

October 21, 2008

STATE OF MINNESOTA)
COUNTY OF DAKOTA)
OFFICE OF COUNTY BOARD)

The Dakota County Board of Commissioners convened at 9:05 a.m. on Tuesday, October 21, 2008. The meeting was called to order by Chair Nancy Schouweiler who welcomed everyone and opened the meeting with the Pledge of Allegiance. Roll was called with the following members present except for Commissioner Michael E. Turner:

- Commissioner Joseph A. Harris, District 1
- Commissioner Kathleen A. Gaylord, District 2
- Commissioner Thomas A. Egan, District 3
- Commissioner Nancy Schouweiler, District 4
- Commissioner Paul J. Krause, District 6
- Commissioner Willis E. Branning, District 7

Also in attendance were: Brandt Richardson, County Administrator; Karen Schaffer, First Assistant County Attorney; and Kelly Olson, Senior Administrative Coordinator to the Board.

Chair Schouweiler asked if there was anyone in the audience who wished to address the County Board on an item not scheduled on the agenda or on any item on the consent agenda. No one appeared.

08-452
Approval Of Agenda

Motion: Comm. Egan

Second: Comm. Branning

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the agenda for the County Board meeting on October 21, 2008, with the following revisions:

- Moved Item 8.8 - Selection Of Preferred Alignment For Mississippi River Regional Trail From Spring Lake Park Reserve To City Of Hastings from Consent to Regular Agenda.
- Added Item 13.2 – Presentation On Voter Registration And Elections In Dakota County

ayes 6
absent 1 Comm. Turner

nays none

Financial Services Director Matt Smith briefed the Board on the Certificate of Achievement for Excellence in Financial Reporting (for the fiscal year ended December 31, 2006) and the Distinguished Budget Presentation Award (for the fiscal year beginning January 1, 2007) received by the Financial Services Department from the Government Finance Officers Association (GFOA). These awards are the highest recognition given to local governments by the GFOA. Dakota County is one of only seven Minnesota counties to receive both awards. This is the 18th consecutive year that Dakota County received the Certificate of Achievement for Excellence in Financial Reporting and the 11th consecutive year that the Distinguished Budget Presentation Award has been received. The following Financial Services staff members were recognized: Scott Goettl, Stacy Reilly, Pam Davis, Tracy Hausman, Tara Zgoda, Allie Regenscheid, Jan Larsen and Jenny Franco.

The time being 9:12 a.m. and pursuant to public notice, a public hearing was conducted for the purpose of receiving comments on Agenda Item 6.1 – Adoption Of 2009 Dakota County Fee Schedules. Budget Director Brent Gustafson introduced the public hearing explaining the principles used to establish the fees and the purpose of the public hearing. Interested persons desiring to be heard were afforded the opportunity to address the County Board. No one appeared.

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08-453

Closing Of Public Hearing

Motion: Comm. Harris

Second: Comm. Krause

BE IT RESOLVED, That the public hearing is closed.

ayes 6

nays none

absent 1 Comm. Turner

The 2009 Dakota County fee schedules were adopted as follows:

08-454

Adoption Of 2009 Countywide Copy Fee Schedule

Motion: Comm. Harris

Second: Comm. Krause

WHEREAS, the Minnesota Government Data Practices Act limits the fees which government may charge for copies of government data; and

WHEREAS, the 2005 legislature and governor established for the first time the right of government to charge a flat rate for copies of public data; and

WHEREAS, official notice of a public hearing on the adoption of 2009 Countywide Copy fee schedule was published on the Dakota County Website; and

WHEREAS, a public hearing was held on October 21, 2008, to receive comments on 2009 Dakota County fee schedules.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the 2009 County-wide Copy Fee Schedule as follows:

**COUNTY-WIDE COPY FEE SCHEDULE
Where Copy Fee Not Otherwise Established by Law or Policy**

Copies of Public Data

1-100 pages black/white & letter/legal \$0.25/page
actual and reasonable cost to search for, retrieve, make, certify, compile, and transmit the data and the copies

Copies of Private and Nonpublic Data

Copies requested by a person or an entity who is not the data subject actual and reasonable cost to search for, retrieve, make, certify, compile, and transmit the data and the copies

Copies requested by the data subject

actual and reasonable cost to make, certify, and compile the copies

No Copy Fee Charged

- When prohibited by state or federal law
- 5 or fewer copies of black/white
- Requestor is a government entity
- Requestor is a recipient of need-based public assistance and requests his/her private data related to the public assistance

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ayes 6
absent 1 Comm. Turner

nays none

**08-455
Adoption Of 2009 Bulk Electronic Property Record Image Download Fee**

Motion: Comm. Harris

Second: Comm. Krause

WHEREAS, Minnesota Statute Ch. 373.41 allows the County Board to establish fees for services, which are not otherwise set by statute, after holding a public hearing concerning such fees; and

WHEREAS, Minnesota Statute Ch. 13.03, Subd. 3(d), in part, allows the responsible authority to charge a reasonable fee for public government data that has commercial value and is a substantial and discrete portion of an entire database, or system developed with a significant expenditure of public funds by the agency in addition to the costs of making, certifying, and compiling the copies; and

WHEREAS, official notice of a public hearing on the adoption of the 2009 Bulk Electronic Property Record Image Download fee schedule was published on the Dakota County Website; and

WHEREAS, a properly noticed public hearing for the purposes of receiving comments on the proposed fees was held on October 21, 2008.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the Bulk Electronic Property Record Image Download Fee of \$0.10 per image for 2009.

ayes 6
absent 1 Comm. Turner

nays none

**08-456
Adoption Of 2009 Community Corrections, Public Health, And Social Services Fee Schedule**

Motion: Comm. Harris

Second: Comm. Krause

WHEREAS, fees that are charged and not governed by Minnesota Statutes must be approved by the Dakota County Board of Commissioners; and

WHEREAS, a properly noticed public hearing for the purposes of receiving comments on the proposed fees was held on October 21, 2008; and

WHEREAS, in order to bill health plans for services provided to Medical Assistance recipients through the Prepaid Medical Assistance Program (PMAP), the County must enter into Health Services Participation Agreements with the health plans.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the 2009 Community Corrections, Public Health, and Social Services Fee Schedule as follows:

Description	2009 Fee
Community Corrections	
Adult Probation Fee	
Misdemeanor Offenders	\$251 per offense
Gross Misdemeanor and Felony Offenders	\$328 per offense

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Public Health

Immunization Fees	\$14 + vaccine cost per immunization
Refugee Immunization Assessment	\$79 each
Tobacco License	\$310 each

Social Services

Family Child Care Licensing	
Inspections (new)	\$50 for one-year license
Inspections (renewal)	\$100 for two-year license
Background Check (new or renewal)	\$100 per license
Corporate Foster Care Licensing	
Inspections (new)	\$500 for one-year license
Inspections (renewal)	\$500 for two-year license
Background Check (new or renewal)	\$150 per CFC license
Background Check (new or renewal)	\$100 per CFC/AL license

; and

BE IT FURTHER RESOLVED, That the Community Services Director is hereby authorized to execute any necessary Health Services Participation Agreements with Prepaid Medical Assistance Program health plans in order to access available third party funding for public health services provided to persons eligible for Medical Assistance, subject to approval by the County Attorney's Office as to form.

ayes 6
absent 1 Comm. Turner

nays none

**08-457
Adoption Of 2009 Public Services And Revenue Division Fee Schedule**

Motion: Comm. Harris Second: Comm. Krause

WHEREAS, official notice of a public hearing on the adoption of the 2009 Public Services and Revenue Division fee schedule was published on the Dakota County Website; and

WHEREAS, a properly noticed public hearing for the purposes of receiving comments on the proposed fees was held on October 21, 2008.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the Dakota County Public Services and Revenue Division Fee Schedule as follows:

Service/Fee Name	2009 Fee
Treasurer-Auditor/Service and License Centers	
Tax Search	\$6.50
Passport photo	\$15.50
Copy of DC Check	\$18.50
Property Transfer Requests (add IT time)	\$0.30/page + \$175.00 setup
Certified No Delinquent Ltr/Spec Assmt Search	\$6.50
Duplicate Tax Statement (current & prior yr)	\$6.50
Plat Book	\$33.50 incl sales tax
Registered Voter Certificate	\$11.50
Green Acre Payback Calc (+Asses time)	\$45.00/parcel
Open Space Payback Calc (+Asses time)	\$70.00/parcel
Computer Run Divisions (+IT)	\$0.40/page

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Radial Ownership Search	\$0.25/parcel + \$58.00 setup
Delinquent Tax Judgment Publication Fee	\$34.00
Confession of Judgment Setup	\$98.00
Repurchase Tax Forfeit Property	\$260.00
TIF Setup	\$25.00/parcel + \$700.00 base
TIF Maintenance	\$24.00/parcel + \$460.00 base
TIF Plan Modification	\$500.00
TIF Early Decertification	\$230.00
TIF Reporting Fee for TIF Districts that have decertified and continue to hold money	\$53.00
Bonding Certificates	\$235.00
Bonding Cert/Single Page	\$86.00
Certification of 10 Largest Taxpayers	\$86.00
City Special Assessment Collection	\$3.50/parcel/assmt
Audit of SD, City or Town	\$35.00/page or report
Multiple Escrow Tape Submission (+IT)	\$345.00
Delinquent Tax Tape or Report (+IT)/Tax Info Disk Write	\$114.50
On-Sale Intoxicating Liquor	\$2,800.00
Off-Sale Intoxicating Liquor	\$2,800.00
On-Sale Intoxicating Liquor-2:00 Closing	\$2,800.00
On-Sale/Off-Sale Intoxicating Liquor	\$3,000.00
On-Sale Sunday Intoxicating Liquor	\$250.00
On-Sale Non-intoxicating Liquor	\$170.00
Off-Sale Non-intoxicating Liquor	\$34.00
Set-Up and Consumption License	\$195.00
Assemblage of Large Number of People	\$231.00
Assemblage of Large Number of People – Late Fee	\$115.00
Temporary Off-sale Non-intoxicating Liquor	\$34.00
Temporary Intoxicating Liquor License Application Processing	\$34.00
Screen prints	\$3.50
Tax Forfeit Property List	\$19.50
Labels – Tax	\$.25 per page, \$35.00 minimum
Precinct Finder - County Wide	\$33.50
Precinct Finder - Individual City	\$11.00
Expedite Fee for Birth/Death Records	\$25.00
Game and Fish Stamp Fee (Add-on to DNR Stamp cost)	\$.50
Marriage Application Info List	\$34.00
Prior Yr Tax Payment Research	\$34.50
Property Records	
Non Certified Copies	\$1.00/page
Subscription Service - Base Charge	\$100.00/month
Subscription Service - Per Image View Charge	\$.50/image viewed

ayes 6

nays none

absent 1 Comm. Turner

08-458**Adoption Of 2009 Sheriff's Fee Schedule**

Motion: Comm. Harris

Second: Comm. Krause

WHEREAS, under Minn. Stat. § 357.09, the Sheriff is charged with the duty of serving summons, warrants, writs, subpoenas, and other process issued by a court of record; and

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WHEREAS, Minnesota Statutes also provide that the Sheriff can set, increase, or decrease civil fees, as appropriate, with the approval of the County Board, following a public hearing; and

WHEREAS, official notice of a public hearing on the adoption of the 2009 Sheriff's Fee Schedule was published on the Dakota County Website; and

WHEREAS, a public hearing was held on October 21, 2008, to receive comments on 2009 Dakota County fee schedules.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the 2009 Sheriff's Office Fee Schedule as follows:

