BOARD OF COMMISSIONERS
COUNTY OF SCOTT

NOVEMBER 19, 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 9:12 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. Chris Harder, Quality Improvement Manager
D. Danielle Fox, Adult Services Manager
E. Troy Pint, Business Information/System Specialist
F. Danny Lenz, Chief Financial Officer/Deputy County Administrator
G. Jennifer Schultz, Enterprise Risk Manager
H. Jake Grussing, Library Director
I. Lisa Brodsky, Public Health Director
J. Mary Kay Stevens, Public Health Supervisor
K. Theresa Fuhrman, Public Health Nurse
L. Lisa Pollard, Learning and Outreach Manager
M. Mary Keen, Business Information/System Specialist
N. Brad Davis, Planning and Resource Management Director
O. Lisa Freese, Transportation Services Director
P. Pam Selvig, Health and Human Services Director
Q. Tony Winiecki, County Engineer
R. Cindy Geis, Community Services Director
S. Suzanne Arntson, Child Welfare Manager
T. Jessie Rudi, Data and Research Analyst
U. Kris Lage, Operations Analyst
V. Alexa Rundquist, Community Planner
W. Gretchen Young, Licensing Supervisor
X. Laurie Wolf, Social Worker
Y. Jacque Veglahn, Social Worker
Z. Julie Malecha, Social Worker
AA. Nancy Berndt, Social Worker
AB. Angie Boyd, Public Health Nurse
AC. Brittany Clay, Public Health Nurse
AD. Cindy Purser, Associate Library Director
AE. Greg Wagner, Principal Planner
AF. Sarah Deppe, Communications and Office Coordinator
AG. Luke Hennen, Sheriff
AH. Steve Collins, Sheriff’s Captain
AI. John Kvasnicka, Sheriff’s Sergeant
AJ. Adam Pirri, Chief Deputy Sheriff
AK. Jeff Swedin, Sheriff’s Captain
AL. Alison Rahn, Social Worker
AM. Jacob Edwinson, Sheriff’s Deputy
AN. Jacob Lannon, Sheriff’s Deputy
AO. Marty Schmitz, Zoning Administrator  
AP. Nathan Hall, Associate Planner  
AQ. Debra Brazil, Deputy Clerk to the Board

(3) Guests Present:  
A. Kami Thompson, New Horizon Academy  
B. Kathy Busch, Scott-Carver-Dakota Community Action Program  
C. Kim Latterner, Shakopee Public Schools  
D. Arvid Sornberger, Shakopee  
E. Lloyd Erbaugh, Scott County Mental Health Local Advisory Council  
F. Garry Tupy  
G. Donna Hentges, Scott County Planning Advisory Commission  
H. Bob Ruppe, Couri & Ruppe  
I. Chris Kostik, Credit River Town Board Chair  
J. Leon Carrick  
K. Dr. Andrew Stevens  
L. Tim Cook  
M. Nathan Layne, Allina EMS Supervisor  
N. Joseph Trongard, Allina EMT  
O. Scott Davis, Paramedic  
P. Joe Kane  
Q. Anton Cheskis

(4) Minutes:  

On a motion by Commissioner Wolf, seconded by Commissioner Beer, the Minutes of November 5, 2019 were approved on a vote of four ayes with Commissioner Beard abstaining.

(5) Recognition of Interested Citizens:  

Health and Human Services Director Pam Selvig introduced Social Worker Alison Rahn. Ms. Rahn described Scott County's new partnership with Minneapolis Angels which is a program offering support and services for individuals in foster care and for foster care providers.

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

The County Board participated in the Scott County Delivers panel discussion regarding early literacy.

Chair Weckman Brekke recessed the meeting at 10:06 a.m. and reconvened at 10:12 a.m.

(7) Consent Agenda:  

Commissioner Beard requested agenda item 7.1 to approve the final plat of Tara Farm be pulled from the consent agenda for separate discussion.

A. Commissioner Beard moved, seconded by Commissioner Wolf to adopt Resolution No. 2019-162; Designating Scott County Public Works Located at 600 Country Trail East in Spring Lake Township as the Location for Absentee Ballot Voting for 2020 Pursuant to M.S. §203B.081. 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.
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B. Commissioner Beard moved, seconded by Commissioner Wolf to adopt Resolution No. 2019-163; Authorizing the Property and Customer Service Administration and Elections Department to Establish Ballot Boards for the Responsibility to Accept or Reject Ballots for Absentee and Uniformed and Overseas Citizens Absentee Voting Act Voters. A copy of the resolution is available in the office of the County Administrator and is made a part of this record by reference. The motion carried unanimously.

