I, Lezlie A. Vermillion, duly appointed qualified County Administrator for the County of Scott, State of Minnesota, do hereby certify that I have compared the foregoing copy of a resolution with the original minutes of the proceedings of the Board of County Commissioners, Scott County, Minnesota, at their session held on the 5th day of February, 2019 now on file in my office, and have found the same to be a true and correct copy thereof.

Witness my hand and official seal at Shakopee, Minnesota, this 5th day of February, 2019.

______________________________
County Administrator

______________________________
Administrator’s Designee
### Background/Justification:
The purpose of this agenda item is to adopt Resolution 2019-007; Appointing Michael Groh as First Assistant County Attorney Pursuant to Minn. Stat. 388.10.

The duties of the First Assistant County Attorney were previously conducted by Todd Zettler since January 6, 2015. In accordance with Minn. Stat. 388.10, “The county attorney of any county in this state who has no assistant is hereby authorized to appoint, with the consent of the county board of the county, one or more attorneys for assistance in the performance of duties.”

**Fiscal Impact:** N/A
RESOLUTION NO. 2019-007; AUTHORIZING THE APPOINTMENT OF MICHAEL GROH AS FIRST ASSISTANT COUNTY ATTORNEY PURSUANT TO MINN. STAT. 388.10

WHEREAS, this Board declared its intention to fill the office of First Assistant County Attorney by appointment pursuant to Minnesota Statute 388.10; and

WHEREAS, Todd Zettler has completed his assignment as First Assistant County Attorney effective January 13, 2019.

NOW THEREFORE BE IT RESOLVED by the Board of County Commissioners, in and for the County of Scott, Minnesota, that Michael Groh be and hereby is appointed to the position of First Assistant County Attorney effective January 14, 2019.

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State of Minnesota)
County of Scott )

I, Lezlie A. Vermillion, duly appointed qualified County Administrator for the County of Scott, State of Minnesota, do hereby certify that I have compared the foregoing copy of a resolution with the original minutes of the proceedings of the Board of County Commissioners, Scott County, Minnesota, at their session held on the _February_ day of _5_, 2019 now on file in my office, and have found the same to be a true and correct copy thereof.

Witness my hand and official seal at Shakopee, Minnesota, this _February_ day of _5_, 2019.

__________________________________________
County Administrator

__________________________________________
Administrator's Designee
**AGENDA #7.12**  
**SCOTT COUNTY, MINNESOTA**  
**REQUEST FOR BOARD ACTION**  
**MEETING DATE: FEBRUARY 5, 2019**

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<td>ATTACHMENTS:</td>
<td>□ Yes</td>
<td>✓ No</td>
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<td>PRESENTER: Monica Siegle</td>
<td>TIME REQUESTED:</td>
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<td>PROJECT: ---</td>
<td>ACTION REQUESTED: Approve Payroll Processing of Personnel Actions Indicated Below and Hereby Certified by the Employee Relations Director and the Appointing Authority to be in Compliance With the Provisions of Minnesota Statutes 375.56 – 375.71 and the Scott County Personnel System</td>
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**ORGANIZATIONAL VALUES:**

- □ Stewardship: Ensuring the responsible and stable investment of taxpayer dollars and communicating its value to the public
- □ Partnership: Aligning existing resources, volunteers and programs to achieve shared goals
- □ Leadership: Anticipating changes and managing challenges based on reliable information and citizen input
- ✓ Commitment: Developing a high quality workforce that is dedicated to advancing a safe, healthy and livable community
- □ Customer Service: Creating a customer experience that is respectful, responsive and solution-oriented
- □ Innovation: Exploring and adopting new technologies and processes with the goal of improving service and reducing the long term cost of service delivery

**DEPARTMENT/DIVISION HEAD SIGNATURE:**

**COUNTY ADMINISTRATOR SIGNATURE:**

**Approved:**

**Denied:**

**Tabled:**

**Other:**

Monica Siegle, Employee Relations  
Cara Madsen, Volunteer and Community Coordinator

**Deputy Clerk:**

**Date:**

**Background/Justification:**

1. Separation of employment for Peggy Flaig, FT Assistant County Attorney III, Attorney’s Office, effective 01/31/19.

2. Separation of employment for Jason Heitzinger, FT Commercial Appraiser, Community Services Division, effective 01/22/19.

3. Separation of employment for Mikayla Meyer, FT Registered Nurse, Health and Human Services Division, effective 02/08/19.

5. Separation of employment for John Babin, Intermittent (34% FTE) Burn Tower Operator-Unclassified, Community Services Division, effective 12/31/18.

6. Separation of employment for Chad Briese, Intermittent (34% FTE) Burn Tower Operator-Unclassified, Community Services Division, effective 12/31/18.