Dakota County Sheriff's Office 2009 Fee Schedule

Fee	2009
Jail Inmate Copy Charges	\$0.25 per page
Inmate GED Test	\$13 per test
Mug Shots	\$5.00
Fingerprints	\$15 for first set \$0.50 per additional copy
Medical Co-Pay Fees	\$5.00
New Prescriptions	\$5.00
Eye Glasses (Reading glasses from Thrifty White)	\$6.50
Eye Glasses (Prescription glasses ordered through Institutional Eye Care)	\$16.10
Booking Fee	\$10.00
Work Release Fee	\$20.00 per day
Haircut	\$5.00
Work Release Inmate Rental Deposit for Key/Locker/Clock	\$15.00/refunded
Work Release for Out-of-County Boarders	\$87.50 per day
Out-of-County Boarding Straight Time	\$90.00 per day
Report Copies	\$0.25 per page
Accident Report Copies (State Form)	\$2.00
Background Checks	\$5.00
Driving Record Report	\$2.00
Check Service Fee	\$30.00 per check
Copy of Audio Tape	\$10.00
Copy of Compact Disc	\$10.00
Copy of Video Tape	\$15.00
Summons and Complaint	\$35 plus travel
Execution Commission	four percent
Execution Commission Preparation	\$10.00
Posting 3	\$40 plus travel
Sales/Sheriff's Certificates	\$60.00
Permit to Carry Application	\$100.00
Permit to Carry Renewal Application	\$75.00
Change of Address for Permit to Carry	\$10.00
Revenue Recapture Fee	\$50.00
Not Found/Exec. Unsatisfied	\$30 plus travel
Redemptions	\$250.00
Post-Redemption Documents	\$20.00
Filing (No Service)	\$5.00
Writ of Restitution	\$125.00 (refundable deposit)
Replevin Fee	\$100.00
Execution	\$40 plus travel
Notary (Except Sales)	\$1.00

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Civil Mileage Fee (Per Mile)	\$0.60
Civil Hourly Rate (Deputy)	\$50.00
Civil Mileage Fee - Apple Valley	\$24.00
Civil Mileage Fee - Burnsville	\$30.00
Civil Mileage Fee - Castle Rock	\$24.00
Civil Mileage Fee - Eagan	\$27.00
Civil Mileage Fee - Empire	\$15.00
Civil Mileage Fee - Farmington	\$24.00
Civil Mileage Fee - Hampton	\$15.00
Civil Mileage Fee - Hastings	\$7.20
Civil Mileage Fee - Inver Grove Heights	\$21.00
Civil Mileage Fee - Lakeville	\$30.00
Civil Mileage Fee - Lilydale	\$30.00
Civil Mileage Fee - Mendota Heights	\$27.00
Civil Mileage Fee - Miesville	\$15.00
Civil Mileage Fee - Pine Bend	\$12.00
Civil Mileage Fee - Randolph	\$24.00
Civil Mileage Fee - Rosemount	\$18.60
Civil Mileage Fee - South St. Paul	\$24.00
Civil Mileage Fee - Vermillion	\$12.00
Civil Mileage Fee - West St. Paul	\$27.00

Ayes 6

Nays none

Absent 1 Comm. Turner

08-459

Adoption Of 2009 Solid Waste Facility Fee Schedule

Motion: Comm. Harris

Second: Comm. Krause

WHEREAS, Dakota County desires to recover actual costs through licenses or other fees to support Environmental Management Department program operations and activities, except where an increase would adversely affect the use of a program or service that the Department wants to encourage because of the greater public benefit; and

WHEREAS, pursuant to existing law, license or service fees must reflect the costs of County program services where provided to a recipient or the public; and

WHEREAS, copies of all recommended 2009 Environmental Management fee schedules have been mailed to all current licensees for review and consideration; and

WHEREAS, official notice of a public hearing on the adoption of 2009 Environmental Management fee schedules was published on the Dakota County Website; and

WHEREAS, a public hearing was conducted on October 21, 2008, to receive comments on the 2009 Environmental Management fee schedules.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the following 2009 fee schedule for Solid Waste Facilities:

2009 Solid Waste Facility Fee Schedule

Facility Type	Class	License Fee	Application Fee
SANITARY LANDFILL	All volumes	\$59,299	\$4,566

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DEMOLITION LANDFILL	Type A (>5,000 cubic yards/year)	\$20,179	\$2,064
	Type B (2,000–5,000 cubic yards per year)	\$6,733	\$1,252
	Type C (<2,000 cubic yards per year)	\$2,340	\$1,252
SPECIAL WASTE LANDFILL	Type A (>50,000 tons per year)	\$33,938	\$4,431
	Type B (20,000–50,000 tons per year)	\$17,490	\$2,064
	Type C (10,000–20,000 tons per year)	\$8,638	\$1,095
	Type D (5,000–10,000 tons per year)	\$5,923	\$1,095
	Type E (2,000–5,000 tons per year)	\$3,504	\$1,095
	Type F (<2,000 tons per year)	\$1,739	\$1,095
SPECIAL WASTE STORAGE	Type A (>5,000 tons per year)	\$5,832	\$1,040
	Type B (2,000–5,000 tons per year)	\$3,504	\$732
	Type C (<2,000 tons per year)	\$1,739	\$522
	Waste Tire Storage >500 tires stored at any one time	\$897 + .10/tire over 500	\$208
TRANSFER STATION	Type A (>400 tons per day)	\$12,557	\$1,613
	Type B (200–400 tons per day)	\$6,283	\$1,357
	Type C (100–200 tons per day)	\$5,178	\$1,095
	Type D (<100 tons per day)	\$4,096	\$1,095
YARDWASTE COMPOSTING	Type A (>40,000 cubic yards per year)	\$3,151	\$1,040
	Type B (10,000–40,000 cubic yards per year)	\$1,580	\$522
	Type C (<10,000 cubic yards per year)	\$946	\$522
	(<200 cubic yards is exempt)	N/A	N/A
SOLID WASTE COMPOSTING - MIXED MUNICIPAL WASTE	Type A (>300 tons per day)	\$25,238	\$2,084
	Type B (100-300 tons per day)	\$16,718	\$1,566
	Type C (<100 tons per day)	\$8,200	\$1,040
SOLID WASTE COMPOSTING - SEGREGATED WASTE	Type A (>100 tons per day)	\$7,886	\$1,566
	Type B (50-100 tons per day)	\$4,728	\$1,040
	Type C (<50 tons per day)	\$2,365	\$522
INFECTIOUS WASTE	Type A, all volumes, waste processed at facility	\$12,618	\$2,084
	Type B, all volumes, waste transfer only	\$6,310	\$1,566
WASTE PROCESSING	Type A (>400 tons per day)	\$16,561	\$2,084
	Type B (300-400 tons per day)	\$12,306	\$1,566
	Type C (200-300 tons per day)	\$8,200	\$1,040
	Type D (50-200 tons per day)	\$5,678	\$732
	Type E (25-50 tons per day)	\$1,578	\$522
	Type F (<25 tons per day)	\$789	\$344
QUALIFIED CLEAN FILL	Type A (>5,000 cubic yards) <two years duration	N/A	\$2,009
	Type B (500-5,000 cubic yards) <one year duration	N/A	\$1,344
	Type C (100-500 cubic yards) <90 days duration	N/A	\$678

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	Type D (<100 cubic yards) <30 days duration	N/A	\$0
ALL FACILITY TYPES	Modification Review	\$381 for first 5 hours and \$111/hour thereafter	N/A
LATE FEES	1-7 Days	15% of license fee	
	8-30 Days	25% of license fee	
	30 + Days	100% of license fee	
aye 6			nays none
absent 1 Comm. Turner			

**08-460
Adoption Of 2009 Industrial Waste Review Fee Schedule**

Motion: Comm. Harris Second: Comm. Krause

WHEREAS, Dakota County desires to recover actual costs through licenses or other fees to support Environmental Management Department program operations and activities, except where an increase would adversely affect the use of a program or service that the Department wants to encourage because of the greater public benefit; and

WHEREAS, pursuant to existing law, license or service fees must reflect the costs of County program services where provided to a recipient or the public; and

WHEREAS, copies of all recommended 2009 Environmental Management fee schedules have been mailed to all current licensees for review and consideration; and

WHEREAS, official notice of a public hearing on the adoption of 2009 Environmental Management fee schedules was published on the Dakota County Website; and

WHEREAS, a public hearing was conducted on October 21, 2008, to receive comments on the 2009 Environmental Management fee schedules.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the following 2009 fee schedule for Industrial Waste Reviews:

2009 Industrial Waste Review Fee Schedule

	Single Waste Stream	Multiple Waste Streams	
		<u>2-5 Wastes/Generator/Site</u>	<u>>5 Wastes/Generator/Site</u>
Review	\$185	\$371	\$1,011
Rush Review	\$265	\$528	\$1,518
Renewal	\$109	\$218/Waste Stream	\$639
Rush Renewal	\$146	\$292/Waste Stream	\$876
Amendment	\$60	\$60/Waste Stream	
Rush Amendment	\$83	\$83/Waste Stream	
Fingerprint Exemption Review	\$60	\$60/Waste Stream	

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Review for Exemption from Department Review	\$60	\$60/Waste Stream
Review of Request for Deviation from Waste Acceptance Levels	\$378	\$378/Waste Stream

ayes 6 nays none
 absent 1 Comm. Turner

**08-461
 Adoption Of 2009 Hazardous Waste Generator Fee Schedule**

Motion: Comm. Harris Second: Comm. Krause

WHEREAS, Dakota County desires to recover actual costs through licenses or other fees to support Environmental Management Department program operations and activities, except where an increase would adversely affect the use of a program or service that the Department wants to encourage because of the greater public benefit; and

WHEREAS, pursuant to existing law, license or service fees must reflect the costs of County program services where provided to a recipient or the public; and

WHEREAS, copies of all recommended 2009 Environmental Management fee schedules have been mailed to all current licensees for review and consideration; and

WHEREAS, official notice of a public hearing on the adoption of 2009 Environmental Management fee schedules was published on the Dakota County Website; and

WHEREAS, a public hearing was conducted on October 21, 2008, to receive comments on the 2009 Environmental Management fee schedules.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the following 2009 fee schedule for Hazardous Waste Generators:

2009 Hazardous Waste Generator Fee Schedule

All generators will pay a base fee of \$51. In addition, each generator will pay a gallonage fee, which is calculated on each incremental gallon, as follows:

Gallons	Cost per Gallon
1-250	\$1.51
251-1,000	\$0.34
1,001 – 10,000	\$0.18
10,001 – 100,000	\$0.039
100,001 and up	\$0.007

- This gallonage fee is not assessed to generators of waste fixer solution.
- Equations for calculating the above fees are listed in Note 5 below.

Additionally, generators who dispose of hazardous waste, or treated hazardous waste (except fixer solution), in the sewer, will pay the following sewer fee. However, this sewer fee does not apply to minimal generators.

Sewer Fee	
<= 10 gal.	\$43
Very small quantity generators (VSQG)	\$43

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Small quantity generators (SQG)	\$86
Large quantity generators (LQG)	\$169
Application fee	\$43 flat fee for all new generators
Flint Hills Resources generator fee	\$187,766
Late Annual/License Renewal Penalty	\$52.50

Notes:

1. Hazardous wastes which are subject to the requirements of MN Rule part 7045.0255 pertaining to one-time disposal are not subject to application or annual fees.
2. Hazardous wastes generated as a result of a response action are exempt from generator fees.
3. For the purposes of calculations, 10 pounds = 1 gallon. If the density of the waste is known, mass may be converted to gallonage using that density.
4. The volume of used oil, spent lead acid batteries, antifreeze, scrap metal, fluorescent lighting, and special hazardous wastes, do not count toward calculating hazardous waste generator fees.
5. The equations for calculating the gallonage fees are as follows:

0 - 250 gallons	Gallons x \$1.51 = Fee
251 to 1,000 gallons	[(Gallons - 250) x \$0.34] + \$377.50 = Fee
1,001 - 10,000 gallons	[(Gallons - 1000) x \$0.18] + \$632.50 = Fee
10,001 - 100,000 gallons	[(Gallons - 10,000) x \$0.039] + \$2,252.50 = Fee
100,001 gallons and up	[(Gallons - 100,001) x \$0.007] + \$5,762.50 = Fee

For example, if a hazardous waste generator produces 1,050 gallons of hazardous waste, the generator would choose the equation for 1,001-10,000 gallons: [(1,050-1,000) x \$0.18] + \$632.50 = \$641.50

This generator would have a Dakota County license fee of \$641.50 + \$51 = \$692.50

pages 6

pages none

absent 1 Comm. Turner

08-462

Adoption Of 2009 Hazardous Waste Facility Fee Schedule

Motion: Comm. Harris

Second: Comm. Krause

WHEREAS, Dakota County desires to recover actual costs through license or other fees to support Environmental Management Department program operations and activities, except where an increase would adversely affect the use of a program or service that the Department wants to encourage because of the greater public benefit; and

WHEREAS, pursuant to existing law, license or service fees must reflect the costs of County program services where provided to a recipient or the public; and

WHEREAS, copies of all recommended 2009 Environmental Management fee schedules have been mailed to all current licensees for review and consideration; and

WHEREAS, official notice of a public hearing on the adoption of 2009 Environmental Management fee schedules was published on the Dakota County Website; and

WHEREAS, a public hearing was conducted on October 21, 2008, to receive comments on the 2009 Environmental Management fee schedules.

