

January 18, 2011

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

The Dakota County Board of Commissioners convened at 9:00 a.m. on Tuesday, January 18, 2011. The meeting was called to order by Chair Joseph Harris who welcomed everyone and opened the meeting with the Pledge of Allegiance. Roll was called with the following members present:

- Commissioner Joseph A. Harris, District 1
- Commissioner Kathleen A. Gaylord, District 2
- Commissioner Thomas A. Egan, District 3
- Commissioner Nancy Schouweiler, District 4
- Commissioner Liz Workman, District 5
- 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 Harris 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. The following appeared:

Jerome Brastad, Burnsville

Mr. Brastad addressed the Board regarding concerns with property records related to a 2007 road project in the City of Burnsville.

**11-032**  
**Approval Of Agenda**

Motion: Comm. Branning

Second: Comm. Gaylord

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the agenda for the County Board meeting on January 18, 2011, as presented.

ayes 7

nays none

At this time, Jim Stark, Metropolitan Mosquito Control District Executive Director, and Kyle Beadle, Dakota County Group Leader, presented Item 5.1 – Report On Metropolitan Mosquito Control District. Mr. Beadle provided an overview of the 2010 program. Mr. Stark provided a disease update and a review of the 2011 budget and plans.

The consent agenda was then approved as follows:

Motion: Comm. Egan

Second: Comm. Workman

**11-033**  
**Approval Of Minutes**

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the minutes of the regular County Board meeting, held January 4, 2011, as presented and entered in Commissioners' Record 2011.

**11-034**  
**Authorization To Execute Joint Powers Agreement For Multi-County Residential Survey Project**

WHEREAS, Dakota, Scott, and St. Louis Counties propose to survey residential households in the three Counties in order to assess residential opinions and the performance of county government; and

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WHEREAS, the Counties have agreed to collaborate on a joint Residential Survey in 2011, selecting the National Research Center, Inc. to conduct the survey and compile results; and

WHEREAS, Dakota County will act as the fiscal agent for the joint survey, executing and managing the contract with the National Research Center, Inc.; and

WHEREAS, the Counties must enter into a Joint Powers Agreement in order to carry out the Residential Survey initiative.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Administrator to execute a Joint Powers Agreement with Scott and St. Louis Counties to conduct a residential survey of households in the three Counties and to analyze the results, substantially as presented on January 4, 2011, subject to approval by the County Attorney's Office as to form.

**11-035**

**Authorization To Execute Contract With National Research Center For Residential Survey Project**

WHEREAS, Dakota, Scott, and St. Louis Counties propose to survey residential households in the three Counties in order to assess residential opinions and the performance of county government; and

WHEREAS, the Counties have agreed to collaborate on a joint Residential Survey in 2011, selecting the National Research Center, Inc. to conduct the survey and compile results; and

WHEREAS, the National Research Center has been contracted to provide services to conduct residential surveys for Dakota County and other partners in 2004, 2006, 2008; and

WHEREAS, Dakota County will act as the fiscal agent for the joint survey, executing and managing the contract with the National Research Center, Inc.; and

WHEREAS, the total cost for the joint survey project is not expected to exceed \$80,000; and

WHEREAS, Dakota County and its survey project partners will enter into a Joint Powers Agreement in order to jointly share the costs and administrative responsibilities for the survey project.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Administrator to execute a contract for services with the National Research Center of Boulder, Colorado in an amount not to exceed \$80,000, to conduct a three-county residential survey of households in 2011 and to analyze the results, provided that the Joint Powers Agreement among Dakota, Scott, and St. Louis Counties has been executed, subject to approval by the County Attorney's Office as to form.

**11-036**

**Authorization To Execute Memorandum Of Understanding Between Dakota County Sheriff's Office And Parks And Open Space Department For Park Patrol Services**

WHEREAS, prior to 2004, park patrol services for the Dakota County park system was administered by Parks and Open Space Department (POSD); and

WHEREAS, in 2004, as a process improvement, the option of transferring Park Patrol to the Dakota County Sheriff's Office (DCSO) was evaluated; and

WHEREAS, the evaluation identified several benefits: (1) supervision of temporary park patrol staff, (2) enhanced staff training, (3) increased staff availability and presence within the park system, (4) enhanced public assists and contacts, (5) enhanced emergency response, (6) increased effectiveness coordinating with other agencies, and (7) enhanced Byllesby Dam emergency response and public safety; and

WHEREAS, on June 22, 2004 (Resolution No. 04-264), the County Board authorized an agreement for a two year pilot that transferred park patrol services to the DCSO; and

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WHEREAS, on January 23, 2007 (Resolution No. 07-040), the County Board authorized a four-year extension to the service agreement, expiring December 31, 2010; and

WHEREAS, on December 14, 2010, staff updated the Administration/Finance/ Policy Committee of the Whole on the DCSO and POSD interest in having the DCSO continue providing park patrol services and indicated that a MOU would be prepared for consideration by the County Board at a future meeting.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute the agreement between the POSD and DCSO for Park Patrol Services, as presented to the Administration/Finance/Policy Committee on January 4, 2011, subject to approval by the County Attorney's Office as to form.

