AGENDA
SCOTT COUNTY
BOARD OF COMMISSIONERS
SHAKOPEE, MINNESOTA
AUGUST 6, 2019

8:00 A.M.
COUNTY BOARD WORKSHOP TO DISCUSS INTENSIVE RESIDENTIAL TREATMENT SERVICES
FACILITY BID PROCESS

FOLLOWING COUNTY BOARD WORKSHOP
(1) CONVENE COUNTY BOARD MEETING

(2) AMENDMENTS TO THE AGENDA

(3) APPROVE MINUTES OF JULY 16, 2019 COUNTY BOARD MEETING

(4) APPROVE MINUTES OF JULY 11, 2019 SCOTT COUNTY -THREE RIVERS PARK DISTRICT
BOARDS OF COMMISSIONERS JOINT MEETING

(5) 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.

(6) NEW EMPLOYEE INTRODUCTION

(7) CONSENT AGENDA
Stewardship: Ensuring the Responsible and Stable Investment of Taxpayer Dollars and
Communicating Its Value to the Public

7.1 Approve the Minnesota Department of Health Community Health Board Grant Project
Agreements for Title V Maternal and Child Block and the Follow Along Program Funds (No
fiscal impact)

7.2 Adopt Resolution No. 2019-110; Authorizing the Private Auction of Public Lands Located in the
City of Prior Lake, Authorizing the Basic Sale Price, and Establishing the Date of the Private
Auction (No fiscal impact)

7.3 Adopt Addendum No. 1 to the 2019 Technical Assistance, Cost-Share, and Incentives Program
Policy Manual Through the Scott Soil and Water Conservation District (No fiscal impact)

7.4 Adopt Resolution No. 2019-112; Approving Amendment No. 1 to the 2019-2026 Scott
Watershed Management Comprehensive Water Resources Management Plan (No fiscal
impact)

7.5 Adopt Resolution No. 2019-113; Authorizing a Contract Increase to the Construction
Contract With Wm. Mueller and Sons, Inc. in the Amount of $344,125.60 for the 2019
Overlay Project (No fiscal impact)

7.6 Adopt Resolution No. 2019-114; Authorizing the Conveyance of Tax Forfeit Lands Located in
the City of Elko New Market 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

7.7 Approve Payroll Processing of Personnel Actions (No fiscal impact)
CONSENT AGENDA CONTINUED

Customer Service: Creating a Customer Experience That is Respectful, Responsive and Solution-Oriented

7.8 Approve the Application for a Charitable Gambling Permit for the Jordan Fire Department Relief Association (No fiscal impact)

7.9 Authorize Staff to Issue a Hazardous Waste Storage Facility License to Univar Solutions USA, Inc., 4401 Valley Industrial Boulevard South, Shakopee, MN 55379 (No fiscal impact)

7.10 Approve the Preliminary Plat of Lake Estates (Thompson Land, LLC, Applicant and Property Owner) Consisting of 16 Lots and 2 Outlots on 75.32 Acres in Sections 19 and 30, Credit River Township (No fiscal impact)

7.11 Approve the Preliminary and Final Plat of Thompson Acres (Larry and Vicky Thompson, Applicants and Property Owner) Consisting of 3 Lots on 60.93 Acres in Section 14 of New Market Township and Conservation Easements (No fiscal impact)

(8) LEADERSHIP: ANTICIPATING CHANGES AND MANAGING CHALLENGES BASED ON RELIABLE INFORMATION AND CITIZEN INPUT

8.1 Adopt Resolution No. 2019-115; Authorizing a Temporary Project to Draw Down High Water Levels on McMahon Lake, and Amending the Scott Watershed Management Organization Special Taxing District 2019 Budget to Include an Additional $30,000 (Budget amendment needed)

8.2 Adopt Resolution No. 2019-116; Authorizing Entering Into an Agreement With the City of Prior Lake to Cost Share Implementation of a Temporary Project to Draw Down High Water Levels on Markley Lake, and Amending the Scott Watershed Management Organization Special Taxing District 2019 Budget to Include an Additional $16,700 (Budget amendment needed)

(9) PARTNERSHIP: ALIGNING EXISTING RESOURCES, VOLUNTEERS AND PROGRAMS TO ACHIEVE SHARED GOALS

9.1 Informational Update on the Intensive Residential Treatment Services Facility Bid Process (To be determined)

9.2 Adopt Resolution No. 2019-111; Establishing the Public Hearing Date of September 3, 2019 At or After 9:30 a.m. Regarding the Issuance by the Scott County Community Development Agency of Bonds Backed by the Full Faith and Credit of Scott County to Finance Affordable Rental Housing for Seniors (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 INFORMATION ON THE FOLLOWING:

- PER DIEMS
- EMPLOYEE BENEFIT DECISION PROCESS

UPCOMING MEETINGS

<table>
<thead>
<tr>
<th>Date</th>
<th>Time</th>
<th>Event</th>
</tr>
</thead>
<tbody>
<tr>
<td>August 6, 2019</td>
<td>9:00 a.m.</td>
<td>County Board Meeting</td>
</tr>
<tr>
<td>August 19, 2019</td>
<td>5:00 p.m.</td>
<td>County Board-Prior Lake City County Joint Workshop/Tour</td>
</tr>
<tr>
<td>August 20, 2019</td>
<td>9:00 a.m.</td>
<td>County Board Meeting</td>
</tr>
</tbody>
</table>

Lezlie A. Vermillion
County Administrator
(952) 496-8100
MINUTES
BOARD OF COMMISSIONERS
COUNTY OF SCOTT
JULY 16, 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. Jake Grussing, Library Director
   D. Steve Jones, Principal Financial Analyst
   E. Jeff Swedin, Sheriff's Captain
   F. Adam Pirri, Chief Deputy Sheriff
   G. Suzanne Arntson, Child Welfare Manager
   H. Heather Wilson, Foster America Fellow
   I. Mary Keen, Business Information/System Specialist
   J. Chris Harder, Quality Improvement Manager
   K. Scott Haas, Sheriff’s Captain
   L. Megan Tasca, Professional Engineer
   M. Jen Schwarz, Administrative Services Director
   N. Jessie Rudi, Data and Research Analyst
   O. Pam Selving, Health and Human Services Director
   P. Barb Dahl, Social Services Director
   Q. Molly Bruner, Community Corrections Director
   R. Kris Lage, Operations Analyst
   S. Claire Robling, Legislative and Communications Coordinator
   T. Beth Holbeck, Administrative Specialist
   U. Luke Hennen, Sheriff
   V. Danny Lenz, Chief Financial Officer/Deputy County Administrator
   W. Paul Nelson, Natural Resource and Environmental Service Manager
   X. Tony Winiecki, County Engineer
   Y. Lisa Freese, Transportation Services Director
   Z. Danielle Fox, Adult Services Manager
   AA. Cindy Geis, Community Services Director
   AB. Steve Brown, Social Work Supervisor
   AC. Mitzi Reed, 911 Dispatcher
   AD. Dan Schmitz, Maintenance Worker
   AE. Debra Brazil, Deputy Clerk to the Board

(3) Guests Present:
   A. Scott Peterson, Eden Prairie
   B. Randy Kubes, Kubes Realty
   C. Nicola Peterson, Sever’s Festival
   D. Mitch Michaelson, Sever’s Festival
   E. Sever Peterson, Sever’s Festival
   F. Bob Pieper, Louisville Town Board Supervisor
G. Colleen Carlson, Extension
H. Mark Klehr
I. Marcus Klehr
J. Nick Klehr
K. Cameron Klehr
L. Emily Klehr

(4) Media Present:
A. Emma Harville, Southwest News Media

(5) Agenda:
On a motion by Commissioner Beard, seconded by Commissioner Wolf, the Agenda, as presented, was approved.

(6) Minutes:
On a motion by Commissioner Wolf, seconded by Commissioner Ulrich, the Minutes of July 9, 2019 were approved.

(7) 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 communicating service priorities, budget decisions, and value of taxes paid.

Chair Weckman Brekke recessed the meeting at 10:26 a.m. and reconvened at 10:34 a.m.

(8) Consent Agenda:
A. Commissioner Wolf moved, seconded by Commissioner Beer to adopt Resolution No. 2019-106; Authorizing Entering Into the Metro Reciprocal Use Agreement Between Scott, Anoka, Carver, Dakota, Hennepin, Ramsey, and Washington County Household Hazardous Waste Programs. 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.

B. Commissioner Wolf moved, seconded by Commissioner Beer to approve the Application for a One Day Temporary On-Sale Liquor License for the Parish of Saints Joachim and Anne of Shakopee in Louisville Township for an event to be held August 16, 2019 to August 18, 2019. The motion carried unanimously.

C. On the recommendation of the Helena Town Board and the Planning Advisory Commission, Commissioner Wolf moved, seconded by Commissioner Beer to approve the request for rezoning of 80 acres from UER, Urban Expansion Reserve District, to UER-C, Urban Expansion Reserve Cluster, Wallace and Jeanne Kubes, applicants and property owners, in Section 25 of Helena Township. This action is in accordance with Chapters 2 and 31 of Scott County Zoning Ordinance No. 3 based on the criteria listed for approval. The motion carried unanimously.

D. On the recommendation of the St. Lawrence Town Board and the Planning Advisory Commission, Commissioner Wolf moved, seconded by Commissioner Beer to approve the request for an Interim Use Permit, Carmen and Dan Brinkman, applicants and property owners, to operate a commercial kennel for boarding up to eight dogs in Section 34 of St. Lawrence Township. This action is in accordance with Chapters 2 and 30 of Scott County Zoning Ordinance No. 3 based on the criteria listed for approval. The motion carried unanimously.

E. Commissioner Wolf moved, seconded by Commissioner Beer to approve Amendment No. 1 to the Agreement with Southwest Metro Day Treatment for day treatment services requesting one additional full-time equivalent staff. The motion carried unanimously.
F. Commissioner Wolf moved, seconded by Commissioner Beer to approve Amendment No. 1 to the Agreement with the Jordan School District for school linked mental health services requesting a .5 full-time equivalent staff. The motion carried unanimously.

G. Commissioner Wolf moved, seconded by Commissioner Beer to approve Amendment No. 1 to the Agreement with the Belle Plaine School District for school linked mental health services requesting a .5 full-time equivalent staff. The motion carried unanimously.

H. Commissioner Wolf moved, seconded by Commissioner Beer to adopt Resolution No. 2019-108; Appointing the Special Board of Appeal and Equalization, Adopting Procedural Rules and Compensation, and Establishing the Board Code of Ethics and Conduct Guidelines. 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.

I. Commissioner Wolf moved, seconded by Commissioner Beer to approve submittal of a Flood Damage Reduction Grant Application to the Minnesota Department of Natural Resources for an outlet on McMahon Lake. The motion carried unanimously.

J. Commissioner Wolf moved, seconded by Commissioner Beer to adopt Resolution No. 2019-107; Authorizing Entering Into an Agreement With Siemens Industry, Inc. for a Heating, Ventilation, and Air Conditioning Software Upgrade and Amending the 2019 Capital Improvement Program. 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.

K. Commissioner Wolf moved, seconded by Commissioner Beer to adopt Resolution No. 2019-109; Authorizing the Execution of a Purchase Agreement and Acquisition of Real Property Located at 25975 Chatfield Drive (PID #029190021) in Blakeley Township; Submittal of a Grant Request to the Metropolitan Council for Acquisition Funding; and Authorization to Align the Park Boundary With the Acquisition. 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.

L. Commissioner Wolf moved, seconded by Commissioner Beer to approve the record of disbursements and approve the claims made to Scott County from June 1, 2019 through June 30, 2019 in the amount of $107,082,739.45. The motion carried unanimously.

M. On the recommendation of the County Administrator, Commissioner Wolf moved, seconded by Commissioner Beer, 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 Paul Nelson, PT (80% FTE) Natural Resource & Environmental Services Manager, Planning & Resource Management Division, effective 11/01/19.
3. Separation of employment for Nicholas Dean, FT Probationary Corrections Officer, Sheriff’s Office, effective 06/28/19.
4. FT Probationary employment for Matthew Hellevik, Maintenance Worker II, Planning & Resource Management Division, effective 07/15/19.
5. FT Probationary employment for Heather Yursi, 911 Dispatcher, Sheriff’s Office, effective 07/08/19.
6. Rescind offer of employment for Tya Harlan, Intermittent (34% FTE) Librarian-Unclassified, Administration Division (effective 07/08/19).
7. The recognition of the following individual as a volunteers which will enable him to be covered for liability insurance purposes in accordance with the insurance contracts currently in force with Scott County: Anthony Stofferahn.