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NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the following 2009 fee schedule for Hazardous Waste Facilities:

2009 Hazardous Waste Facility Fee Schedule

1. Storage Facilities

Application Review Fee = \$1,999

To determine annual fee, multiply base fee by the streams multiplier below.

Gallage/Yr	Base Fee
<5,000	\$3,641
5,000-50,000	\$4,153
>50,000	\$5,830

Streams multiplier:

To determine the streams multiplier, multiply the total number of streams at a facility by 0.1 and add 1.0. A fee will be assessed for a maximum of 12 hazardous waste streams.

2. Short Term Transfer Facilities

Application Review Fee = \$2,079

Gallage/Yr	Base Fee
<2,000	\$3,189
2,000-10,000	\$4,556
>10,000	\$6,242

3. Waste Treatment and Recycling Facilities

Application Review Fee = \$2,079

To determine fee, multiply 1/10th the base fee times the number of waste streams at the facility and add to the base fee.

Gallage/Yr	Base Fee
<10,000	\$3,644
10,000-100,000	\$6,382
>100,000	\$8,202

4. Land Treatment Facilities

Land Treatment Facility Under Closure \$27,619

ayes 6 nays none
absent 1 Comm. Turner

08-463

Adoption Of 2009 Very Small Quantity Hazardous Waste Generator Collection Sites And Sites For The Collection Of Used Oil And Oil Filters Fee Schedule

Motion: Comm. Harris Second: Comm. Krause

WHEREAS, Dakota County desires to recover actual costs through licenses or other fees to support Environmental Management Department program operations and activities, except where an increase would adversely affect the use of a program or service that the Department wants to encourage because of the greater public benefit; and

WHEREAS, pursuant to existing law, license or service fees must reflect the costs of County program services where provided to a recipient or the public; and

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WHEREAS, copies of all recommended 2009 Environmental Management fee schedules have been mailed to all current licensees for review and consideration; and

WHEREAS, official notice of a public hearing on the adoption of 2009 Environmental Management fee schedules was published on the Dakota County Website; and

WHEREAS, a public hearing was conducted on October 21, 2008, to receive comments on the 2009 Environmental Management fee schedules.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the following 2009 fee schedule for Very Small Quantity Hazardous Waste Generator Collection Sites And Sites For The Collection Of Used Oil And Oil Filters:

2009 Very Small Quantity Hazardous Waste Generator Collection Sites And Sites For The Collection Of Used Oil And Oil Filters Fee Schedule

License Application Review Fee	\$109
Annual license fee for Corporate Consolidation VSQG Collection Sites	\$218
Annual license fee for Commercial VSQG Collection Sites	\$546
Used Oil and Used Oil Filter Collection Sites	
License Application Review Fee	\$109
Annual License Fee	\$218

ayes 6
absent 1 Comm. Turner nays none

**08-464
Adoption Of 2009 Special Hazardous Waste Processing/Storage And Universal Waste Facilities Fee Schedule**

Motion: Comm. Harris Second: Comm. Krause

WHEREAS, Dakota County desires to recover actual costs through licenses or other fees to support Environmental Management Department program operations and activities, except where an increase would adversely affect the use of a program or service that the Department wants to encourage because of the greater public benefit; and

WHEREAS, pursuant to existing law, license or service fees must reflect the costs of County program services where provided to a recipient or the public; and

WHEREAS, copies of all recommended 2009 Environmental Management fee schedules have been mailed to all current licensees for review and consideration; and

WHEREAS, official notice of a public hearing on the adoption of 2009 Environmental Management fee schedules was published on the Dakota County Website; and

WHEREAS, a public hearing was conducted on October 21, 2008, to receive comments on the 2009 Environmental Management fee schedules.

October 21, 2008

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the following 2009 fee schedule for Special Hazardous Waste Processing/Storage and Universal Waste Facilities:

2009 Special Hazardous Waste Processing/Storage and Universal Waste Facility Fee Schedule

<u>Fee subcategories:</u>	<u>License Fee</u>	<u>Application Fee</u>
1. Small Facility. Collects less than or equal to any of the following:	\$0	\$0
a. 1000 fluorescent lamps per year		
b. 100 pounds of Universal Waste per year		
c. 100 pounds of any other Special Hazardous Waste		
2. Medium Facility. Collects any of the following:	\$328	\$109
a. 1001 to 5000 fluorescent lamps per year		
b. 101 to 1000 pounds of Universal Waste per year		
c. 101 to 1000 pounds of any other Special Hazardous Waste		
3. Large Facility. Collects greater than or equal to any of the following:	\$1,092	\$218
a. 5001 fluorescent lamps per year		
b. 1001 pounds of Universal Waste per year		
c. 1001 pounds of any other Special Hazardous Waste		

Reductions in License Fees for Special Hazardous Waste Processing/Storage and Universal Waste Facilities

If a Facility meets or exceeds all of the criteria listed below, the Facility will have the following annual license fee:

Small Facility	\$0
Medium Facility	\$109
Large Facility	\$546

Criteria

1. The Facility shall store no more than 25 percent of the annual maximum amount of waste allowed (within the fee category) at any one time. This does not apply to Large Facilities, which have no maximum.
2. The Facility shall inspect all Universal Waste and/or Special Hazardous Waste containers, at least weekly, looking for leaks, proper labeling, and condition of the containers. The Facility shall keep a written log of the inspections.
3. No outdoor storage of Universal Waste and/or Special Hazardous Waste containers shall occur at the Facility.
4. The Facility shall submit a copy of their spill prevention and response plan (or equivalent) to the Department.
5. The Facility shall exceed Ordinance No. 111, Hazardous Waste Regulation, training requirements and shall document this training.

ayes 6

nays none

absent 1 Comm. Turner

08-465

Adoption Of 2009 Environmental Management Fee For Service Fee Schedule

Motion: Comm. Harris

Second: Comm. Krause

WHEREAS, Dakota County desires to recover actual costs through license or other fees to support Environmental Management Department program operations and activities, except where an increase would adversely affect the use of a program or service that the Department wants to encourage because of the greater public benefit; and

WHEREAS, pursuant to existing law, license or service fees must reflect the costs of County program services where provided to a recipient or the public; and

WHEREAS, copies of all recommended 2009 Environmental Management fee schedules have been mailed to all current licensees for review and consideration; and

October 21, 2008

WHEREAS, official notice of a public hearing on the adoption of 2009 Environmental Management fee schedules was published on the Dakota County Website; and

WHEREAS, a public hearing was conducted on October 21, 2008, to receive comments on the 2009 Environmental Management fee schedules.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the following 2009 fee schedule for Environmental Management Fees for Service:

2009 Fee For Service Fee Schedule

Service Description	Service Fee
2008 Environmental Management Per Hour Fee	\$111 per hour

ayes 6

nays none

absent 1 Comm. Turner

08-466

Adoption Of 2009 Geographic Information Systems Fee Schedule

Motion: Comm. Harris

Second: Comm. Krause

WHEREAS Minn. Stat. Ch. 373.41, allows the County Board to establish fees for services, which are not otherwise set by statute, after holding a public hearing concerning such fees; and

WHEREAS, Minn. Stat. Ch. 13.03, subd. 3(d), in part, allows the responsible authority to charge a reasonable fee for public government data that has commercial value and is a substantial and discrete portion of an entire database, or system developed with a significant expenditure of public funds by the agency in addition to the costs of making, certifying, and compiling the copies; and

WHEREAS, official notice of a public hearing on the adoption of 2009 Geographic Information Systems fee schedules was published on the Dakota County Website; and

WHEREAS, a public hearing was conducted on October 21, 2008, to receive comments on the 2009 Geographic Information Systems (GIS) Fees.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the recommended 2009 Geographic Information Systems Fee Schedule as follows:

DIGITAL DATA

	<u>Subset</u>	<u>Total Database</u>	<u>Subscription Quarterly</u>	<u>Subscription Annual</u>
Parcel & Property Info	See parcel pricing info below	\$1,500	\$125	\$325
Planimetric – Urban	\$550/sq mi	\$27,610	\$2,761	\$6,903
Plainmetric – Rural	\$20/sq mi	\$1,320	\$132	\$330
Contours – 2 foot	\$880/sq mi	\$44,176	\$4,418	\$11,044
Contours – 10 foot	\$176/sq mi	\$8,835	\$884	\$2,209
Address Center Lines	N/A	\$3,000	\$300	\$750

October 21, 2008

Street Center Lines	N/A	\$1,000	\$100	\$250
Soils	Free	\$0	N/A	N/A
Geological Atlas	Free	\$0	N/A	N/A

Parcel Pricing Formula:

<u># of parcels</u>		
<u>minimum</u>	<u>maximum</u>	<u>\$/parcel</u>
1	2,000	\$0.05
2,001	5,000	\$0.03
5,001	50,000	\$0.02
50,001	and up	\$0.01
Pre-built datasets		\$0.01

Notes:

- Pre-built datasets include all major cities and the entire county.
- All data delivered in specific standard formats in County Coordinates (NAD83) - delivery in other coordinate system or format adds additional charge for conversion time.
- Other digital data will be provided for a fee based on actual costs plus GIS service fee.
- Sales tax will be added to data sales.

GIS SERVICES

GIS Services Fee

\$93/hour

GIS service fee is applied in ½ hour increments with a ½ hour minimum charge and includes standard delivery media costs. Additional map charges may apply.

Address Geocoding

GIS service fee plus price per matched address using pricing chart below.

<u># matched addresses</u>		
<u>minimum</u>	<u>maximum</u>	<u>\$/address</u>
1	2,000	\$0.05
2,001	5,000	\$0.03
5,001	50,000	\$0.02
50,001	and up	\$0.01

Geocoding service requires that customers provide address data in MS Access, dBase, or ASCII format with one address per record. Fee charged will be based on number of addresses successfully matched. Customer will be provided an updated data file containing X/Y coordinates and a map centered on the matched data showing streets with major roads labeled and a dot with a record number for each matched address.

PRINTED MAPS (sales tax will be added to all map prices)

Base Maps (see sheet size legend at bottom)*

Basic Line Map (property, streets, street names, addresses)

Sheet Size A	\$2.18
Sheet Size B	\$4.37
Sheet Size C	\$8.23
Sheet Size D	\$12.93
Sheet Size E	\$24.68

Color Aerial Photo (may also include basic line map layers without additional charge)

Sheet Size A	\$2.18
Sheet Size B	\$5.46
Sheet Size C	\$12.93
Sheet Size D	\$24.68
Sheet Size E	\$49.37

October 21, 2008

Planimetric and Contour Maps Sheet Sizes A-E		20% digital data
Additional data from other sources Sheet Sizes A-E	Associated data costs added to above map prices	
Rectified Aerial Photo Copy Sheet Size D		\$10.92
Public Access Workstation Printed Page Sheet Size A		\$2.18
Photocopies Sheet Size A		\$0.25
Special Map Requests Sheet Sizes A-E	20% digital data price + price of base map + GIS service fee	
*Standard Sheet Sizes		
Sheet Size A		8 ½ x 11"
Sheet Size B		11" x 17"
Sheet Size C		17" x 22"
Sheet Size D		22" x 34"
Sheet Size E		34" x 44"

Notes:

- Map pricing model represents a formula for generating prices for map products.
- Formula is based on combining costs associated with materials, data, and staff time.
- Actual map products available represent specific applications of the pricing model.
- Additional map products can be created and corresponding prices calculated as needed to meet market demands.
- This model in no way is intended to represent that any map other than those on the currently published list of standard map products will be provided.

ayes 6
absent 1 Comm. Turner

nays none

**08-467
Adoption Of 2009 Parks Fee Schedules**

Motion: Comm. Harris

Second: Comm. Krause

WHEREAS, Minn. Stat. § 398.33 authorizes the County Board to establish fees for public use of County Parks facilities, accommodations, or services; and

WHEREAS, the Dakota County Parks system contains facilities, services, and programs available to the public for a fee; and

WHEREAS, the Dakota County Board of Commissioners values input of citizens regarding appropriate fees for Parks facilities, accommodations, and services; and

WHEREAS, a properly noticed public hearing for the purposes of receiving comments on the proposed fees was held on October 21, 2008.