C. Commissioner Beard moved, seconded by Commissioner Wolf to approve the agreed upon service fees between Scott County Taxing Districts and the Property and Taxation Services Department for assessment years 2020, 2021, and 2022. The motion carried unanimously.

D. Commissioner Beard moved, seconded by Commissioner Wolf to adopt Resolution No. 2019-165; Approving the Lease and Operating Costs Agreements With the Scott- Carver-Dakota Community Action Partnership for Use of Space at the Workforce Development Center. 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 Beard moved, seconded by Commissioner Wolf to adopt Resolution No. 2019-164; Approving the Lease and Operating Costs Agreements With Southwest Metro Intermediate District #288 for Use of Space at the Workforce Development Center. 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 Beard moved, seconded by Commissioner Wolf to adopt Resolution No. 2019-161; Authorizing a Fourth Amendment to the Agreement With Bolton and Menk, Inc. for County Project 21-27 County Highway 21 and Trunk Highway 13 Intersection Improvement and Authorizing a Budget Amendment of $193,057. 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.

G. Commissioner Beard moved, seconded by Commissioner Wolf to approve the Cooperative Agreement between the State of Minnesota Department of Human Services and Scott County Health and Human Services under Title IV-D for 2020-2021. The motion carried unanimously.

H. Commissioner Beard moved, seconded by Commissioner Wolf to approve entering into a Service Agreement with Cordant Health Solutions for drug testing services effective November 1, 2019 through December 31, 2022. The motion carried unanimously.

I. Commissioner Beard moved, seconded by Commissioner Wolf to approve estimate of just compensation by market value appraisals for right-of-way for the overlay and associated work for County Highway 42 located in the City of Savage. The motion carried unanimously.

J. Commissioner Beard moved, seconded by Commissioner Wolf to approve the record of disbursements and approve claims for the period October 1, 2019 through October 31, 2019 in the amount of $45,608,416.67. The motion carried unanimously.

K. Commissioner Beard moved, seconded by Commissioner Wolf to adopt Resolution No. 2019-160; Approving a Three-Year Agreement Between the County of Scott and the International Union of Operating Engineers, Local 49, Effective January 1, 2020 Through December 31, 2022, and Rescinding Resolution No. 2016-203. 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.
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L. On the recommendation of the County Administrator, Commissioner Beard 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 Marc Ravnholdt, FT Corrections Officer, Sheriff’s Office, effective 11/07/19.
2. Separation of employment for Benjamin Picone, PT Temporary (80% FTE) Program Delivery Seasonal, Transportation Services Division, effective 11/07/19.
3. Separation of employment for Leah Larson, Intermittent (34% FTE) Library Associate-Unclassified, Administration Division, effective 10/29/19.
4. Separation of employment for Elizabeth Brick, Intermittent (34% FTE) Library Associate-Unclassified, Administration Division, effective 10/29/19.
5. Separation of employment for Anna Hughes, Intermittent (34% FTE) Facility Probation Officer-Unclassified, Health and Human Services Division, effective 10/31/19.
6. Separation of employment for Jeffrey Fisch, Intermittent (34% FTE) Facility Probation Officer-Unclassified, Health and Human Services Division, effective 11/04/19.
7. FT Probationary employment for Brianna Freeberg, Social Work Case Manager, Health and Human Services Division, effective 12/02/19.
8. FT Probationary employment for Stacy Siegle, Principal Accounting Technician, Transportation Services Division, effective 11/19/19.
9. FT Temporary employment for Patrick Russell, Eligibility Specialist-Unclassified, Health and Human Services Division, effective 11/04/19.
10. Intermittent employment for Janet Jesperson, Medical Unit Clerk, Sheriff’s Office, effective 11/05/19.
12. Promotion for Spencer Autenrieth, FT Sheriff’s Deputy to FT Probationary Sheriff’s Sergeant, Sheriff’s Office, effective 01/02/20.
13. Amend separation of employment date for Yushica Bryant, FT Eligibility Specialist, Health and Human Services Division, effective 11/22/19 (previously reported as 11/01/19).
14. 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: Samantha Roth, Sanneth Chepkorir, and Abigail Kamm.

Motion carried unanimously.