Motion carried unanimously.
Partnership: Aligning Existing Resources, Volunteers and Programs to Achieve Shared Goals:

Vice Chair Beer recognized the Mark Klehr Family for being named the 2019 Scott County Farm Family of the Year.

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

Vice Chair Beer presented 911 Dispatcher Mitzi Reed a plaque in recognition of her upcoming retirement from her employment with Scott County.

Chair Weckman Brekke recessed the meeting at 10:55 a.m. for a reception honoring the Mark Klehr family and Ms. Reed and reconvened the meeting at 11:11 a.m.

Customer Service: Creating a Customer Experience That is Respectful, Responsive and Solution-Oriented

Principal Planner Greg Wagner presented the request for an Interim Use Permit (IUP) for Sever’s Festival located in Section 33 and 34 of Louisville Township. Mr. Wagner reviewed the proposed operation and site plan. Plans regarding traffic issues were also reviewed.

The Louisville Town Board recommended approval at its June 25, 2019 meeting subject to all County staff recommendations and the conditions listed on memorandum from its hired consultant. Prior to the Scott County Planning Advisory Commission meeting, County recommendations were modified to best incorporate, where possible, the recommendations from the Town Board and its planner, including a modification to list specific activities that would be allowed on the site. Mr. Wagner stated the Township planner and attorney contacted the County this morning with the planner/attorney recommending that a termination date of July 16, 2024 be added to the IUP. If the use is still allowed at that time, Sever’s would need to complete the IUP application process.

Mr. Wagner reported staff does not support the specific termination date. Instead, an annual review of the IUP was added as a condition. Mr. Wagner explained language was added to Condition No. 2 which would grant the County or the Township the ability to add or modify the conditions of the IUP in conjunction with any operational changes or site improvements being presented before/during June of each year.

Louisville Town Board Supervisor Bob Pieper and Sever’s Festival representatives Mitch Michaelson, Nicola Peterson, Sever Peterson, and Randy Kubes addressed the County Board regarding the Township’s requested conditions.

On the recommendation of the Louisville Town Board and the Planning Advisory Commission, Commissioner Ulrich moved, seconded by Commissioner Beer to approve the request for an Interim Use Permit, Sever Peterson and Family, applicant, and River Valley Partners LLP, property owners, to operate a seasonal day park – Sever’s Festival in Sections 33 and 34 of Louisville Township with conditions as distributed and the underlined addition on Condition No. 2. This action is in accordance with Chapters 2, 16, 32, and 70 of Scott County Zoning Ordinance No. 3 based on the criteria for approval.

The County Board expressed concern regarding the length of time for this application to be processed, government “creep” with the conditions, impacts of a proposed five year termination date, and potential perception of lack of support for the business community.

The motion carried unanimously.

Committee Reports and Commissioner Updates:

A. Commissioner Wolf attended the Metropolitan Emergency Services Board meeting on July 10.
B. Commissioner Wolf attended the I35W Solutions Alliance meeting on July 11.
C. The Commissioners all attended the Scott County-Three Rivers Park District Boards of Commissioners joint meeting on July 11.
D. Commissioners Wolf, Beer, and Beard attended a reception for Scott County retiree Karen Kreuser on July 11.
E. Commissioner Wolf viewed the high water issues on McMahon Lake on July 12.
F. Commissioner Wolf attended the Prior Lake City Council work session on July 15.
G. Commissioner Beer attended the Prior Lake-Spring Lake Watershed District Board of Managers meeting on July 9.
H. Commissioners Beer, Ulrich, and Weckman Brekke attended the Families and Individuals Sharing Hope (FISH) meeting on July 11.
I. Commissioner Beer attended the Lakefront Music Festival in Prior Lake on July 12 and 13.
J. Commissioner Beer attended the Prior Lake City Council meeting on July 15.
K. Commissioner Beard attended the Benedictine Health Services senior living complex ribbon cutting on July 10.
L. Commissioner Beard reported Scott County’s Minnesota Inter-County Association (MICA) dues for next year will be $191.00 less than this year.
M. Commissioner Beard toured the Cleary Lake Golf Course on July 11.
N. Commissioner Ulrich met with County Administrator Lezlie Vermillion on July 11.
O. Commissioner Ulrich attended the Scott County Association for Leadership and Efficiency (SCALE) Executive Committee meeting on July 12.
P. The Commissioners all attended the County Board workshop on July 9.
Q. Commissioner Weckman Brekke met with Ms. Vermillion on July 9.
R. Commissioner Weckman Brekke attended the Shakopee Academies Steering Committee retreat on July 10.
S. Commissioner Weckman Brekke attended the Scott County Historical Society meeting on July 10.
T. Commissioner Weckman Brekke attended the National Association of Counties Annual Conference July 12 through July 15.
U. Commissioner Weckman Brekke met with the Scott County Health and Human Services Director on July 16.
V. The Community Advisory Committee to End Child Maltreatment meeting is Wednesday, July 17.
W. The Scott County Fair begins Wednesday, July 24.

(13) County Administrator Update:
• A County Board Strategic Budget Work Session is scheduled for Tuesday, July 30, 8:00 a.m. at Spring Lake Town Hall.

On a motion by Commissioner Wolf, seconded by Commissioner Beer, the meeting adjourned at 12:21 p.m.

Barb Weckman Brekke
Chair

Lezlie A. Vermillion
County Administrator
Clerk of the Board

Debra K. Brazil
Deputy Clerk to the Board
MINUTES
THREE RIVERS PARK DISTRICT BOARD OF COMMISSIONERS
AND
SCOTT COUNTY BOARD OF COMMISSIONERS

JOINT BOARD MEETING MINUTES

July 11, 2019

Park District Commissioners Present:
John Gunyou, Board Chair; Steven E. Antolak, Marge Beard, Daniel Freeman, John Gibbs and Gene Kay

Park District Staff Present:

Scott County Commissioners Present:
Barb Weckman Brekke, Board Chair; Michael Beard, Dave Beer, Jon Ulrich and Thomas Wolf

Scott County Staff Present:
Leslie Vermillion, County Administrator; D. Brazil, D. Lenz, and C. Robling

Others Present:
Wendy, Wulf, Metropolitan Council Member, District 16

1. OPENING BUSINESS

Barb Weckman Brekke, Scott County Board Chair, called the meeting to order at Cedar Lake Farm Regional Park, Lakeside Picnic Shelter, 25875 Juniper Avenue, New Prague, MN at 1:05 p.m.

2. APPROVAL OF AGENDA

MOTION by Freeman, seconded by Beer, TO APPROVE THE AGENDA OF THE JULY 11, 2019, JOINT BOARD MEETING OF THREE RIVERS PARK DISTRICT AND SCOTT COUNTY.

MOTION ADOPTED UNANIMOUSLY BY BOTH BOARDS

3. NEW BUSINESS

A. Regional Park System and Partnership Growth and Milestones

Patty Freeman, Scott County Parks and Trails General Manager, distributed copies of a PowerPoint presentation (on file) with information on the growth of the regional park system in Scott County and success of the partnership.
B. **2020 Scott County-Three Rivers Partnership Budget**

Howard D. Koolick, Three Rivers Park District Chief Financial Officer, gave a PowerPoint Presentation (refer to packet) on the Proposed 2020 Partnership Budget and answered questions.

C. **Cleary Maintenance Shop Replacement Project**

Jason Zemke, Three Rivers' Senior Manager of Architecture, distributed copies of a PowerPoint presentation (on file), reviewed the current status of the design progress for the Cleary Maintenance Shop Replacement Project and answered questions.

D. **Cedar Lake Farm Overview** (verbal by Patty Freeman)

E. **Cedar Lake Farm Tour** (verbal)

4. **ADJOURNMENT**

MOTION by Wolf, seconded by Beer, TO ADJOURN THE JOINT BOARD MEETING OF JULY 11, 2019.

**MOTION ADOPTED UNANIMOUSLY BY BOTH BOARDS**

The meeting was adjourned at 2:15 p.m.

---

John Gunyou, Board Chair - Three Rivers Park District Board of Commissioners

Barb Weckman Brekke, Board Chair
Scott County Board of Commissioners
**AGENDA #7.1**  
**SCOTT COUNTY, MINNESOTA**  
**REQUEST FOR BOARD ACTION**  
**MEETING DATE: AUGUST 6, 2019**

<table>
<thead>
<tr>
<th>ORIGINATING DIVISION:</th>
<th>Health &amp; Human Services</th>
<th>CONSENT AGENDA:</th>
<th>✓ Yes</th>
<th>□ No</th>
</tr>
</thead>
<tbody>
<tr>
<td>ORIGINATING DEPARTMENT:</td>
<td>Public Health</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>PRESENTER:</td>
<td>Lisa Brodsky, Public Health Director</td>
<td>ATTACHMENTS:</td>
<td>□ Yes</td>
<td>□ No</td>
</tr>
<tr>
<td>PROJECT:</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>ACTION REQUESTED:</td>
<td>Approve the Minnesota Department of Health Community Health Board Grant Project Agreements for Title V Maternal and Child Block and the Follow Along Program Funds</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>CONTRACT/POLICY/GRA</td>
<td>County Attorney Review</td>
<td>FISCAL:</td>
<td>□ Finance Review</td>
<td>□ Budget Change</td>
</tr>
<tr>
<td></td>
<td>Risk Management Review</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>ORGANIZATIONAL VALUES:</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>✓ Stewardship:</td>
<td>Ensuring the responsible and stable investment of taxpayer dollars and communicating its value to the public</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>✓ Partnership:</td>
<td>Aligning existing resources, volunteers and programs to achieve shared goals</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>✓ Leadership:</td>
<td>Anticipating changes and managing challenges based on reliable information and citizen input</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>✓ Commitment:</td>
<td>Developing a high quality workforce that is dedicated to advancing a safe, healthy and livable community</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>✓ Customer Service:</td>
<td>Creating a customer experience that is respectful, responsive and solution-oriented</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>✓ Innovation:</td>
<td>Exploring and adopting new technologies and processes with the goal of improving service and reducing the long term cost of service delivery</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>DEPARTMENT/DIVISION HEAD SIGNATURE:</td>
<td></td>
<td>COUNTY ADMINISTRATOR SIGNATURE:</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Background/Justification:**

The purpose of this agenda item is to approve the Minnesota Department of Health Community Health Board Grant Project Agreements for Title V Maternal and Child Block and the Follow Along Program Funds.

The State, pursuant to Minnesota Stat. 144.05, Sections (b) and (f), is empowered to facilitate, coordinate, and support the organization of services for the prevention of illness, and coordinate and integrate local, state, and federal programs and services affecting the public’s health.

The Minnesota Department of Health (MDH) has combined these two Agreements into one five-year Agreement. Signature of this document is an agreement with MDH to assure Federal Title V Maternal and
Child Block and Follow Along Program Grant funding is used in accordance with the terms outlined in the Community Health Board’s Master Grant.

The Project Agreement outlines the Community Health Board’s responsibilities related to receiving Federal Title V Maternal and Child Block Grant funding. This Grant funding is used to support maternal and child health efforts including early identification of children experiencing delays, family support, and educational activities. Grant activities are targeted to persons who are high risk and low income with the goal of preventing and reducing child abuse and strengthening families.

The Follow Along Program funding is used to provide early childhood developmental and social-emotional outreach, screening, and follow-up activities in the community.

This Contract is effective October 1, 2019 through September 30, 2024.

Fiscal Impact:

The signing of the Title V Maternal and Child Block and Follow Along Program Grant Project Agreement with the Minnesota Department of Health allows the receipt of Federal Grant funding. The total Title V Maternal and Child Block and Follow Along Program Grant Project Agreement for Scott County for the first two years is $136,044. Funding is allocated for the first two years only and grant allocations for the remaining three years will be released the year prior.

This Grant award requires a 50% match for the Federal funds received. The match required by this funding is long standing and is built into the budget. Signing of the Community Health Board Project Agreement is budget neutral.
The purpose of this agenda item is to adopt Resolution 2019-110; Authorizing the Private Auction of Public Lands Located in the City of Prior Lake; Authorizing the Basic Sale Price; and Establishing the Date of the Private Auction.