October 21, 2008

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the following 2009 Dakota County Parks Department Fee Schedules:

CAMPGROUNDS***Lake Byllesby Campground***

Water/Electric Site (35 sites)	\$25.00
Tent Site (22 sites)	\$15.00
Tent on Occupied RV site	\$8.00

Lebanon Hills Campground

Water/Electric/Sewer Site (58 sites)	\$29.00
Electric Site (23 sites)	\$25.00
No Hook-Up Site (11 sites)	\$16.00
Reservation Fee (non-refundable)	\$7.00
Dump Station (non-camper)	\$8.00
Firewood (per bundle)	\$5.63
Late Check-out Fee (staff approved staying beyond check-out time up to 6 p.m.)	\$8.00

RETREAT CENTERS (Camp Sacajawea and Camp Spring Lake)***Lodge (Capacity: 40 for overnight & 50 for meetings)*****A. Youth Groups** (defined as an organized, non-profit, youth focused group)

Reservations can be made up to five months in advance

Weekday Rates

Six Hour Minimum Rental	\$70.00
Each Additional Hour	\$15.00
Daily With Overnight	\$120.00
Damage and Security Deposit	\$100.00

Weekend Rates

Full Day and Evening (Saturday, Sunday, Holidays 7 am to 10 pm)	\$85.00
Overnight (Friday-Sunday, Holidays 3 pm to 3 pm)	\$120.00
Damage and Security Deposit	\$100.00

B. Non-Youth Groups

Weekday reservations can be made up to five months in advance. Weekend reservations (Friday-Sunday) can be made up to three months in advance.

Six Hour Minimum Rental	\$150.00
Each Additional Hour	\$30.00
Overnight	175.00
Damage and Security Deposit	\$150.00

Group Campsites (Capacity: 20 – 25 per campsite)**A. Youth Groups**

Reservations can be made up to five months in advance.

Full Day and Evening per Campsite (7 am-10 pm)	\$26.00
Overnight per campsite	\$47.00
Damage and Security Deposit per booking	\$50.00

B. Non-Youth Groups

Reservations can be made up to three months in advance.

Daily With/Without Overnight	\$65.00
Damage and Security Deposit per booking	\$50.00

October 21, 2008

LEBANON HILLS VISITOR CENTER DISCOVERY ROOM (Capacity: 50 seated at tables, 70 theater style)

6 Hour Minimum Rental for any Group	\$150.00
Each Additional Hour	\$30.00
Damage and Security Deposit	\$150.00

DAKOTA LODGE (Capacity: 160 seated at tables, 200 theater style)**A. Weekend Events – Weddings Receptions**

(Friday - Sunday, Holidays, full day)

Package rates include WSP room, table set up/take down, cleaning, insurance, attendant

Wedding Package Rate - 2009	\$1,250+ \$150 to WSP = \$1,400.00
Wedding Package Rate - 2010	\$1,300+ \$150 to WSP = \$1,450.00
Wedding Package Rate - 2011	\$1,300+ \$150 to WSP = \$1,450.00
Damage and Security Deposit	\$500.00

B. Weekend Events – Other Events

(Friday - Sunday, Holidays, full day)

Rate includes table set-up/take-down, cleaning, insurance, attendant

Event Rate - 2009	\$1,000.00
Event Rate - 2010	\$1,000.00
Event Rate - 2011	\$1,000.00
Damage and Security Deposit	\$500.00

C. Weekday Meeting Rentals

(Monday - Friday)

Rate does not include table set-up/take down, cleaning, insurance, attendant

6 Hour Minimum Rental for any Group	\$225.00
Each Additional Hour	\$30.00
Damage and Security Deposit	\$150.00

D. West St Paul Use of Dakota Lodge

Waive the County fee to West St. Paul for an additional 24 use days per year, which would include not more than six days per month and not more than eight weekend days per year.

SCHAAR'S BLUFF GATHERING CENTER**(Capacity: 50 seated at tables, 70 theater style)**

6 Hour Minimum Rental for any Group	\$175.00
Each Additional Hour	\$30.00
Damage and Security Deposit	\$150.00

PICNIC SHELTERS

Weekday = Monday - Thursday; Weekend = Friday - Sunday, Holidays

Lake Byllesby Regional Park

Lakeside Shelter (weekend) Capacity: 150	\$90.00
Lakeside Shelter (weekday)	\$60.00

Lebanon Hills Regional Park

Jensen Shelter (weekend) Capacity: 200	\$175.00
Jensen Shelter (weekday)	\$120.00
Holland Shelter (weekend) Capacity: 50	\$90.00
Holland Shelter (weekday)	\$60.00

Miesville Ravine Park Reserve

Cannon Shelter (weekend) Capacity: 70	\$50.00
Cannon Shelter (weekday)	\$35.00

October 21, 2008

Trout Brook Shelter (weekend) Capacity: 30	\$50.00
Trout Brook Shelter (weekday)	\$35.00

Spring Lake Park Reserve

West Shelter (weekend) Capacity: 250	\$120.00
West Shelter (weekday)	\$85.00
East Shelter (weekend) Capacity: 100	\$85.00
East Shelter (weekday)	\$60.00
Archery Shelter (weekend) Capacity: 100	\$90.00
Archery Shelter (weekday)	\$70.00

Thompson County Park

North Shelter (weekend) Capacity: 150	\$85.00
North Shelter (weekday)	\$60.00

Damage and Security Deposit for Picnic Shelters

For All Groups (non-special uses)	\$50.00
For Weddings & Other Special Uses (as defined in Park Ordinance No. 107)	\$150.00

SPECIAL PARK/TRAIL USE PERMITS**Special Park & Trail Use Permit** (permitted group use, non-exclusive, including weddings)

Range of users:

1-50 users	\$50.00
51-150 users	\$150.00
151-300 users	\$300.00
301-500 users	\$500.00
501 + users	\$700.00
Damage and Security Deposit	\$150.00

Commercial Photography

Still Photography	\$150.00
Video Photography	\$200.00
Other Commercial Photography	\$500.00, or as determined by County Board

Cross Country Ski Pass (18 years and older) [Sales tax included]

Daily [sales tax included - \$4.68 + .32 tax = \$5.00]	\$5.00
Season - Individual Adult Pass [sales tax included - \$14.05 + .95 = \$15.00]	\$15.00

Horse Trail Permit (18 years and older)

Daily [sales tax included - \$4.68 + .32 tax = \$5.00]	\$5.00
Season - Individual Adult Pass [sales tax NOT included]	\$30.00

Educational Use Permit

(Educational institutions conducting education, recreation and field related activities not associated with other facility rentals)

no charge

Dakota Woods Dog Park Permit (2 dog limit per permit)

Daily [sales tax included - \$4.68 + .32 tax = \$5.00]	\$5.00
Annual [sales tax NOT included]	\$40.00

Model Airfield Permit (18 years and older)

Season - Individual Adult Pass [sales tax NOT included]	\$40.00
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October 21, 2008

Archery Trail Permit (18 years and older)

Daily [sales tax included - \$4.68 + .32 tax = \$5.00]	\$5.00
Season - Individual Adult Pass [sales tax NOT included]	\$30.00

Garden Plot Rental [sales tax NOT included] \$30.00

RENTAL EQUIPMENT [Sales tax included on all rental equipment]**Canoes, Kayaks, & Paddleboats**

Hourly/Event Rate	\$8.00
3 Hour Rate	\$18.00
Daily Rate	\$30.00
Lifejacket, Paddle, and/or Portage Cart only	\$3.00

Snowshoes

Adult Package/1 hour or event rate	\$5.00
Adult Package/3 hours	\$10.00
Child Package/1 hour or event rate	\$3.00
Child Package/3 hours	\$7.00
Group Rate per hour on weekdays and non-holidays (organized group of 8 or more people with advanced 7 day reservation)	\$3.00

Cross Country Ski Package

Adult Package/1 hour or event rate	\$7.00
Adult Package/3 hours	\$15.00
Child Package/1 hour or event rate	\$5.00
Child Package/3 hours	\$8.00
Skis only/1 hour	\$5.00
Boots only/1 hour	\$4.00
Poles only/1 hour	\$2.00
Group Rate per hour on weekdays and non-holidays (organized group of 8 or more people with advanced 7 day reservation)	\$4.00

Kicksleds

Hourly or Event Rate	\$5.00
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OTHER FEES

Extra Maintenance Coverage (per hour)	\$63.00
Extra Park Patrol (per hour)	\$35.00
Extra Facility Attendant (per hour)	\$17.00
Cleaning Service	\$240.00
Insurance Coverage	\$130.00
Entertainment Equipment and Tent Permit Fee per unit	\$50.00
Extra Dumpster (base fee plus County contract cost)	\$10.00
Portable Toilet (base fee plus County contract cost)	\$10.00
Winter Trail Grooming (per hour)	\$210.00
Cross Country Ski Race/Meet (school or nonprofit, max of 5 teams, additional \$25/team over 5)	\$ 150.00
Deer Hunt Fees	\$14.00

OUTDOOR EDUCATION/RECREATION PROGRAMS

Fees for each program are established on a seasonal basis and approved by the Parks Director, as directed by County Board Resolution No. 00-675.

; and

October 21, 2008

BE IT FURTHER RESOLVED, That the 2009 fees for the Cross Country Ski Passes, Rental Equipment, and the Dakota Woods Dog Park permits shall be effective December 1, 2008.

ayes 6

nays none

absent 1 Comm. Turner

08-468

Adoption Of 2009 Plat Review Fee Schedule

Motion: Comm. Harris

Second: Comm. Krause

WHEREAS, Minn. Stat. § 383D.65 provides for the approval of all subdivision plats and Registered Land Surveys by the County Surveyor and for a payment of fees in connection therewith; and

WHEREAS, Dakota County Ordinance No. 121 provides for the approval of all Common Interest Community Plats by the County Surveyor and for a payment of fees in connection therewith; and

WHEREAS, Minn. Stat. § 505.03, subd. 3, also provides authority for the Dakota County Board of Commissioners to review plats for community planning and recover the costs associated therewith; and

WHEREAS, Dakota County Ordinance No. 108, the Contiguous Plat Ordinance, provides for the review and approval of all plats contiguous to County Roads; and

WHEREAS, Minn. Stat. § 373.41 allows the Dakota County Board of Commissioners to set fees for services, which are not otherwise set by statute, after holding a public hearing concerning such fees; and

WHEREAS, official notice of a public hearing on the adoption of 2009 Plat Review Fee Schedule was published on the Dakota County Website; and

WHEREAS, a public hearing to receive comments on the 2009 Plat Review Fee Schedule was held on October 21, 2008.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the 2009 Plat Review Fee Schedule as follows:

Chapters 505 and 508

Subdivision Plats and Registered Land Surveys (RLS),
Not Contiguous to a County Road

\$290 per plat, plus \$29 per lot, outlot,
tract; \$700 minimum

Subdivision Plats and Registered Land Surveys (RLS),
Contiguous to a County Road (*contiguous fee not applicable to replats
of lots or outlots recorded within 1 year of preliminary plat review*)

\$290 per plat, plus \$29 per lot, outlot,
tract; \$700 minimum; plus \$400
Contiguous Plat Review Fee

Chapter 515B

Common Interest Community (CIC) Plats

\$290 per plat, plus \$35 per unit; \$525
minimum for Supplemental Plats; \$825
minimum for Original Plats

Recheck Fees

Recheck fee for Subdivision Plats, RLS's, or CIC Plats
returned more than twice for corrections (*recheck fees may also apply to
plats that are inactive for over one year and become active again*)

\$300

Revision Fees

Revisions made after the initial review of Subdivision
Plats, RLS's or CIC Plats has been completed

