AGENDA
SCOTT COUNTY
BOARD OF COMMISSIONERS
SHAKOPEE, MINNESOTA
SEPTEMBER 3, 2019

9:00 a.m.
(1) CONVENE COUNTY BOARD MEETING

(2) AMENDMENTS TO THE AGENDA

(3) APPROVE MINUTES OF AUGUST 20, 2019 COUNTY BOARD MEETING

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

(5) NEW EMPLOYEE INTRODUCTION

(6) CONSENT AGENDA

Stewardship: Ensuring the Responsible and Stable Investment of Taxpayer Dollars and Communicating Its Value to the Public

6.1 Adopt Resolution No. 2019-122; Authorizing Entering Into a Grant Agreement With the Minnesota Department of Veterans Affairs for an Operational Enhancement Grant (No fiscal impact)

6.2 Adopt Resolution No. 2019-124; Approving the Execution of a Grant Agreement Regarding a Residential Mental Health Treatment Facility in the City of Savage and Taking Other Actions in Connection Therewith (No fiscal impact)

6.3 Adopt Resolution No. 2019-126; Approving the Pledge of the General Obligation of Scott County, Minnesota to the Payment of the Governmental Development Refunding Bonds (Scott County, Minnesota Unlimited Tax General Obligation), Series 2019b, to be Issued by the Scott County Community Development Agency; Approving the Pledge of the Special Benefits Tax to the Payment of Such Bonds; and Authorizing the Execution and Delivery of Documents in Connection Therewith (No fiscal impact)

6.4 Adopt Resolution No. 2019-127; Approving the Preliminary 2020 Budget and Levy of $34,000 for the Scott County Vermillion River Watershed Special Taxing District (Sets the preliminary levy and budget for 2020)

6.5 Adopt Resolution No. 2019-128; Authorizing the Scott County Engineer to Request the Minnesota Department of Transportation, State Aid for Local Transportation, Transfer $140,945.50 From the County’s Municipal State Aid Construction Account to its Regular State Aid Construction Account (No fiscal impact)

6.6 Adopt Resolution No. 2019-130; Authorizing an Amendment to Agreement No. 1031080 With the State of Minnesota Department of Transportation for Work on Trunk Highway 13 Included in the County Highway 21 and Trunk Highway 13 Reconstruction Project Located in the City of Prior Lake (No fiscal impact)

6.7 Approve Estimate of Just Compensation by a Minimum Compensation Study and Market Value Appraisals for New Right-of-Way for the Reconstruction of County Highway 27 From County Highway 21 to County Highway 44 in Credit River Township (No fiscal impact)

6.8 Approve Addendum to the Memorandum of Understanding for Network/Resource Sharing With Jaguar Communications, Inc. (No fiscal impact)
CONSENT AGENDA CONTINUED

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

6.9 Approve the Appointment of Kevin Shea of Commissioner District 2 to the Scott Watershed Management Organization Planning Commission (No fiscal impact)

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

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

(7) Stewardship: Ensuring the responsible and stable investment of taxpayer dollars and communicating its value to the public

7.1 Adopt Resolution No. 2019-129: Awarding a Contract to Klar Dig Construction, Inc. for the Construction of the Cleary Lake Regional Park Maintenance Building and Amending the Budget for the Parks Improvement Program (2020 Park Improvement Program budget amendment of $117,039)

7.2 Conduct a Public Hearing at 9:30 a.m. and Adopt Resolution No. 2019-125; Approving the Pledge of the General Obligation of Scott County, Minnesota to the Payment of the Governmental Development Bonds (Scott County, Minnesota Unlimited Tax General Obligation – Brentwood II Project), Series 2019a, to be Issued by the Scott County Community Development Agency; Approving the Pledge of the Special Benefits Tax to the Payment of Such Bonds; and Authorizing the Execution and Delivery of Documents in Connection Therewith (No fiscal impact)

(8) COMMITTEE REPORTS AND COMMISSIONER UPDATES

(9) COUNTY ADMINISTRATOR UPDATE

(10) RECESS FOR ATTORNEY/CLIENT MEETING

(11) ADJOURN

FOLLOWING THE MEETING THE COUNTY BOARD WILL MEET IN A WORKSHOP SETTING TO RECEIVE INFORMATION ON THE FOLLOWING:

- PROPOSED 2020 CAPITAL IMPROVEMENT PROGRAM
- PROPOSED 2020 SCOTT COUNTY BUDGET

UPCOMING MEETINGS

<table>
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<tr>
<th>Date</th>
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<tr>
<td>September 17, 2019</td>
<td>9:00 a.m.</td>
<td>County Board Meeting</td>
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<tr>
<td>September 23, 2019</td>
<td>5:00 p.m.</td>
<td>County Board-Savage City County Joint Workshop/Tour</td>
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Lezlie A. Vermillion
County Administrator
(952) 496-8100
MINUTES
BOARD OF COMMISSIONERS
COUNTY OF SCOTT
AUGUST 20, 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. Julie Swanson, Social Work Supervisor
   D. Cheryl Moriarty, Social Work Supervisor
   E. Mary Kay Stevens, Public Health Supervisor
   F. Peter Goldstein, Housing Coordinator
   G. Trish Meschke, Social Work Supervisor
   H. Peg Case, Social Work Case Manager
   I. Bryce Ehrman, Assistant County Attorney
   J. Lisa Brodsky, Public Health Director
   K. Mary Keen, Business Information/System Specialist
   L. Jane Callister, Child Protection Worker
   M. Dan Lauer-Schumacher, Housing Coordinator
   N. Danielle Fox, Adult Services Manager
   O. Chris Harder, Quality Improvement Manager
   P. Heather Wilson, Foster America Fellow
   Q. Terry Fuhrman, Public Health Nurse
   R. Jessie Rudi, Data and Research Analyst
   S. Troy Pint, Business Information/System Specialist
   T. Pam Selvig, Health and Human Services Director
   U. Kris Lage, Operations Analyst
   V. Jennifer Schultz, Enterprise Risk Manager
   W. Ruth Heiland, Public Health Nurse
   X. Brad Davis, Planning and Resource Management Director
   Y. Barb Dahl, Social Services Director
   Z. Alison Rahn, Social Worker
   AA. Gretchen Young, Licensing Supervisor
   AB. Steve Brown, Social Work Supervisor
   AC. Evan Cole, Management Analyst
   AD. Claire Robling, Legislative and Communications Coordinator
   AE. Himani Joshi, Administrative Assistant
   AF. Suzanne Arntson, Child Welfare Manager
   AG. Lori Huss, Employee Relations Director
   AH. Lisa Freese, Transportation Services Director
   AI. Tony Winiecki, County Engineer
   AJ. Cindy Geis, Community Services Director
   AK. Keri Lorenz, Community Corrections Supervisor
   AL. Nathan Moe, Parks Planner
   AM. David Gulstad, Customer Service Specialist
   AN. Nathan Hall, Associate Planner
   AO. Patty Freeman, Scott County Parks General Manager
   AP. Debra Brazil, Deputy Clerk to the Board
Guests Present:
A. Melissa Gardner, Community Action Partnership (CAP) Crisis Nursery Director
B. Sally Stockey, School Social Worker-Shakopee Early Childhood
C. Alissa Nesvold, Park Nicollet Care Coordinator
D. Nancy Martin, Director of Family & Children Services, Shakopee Mdewakanton Sioux Community
E. Lloyd Erbaugh, Prior Lake

Amendments to the Agenda
Chair Weckman Brekke announced the following amendments to the Agenda:
- Agenda item 8.1 to award a contract for the construction of the Cleary Lake Regional Park Maintenance building is being pulled from the agenda. The bids received were higher than the estimate and staff is reviewing the bids and options.
- There will be no recess for room configuration.

On a motion by Commissioner Wolf, seconded by Commissioner Beer, the amended Agenda was approved.

Minutes:
On a motion by Commissioner Ulrich, seconded by Commissioner Beard, the Minutes of August 6, 2019 were approved.

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 birth to age five.

Consent Agenda:
A. Commissioner Ulrich moved, seconded by Commissioner Wolf to authorize submittal of a Regional Parks Competitive Equity Grant Application to the Metropolitan Council for two projects totaling $95,000. The motion carried unanimously.

B. Commissioner Ulrich moved, seconded by Commissioner Wolf to adopt Resolution No. 2019-117; Authorizing a Cost Share Agreement With Minnesota Valley Transit Authority for the 169 Connector Service. A copy of the resolution is available in the office of the County Administrator and is made a part of this record by reference. The motion carried unanimously.

C. Commissioner Ulrich moved, seconded by Commissioner Wolf to adopt Resolution No. 2019-118; Authorizing Submittal of a Transportation Economic Development Grant Program Application for the Trunk Highway 13 and Dakota Avenue Interchange Project in the City of Savage. 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.

D. Commissioner Ulrich moved, seconded by Commissioner Wolf to adopt Resolution No. 2019-119; Authorizing a Budget Amendment to Advance an Overlay Project on County Highway 59 to 2019, Authorizing the County Engineer to Enter Into a Change Order With Wm Mueller & Sons for the 2019 Overlay Contract, and Entering Into Agreement No. 1034447 With the State of Minnesota Department of Transportation Designating Portions of County Highways 59 and 66 as a Trunk Highway 21 Detour Route in 2020. 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.