Parcel #251330040, known at Lots 1, 5, and 6, Block 22 Spring Lake Townsite, was acquired by Scott County in 1975. There were multiple properties that were acquired during this time period that would be of benefit for park purposes.
Scott County staff was contacted by someone from the public about an encroachment issue to the lakeshore of Prior Lake by a neighboring property. After review of the complaint, it was determined that there was a gross encroachment of at least 25-30’ of the subject property that was being used as a backyard for a private property. The current owners were not the ones who initially created the encroachment, which included a garden, green space, small shed, and extension of electric. The current owners did mow a pathway to the lake, placed a dock and pontoon on the lake, and gave themselves access to the water. After the owners received an official letter from the County telling them to remove all access to the water, and remove all their personal property from the County owned property, they inquired about purchasing part of the property in order to have a backyard. Currently, the adjacent owners only have 5’ off the end of their house for a yard. There is limited side or front yard space as well.

It was determined, that due to the lack of any outdoor space, the County would consider subdividing part of the property. Staff worked with the City of Prior Lake to see if they would be amenable to the request.

An Administrative Land Subdivision was recently approved by the City of Prior Lake to split a portion of Lot 5, Block 22 Spring Lake Townsite shown as Parcel A on the survey map so it could be sold at auction. The City approved the split, but as a condition, requires the parcel to be combined with a neighboring property. The requested split cannot create a new standalone parcel because it is nonconforming.

The remainder of Lot 5 (Parcel B on the attached map), Lot 6, and Lot 1 Block 22 Spring Lake Townsite would remain as Scott County property and not be sold at auction. It is intended to be included as part of the Spring Lake Regional Park system sometime into the near future.

The Scott County Assessor’s office has done an assessment of the subject property and has appraised the parcel as follows:

<table>
<thead>
<tr>
<th>Parcel Description</th>
<th>Appraised Value</th>
</tr>
</thead>
<tbody>
<tr>
<td>Part of Parcel #251330040 shown as Parcel A on survey map</td>
<td>$12,600.00 plus fees</td>
</tr>
</tbody>
</table>

The complete legal description of the property to be sold is as follows:

The South 30.00 feet of Lot 5, Block 22, TOWNSITE OF SPRING LAKE, Scott County, Minnesota, according to the plat thereof on file and of record in the Office of the Register of Deeds in and for said county and state

TOGETHER WITH

That part of the vacated alley in said Block 22 which accrues thereto.

The request is to have the Scott County Board of Commissioners approve the basic sale price and establish the date of private auction of said land. The proposed date of the auction is September 4, 2019 at 9:00 am in room GC 102 in the Scott County Government Center.

**Fiscal Impact:**
None
RESOLUTION 2019-110; AUTHORIZING THE PRIVATE AUCTION OF LAND LOCATED IN THE CITY OF PRIOR LAKE, AUTHORIZING THE BASIC SALE PRICE, AND ESTABLISHING THE DATE OF PRIVATE AUCTION

WHEREAS, Scott County owns property that could be sold, put back to private ownership and return the land to the tax rolls; and

WHEREAS, it has been determined there is public interest in the purchase of said land; and

WHEREAS, the Scott County Property and Taxation Services Department has done an assessment of the parcel and has appraised the parcel at $12,600.00; and

WHEREAS, the County Board of Commissioners in and for the Count of Scott, State of Minnesota, desires to offer for sale the land; and

WHEREAS, the Scott County Property and Taxation Services Department requests the Scott County Board of Commissioners approve a private auction and the minimum bid price of P/O Parcel 251330051 (known as Parcel A on map) be at $12,600.00 plus fees for private auction on September 4, 2019 at 9:00 a.m.

NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners in and for the County of Scott, Minnesota, hereby approves the private auction and the minimum bid price of P/O Parcel 251330051 (known as Parcel A on map) at $12,600.00 plus fees and establish the date of September 4, 2019 at 9:00 a.m. in room GC 102 in the Scott County Government Center.

BE IT FINALLY RESOLVED, that the Board of Commissioners requires said subdivided property to be combined with the neighboring property which had submitted the highest bid and paid all costs associated with said auction.

<table>
<thead>
<tr>
<th>COMMISSIONERS</th>
<th>VOTE</th>
</tr>
</thead>
<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>
</tr>
<tr>
<td>Ulrich</td>
<td>□ Yes □ No □ Absent □ Abstain</td>
</tr>
</tbody>
</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 6th day of August, 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 6th day of August, 2019.

______________________________
County Administrator

______________________________
Administrator’s Designee
### Taxpayer Information

**Taxpayer Name**
SCOTT COUNTY TAXATION DEPT

**Mailing Address**
200 4 AVE W
SHAKOPEE, MN 55379

### Property Address

**Address**

**City**

### Parcel Information

<table>
<thead>
<tr>
<th>Uses</th>
<th>Calculated Acres</th>
<th>Deeded Acres</th>
</tr>
</thead>
<tbody>
<tr>
<td>955 Co Srvc Other</td>
<td>0.57</td>
<td>0.00</td>
</tr>
</tbody>
</table>

**Plat**
SPRING LAKE TOWNSITE

**Lot**
001

**Block**
022

**Legal Description**
SubdivisionName SPRING LAKE TOWNSITE Lot 001 Block 022 SubdivisionCd 25133

**Legal Description2**
& LOTS 5 & 6

### Building Information

**Building Style**
AGLA (Sq Ft) 0

**Year Built**
0

**Garage Size (Sq Ft)**
0

**Bathrooms**
0.00

**Model Desc**

**Basement Size (Sq Ft)**
0

**Basement Finish (Sq Ft)**
0

### Miscellaneous Information

<table>
<thead>
<tr>
<th>School District</th>
<th>Taxing District Code</th>
<th>Homestead Status</th>
<th>Green Acres</th>
<th>Ag Preserve</th>
</tr>
</thead>
<tbody>
<tr>
<td>ISD 0719 PRIOR LAKE</td>
<td>2001</td>
<td>N</td>
<td>N</td>
<td>N</td>
</tr>
</tbody>
</table>

### Assessor Information

<table>
<thead>
<tr>
<th>Estimated Market Value</th>
<th>2018 Values (Payable 2019)</th>
<th>Last Sale</th>
</tr>
</thead>
<tbody>
<tr>
<td>Land</td>
<td>$78,800.00</td>
<td>01/01/1990</td>
</tr>
<tr>
<td>Improvement</td>
<td>$0.00</td>
<td>$0.00</td>
</tr>
<tr>
<td>Total</td>
<td>$78,800.00</td>
<td></td>
</tr>
</tbody>
</table>

Disclaimer: This information is to be used for reference purposes only. Scott County does not guarantee accuracy of the material contained herein and is not responsible for misuse or misinterpretation. The preceding disclaimer is provided pursuant to Minnesota Statutes 462.31, Subd. 21 (2000), and the user of this service acknowledges that the County shall not be liable for any damages, and expressly waives all claims, and agrees to defend, indemnify, and hold harmless the County from any and all claims brought by User, its employees or agents, or third parties which arise out of the user's access or use of data provided.
The purpose of this agenda item is to adopt Addendum No. 1 to the 2019 Technical Assistance, Cost-Share, and Incentives Program Policy Manual through the Scott Soil and Water Conservation District (SWCD).

The Policy Manual includes details regarding payments and program specifics for cost-share projects and incentives. The last revisions were reviewed and approved at the December 18, 2018 County Board meeting.

The Scott Watershed Management Organization (WMO) partners with many agencies to help leverage additional funding for the types of projects identified in the Policy Manual. One of the WMO’s partners is the Board of Water and Soil Resources (BWSR). As part of the review of two previous grants with BWSR in 2010...
and 2012, some updating of the Policy Manual was identified. Even though the Policy Manual is typically updated annually, staff felt it is important to incorporate the revisions immediately. These revisions are attached as an addendum.

**Fiscal Impact:**
None
ADDENDUM NO. 1

This addendum hereby serves as notification of the following clarifications and changes to the 2019 Conservation Practice Financial Assistance Program Policy Manual. It applies only to the Scott WMO and was approved by the Scott County Board of Managers on December 18, 2018, acting as the Scott WMO.

1. ELIGIBILITY, Item 6., SHALL BE AMENDED AS FOLLOWS (deletions struck through, additions underlined):

   - Applications who commence construction of a practice before an application for financial assistance is officially approved do so at their own risk and are not guaranteed funding. Work that starts before the applicant signs an official application is are ineligible for financial assistance for that practice. Work that starts after the application is signed but before it is officially approved is eligible for reimbursement provided: a) an official waiver from is signed by the applicant before any work commences; and b) the contract is officially approved.

2. ELIGIBILITY, Item 10., SHALL BE SHALL BE ADDED (additions underlined):

   - 10. As a discretionary decision by the WMO, applicants who have failed to comply with corrective actions may no longer be eligible for financial assistance.

3. REPAYMENT OF FUNDS, Item 22. SHALL BE AMENDED AS FOLLOWS (deletions struck through, additions underlined):

   - Should the applicant remove or fail to maintain the practice during its effective life, the applicant is liable to the District or other financial assistance source agency for the full amount one hundred fifty percent (150%) of financial assistance received to install and establish the practice. The applicant is not liable for cost-share assistance received if the failure was caused by reasons beyond the applicant’s control.

4. PROGRAM PROVISIONS, Item 26. SHALL BE SHALL BE ADDED (additions underlined):

   - Enforcement
     26. A compliance tracking form shall be used upon discovering any non-compliance. This form shall serve as the documentation of non-compliance. The procedures used during this process shall follow the flow chart identified in Appendix B.

5. APPENDIX B, SHALL BE ADDED:
6. GENERAL CONSERVATION PRACTICE PROVISIONS, Item 34. SHALL BE ADDED (additions underlined):

- **34. Seed Plans:** When preparing a seed plan the following standards will be used based on the funding source(s) involved:
  - Vegetation Requirements for BWSP Funded Projects (BWSP 2016, as amended)
  - Practice Standard 327 Conservation Cover (USDA – NRCS eFOTG, as amended)
  - Agronomy Tech Note #31 (USDA – NRCS 2018, as amended)

7. OTHER PROVISIONS

All other terms and conditions of the 2019 Conservation Practice Financial Assistance Program Policy Manual not specifically amended here shall continue with full force and effect.
### Background/Justification:

The purpose of this agenda item is to adopt Resolution No. 2019-112; Approving Amendment No. 1 to the 2019-2026 Scott Watershed Management Organization (WMO) Comprehensive Water Resources Management Plan.

The Amendment adds a Capital Improvement Project to the Plan in Table 5-4. The project consists of the stabilization of several stream banks along Sand Creek in Section 3 of Helena Township along with the establishment of riparian vegetation. This work was identified as a potential project in the Geomorphic Assessment completed for Sand Creek and the Scott WMO by InterFluve in 2008. This assessment - along
with the Sand Creek Watershed Total Maximum Daily Load (TMDL) and Impaired Waters Diagnostic Study -formed the basis for the Sand Creek Sediment Reduction Strategy that was included in the previous Scott WMO Plan, and continues to be the foundation for the sediment management component of the pollutant strategy in the Scott WMO’s new approved Plan.

A public hearing for this Amendment was advertised in the Belle Plaine Herald on June 5 and 12, 2019. The hearing was held on June 24, 2019 and no public comments were received. The Amendment was also routed to agency Plan holders and local partners for review or comment. The County received either positive comments or no comment. The Board of Water and Soil Resources agrees this is considered a minor Plan Amendment. The Watershed Planning Commission recommended approval of the Plan Amendment at their June 24 meeting.

This Amendment adds a project to its Capital Improvement Program Table 5-4.