**11-037**

**Authorization To Execute Contract With RESOURCE, Inc., DBA Employment Action Center, For Minnesota Family Investment Program Employment Services**

WHEREAS, Dakota County implements Minnesota Family Investment Programs (MFIP) to eligible Dakota County residents; and

WHEREAS, Dakota County has contracted with RESOURCE, Inc., for MFIP employment services since July 2007; and

WHEREAS, due to the successful achievement of outcomes, the contract amount has been increased each year and job club services were added to the contract expectations; and

WHEREAS, Dakota County's work participation rate, annualized from the period of April 9, 2009 through March 10, 2010, was 36.6%, 7.1% higher than the 29.5% rate the previous year, which made Dakota County eligible for the 2011 performance-based funds; and

WHEREAS, at its November 19, 2010, meeting, the Dakota-Scott Workforce Investment Board recommended continuing a contract with RESOURCE, Inc., in 2011 to provide individualized case management and job club services to MFIP participants in Dakota County, in an amount not to exceed \$886,244, a \$60,000 increase over the 2010 contract amount; and

WHEREAS, staff recommends executing a contract with RESOURCE, Inc., doing business as EAC, in an amount not to exceed \$886,244 for the period of January 1, 2011 through December 31, 2011.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a contract with RESOURCE, Inc., doing business as Employment Action Center, to provide employment and training case management services, and job club services for MFIP participants, in an amount not to exceed \$886,244 for the period of January 1, 2011 through December 31, 2011, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Community Services Director, is hereby authorized to amend said contract, consistent with the MFIP Employment Services grants awarded by the Department of Human Services and the Department of Employment and Economic Development, to alter the number and types of clients served, types of services provided, amount of contract, and reporting requirements, consistent with County contracting policies, 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 allow payment of the amounts due.

**11-038**

**Authorization To Execute Contract With HIRED To Provide Volunteer Work Experience Services For Dakota County Minnesota Family Investment Program Participants**

WHEREAS, Dakota County has been providing a Volunteer Work Experience program for Minnesota Family Investment Program (MFIP) participants since January 2007; and

WHEREAS, due to strong performance over the past year and the fact that supported work funds will most likely be reduced in the future, staff recommends executing a contract with HIRED to provide Volunteer Work Experience services in an amount not to exceed \$59,663 for the period of January 1, 2011 through December 31, 2011.

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NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a contract with HIRED to provide Volunteer Work Experience services for eligible MFIP participants, in an amount not to exceed \$59,663 for the period of January 1, 2011 through December 31, 2011, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Community Services Director is hereby authorized to amend said contract, consistent with the MFIP Employment Services grants awarded by the Department of Human Services and the Department of Employment and Economic Development, to alter the number and types of clients served, types of services provided, amount of contract, reporting requirements, and contract term, consistent with County contracting policies, 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 allow payment of the amounts due.

#### **11-039**

#### **Ratification Of Housing MatchMaker Grant Application, Authorization To Execute Grant Agreement With The Saint Paul Foundation, And Amend Related Contract**

WHEREAS, by Resolution No. 09-324 (July 7, 2009), the County Board of Commissioners ratified a grant application submitted to The Saint Paul Foundation in the amount of \$100,000 for the purposes of outreach, homelessness prevention and rapid re-housing services to be utilized over a period of 12 to 18 months; and

WHEREAS, by Resolution No. 09-375 (July 21, 2009), the County Board of Commissioners authorized the execution of a grant agreement with The Saint Paul Foundation, and amendment of the 2009 Social Services budget to add \$100,000 in funds, with any unspent grant funds in 2009 to be carried over into 2010; and

WHEREAS, a Request for Proposal (RFP) was issued on July 20, 2009, and Cenneidigh, Inc., was selected as the provider for Housing MatchMaker services; and

WHEREAS, The Saint Paul Foundation recently indicated an interest in providing Dakota County with an additional \$100,000 in calendar year 2011 to continue the Housing MatchMaker program; and