E. Commissioner Ulrich moved, seconded by Commissioner Wolf to adopt Resolution No. 2019-123; Authorizing the Conveyance of Tax Forfeit Lands Located in the City of Prior Lake (PID #255010240 and PID #2255010250) to the City of Prior Lake. 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.
F. Commissioner Ulrich moved, seconded by Commissioner Wolf to approve the record of disbursements and approve claims made to Scott County from July 1, 2019 through July 31, 2019 in the amount of $12,708,259.88. The motion carried unanimously.

G. Commissioner Ulrich moved, seconded by Commissioner Wolf to approve the appointment of Cole Burnett of Commissioner District 4 to a youth at-large position on the Extension Committee effective September 1, 2019 through August 31, 2021. The motion carried unanimously.

H. Commissioner Ulrich moved, seconded by Commissioner Wolf to adopt Resolution No. 2019-121; Adopting the Payable 2020 Final Levy of $40,000 for the Cedar Lake Improvement District. 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. On the recommendation of the Spring Lake Town Board and the Planning Advisory Commission, Commissioner Ulrich moved, seconded by Commissioner Wolf to approve the request for rezoning to RR-2 (1 home per 2.5 acres) from RR-1 (1 home per 10 acres) of 13.07 acres, Preliminary Plat, and Final Plat of Hickory Hills 3rd Addition (Thomas Kortuem, applicant and property owner) in Section 35 of Spring Lake Township and Conservation Easements. This action is in accordance with Chapter 42 of Scott County Zoning Ordinance No. 3 based on the criteria listed for approval. The motion carried unanimously.

J. Commissioner Ulrich moved, seconded by Commissioner Wolf to approve the Renewal Application for a 3.2 Percent Malt Liquor License for JCI Shakopee in Louisville Township for 2019. The motion carried unanimously.

K. Commissioner Ulrich moved, seconded by Commissioner Wolf to authorize staff to issue a Solid Waste License to Univar Solutions USA, Inc., 4401 Valley Industrial Boulevard South in Shakopee. The motion carried unanimously.

L. On the recommendation of the County Administrator, Commissioner Ulrich moved, seconded by Commissioner Wolf 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 Nhia Xiong, FT Corrections Officer, Sheriff’s Office, effective 08/12/19.
2. Separation of employment for Nicole Scheef, FT Child Protection Worker, Health and Human Services Division, effective 08/20/19.
3. Separation of employment for Charlie Lannon, FT Temporary Program Delivery Seasonal, Transportation Services Division, effective 08/08/19.
4. Separation of employment for Frank Bartyzal, FT Temporary Program Delivery Seasonal, Transportation Services Division, effective 08/08/19.
5. Separation of employment for Kiara Swanson, PT (38% FTE) Temporary Office Assistant-Unclassified, Administration Division, effective 08/08/19.
6. Separation of employment for Yonatane (Johnny) Golie Mengistu, Intermittent (34% FTE) Librarian-Unclassified, Administration Division, effective 07/13/19.
7. Separation of employment for Karen Kandik, Intermittent (34% FTE) Social Worker I-Unclassified, Health and Human Services Division, effective 07/22/19.
8. FT Probationary employment for Debra Schneider, Registered Nurse, Sheriff’s Office, effective 08/12/19.
9. FT Probationary employment for Allexus Nasby, Corrections Officer, Sheriff’s Office, effective 08/19/19.
10. FT Probationary employment for Nicolas Durrence, Customer Service Specialist, Community Services Division, effective 08/05/19.
11. FT Probationary employment for Nathan Rasch, Data Privacy Coordinator, Office of Management & Budget, effective 08/21/19.
12. FT Probationary employment for Kimberly Cave, Administrative Specialist, Transportation Services Division, effective 08/05/19.
13. FT Probationary employment for Wesley Abrahamson, Assistant County Attorney III, Attorneys Office, effective 09/04/19.
14. PT (90% FTE) Probationary employment for Patricia Heil, Public Health Nurse, Health and Human Services Division, effective 08/19/19.
15. Promotion for Debra Lund, FT Assistant County Attorney III to FT Probationary Senior Attorney, Attorneys Office, effective 08/16/19.
16. Amend hire date for David Belz, FT Probationary Facility Probation Officer, Health and Human Services Division, effective 08/19/19 (previously reported as 08/12/19).

Motion carried unanimously.

(8) Committee Reports and Commissioner Updates:

A. Commissioner Wolf attended the New Market Town Board meeting on August 6.
B. Commissioner Wolf attended several Night to Unite events on August 6.
C. Commissioner Wolf attended the Cedar Lake Water and Sanitary Sewer District Board meeting on August 7.
D. Commissioners Wolf and Weckman Brekke attended the Renaissance Festival preview night on August 8.
E. Commissioner Wolf attended the Spring Lake Town Board meeting on August 8.
F. The Commissioners all attended the Scott County Association for Leadership and Efficiency (SCALE) meeting on August 9.
G. Commissioner Wolf presented the Trunk Highway 169/State Highway 282/County State Aid Highway 9 proposed intersection project to Congresswoman Angie Craig and Congressman Dean Phillips on August 12.
H. Commissioner Wolf attended the Scott County Planning Advisory Commission meeting on August 12.
I. Commissioners Wolf and Beer attended various events at the Shakopee Mdewakanton Sioux Community Wacipi on August 16 – August 18.
J. Commissioner Wolf attended the Marytown Church Festival on August 17.
K. The Commissioners all attended the joint tour with the Prior Lake City Council on August 19.
L. Commissioner Wolf attended the Prior Lake City Council meeting on August 19.
M. Commissioner Beer met with County Administrator Lezlie Vermillion on August 6.
N. Commissioner Beer met with representatives of Grace Church on August 7 regarding foster care.
O. Commissioners Beer and Ulrich attended the Families and Individuals Sharing Hope (FISH) meeting on August 8.
P. Commissioner Beer attended a meeting with Congresswoman Angie Craig and Congressman Dean Phillips regarding water quality on August 10.
Q. Commissioner Beer attended the Prior Lake-Spring Lake Watershed District Board of Managers meeting on August 12.
S. Commissioner Beer attended the Alcohol, Tobacco, and Other Drug Action Group meeting on August 19.
T. Commissioner Beard attended the Scott-Carver-Dakota Community Action Program meeting on August 13.
U. Commissioners Beard and Ulrich attended the Minnesota Inter-County Association Board of Directors meeting on August 14.
V. Commissioner Beard met with Representative Tony Albright and Senator Eric Pratt on August 15.
W. Commissioner Beard attended a groundbreaking in Shakopee on August 16.
X. Commissioner Beard attended the SCALE Service Delivery Committee meeting on August 19.
Y. Commissioner Ulrich attended the Suburban Transit Association meeting on August 6.
Z. Commissioner Ulrich attended the FISH Executive Committee meeting on August 7.
AA. Commissioner Weckman Brekke met with Ms. Vermillion on August 6.
AB. Commissioner Weckman Brekke attended the Blakeley Town Board meeting on August 6.
AC. Commissioner Weckman Brekke attended the investiture for Judge Patrick Goggins on August 8.
AD. Commissioner Weckman Brekke attended the Dakota-Scott Workforce Development Board Employers of Excellence Awards Ceremony on August 15.
AE. Commissioner Weckman Brekke attended the Scott County Library Board of Advisors meeting on August 15.

AF. Commissioner Weckman Brekke attended the Dakota-Scott Workforce Development Board meeting on August 16.

AG. Commissioner Weckman Brekke met with the Scott County Health and Human Services Director on August 20.

(9) County Administrator Update:
- The joint workshop of the Scott County and Carver County Boards of Commissioners is August 27 at 10:00 a.m. at the Carver County Government Center.
- County offices will be closed on September 2 in observance of Labor Day.

(10) County Attorney Update:
- Former Assistant Scott County Attorney Suzanne Brown has been appointed to a judgeship in Anoka County.

On a motion by Commissioner Wolf, seconded by Commissioner Beard, the meeting adjourned at 10:46 a.m.

Barb Weckman Brekke
Chair

Lezlie A. Vermillion
County Administrator
Clerk of the Board

Debra K. Brazil
Deputy Clerk to the Board
Background/Justification:
The purpose of this agenda item is to adopt Resolution No. 2019-122; Authorizing Entering Into a Grant Agreement With the Minnesota Department of Veterans Affairs for an Operational Enhancement Grant.

This Grant Agreement will allow Veterans Service to receive $15,000 for operational improvements. This Grant may be utilized for the following purposes:
• Provide outreach to County veterans
• Enhance operations of the County Veterans Service Office
• Assist in reintegration of veterans into society
• Collaborate with other social service agencies and community organizations

The terms of this Grant Agreement are upon full execution of the Grant Agreement through June 30, 2020.

**Fiscal Impact:**
None. The Operational Enhancement Grant of $15,000 has been included in the 2020 budget.
RESOLUTION NO. 2019-122; AUTHORIZING ENTERING INTO A GRANT AGREEMENT WITH THE MINNESOTA DEPARTMENT OF VETERANS AFFAIRS FOR AN OPERATIONAL ENHANCEMENT GRANT

BE IT RESOLVED by the Board of Commissioners in and for the County of Scott, Minnesota that the County enter into a Grant Contract with the Minnesota Department of Veterans Affairs (MDVA) to conduct the following program: County Veterans Service Office Operational Enhancement Grant Program. This Grant must be used for the purposes of enhancing services offered to veterans as specified under Minnesota Laws 2017, Chapter 4, Article 1, Subdivision 2. This Grant should not be used to supplant or replace other funding.