<table>
<thead>
<tr>
<th>Project</th>
<th>Description</th>
<th>Cost Estimate</th>
<th>Schedule</th>
</tr>
</thead>
</table>
| Helena Twp Section 3 Near Channel Sediment Control Stabilizations | Project consists of stabilizing several actively eroding stream bank sites along Sand Creek in this reach. These sites are located at the upper end of the knick zone in the Middle Sand Creek Subwatershed where TSS yields are 10 to 15 times higher than other subwatersheds. | $200,000 to $300,000 depending on the number of sites and the design | Design: Spring 2019  
Construction: Fall/Winter 2019 |

**Fiscal Impact:**

Approval of the Amendment will enable award of the project for construction in the fall of 2019, or if delayed, application for state grant funding from the Clean Water Fund in subsequent years. The WMO is under budget with its current Sand Creek Targeted Grant since previous projects came in under their estimates. This leaves the WMO with grant funding that can be used to cover approximately 80% of the project costs. Funding these projects was anticipated in development of the 2019 WMO budget, but a Plan Amendment is needed before the project can be ordered/awarded. This action does not affect the 2019 WMO budget or levy.
RESOLUTION NO. 2019-112: APPROVING AMENDMENT NO. 1 TO THE 2019-2026 SCOTT WATERSHED MANAGEMENT ORGANIZATION COMPREHENSIVE WATER RESOURCES MANAGEMENT PLAN

WHEREAS, the requirement for a minor Amendment as detailed in the current approved 2019 – 2026 Scott Watershed Management Organization Comprehensive Water Resources Management Plan (Plan) does not represent a significant change in the Scott Watershed Management Organization’s fundamental goals, policies, and implementation requirements; and

WHEREAS, the project was identified in the Sand Creek Geomorphic Assessment completed by InterFluve in 2008; and

WHEREAS, the project is consistent with the sediment management component of the Pollution Strategy in the current approved 2019 – 2026 Scott Watershed Management Organization Comprehensive Water Resources Management Plan; and

WHEREAS, these stabilizations meet the elements called for in the Plan to be considered high priority for a Capital Improvement Project per the Capital Improvement Strategy in Section 4 of the Plan; and

WHEREAS, the Watershed Planning Commission held a public hearing and unanimously recommended approval of the draft Amendment at their June 24, 2019 meeting; and

WHEREAS, no public comments were received, and agency plan holders either had positive comments or no comments.

NOW THEREFORE BE IT RESOLVED by the Board of Commissioners in and for the County of Scott, Minnesota, that the minor Amendment No. 1 (as shown in Attachment 1), to the 2019 - 2026 Scott Watershed Management Organization Comprehensive Water Resources Management Plan is hereby adopted.

<table>
<thead>
<tr>
<th>COMMISSIONERS</th>
<th>VOTE</th>
</tr>
</thead>
<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>
</tr>
<tr>
<td>Ulrich</td>
<td>□ Yes □ No □ Absent □ Abstain</td>
</tr>
</tbody>
</table>

State of Minnesota) County of Scott  
L. 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 6th day of August, 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 6th day of August, 2019.

[Signature]
County Administrator

[Signature]
Administrator's Designee
Attachment 1

This amendment adds a project to its Capital Improvement Program Table 5-4.

<table>
<thead>
<tr>
<th>Project</th>
<th>Description</th>
<th>Cost Estimate</th>
<th>Schedule</th>
</tr>
</thead>
<tbody>
<tr>
<td>Helena Twp Section 3 Near Channel Sediment Control Stabilizations</td>
<td>Project consists of stabilizing several actively eroding stream bank sites along Sand Creek in this reach. These sites are located at the upper end of the knick zone in the Middle Sand Creek Subwatershed where TSS yields are 10 to 15 times higher than other subwatersheds.</td>
<td>$200,000 to $300,000 depending on the number of sites and the design</td>
<td>Design: Spring 2019  Construction: Fall/Winter 2019</td>
</tr>
</tbody>
</table>
The purpose of this agenda item is to adopt Resolution No. 2019-113; Authorizing a Contract Increase to the Construction Contract With Wm. Mueller and Sons, Inc. in the Amount of $344,125.60 for the 2019 Overlay Project.

Under CP 53-01 (County Highway (CH) 53 from Trunk Highway (TH) 169 to TH 19) in Blakeley Township, the original contract work on this 4.17 mile segment included removing 4 inches of bituminous and replacing with 4 inches of new bituminous, seal coating, and sign replacement. Due to unforeseen weakened subgrade, an additional 1.5 inches of bituminous will need to be added and will increase the Contract by $344,125.60 or 5.20 percent. The County Engineer’s allowed maximum payment approval is 5% of the total contract amount or
$50,000 per single item by County Board policy. The original Contract bid was $6,279,139.06 and the additional work will bring the total contract value to $6,623,264.66.

The amount programmed for the 2019 Pavement Preservation Program in the 2019-2028 Transportation Improvement Program (TIP) includes $6,064,505 for overlays and $1 million for seal coating. Funding sources include wheelage tax, state aid, and County levy funds. Based on the original bid, $815,985.44 of the programmed funds remained in reserve. When the 2019 Seal Coat Contract was let, $395,881.81 of the TIP funds were utilized to cover a portion of the seal coat costs exceeding the annual operating budget, resulting in $420,103.63 of remaining unobligated TIP funds. These remaining programmed dollars will be drawn upon to cover this Contract change, leaving $75,978.03 of programmed funds remaining for potential change orders or supplemental agreements. Any remaining funds after project close out will be reprogrammed.

Fiscal Impact:  
None
RESOLUTION NO. 2019-113; AUTHORIZING A CONTRACT INCREASE TO THE CONSTRUCTION CONTRACT WITH WM. MUELLER AND SONS, INC. IN THE AMOUNT OF $344,125.60 FOR THE 2019 OVERLAY PROJECT

WHEREAS, under project CP 53-01 (County Highway (CH) 53 from Trunk Highway (TH) 169 to TH 19) in Blakeley Township, the original contract work on this 4.17 mile segment included removing 4 inches of bituminous and replacing with 4 inches of new bituminous, seal coating, and sign replacement; and

WHEREAS, due to unforeseen weakened subgrade, an additional 1.5 inches of bituminous is needed and will increase the Contract by $344,125.60 or 5.20 percent; and

WHEREAS, the original Contract value is $6,279,139.06 and the additional work will bring the total Contract value to $6,623,264.66; and

WHEREAS, adequate funds in the 2019 Pavement Preservation Program are available to cover this contract increase.

NOW THEREFORE BE IT RESOLVED, by the Board of Commissioners in and for the County of Scott, Minnesota, that the Chairperson of the Board is authorized to increase the Contract in the amount of $344,125.60 with Wm. Mueller and Sons, Inc. for the 2019 Overlay project.

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

<table>
<thead>
<tr>
<th>COMMISSIONERS</th>
<th>VOTE</th>
</tr>
</thead>
<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>
</tr>
<tr>
<td>Ulrich</td>
<td>□ Yes □ No □ Absent □ Abstain</td>
</tr>
</tbody>
</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 6th day of August, 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 6th day of August, 2019.

_________________________________________________________________________

County Administrator

_________________________________________________________________________

Administrator's Designee
The purpose of this agenda item is to adopt Resolution 2019-114; Authorizing the Conveyance of Tax Forfeit Lands Located in the City of Elko New Market to the City of Elko New Market.

The parcel forfeited to the State of Minnesota on May 13, 2019, due to non-payment of property taxes. The parcel has been classified as non-conservation land and the City of Elko New Market wishes to purchase the lot for the purpose of expanding roadway and eliminating blight. The lot has an abandoned home on it that will be torn down. A property tax card, aerial map, and the City’s resolution are attached for reference.
The Scott County Property and Taxation Services Department has done an assessment of the subject property and staff has appraised Parcel # 239210043 described as follows:

That part of the Southeast Quarter of the Southwest Quarter of Section 21, Township 113, Range 21, Scott County, Minnesota, described as follows:

Commencing at a point on the South line of said Southeast Quarter of the Southwest Quarter distant 295.00 feet East of the Southeast corner of BALTES ADDITION to New Market; thence Northerly parallel with the East line of said Southeast Quarter of the Southwest Quarter a distance of 180 feet; thence East parallel with said South line a distance 177.53 feet more or less to the West line of the East 145.00 feet of said Southeast Quarter of the Southwest Quarter; thence Southerly along said West line of the East 145.00 feet to the intersection with a line drawn East parallel with said South line from the point of beginning; thence West parallel with said South line a distance of 177.53 feet to the point of beginning.

$22,500.00 – this purchase price is adjusted for blight mitigation. Statute allows for the County to sell property to a government agency for less than the actual market value when the property has some remediation issues. This property has a house that needs to be condemned and is in need for removal. This property is along County Road 2 and will at some time have a connector road constructed. The Department has determined a sales price of 50% of the actual market value for this reason.

Fiscal Impact:
NONE
BOARD OF COUNTY COMMISSIONERS
SCOTT COUNTY, MINNESOTA

Date: August 6, 2019
Resolution No.: 2019-114

Motion by Commissioner:
Seconded by Commissioner:

RESOLUTION 2019-114; APPROVING THE CONVEYANCE OF TAX FORFEIT LAND
LOCATED IN THE CITY OF ELKO NEW MARKET TO THE CITY OF ELKO NEW MARKET

WHEREAS, M.S. 282.01 provides for the classification, appraisal, and sale of land becoming the
property of the State of Minnesota due to non-payment of property taxes; and

WHEREAS, the time for redemption of property “bid in” for the State of Minnesota for non-payment of
taxes has expired; and

WHEREAS, the parcel has forfeited to the State of Minnesota, on May 13, 2019, due to the
non-payment of property taxes and has been classified an non-conservation land; and

WHEREAS, the Scott County Property and Taxation Services Department has done an assessment of
the parcel and has appraised the parcel at $22,500.00; and

WHEREAS, the County Board of Commissioners in and for the County of Scott, State of Minnesota,
desires to offer for sale land that has forfeited to the State of Minnesota for non-payment of real estate taxes; and

WHEREAS, the Scott County Property and Taxation Services Department requests the Scott County
Board of Commissioners approve the minimum bid price of Parcel at $22,500.00; and approve the sale of the
property to the City of Elko New Market to mitigate blight; and

WHEREAS, the County Board has determined that:
(1) a sale at a reduced price is in the public interest because a reduced price is incentive to
correct the blighted conditions that make the lands undesirable in the open market; and

(2) the City of Elko New Market has documented its specific plans for correcting the blighted
condition, and the specific law or laws that empower it to acquire real property in
furtherance of the plans.

NOW THEREFORE BE IT RESOLVED, that the Board of Commissioners in and for the County of
Scott, Minnesota, hereby approves the basic sale price of Parcel 239210043 at $22,500.00, and authorizes the
terms of the sale of said property as stated to the City of Elko New Market.

<table>
<thead>
<tr>
<th>COMMISSIONERS</th>
<th>VOTE</th>
</tr>
</thead>
<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>
</tr>
<tr>
<td>Ulrich</td>
<td>□ Yes □ No □ Absent □ Abstain</td>
</tr>
</tbody>
</table>

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 6th day of August, 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 6th day of August, 2019.

County Administrator

Administrator’s Designee
CITY OF ELKO NEW MARKET
SCOTT COUNTY, MINNESOTA
RESOLUTION NO. 19-42

RESOLUTION APPROVING THE ACQUISITION
OF CERTAIN REAL PROPERTY AND DISPENSING WITH STATUTORY
REQUIREMENTS FOR REVIEW BY THE PLANNING COMMISSION

WHEREAS, State of Minnesota ("State") owns real property located within the City
legally described as:

That part of the Southeast Quarter of the Southwest Quarter of Section 21,
Township 113, Range 21, Scott County, Minnesota, described as follows:
Commencing at a point on the South line of said Southeast Quarter of the
Southwest Quarter a distance of 295.00 feet East of the Southeast corner of Baltes
Addition to New Market; thence Northerly parallel with the East line of said
Southeast Quarter of the Southwest Quarter a distance of 180 feet; thence East
parallel with said South line a distance of 177.53 feet more or less to the West line
of the East 145.00 feet of said Southeast Quarter of the Southwest Quarter; thence
Southerly along said West line of the East 145.00 feet to the intersection with a
line drawn East parallel with said South line from the point of beginning; thence
West parallel with said South line a distance of 177.53 feet to the point of
beginning; and all easements of record ("Property").