WHEREAS, staff recommend executing a grant agreement with The Saint Paul Foundation, accepting the grant funds and amending the 2011 Social Services budget, and amending the contract with Cenneidigh, Inc., for continued implementation of the Housing MatchMaker program, at the rate of \$50/hour for the period of January 1, 2011 through December 31, 2011.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby ratifies the grant application submitted to The Saint Paul Foundation for continuation of the Housing MatchMaker program; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a grant agreement with The Saint Paul Foundation for outreach, homelessness prevention and rapid re-housing services, in the amount of the grant awarded, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That, if awarded, the Community Services Director is hereby authorized to execute an amendment to the contract with Cenneidigh, Inc., for the Housing MatchMaker program at a rate of \$50/hour for the period of January 1, 2011 through December 31, 2011, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That, if awarded, the Community Services Director is hereby authorized to amend said contract, consistent with County contracting policies, to alter the term or types of services provided, consistent with County contracting policies, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That, if awarded, 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 allow payment of the amounts due; and

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BE IT FURTHER RESOLVED, That, if awarded, the 2011 Social Services budget is hereby amended as follows:

<b>Expense</b>	
Homeless Services	\$100,000
<b>Total Expense</b>	<b>\$100,000</b>

<b>Revenue</b>	
The Saint Paul Foundation	\$100,000
<b>Total Revenue</b>	<b>\$100,000</b>

**11-040****Ratification Of Housing Stability Grant Application Submitted To Greater Twin Cities United Way**

WHEREAS, Dakota County's Supportive Housing Unit (SHU) accepted the invitation of Greater Twin Cities United Way (GTCUW), and submitted a housing stability grant application on November 10, 2010 for \$720,000 for a three-year period beginning January 1, 2012, to assist families in stabilizing their housing; and

WHEREAS, GTCUW funds would be used to replace current funds of the Homeless Prevention and Rapid Re-Housing (HPRP) program, supported by the 2009 American Reinvestment and Recovery Act (ARRA), as those temporary funds are expended; and

WHEREAS, approximately 49 Dakota County families per year would have access to critical housing funds which they cannot obtain elsewhere; and

WHEREAS, based on 2009-2010 Supportive Housing Unit (SHU) records collected with similar populations, a high percentage of the household served include people with disabilities, people experiencing domestic violence, and other potential barriers to stable housing; and

WHEREAS, case management provided by SHU would support families in obtaining and sustaining housing for a period of time depending on the individual family's need; and

WHEREAS, in order to meet GTCUW's time line, County staff submitted a response prior to seeking County Board authorization; and

WHEREAS, staff request that the County Board of Commissioners ratify the housing stability grant application submitted to GTCUW in the amount of \$720,000 for a three-year period beginning January 1, 2012.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby ratifies the housing stability grant application submitted to Greater Twin Cities United Way in the amount of \$720,000 for a three-year period beginning January 1, 2012.

**11-041****Authorization To Execute Joint Powers Agreement With Scott County For Purposes Of Dakota County Providing After-Hours Services To Scott County Residents**

WHEREAS, Scott County is interested in entering into a Joint Powers Agreement (JPA) with Dakota County for purposes of Dakota County answering Scott County Social Services telephone calls during non-business hours; and

WHEREAS, Dakota County has staff that work twenty-four hours a day, seven days a week that are available and qualified to answer Social Services calls; and

WHEREAS, the Parties agree on the scope and nature of services to be provided.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Board Chair to execute the Joint Powers Agreement for after-hours Social Services telephone calls by and among the counties of Dakota and Scott, substantially as presented on January 11, 2011, to the Community Services Committee of the Whole, subject to approval by the County Attorney's Office as to form; and

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BE IT FURTHER RESOLVED, That this authorization to execute the Joint Powers Agreement is contingent upon Scott County approving the agreement.

**11-042**

**Authorize Acceptance Of Parent Support Outreach Program Grant**

WHEREAS, the Minnesota Department of Human Services has awarded Dakota County Social Services \$54,000 to continue Parent Support Outreach Program from January 1, 2011 through December 31, 2011; and

WHEREAS, the grant amount is intended to serve 54 Dakota County families, a similar level to the 48 families accepting Parent Support Outreach Program services in 2010; and

WHEREAS, Parent Support Outreach Program offers voluntary services to families with young children who have been reported to child protection due to family concerns that fall short of the criteria mandated investigation; and

WHEREAS, the voluntary services through Parent Support Outreach Program have been shown to provide connection to needed community supports, including services for substance abuse and basic needs that have reduced future maltreatment reports.