BE IT FURTHER RESOLVED by the Board of Commissioners in and for the County of Scott, Minnesota that Jerry Brua, the Veterans Service Director, be authorized to execute the Grant Contract for the above-mentioned Program on behalf of Scott County.

BE IT FINALLY RESOLVED the above Resolution was adopted at a regular meeting of the County Board this 3rd day of September 2019.

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State of Minnesota) County of Scott)
I, Lezlie 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 3rd day of September, 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 3rd day of September, 2019.

__________________________________________  County Administrator

__________________________________________  Administrator's Designee
The purpose of this agenda item is to adopt Resolution No. 2019-124; Approving the Execution of a Grant Agreement Regarding a Residential Mental Health Treatment Facility in the City of Savage and Taking Other Actions in Connection Therewith.

At its August 13, 2019 Regular Meeting, the Scott County Community Development Agency (CDA) awarded the contract for the construction of the Intensive Residential Treatment Services (IRTS) facility to Shaw-Lundquist. Scott County and the CDA entered into a Joint Powers Agreement (JPA) in November of 2018, and updated the JPA in July of 2019. The JPA obligates the CDA to cause the IRTS facility to be constructed, with Scott County serving as the ultimate owner and as such being responsible for providing the funding for the
facility. To assist in funding the construction of the facility, Scott County has received two grants from the State of Minnesota bonding proceeds. The combined grants total $4,166,928.

In order for the County to access these funds for construction of the IRTS facility, it must enter into a Grant Agreement with the State. This Grant Agreement outlines the operational, financial, and administrative requirements for the facility in order to receive the funds. Scott County will be responsible for submitting requests for reimbursement, while the CDA and County will both be responsible for ensuring compliance with the grant requirements throughout the life of the project.

**Fiscal Impact:**
Scott County has received several grants and financial contributions for the project. The total project budget after awarding of the construction contract is $7,365,134, with Scott County being responsible for $2,750,000. These funds will be provided by an interfund loan through the CDA, with the County paying the CDA the principle and interest on the loan. The principle and interest payments, anticipated at approximately $217,000 annually, will come from the Health and Human Services budget from existing funds.

There are no additional levy dollars anticipated to be needed to fund this project.
RESOLUTION NO. 2019-124; APPROVING THE EXECUTION OF A GRANT AGREEMENT REGARDING A RESIDENTIAL MENTAL HEALTH TREATMENT FACILITY IN THE CITY OF SAVAGE AND TAKING OTHER ACTIONS IN CONNECTION THEREWITH

WHEREAS, Scott County, Minnesota (the “County”) and the Scott County Community Development Agency (the “CDA”) have determined that there is a need within the County for residential mental health treatment facilities; and

WHEREAS, pursuant to Laws of Minnesota 1974, Chapter 473, as amended by Laws of Minnesota 2001, Chapter 214, Section 45 and Laws of Minnesota 2007, Chapter 78, Minnesota Statutes, Sections 469.001 through 469.047, Minnesota Statutes, Sections 469.090 through 469.1082, and Minnesota Statutes, Sections 469.152 through 469.1655, all as amended, the CDA is authorized to design, construct, own, lease, and finance projects such as residential mental health treatment facilities; and

WHEREAS, pursuant to Minnesota Statutes, Sections 245.461 through 245.486, as amended, the County is required to develop and coordinate a system of affordable and locally available adult mental health services; and

WHEREAS, the County and the CDA have proposed to work together under Minnesota Statutes, Section 471.59, as amended, to design, acquire, construct, and equip a 16-bed residential mental health treatment facility (the “Project”) on property located in Savage, Minnesota (the “Property”) that will provide acute stabilization and treatment services and residential crisis stabilization for persons with a primary or secondary mental health diagnosis in lieu of inpatient psychiatric hospitalization; and

WHEREAS, pursuant to Laws of Minnesota 2018, Chapter 214, Article 1, Section 18, subdivision 7, Laws of Minnesota 2018, Chapter 214, Article 1, Section 18, subdivision 5, and Laws of Minnesota 2018, Article 2, Section 11, the Minnesota legislature appropriated state bonding money to the County in the amount of $1,900,000 and $2,266,928 (together, the “Grant”) for the purpose of financing the Project; and

WHEREAS, the County intends to provide the proceeds of the Grant to the CDA to assist in financing the Project, and the CDA intends to make an interfund loan payable from the revenues generated from the Project and contributions from the County, if necessary, to assist in financing the Project; and

WHEREAS, there has been presented before the Board of Commissioners of the County, a form of General Obligation Bond Proceeds Grant Agreement – Construction Grant for the Scott County Residential Treatment Center Project (the “Grant Agreement”) proposed to be entered into between the County and the State of Minnesota (the “State”), pursuant to which the State will disburse the Grant to the County.
NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Scott County, Minnesota as follows:

1. The Chair and the County Administrator, or their designees, are hereby authorized and directed to execute and deliver the Grant Agreement in the name and on behalf of the County. The Grant Agreement shall be substantially in the form on file with the County which is hereby approved, with such omissions and insertions as do not materially change the substance thereof, or as the Chair and the County Administrator, in their discretion, shall determine, and the execution thereof by the Chair and the County Administrator shall be conclusive evidence of such determination.

2. The Deputy County Administrator/Chief Financial Officer, or his designees, is hereby authorized and directed to execute and deliver all draw requests to the State of Minnesota as required by the Grant Agreement in the name and on behalf of the County.

3. The Chair and the County Administrator are authorized to take any other action and execute any additional documents deemed necessary to carry out the intentions of this resolution, the Grant Agreement.

4. This Resolution shall be in full force and effect from and after its passage.

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State of Minnesota)
County of Scott
I, Lezlie A. Vermillion, duly appointed qualified County Administrator for the County of Scott, State of Minnesota, do hereby certify that I have compared the foregoing copy of a resolution with the original minutes of the proceedings of the Board of County Commissioners, Scott County, Minnesota, at their session held on the 3rd day of September, 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 3rd day of September, 2019.

_________________________  _________________________
County Administrator      Administrator's Designee
AGENDA #6.3
SCOTT COUNTY, MINNESOTA
REQUEST FOR BOARD ACTION
MEETING DATE: SEPTEMBER 3, 2019

ORIGINATING DIVISION: OMB
ORIGINATING DEPARTMENT: Budget & Strategic Planning
CONSENT AGENDA: Yes No

PRESENTER: Danny Lenz
ATTACHMENTS: Yes No

PROJECT: Adopt Resolution No. 2019-126; Approving the Pledge of the General Obligation of Scott County, Minnesota to the Payment of the Governmental Development Refunding Bonds (Scott County, Minnesota Unlimited Tax General Obligation), Series 2019b, to be Issued by the Scott County Community Development Agency; Approving the Pledge of the Special Benefits Tax to the Payment of Such Bonds; and Authorizing the Execution and Delivery of Documents in Connection Therewith

ATTACHMENTS TO ACTION REQUESTED:
- County Attorney Review
- Risk Management Review

FISCAL:
- Yes Finance Review
- No 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:

Approved: DISTRIBUTION/FILING INSTRUCTIONS:

Denied:

Tabled:

Other:

Deputy Clerk :

Date:

Background/Justification:

The purpose of this agenda item is to adopt Resolution No. 2019-126; Approving the Pledge of the General Obligation of Scott County, Minnesota to the Payment of the Governmental Development Refunding Bonds (Scott County, Minnesota Unlimited Tax General Obligation), Series 2019b, to be Issued by the Scott County Community Development Agency (CDA); Approving the Pledge of the Special Benefits Tax to the Payment of Such Bonds; and Authorizing the Execution and Delivery of Documents in Connection Therewith.
In 2010, Scott County provided its general obligation tax pledge for bonds issued for the development of the Market Village project in Elko New Market. In February of 2020, those bonds become eligible for refunding. The Scott County Community Development Agency (CDA) and Baker-Tilley, their financial advisor, have reviewed the feasibility of refunding the bonds and determined that the CDA would benefit financially from a refunding.

This refunding will allow the CDA to structure their debt in order to assist in the financing of 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 Refunding Bonds and, with the consent of Scott County and subject to certain findings, to pledge the County’s full faith and credit to such Bond.