7. Separation of employment for Jason Melby, Intermittent (34% FTE) Burn Tower Operator-Unclassified, Community Services Division, effective 12/31/18.

8. Separation of employment for James Kline, Intermittent (34% FTE) Burn Tower Operator-Unclassified, Community Services Division, effective 12/31/18.

9. Separation of employment for Jesse Sollner, Intermittent (34% FTE) Burn Tower Operator-Unclassified, Community Services Division, effective 12/31/18.

10. Separation of employment for Daniel Graczak, Intermittent (34% FTE) Burn Tower Operator-Unclassified, Community Services Division, effective 12/31/18.

11. Separation of employment for Justen Riley, Intermittent (34% FTE) Burn Tower Operator-Unclassified, Community Services Division, effective 12/31/18.

12. Separation of employment for David Holzer, Intermittent (34% FTE) Burn Tower Operator-Unclassified, Community Services Division, effective 12/31/18.

13. Separation of employment for Jeremy Heitzman, Intermittent (34% FTE) Burn Tower Operator-Unclassified, Community Services Division, effective 12/31/18.

14. FT Probationary employment for Javier Soto, Corrections Officer, Sheriff’s Office, effective 01/28/19.

15. FT Probationary employment for Stefanie Menning, Assistant County Attorney III, Attorney’s Office, effective 02/04/19.

16. PT (50% FTE) Temporary employment for Stefnie Hatch, Senior Legal Assistant-Unclassified, Attorney’s Office, effective 01/17/19.

17. Promotion for Tulsa Crum, FT Senior Public Works Technician to FT Probationary Constructions Supervisor, Transportation Services Division, effective 01/07/19.

18. Change in employment status for Michael Groh, FT Assistant County Attorney III to Appointed First Assistant County Attorney (see Res. No. 2019-007), Attorney’s Office, effective 01/14/19.

19. Change in employment status for Todd Zettler, Appointed First Assistant County Attorney to FT Senior Attorney, Attorney’s Office, effective 01/14/19.

20. The recognition of the following individuals as volunteers which will enable them to be covered for liability insurance purposes in accordance with the insurance contracts currently in force with Scott County:

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<tr>
<td>Nancy Nelson</td>
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<td>Shawna Thompson</td>
<td>Joseph Green</td>
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<td>Dustin Christensen</td>
<td>Lois Burkhart</td>
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<td>Laray Hilson</td>
<td>Jessica Goettl</td>
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<td>Sydney Maxwell</td>
<td>Anna Streed</td>
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<td>Darla Bengstrom</td>
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Fiscal Impact: N/A
### Background/Justification:
The purpose of this agenda item is to approve the request for rezoning, preliminary plat, and final plat of Country View (Jamie Michael, Applicant and Owner) in Section 26, Spring Lake Township.

This request includes rezoning 10 acres from Rural Residential Reserve (RR-1) to Rural Residential Single Family (RR-2); and a preliminary and final plat of Country View consisting of three lots on 10 acres. The applicant is proposing to create an approximately 4.62 acre lot surrounding the existing home, and two new buildable lots, approximately 2.50 acres. All lots would meet the minimum lot size and width requirements for the RR-2 District.
During staff review of the application, it was found that the proposed subdivision would create a non-conforming structure because a new lot line (between Lot 1 and Lot 2) would be established 15 feet from an existing accessory structure, not the 30 feet required by Scott County Zoning Ordinance. The placement of this new lot line is not flexible because its placement provides the required 150 lot width along the public road which is required under ordinance. A variance process to alleviate the setback issue is not an option to the applicant because the proposed lot lines are creating the setback issue, not a new structure.

Spring Lake Township discussed this issue at their January meeting and recommended that the applicant sign an agreement stating that if the building needs to be repaired or replaced at some point in the future, it must be repaired or rebuilt to meet the required 30 foot setback. Scott County staff recommended that the structure be altered or moved now – or provide financial assurance it will be altered or moved now - to meet the setback requirement.

The Planning Advisory Commission followed staff’s recommendation adding the condition that the “Accessory building be brought into compliance with the setback requirements of the Scott County Zoning Ordinance or financial guarantee be provided to ensure the structure becomes compliant" prior to this request going to the Board for final action. The applicant is appealing this condition set by the Planning Commission and asking the Board to allow the existing building to remain where it is and unaltered. See the attached letter from the applicant.

In the applicant’s letter he states that staff has allowed other subdivisions that created nonconforming shed sizes and setbacks. While the applicant is correct that other subdivisions have been permitted where the accessory building size has exceeded ordinance requirements, it is quite rare for a subdivision to put a structure at a nonconforming setback to a lot line that is being created by the subdivision. Staff cannot think of an instance where this has occurred when a developer is attempting to maximize the number of lots created. In a rare instance, this is necessary when a farmhouse is being separated from a farmstead where the accessory buildings are continuing to be used for agricultural purposes.