\$125 plus \$29 per affected lot, outlot,
tract or unit

October 21, 2008

Substantial Revisions

Substantial changes including but not limited to: revised legal description; revised exterior boundary; revised street and/or block/lot layout, etc. made to Subdivision Plats, CIC Plats or RLS's after the initial review has been completed

New Plat Review Fee
(the above applicable fees may be reassessed)

ayes 6
absent 1 Comm. Turner

nays none

08-469

Adoption Of 2009 Water Supply Testing Service Fee Schedule

Motion: Comm. Harris

Second: Comm. Krause

WHEREAS, Dakota County desires to recover actual costs through license/permit or other fees to support Water Resources Department program operations and activities, except where an increase would adversely affect the use of a program or service that the Department wants to encourage because of the greater public benefit; and

WHEREAS, pursuant to existing law, license/permit or service fees must reflect the costs of County program services where provided to a recipient or the public; and

WHEREAS, copies of recommended 2009 Water Resources Department fee schedules have been mailed to current licensees and permittees for review and consideration; and

WHEREAS, official notice of a public hearing on the adoption of 2009 Water Resources Department fee schedules was published on the Dakota County Website; and

WHEREAS, a public hearing was conducted on October 21, 2008, to receive comments on the 2009 Water Resources Department fee schedules.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the following 2009 fee schedule for the Water Supply Testing Services:

2009 Water Supply Testing Service Fee Schedule

Service Description	2009 Service Fee
Sanitary Tests (total coliform bacteria and nitrate-nitrogen)	\$32
Special Test Service Fee (over 200 different parameters)	\$2 to \$54 in addition to laboratory test costs
PFC Water Sample Collection and Testing (Private Wells Only)	\$387
Sample Collection	\$80
Rush Tests (results within 50 hours)	\$36
Unscheduled Courier Service	\$13

ayes 6
absent 1 Comm. Turner

nays none

October 21, 2008

08-470

Adoption Of 2009 Individual Sewage Treatment Systems Fee Schedule

Motion: Comm. Harris

Second: Comm. Krause

WHEREAS, Dakota County desires to recover actual costs through license/permit or other fees to support Water Resources Department program operations and activities, except where an increase would adversely affect the use of the Department or service that the Department wants to encourage because of the greater public benefit; and

WHEREAS, pursuant to existing law, license/permit or service fees must reflect the costs of County program services where provided to a recipient or the public; and

WHEREAS, copies of all recommended 2009 Water Resources fee schedules have been mailed to all current licensees and permittees for review and consideration; and

WHEREAS, official notice of a public hearing on the adoption of 2009 Water Resources fee schedules was published on the Dakota County Website; and

WHEREAS, a public hearing was conducted on October 21, 2008, to receive comments on the 2009 Water Resources fee schedules.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the following 2009 fee schedule for Individual Sewage Treatment Systems:

2009 Individual Sewage Treatment Systems Fee Schedule

Service Description

2009 Service Fee

As-Built Records (\$10 retained by the municipality)
Pump Maintenance Fee
2009 Directory Fee

\$50 per record
\$2.97 per record
\$15

ayes 6

nays none

absent 1 Comm. Turner

08-471

Adoption Of 2009 Well And Water Supply Management Fee Schedule

Motion: Comm. Harris

Second: Comm. Krause

WHEREAS, Dakota County desires to recover actual costs through license/permit or other fees to support Water Resources Department program operations and activities, except where an increase would adversely affect the use of a program or service that the Department wants to encourage because of the greater public benefit; and

WHEREAS, pursuant to existing law, license/permit or service fees must reflect the costs of County program services where provided to a recipient or the public; and

WHEREAS, copies of all recommended 2009 Water Resources fee schedules have been mailed to all current licensees and permittees for review and consideration; and

WHEREAS, official notice of a public hearing on the adoption of 2009 Water Resources Department fee schedules was published on the Dakota County Website; and

WHEREAS, a public hearing was conducted on October 21, 2008, to receive comments on the 2009 Water Resources fee schedules.

October 21, 2008

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the following 2009 fee schedule for Well and Water Supply Management:

2009 Well and Water Supply Management Fee Schedule

Type of Permit	Fee
A. Well Construction/Major Reconstruction	\$436 + \$20 State Fee = \$456
B. Minor Well Reconstruction	\$109 + \$20 State Fee = \$129
C. Well Sealing	\$218 + \$5 State Fee = \$229
D. Well Permit Renewal Fee	25% of current year's permit fee
If renewed on or before the 18 month permit expiration date, the renewal fee is 25% of the current year's well permit fee (not applicable to annual maintenance permits)	
E. Annual Maintenance Permits	
The discount rate for multiple well permits and permit renewal fees are not applicable to annual maintenance permits	
1. Unused Well Permit	\$150
2. Registered Use Well Permit	
a. Monitoring Wells, Injection Wells, and Product Recovery Wells	\$150
b. Dewatering Wells, Augmentation Wells, and Groundwater Recharge Wells	\$150
F. Shallow Domestic Well Permit Fees	
These include sandpoints, drivepoints, and other small diameter driven wells, and similar wells in surficial soils. Homeowners typically construct this type of well. These well construction and sealing permit fees apply only to wells 50 feet or less in depth, otherwise the well permit fees for A. and C. above apply. The maximum well permit fee for multiple shallow domestic well sealings on a single property is limited to twice the individual well sealing fee.	
1. Well Construction	\$218 + \$20 State Fee = \$238
2. Well Sealing	\$109 + \$5 State Fee = \$114
G. Dewatering Well Permit Fees	
These fees apply to dewatering well projects that do NOT involve groundwater contamination investigation or remediation. The fees apply to up to five wells per dewatering well project. When a project comprises more than five wells, the total dewatering well permit fee shall be set at five times the single dewatering well permit fee.	
1. Well Construction and Sealing Permit (In the same permit year)	\$436 + \$20 State Fee = \$456
2. Well Construction Permit	\$356 + \$20 State Fee = \$376
3. Well Sealing Permit	\$224 + \$5 State Fee = \$229
H. Temporary Monitoring Well Sealing Fee	\$30 + \$5 State Fee = \$35
This fee is for the sealing of all temporary monitoring wells on a single job site and on adjoining properties.	
I. Well Sealing Fee Discount	50% of normal well sealing Permit fee
When an unused well is sealed because it has been replaced by a new well, the well sealing permit fee will be discounted.	

October 21, 2008

J. Late Fees, Non-Payment Fees, and Surcharge Fees

- 1. **Late Fee.** Whenever qualified persons (well drilling contractor, monitoring well engineer, or others) construct, reconstruct, cap, or seal a well without first obtaining Water Resources Department approval and a valid well permit, he/she shall remit to the Department a late fee calculated by multiplying the original fee by three. The discount fee shall not be applicable and the full original permit fee shall be used to calculate the late fee regardless of the number of wells involved. Three times the original fees
(discount fee not applicable)
- 2. **Non-Payment Fee.** For a registered well owner, a non-payment fee will be charged. Overdue fees shall be assessed an additional 10% for the first 30 days in arrears. An additional 25%, bringing the total to 35%, shall be assessed for the second 30 days in arrears. An additional 40%, bringing the total to 75%, shall be assessed for the third 30 days in arrears.
- 3. **Surcharge Fee.** Applicable when a registered well owner does not provide well information for the previous or current year. Add 50 percent of above
Registered Use Well
Permit fee to the total fee to
be paid

ayes 6
absent 1 Comm. Turner

nays none

**08-472
Adoption Of 2009 Fee For Service Fee Schedule**

Motion: Comm. Harris

Second: Comm. Krause

WHEREAS, Dakota County desires to recover actual costs through license/permit or other fees to support Water Resources Department program operations and activities, except where an increase would adversely affect the use of a program or service that the Department wants to encourage because of the greater public benefit; and

WHEREAS, pursuant to existing law, license/permit or service fees must reflect the costs of County program services where provided to a recipient or the public; and

WHEREAS, copies of all recommended 2009 Water Resources fee schedules have been mailed to all current licensees and permittees for review and consideration; and

WHEREAS, official notice of a public hearing on the adoption of 2009 Water Resources fee schedules was published on the Dakota County Website; and

WHEREAS, a public hearing was conducted on October 21, 2008, to receive comments on the 2009 Water Resources Department fee schedules.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the following 2009 fee schedule for Fees for Service:

2009 Fee for Service Fee Schedule

Service Description	Service Fee
2009 Water Resources Department Per Hour Fee	\$111 per hour

ayes 6
absent 1 Comm. Turner

nays none

October 21, 2008

08-473

Adoption Of 2009 Shoreland/Floodplain Permit Fees

Motion: Comm. Harris

Second: Comm. Krause

WHEREAS, Dakota County desires to recover actual costs through license/permit or other fees to support Water Resources Department program operations and activities, except where an increase would adversely affect the use of a program or service that the Department wants to encourage because of the greater public benefit; and

WHEREAS, pursuant to existing law, license/permit or service fees must reflect the costs of County program services where provided to a recipient or the public; and

WHEREAS, copies of recommended 2009 Water Resources fee schedules have been mailed to current licensees and permittees for review and consideration; and

WHEREAS, official notice of a public hearing on the adoption of 2009 Water Resources fee schedules was published on the Dakota County Website; and

WHEREAS, a public hearing was conducted on October 21, 2008, to receive comments on the 2009 Water Resources fee schedules.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the following 2009 fee schedule for the Shoreland/Floodplain Permit Fees:

2009 Shoreland/Floodplain Permit Fees

Shoreland Building Permit	
\$1.00–\$10,000	\$75
\$10,001–\$20,000	\$93
\$20,001–\$30,000	\$106
\$30,001–\$40,000	\$117
\$40,001–\$50,000	\$135
\$50,001–\$100,000	\$149
\$100,001–\$200,000	\$297
\$200,001+	\$444
Individual Septic Treatment System (ISTS) Permit	
Standard system	\$305
Mound system	\$355
Shoreland Alteration Permit	\$298
Variance	\$795
Zoning Appeal	\$429
Conditional Use Permit	\$844

ayes 6

nays none

absent 1 Comm. Turner

October 21, 2008

08-474

Adoption Of 2009 Transportation Permit Fee Schedule

Motion: Comm. Harris

Second: Comm. Krause

WHEREAS, Minn. Stat. § 237.163 gives local units of government the authority and ability to regulate and manage their right of ways and recover management costs; and

WHEREAS, Dakota County Right of Way Management Ordinance No.126, addresses recovering management costs related to the management of the right of way and indicates that the County Board shall periodically review and approve the fee schedule for permits issued pursuant to this Ordinance; and

WHEREAS, the recommended Transportation Permit Fees will recover the 2009 right of way management costs and the costs of managing oversize truck activity; and

WHEREAS, official notice of a public hearing on the adoption of 2009 Transportation Permit Fees was published on the Dakota County Website; and

WHEREAS, a public hearing was conducted on October 21, 2008, to receive comments on the 2009 Transportation Permit Fees.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the following 2009 Transportation Permit Fees:

Registration Fee		
Residential/Commercial		\$40
Right of Way Fees		
A. Access Permit		
Residential/Agricultural		\$135
Commercial/New Private Street		\$275
B. Utility Permit		\$225
C. Work in the Right-Of-Way		\$320
D. Landscape		\$75
E. Obstruction		\$100
F. Delay Penalty		\$100
For up to 3 days of non-completion and no prior notice before the estimated completion date.		
After 3 days, additional charge per day will be levied.		\$15 per day
Oversize Truck Permits		
A. Single Trip Permit		\$25
B. Annual Permits		\$250

ayes 6

nays none

absent 1 Comm. Turner

08-475

Adoption Of Facilities Management Fee Schedule

Motion: Comm. Harris

Second: Comm. Krause

WHEREAS, the Western Service Center Atrium was jointly funded by Dakota County and the City of Apple Valley and may be available for special events in accordance with Policy No. 4020, Building Use; and

October 21, 2008

WHEREAS, official notice of a public hearing on the adoption of 2009 Facilities Management Fee Schedule was published on the Dakota County Website; and

WHEREAS, a public hearing was held on October 21, 2008, to receive comments on 2009 Dakota County fee schedules.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the 2008 Facilities Management Fee Schedule as follows:

**Dakota County Facilities Management
2009 Fee Schedule**

Fee	2009
Western Service Center Atrium Rental	
Wedding, receptions, private party or Corporate events	\$1,400
Non-profits, Community Organizations, Public Agencies (sponsored by the City of Apple Valley or Dakota County)	\$775
Stage with grey skirting	\$150
Damage Deposit	\$1,000
Additional staff time	\$50/hour

ayes 6 nays none
absent 1 Comm. Turner

**08-476
Adoption Of 2009 Medical Examiner Fee Schedule**

Motion: Comm. Harris Second: Comm. Krause

WHEREAS, Minn. Stat. §373.41 provides that a county may charge fees for service provided by a county office, official, department, or employee; and

WHEREAS, pursuant to existing law, permit or service fees must reflect the costs of County program services provided to a recipient or the public; and

WHEREAS, Minn. Stat. §373.41 requires that a public hearing be held prior to the adoption of a fee schedule; and

WHEREAS, a properly noticed public hearing to receive comments on the proposed Medical Examiner fee schedule was held on October 21, 2008.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the 2009 Dakota County Medical Examiner Fee Schedule as follows:

Description/Service	2009 Fee
Cremation Approval	\$35.00
Civil Attorney Conference	\$300.00/hour (\$300.00 minimum)
Body Bag Reimbursement	\$11.00/bag
Body Storage	\$50.00/body
Copies of Autopsy Photos on CD-ROM	\$5.00/disk

ayes 6 nays none
absent 1 Comm. Turner

October 21, 2008

The consent agenda was then approved as follows:

Motion: Comm. Branning

Second: Comm. Krause

08-477

Approval Of Minutes

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the minutes of the regular County Board meeting, held October 7, 2008, as presented and entered in Commissioners' Record MM.