**Fiscal Impact:**
None
RESOLUTION NO. 2019-126; APPROVING THE PLEDGE OF THE GENERAL OBLIGATION OF SCOTT COUNTY, MINNESOTA TO THE PAYMENT OF THE GOVERNMENTAL DEVELOPMENT REFUNDING BONDS (SCOTT COUNTY, MINNESOTA UNLIMITED TAX GENERAL OBLIGATION), SERIES 2019B, TO BE ISSUED BY THE SCOTT COUNTY COMMUNITY DEVELOPMENT AGENCY; APPROVING THE PLEDGE OF THE SPECIAL BENEFITS TAX TO THE PAYMENT OF SUCH BONDS; AND AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS IN CONNECTION THEREWITH

WHEREAS, pursuant to Minnesota Statutes, Sections 469.001 through 469.047, as amended, and Minnesota Statutes, Chapter 475, as amended (collectively, the “Act”), the Scott County Community Development Agency (the “Agency”) is authorized to undertake housing development projects and to acquire and construct multifamily rental housing for the purpose of providing housing for elderly persons and for persons and families of low and moderate income and to issue general obligation bonds to finance or refinance such qualified housing development projects; and

WHEREAS, on December 14, 2010, the Agency issued its (i) Governmental Development Bonds (Scott County, Minnesota Unlimited Tax General Obligation), Series 2010A (Taxable Build America Bonds – Direct Pay) (the “Series 2010A Bonds”), in the original aggregate principal amount of $1,780,000; (ii) Governmental Development Bonds (Scott County, Minnesota Unlimited Tax General Obligation), Series 2010B (Taxable Recovery Zone Economic Development Bonds – Direct Pay) (the “Series 2010B Bonds”), in the original aggregate principal amount of $4,445,000; and (iii) Governmental Development Bonds (Scott County, Minnesota Unlimited Tax General Obligation), Series 2010C (the “Series 2010C Bonds”), in the original aggregate principal amount of $450,000; and

WHEREAS, the Agency applied the proceeds of the Series 2010A Bonds, the Series 2010B Bonds, and the Series 2010C Bonds (collectively, the “Series 2010 Bonds”) to finance the acquisition, construction, and equipping by the Agency of a 49-unit multifamily rental housing facility for low- and moderate-income seniors located in the City of Elko New Market, Minnesota (the “Project”); and

WHEREAS, following a duly noticed public hearing conducted by the Board of Commissioners of the Agency on October 12, 2010, the Agency approved a housing program for the Project in accordance with Section 469.0171 of the Act and adopted a resolution finding that the pledged revenues would equal or exceed one hundred ten percent (110%) of the principal and interest due on the Series 2010 Bonds for each year in accordance with Section 469.034, subdivision 2(a) of the Act; and

WHEREAS, in connection with the issuance of the Series 2010 Bonds, the Board of Commissioners of Scott County, Minnesota (the “County”) adopted a resolution, following a duly noticed public hearing conducted on October 26, 2010, approving the issuance of the Series 2010 Bonds by the Agency and pledging the full faith and credit of the County to the payment of debt service of the Series 2010 Bonds in accordance with Section 469.034, subdivision 2 of the Act; and
WHEREAS, in connection with the issuance of the Series 2010 Bonds, the City Council of the City of Elko New Market, Minnesota (the "City") adopted a resolution, following a duly noticed public hearing conducted on October 14, 2010, approving the issuance of the Series 2010 Bonds by the Agency and pledging the full faith and credit of the City to reimburse the County for the County’s payment of debt service of the Series 2010 Bonds, subject to a limitation of $3,000,000 in principal amount, in accordance with Section 469.034, subdivision 2 of the Act, as then in effect; and

WHEREAS, the Series 2010A Bonds are currently outstanding in the principal amount of $1,450,000, of which $1,300,000 in principal amount is subject to redemption and prepayment on or after February 1, 2020, at a price of par plus accrued interest; and

WHEREAS, the Series 2010B Bonds are currently outstanding in the principal amount of $4,445,000 and are subject to redemption and prepayment on or after February 1, 2020, at a price of par plus accrued interest; and

WHEREAS, the Series 2010C Bonds have been paid in full and are no longer outstanding; and

WHEREAS, the Agency is proposing to issue its Governmental Development Refunding Bonds (Scott County, Minnesota Unlimited Tax General Obligation), Series 2019B (the “Bonds”), in the maximum principal amount of $7,000,000, pursuant to the Act, including Section 475.67, subdivision 3, in order to refinance the Project through the defeasance, redemption, and prepayment of the outstanding Series 2010A Bonds and Series 2010B Bonds (together, the “Refunded Bonds”) on February 1, 2020; and

WHEREAS, the County desires to extend its support to the Project by pledging its general obligation to the Bonds pursuant to Section 469.034 of the Act; and

WHEREAS, pursuant to Section 469.034, subdivision 2(f) of the Act, no further public hearings are required to be held by the County or the City when issuing refunding bonds under Section 469.034, subdivision 2 of the Act; and

WHEREAS, to consider the general obligation pledge of the County, the Board of Commissioners of the County must approve the principal amount of the Bonds to be issued by the Agency in accordance with Section 469.034, subdivision 2(b) of the Act; and

WHEREAS, the Agency proposes to annually pledge up to $85,000 of its special benefit tax levy authorized under Section 469.033, subdivision 6 of the Act to be levied in the County to pay principal of and interest on the Bonds and to support the Project annually during the term of the Bonds; and

WHEREAS, the County is supportive of the Project and the annual pledge of the Agency’s special benefit tax levy to assist the Project in order to provide and maintain affordable rental housing for elderly persons in the County; and
WHEREAS, on September 12, 2019, the City Council of the City is expected to adopt a resolution to support the Project by pledging the City’s general obligation to the reimburse the County for its general obligation pledge pursuant to Section 469.034 of the Act for the purpose of providing and maintaining affordable rental housing for elderly persons in the City; and

WHEREAS, there have been presented before this Board of Commissioners, a First Supplemental Indenture of Trust (the “Supplemental Indenture”) proposed to be entered into between the Agency and U.S. Bank National Association (the “Trustee”), and to be consented to by the County and the City, which supplements the Indenture of Trust, dated as of December 1, 2010, between the Agency and the Trustee and consented to by the County and the City, relating to the Series 2010 Bonds.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Scott County, Minnesota that the general obligation of the County is hereby pledged to the payment of principal of and interest on the Bonds in the maximum principal amount of $7,000,000 to be issued by the Agency to (i) defease, redeem, and prepay the outstanding Refunded Bonds and thereby refinance the Project; (ii) fund required reserves; and (iii) pay costs of issuance of the Bonds. The sum of the principal amount of the Bonds plus the outstanding principal amount of bonds issued pursuant to Section 469.034, subdivision 2 of the Act to which the County’s full faith and credit and that of any city in the County has been pledged does not exceed the greater of (a) one-half of one percent of the estimated market value of the County and all cities in the County or (b) $5,000,000.

BE IT FURTHER RESOLVED, the Supplemental Indenture is hereby approved in substantially the form on file with the County. The Chair and County Administrator, or their designees, are hereby authorized and directed to execute and deliver the Supplemental Indenture in the name and on behalf of the County. The Supplemental Indenture shall be substantially in the form on file with the County which are hereby approved, with such omissions and insertions as do not materially change the substance thereof, or as the Chair and the County Administrator, in their discretion, shall determine, and the execution thereof by the Chair and the County Administrator shall be conclusive evidence of such determination.

BE IT FURTHER RESOLVED, the County hereby consents to the preparation and distribution of a Preliminary Official Statement and a Final Official Statement (together, the “Official Statement”) by Baker Tilly Municipal Advisors, LLC (the “Municipal Advisor”), as municipal advisor to the Agency, in connection with the sale of the Bonds. Officers and employees of the County are authorized and directed to cooperate with the Municipal Advisor and participate in the preparation of the Official Statement. The Chair and the County Administrator are authorized and directed to furnish the purchaser of the Bonds at the closing a certificate stating that, to the best knowledge of such officers, the Official Statement did not, at the time of sale of the Bonds, contain any untrue statement of a material fact or omit to state any material circumstances under which they were made, not misleading.

BE IT FURTHER RESOLVED, the annual pledge by the Agency of up to $85,000 of the Agency’s special benefit tax to be levied in the County in accordance with Section 469.033, subdivision 6 of the Act, to pay principal of and interest on the Bonds and to support the Project annually during the term of the Bonds is hereby approved.
BE IT FURTHER RESOLVED, the Chair and the County Administrator are authorized to take any other action and execute any documents or closing certificates deemed necessary to carry out the intentions of the resolution, including but not limited to a continuing disclosure certificate and a general certificate of the County.

BE IT FINALLY RESOLVED, this Resolution shall be in full force and effect from and after its passage.

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<th>COMMISSIONERS</th>
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<td>Weckman Brekke</td>
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<td>Ulrich</td>
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State of Minnesota
County of Scott

I, Lezlie A. Vermillion, duly appointed qualified County Administrator for the County of Scott, State of Minnesota, do hereby certify that I have compared the foregoing copy of a resolution with the original minutes of the proceedings of the Board of County Commissioners, Scott County, Minnesota, at their session held on the 3rd day of September, 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 3rd day of September, 2019.