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

Sheriff Luke Hennen presented the Morris A. Miller Outstanding Service Award to citizen Tim Cook, Scott County Sheriffs Deputies Jacob Lannon and Jacob Edwinson, Allina Duty Supervisor Nathan Layne, and Allina EMT Joseph Trongard for their response during a lifesaving incident on August 17, 2019.

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

A. Principal Planner Greg Wagner presented the request to approve the final plat of Tara Farm located in Section 26 of Credit River Township. Mr. Wagner provided an overview of the proposed project noting the preliminary plat consisting of 56 lots on 251.02 acres was approved by the County Board on September 4, 2018. Mr. Wagner noted the Credit River Town Board and the Scott County Planning Advisory Commission recommend approval of the final plat.
Considerable discussion followed regarding a landlocked parcel owned by the Kane family and the family’s request for the developer to provide access to their property. It was noted this property has been landlocked for over 40 years, and that this issue was raised at the September 4, 2018 Board meeting as well, but the Kane parcel does not abut this final plat phase of Tara Farms.

Scott County Attorney Ron Hocevar advised the County Board that the Kanes and their attorney have been informed of the legal means for them to gain access to their property and the County Board does not have an obligation to ensure that access is given.

Attorney Anton Cheskis, representing the Kanes, stated the Kanes are objecting to the plat in that it does not provide connectivity to their property. Mr. Cheskis stated the current Scott County Zoning Ordinance requires connectivity; and if the final plat is approved, the Kanes will appeal.

Attorney Bob Ruppe representing Credit River Township stated it is his opinion the final plat does not violate the Zoning Ordinance. He explained the legal process available to the Kanes to obtain access to their property.

On the recommendation of the Credit River Town Board and the Scott County Planning Advisory Commission, Commissioner Beard moved, seconded by Commissioner Beer to approve the final plat of Tara Farm (On-Site Marketing Co. Inc., applicant and property owner) consisting of 26 lots and 3 outlots on 251.02 acres in Section 26 of Credit River Township, Three-Way Development Agreement (Developer, Township, County) and conservation easements. This action is in accordance with Chapters 42 and 70 of Scott County Zoning Ordinance No. 3 based on the criteria listed for approval. The motion carried unanimously.

B. Associate Planner Nathan Hall presented the request to approve an Interim Use Permit (IUP) from Leon Carrick and John Behnke to operate a public stable in Section 16 of Credit River Township. Mr. Hall explained the property has operated as a public stable since the early 1970s but there is not an active IUP on the property. The applicant is purchasing the property and would like to pursue official approval of the use. The applicant is not proposing any new structures on the property.

Mr. Hall reported when this item was presented at the Scott County Planning Advisory Commission meeting on October 14, 2019, the primary topic of discussion was the Credit River Town Board is recommending a condition stating that the IUP shall terminate 10 years from the date of approval, as well as upon the approval to subdivide the property or upon sale of any portion of the property. Mr. Hall stated setting an automatic termination date in an IUP is legal under county planning statutes but has not been the typical practice for IUPs issued by Scott County. After much debate, the Planning Commission passed a motion incorporating the Town Board’s recommended termination trigger events of subdivision or sale but did not recommend the automatic 10-year termination date. That motion passed on a 3-2 vote with one member abstaining and one member absent.

Mr. Ruppe reported that during today’s meeting the applicant and Township have come to the following agreement on the recommended conditions.

- The 10-year termination would be raised to 15 years.
- The termination upon the sale of any portion of the property recommendation has been removed.
Chair Weckman Brekke confirmed the applicants’ agreement with the amended recommendations.

On the recommendation of the Credit River Town Board and the Scott County Planning Advisory Commission, Commissioner Wolf moved, seconded by Commissioner Ulrich to approve the request for an Interim Use Permit as presented to operate a public stable (Leon Carrick and John Behnke, applicants and Penny and Robert Eckert, property owners) in Section 16 of Credit River Township adding a 15-year termination condition and removing the termination upon the sale of any portion of the property condition. This action is in accordance with Chapters 2, 9, and 11 of Scott County Zoning Ordinance No. 3 based on the criteria listed for approval.

Discussion followed regarding the Commissioners’ concerns on putting conditions on property that could restrict development or sale of the property.

Zoning Administrator Marty Schmitz stated although the County has the ability to place a time limitation on an IUP, it has not been the practice of staff to recommend it.

The motion carried unanimously.

