

BOARD OF COMMISSIONERS**COUNTY OF SCOTT****OCTOBER 20, 2020**

(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 9:04 a.m., with the following members present: Commissioner Beer, presiding, Commissioner Weckman Brekke, Commissioner Wolf, and Commissioner Beard. Commissioner Ulrich participated via phone. Chair Beer announced all votes will be by roll call vote.

(2) County Staff Present:

- A. Lezlie Vermillion, County Administrator
- B. Ron Hocevar, County Attorney
- C. Jake Grussing, Library Director (via phone)
- D. Lisa Brodsky, Public Health Director (via phone)
- E. Luke Hennen, Sheriff (via phone)
- F. Chris Harder, Quality Improvement Manager
- G. Danny Lenz, Chief Financial Officer/Deputy County Administrator
- H. Brad Davis, Planning and Resource Management Director (via phone)
- I. Greg Sorenson, Chief Information Officer (via phone)
- J. Lisa Freese, Transportation Services Director (via phone)
- K. Pam Selvig, Health and Human Services Director (via phone)
- L. Danielle Fox, Adult Services Manager (via phone)
- M. Perry Mulcrone, Business Relationship Director (via phone)
- N. Troy Beam, Transit and Fleet Manager (via phone)
- O. Cindy Geis, Community Services Director (via phone)
- P. Lori Huss, Employee Relations Director (via phone)
- Q. Nathan Abney, Associate Planner (via phone)
- R. Barb Dahl, Social Services Director
- S. Monika Mlynarska, Associate Planner (via phone)
- T. Patty Freeman, Scott County Parks and Trails General Manager
- U. Tracy Cervenka, Administrative Office Supervisor
- V. Debra Brazil, Deputy Clerk to the Board (via phone)

(3) Guests Present:

- A. Jenn Brewington, City of Shakopee (via phone)
- B. Jody Brennan, Shakopee City Councilor and Live, Learn, Earn (via phone)
- C. Darren Kermes, Southwest Metro Intermediate School District Superintendent and Live, Learn, Earn (via phone)
- D. Justin Lewandowski, Beacon Interfaith Housing Collaborative (via phone)
- E. Pastor Gary Kinkel (via phone)
- F. Stacy Crakes, Scott County Community Development Agency First Stop Shop (via phone)
- H. Kurt Briggs, Prior Lake Mayor and Live, Learn, Earn
- I. Paul Steinman, Baker Tilley

(4) Amendments to the Agenda

Chair Beer announced the addition of agenda item 7.2 awarding the Sale of General Obligation Law Enforcement Center Refunding Bonds.

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On a motion by Commissioner Wolf, seconded by Commissioner Beard, the amended agenda was approved unanimously on a roll call vote.

(5) Minutes:

On a motion by Commissioner Weckman Brekke, seconded by Commissioner Ulrich, the Minutes of October 6, 2020 were approved unanimously on a roll call vote.

(6) Recognition of Interested Citizens:

A. Steve Domeier, 4215 Hunters Lane, Cedar Lake Township, spoke in opposition of the proposed helipad in Cedar Lake Township. Mr. Domeier thanked the Commissioners and staff for listening to the residents' concerns and for the changes that have been made to the conditions. Mr. Domeier stated that his concerns regarding the flight route, days of operation, and location of the helipad remain.

B. Pastor Gary Kinkel, Senior Pastor of St. John's Lutheran Church in Shakopee, addressed the issues of homelessness in Scott County and programs this congregation has been involved with to assist residents experiencing homelessness. Pastor Kinkel strongly encouraged the County Board to make a \$900,000 capital commitment to the proposed construction of the Prairie Pointe Housing Development in Shakopee.

(7) Innovation: We will take informed risks to deliver services more effectively and will learn from our successes and failures:

The County Board participated in the Scott County Delivers panel discussion regarding Live, Learn, Earn.

(8) Consent Agenda:

Commissioner Beard requested agenda item 6.15 relating to the Minnesota Department of Health Statewide Health Improvement Program (SHIP) be pulled from the consent agenda for separate discussion and possible amendment.