WHEREAS, Property was acquired by State through nonpayment of property taxes
pursuant to Minnesota Statutes §281.23;

WHEREAS, Minnesota Statute §282.01 allows City to request sale or conveyance to the
City;

WHEREAS, the City of Elko New Market ("City") desires to acquire the Subject
Property through direct purchase to remedy a blighted property;

WHEREAS, Minn. Stat. §462.356, subd. 2 requires that the Planning Commission
review the City's proposed acquisition of property for consistency with the Comprehensive Plan,
except upon a 2/3 vote of the City Council dispensing with the requirement and finding that the
acquisition of the property has no relationship to the City's comprehensive plan;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Elko New
Market, Minnesota:

1. The City Council finds that the acquisition of the Property has no relationship to the
City's comprehensive plan and hereby dispenses with review by the Planning
Commission;
2. The City Council hereby approves acquisition of the property for a purchase price, including associated closing fees, not to exceed $23,545.25; and

3. The Mayor and City Clerk are authorized to execute all necessary documents to complete the transfer of the property.

APPROVED AND ADOPTED this 11th day of July, 2019.

CITY OF ELKO NEW MARKET
By: [Signature]
Joe Julius, Mayor

ATTEST:

[Signature]
Thomas Terry, Acting City Clerk
## Property Card

**Parcel ID Number** 239210043

### Taxpayer Information

- **Taxpayer Name**: PERRY JENNIFER E
- **Mailing Address**: 11261 BIG ISLAND RD
  ASHBY, MN 56330

### Property Address

- **Address**: 448 MAIN ST
- **City**: ELKO NEW MARKET, MN 55054

### Parcel Information

<table>
<thead>
<tr>
<th>Uses</th>
<th>Calculated Acres</th>
<th>Deeded Acres</th>
</tr>
</thead>
<tbody>
<tr>
<td>100 Res 1 unit</td>
<td>0.65</td>
<td>0.73</td>
</tr>
</tbody>
</table>

- **Legal Description**: Section 21 Township 113 Range 021
- **Legal Description 2**: SE1/4 SW1/4 COM ON S LINE 295' E OF SE COR BALTES ADDN, N 180 TO POB, N 180', E 177.53', S TO POB.

### Building Information

- **Building Style**: TWO STORY
- **AGLA (Sq Ft)**: 1,676
- **Bedrooms**: 3
- **Year Built**: 1990
- **Garage Size (Sq Ft)**: 0
- **Bathrooms**: 0.75
- **Model Desc**: SF RES
- **Basement Size (Sq Ft)**: 856
- **Basement Finish (Sq Ft)**: 850

### Miscellaneous Information

- **School District**: ISD 0721 NEW PRAGUE
- **Taxing District Code**: 1801
- **Homestead Status**: N
- **Green Acres**: N
- **Ag Preserve**: N

### Assessor Information

- **Estimated Market Value**: 2017 Values (Payable 2018)
  - **Land**: $52,500.00
  - **Date of Sale**: 06/01/1982
  - **Improvement**: $66,900.00
  - **Sale Value**: $55,000.00
  - **Total**: $119,400.00

Disclaimer: This information is to be used for reference purposes only. Scott County does not guarantee the accuracy of the material contained herein and is not responsible for misuse or misinterpretation. The preceding disclaimer is provided pursuant to Minnesota Statutes 466.03, Subd. 21 (2003), and the user of this service acknowledges that the County shall not be liable for any damages, and expressly waives all claims, and agrees to defend, indemnify, and hold harmless the County from any and all claims brought by User, its employees or agents, or third parties which arise out of the user's access or use of data provided.
# AGENDA #7.7
SCOTT COUNTY, MINNESOTA
REQUEST FOR BOARD ACTION
MEETING DATE: AUGUST 6, 2019

<table>
<thead>
<tr>
<th>ORIGINATING DIVISION:</th>
<th>ORIGINATING DEPARTMENT:</th>
<th>CONSENT AGENDA:</th>
<th>Yes</th>
<th>No</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Employee Relations</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>PRESENTER:</th>
<th>ATACHMENTS:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Monica Siegle</td>
<td>Yes</td>
</tr>
<tr>
<td></td>
<td>No</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>PROJECT:</th>
<th>TIME REQUESTED:</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>ACTION REQUESTED:</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>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>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>CONTRACT/POLICY/GRANT:</th>
<th>FISCAL:</th>
</tr>
</thead>
<tbody>
<tr>
<td>County Attorney Review</td>
<td>Finance Review</td>
</tr>
<tr>
<td>Risk Management Review</td>
<td>Budget Change</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>ORGANIZATIONAL VALUES:</th>
</tr>
</thead>
<tbody>
<tr>
<td>Stewardship: Ensuring the responsible and stable investment of taxpayer dollars and communicating its value to the public</td>
</tr>
<tr>
<td>Partnership: Aligning existing resources, volunteers and programs to achieve shared goals</td>
</tr>
<tr>
<td>Leadership: Anticipating changes and managing challenges based on reliable information and citizen input</td>
</tr>
<tr>
<td>Commitment: Developing a high quality workforce that is dedicated to advancing a safe, healthy and livable community</td>
</tr>
<tr>
<td>Customer Service: Creating a customer experience that is respectful, responsive and solution-oriented</td>
</tr>
<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>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>Approved:</th>
<th>DISTRIBUTION/FILING INSTRUCTIONS:</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>Denied:</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>Tabled:</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>Other:</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>Deputy Clerk:</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>Date:</th>
</tr>
</thead>
</table>

**Background/Justification:**

1. Separation of employment for Mariah Mandich, FT Assistant Probation Officer, Health and Human Services Division, effective 08/16/19.

2. Separation of employment for Emily Morgan, FT Corrections Officer, Sheriff’s Office, effective 07/27/19.

3. Separation of employment for Jennifer Ayshford, FT Social Work Case Manager, Health and Human Services Division, effective 07/19/19.

4. Separation of employment for Suzanne Brown, FT Senior Attorney, Attorney’s Office, effective 08/15/19.
5. Separation of employment for Adam Schubert, FT Senior Administrative Specialist, Sheriff’s Office, effective 07/24/19.


7. Separation of employment for Breanna Andersen, FT Temporary Program Delivery Seasonal, Transportation Services Division, effective 07/18/19.

8. Separation of employment for Emily Vinkemeier, FT Temporary Program Delivery Seasonal, Transportation Services Division, effective 07/25/19.

9. Separation of employment for Kassidy Barth, FT Temporary Office Assistant - Unclassified, Community Services Division, effective 07/26/19.

10. Separation of employment for Claire Stocker, Intermittent (34% FTE) Library Aide - Unclassified, Administration Division, effective 08/22/19.

11. FT Probationary employment for Thomas Schoolcraft, Corrections Officer, Sheriff’s Office, effective 07/15/19.

12. FT Probationary employment for Juan Casas, Corrections Officer, Sheriff’s Office, effective 08/05/19.

13. FT Probationary employment for Taylor Indrehus, Senior Legal Assistant, Attorney’s Office, effective 08/05/19.

14. FT Probationary employment for Julie Jacobson, Eligibility Specialist, Health and Human Services Division, effective 07/23/19.

15. FT Probationary employment for David Belz, Facility Probation Officer, Health and Human Services Division, effective 08/12/19.

16. Part-Time Temporary (50% FTE) employment for Janelle McGlinchey, Office Assistant - Unclassified, Office of Management & Budget, effective 08/05/19.

17. Part-Time Temporary (38% FTE) employment for Kiara Swanson, Office Assistant - Unclassified, Office of Management & Budget, effective 07/29/19.

18. Promotion for Elizabeth Holbeck, FT Administrative Specialist to FT Probationary Senior Administrative Specialist, Sheriff’s Office, effective 07/15/19.

19. Promotion for Erin Martin, FT Therapist to FT Probationary Psychologist I, Health and Human Services Division, effective 07/01/19.

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:

<table>
<thead>
<tr>
<th>Add</th>
</tr>
</thead>
<tbody>
<tr>
<td>Charlotte Staige</td>
</tr>
<tr>
<td>Morgan Muldoon</td>
</tr>
<tr>
<td>Brenda Carlson</td>
</tr>
<tr>
<td>David Vierling</td>
</tr>
<tr>
<td>Lance King</td>
</tr>
</tbody>
</table>

Fiscal Impact: N/A
The purpose of this agenda item is to approve the Application for a Charitable Gambling Permit for the Jordan Fire Department Relief Association.

The Jordan Fire Department Relief Association is an organization from Jordan and is requesting the Permit for an event to be held at Ridges at Sand Creek in Sand Creek Township on August 10, 2019. All background checks have been done and found to be satisfactory.

Scott County staff recommend approval.

Fiscal Impact:
None
AGENDA #7.9
SCOTT COUNTY, MINNESOTA
REQUEST FOR BOARD ACTION
MEETING DATE: AUGUST 6, 2019

<table>
<thead>
<tr>
<th>ORIGINATING DIVISION:</th>
<th>Planning &amp; Res. Mgmt. Environmental Services</th>
<th>CONSENT AGENDA:</th>
<th>☑ Yes ☐ No</th>
</tr>
</thead>
<tbody>
<tr>
<td>ORIGINATING DEPARTMENT:</td>
<td>Planning &amp; Res. Mgmt. Environmental Services</td>
<td>PRESENTER:</td>
<td>Joan Anderson - 8477</td>
</tr>
<tr>
<td>ORIGINATING DEPARTMENT:</td>
<td>Planning &amp; Res. Mgmt. Environmental Services</td>
<td>ATTACHMENTS:</td>
<td>☑ Yes ☐ No</td>
</tr>
<tr>
<td>ORIGINATING DEPARTMENT:</td>
<td>Planning &amp; Res. Mgmt. Environmental Services</td>
<td>PROJECT:</td>
<td>Univar Solutions USA Hazardous Waste License</td>
</tr>
<tr>
<td>ORIGINATING DEPARTMENT:</td>
<td>Planning &amp; Res. Mgmt. Environmental Services</td>
<td>TIME REQUESTED:</td>
<td>N/A</td>
</tr>
<tr>
<td>ORIGINATING DEPARTMENT:</td>
<td>Planning &amp; Res. Mgmt. Environmental Services</td>
<td>ACTION REQUESTED:</td>
<td>Authorize Staff to Issue a Hazardous Waste Storage Facility License to Univar Solutions USA, Inc., 4401 Valley Industrial Boulevard South, Shakopee, MN 55379</td>
</tr>
<tr>
<td>ORIGINATING DEPARTMENT:</td>
<td>Planning &amp; Res. Mgmt. Environmental Services</td>
<td>FISCAL:</td>
<td>☑ Finance Review ☑ Budget Change</td>
</tr>
</tbody>
</table>

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: 
Deputy Clerk: 
Date: 

Background/Justification:
The purpose of this agenda is to authorize staff to issue a Hazardous Waste Storage Facility License to Univar Solutions USA, Inc., 4401 Valley Industrial Boulevard South, Shakopee, MN 55379

Scott County requires a Hazardous Waste Storage Facility License for any business, such as Nexeo/Univar, that receives hazardous waste from other businesses. In this case, the hazardous waste will be stored in drums until shipped for proper disposal. Similar to Nexeo, Univar will be allowed to store a maximum of 336 55-gallon drums (no more than 18,480 gallons) of hazardous waste on site.
Univar must meet all insurance and financial assurance requirements in the State Rules and Scott County’s Hazardous Waste Management Ordinance No. 12. Scott County is requiring a bond or letter of credit as recommended by Risk Management in the sum of $250,000 to cover estimated closure costs (primarily to identify and dispose of any waste abandoned on the property, if needed). The Facility License will not be issued until the required fees have been paid and the required insurance and financial assurance documents have been received and approved by the Environmental Services Department and Risk Management. Pending receipt of these documents and approval by the Board, staff will approve the Hazardous Waste Facility License for Univar Solutions USA for the appropriate licensing periods. Licensing conditions are attached. The City of Shakopee Planning Department and Shakopee Fire Chief were notified of the change in ownership.

Attached are the proposed license conditions.

**Fiscal Impact:**
None
1. All wastes must be managed in accordance with Univar Solutions’ RCRA Part A and Part B Hazardous Waste Facility Storage Permit as approved by the Minnesota Pollution Control Agency or as required by the local Fire Chief/Fire Marshal.

2. Univar Solutions USA must maintain arrangements with the Shakopee Police and Fire Departments regarding emergency response procedures for major spills and all fires.

3. The secondary containment tank for spilled liquids and/or fire water must be maintained empty (no more than 100 gallons).