NOW THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to accept the Parent Support Outreach Program grant from the Department of Human Services, in the amount of the grant awarded, for the period of January 1, 2011 through December 31, 2011, subject to approval by the County Attorney's Office as to form.

**11-043**

**Authorization To Distribute Funds For Statewide Health Improvement Program And Authorization To Execute Contracts For Related Services**

WHEREAS, the Dakota County Board of Commissioners acts as the Community Health Board and has a long history and responsibility for supporting efforts to prevent disease and disability, and promote and protect the health and safety of County residents; and

WHEREAS, the Statewide Health Improvement Program (SHIP) was signed into law in 2008 as an integral component of Health Care Reform with the goal to help Minnesotans live longer, better, healthier lives by reducing the burden of chronic diseases through a focus on tobacco use and obesity (physical activity and nutrition) in worksites, healthcare settings, schools, and other community settings; and

WHEREAS, the Minnesota Department of Health notified Public Health staff that Dakota County had been awarded \$2.783 million for the two-year period beginning July 1, 2009 and ending June 30, 2011, (\$1.157 million in the first year and \$1.626 million in the second year) to reduce obesity and tobacco use; and

WHEREAS, by Resolution No.10-332, (June 22, 2010), the County Board of Commissioners authorized distribution of \$123,762 with up to 11 cities working to increase active living; and

WHEREAS, staff solicited, received, and reviewed a recent round of funding applications from cities on October 28, 2010; and

WHEREAS, staff seeks authorization to distribute funds based on applications and recommendations of the review committee, and to develop contract agreements with four cities effective January 1, 2011; and

WHEREAS, by Resolution No. 10-273 (May 18, 2010), a contract was authorized for a second year with Kimley-Horn and Associates, Inc., to work with up to eight schools to develop comprehensive Safe Routes to School plans in an amount not to exceed \$24,000 for the period of July 1, 2010 through June 30, 2011; and

WHEREAS, an additional five schools have expressed interest in creating comprehensive Safe Routes to School plans in school year 2010/2011, for which additional funding is available.

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NOW, THEREFORE, BE IT RESOLVED, That the Community Services Director is hereby authorized to execute contracts, substantially as presented at the January 11, 2011 Community Services Committee of the Whole meeting, with the City of Eagan in an amount not to exceed \$22,000, the City of Hastings in an amount not to exceed \$12,500, and the City of Rosemount in an amount not to exceed \$10,500, for the period of January 1, 2011 through June 30, 2011, and with the City of West St. Paul in an amount not to exceed \$25,000 for the period of January 1, 2011 through December 31, 2011, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Community Services Director is hereby authorized to amend the existing contract with Kimley-Horn and Associates, Inc., to work with five additional schools to develop comprehensive Safe Routes to School plans, and increase the contract amount by \$14,000 for a total not to exceed amount of \$38,000 for the period of July 1, 2010 through June 30, 2011, 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 the contracts in the event sufficient funds from county, state or federal sources are not appropriated at a level sufficient to allow payment of the amounts due.

**11-044**

**Authorization To Execute Amended And Restated Joint Powers Agreement For Metro Alliance For Healthy Families To Add Chisago And Isanti Counties**

WHEREAS, the Counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington, and the City of Bloomington (Parties) have entered into a Joint Powers Agreement for the Metro Alliance for Healthy Families; and

WHEREAS, the Greater Twin Cities United Way has offered to extend funding for the Metro Alliance for Healthy Families in order to include Chisago County and Isanti County; and

WHEREAS, Chisago County and Isanti County have indicated their interest in becoming members of the Metro Alliance for Healthy Families; and

WHEREAS, the Governing Board of the Metro Alliance for Healthy Families has invited Chisago County and Itasca County to become members of the Metro Alliance for Healthy Families.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby withdraws from the Joint Powers Agreement by and among the Metropolitan Counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott and Washington and the City of Bloomington, for a Metro Alliance for Healthy Families Program (the "2007 Agreement"); and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Dakota County Community Services Director to execute the Amended and Restated Joint Powers Agreement for the Metro Alliance for Healthy Families, substantially as presented to the Community Services Committee of the Whole on January 11, 2011, subject to approval of the County Attorney's Office as to form and conditioned upon termination of the 2007 Agreement; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby directs the Dakota County Community Services Director to send a certified copy of this resolution to the Metro Alliance Governing Board in care of Dakota County as administrative agent of the 2007 Agreement pursuant to paragraph 12 (b) of said Agreement.