08-478

Consideration Of Proposed Amendments To Policy No. 1015, Citizen Advisory Committee Membership

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby amends Policy No. 1015, Citizen Advisory Committee Membership, as presented to the Administration/Finance/Policy Committee of the Whole on October 7, 2008; and

BE IT FURTHER RESOLVED, That staff is hereby directed to amend the County Policies and Procedures Manual and the County Board Operating Rules & Guidelines to include these amendments.

08-479

Adoption Of 2009 Short Term Disability Rates And Plan Options And Authorization To Increase Health Care Flexible Spending Account Maximum

WHEREAS, the County provides a self insured short-term disability (STD) plan for employees that is 100% paid by employees; and

WHEREAS, claims utilization for the STD plan indicates a 10% rate increase for the 8 day and 30 day option and no increase for the 75 day option; and

WHEREAS, adding a 15 day option would meet employees' need to bridge the gap between the 8 day and the 30 day option; and

WHEREAS, increasing the annual maximum in the County's Health Care Flexible Spending Account from \$3,000 to \$5,000 would involve a slight risk to the County from unfunded claims but the additional FICA savings would offset this expense to the plan.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby add a 15 day elimination period option to the short term disability plan and accept the short term disability renewal rates for 2009 of \$1.78 per \$10 of weekly payroll for the 8 day option, \$1.23 per \$10 of weekly payroll for the 15 day, \$0.35 per \$10 of weekly payroll for the 30 day option, and \$0.12 per \$10 of weekly payroll for the 75 day option; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby increases the annual maximum of the Health Care Flexible Spending Account from \$3,000 to \$5,000, effective January 1, 2009.

08-480

Modify Employee Relations Policy No. 3060 Employee, Type, Term And Condition

WHEREAS, the Employee Relations Department periodically reviews and recommends revisions to policies and procedures in order to maintain and enhance the effective and responsive provision of human resource management functions to the County; and

WHEREAS, the projected budget shortfall during the next three years necessitates modifications to current practices to continue to provide services with less resources; and

WHEREAS, creation of a new category of Special Limited Term Employee provides additional flexibility in filling specifically designated County positions while preserving future options in the event of greater budget challenges.

October 21, 2008

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the proposed amendment to Policy No. 3060 establishing the employee type "Special Limited Term Employee", as presented to the Administration/Finance/Policy Committee of the Whole on October 7, 2008, and authorizes the Employee Relations Director to modify said policy accordingly; and

BE IT FURTHER RESOLVED, That until further action by the Dakota County Board of Commissioners, the County Administrator is authorized to designate positions which may be filled only by Special Limited Term appointment; and

BE IT FURTHER RESOLVED, That only positions so designated by the County Administrator may be filled by Special Limited Term appointment.

08-481**Scheduling Of 2009 County Board/Board Committee Of The Whole Meetings, Workshops, And Public Hearings**

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the following 2009 County Board/Committees of the Whole meeting schedule:

County Board	Administration/Finance/ Policy Committee	Community Services/ Physical Development Committees
January 6	January 6	January 13
January 20		
February 3	February 3	February 10
February 24		
March 17	March 17	March 24
April 7	April 7	April 14
April 21		
May 5	May 5	May 12
May 19		
June 2	June 2	June 9
June 16		
July 7	July 7	July 14
July 21		
August 4	August 4	August 11
August 18		
September 8	September 8	September 1
September 22		
October 6	October 6	October 13
October 20		
November 3	November 3	November 10
November 17		
December 16	December 16	December 4

; and

BE IT FURTHER RESOLVED, That the location of the Board/Committee of the Whole meetings shall be scheduled as follows:

- All County Board meetings will be held at 9:00 a.m. in the Boardroom, Administration Center, in Hastings.
- All Administration/Finance/Policy Committee meetings will be held at 9:30 a.m., (or following the County Board meeting) in Conference Room 3A, Administration Center, in Hastings.
- Community Services (at 9:00 a.m.) and Physical Development (at 10:00 a.m. or following) Committee meetings will be held in Conference Room L139, Western Service Center, in Apple Valley, for the months of January through June.

October 21, 2008

- Physical Development (9:00 a.m.) and Community Services (at 10:00 a.m. or following) Committee meetings will be held in Conference Room 520, Northern Service Center, in West St. Paul, for the months of June through December.

; and

BE IT FURTHER RESOLVED, That a Citizen Advisory Committee Member Orientation is hereby scheduled for the evening of Wednesday, February 11, 2009; and

BE IT FURTHER RESOLVED, That County Board workshops to discuss the 2010 budget are hereby scheduled as follows:

June 16, 2009	9:00 a.m. or following County Board
August 18, 2009	9:00 a.m. or following County Board
November 3, 2009	10:00 a.m. or following AFP Committee meeting
November 4, 2009	1:00 p.m.
November 5, 2009	9:00 a.m.
November 6, 2009	9:00 a.m.
November 17, 2009 (if necessary)	10:00 a.m. or following County Board

; and

BE IT FURTHER RESOLVED, That a public hearing is hereby scheduled for November 17, 2009, at 9:00 a.m., in the Boardroom, Administration Center, Hastings, Minnesota, to receive comments on the 2010–2014 Capital Improvement Program; and

BE IT FURTHER RESOLVED, That the Truth-in-Taxation Public Hearing is hereby scheduled for December 3, 2009, at 7:00 p.m., in the Boardroom, Administration Center, Hastings, Minnesota; and

BE IT FURTHER RESOLVED, That the Truth-in-Taxation Public Hearing reconvening date, if necessary, is hereby scheduled for December 15, 2009, at 7:00 p.m., in the Boardroom, Administration Center, Hastings, Minnesota; and

BE IT FURTHER RESOLVED, That staff is hereby directed to publish notice of these public hearings in the official County newspaper.

08-482

Authorization To Execute Joint Powers Agreements With Goodhue County And City Of Cannon Falls For Downstream Warning Sirens For Bylesby Dam

WHEREAS, Dakota County and Goodhue County are joint owners of the Bylesby Dam, which is located on the Cannon River; and

WHEREAS, the City of Cannon Falls (City) is located adjacent to the Cannon River and downstream from the Bylesby Dam; and

WHEREAS, in 1995, the Federal Energy Regulatory Commission required the installation of a downstream warning siren that would alert the residents of Cannon Falls if a dam breach occurred; and

WHEREAS, in 1996, a warning siren was installed in the City to serve the area most at risk of inundation from a dam breach; and

WHEREAS, in April 2008, the warning siren was replaced due to its deteriorated condition under the terms of a 2003 joint powers agreement at a cost of \$18,755, with a cost share of: Dakota County/\$7,502, Goodhue County/\$5001 and City/\$6252; and

WHEREAS, the City completed a review of warning siren needs for the entire City and determined that four new sirens were required for comprehensive warning coverage; and

WHEREAS, of the four proposed sirens, three would serve the area requiring coverage related to Bylesby Dam as well as provide warning for other emergency needs; and

October 21, 2008

WHEREAS, staff from Dakota County, Goodhue County and the City have proposed a cost share formula for the total project that is defined in a draft joint powers agreement which will replace the 2003 joint powers agreement; and

WHEREAS, the total project cost estimate for the purchase and installation of four new sirens and monitoring equipment is \$102,450; and

WHEREAS, under the terms of the draft joint powers agreement, the City would be responsible for 100% of the City-only siren cost (\$22,480) and monitoring equipment (\$12,535); and

WHEREAS, under the terms of the draft joint powers agreement, the capital costs for the three dual warning sirens would be shared with a City share of 25%, and Dakota County providing 60% and Goodhue County 40% of the cost after deducting the City share; and

WHEREAS, under the terms of the draft joint powers agreement the City is obligated to contract for routine maintenance and repair services; and

WHEREAS, the ongoing maintenance and repair services expenses total approximately \$1,500 per siren per year with a proposed City share of 25%, with Dakota County providing 60% and Goodhue County 40% of the cost after deducting the City share; and

WHEREAS, the City would provide sites for all warning sirens and electric utilities at no cost to either county; and

WHEREAS, sufficient funds for the project are available from the Parks Fund Balance derived from hydropower revenue; and

WHEREAS, Goodhue County will reimburse Dakota County for its share of the total project costs and all of the Goodhue County reimbursement payment shall be returned to the Parks Fund Balance; and

WHEREAS, other necessary and reasonable terms of agreement are included in a joint powers agreement.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Board Chair to execute a joint powers agreement with Goodhue County and the City of Cannon Falls for the purchase, installation, maintenance and monitoring of downstream warning sirens for Byllesby Dam, as substantially presented to the Physical Development Committee of the Whole on October 14, 2008, subject to approval by Goodhue County and the City of Cannon Falls, and subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the 2008 Parks and Open Space Department Operations budget for Byllesby Dam is hereby amended as follows:

Expense	
Original Siren Replacement	\$12,503
Downstream Warning Siren Project – Additional Sirens	50,575
Total Expense	63,078
Revenue	
Parks Hydro Dam Fund Balance	37,847
Reimbursement from Goodhue County – Original Siren Replacement	5,001
Reimbursement from Goodhue County – Additional Sirens	20,230
Total Revenues	63,078

08-483

Repeal Dakota County Ordinance No. 51 And Adoption Of Dakota County Uniform Street Naming And Addressing Procedure Manual

WHEREAS, Dakota County Ordinance No. 51, Uniform Street Naming and Addressing System was originally adopted in 1965, and applied to properties and parcels of land within the unincorporated areas of Dakota County; and

October 21, 2008

WHEREAS, in a 1992 amendment to Ordinance No. 51, the scope of the ordinance was expanded and gave the County the authority to apply the ordinance to all streets and roads located in all the townships and certain cities located within the County; and

WHEREAS, Ordinance No. 51 exceeds the County's authority because the County only has the authority to name and number County roads; and

WHEREAS, Dakota County, after consultation with the municipalities identified in Ordinance No. 51, wishes to maintain the current system for naming streets and assigning addresses in order to preserve a logical and consistent system to those assignments; and

WHEREAS, the street naming and addressing system has been defined in the Dakota County Uniform Street Naming and Addressing System Procedural Manual; and

WHEREAS, maintaining the current system for naming streets and assigning addresses as set forth in the Dakota County Uniform Street Naming and Addressing Procedural Manual will promote public safety; and

WHEREAS, the Dakota County Planning Commission recommends adoption of the Dakota County Uniform Street Naming and Addressing System Procedural Manual.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby repeals Dakota County Ordinance No. 51, Uniform Street Naming and Addressing System, adopted October 26, 1965, as amended on October 21, 1975, and July 7, 1992; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby adopts the Dakota County Uniform Street Naming and Addressing Procedural Manual, as presented to the Physical Development Committee of the Whole on October 14, 2008; and

BE IT FURTHER RESOLVED, That the Acting Physical Development Division Director is hereby directed to send a copy of the adopted Dakota County Uniform Street Naming and Addressing Procedural Manual to the cities and townships identified in Dakota County Ordinance No. 51.