4. The Scott County Sheriff’s Dispatch must be notified of all spills and emergency events involving hazardous wastes. Univar Solutions USA must provide copies to the Scott County Environmental Services Dept. of all correspondence/reports submitted to other governmental agencies involving these events.

5. When a hazardous waste manifest lists Univar Solutions as the generator for wastes not originally generated at Univar Solutions’ Shakopee facility, Univar Solutions must clearly indicate on the manifest the name and EPA identification number of the original generator of the waste.
**AGENDA #7.10**  
SCOTT COUNTY, MINNESOTA  
REQUEST FOR BOARD ACTION  
MEETING DATE: August 6, 2019

| ORIGINATING DIVISION: | Planning & Res Mgmt.  
| ORIGINATING DEPARTMENT: | Zoning Administration  
| CONSENT AGENDA: | ☑ Yes  
| | ☐ No  
| PRESENTER: | Greg Wagner - 8360  
| ATTACHMENTS: | ☑ Yes  
| | ☐ No  
| PROJECT: | Lake Estates Plat  
| TIME REQUESTED: | N/A  
| ACTION REQUESTED: | Approve the Request for Preliminary Plat of Lake Estates (Thompson Land, LLC, Applicant and Property Owner) Consisting of 16 Lots and 2 Outlots on 75.32 Acres in Sections 19 and 30, Credit River Township  
| 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:**

---

**Background/Justification:**
The purpose of this agenda item is to approve the request for Preliminary Plat of Lake Estates (Thompson Land, LLC, Applicant and Property Owner) consisting of 16 lots and 2 outlots on 75.32 acres in Sections 19 and 30, Credit River Township.

This action was recommended by the Scott County Planning Advisory Commission on December 10, 2018 in accordance with Chapters 42 and 70 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

Thompson Land, LLC, Applicant and Property Owner

Preliminary Plat of Lake Estates

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 will have frontage and access off of the Broadview Drive extension through the plat, and off of the new Lake Drive temporary cul-de-sac. Both will be paved Township roads. County Transportation is requiring the developer and Township install a bypass lane on Texas Avenue (County Road 27) within 2 years of final plat approval.

4. **Adequate Waste Disposal Systems** – the proposed lots meet all requirements of the individual sewage treatment system ordinance.

5. **Consistency with the Comprehensive Plan** – the proposed plat conforms to the goals and policies contained in the 2040 Comprehensive Plan for the development in the Rural Residential Growth Area.

6. **Public Service Capacity** – the proposed development does not adversely impact the public service capacity of local service providers as the lots will utilize the existing Township road for access, and a bypass lane is required on Texas Avenue, an A Minor Arterial roadway.

7. **Consistency with the Minnesota Environmental Quality Board’s Policies** - the property is below the 80 acres of changed land use that would require an Environmental Assessment Worksheet (EAW) be completed.

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. The turn lane will be funded through a separate agreement between the County and Credit River Township

And noting that Credit River Township recommended approval of the request with the attached conditions of approval (Township Engineer/Planner Review memo)

**Conditions of Preliminary Plat Approval to be Satisfied prior to Final Plat approval:**

1. Any conditions listed in the Credit River Township Recommendation and Township Engineer & Planner review of the Preliminary Plat dated July 24, 2019

2. A Development Agreement is drafted for project phasing and to ensure all proposed infrastructure improvements are installed according to the approved project plans and Ordinances, and financial security if provided to the Township and County to ensure compliance.
LAKE ESTATES
CREDIT RIVER TOWNSHIP, MINNESOTA
RESOURCE MANAGEMENT PLAN
FOR
THOMPSON LAND, LLC
21036 PRAIRIE HILLS LANE, PRIOR LAKE, MN 55372
Motion to recommend approval of the Lake Estates Preliminary Plat contingent on the comments from the Town Engineer, Shane Nelson, and Town Planner, Cindy Nash, being addressed (Engineering and Planning Reviews Attached) as well as addressing Applicant granting the Township a temporary road easement as outlined below.
Motion Supervisor Howe
Second Supervisor Schommer
Motion Passed: 4-0

x  Recommends Approval with the following conditions:

1. Conditioned on the comments from the Town Engineer, Shane Nelson, and Town Planner, Cindy Nash, being addressed (Engineering and Planning Reviews Attached).

2. Applicant granting to Credit River Township a 33-foot wide temporary road easement for Emergency Service Access from the proposed plat to Boone Avenue in a form and with a legal description approved by the Town Attorney and in a location approved by the Town Engineer. The temporary road easement shall expire at such time as Outlot B as shown on the proposed preliminary plat for Lake Estates receives final plat approval.

Further, Applicant, at its sole expense, shall be required to construct a gravel road over such temporary road easement if Outlot B does not receive final plat approval within 10 years of final plat approval for Lake Estates. If required, the roadway shall be constructed to the following standards: 20-foot wide gravel road surface with at least 8 inches of class five base on an approved subgrade.
Submitted to: Credit River Township

cc: Karen Donovan, Town Clerk
    Bob Ruppe, Town Attorney
    Megan Tasca, Scott County Water Resources Engineer
    Greg Wagner, Scott County Planner
    Rick Steinhaus, Prior Lake Fire Chief
    Darrel Lake, Applicant
    Benton Ford, Rehder & Associates

Reviewed by: Shane Nelson, Town Engineer
              Andrew Vistad, Assistant Town Engineer
              Cindy Nash, Town Planner

Date: July 24, 2019

Proposed Project: Lake Estates

Street Location: 21036 Prairie Hills Lane, Prior Lake, MN 55372

Applicant: Thompson Land, LLC

Owners of Record: Thompson Land, LLC

Jurisdictional Agencies: Credit River Township, Scott County, Scott WMO, MnDNR

Permits Required: Town Approval, Scott County Approval, NPDES Construction Permit, WCA Wetland Replacement Plan, Army Corps Permit, DNR Public Waters Permit
INFORMATION AVAILABLE


Preliminary Plat, dated June 28, 2019, prepared by Rehder & Associates, Inc.


SITE ACCESS / VEHICULAR TRAFFIC

1. The project will receive access from the existing street network that was constructed with the Grey Fox development. Specifically, the site is proposed to gain access via Broadview Drive from County Road 27 (Texas Avenue).

2. As per Scott County Highway Department comments, a turn lane and bypass lane is recommended for northbound County Road 27 traffic at the Broadview Drive intersection. The Township Board should discuss the timing of funding and construction of these improvements. The subdivision is premature without the bypass lane improvements being completed.

3. The existing length of the Broadview Drive cul-de-sac, as measured from the Oak Grove Avenue intersection, is approximately 2,000 feet. This project proposes to extend Broadview Drive another 2,300 feet thereby creating a temporary cul-de-sac that is approximately 4,300 feet long. At some point in time it is expected that Broadview Drive will continue to the south and make a connection with Flag Trail. It is also expected that a connection will be made from the right-of-way stub on the north side of Lot 1, Block 3 to Boone Avenue.

A hand sketch of a concept development pattern showing the connection to Boone Avenue is provided below.
4. The MN Fire Code standards requires two separate approved fire apparatus roads when the number of dwelling units exceeds 30. There are 28 dwelling units that access Broadview Drive west of the Oak Grove Avenue intersection (in the Grey Fox development) and this proposed development will add 16 dwelling units, bringing the total to 46 dwelling units therefore a fire apparatus access route is required. This route is recommended to be improved at the sole cost of the Developer within a specified time period to a standard acceptable to the Town Engineer, and permanent easements over the access route shall be provided. The Town Board should discuss the construction of these improvements during their consideration of this application.

GRADING AND EROSION CONTROL

1. It appears that grading of house pads is only proposed for two of the lots, which is acceptable. Final grading plans must include acceptable garage floor elevations, low floor elevations, and lowest opening elevations.

WETLANDS

1. A wetland delineation report was reviewed and approved by the TEP. A Notice of Decision approving the wetland boundary and type was issued on 12/22/2017. The decision is valid for 5 years.

2. No wetland impacts are proposed with this development.

STORM SEWER

1. No further comments on the preliminary plans.

STORMWATER

1. No further comments.
PRELIMINARY PLAT

1. Outlot B should be renamed Outlot A.

OTHER ITEMS

1. A current title commitment shall be provided for the review of the Township before the final plat is released for recording.

RECOMMENDED CONDITIONS OF COUNTY PRELIMINARY PLAT APPROVAL

1. Single-family homes are the permitted use of the lots on Blocks 1 through 3.

2. All comments contained within the memo from the Township dated July ____, 2019, and the memo from the County dated July ____, 2019 are incorporated herein (collectively referred to as the “Staff Memos”).

3. The Subject Property shall be constructed in substantial compliance with the Site Plans as revised to conform to the requirements of the Staff Memos.

4. If the updated Site Plans addressing the comments of the resolutions, Staff Memos, or outside agencies necessitate revisions to any of the lot lines or easements on the Subject Property, then those revisions shall be incorporated into the Final Plat submitted by the Developer. If a separate easement is required to address a comment, then a separate easement document shall be provided to the Town and County for review and approval prior to release of the Final Plat for recording.

5. To the extent that there are differences or conflicts between updated Site Plans and this resolution, the terms of this resolution shall be controlling.

6. The timing of the construction of the infrastructure improvements on the Subject Property will be subject to the conditions of a Developer’s Agreement between the County, Township and the Developer.

7. A title commitment shall be provided for the review of the Town and County Attorney before the final plat is released for recording.

8. The Developer must reimburse the Town for all costs incurred by the Town and its consultants in relation to review of the proposed development plans, inspection of improvements, and the preparation of the Developer’s Agreement.

9. Developer shall be responsible for securing necessary easements and for constructing improvements as shown on the attached plans, unless otherwise
agreed to with the Town in writing. The cost of constructing the improvements shown on the Site Plans shall be borne solely by the Developer. The location of such improvements within the Subject Property shall be as designated and approved by the Town Engineer.

10. Prior to the release of the Final Plat for recording, a Developer’s Agreement must be entered into which Agreement(s) will include, but not be limited to, the following:
   a. Street and utility construction details, processes, plans and financial guaranties
   b. Park dedication requirements
   c. All required approvals from other governmental agencies
   d. Final grading and drainage plans
   e. Maintenance requirements during construction
   f. Landscaping plans
   g. Financial guaranties
   h. Other planning and engineering items, as appropriate.

11. Utility lines (gas, electric, communications) are required to be placed underground at the sole expense of the developer.

12. The Developer shall be responsible for obtaining and complying with all necessary permits from any other governmental agencies.

13. The Developer may not commence construction of any improvements on the Subject Property until the Town Engineer has approved both the detailed grading plan and the detailed construction plan and issued written confirmation to the Town and the Developer of the approval of such plans.

14. The approval of the preliminary plat shall terminate if either a final plat has not been approved or a Developer’s Agreement has not been entered into between the County, Town and Developer in the timeframe as required by the Subdivision Ordinance.

15. Payment of all Township and County fees, including costs recommended by the Town Board related to the CSAH 27 Turn Lane and Bypass Lane.

16. Town Board’s recommendation following discussion related to construction of an emergency access route designed in accordance with Minnesota Fire Code.
Background/Justification:
The purpose of this agenda item is to approve the Preliminary and Final Plat of Thompson Acres (Larry and Vicky Thompson, applicants and property owners) consisting of 3 lots on 60.93 acres in Section 14 of New Market Township and Conservation Easements.

This action was recommended by the Scott County Planning Advisory Commission on July 8, 2019 in accordance with Chapters 6 and 40 of Scott County Zoning Ordinance No. 3 based on the criteria for approval listed below:

Fiscal Impact: None
Criteria for Approval:

1. **Adequate Drainage** – the proposed plat meets all 67 stormwater 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 property has frontage on Logan Avenue, a gravel New Market Township road, 245th Street East, a County arterial road and Interstate 35. All lots are proposed to access Logan Avenue.

4. **Adequate Waste Disposal Systems** – the proposed lots meet all requirements of the individual sewage treatment system ordinance prior to County Board consideration.

5. **Consistency with the Comprehensive Plan** – the proposed plat conforms to the goals and policies contained in the 2040 Comprehensive Plan for the development in the Rural Residential Staged Growth Area.

6. **Public Service Capacity** – the proposed development does not adversely impact the public service capacity of local service providers.