In reference to the agenda items requesting approval to purchase real property, Commissioner Ulrich requested future properties being considered for purchase be evaluated for transitional housing use.

A. Commissioner Wolf moved, seconded by Commissioner Weckman Brekke to adopt Resolution No. 2020-161; Authorizing Entering Into an Agreement With EPA Audio Visual, Inc. for the Purchase and Installation of Audio Equipment Using Coronavirus Aid, Relief, and Economic Security (CARES) Act Funding. 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 on a roll call vote.

B. Commissioner Wolf moved, seconded by Commissioner Weckman Brekke to adopt Resolution No. 2020-162; Authorizing Final Payment to SM Hentges & Sons, Inc. in the Amount of \$1,000 for County Project 42-17 for County Highway 42 and Trunk Highway 13 Intersection Improvements. 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 on a roll call vote.

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C. Commissioner Wolf moved, seconded by Commissioner Weckman Brekke to adopt Resolution No. 2020-163; Authorizing Final Payment to MP Asphalt Maintenance, Inc. in the Amount of \$1,000 for the 2020 Trail Sealcoat Project. 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 on a roll call vote.

D. Commissioner Wolf moved, seconded by Commissioner Weckman Brekke to adopt Resolution No. 2020-164; Approving Execution of a Purchase Agreement and the Purchase of Real Property Located Along County Highway 17 in the City of Shakopee by an Early Voluntary Acquisition by Mutual Agreement. 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 on a roll call vote.

E. Commissioner Wolf moved, seconded by Commissioner Weckman Brekke to adopt Resolution No. 2020-165; Approving Execution of a Purchase Agreement and the Purchase of Real Property by an Early Voluntary Acquisition by Mutual Agreement Located Along County Highway 17 in the City of Shakopee. 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 on a roll call vote.

F. Commissioner Wolf moved, seconded by Commissioner Weckman Brekke to adopt Resolution No. 2020-166; Authorizing Final Payment to Sunram Construction, Inc. in the Amount of \$1,000 for the Sand Creek Near Channel Sediment Reduction Phase IV Project in Helena Township. 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 on a roll call vote.

G. Commissioner Wolf moved, seconded by Commissioner Weckman Brekke to adopt Resolution No. 2020-169; Awarding a Contract to Egan Company for the Installation of a Traffic Signal System and Interconnect at the Intersection of County Highway 27/Connelly Parkway 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 on a roll call vote.

H. Commissioner Wolf moved, seconded by Commissioner Weckman Brekke to adopt Resolution No. 2020-170; Approving the Amendment to the Minnesota Pollution Control Agency 2020 Local Recycling Development Grant to Increase the State's Total Obligation From \$384,254.13 to \$563,803.24. 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 on a roll call vote.

I. Commissioner Wolf moved, seconded by Commissioner Weckman Brekke to adopt Resolution No. 2020-174; Approving Execution of a Purchase Agreement and the Purchase of Real Property Located Along County Highway 17 in the City of Shakopee by an Early Voluntary Acquisition by Mutual Agreement. 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 on a roll call vote.

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J. Commissioner Wolf moved, seconded by Commissioner Weckman Brekke to adopt Resolution No. 2020-176; Approving Coronavirus Aid, Relief, and Economic Security (CARES) Act Special Revenue Fund to be Authorized for Use to Cover Pandemic Response Costs Incurred in the County Operation Budget From No Earlier Than March 1, 2020 Through September 30, 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 on a roll call vote.

K. Commissioner Wolf moved, seconded by Commissioner Weckman Brekke to approve the record of disbursements and approve the claims made to Scott County from September 1, 2020 through September 30, 2020 in the amount of \$22,417,791.82. A copy of the record of disbursements is available in the office of the County Administrator and is made a part of this record by reference. The motion carried unanimously on a roll call vote.