08-484

Scheduling Of Public Hearing To Receive Comments On Updates To Management Of Right Of Way Ordinance No. 126

WHEREAS, Dakota County Transportation Department's goals include maximizing the operation, safety and mobility of the County highway system; and

WHEREAS, creating an Access Management Section to *The Management of the Public Right of Way Ordinance No. 126* provides clear, written direction on County highway access standards and practices; and

WHEREAS, the Dakota County Transit Plan establishes a long-term vision for transit services and facilities; thus, establishing a Transit Facility Section to *The Management of the Public Right of Way Ordinance* presents opportunities to provide services to the transit user; and

WHEREAS, establishing a new permit appeal process creates an effective and efficient method of managing appeal requests; and

WHEREAS, additional definitions, clarifications of terms and descriptions of practices have been included or amended to stipulate the current County practice; and

WHEREAS, referencing documents used in the evaluation of permit requests will provide a stronger legal authority to the review process.

October 21, 2008

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby schedules a public hearing for November 25, 2008, at 9:00 a.m., in the Boardroom, Dakota County Administration Center, Hastings, Minnesota, for the purpose of receiving comments on the proposed amendments to *The Management of the Public Right of Way Ordinance No. 126* including: the new Access Management Section, the new Transit Facility Section, additional definitions, clarification of terms, and various updates; and

BE IT FURTHER RESOLVED, That the Dakota County Treasurer/Auditor is hereby directed to publish in the official County newspaper the notice of the public hearing on additions and updates to *The Management of the Public Right-of-Way Ordinance No. 126*.

08-485**Authorization To Discontinue Provision Of County Provided Representative Payee Services**

WHEREAS, historically County social workers have served as representative payee (Rep Payee) for those clients who needed it when there was not a family member or close friend able to serve as Rep Payee and the County has not charged clients for this service; and

WHEREAS, there are also individuals who are eligible for County case management services who receive case management from staff employed by agencies under contract with the County and the individual is paying for Rep Payee services, unless there is a family member or friend performing the service at no cost; and

WHEREAS, the Social Security Administration (SSA) allows individuals to be charged 10% of their income or \$35 per month whichever is less; and

WHEREAS, the SSA is the entity that makes the final determination of who may provide Rep Payee services for an individual and how much that individual can be charged for Rep Payee services; and

WHEREAS, the number of clients requiring Rep Payee services has steadily increased over the years and during this same period case load size and case management requirements have increased substantially; and

WHEREAS, staff recommends moving Rep Payee service from County case managers to family, friends or non-profit agencies in order to 1) provide consistent Rep Payee services and payment expectations for all clients; 2) redirect County case manager time to direct/statutory requirements; and 3) provide services more in line with the Social Security Administration's Guidelines; and

WHEREAS, Social Security Administration will oversee and manage the transition of clients to new Rep Payee persons or entities; and

WHEREAS, staff recommends that County clients will be given 90 days notice of this change.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the discontinuation of County provided Rep Payee services and directs staff to work with the Social Security Administration to transition Rep Payee responsibilities to the Social Security Administration approved alternative persons or entities; and

BE IT FURTHER RESOLVED, That clients will be given 90 days notice of this change.

08-486**Authorization To Execute Contracts For Conservator And Guardian Services With Dakota Conservators, Inc., Thomas Allen Consulting, Inc., Meridian Services, Inc., And Lutheran Social Services, Inc.**

WHEREAS, counties are obligated to provide guardian and conservator services for the indigent found to be incapable of meeting his or her own medical, financial, nutritional, or other basic needs; and

WHEREAS, by Resolution No. 03-505 (October 14, 2003) the County entered into contracts with Dakota Conservators, Inc., Meridian Services, Inc., Thomas Allen Consulting, Inc. and Professional Fiduciary, Inc. to provide these services; and

October 21, 2008

WHEREAS, Professional Fiduciary, Inc. terminated its contract with the remaining three contracts scheduled to expire on June 30, 2008; and

WHEREAS, in February, 2008 staff reported that costs for guardian and conservator services were projected to exceed the 2008 budget allocation of \$263,526 due to the increasing number of consumers requiring those services; and

WHEREAS, by Resolution No. 08-090 (February 26, 2008), the County Board authorized a reallocation of \$75,000 from within the Social Services budget to increase the guardian and conservator budget to \$338,526; and

WHEREAS, by Resolution Nos. 08-297 and 08-420 (June 17, 2008; October 7, 2008), the County Board extended the contracts for conservator and guardian services through October 20, 2008, to allow staff time to negotiate payment changes to help contain costs; and

WHEREAS, staff has finalized negotiations and now recommends that contracts for conservator and guardian services be executed for the period of October 21, 2008 through June 30, 2010, to include the following provisions:

- Restriction to 1 hour monthly for payment of bills
- No additional hours for Annual Account to the Court
- Maximum number of hours per client
- Semi-annual personal visits to clients in group or foster homes outside of the metro area
- Utilization of technology (Skype, on-line banking, on-line bill payment)
- Clients without assets will no longer have conservators
- Clients with simple financial conditions will have finances transferred to Representative Payee agencies
- Attorney fees for private pay legal representation will be limited to \$500 and will end when the final order of the court establishing the guardianship is issued
- Clients with assets will make payments to the guardian/conservator for the expenses relating to the protection or disposition of the asset

NOW, THEREFORE, BE IT RESOLVED, That the Community Services Director is hereby authorized to execute contracts for conservator and guardian services with Dakota Conservators, Inc., Meridian Services, Inc., Thomas Allen Consulting, Inc., and Lutheran Social Services, Inc. for the period of October 21, 2008 through June 30, 2010, subject to approval by the County Attorney's Office as to form to include the following services and rates:

Client's Living Situation	Maximum Hours/Fee Per Month
Nursing Home, Hospital, Rehab Hospital	\$41.60/hr up to 3 hrs/month (\$124.80/month)
Group Home/Foster Home	\$41.60/hr up to 3 hrs/month (\$124.80/month)
Assisted Living	\$41.60/hr up to 3 hrs/month (\$124.80/month)
Own Residence or Apartment	\$41.60/hr up to 4 hrs/month (\$166.40/month)

; and

BE IT FURTHER RESOLVED, That the Community Services Director is hereby authorized to amend said contracts, within the amount budgeted for conservator and guardian services to alter the number and types of clients served, types of services provided and reporting requirements, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That these contracts shall contain a provision that allows the County to immediately terminate these contracts in the event sufficient funds from County, state or federal sources are not appropriated at a level sufficient to continue providing these services.

08-487

Authorization To Execute Contract With RSI Laboratories (A Division Of RS Eden) For Drug Testing And Related Services

WHEREAS, a Request for Proposals (RFP) was issued by the Community Corrections Department and RSI Laboratories (a Division of RS Eden) was selected to provide drug testing and related service following a review of the proposals received; and

October 21, 2008

WHEREAS, RSI Laboratories has laboratory facilities to test all samples, furnishes Gas Chromatography/Mass Spectrometry (GCMS) verification and court testimony, provides test results on a timely basis by fax or through an encrypted website, and stores samples for up to one year; and

WHEREAS, RSI Laboratories offers low cost testing including volume discounts, is capable of collecting all fees from offenders by money order, cash or credit card, and can remit administrative fees to the County; and

WHEREAS, staff recommends that adult offenders pay an administrative fee for drug testing to reduce Dakota County's administrative overhead costs.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a contract with RSI Laboratories (A Division of RS Eden) for drug testing and related services for the period November 1, 2008 through December 31, 2009, with a one year option for renewal in calendar year 2010, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That RSI Laboratories shall collect \$9.50 to \$14.00 for the first 1-4 test screens with an additional \$.70 per screen up to the maximum of 10, and \$10.75 to \$15.25 for the first 1-4 screens including EtG (alcohol) test with an additional \$.70 per screen up to the maximum of 10 screens and GCMS testing at a cost of \$30 per test; and

BE IT FURTHER RESOLVED, Supplies such as test cups will be available for purchase and that costs for pick-up and processing UA's will range from \$5.00 for one screen to \$17.95 for 10 screens with a single EtG test priced at \$7.50; and

BE IT FURTHER RESOLVED, That RSI Laboratories shall collect \$2.25 fee per standard UA test from adult offenders to reduce Dakota County's administrative overhead costs and remit these fees to the County; and

BE IT FURTHER RESOLVED, That the County shall collect \$1.00 per test cup for supplies purchased at County building service center by adult offenders to reduce Dakota County's administrative overhead costs; and

BE IT FURTHER RESOLVED, That the Community Services Director is hereby authorized to amend this contract, within the Community Corrections and Social Services budgets, to alter the types of service provided, service rates and administrative fees, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That this contract shall contain a provision that allows the County to immediately terminate the contract in the event sufficient funds from County, state or federal sources are not appropriated at a level sufficient to continue providing these services.

08-488

Acceptance Of Human Services Advisory Committee Report, "Autism Spectrum Disorder In Dakota County"

WHEREAS, the Dakota County Human Services Advisory Committee (HSAC) is appointed by the Dakota County Board of Commissioners to advise it on human services issues; and

WHEREAS, HSAC reviewed growth in the number of persons identified with Autism Spectrum Disorder, discussed issues with parents, special education directors, university and agency experts, and Dakota County staff; and

WHEREAS, HSAC identified five categories of issues and concerns and developed recommendations for each:

- Improve skills and knowledge.
- Increase services.
- Advance partnerships.
- Develop system of care approach.
- Support parents and families.

October 21, 2008

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby accepts the HSAC report, "Autism Spectrum Disorder in Dakota County" as presented to the Community Services Committee of the Whole on October 14, 2008.

08-489

Authorization To Execute Contract Amendment With WSB & Associates, Inc. For Design Services On County State Aid Highway 56

WHEREAS, Dakota County is the lead agency for improvements to County State Aid Highway (CSAH) 56 from Corcoran Path in Inver Grove Heights to Interstate 494 in South St. Paul; and

WHEREAS, the County Board authorized a contract with WSB & Associates, Inc. in 2001 (Resolution No. 01-411, June 26, 2001), for preliminary design of the entire project corridor and during preliminary design the overall project was split into three separate phases; and

WHEREAS, the contract was amended in 2004 (Resolution No. 04-362, August 31, 2004), to include final design for Phase 1 and Phase 2 of the CSAH 56 project; and

WHEREAS, a second amendment to the contract was approved in 2006 (Resolution No. 06-391, September 19, 2006), for the final design of CSAH 56 Phase 3; and

WHEREAS, the construction costs and the associated design costs for Phase 2 increased due to lengthening the project limits and the complexity of the design; and

WHEREAS, WSB & Associates, Inc. proposes to complete the design of all phases of CSAH 56 for an additional design fee of \$108,000; and

WHEREAS, the 2008 Transportation Capital Improvement Program (CIP) budget includes adequate funding for the additional design services for CSAH 56; and

WHEREAS, the design fee is reasonable based on the actual construction costs; and

WHEREAS, staff recommends that a contract amendment be executed with WSB & Associates, Inc. to provide additional final design engineering services for CSAH 56 in an amount not to exceed \$108,000; and

WHEREAS, funds from the Minnesota Department of Transportation (Mn/DOT) turnback program are available to cover 100 percent of the final design engineering costs.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Acting Physical Development Division Director to execute a contract amendment with WSB & Associates, Inc. to perform final design engineering services for CSAH 56, increasing the contract by an amount not to exceed \$108,000 for a contract total of \$697,782, subject to approval by the County Attorney's Office as to form.