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 New Market Township recommended approval of the request at their May 7, 2019 monthly meeting.
TOWNSHIP RECOMMENDATION FORM

On **May 7, 2019**, the Town Board of **New Market** discussed with ________________, the request to

**SPLIT 54' - 1 AC INTO 3 LOT PER DRAWING**

---

After reviewing the Request, the Town Board:

- [X] RECOMMENDS APPROVAL
  WITH THE FOLLOWING CONDITIONS: **NONE**

---

- ____________ RECOMMENDS DISAPPROVAL
  FOR THE FOLLOWING REASONS:

---

- ____________ HAS NO RECOMMENDATION, BUT WILL FORWARD THE REQUEST TO THE PLANNING COMMISSION OR BOARD OF ADJUSTMENT.

SIGNED:

[Signatures]

---

White—County    Yellow—Township Copy    Pink—Applicant's Copy
The purpose of this agenda item is to adopt Resolution No. 2019-115; Authorizing a Temporary Project to Draw Down High Water Levels on McMahon Lake; and Amending Scott Watershed Management Organization (Scott WMO) Special Taxing District 2019 Budget to Include an Additional $30,000.

Water levels on McMahon Lake in Spring Lake Township have been rising over the past few years and earlier this month was about 1.8 feet over the Lake’s Ordinary High Water Level. This has created a situation where much of the public Department of Natural Resources (DNR) boat launch is under water; with high water causing significant shoreline erosion, threatening the longevity of the shoreline stabilizations that have been
completed with landowners, inundating and threatening numerous trees around the lake, and getting close to septic systems and accessory structures, as well as within 1.8 feet of the low point on Mushtown Road.

Staff has met with landowners around the Lake and the Scott WMO has engaged a private consultant engineer to assess potential solutions. A long term solution for a constructed outlet has been conceptualized and the County Board has approved applying for State of Minnesota Flood Damage Reduction Grant funds at its July 16, 2019 meeting to potentially help fund the concept. However, State funding under the grant program and grant awards will likely not occur until mid to late 2020. Thus, staff has also been investigating a temporary solution drawing down Lake levels by pumping or syphoning water. Staff has a concept that is feasible (pending permits and landowner permissions) that should be able draw down water levels 1 to 2 feet this summer or fall at an estimated cost of $25,000 to $30,000. This concept includes only discharging when flows in Porter and Sand Creek are relatively low so as not to contribute to downstream impacts.

The approved Scott WMO Comprehensive Water Resources Management Plan includes a strategy called “Unimproved Drainage Systems” that applies to this situation which reads as follows:

There is also a considerable amount of “unimproved” or natural drainage ways, lakes, ponds and wetlands with natural overflows. The SWMO will not take an active maintenance role with these systems. In emergencies, or where negative water quality or flooding issues are threatened, the SWMO may consider a more active role in mitigating the impact or threat.

Staff suggests that water quality and flooding issues are occurring and more lakeshore properties and public infrastructure are potentially threatened without intervention. The strategy further states that the decision to take a more active role is discretionary on the part of the Scott WMO, and identifies factors that will be considered in making a decision. These factors along with a description of the situation as it applies to McMahon Lake are presented in the following table.

<table>
<thead>
<tr>
<th>Decision Factors</th>
<th>Application to McMahon Lake</th>
</tr>
</thead>
<tbody>
<tr>
<td>Whether there is a public benefit</td>
<td>There are several public benefits from taking action as follows:</td>
</tr>
<tr>
<td></td>
<td>• Public use of the boat launch and lake</td>
</tr>
<tr>
<td></td>
<td>• Protection of the public investment in shoreland restorations/ stabilizations that have been completed over the past few years (estimated investment in about $100,000)</td>
</tr>
<tr>
<td></td>
<td>• Further protection against shoreline erosion and damage that would in turn impact water quality</td>
</tr>
<tr>
<td></td>
<td>• Lessening the threat of high water levels affecting public roads (both Mushtown Rd and County Road 8 have stretches where centerline elevations are at or below the natural overflow elevation of the lake)</td>
</tr>
<tr>
<td>Whether others are better suited to address</td>
<td>Scott County/Scott WMO is best suited to address</td>
</tr>
<tr>
<td>The nature and type of risk (note the SWMO considers impacts to homes, businesses and public infrastructure the highest priority, next would be impacts causing accelerated erosion and contributing to downstream water quality problems, with inundation of vacant or unimproved land the lowest)</td>
<td>Homes are not threatened, but water levels are getting close to a couple of septic systems. Low points on adjacent roads could be affected if the water level continues to rise, creating safety issues. Accelerated erosion and water quality impacts are currently happening.</td>
</tr>
<tr>
<td>SWMO Priorities</td>
<td>McMahon Lake is a priority water body identified by the Scott WMO, and actions by the Scott WMO and landowners around the lake have led to improved water quality and removal of the lake from the United States Environmental Protection Agency (USEPA)</td>
</tr>
<tr>
<td>Impaired Waters List.</td>
<td></td>
</tr>
<tr>
<td>-------------------------------------------------------------------------------------</td>
<td></td>
</tr>
<tr>
<td>Probable consequences of inaction</td>
<td></td>
</tr>
<tr>
<td>Without intervention natural draw down of the water levels will likely be slow this summer and fall, and without a drought or long dry period it is likely that high water levels will again occur in 2020 with spring rains.</td>
<td></td>
</tr>
<tr>
<td>Cost</td>
<td></td>
</tr>
<tr>
<td>$25,000 to $30,000</td>
<td></td>
</tr>
<tr>
<td>Availability of cost sharing and partnering</td>
<td></td>
</tr>
<tr>
<td>Has not been explored for this temporary action</td>
<td></td>
</tr>
<tr>
<td>Available resources</td>
<td></td>
</tr>
<tr>
<td>The Scott WMO has fund balance that could be used</td>
<td></td>
</tr>
<tr>
<td>Feasibility</td>
<td></td>
</tr>
<tr>
<td>Is technically feasible</td>
<td></td>
</tr>
</tbody>
</table>

**Fiscal Impact:**
The estimated cost of the project is $25,000 to $30,000. The Scott WMO has a projected fund balance at the end of 2019 of $247,250 not including another $220,000 in grant balance that will be received in early 2020 for work completed in 2019. This is somewhat low given that grant revenue for 2020 is projected to decrease since a couple of grants are ending. It is known that the Scott WMO will receive more Watershed Based grant funding from the Board of Water and Soil Resources, and we will be applying for additional competitive grant funding. However, at this point we do not know how much or when additional grant funding will be available.
RESOLUTION 2019-115; AUTHORIZING A TEMPORARY PROJECT TO DRAW DOWN HIGH WATER LEVELS ON MCMAHON LAKE; AND AMENDING THE SCOTT WATERSHED MANAGEMENT ORGANIZATION SPECIAL TAXING DISTRICT 2019 BUDGET TO INCLUDE AN ADDITIONAL $30,000

WHEREAS, McMahon Lake is experiencing high water levels that are impacting lake use and causing flooding issues; and

WHEREAS, the overflow elevation point of the lake is approximately 971 mean sea level at which point water levels could inundate areas on adjacent roads and septic systems; and

WHEREAS, recent public and private investments that have improved the water quality of the lake are at risk; and

WHEREAS, without intervention draw down of the water levels will be slow, or water levels could even get higher depending on the weather; and

WHEREAS, the Scott Watershed Management Organization’s approved Comprehensive Water Resources Management Plan includes a strategy (Unimproved Drainage Systems Strategy) whereby the organization can chose an active role in mitigating an impact or threat; and

WHEREAS, the Scott County Board of Commissioners acting as the Scott WMO considered the factors identified as part of the Unimproved Drainage Systems Strategy in making a decision; and

WHEREAS, a temporary project to draw down water levels is technically feasible and would provide relief while a longer term solution is pursued.
NOW THEREFORE BE IT RESOLVED by the Scott County Board of Commissioners in and for the County of Scott, Minnesota, acting as the Scott Watershed Management Organization, that it hereby authorizes a temporary project to draw down high water levels of McMahon Lake at a cost not to exceed $30,000.

BE IT FINALLY RESOLVED, that the Scott County Board, under its authority as the WMO amends the 2019 Budget for the Scott WMO Special Taxing District to include an additional $30,000 in the Land and Water Treatment Program to implement the project.

<table>
<thead>
<tr>
<th>COMMISSIONERS</th>
<th>VOTE</th>
</tr>
</thead>
<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>
</tr>
<tr>
<td>Ulrich</td>
<td>□ Yes □ No □ Absent □ Abstain</td>
</tr>
</tbody>
</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 6th day of August, 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 6th day of August, 2019.

________________________________________  County Administrator
________________________________________  Administrator's Designee
AGENDA #8.2
SCOTT COUNTY, MINNESOTA
REQUEST FOR BOARD ACTION
MEETING DATE: AUGUST 6, 2019

ORIGINATING DIVISION: Planning & Res. Mgmt. Natural Resources
ORIGINATING DEPARTMENT: 
CONSENT AGENDA: □ Yes  ✔ No

PRESENTER: Paul Nelson - 8054
ATTACHMENTS: ✔ Yes □ No

PROJECT: Scott WMO
TIME REQUESTED: 10 minutes

ACTION REQUESTED: Approve Resolution No. 2019-116; Authorizing Entering into an Agreement with the City of Prior Lake to Cost Share Implementation of a Temporary Project to Draw Down High Water Levels on Markley Lake; and Amending the Scott Watershed Management Organization Special Taxing District 2019 Budget to Include an Additional $16,700

CONTRACT/POLICY/GRANT: County Attorney Review
FISCAL: Finance Review

☐ 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: Brad Davis, Director Planning and Resource Management
Megan Tasca, Water Resources Engineer
Melissa Bokman, Water Resources Planner

Deputy Clerk:
Date:

Background/Justification:
The purpose of this agenda item is to approve Resolution No. 2019-116; Authorizing Entering Into an Agreement With the City of Prior Lake to Cost Share Implementation of a Temporary Project to Draw Down High Water Levels on Markley Lake; and Amending the Scott Watershed Management Organization (WMO) Special Taxing District 2019 Budget to Include an Additional $16,700.

Water levels on Markley Lake - straddling the City of Prior Lake/Credit River Township boundary - have risen significantly, and the City and Township have requested cost share from the Scott WMO for a temporary
project to draw down lake levels (Attachment 1). The City and Township estimate that the total cost for the temporary project at $30,000 to $50,000, and are requesting to split that amount equally among the City, Township, and the WMO. Discharges would only be made when flow in the Credit River is relatively low to avoid the potential for contributing to downstream problems.

The approved Scott WMO Comprehensive Water Resources Management Plan includes a strategy called “Unimproved Drainage Systems” that applies to this situation which reads as follows:

There is also a considerable amount of “unimproved” or natural drainage ways, lakes, ponds and wetlands with natural overflows. The SWMO will not take an active maintenance role with these systems. In emergencies, or where negative water quality or flooding issues are threatened, the SWMO may consider a more active role in mitigating the impact or threat.

Staff suggests that water quality and flooding issues are occurring and more properties are potentially threatened without intervention. The strategy further states that the decision to take a more active role is discretionary on the part of the Scott WMO, and identifies factors that will be considered in making a decision. These factors along with a description of the situation as it applies to Markley Lake are presented in the following table.