(10) Committee Reports and Commissioner Updates:

A. Commissioner Wolf attended the New Market Town Board meeting on November 5.
B. Commissioner Wolf attended the Sand Creek Town Board meeting on November 7.
C. Commissioners Wolf, Beer, Ulrich, and Weckman Brekke attended the Scott County Association for Leadership and Efficiency (SCALE) meeting on November 8.
D. Commissioner Wolf met with the Cedar Lake Town Board Chair on November 12.
E. Commissioner Wolf attended the Scott County Planning Advisory Commission meeting on November 12.
F. Commissioners Wolf and Beer attended the Metropolitan Emergency Services Board meeting on November 13.
G. Commissioner Wolf met with Planning staff on November 13 regarding the potential sale of Camp Pa-Hu-Ca.
H. Commissioner Wolf attended the I35W Solutions Alliance meeting on November 14.
I. Commissioner Wolf attended the Spring Lake Town Board meeting on November 14.
J. Commissioner Wolf attended the Shakopee Mdewakanton Sioux Community Hocokata Ti open house on November 16.
K. Commissioner Wolf attended the Minnesota River Basin meeting on November 18.
L. Commissioners Wolf, Beard, and Weckman Brekke attended the Brentwood Court II groundbreaking on November 18.
M. Commissioners Wolf and Beer attended the Prior Lake City Council workshop and meeting on November 18.
N. Commissioners Wolf and Weckman Brekke attended the Scott County Agricultural Society meeting on November 18.
O. Commissioners Wolf, Beer, and Weckman Brekke attended the Veterans’ Appreciation Lunch on November 18.
P. Commissioner Beer met with County Administrator Lezlie Vermillion on November 5.
Q. Commissioner Beer attended the Prior Lake-Spring Lake Watershed District Board of Managers meeting on November 12.
R. Commissioner Beer received a functional tour of the Household Hazardous Waste Facility on November 14.
S. Commissioners Beer and Ulrich attended Families and Individuals Sharing Hope (FISH) meeting on November 14.
T. Commissioner Beard met with Shakopee City Council Member Brennan on November 17.

U. Commissioners Beard and Ulrich attended the Scott County Transportation Committee meeting on November 17.

V. Commissioner Beard attended the Association of Minnesota Counties Statewide Board meeting on November 18.

W. Commissioner Beard attended the SCALE Service Delivery Committee meeting on November 18.

X. Commissioner Ulrich attended the Scott County Parks Advisory Commission meeting on November 6.

Y. Commissioner Ulrich met with Ms. Vermillion on November 7.

Z. Commissioner Ulrich attended the FISH Executive Committee meeting on November 7.

AA. Commissioner Ulrich attended the Trunk Highway 169 Corridor Coalition meetings on November 7 and November 22.

AB. Commissioner Ulrich attended the Greater MSP annual meeting on November 11.

AC. Commissioner Ulrich attended the Community Development Agency Board meeting on November 12.

AD. Commissioner Ulrich attended the Minnesota Inter-County Association meeting on November 13.

AE. Commissioner Ulrich attended the Suburban Transit Association meeting on November 18.

AF. Commissioner Ulrich attended a pre-Metropolitan Council Transportation Advisory Board meeting with the Scott County Transportation Services Director on November 18.

AG. Commissioner Weckman Brekke met with the Metropolitan Library Services Agency Executive Director on November 5.

AH. Commissioner Weckman Brekke attended the Jackson Town Board meeting on November 5.

AI. Commissioner Weckman Brekke attended the Academies of Shakopee Steering Committee meeting on November 6.

AJ. Commissioner Weckman Brekke and Ms. Vermillion met with the Jordan Mayor and City Administrator on November 7.

AK. Commissioner Weckman Brekke attended the Louisville Town Board meeting on November 7.

AL. Commissioner Weckman Brekke attended a meeting regarding crossover youth on November 18.

AM. Commissioner Weckman Brekke attended the Human Services Resource Council meeting on November 18.

AN. The Commissioners all attended the workshop with representatives from Beacon Interfaith Housing Collaborative on November 19.

(11) County Administrator Update:

- The County Board 2020 Planning Workshop is Friday, November 22, at 9:00 a.m.
- County offices will be closed Thursday, November 28 and Friday, November 29 in observance of Thanksgiving.

Chair Weckman Brekke announced following today’s meeting the Board will meet in a workshop setting to receive information on crossover youth, diversion and truancy.
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On a motion by Commissioner Wolf, seconded by Commissioner Beer, the meeting adjourned at 11:27 a.m.

Barb Weckman Brekke
Chair

Lezlie A. Vermillion
County Administrator
Clerk of the Board

Debra K. Brazil
Deputy Clerk to the Board