08-490

Approval Of Acquisition And Authorization To Initiate "Quick Take" Condemnation Of Right Of Way From South St. Paul Rod And Gun Club For Mississippi River Regional Trail

WHEREAS, the 2008 Parks Capital Improvement Program (CIP) includes the design, right of way acquisition, and construction of the Mississippi River Regional Trail (MRRT) from 70th Street in Inver Grove Heights to Richmond Street in South St. Paul; and

WHEREAS, acquisition of right of way and trail easements from the South St. Paul Rod and Gun Club is necessary to construct and operate the MRRT; and

WHEREAS, construction for this portion of the MRRT is scheduled to begin in spring 2009; and

October 21, 2008

WHEREAS, an environmental evaluation is being prepared for the project that will identify any contamination issues and establish a remediation action plan; and

WHEREAS, the right of way parcels have been appraised and contingent offers are being prepared for the South St. Paul Rod and Gun Club; and

WHEREAS, the total appraised value of the new right of way and trail easement is \$224,000, based upon the properties not requiring any environmental remediation; and

WHEREAS, the 2008 Parks Capital Improvement Program (CIP) budget includes adequate funding for MRRT right of way acquisition; and

WHEREAS, in the event that timely acquisition of this right of way and trail easement by direct negotiation does not appear possible, it is necessary to have the County Board authorize the County Attorney to initiate "quick take" condemnation of the remaining parcels to allow a spring 2009 start date.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves acquisition of right of way and trail easement from the South St. Paul Rod and Gun Club for the Mississippi River Regional Trail and authorizes payment from the 2008 Parks CIP budget for the following not to exceed amounts:

Acquisition Type	Parcel Size (sq.ft.)	Value
Fee Acquisition	121,603	\$215,100
Trail Easement	7,966	8,900
Total Appraised Value for MRRT:		224,000

; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Attorney to initiate "quick take" condemnation of the remaining parcels to allow for a spring 2009 start date, in the event that timely acquisition by direct negotiations of all parcels does not appear possible.

08-491

Authorization To Request Deadline Extension With Metropolitan Council To Submit Dakota County Comprehensive Plan For Metropolitan Council Review

WHEREAS, Minn. Stat. § 473.864 requires local governmental units to review and, if necessary, amend their entire comprehensive plans and their fiscal devices and official controls at least once every ten years to ensure comprehensive plans conform with metropolitan system plans and ensure fiscal devices and official controls do not conflict with comprehensive plans or permit activities that conflict with metropolitan system plans; and

WHEREAS, Minn. Stat. § 473.858 and § 473.864 require local governmental units to complete their "decennial" reviews by December 31, 2008; and

WHEREAS, Dakota County has prepared an update of its comprehensive plan using an extensive public participation and visioning process that included input from cities, school districts, non-profits, businesses and citizens; and

WHEREAS, Dakota County released a draft Comprehensive Plan on May 20, 2008, and established a 6-month public review period for municipalities, counties, and special districts within or adjacent to Dakota County ending November 20, 2008, as required by the Metropolitan Council; and

WHEREAS, school districts, watershed management organizations, and watershed management districts were inadvertently omitted from the distribution of the Comprehensive Plan for review; and

October 21, 2008

WHEREAS, Dakota County, in order to provide adequate time for school district, watershed management organization, and watershed management district review, may not be able to complete its "decennial" review by December 31, 2008; and

WHEREAS, Minn. Stat. § 473.864 authorizes the Metropolitan Council to grant extensions to local governmental units to allow additional time within which to complete the "decennial" review and amendments; and

WHEREAS, Dakota County finds it is appropriate to request from the Metropolitan Council an extension to have additional time to receive comments and complete and submit to the Metropolitan Council for review an updated Comprehensive Plan and amend its fiscal devices and official controls; and

WHEREAS, any extensions granted by the Metropolitan Council must include a timetable and plan for completing the review and amendment.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Acting Physical Development Division Director to submit an application for extension to Metropolitan Council, by November 1, 2008, for review of the Dakota County Comprehensive Plan.

08-492

Authorization Of Settlement Of Winship V. Dakota County

WHEREAS, Gladys Winship has brought suit against the County of Dakota alleging various claims stemming from her employment with Dakota County; and

WHEREAS, the County Attorney's Office has reached an agreement with Gladys Winship and her attorney for full settlement and release of all her claims for a total payment of \$17,500.00; and

WHEREAS, it is necessary for the County Board to approve this settlement agreement.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Board Chair and/or County Attorney to execute a Settlement Agreement with Gladys Winship, in full settlement and release of all her claims, including claims for attorney's fees, in the amount of \$17,500.00, to be paid from the Loss Liability Reserve Fund; and

BE IT FURTHER RESOLVED, That payment of said settlement amount shall be contingent upon the County's receipt of a fully executed Settlement Agreement in a form approved by the County Attorney's Office.

08-493

Approval Of Plats

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the following plats, having been approved by the respective City Council, and submits them to the Property Taxation and Records Department for recording:

First Park Lakeville Lakeville

First Park Lakeville 2nd Addition Lakeville

END OF CONSENT AGENDA

eyes 6
absent 1 Comm. Turner

nays none

The following item was on the agenda for informational purposes only: Report On Invoices Paid in September 2008 (Item 9.1).

October 21, 2008

At this time Item 8.8 – Selection Of Preferred Alignment For Mississippi River Regional Trail From Spring Lake Park Reserve to City Of Hastings was introduced by Commissioner Harris and he indicated that there was confusion among citizens on the alignment for the Mississippi River Regional Trail recommended by the Physical Development Committee of the Whole at their October 14, 2008 meeting. Parks and Open Spaces Manager, Facility Development and Natural Resources Bruce Blair reviewed the recommended alignment and responded to questions in regard to right of way acquisition. The following individuals appeared and addressed the County Board requesting information on why the recommended alignment changed from previous recommendations and expressed concerns with the recommend alignment:

Harvey Jones, Hastings, representing several Nininger Township residents; and
David Fasbender

Parks and Open Spaces Director Steve Sullivan responded to public comments and explained the next steps in the development of the Mississippi River Regional Trail.

08-494**Selection Of Preferred Alignment For Mississippi River Regional Trail From Spring Lake Park Reserve To City Of Hastings**

Motion: Comm. Gaylord

Second: Comm. Egan

WHEREAS, by Resolution No. 99-526 (September 21, 1999), the Dakota County Board of Commissioners adopted the draft Mississippi River Regional Trail (MRRT) Development Plan (plan); and

WHEREAS, Resolution No. 99-526 describes the MRRT alignment from Spring Lake Park Reserve to the City of Hastings as following Idell Avenue and County Road (CR) 42 east to the Hastings City limits; and

WHEREAS, by Resolution No. 06-428 (October 17, 2006), the County Board authorized a contract with WSB & Associates (WSB) for the MRRT design from Spring Lake Park Reserve to Hastings; and

WHEREAS, WSB developed three MRRT alignment alternatives that were reviewed by the Park and Recreation Advisory Committee (PARAC), the Nininger Township Planning Commission, and the Nininger Town Board; and

WHEREAS, on March 18, 2008, the Nininger Town Board requested that Dakota County evaluate a potential alignment alternative that followed a portion of 140th Street; and

WHEREAS, WSB investigated the 140th Street alignment alternative and during May 2008 the findings were presented to PARAC, the Nininger Township Planning Commission, and the Nininger Town Board; and

WHEREAS, concurrent with the alternative review process, citizen interest developed in an alternative alignment along CR 87; and

WHEREAS, on June 17, 2008, the Nininger Town Board received two petitions, one requesting another alignment alternative along CR 87 and a second opposing CR 87; and

WHEREAS, on June 17, 2008, the Nininger Town Board approved a resolution to direct the petitions to the Dakota County Parks Department; and

WHEREAS, staff recommended alternative one along the south side of CR 42 based on technical merit and competitive cost; and

WHEREAS, on July 2, 2008, the PARAC reviewed the alignment alternatives and petitions and recommended alignment one; and

WHEREAS, on July 8, 2008, the Dakota County Physical Development Committee (PDC) reviewed the alternatives and recommended to the County Board alternative number one; and

WHEREAS, on July 15, 2008, the Nininger Town Board approved a resolution to support the County conducting a feasibility study on the potential use of CR 87 for the MRRT alignment; and

October 21, 2008

WHEREAS, by Resolution 08-346, (July 22, 2008), the County Board directed staff to prepare a feasibility study of the CR 87 MRRT alignment alternative and to return to a future PDC meeting for selection of a preferred alignment, based on a comparison of the CR 42 and CR 87 findings; and

WHEREAS, on September 16, 2008, the Nininger Town Board approved a resolution without recommendation and directed the County to make the alignment decision; and

WHEREAS, on October 1, 2008, the PARAC reviewed the alignment alternatives and recommended alternative one; and

WHEREAS, staff recommends alternative three because it places the trail along a lower speed and volume road, and utilizes the natural resources of the park and private lands to increase the recreational quality.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the preferred Mississippi River Regional Trail (MRRT) alignment from Spring Lake Park Reserve to the City of Hastings based on the following: From Schaars Bluff extend the trail easterly within the park boundary, then easterly and north of the approximate 125th Street alignment to CR 87, cross CR 87, then easterly on the south side of CR 87 to CR 42, cross CR 87, then easterly to Riverdale Drive, cross CR 42, and then easterly on the south side of CR 42 to existing trail within the City of Hastings; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby directs staff to request the Metropolitan Council to amend the approved MRRT development plan reflecting the preferred alignment from Spring Lake Park Reserve to the City of Hastings.

ayes 6 nays none
absent 1 Comm. Turner

Deputy Director – Social Services Kay Dickison introduced Item 13.1 – Authorization To Execute Memorandum Of Understanding With Metropolitan Area Agency On Aging To Implement 2007 Legislation Governing Long Term Care Consultation Services. Ms. Dickison explained the Memorandum of Understanding is the result of new legislation requiring long term care consultation services and provided additional funding statewide.

**08-495
Authorization To Execute Memorandum Of Understanding With Metropolitan Area Agency On Aging To Implement 2007 Legislation Governing Long Term Care Consultation Services**

Motion: Comm. Gaylord Second: Comm. Egan

WHEREAS, Minn. Stat. § 256B.0911 governing Long Term Care Consultation Services was amended to require that all providers offering or providing Assisted Living services must “...inform all prospective residents of the availability of and contact information for transitional consultation services prior to executing a lease or contract with the prospective resident”; and

WHEREAS, transition to Housing with Services Consultation is to be provided as determined by the Commissioner of Human Services (DHS), which is a combination of telephone-based and in-person assistance that reflects partnerships between the 87 county Long-Term Care Consultation units, and the six Area Agencies on Aging (AAAs); and

WHEREAS, an additional \$600,000 was approved by the Legislature to support this new service or intervention and this additional funding is subject to the same payment methodology as is currently used to forward the Long Term Care Consultation (LTCC) program allocation to each county; and

WHEREAS, under the implementation model developed by DHS, 50% of this new funding will be allocated from the counties to the Area Agencies on Aging using a Memorandum of Understanding developed by the DHS to support the telephone-based service, as well as the follow-up evaluation activities; and

WHEREAS, staff request authorization to execute a Memorandum of Understanding with the Metropolitan Area Agency on Aging in order to implement the Transition to Housing with Services Consultation legislation.

October 21, 2008

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a Memorandum of Understanding with the Metropolitan Area Agency on Aging to implement the Transition to Housing with Services Consultation legislation, to be effective on the date of execution of both parties and which will expire on September 30, 2009 unless renewed by both parties, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That upon execution of the Memorandum of Understanding by both parties, the County will forward \$11,455.52 to the Metropolitan Area Agency on Aging for the year effective October 1, 2008 through September 30, 2009.

ayes 6 nays none
absent 1 Comm. Turner

At this time, Joel Beckman, Property Taxation and Records Director, presented and update on Item 13.2 – Voter Registration and Elections in Dakota County. Mr. Beckman gave an overview of the process and assured the County Board that the election process in Dakota County is fair and accurate and responded to questions on expected voter turnout.

Inter-agency announcements and reports were then presented. The County Administrator's Report followed.

**08-496
Adjournment**

Motion: Comm. Krause Second: Comm. Gaylord

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adjourns to Tuesday, November 4, 2008.

ayes 6 nays none
absent 1 Comm. Turner

The County Board meeting was adjourned at 10:04 a.m.

Nancy Schouweiler
Chair

ATTEST

Brandt Richardson
County Administrator