**11-045**

**Authorization To Execute Grant Agreement With The Saint Paul Foundation For Community Economic Relief Funding And Amend 2011 Employment And Economic Assistance Budget**

WHEREAS, in response to the economic downturn, The Minnesota Community Foundation and The Saint Paul Foundation, along with key partners, established a new Community Economic Relief Fund (CERF) for 2010 to help stabilize individuals most at risk for severe consequences due to the combined impact of health, chemical health, and/or mental health issues; and

WHEREAS, staff submitted a funding request for \$63,600 for 2010, proposing the establishment of an Emergency Medical Fund to meet emergent mental health and health care needs of Dakota County residents who had no other resources to resolve the emergent situation; and

WHEREAS, a \$63,600 grant was awarded to Dakota County to provide benefits to county residents experiencing a financial crisis related to the provision of emergency medical needs; and

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WHEREAS, by Resolution No. 10-047 (January 26, 2010), the Dakota County Board of Commissioners authorized staff to execute a grant agreement with The Saint Paul Foundation to accept these funds and administer the program for 2010; and

WHEREAS, Employment and Economic Assistance submitted a grant application for \$50,000 to The Saint Paul Foundation to continue the program into 2011; and

WHEREAS, staff anticipates notification in January 2011 if the grant has been awarded.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners thanks The Saint Paul Foundation for their generosity and foresight in assisting low-income families and individuals struggling to meet basic needs in Dakota County; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby ratifies the grant application submitted to The Saint Paul Foundation for continuation of the Emergency Medical Fund; and

BE IT FURTHER RESOLVED, That, if awarded, the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a grant agreement with The Saint Paul Foundation to assist residents needing financial help with emergency medical needs, in the amount of the grant awarded, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That, if awarded, the 2011 Employment and Economic Assistance budget is hereby amended as follows:

<b>Revenue</b>	
Saint Paul Foundation	\$50,000
<b>Total Revenue</b>	<b>\$50,000</b>
<b>Expense</b>	
Emergency Medical Fund	\$50,000
<b>Total Expense</b>	<b>\$50,000</b>

**11-046**

**Appointment Of Committee To Review Community Development Block Grant Applications**

WHEREAS, by Resolution No. 10-230 (May 4, 2010), the 2010-2014 Community Development Block Grant (CDBG) Consolidated Plan was approved by the County Board; and

WHEREAS, the current distribution of Dakota County CDBG funds consists of two methods: a direct allocations to cities of 10,000+ population based on the U.S. Department of Housing and Urban Development (HUD) formula, and a competitive pool of funds for all other cities and townships; and

WHEREAS, the CDBG Consolidated Plan provides that annual small city and township projects are selected within the competitive CDBG pool by a review committee to be appointed by the County Board; and

WHEREAS, in developing CDBG Committee options, staff focused on identifying impartial, established groups with broad representation, creating an efficient process with limited need for recruitment of members or the establishment of new groups, and the importance of knowing the needs of applicants and/or knowledge of the CDBG program; and

WHEREAS, the CDBG Committee is anticipated to meet one time each year; and

WHEREAS, on January 11, 2011, staff presented two options for the creation of a CDBG Committee, including:

1. Dakota County Planning Commission (PLANC), building upon the mission of PLANC
2. Ad hoc committee including Dakota County Commissioners from District 1, District 2 and District 3 (location of townships and small cities), the Chair of the Township Officers Association, and the Chair of PLANC; and

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WHEREAS, in addition to the appointment of the CDBG Committee, staff recommends the Dakota County Board approve major guidelines for the Committee, including:

1. At least 50% of funds must be used to meet the low/moderate income activity national objective, which includes public service activities
2. No less than 50% of funds will be allocated to township activities
3. Each activity will be ranked as Low, Medium, High for each of the following criteria:
  - a. completion of activity within 12 months (High), 18 months (Medium), and 24 months (Low)
  - b. commitment of matching dollars, including at least 2:1 local/CDBG match (High), at least 1:1 local/CDBG match (Medium) and no match (Low)
  - c. identified as a "High Need" in the Consolidated Plan (Attachment B) will be ranked (High), with "Medium Need" ranked (Medium), and "Low Need" ranked (Low); and

WHEREAS, the appointment of the CDBG Committee will be reviewed every five years in conjunction with the CDBG Consolidated Plan.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby appoints the following individuals to serve as the CDBG Committee to review the annual CDBG applications for small cities and townships:

- Dakota County Commissioner from District 1
- Dakota County Commissioner from District 2
- Dakota County Commissioner from District 3
- Chair of the Township Officers Association
- Chair of PLANC

; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby approves the recommended CDBG Committee guidelines including:

1. At least 50% of funds must be used to meet the low/moderate income activity national objective, which includes public service activities
2. No less than 50% of funds will be allocated to township activities
3. Each activity will be ranked as Low, Medium, High for each of the following criteria:
  - a. completion of activity within 12 months (High), 18 months (Medium), and 24 months (Low)
  - b. commitment of matching dollars, including at least 2:1 local/CDBG match (High), at least 1:1 local/CDBG match (Medium) and no match (Low)
  - c. identified as a "High Need" in the Consolidated Plan (Attachment B) will be ranked (High), with "Medium Need" ranked (Medium), and "Low Need" ranked (Low)

; and

BE IT FURTHER RESOLVED, That the CDBG Committee will be reviewed every five years in conjunction with the CDBG Consolidated Plan.

**11-047**

**Authorization To Appraise And Negotiate For Private Property Within Regional Parks**

WHEREAS, the acquisition of privately owned property, according to the approved master plans, provides for the protection of natural resources and the use of the property for public recreation; and

WHEREAS, Stephen and Lilli Andrews have expressed an interest in selling their property located within the Lebanon Hills Regional Park, subject to a retained life estate, to Dakota County; and

WHEREAS, Charles P. Fox has expressed an interest in selling a portion of his property located within Miesville Ravine Regional Park Reserve to Dakota County; and

WHEREAS, Paul and Norma Lewis have expressed an interest in selling a portion of their property located within and adjacent to Miesville Ravine Regional Park Reserve to Dakota County; and

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WHEREAS, Paul and Robert Augustine have expressed an interest in selling a portion of their property located within and adjacent to Lake Byllesby Regional Park to Dakota County; and

WHEREAS, Judith Hope Ferguson has expressed an interest in selling a portion of her property located within and adjacent to Lake Byllesby Regional Park to Dakota County; and

WHEREAS, Gene and Irene Josephs have expressed an interest in selling their property located within Spring Lake Park Reserve to Dakota County; and

WHEREAS, the Andrews, Fox and Josephs acquisitions are consistent with approved master plans; and

WHEREAS, the Lewis, Augustine and Ferguson acquisitions may require minor boundary amendments to current master plan boundaries pending negotiations.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to obtain appraisals and negotiate conditional purchase agreements with Stephen and Lilli Andrews, Paul and Norma Lewis, Paula and Robert Augustine, Judith Hope Ferguson, and Gene and Irene Josephs for acquisition of their properties; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to negotiate a conditional purchase agreement with Charles P. Fox for acquisition of a portion of his property based upon Tax Assessed Market Value and analysis of recently completed appraisals for the Farmland and Natural Areas Program; and

BE IT FURTHER RESOLVED, That all purchase agreements be conditioned upon approval by the County Board prior to the extension of a final offer and the expenditure of any acquisition funds.

**11-048**

**Authorization To Execute Joint Powers Agreement With City Of Eagan For Traffic Signal Fiber Optic Interconnect Installation For County Project 32-72**

WHEREAS, promoting safe and efficient operation of the highway system throughout the County is the mission of the Transportation Department; and

WHEREAS, the Dakota County Transportation Department is partnering with the City of Eagan for County Project (CP) 32-72, which is the installation of fiber optic cable and conduit along County State Aid Highway (CSAH) 32 between Slater Road and CSAH 31 (Pilot Knob Road); and

WHEREAS, Dakota County is the lead agency for CP 32-72; and

WHEREAS, funding for CP 32-72 is included in the current 2011-2015 Transportation Capital Improvement Program (CIP), with construction scheduled to begin in 2011; and

WHEREAS, Dakota County and the City of Eagan need to enter into a joint powers agreement to define project cost shares and responsibilities for traffic signal fiber optic interconnect installation to proceed with the project.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute a joint powers agreement with the City of Eagan for CP 32-72 for the installation of fiber optic cable along CSAH 32 for traffic signal interconnection from Slater Road to CSAH 31 in Eagan, subject to approval by the County Attorney's Office as to form.