________________________________________  County Administrator
________________________________________  Administrator’s Designee
### AGENDA #6.4
**SCOTT COUNTY, MINNESOTA**
**REQUEST FOR BOARD ACTION**
**MEETING DATE: SEPTEMBER 3, 2019**

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<thead>
<tr>
<th>ORIGINATING DIVISION:</th>
<th>ORIGINATING DEPARTMENT:</th>
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<th>PRESENTER:</th>
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<td>Melissa Bokman - 8887</td>
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<td>Vermillion River Watershed JPO</td>
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<th>TIME REQUESTED:</th>
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<th>ACTION REQUESTED:</th>
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<tr>
<td>Adopt Resolution No. 2019-127; Approving the Preliminary 2020 Budget and Levy of $34,000 for the Scott County Vermillion River Watershed Special Taxing District</td>
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<td>Risk Management Review</td>
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<td>☑ Finance Review</td>
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<td>❌ Budget Change</td>
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### ORGANIZATIONAL VALUES:
- ☑ Stewardship: Ensuring the responsible and stable investment of taxpayer dollars and communicating its value to the public
- ☑ Partnership: Aligning existing resources, volunteers and programs to achieve shared goals
- ❌ Leadership: Anticipating changes and managing challenges based on reliable information and citizen input
- ☑ Commitment: Developing a high quality workforce that is dedicated to advancing a safe, healthy and livable community
- ☑ Customer Service: Creating a customer experience that is respectful, responsive and solution-oriented
- ☑ Innovation: Exploring and adopting new technologies and processes with the goal of improving service and reducing the long term cost of service delivery

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

### DISTRIBUTION/FILING INSTRUCTIONS:
- Melissa Bokman, Sr. Water Resources Planner
- Cindy Geis, Property Tax & Customer Service Manager
- Danny Lenz, Chief Financial Officer

### Background/Justification:
The purpose of this agenda item is to adopt Resolution No. 2019-127; Approving the Preliminary 2020 Budget and Levy of $34,000 for the Scott County Vermillion River Watershed Special Taxing District.

In 2002 the Scott County Board adopted Resolution No. 2002-074 establishing a special taxing district for the Vermillion River Watershed funding pursuant to Minn. Stat. §103B.245. The purpose of this special taxing district is to provide funding for Vermillion River watershed management and watershed management plan implementation activities.
The Vermillion River Watershed Joint Powers Board held a public hearing on August 22, 2019 and recommended a levy of $34,000 for Scott County’s portion of the Watershed. The levy would be effective for taxes payable 2020. Dakota County’s portion of the annual levy is $966,000. Click here to view the budget approved by the Vermillion River Watershed Joint Powers Board.

Scott County’s portion of the levy represents a decrease from 2019 to 2020 of $1,100, or roughly 1 percent. This results in a change in net payable property taxes in the taxing district for the average property value estimated as ranging from $1.01 (5.2%) to -$4.52 (-23.3%) depending on whether the property gained or lost value over the last year.

The levy amounts from Scott and Dakota County portions of the Watershed - combined with income from other sources and a cash reserve (fund balance) of $130,550 - results in a total budget for the Vermillion River Watershed Joint Powers Organization of $2,110,900 for 2020.

Fiscal Impact:
This action sets the preliminary levy and budget for 2020.
RESOLUTION NO. 2019-127; APPROVING THE PRELIMINARY 2020 BUDGET AND LEVY OF $34,000 FOR THE SCOTT COUNTY VERMILLION RIVER WATERSHED SPECIAL TAXING DISTRICT

WHEREAS, on September 3, 2002, the Scott County Board adopted Resolution No. 2002-074 establishing a special taxing district for the Vermillion River Watershed funding pursuant to Minn. Stat. §103B.241; and

WHEREAS, the Vermillion River Watershed Joint Powers Board met on August 22, 2019, held a public hearing, and recommended a levy of $34,000 for the Scott County portion of the Watershed effective for 2020; and

WHEREAS, the levy amounts from Scott and Dakota County portions of the Watershed combined with income from other sources and a cash reserve (fund balance) of $130,550 gives a total budget for the Vermillion River Watershed Joint Powers Organization of $2,110,900 for 2020.

NOW THEREFORE BE IT RESOLVED, by the Scott County Board of Commissioners, that pursuant to the Joint Powers Agreement, the levy for the Vermillion River Watershed Special Taxing District shall be $34,000 for taxes payable in 2020.

BE IT FURTHER RESOLVED, that pending final adoption of the levy and budget by the Vermillion River Watershed Joint Powers Board, the Scott County Administrator is directed to file a certified copy of the Resolution with the Scott County Auditor and Chief Financial Officer.

BE IT FINALLY RESOLVED, that Scott County is requested to prepare the Property Tax Statements and distribute same.

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State of Minnesota
County of Scott  

I, Lezlie A. Vermillion, duly appointed qualified County Administrator for the County of Scott, State of Minnesota, do hereby certify that I have compared the foregoing copy of a resolution with the original minutes of the proceedings of the Board of County Commissioners, Scott County, Minnesota, at their session held on the 3rd day of September, 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 3rd day of September, 2019.

__________________________________________  County Administrator
__________________________________________  Administrator's Designee
# AGENDA #6.5
SCOTT COUNTY, MINNESOTA
REQUEST FOR BOARD ACTION
MEETING DATE: SEPTEMBER 3, 2019

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<thead>
<tr>
<th>ORIGINATING DIVISION:</th>
<th>Transportation Services</th>
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<tr>
<td>ORIGINATING DEPARTMENT:</td>
<td>Program Delivery-Highway Department</td>
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<tr>
<td>CONSENT AGENDA:</td>
<td>☑ Yes ☐ No</td>
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<td>PRESENTER:</td>
<td>Lisa Freese - 8363</td>
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<td>ATTACHMENTS:</td>
<td>☑ Yes ☐ No</td>
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<td>ACTION REQUESTED:</td>
<td>Adopt Resolution No. 2019-128; Authorizing the Scott County Engineer to Request the Minnesota Department of Transportation, State Aid for Local Transportation, Transfer $140,945.50 From the County’s Municipal State Aid Construction Account to its Regular State Aid Construction Account</td>
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### ORGANIZATIONAL VALUES:

- ☑ Stewardship: Ensuring the responsible and stable investment of taxpayer dollars and communicating its value to the public
- ☐ Partnership: Aligning existing resources, volunteers and programs to achieve shared goals
- ☐ Leadership: Anticipating changes and managing challenges based on reliable information and citizen input
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- ☐ 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: |

### DISTRIBUTION/FILING INSTRUCTIONS: |

Background/Justification:
The purpose of this agenda item is to Adopt Resolution No. 2019-128; Authorizing the Scott County Engineer to Request the Minnesota Department of Transportation, State Aid for Local Transportation, Transfer $140,945.50 From the County’s Municipal State Aid Construction Account to its Regular State Aid Construction Account.

MN Statute 162.08, subd. 4(d) provides that the accumulated Municipal County State Aid Construction Account balance in excess of two years annual municipal construction account apportionments may be transferred to a County’s Regular County State Aid Construction Account for use outside of its municipalities under 5,000 in
population, when that transfer is approved by the County’s Board of Commissioners. Scott County has a balance of $441,661.50 in its Municipal State Aid Construction Account which is an excess of $140,945.50 over the last two years annual apportionments.

To prevent a reduction of County State Aid Highway (CSAH) funds that will be allocated to Scott County in 2020, a minimum of $140,945.50 must be transferred from the County’s Municipal State Aid Construction Account to its Regular State Aid Construction Account.

The transfer of these funds was accounted for in the cash flow of the 2019-2028 Transportation Improvement Program (TIP) and will be used to fund projects on County State Aid Highways in 2019.

Fiscal Impact:
None
RESOLUTION NO. 2019-128; AUTHORIZING THE SCOTT COUNTY ENGINEER TO REQUEST THE MINNESOTA DEPARTMENT OF TRANSPORTATION, STATE AID FOR LOCAL TRANSPORTATION, TRANSFER $140,945.50 FROM THE COUNTY’S MUNICIPAL STATE AID CONSTRUCTION ACCOUNT TO ITS REGULAR STATE AID CONSTRUCTION ACCOUNT

WHEREAS, Minnesota Statute 162.08, subd. 4(d), provides that accumulated Municipal State Aid Construction funds in excess of two years apportionment may be spent on construction projects outside of municipalities with populations under 5,000; and

WHEREAS, Scott County’s Municipal State Aid Construction Account balance is $441,661.50; and

WHEREAS, the Minnesota Department of Transportation has determined that the excess amount over the two year apportionment total is $140,945.50; and

WHEREAS, this excess balance in the Municipal State Aid Construction Account would result in a reduction of state aid funds the County has available for construction.

NOW THEREFORE IT BE RESOLVED, the Scott County Board of Commissioners authorizes the County Engineer to request the Minnesota Department of Transportation, State Aid for Local Transportation, transfer $140,945.50 from its Municipal State Aid Construction Account to its Regular State Aid Construction Account.

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State of Minnesota) 
County of Scott 

I, Lezlie A. Vermillion, duly appointed qualified County Administrator for the County of Scott, State of Minnesota, do hereby certify that I have compared the foregoing copy of a resolution with the original minutes of the proceedings of the Board of County Commissioners, Scott County, Minnesota, at their session held on the 3rd day of September, 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 3rd day of September, 2019.

________________________________________  County Administrator
________________________________________  Administrator's Designee
The purpose of this request is to adopt Resolution No. 2019-130; Authorizing an Amendment to Agreement No. 1031080 With the State of Minnesota Department of Transportation for Work on Trunk Highway 13 Included in the County Highway 21 and Trunk Highway 13 Reconstruction Project Located in the City of Prior Lake.

The County let the above referenced roadway improvement project on June 17, 2019. On May 21, 2019 the Board authorized entering into Agreement No. 1031080 with MnDOT and it was fully executed by all parties prior to the letting date. MnDOT had committed paying for soil correction-related work on TH 13 south of
CH 21. After bids were opened, it was determined that some of the earthwork quantities (items 2106.507 excavation-common and 2106.507 common embankment) between stations 1257+00 and 1260+50 were included in the Federal Participating SP 7001-127 column (County Costs) and should have been in the Non-Participating TH 13 column (MnDOT Costs). This Amendment will adjust the cost splits to reflect this mutually agreed change and will result in MnDOT paying for additional soil-correction related work in the project on TH 13.