<table>
<thead>
<tr>
<th>Decision Factors</th>
<th>Application to Markley Lake</th>
</tr>
</thead>
<tbody>
<tr>
<td>Whether there is a public benefit</td>
<td>There is no public access to the lake and benefit to the public WMO-wide from participating is largely protection of a public water body that is located in the Scott WMO. There is some local public benefit from preventing septic system problems, and from reestablishing trail use.</td>
</tr>
<tr>
<td>Whether others are better suited to address</td>
<td>City of Prior Lake is best suited to lead, and has done so in the late 1990s in partnership with the County.</td>
</tr>
<tr>
<td>The nature and type of risk (note the SWMO considers impacts to homes, businesses and public infrastructure the highest priority, next would be impacts causing accelerated erosion and contributing to downstream water quality problems, with inundation of vacant or unimproved land the lowest)</td>
<td>Water levels are within two feet of a couple of homes, are getting close to a couple of septic systems, while a city trail is flooded and inaccessible.</td>
</tr>
<tr>
<td>SWMO Priorities</td>
<td>Markley Lake is not a priority water body of the WMO. However, landowners in the area pay property taxes to the WMO.</td>
</tr>
<tr>
<td>Probable consequences of inaction</td>
<td>Without intervention natural draw down of the water levels will likely be slow this summer and fall, and without a drought or long dry period it is likely that high water levels will again occur in 2020 with spring rains.</td>
</tr>
<tr>
<td>Cost</td>
<td>Not to exceed $16,700</td>
</tr>
<tr>
<td>Availability of cost sharing and partnering</td>
<td>City of Prior Lake and Credit River Township</td>
</tr>
<tr>
<td>Available resources</td>
<td>The Scott WMO has fund balance that could be used</td>
</tr>
<tr>
<td>Feasibility</td>
<td>Is technically feasible</td>
</tr>
</tbody>
</table>

This requested Board Action is similar to the situation regarding McMahon Lake which is also on the August 6, 2019 Board Meeting Agenda. Public benefits with respect to intervening are greater with McMahon Lake. McMahon Lake is a priority water body for the WMO while Markley Lake is not. However, there is a partnership arrangement for Markley Lake that makes the cost much lower, the City of Prior Lake will lead the effort, and landowners in the area of Markley Lake do pay property taxes to the WMO. Bottom line is that not intervening will likely either allow problems to continue with both lakes or even get worse.
Fiscal Impact:
The requested cost share is between $10,000 and $16,700. The Scott WMO has a projected fund balance at the end of 2019 of $247,250 not including another $220,000 in grant balance that will be received in early 2020 for work completed in 2019. This is somewhat low given that grant revenue for 2020 is projected to decrease since a couple of grants are ending. It is known that the Scott WMO will receive more Watershed Based grant funding from the Board of Water and Soil Resources, and we will be applying for additional competitive grant funding. However, at this point we do not know how much or when additional grant funding will be available.
RESOLUTION NO. 2019-116; AUTHORIZING ENTERING INTO AN AGREEMENT WITH THE
CITY OF PRIOR LAKE TO COST SHARE IMPLEMENTATION OF A TEMPORARY PROJECT
TO DRAW DOWN HIGH WATER LEVELS ON MARKLEY LAKE, AND AMENDING THE
SCOTT WATERSHED MANAGEMENT ORGANIZATION SPECIAL TAXING DISTRICT
2019 BUDGET TO INCLUDE AN ADDITIONAL $16,700

WHEREAS, the City of Prior Lake and Credit River Township have requested assistance from the Scott
Watershed Management Organization (WMO) to equally share in the cost of the temporary project to draw
down the water level of Markley Lake; and

WHEREAS, Markley Lake is experiencing high water levels that are impacting lake use and causing
flooding issues; and

WHEREAS, without intervention, draw down of the water levels will be slow, or water levels could even
get higher depending on the weather; and

WHEREAS, the Scott Watershed Management Organization’s approved Comprehensive Water
Resources Management Plan includes a strategy (Unimproved Drainage Systems strategy) whereby the
organization can chose an active role in mitigating an impact or threat; and

WHEREAS, the Scott County Board of Commissioners acting as the Scott WMO considered the factors
identified as part of the Unimproved Drainage Systems strategy in making a decision; and

WHEREAS, a temporary project to draw down water levels is technically feasible, and would provide
relief while a longer term solution is pursued.
NOW THEREFORE BE IT RESOLVED by the Scott County Board of Commissioners in and for the County of Scott, Minnesota, acting as the Scott Watershed Management Organization, hereby authorizes entering into an Agreement with the City of Prior Lake to cost share the actual cash costs of implementing of a temporary project to draw down high water levels on Markley Lake not to exceed $16,700 subject to approval by the County Attorney’s office as to form.

BE IT FINALLY RESOLVED, that the Scott County Board, under its authority as the WMO amends the 2019 Budget for the Scott WMO Special Taxing District to include an additional $16,700 in the Land and Water Treatment Program to cover the agreed upon not to exceed cost share.

<table>
<thead>
<tr>
<th>COMMISSIONERS</th>
<th>VOTE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Weckman Brekke</td>
<td>Yes</td>
</tr>
<tr>
<td>Wolf</td>
<td>Yes</td>
</tr>
<tr>
<td>Beard</td>
<td>Yes</td>
</tr>
<tr>
<td>Beer</td>
<td>Yes</td>
</tr>
<tr>
<td>Ulrich</td>
<td>Yes</td>
</tr>
</tbody>
</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 6th day of August, 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 6th day of August, 2019.

County Administrator

Administrator's Designee
July 29, 2019

Paul Nelson
Scott Watershed Management Organization
200 4th Avenue West
Shakopee, MN 55379

RE: Markley Lake Flooding Cost-Share Request

Paul,

Markley Lake is a landlocked basin located partially in the City of Prior Lake and partially in Credit River Township. The City, County, and Township were jointly sued by Township property owners in the mid-1990s after private properties were inundated by high water levels on Markley Lake. The parties reached a settlement agreement, the terms of which outlined an interim plan that relied on pumping Markley Lake to reduce water levels. The interim pumping plan was followed during a high water event in 1999.

Above-average precipitation has caused Markley Lake to rise to record-high levels, despite the City’s efforts to install compensatory flood storage to control runoff from development in the watershed. If water levels continue to increase, mound septic systems for two Township properties (16506 and 16523 Whitewood Avenue) are at risk which would be a public health concern. Higher water levels would affect these homes starting at a lake level of approximately 899.8 feet (about 2 feet above today’s levels). Properties within the City are affected by flooded yards and landscaping, and a popular City trail near the lake is completely flooded and inaccessible to the public.

The Prior Lake City Council and the Credit River Township Board of Supervisors recently directed staff to pursue a partnership between our three organizations to split the cost to temporarily draw down Markley Lake using an interim pumping plan similar to the one last used in 1999. The current estimate to complete the temporary drawdown is $30,000 to $50,000. Scott WMO, as the agency responsible for watershed management in this area, could help facilitate this cross-jurisdictional effort to bring Markley Lake back to normal water levels by providing 1/3 of the funding for the drawdown. Please consider providing cost-share funding to help with this important effort.

Regards,

[Signature]

City Manager
City of Prior Lake

[Signature]

Chairmen
Credit River Township
Background/Justification:
The purpose of this request is to receive an informational update on the intensive residential treatment services (IRTS) facility bid process.

The IRTS facility bid process was discussed at a County Board workshop held prior to today’s County Board meeting.

Fiscal Impact:
To be determined.
## Agenda Item: Brentwood Court II Project

**Meeting Date:** August 6, 2019

### Presenter:
Danny Lenz

### Project:
Brentwood Court II Project

### Action Requested:
Adopt Resolution 2019-111; Establishing the Public Hearing Date of September 3, 2019, At or After 9:30 a.m. Regarding the Issuance by the Scott County Community Development Agency of Bonds Backed by the Full Faith and Credit of Scott County to Finance Affordable Rental Housing for Seniors

### 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

### Background/Justification:
The purpose of this agenda item is to adopt Resolution 2019-111; Establishing the Public Hearing Date of September 3, 2019, At or After 9:30 a.m. Regarding the Issuance by the Scott County Community Development Agency (CDA) of Bonds Backed by the Full Faith and Credit of Scott County to Finance Affordable Rental Housing for Seniors.
The proposal is to finance the development of an approximately 59-unit housing development project for rental to low and moderate income seniors in the City of Jordan to be known as Brentwood Court II (the "Project"). The Bonds will be secured primarily by a pledge of net revenues of the Project and other amounts pledged by the CDA, and secondarily by the full faith and credit of Scott County.

Pursuant to Minnesota Statutes, Chapter 475, and Sections 469.001 through 469.047, and particularly Section 469.034, Subd. 2, the CDA is authorized to issue the Bonds and, with the consent of Scott County following a public hearing and subject to certain findings, to pledge the County’s full faith and credit to such Bonds.

Fiscal Impact:
No fiscal impact.
RESOLUTION NO. 2019-111: CALLING A PUBLIC HEARING REGARDING THE BRENTWOOD COURT II PROJECT AND THE PLEDGE OF THE FULL FAITH AND CREDIT OF SCOTT COUNTY TO BONDS ISSUED TO FINANCE SUCH PROJECT

WHEREAS, the Scott County Community Development Agency (the "CDA") proposes to develop an approximately 59-unit housing development project for rental to low and moderate income seniors in the City of Jordan, Minnesota to be known as Brentwood Court II (the "Project"); and

WHEREAS, the CDA further proposes to finance the Project through the issuance of housing development bonds (the "Bonds") to be secured primarily by a pledge of revenues generated by the Project and to be secured secondarily by a pledge of the full faith and credit of Scott County, Minnesota (the "County"); and

WHEREAS, Minnesota Statutes, Section 469.034, Subd. 2, requires the County to hold a public hearing regarding the CDA’s pledge of the full faith and credit of the County to secure the Bonds.

NOW THEREFORE BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF SCOTT COUNTY, MINNESOTA as follows:

1. That the County shall hold a public hearing on September 3, 2019, at or after 9:30 a.m., regarding the CDA’s pledge of the full faith and credit of the County to secure the Bonds.

2. The County Administrator or his or her designee is authorized and directed to cause notice of the public hearing substantially in the form attached hereto as Exhibit A to be published in the County’s official newspaper not fewer than 7 days prior to such hearing.

BE IT FINALLY RESOLVED this action was approved by the Board of Commissioners of Scott County, Minnesota this 6th day of August, 2019.

<table>
<thead>
<tr>
<th>COMMISSIONERS</th>
<th>VOTE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Weckman Brekke</td>
<td>□ Yes</td>
</tr>
<tr>
<td>Wolf</td>
<td>□ Yes</td>
</tr>
<tr>
<td>Beard</td>
<td>□ Yes</td>
</tr>
<tr>
<td>Beer</td>
<td>□ Yes</td>
</tr>
<tr>
<td>Ulrich</td>
<td>□ Yes</td>
</tr>
</tbody>
</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 6th day of August, 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 6th day of August, 2019.

__________________________________________
County Administrator

__________________________________________
Administrator’s Designee
Chair

Attest:

Clerk to the County Board
EXHIBIT A

NOTICE OF PUBLIC HEARING

SCOTT COUNTY, MINNESOTA

NOTICE OF PUBLIC HEARING ON THE ISSUANCE OF BONDS TO FINANCE A HOUSING DEVELOPMENT IN JORDAN, MINNESOTA UNDER MINNESOTA STATUTES, SECTION 469.034

NOTICE IS HEREBY GIVEN that the Board of Commissioners (the “Board”) of Scott County, Minnesota (the “County”) will hold a public hearing on Tuesday, September 3, 2019, on or after 9:30 a.m. in the County Board Room of the County Government Center, located at 200 Fourth Avenue West, Shakopee, Minnesota, to consider the issuance of one or more series of housing development revenue bonds by the Scott County Community Development Agency (the “CDA”) under Minnesota Statutes, Sections 469.034 and 469.035, as amended, and Minnesota Statutes, Chapter 475, as amended, in the original aggregate principal amount not to exceed $13,000,000 (the “Bonds”). The proceeds of the Bonds are to be applied to (i) finance the construction, acquisition, and equipping of an approximately 59-unit housing development project for rental to low and moderate income seniors in the City of Jordan, Minnesota to be known as Brentwood Court II (the “Project”); (ii) fund a debt service reserve fund, if necessary; and (iii) pay a portion of the costs of issuing the Bonds. The Bonds will be secured primarily by a pledge of revenues generated by the Project and secondarily by a pledge of the full faith and credit of the County.

Following the public hearing, the Board will consider the adoption of a resolution giving approval to the issuance of the Bonds to be issued under Minnesota Statutes, Section 469.034, subdivision 2, as amended, in the original aggregate principal amount not to exceed $13,000,000, to which the full faith and credit and taxing powers of the County will be pledged. The Bonds will be issued by the CDA and are expected to be payable primarily from the revenues of the Project, but if necessary, the County will levy a tax on all taxable property in the County without limitation as to rate or amount to pay the debt service on the Bonds when due.

All persons desiring to be heard during this public hearing will be afforded an opportunity to do so.

Dated: [date of publication]

BY ORDER OF THE BOARD OF COMMISSIONERS OF SCOTT COUNTY, MINNESOTA

By: /s/ ____________________

Clerk of the County Board
Scott County, Minnesota