Staff will provide a brief overview of this request and answer any questions on its recommendations. The applicant has asked to address the Board on his appeal.

This action was recommended by the Scott County Planning Advisory commission on December 10, 2018 in accordance with Chapter 42 of the Scott County Zoning Ordinance No. 3 based on the criteria for approval listed below:

**Fiscal Impact:**
None
SCOTT COUNTY, MINNESOTA
REQUEST FOR BOARD ACTION

Jamie Michael, Applicant and Property Owner

Rezoning, Preliminary Plat and Final Plat of Country View

Criteria for Approval:

1. **Adequate Drainage** – the proposed plat meets all storm water drainage requirements as identified in Chapter 6 of the zoning ordinance.

2. **Adequate Potable Water Supply** – the proposed plat, utilizing individual wells, meets the requirements of the zoning and subdivision ordinances.

3. **Adequate Roads or Highways to Serve the Subdivision** – the proposed lots have frontage and driveway access to 208th Street East, a paved Township Road.

4. **Adequate Waste Disposal Systems** – the proposed lots meet all requirements of the individual sewage treatment system ordinance. A septic permit for the existing dwelling must be applied for on Lot 1 before a new house permit on Lot 2 can be approved.

5. **Consistency with the Comprehensive Plan** – the proposed plat conforms to the goals and policies contained in the 2030 Comprehensive Plan for the development in the Rural Residential Growth Staged Area.

6. **Public Service Capacity** – the proposed development does not adversely impact the public service capacity of local service providers as it is adding one additional lot.

7. **Consistency with the Minnesota Environmental Quality Board’s Policies** - the proposal does not require any environmental review and is therefore consistent with the policies of the Minnesota Environmental Quality Board.

8. **Consistency with Capital Improvement Plans** – the proposed plat is not requiring any county funded road improvements; therefore it is consistent with the County’s capital improvement plan.

And noting that Spring Lake Township has recommended approval of this request.
SPRING LAKE TOWNSHIP
SECTION 26
JAMES MICHAEL
REQUEST FOR REZONING
& PRELIMINARY PLAT
Memo

Date: 12/10/2018
To: Nathan Hall, Zoning Administrator
From: David Guenther, Environmental Services
Subject: PL2018-092 Country View Plat

The Scott County Environmental Services Department has completed a review of the septic system locations and soil boring information for the above project. The septic system information and soil information provided (dated 11/29/2018) appears to be in conformance with the Scott County Subsurface Sewage Treatment System Ordinance #4 and Minn. Rules Chapter 7080.

The Environmental Services department recommends approval of the preliminary plat/final plat with the condition that a septic permit for the existing dwelling on Lot 1 is applied for and approved before the new house permit on Lot 2 is approved.

If you have any questions, please contact me at (952) 496-8354

Cc: Greg Wagner, Planning
    Kate Sedlacek, Environmental Services
TOWNSHIP RECOMMENDATION

REQUEST FOR SUPPORT

On December 13, 2018, the Town Board of Spring Lake Township met with Jamie Michael to discuss a request to rezone 10 acres from RR-1 to RR-2 and support the preliminary and final plat of County View, 4800 208th Street E. (PID 119260014)

PROJECT DESCRIPTION

After reviewing the Request, the Town Board made the following recommendation:

☐ Recommends approval of the request as presented

☐ Recommends approval of the request with the following conditions:

☐ Recommends disapproval of the request for the following reasons:

☐ Has no recommendation, but will forward the request to the Planning Commission or Board of Adjustment:

Affirmation of Board Action

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Stipulations

I hereby attest that the information provided above is an accurate account of the actions taken by the Spring Lake Town Board on December 13, 2018.

Melissa Hanson, Town Clerk

Date: 12/13/18
TOWNSHIP RECOMMENDATION

REQUEST FOR SUPPORT

On January 10, 2019 the Town Board of Spring Lake Township met with Jamie Michael to discuss a concern about shed and lean-to on Lot 1, Block 1 Country View which less than the required 30-foot side setback.

PROJECT DESCRIPTION

After reviewing the Request, the Town Board made the following recommendation:

☐ Recommends approval of the request as presented

☐ Recommends approval of the request with the following conditions/acknowledgements: As the County is zoning authority the Township will support the County’s approval provided owner must sign agreement that if the building needs to be repaired or replaced, it must be repaired or rebuilt to meet the 30 foot setback; Spring Lake Township acknowledges the unique situation on this plat that adjusting lot lines is difficult because of septic systems and because the building in question is open and obvious and nobody will be unexpectedly impacted by the building setback concern since the new buyer will be able to decide to purchase knowing/seeing the set-back issue.