MnDOT has agreed to pay an additional $227,208.37 of State Road Construction (SRC) Program funds for this project necessitating this Amendment. In addition, the Amendment provides for an extra $18,176.67 (8% of construction contribution) for construction engineering and inspection that will be performed by County personnel. The total additional MnDOT contribution to the project for TH 13 is $245,385.04 increasing the MnDOT participation for construction to an estimated $1,565,031.37 for the TH 13 portion of the project.

Fiscal Impact:
None
RESOLUTION NO. 2019-130; AUTHORIZING AN AMENDMENT TO AGREEMENT NO. 1031080 WITH THE STATE OF MINNESOTA DEPARTMENT OF TRANSPORTATION FOR WORK ON TRUNK HIGHWAY 13 INCLUDED IN THE COUNTY HIGHWAY 21 AND TRUNK HIGHWAY 13 RECONSTRUCTION PROJECT LOCATED IN THE CITY OF PRIOR LAKE

WHEREAS, the County let the above referenced roadway improvement project on June 17, 2019; and

WHEREAS, after bids were opened, it was mutually agreed that additional soil-correction work should have been part of State of Minnesota Department of Transportation’s (MnDOT) cost share set out in the above referenced Agreement; and

WHEREAS, this Amendment will adjust the costs for additional soil-correction related work in the project to contribute $227,208.37 to the project; and

WHEREAS, the Amendment will become effective upon approval by the County Board and execution by the appropriate State officials.

NOW THEREFORE BE IT RESOLVED, the Scott County Board of Commissioners in and for the County of Scott, Minnesota, hereby authorizes the Chairperson of the Board and the County Administrator to enter into this Amendment and any future amendments to Cooperative Agreement No. 1031080 with the State of Minnesota for the County State Aid Highway 21 and Trunk Highway 13 Project (S.P.7001-127/070-621-032) in the City Prior Lake.

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

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State of Minnesota  
County of Scott  
I, Lezlie A. Vermillion, duly appointed qualified County Administrator for the County of Scott, State of Minnesota, do hereby certify that I have compared the foregoing copy of a resolution with the original minutes of the proceedings of the Board of County Commissioners, Scott County, Minnesota, at their session held on the 3rd day of September, 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 3rd day of September, 2019.

County Administrator  
Administrator's Designee
MnDOT's South Non-participating Area

Relevant additional earthwork
# Agenda #6.7

**Scott County, Minnesota**

**Request for Board Action**

**Meeting Date:** September 3, 2019

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<th>Transportation Services Highway Department Program Delivery</th>
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<td>Project:</td>
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<td>Time Requested:</td>
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<td>Action Requested:</td>
<td>Approve Estimate of Just Compensation by a Minimum Compensation Study and Market Value Appraisals for New Right-of-Way for the Reconstruction of County Highway 27 From County Highway 21 to County Highway 44 in Credit River Township</td>
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<td>Organizational Values:</td>
<td>Stewardship: Ensuring the responsible and stable investment of taxpayer dollars and communicating its value to the public</td>
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<td></td>
<td>Partnership: Aligning existing resources, volunteers and programs to achieve shared goals</td>
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<td>Leadership: Anticipating changes and managing challenges based on reliable information and citizen input</td>
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<td></td>
<td>Commitment: Developing a high quality workforce that is dedicated to advancing a safe, healthy and livable community</td>
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<td>Customer Service: Creating a customer experience that is respectful, responsive and solution-oriented</td>
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<td>Innovation: Exploring and adopting new technologies and processes with the goal of improving service and reducing the long term cost of service delivery</td>
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<tr>
<td>Department/Division Head Signature:</td>
<td>County Administrator Signature:</td>
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<tr>
<td>Approved:</td>
<td>DISTRIBUTION/FILING INSTRUCTIONS:</td>
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<td>Denied:</td>
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<td>Tabled:</td>
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<td>Other:</td>
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<tr>
<td>Deputy Clerk:</td>
<td>Date:</td>
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**Background/Justification:**

The purpose of this agenda item is to Approve Estimate of Just Compensation by a Minimum Compensation Study and Market Value Appraisals for New Right-of-Way for the Reconstruction of County Highway 27 From County Highway 21 to County Highway 44 in Credit River Township.

The purpose of the project on CH 27 (CP 27-16) between CH 21 and CH 44 is to improve safety and mobility. The project includes the reconstruction of 1.8 miles of CH 27 from a two-lane rural roadway into a four-lane divided urban roadway with turn lanes, center median, paved shoulders, and multi-use trails on both sides of the roadway. The project includes closing intersections for five local roads which create operational and safety...
issues on CH 27 in order to improve access spacing for its functional classification as a Minor Arterial Highway. The five closed intersections involve relocating two intersections to connect opposite existing or future full intersections; either constructing cul-de-sacs or a loop connection road between two adjoining intersecting local roads, which has access via other local roads; and closing one local road intersection, which has access via other local roads.

The project also includes curb and gutter, storm sewer, and stormwater ponding. The stormwater will be routed to four infiltration areas and two wet detention basins for treatment. Cleary Lake Regional Park, a park administered by Three Rivers Park District, is impacted due to the widening of CH 27 at the CH 21 intersection. This will require property acquisition and the relocation of a trail. The realigned park trail and the proposed trails along CH 27 will accommodate a future County regional trail connection to Murphy-Hanrahan Regional Park.

This agenda item is for one parcel acquisition in fee of the entire single-family residential property prior to the remaining parcels on the project to accommodate the owner and facilitate progress on finding replacement housing. Just compensation was previously approved for two properties at the October 16, 2018 Board meeting to facilitate advanced acquisition.

The County contracted with Patchin Messner Dodd & Brumm (PMDB), which is an independent fee appraisal firm under contract by the Highway Department, to complete an appraisal to determine the market value for an estimate of just compensation. PMDB has completed the appraisal report for this property with a recommended estimate of just compensation. In addition to the appraisal report and recommendation of just compensation by PMDB, Wilson Development Services has provided a minimum compensation study per Minnesota statutes. The appraisal and minimum compensation study are required for compliance with applicable laws and regulations and are the basis for this approval to present a written offer based on the minimum just compensation study plus eligible relocation assistance benefits and costs. The appraisal report and minimum compensation study are available for Board review upon request to the Transportation Services office.

This project is in the 2018-2027 Transportation Improvement Program (TIP) with right-of-way acquisition funds programmed for 2019-2020 sufficient to cover the estimated compensation. Construction is programmed to start in late 2021 and will be a two-year project.

Fiscal Impact:
None
Background/Justification:
The purpose of this agenda item is to Approve Addendum to the Memorandum of Understanding for Network/Resource Sharing With Jaguar Communications, Inc.

On May 19, 2015, the Board of Commissioners approved entering into an MOU with Jaguar Communications for joint fiber use and exchange of fiber allocations within the County’s and Jaguar’s fiber networks. This Public/Private Fiber Asset Swap Agreement with Jaguar Communications and subsequently with the State of Minnesota provided a redundant southern fiber connection for Scott County for our backbone and partners. It also provided additional fiber capacity to the State of Minnesota (MNIT) and the potential to interconnect directly with others in southeastern Minnesota counties and cities.
This past spring, the City of Belle Plaine contacted the County for assistance in planning and reviewing options for connecting the new Belle Plaine pool facility to its existing City fiber network. In July, Jaguar Communications approached the County to see if they could use a strand of fiber to provide broadband services in downtown Belle Plaine to help promote economic development.

This Addendum to the MOU allows Jaguar to use one strand of the County's fiber lateral in the City of Belle Plaine between State and Main Streets along Willow Street in exchange for Jaguar constructing the lateral to the Belle Plaine pool, placing of two hand holes, and associated splicing in order to connect the municipal pool to the Belle Plaine City Hall. The term of this use would be for 5 years with annual renewals. This would be an approximate $5,000 to $10,000 savings to the City.

This Addendum would also allow future Addendums to the original MOU between the County and Jaguar to be signed by the County Administrator and Jaguar Chief Executive Officer which is in alignment with current agreements.

Once completed this project will greatly reduce ongoing long-term costs for the City of Belle Plaine and ensure reliable connectivity for the City’s facilities.

This request is to authorize entering into an Addendum to the County’s Agreement with Jaguar Communications for the purposes of allowing Jaguar to use additional fiber on the County’s network in exchange for Jaguar constructing new fiber facilities for the County and for the City of Belle Plaine.

**Fiscal Impact:**

None.
The purpose of this request is to approve the appointment of Kevin Shea of Commissioner District 2 to the Scott Watershed Management Organization Planning Commission.

The Scott Watershed Management Organization Planning Commission (Scott WPC) gives oversight on policy issues; budget, plan, and program priorities; advisory support for the Scott Watershed Management Organization Board; and utilizes and implements the Comprehensive Water Resource Management Plan.
The Scott WPC is a seven member Commission with one representative from the Shakopee Basin/Prior Lake Spring Lake area, one from the Credit River Watershed, one from the Southwest Watershed, two from the Sand Creek Watershed (because of its large area) and two at-large members.