L. Commissioner Wolf moved, seconded by Commissioner Weckman Brekke to adopt Resolution No. 2020-167; Authorizing Revocation and Entering Into an Agreement for the Turnback of Mobile Manor Drive to Jackson Township. 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 on a roll call vote.

M. Commissioner Wolf moved, seconded by Commissioner Weckman Brekke to adopt Resolution No. 2020-168; Authorizing Revocation of Mobile Manor Drive to the City of Shakopee. 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 on a roll call vote.

N. Commissioner Wolf moved, seconded by Commissioner Weckman Brekke to adopt Resolution No. 2020-171; Authorizing the Third Amendment and Restated Joint Powers Agreement Establishing the I-35W Solutions Alliance and Continuing Scott County's Membership on the Joint Powers Board. 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 on a roll call vote.

O. On the recommendation of the Belle Plaine Town Board and the Planning Advisory Commission, Commissioner Wolf moved, seconded by Commissioner Weckman Brekke to approve the request for rezoning of 40 acres from A-1, Agricultural Preservation District to A-3, Agricultural Preservation Density (Carol Bauer, Applicant and Carol and Roger Bauer, Property Owners) in Section 23 of Belle Plaine Township. This action is in accordance with Chapters 2 and 60 of Scott County Zoning Ordinance No. 3 based on the criteria listed for approved. The motion carried unanimously on a roll call vote.

P. On the recommendation of the Credit River Town Board and the Planning Advisory Commission, Commissioner Wolf moved, seconded by Commissioner Weckman Brekke to approve the request to rezone 95.32 acres from UER, Urban Expansion Reserve District, to UER-C, Urban Expansion Reserve Cluster District (John Mesenbrink, Applicant and John and Mary Mesenbrink, Property Owners) in Section 10 of Credit River Township. This action is in accordance with Chapters 2 and 60 of Scott County Zoning Ordinance No. 3 based on the criteria listed for approval. The motion carried unanimously on a roll call vote.

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Q. On the recommendation of the County Administrator, Commissioner Wolf moved, seconded by Commissioner Weckman Brekke 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 Brian Studer, PT (FTE 34%) Sheriff Deputy – Unclassified, County Sheriff’s Office, effective 10/11/20.
2. FT Probationary employment of Eddieberto Sanchez, Corrections Officer, County Sheriff’s Office, effective 10/05/20.
3. FT Probationary employment of Luis Paniagua Jr., Corrections Officer, County Sheriff’s Office, effective 10/05/20.
4. FT Temporary employment for Mathias Soto-Elgueta, Community Health Specialist – Unclassified, Health and Human Services Division, effective 10/13/20.
5. FT Temporary employment for Astrid Sandoval, Community Health Specialist – Unclassified, Health and Human Services, effective 10/13/20.
6. PT (FTE 32%) Temporary employment for Chrissy Degendorfer, Administrative Specialist – Unclassified, Health and Human Services Division, effective 09/30/20.
7. Intermittent (FTE 34%) employment for Rachael Gardner, Corrections Officer – Unclassified, County Sheriff’s Office, effective 10/12/20.
8. Intermittent (FTE 34%) employment for Jenna Nelson, Facility Probation Officer – Unclassified, Health and Human Services Division, effective 10/06/20.
9. 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:

Add		Delete
Denver Crowell	Cathleen Reynolds	Julie Ditzler
Nancy Taklo	Matthew Topkah	
Kevin Forss	Patrick Swope	
Megan Bergstrom		

Motion carried unanimously on a roll call vote.

R. Commissioner Wolf moved, seconded by Commissioner Weckman Brekke to adopt Resolution No. 2020-177; Setting a Public Hearing Date of November 17, 2020 at 10:30 a.m. to Amend the Capital Improvement Plan to Provide for the Use of Excess Proceeds of General Obligation Bonds Issued Thereunder. 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 on a roll call vote.