**11-049**

**Authorization To Execute Separate Joint Powers Agreements With Cities Of Rosemount, Apple Valley, And Eagan For Sidewalk And Trail Projects**

WHEREAS, to provide a safe and efficient transportation system, and to provide intermodal transportation opportunities throughout the County, the Transportation Department is requesting authorization to enter into Agreements with the Cities of Rosemount, Apple Valley, and Eagan for the following County Projects:

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- County Project (CP) 33-11 includes bituminous trail construction on the east side of County State Aid Highway (CSAH) 33 (Diamond Path) from CSAH 42 to Connemara Trail in Rosemount. Design and right-of-way acquisition are anticipated in 2011, construction in 2012.
- CP 33-12 includes bituminous trail overlay on the west side of CSAH 33 (Diamond Path) from County Road (CR) 42 to 140<sup>th</sup> Street in Apple Valley for construction in 2011.
- CP 32-73 includes bituminous trail reconstruction and/or overlay on the north side of CSAH 32 (Cliff Road) from Lake Park Drive to Thomas Lake Road, Thomas Center Drive to Ridge Cliff Drive, and Johnny Cake Ridge Road to Lenore Lane in Eagan for construction in 2011.

; and

WHEREAS, agreements with the Cities are necessary to identify the terms of Dakota County's responsibilities and participation in the project; and

WHEREAS, the cities have agreed to lead the design, right-of-way acquisition and construction of these trail projects; and

WHEREAS, the approved 2011-2015 Transportation Capital Improvement Program (CIP) includes \$245,245 for bike trail projects; and

WHEREAS, the Transportation Capital Improvement Program (CIP) budget has adequate funds for CPs 33-11, 33-12, and 32-73; and

WHEREAS, the County Engineer recommends entering into separate agreements with the Cities for sidewalk and trail construction/reconstruction/bituminous overlays.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute separate agreements with the Cities of Rosemount (CP-33-11), Apple Valley (CP 33-12), and Eagan (CP 32-73), subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the 2011 Transportation CIP budget is hereby amended as follows:

<b>Expense</b>	
CP 33-11	\$184,250
CP 33-12	13,805
CP 32-73	34,100
Bike Trail Projects	(232,155)
<b>Total Expense</b>	<b>\$0</b>

**11-050**

**Scheduling Of Public Hearing To Receive Comments On Proposed Amendment To Dakota County Ordinance No. 50, Shoreland And Floodplain Management**

WHEREAS, Dakota County Water Resources Department staff, in consultation with the Dakota County Attorney's Office, has prepared a proposed amendment to Dakota County Ordinance No. 50, Shoreland and Floodplain Management (Ordinance No. 50); and

WHEREAS, the Dakota County Board of Commissioners desires to amend Ordinance No. 50 for the purpose of including language to provide consistency between Ordinance No. 50 and Minn. R. 6120.3300, Subpart 7 – Agricultural Use Standards; and

WHEREAS, Ordinance No. 50 cannot be less restrictive than State Rules; and

WHEREAS, it is a goal of the Dakota County Board of Commissioners to maintain County Ordinance regulatory authority that effectively minimizes potential negative impacts to public health, safety, and to the environment of Dakota County; and

WHEREAS, the proposed amendment is available for review at Dakota County libraries and on the County website; and

WHEREAS, the Dakota County Board of Commissioners wishes to make the amendment effective immediately upon adoption.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby schedules a public hearing at 9:00 a.m. on February 1, 2011, in the Board Room, Dakota County Administration Center, 1590 Highway 55, Hastings, Minnesota, for the purpose of receiving comments on the proposed amendment to Ordinance No. 50, Shoreland and Floodplain Management; and

January 18, 2011

BE IT FURTHER RESOLVED, That the Dakota County Treasurer/Auditor is hereby directed to publish in the official County newspaper notice of the public hearing and the County Board’s intention to enact such amendment, pursuant to Minn. Stat. § 375.51.

END OF CONSENT AGENDA

ayes 7

nays none

The following items were on the agenda for informational purposes only: Item 8.1 – Report On Invoices Paid In December 2010 and Item 10.1 – Semi-Annual Market Value Abatement Report.

There were no plats presented for approval.

Appointments were then made to various Dakota County Advisory committees (Agenda Items 11.1, 11.3, 11.4, and 11.6). No action was taken on Items 11.2, 11.5, and 11.7.

**11-051  
Appointments To Community Corrections Advisory Board**

Motion: Comm. Harris

Second: Comm. Schouweiler

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby appoints the following individuals to the Community Corrections Advisory Board for two-year terms ending December 31, 2012:

<b>Representing</b>	<b>Name</b>
District 2	Vacant
Social Services	Vacant
Law Enforcement	Gary Kalstabakken

ayes 7

nays none

**11-052  
Appointment To Library Board–District 6**

Motion: Comm. Krause

Second: Comm. Egan

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby appoints the following individual to the Library Board for a three-year term ending December 31, 2013:

<b>District</b>	<b>Name</b>
6	Michael Hendrickson

ayes 7

nays none

**11-053  
Appointments To Planning Commission**

Motion: Comm. Harris

Second: Comm. Workman

January 18, 2011

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby appoints/reappoints the following individuals to the Planning Commission for two-year terms ending January 8, 2013:

District	Name
5	Vacant
At Large	Michael Greco

ayes 7

nays none

**11-054  
Appointments To Solid Waste Management Advisory Committee**

Motion: Comm. Harris

Second: Comm. Schouweiler

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby appoints the following individuals to the Solid Waste Management Advisory Committee for one-year terms ending December 31, 2011:

District	Name
1	Douglas Bonar
2	Vacant
2	Vacant
4	James Rauschnot
4	Vacant
5	Vacant
5	Vacant
7	Ryan O’Gara
7	Vacant

ayes 7

nays none

**11-055  
Authorization To Approve Settlement Of County Of Dakota V. Jacob Sampson (County Project 56-07)**

Motion: Comm. Egan

Second: Comm. Gaylord

WHEREAS, Dakota County, through County Project (CP) 56-07 is reconstructing Concord Street in Inver Grove Heights and South St. Paul; and

WHEREAS, in Parcel 56 (295), the County condemned for highway purposes 680 square feet of permanent highway easement and 200 square feet for temporary construction easement for which the County offered compensation of \$15,250; and

WHEREAS, Jacob M. Sampson, the fee owner of the property, rejected the offer and countered with a demand for \$38,910; and

WHEREAS, the parties to this action have agreed to a settlement of all damages caused by the takings for an amount of \$30,000, or \$14,750 more than the original County appraisal, subject to approval by the County Board; and

January 18, 2011

WHEREAS, the County Attorney and Transportation Department staff recommend approval of the settlement agreement as being a fair and equitable settlement for both parties in view of the impacts to the property, real estate market data, the time, additional expense and risk involved in continued litigation and believe that the settlement represents an appropriate allocation of the prospects for success if the matter is allowed to proceed to a commissioner's hearing.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the settlement agreement for Parcel 56 (295) in the amount of \$30,000 as being in the best interest of the County, and authorizes the county Attorney to arrange for final payment of the settlement amount and to file the necessary court documents to effectuate final settlement of the condemnation action between the parties.

ayes 7

nays none

#### 11-056

#### **Closed Executive Session: Discuss Labor Negotiation Strategy**

Motion: Comm. Schouweiler

Second: Comm. Krause

WHEREAS, upon adoption of a resolution by majority vote, the Dakota County Board of Commissioners is authorized, pursuant to Minn. Stat. § 13D.03, to hold a closed executive session to discuss labor negotiations strategy; and

WHEREAS, the Board of Commissioners desires to meet to discuss labor negotiations strategy.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby closes the Board meeting on January 18, 2011, and recesses to Conference Room 3A, Administration Center, Hastings, Minnesota, in order to discuss labor negotiations strategy.

ayes 7

nays none

The time being 9:35 a.m. and pursuant to public notice and Resolution No. 11-056, the County Board convened in Conference Room 3A to hold a Closed Executive Session to discuss labor negotiation strategy.

The following were present:

Commissioner Joseph A. Harris, District 1  
 Commissioner Kathleen A. Gaylord, District 2  
 Commissioner Thomas A. Egan, District 3  
 Commissioner Nancy Schouweiler, District 4  
 Commissioner Liz Workman, District 5  
 Commissioner Paul J. Krause, District 6  
 Commissioner Willis E. Branning, District 7  
 Brandt Richardson, County Administrator  
 Karen Schaffer, First Assistant County Attorney  
 Kelly Olson, Sr. Administrative Coordinator to the Board  
 Will Volk, Employee Relations Director  
 Nancy Hohbach, Employee Relations Deputy Director  
 Matt Smith, Financial Services Director  
 Frank Madden, Consultant

The Closed Executive Session continued until 10:29 a.m., at which time the Board reconvened in the Board Room with all members present.

There was no legislative report.

The meeting recessed at 10:29 a.m. The meeting reconvened at 11:03 a.m. with all members present.

Management Analyst Jane Vanderpoel presented Item 13.1 – Update On American Recovery And Reinvestment Act (ARRA) Grant Initiatives. This item was for information only; no action was requested.

January 18, 2011

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

**11-057**

**Adjournment**

Motion: Comm. Egan

Second: Comm. Branning

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adjourns to Tuesday, February 1, 2011.

eyes 7

nays none

The County Board meeting was adjourned at 11:24 a.m.

Joseph A. Harris  
Chair

ATTEST

Brandt Richardson  
County Administrator