Mr. Shea will fill a vacancy representing the Sand Creek Watershed.

This vacancy was advertised in the SCENE as well as on the County’s website.

This request is to approve the appointment of Kevin Shea to the Scott Watershed Management Organization Planning Commission for a term effective September 3, 2019 through December 31, 2020.

Fiscal Impact:
None
### Background/Justification:


2. Separation of employment for Nakhil Kaistha, FT Therapist, Health and Human Services Division, effective 08/30/19.

3. Separation of employment for Jacob Hennen, FT Temporary GIS Technician-Unclassified, Planning & Resource Management Division, effective 08/22/19.
4. Separation of employment for Jacob Wacker, FT Program Delivery Seasonal, Transportation Services Division, effective 08/15/19.

5. Separation of employment for Himani Joshi, FT Temporary Administrative Assistant-Unclassified, Administration Division, effective 08/23/19.

6. FT Probationary employment for Asha Ahmed, Therapist, Health and Human Services Division, effective 08/26/19.

7. FT Probationary employment for Ayman Sabry, Therapist, Health and Human Services Division, effective 08/26/19.

8. FT Probationary employment for Miranda Barker, Child Protection Worker, Health and Human Services Division, effective 08/26/19.

9. FT Probationary employment for Teja Lawrence, 911 Dispatcher, Sheriff’s Office, effective 08/26/19.

10. FT Temporary employment for Anthony Zappa, Building Inspector-Unclassified, Community Services Division, effective 08/26/19.

11. Intermittent (34% FTE) employment for Sophie Lee, Library Aide-Unclassified, Administration Division, effective 08/20/19.

12. Promotion for Kate Sedlacek, FT Environmental Health & Waste Programs Supervisor to FT Probationary Environmental Services Manager, Planning & Resource Management Division, effective 08/19/19.

13. Change in employment for Matelyn Flaschenriem, FT Temporary to PT (.50 FTE) Administrative Assistant, Community Services Division, effective 08/19/19.

14. Amend separation date of employment for James Burger, FT Maintenance Worker II, Planning & Resource Management Division, effective 08/28/19 (previously reported as 08/30/19).

15. The recognition of the 20 nursing students from Metro State University as volunteers for a one-time event, Project Community Connect, on Wednesday, September 11, 2019, at the Canterbury Expo Center will enable them to be covered for liability insurance purposes in accordance with the insurance contracts currently in force with Scott County.

**Fiscal Impact:** N/A
### Background/Justification:

The purpose of this agenda item is to adopt Resolution No. 2019-129; Awarding a Contract to Klar Dig Construction, Inc. for the Construction of the Cleary Lake Regional Park Maintenance Building and Amending the Budget for the Parks Improvement Program (PIP).

The project will construct an 8,855 square foot maintenance building at Cleary Lake Regional Park to replace the current 70 year-old building which is beyond its useful life. The new facility will provide adequate space for staff, vehicles, equipment, and supplies to support the growing regional park and trail operations in Scott County. Construction is targeted to begin in September 2019 with anticipated completion in 2020.
Scott County and Three Rivers Park District entered into an Agreement on January 8, 2019 for this project. The Agreement was approved by the Board on November 20, 2018. The Agreement covers cost participation, project delivery and procurement responsibilities, check-in opportunities for the respective Boards, a cross-agency executive team for project and budget oversight, and other project considerations.

The project was advertised for bids and a bid opening was held on Thursday, August 15, 2019. Six bids were received, and the results were as follows:

<table>
<thead>
<tr>
<th>Bidder</th>
<th>Alt 1</th>
<th>Alt 2</th>
<th>Alt 3</th>
<th>Alt 4</th>
<th>Alt 5</th>
<th>Alt 6</th>
<th>Total Base Bid</th>
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<tr>
<td>Klar Dig Construction, Inc.</td>
<td>17,600</td>
<td>27,390</td>
<td>38,780</td>
<td>22,000</td>
<td>11,931</td>
<td>49,780</td>
<td>$1,979,000</td>
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<td>KUE Contractors, Inc.</td>
<td>20,460</td>
<td>28,701</td>
<td>38,780</td>
<td>20,972</td>
<td>12,527</td>
<td>49,780</td>
<td>$2,064,898</td>
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<td>Brennan Construction</td>
<td>17,500</td>
<td>27,500</td>
<td>50,000</td>
<td>15,500</td>
<td>12,000</td>
<td>39,000</td>
<td>$2,083,000</td>
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<tr>
<td>RAM General Contracting</td>
<td>20,460</td>
<td>14,083</td>
<td>38,000</td>
<td>21,971</td>
<td>11,931</td>
<td>49,780</td>
<td>$2,268,000</td>
</tr>
<tr>
<td>Ebert Construction</td>
<td>11,000</td>
<td>31,000</td>
<td>38,000</td>
<td>21,000</td>
<td>12,000</td>
<td>49,500</td>
<td>$2,292,000</td>
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<tr>
<td>APX Construction Group</td>
<td>19,000</td>
<td>13,000</td>
<td>38,000</td>
<td>18,000</td>
<td>14,000</td>
<td>49,000</td>
<td>$2,345,000</td>
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</table>

The bid of Klar Dig Construction, Inc. was the lowest responsible bid.

The project was bid with six bid alternates, which were a combination of ADD and DEDUCT alternates. The contract documents specify that the County has the right to accept alternates in any order or combination and to determine the lowest bid on the basis of the sum of the total base bid amount and alternates accepted. The project architecture consultant Oertel provided a letter of recommendation (dated August 22, 2019) which is consistent with the recommendations from the project and executive teams.

The project and executive teams recommend that the following alternates be accepted:

- **Alternate No. 1**: Provide complete electrical outbuildings. ADD $17,600. This cost is reasonable and completes all electrical services upgrades to the Maintenance campus.
- **Alternate No. 3**: Provide horizontal siding in lieu of base bid panel siding. DEDUCT $38,780. This alternate primarily affects the appearance of the building exterior, but does not reduce the performance, or life expectancy of the siding.
- **Alternate No. 4**: Provide metal lockers as specified. ADD $22,000. This cost is reasonable and provides necessary lockers and benches for staff.

The project and executive teams recommend the following alternates be rejected:

- **Alternate No. 2**: Provide asphalt in lieu of concrete slab and Class V aggregate driveway. ADD $27,390. This work may be incorporated into a future Scott County paving project at less cost.
- **Alternate No. 5**: Eliminate operable wall panel system. DEDUCT $11,931. This operable wall panel is critical to the function and flexibility of the staff space within the building; and would be difficult and perhaps more expensive to install at a later date.
- **Alternate No. 6**: Provide fully-adhered EPDM roofing system in lieu of standing seam metal. DEDUCT $49,781. This alternate reduces the performance, or life expectancy, of the roofing, resulting in a product with a lower first-cost but likely with a higher life-cycle cost.

**Project Budget and Funding**

The County’s 2018-2022 Parks Improvement Program (PIP) includes funding for reconstruction of the Cleary Lake Regional Park Maintenance Building for a total design and construction budget of $2,284,000.00.

Funding for this project was identified as follows from the PIP:

Scott County’s 2018, 2019, and 2020 Legacy allocations - $1,584,000
County Levy - $350,000
Three Rivers Park District - $350,000
$2,284,000

Staff recommends a total construction contract of $1,979,820 and the establishment of 5% construction contingency in the amount of $98,991, for a total construction budget of $2,078,811.00. The engineering and other project costs such as utilities (septic, fiber, electrical and gas service), testing, fixtures, furnishings, and equipment are estimated to cost $322,228, resulting in a revised total project budget of $2,401,039. This total project cost is an increase of $117,039 above the approved project budget in the PIP.

Staff reviewed several options for making up this gap and still constructing the appropriate project that meets the long term needs of the County’s parks. Three River’s holds a fund balance that was designed to accommodate these types of contingency needs. This has been developed by utilizing some one time funds the County received, and also accumulating the underruns from the operating budget over the past several years. The fund balance is adequate to cover the $117,039 gap. The policy team which consists of two County Commissioners and two Three Rivers Park District Commissioners supported use of this fund balance if this situation arose. The Three Rivers Park District will officially approve use of these funds at their September meeting.