- (9) Collaboration: We will work with partners – communities, schools, faith groups, private business, and non-profit agencies – to see that services are not duplicated but rather are complimentary, aligned, and provided by the partners who can deliver the service most effectively:

Commissioner Beard stated he supports extending the current five-year Statewide Health Improvement Program (SHIP) Grant which was scheduled to end October 31, 2020. Due to the COVID-19 pandemic, agencies have experienced a slowing of Grant work, and this no-cost extension will allow Scott County to continue using SHIP Year 5 funds for grant work through June 30, 2021. However, given the current economic uncertainties due to COVID-19, he is not comfortable committing to a new five-year SHIP Grant Agreement.

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Commissioner Beard asked the Commissioners to support amending Resolution No. 2020-172 to authorize the Amendment to the current Grant Agreement only. He requested the new five-year Grant Agreement be discussed at the October 27, 2020 County Board workshop.

Commissioner Beard moved, seconded by Commissioner Ulrich to adopt Resolution No. 2020-172; Authorizing an Amendment to the Current Agreement With the Minnesota Department of Health for the Statewide Health 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 on a roll call vote.

(10) Communication: We will always be clear about what we're doing and why we're going it:

Scott County Parks and Trails General Manager Patty Freeman reviewed the Metropolitan Council's Draft Amendment to the 2040 Regional Parks Policy Plan. The potential impact on Scott County parks and trails if the Draft Amendment is adopted was noted. Ms. Freeman reviewed the draft comment letter prepared for the Board Chair's signature. Comments are focused in the areas of system additions, boundary adjustments, master planning public engagement requirements, and new workplan topics of long-term vision for regional trail system, cultural-historical study, and exploring development of a land acknowledgement.

Commissioner Weckman Brekke suggested highlighting the concern regarding boundary adjustments in the letter.

Commissioner Ulrich moved, seconded by Commissioner Beard to adopt Resolution No. 2020-175; Authorizing Submittal of Comments on the Metropolitan Council's Draft Amendment to the 2040 Regional Parks Policy Plan. 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 on a roll call vote.

(11) Stewardship: We will work proactively to make investments, guided by resident input, which will transform lives, communities, and government:

Chief Financial Officer/Deputy County Administrator Danny Lenz presented the request to award the sale of General Obligation Law Enforcement Refunding Bonds in the original aggregate principal amount of \$14,725,000. Mr. Lenz stated the interest rate is 1.29% which will result in an average annual savings of \$261,381 for 13 years or a total of \$3.40 million. It was also noted the payment schedule has not been extended.

Paul Steinman of Baker Tilley further explained the financial benefits of the refunding. He also congratulated Scott County on the reaffirmation of its AAA Bond Rating with a stable outlook.

Commissioner Beard moved, seconded by Commissioner Wolf to adopt Resolution No. 2020-178; Awarding the Sale of General Obligation Law Enforcement Center Refunding Bonds, Series 2020A, in the Original Aggregate Principal Amount of \$14,725,000; Fixing Their Form and Specifications; Directing Their Execution and Delivery; Providing for Their Payment; and Providing for the Redemption of Bonds Refunded Thereby. 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 on a roll call vote.

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(12) Committee Reports and Commissioner Updates:

- A. The Commissioners all participated in the County Board workshop on October 6.
- B. Commissioner Weckman Brekke volunteered at Loaves and Fishes in Shakopee on October 6.
- C. Commissioner Weckman Brekke attended the Belle Plaine Town Board meeting on October 6.
- D. Commissioner Weckman Brekke participated in the State Community Health Advisory Committee virtual meeting on October 7.
- E. Commissioner Weckman Brekke met with the Scott County Community Corrections Director on October 8.
- F. Commissioners Weckman Brekke, Ulrich, Wolf, and Beer participated in the Scott County Association for Leadership and Efficiency (SCALE) virtual meeting on October 9.
- G. Commissioner Weckman Brekke and County Administrator Lezlie Vermillion met with the New Prague Mayor and City Administrator on October 13.
- H. Commissioner Weckman Brekke participated in the AFSCME Labor Management Committee virtual meeting on October 13.
- I. Commissioner Weckman Brekke met with Ms. Vermillion on October 13.
- J. Commissioners Weckman Brekke and Wolf participated in the Shakopee Chamber of Commerce Candidate Forum on October 13.
- K. Commissioner Weckman Brekke participated in the Scott County Historical Society virtual meeting on October 14.
- L. Commissioner Weckman Brekke participated in the Dakota-Scott Workforce Development Board virtual meeting on October 16.
- M. Commissioners Weckman Brekke and Beard attended the Greystone Construction groundbreaking on October 19.
- N. Commissioner Weckman Brekke met with the Scott County Health and Human Services Director on October 20.
- O. Commissioners Weckman Brekke, Wolf, and Beer reported receiving numerous calls regarding the proposed helipad in Cedar Lake Township.
- P. Commissioner Weckman Brekke reported receiving numerous calls regarding voting.
- Q. Commissioners Beard and Ulrich participated in the Trunk Highway 169 Corridor Coalition Executive Board virtual meeting on October 8.
- R. Commissioner Beard participated in the Association of Minnesota Counties Board of Directors virtual meeting on October 9.
- S. Commissioner Beard participated in the Scott-Carver-Dakota Community Action Program Board of Directors virtual meeting on October 13.
- T. Commissioner Beard met with a member of the Blue Ribbon Commission on the Metropolitan Council on October 16.
- U. Commissioners Beard and Ulrich participated in a Minnesota Inter-County Association virtual meeting on October 19.
- V. Commissioners Beard and Ulrich participated in the SCALE Service Delivery Committee virtual meeting on October 19.
- W. Commissioner Ulrich participated in the Suburban Transit Association virtual meeting on October 12.
- X. Commissioner Ulrich participated in the Minnesota Valley Transit Authority Management Committee virtual meeting on October 19.
- Y. Commissioner Wolf attended the New Market Town Board meeting on October 6.
- Z. Commissioner Wolf participated in the I35W Solutions Alliance virtual meeting on October 8.
- AA. Commissioner Wolf attended the Elko New Market City Council meeting and workshop on October 8.
- AB. Commissioner Wolf attended the Spring Lake Town Board meeting on October 8.

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AC. Commissioner Wolf met with the Credit River Town Board Chair on October 10.

AD. Commissioner Wolf and a Scott Soil and Water Conservation District representative met with a resident on October 12 regarding a water issue.

AE. Commissioner Wolf participated in the Scott County Planning Advisory Commission virtual meeting on October 12.

AF. Commissioner Wolf attended the Cedar Lake Water and Sanitary Sewer District Board meeting on October 13.

AG. Commissioner Wolf participated in the Metropolitan Emergency Services Board virtual meeting on October 13.

AH. Commissioner Wolf attended the Prior Lake City Council workshop and meeting on October 19.

AI. Commissioner Wolf spoke of the continuing issue of illegal dumping in ditches.

AJ. Commissioner Beer met with Ms. Vermillion on October 6.

AK. Commissioners Beer and Ulrich participated in the Families and Individuals Sharing Hope (FISH) virtual meeting on October 8.

(13) County Administrator Update:

- The County Board will meet in a workshop setting on October 27 to discuss the proposed 2021 budget, Employee Relations policy updates, the Statewide Health Improvement Program (SHIP), and recommendations for The SCENE.
- The Community Health Board meeting will be Thursday, December 3, at 5:00 p.m. rather than Tuesday, November 3.
- The State Bonding Bill has been approved. The Bill includes:
 - \$5.269 million for the Dakota/Trunk Highway 13 interchange project; and
 - \$600,000 for McMahon Lake flood mitigation; and
 - Funds for a pedestrian/bicycle overpass at Trunk Highway 169 in the Southbridge area in Shakopee.

On a motion by Commissioner Wolf, seconded by Commissioner Weckman Brekke, the meeting adjourned at 11:34 a.m.

David Beer
Chair

Lezlie A. Vermillion
County Administrator
Clerk of the Board

Tracy A. Cervenka
Acting Deputy Clerk to the Board