☐ Recommends disapproval of the request for the following reasons:

________________________________________________________________________________

________________________________________________________________________________

________________________________________________________________________________

☐ Has no recommendation, but will forward the request to the Planning Commission or Board of Adjustment:

Affirmation of Board Action

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Stipulations

I hereby attest that the information provided above is an accurate account of the actions taken by the Spring Lake Town Board on December 10, 2018.

Melissa Hanson, Town Clerk

Date: 01.10.2019
Date: 1-22-19

To: Scott County Board

RE: Pole Shed: 4800 208th Street Prior Lake Mn.

Thank you for taking the time to discuss the Pole Shed. In the process of splitting the current 10-acre lot into 3 lots I am not able to meet the 30’ setback on the existing pole shed. I am asking for the Board to grant the 15’ setback as shown on the plat.

In keeping with the 150’ minimum lot width requirements and the 2.5-acre minimum lot size (because it’s a township road, I am not able to measure from the center of the road for lot sizing like I could if it was a county road). I am only able to get a 15’ setback on the east side of the shed. With the 15’ setback I am out of the drainage and utilities easement which is 10’. I am not asking to have a shed closer to a neighbor then the county zoning allows. Whoever buys lot 2 will know that the shed is only 15 feet from the lot line and will have the option of purchasing the lot or not purchasing it if they feel the shed is too close, but they do have the option.

In working with the planning department, they have stated that there are other nonconforming properties in the county in regards to shed sizing and lot line requirements. I have stated that I will sign a Deed restriction stating that if the shed is destroyed by wind, fire or other that it will have to meet current county setbacks if its rebuilt.

While it would be nice to have the extra storage space in the shed, that is not main reason for asking for it to remain as is. While the part of the shed in question was added on 1991 (original part was 1987) it was done as to look like it was part of the original shed. The shed has 12” on center Ribbed tin which is no longer available. I am only able to get 9” on center ribbed tin now. Also, the main body of the shed is 31 years old and even a close color match is impossible. The metal that is currently on the building is nailed on and not screwed on and even if it could be removed without damaging, it is too short to be able to use it on the open wall if I had to remove the “lean two”. Also, the water supply to the shed comes up into the “lean two” through the concrete floor. This would have to be dug up and bored underground to come up into area of the main body floor of the shed that would have to be cutout and removed.

I have been to Spring Lake Township and have a letter from the Board that states they are ok with leaving the shed as is based on the outline stated above.

Thank You

Jamie Michael
## AGENDA #9.1
Scott County, Minnesota
Request for Board Action
Meeting Date: February 5, 2019

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<tr>
<td>Presenter:</td>
<td>Tony Winiecki - 8008</td>
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<tr>
<td>Action Requested:</td>
<td>Informational Update on the Reconstruction of the Intersection of State Trunk Highway 13 and County Highway 21 Under County Project 21-27 Located in the City of Prior Lake</td>
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<thead>
<tr>
<th>Contract/Policy/Grant:</th>
<th>County Attorney Review</th>
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<tr>
<td>Risk Management Review</td>
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<td>Fiscal:</td>
<td>Finance Review</td>
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<td>Budget Change</td>
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<tr>
<th>Organizational Values:</th>
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<tr>
<td>Stewardship: Ensuring the responsible and stable investment of taxpayer dollars and communicating its value to the public</td>
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<tr>
<td>Partnership: Aligning existing resources, volunteers and programs to achieve shared goals</td>
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<td>Leadership: Anticipating changes and managing challenges based on reliable information and citizen input</td>
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<tr>
<td>Commitment: Developing a high quality workforce that is dedicated to advancing a safe, healthy and livable community</td>
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<tr>
<td>Customer Service: Creating a customer experience that is respectful, responsive and solution-oriented</td>
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<tr>
<td>Innovation: Exploring and adopting new technologies and processes with the goal of improving service and reducing the long term cost of service delivery</td>
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<tr>
<th>Department/Division Head Signature:</th>
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<td>County Administrator Signature:</td>
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<th>Distribution/Filing Instructions:</th>
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**Background/Justification:**

The purpose of this agenda item is to provide an informational update on the reconstruction of the intersection of State Trunk Highway (TH) 13 and County Highway 21 under County Project (CP) 21-27 located in the City of Prior Lake.

County Highway department staff will provide an update regarding this project including the updated project delivery schedule, construction staging, construction communications plan, and project coordination with the Minnesota Department of Transportation’s TH 13 Pavement Rehabilitation Project and the City of Prior Lake’s Duluth Street Improvement Project.

**Fiscal Impact:** None