Fiscal Impact:
Staff recommends approval of the project and amending the 2019 CIP to construct the Cleary Lake Maintenance Facility and a budget amendment of $117,039 for the project utilizing fund balance held by the Three Rivers Park District.
RESOLUTION NO. 2019-129; AWARDING A CONTRACT TO KLAR DIG CONSTRUCTION, INC. FOR THE CONSTRUCTION OF THE CLEARY LAKE REGIONAL PARK MAINTENANCE BUILDING AND AMENDING THE BUDGET FOR THE PARKS IMPROVEMENT PROGRAM

WHEREAS, the purpose of the project is to provide a new facility that will provide adequate space for staff, vehicles, equipment, and supplies to support the growing regional park and trail operations in Scott County; and

WHEREAS, Scott County and Three Rivers Park District entered into an Agreement on January 8, 2019; and

WHEREAS, the project was advertised for bids and a bid opening was held on Thursday, August 15, 2019. The bid of Klar Dig Construction, Inc. was the lowest responsible bid amount of $1,979,000; and

WHEREAS, based on a letter of recommendation from the project architecture consultant and recommendation of the project and executive teams, staff recommends the following alternates be accepted,

- Alternate No. 1: Add $17,600
- Alternate No. 3: Deduct $38,780
- Alternate No. 4: Add $22,000; and

the following alternates be rejected,

- Alternate No. 2: Add $27,390.
- Alternate No. 5: Deduct $11,931.
- Alternate No. 6: Deduct $49,781; and

WHEREAS, the County’s 2018-2022 Parks Improvement Program (PIP) includes funding for reconstruction of the Cleary Lake Regional Park Maintenance Building for a total design and construction budget of $2,284,000; and

WHEREAS, the total construction contract with the recommended alternates is $1,979,820 and the project and executive teams recommend a 5% construction contingency in the amount of $98,991, for a total revised project amount of $2,401,039, which represents an increase of $117,039 above the approved project budget; and

WHEREAS, the PIP budget will be amended to show construction of the Cleary Lake Maintenance Facility in 2019 and amend the budget by $117,039 and this amount will be covered from the Scott County and Three Rivers Park District partnership fund balance.
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 enter into a Contract with Klar Dig Construction, Inc. in the amount of $1,979,820.

BE IT FURTHER RESOLVED, the Parks Improvement Program is amended to construct the Cleary Lake Maintenance Building in 2019 and the budget is increased by $117,039 for a project total of $2,401,039 for this project utilizing the Scott County and Three Rivers Park District partnership fund balance.

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

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<td>Weckman Brekke</td>
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<td>Ulrich</td>
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State of Minnesota) County of Scott )
I, Lezlie A. Vermillion, duly appointed qualified County Administrator for the County of Scott, State of Minnesota, do hereby certify that I have compared the foregoing copy of a resolution with the original minutes of the proceedings of the Board of County Commissioners, Scott County, Minnesota, at their session held on the 3rd day of September, 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 3rd day of September, 2019.

_________________________________________ County Administrator

_________________________________________ Administrator's Designee
Background/Justification:
The purpose of this agenda item is to conduct a public hearing at 9:30 a.m. and adopt Resolution No. 2019-125; Approving the Pledge of the General Obligation of Scott County, Minnesota to the Payment of the Governmental Development Bonds (Scott County, Minnesota Unlimited Tax General Obligation – Brentwood II Project), Series 2019a, to be Issued by the Scott County Community Development Agency; Approving the Pledge of the Special Benefits Tax to the Payment of Such Bonds; and Authorizing the Execution and Delivery of Documents in Connection Therewith.
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.

Fiscal Impact:
No fiscal impact.
RESOLUTION NO. 2019-125; APPROVING THE PLEDGE OF THE GENERAL OBLIGATION OF SCOTT COUNTY, MINNESOTA TO THE PAYMENT OF THE GOVERNMENTAL DEVELOPMENT BONDS (SCOTT COUNTY, MINNESOTA UNLIMITED TAX GENERAL OBLIGATION – BRENTWOOD II PROJECT), SERIES 2019A, TO BE ISSUED BY THE SCOTT COUNTY COMMUNITY DEVELOPMENT AGENCY; APPROVING THE PLEDGE OF THE SPECIAL BENEFITS TAX TO THE PAYMENT OF SUCH BONDS; AND AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS IN CONNECTION THEREWITH

WHEREAS, pursuant to Minnesota Statutes, Sections 469.001 through 469.047, as amended, and Minnesota Statutes, Chapter 475, as amended (collectively, the “Act”), the Scott County Community Development Agency (the “Agency”) is authorized to undertake housing development projects and to acquire and construct multifamily rental housing for the purpose of providing housing for elderly persons and for persons and families of low and moderate income and to issue general obligation bonds to finance or refinance such qualified housing development projects; and

WHEREAS, on May 8, 2012, the Agency issued its Governmental Development Bonds (Scott County, Minnesota – Unlimited Tax General Obligation – Brentwood Project), Series 2012C (the “Series 2012C Bonds”), in the original aggregate principal amount of $7,100,000, and used the proceeds thereof to finance the acquisition, construction, and equipping by the Agency of a 50-unit multifamily rental housing facility for low- and moderate-income seniors located in the City of Jordan, Minnesota; and

WHEREAS, the Series 2012C Bonds were issued pursuant to the Act and an Indenture of Trust, dated as of May 1, 2012 (the “Original Indenture”), between the Agency and U.S. Bank National Association (the “Trustee”) and consented to by Scott County, Minnesota (the “County”); and

WHEREAS, the Agency is proposing to issue its Governmental Development Bonds (Scott County, Minnesota Unlimited Tax General Obligation – Brentwood II Project), Series 2019A (the “Bonds”), in the maximum principal amount of $13,000,000, pursuant to the Act, in order to finance the acquisition, construction, and equipping by the Agency of an approximately 59-unit housing development project for rental to low- and moderate-income seniors to be located in the City of Jordan, Minnesota (the “Project”); and

WHEREAS, the County desires to extend its support to the Project by pledging its general obligation to the Bonds pursuant to Section 469.034 of the Act; and

WHEREAS, to consider the general obligation pledge of the County, the Board of Commissioners of the County must approve the principal amount of the Bonds to be issued by the Agency in accordance with Section 469.034, subdivision 2(b) of the Act; and

WHEREAS, on the date hereof, which is a date at least fifteen (15) but not more than one hundred twenty (120) days prior to the sale of the Bonds, the Board of Commissioners of the County conducted a duly noticed public hearing with respect to the issuance of the Bonds by the Agency and the pledge of the general obligation of the County to the payment of debt service on the Bonds; and
WHEREAS, the Agency proposes to annually pledge up to $250,000 of its special benefit tax levy authorized under Section 469.033, subdivision 6 of the Act to be levied in the County to pay principal of and interest on the Bonds and to support the Project annually during the term of the Bonds; and

WHEREAS, the County is supportive of the Project and the annual pledge of the Agency’s special benefit tax levy to assist the Project in order to provide and maintain affordable rental housing for elderly persons in the County; and

WHEREAS, there have been presented before this Board of Commissioners, a form of a First Supplemental Indenture of Trust (the “First Supplemental Indenture”) proposed to be entered into between the Agency and U.S. Bank National Association (the “Trustee”), and to be consented to by the County, which supplements the Original Indenture; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Scott County, Minnesota that the general obligation of the County is hereby pledged to the payment of principal of and interest on the Bonds in the maximum principal amount of $13,000,000 to be issued by the Agency to (i) finance the Project; (ii) fund required reserves; and (iii) pay a portion of the costs of issuance of the Bonds. The sum of the principal amount of the Bonds plus the outstanding principal amount of bonds issued pursuant to Section 469.034, subdivision 2 of the Act to which the County’s full faith and credit and that of any city in the County has been pledged does not exceed the greater of (a) one-half of one percent of the estimated market value of the County and all cities in the County or (b) $5,000,000;

BE IT FURTHER RESOLVED, the First Supplemental Indenture is hereby approved in substantially the form on file with the County. The Chair and County Administrator, or their designees, are hereby authorized and directed to execute and deliver the First Supplemental Indenture in the name and on behalf of the County. The First Supplemental Indenture shall be substantially in the form on file with the County which is hereby approved, with such omissions and insertions as do not materially change the substance thereof, or as the Chair and the County Administrator, in their discretion, shall determine, and the execution thereof by the Chair and the County Administrator shall be conclusive evidence of such determination;

BE IT FURTHER RESOLVED, the County hereby consents to the preparation and distribution of a Preliminary Official Statement and a Final Official Statement (together, the “Official Statement”) by Baker Tilly Municipal Advisors, LLC (the “Municipal Advisor”), as municipal advisor to the Agency, in connection with the sale of the Bonds. Officers and employees of the County are authorized and directed to cooperate with the Municipal Advisor and participate in the preparation of the Official Statement. The Chair and the County Administrator are authorized and directed to furnish the purchaser of the Bonds at the closing a certificate stating that, to the best knowledge of such officers, the Official Statement did not, at the time of sale of the Bonds, contain any untrue statement of a material fact or omit to state any material circumstances under which they were made, not misleading;

BE IT FURTHER RESOLVED, the annual pledge by the Agency of up to $250,000 of the Agency’s special benefit tax to be levied in the County in accordance with Section 469.033, subdivision 6 of the Act, to pay principal of and interest on the Bonds and to support the Project annually during the term of the Bonds is hereby approved;
BE IT FURTHER RESOLVED, the Chair and the County Administrator are authorized to take any other action and execute any documents or closing certificates deemed necessary to carry out the intentions of the resolution, including but not limited to a continuing disclosure certificate and a general certificate of the County.

BE IT FINALLY RESOLVED, this Resolution shall be in full force and effect from and after its passage.

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<td>Weckman Brekke</td>
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<tr>
<td>Ulrich</td>
<td>□ Yes □ No □ Absent □ Abstain</td>
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</table>

State of Minnesota)  
County of Scott  
I, Lezlie A. Vermillion, duly appointed qualified County Administrator for the County of Scott, State of Minnesota, do hereby certify that I have compared the foregoing copy of a resolution with the original minutes of the proceedings of the Board of County Commissioners, Scott County, Minnesota, at their session held on the 3rd day of September, 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 3rd day of September, 2019.

________________________________________  County Administrator

________________________________________  Administrator's Designee