# A G E N D A

## Dakota County Board of Commissioners

**April 7, 2020**
**9:00 AM**

View Live Broadcast https://www.co.dakota.mn.us/Government/BoardMeetings/Pages/default.aspx

**1. Call To Order And Roll Call**

**2. Pledge Of Allegiance**

**3. Audience**
Anyone wishing to address the County Board on an item not on the agenda or an item on the consent agenda may send comments to CountyAdmin@co.dakota.mn.us

**4. Approval Of Agenda** (Additions/Corrections/Deletions)

**CONSENT AGENDA**

**5.** *County Administration* - **Approval Of Minutes** Of Meeting Held March 20, 2020, March 24, 2020, And March 31, 2020

**6. Community Services**

**6.1** *Public Health* - Acknowledgement Of 2020 Public Health Achievement Award Recipients

**6.2** *Public Health* - Authorization To Accept Grant Funds From Minnesota Department Of Health For COVID-19 Response, Execute Related Contracts, And Amend 2020 Public Health Adopted Budget

**7. Physical Development**

**7.1** *Transportation* - Authorization To Enter Into Joint Powers Agreement With City Of Lakeville And Lakeville Area School District 194 For County Project 9-61, Traffic Study Area Adjacent To Lake Marion Elementary School And Lakeville North High School

**7.2** *Transportation* - Authorization To Purchase Salt Through 2020-2021 State Road Salt Contract

**7.3** *Transportation* - Award Of Bid And Authorization To Execute Contract With Asphalt Surface Technologies dba ASTECH Corp. For Highway And Parking Lot Pavement Preservation Projects And Amend 2020 Transportation Capital Improvement Program Budget, County Project 98-018

**7.4** *Transportation* - Award Of Bid And Authorization To Execute Contract With Fitzgerald Excavating And Trucking Inc. For County Project 78-10

**7.5** *Transportation* - Authorization To Execute Joint Powers Agreement With Vermillion River Watershed Joint Powers Organization For County Project 78-10 And Amend 2020

Transportation Capital Improvement Program Budget

**7.6** *Parks, Facilities, And Fleet Management* - Authorization To Execute Contract With Wold Architects And Engineers For Professional Design Services For Judicial Center And Administration Center Projects

**7.7** *Parks, Facilities, And Fleet Management* - Approval Of Countywide Accessibility Compliance And Barrier Removal Implementation Plan

**7.8** *Physical Development Administration* - Revise Public Hearing Notice For Dakota County 2020-2024 Five Year Consolidated Plan And Fiscal Year 2020 Action Plan For Community Development Block Grant, HOME Investment Partnerships, And Emergency Solutions Grant Programs

**REGULAR AGENDA**

**8. County Board/County Administration**

**8.1** *County Administration* – INFORMATION - Update On Monitoring Of Coronavirus Outbreak

**8.2** *County Administration* – INFORMATION - Legislative Update

**9. Community Services**

**9.1** *Social Services* - Authorization To Amend Emergency Hotel Funding For Matrix Housing Services

**10. Physical Development**

**10.1** *Environmental Resources* - Scheduling Of Public Hearing To Receive Comments On Proposed Interim Ordinance Establishing Temporary Moratorium To Prevent Groundwater Diversion From Dakota County

**11. Public Services And Revenue**

**11.1** *Property Taxation And Records* – INFORMATION - Consideration Of Taxpayer Concern Regarding Property Tax Deadline Amid COVID-19

**12. Interagency Announcements/Reports**

Association of Minnesota Counties (AMC)
Dakota Broadband Board
Legislative Advisory Workgroup
Metropolitan Emergency Services Board
Minnesota Inter-County Association (MICA)
Metropolitan Mosquito Control District Commission
Minnesota Valley Transit Authority
National Association of Counties (NACo)
Vermillion River Watershed Joint Powers Board
Workforce Development Board/Metropolitan Workforce Council
Others

**13. County Manager's Report**

**14. Information**

**14.1** See Attachment A - Future Board Meetings And Other Board Activities

**15. Adjournment**

**For more information, call 651-438-4417**
**Dakota County Board meeting agendas are available online at**
https://www.co.dakota.mn.us/Government/BoardMeetings/Pages/default.aspx
**Public Comment can be sent to** countyadmin@co.dakota.mn.us

Future Board And Other Public Agency Meetings

## April 7, 2020
Tuesday

| | |
|---|---|
| **9:00 AM - 9:00 AM** | **Dakota County Board of Commissioners Meeting -- View Live Broadcast https://www.co.dakota.mn.us/Government/BoardMeetings/Pages/default.aspx** |
| **9:30 AM - 9:30 AM** | **Dakota County General Government and Policy Committee of the Whole Meeting - CANCELED** |

## April 8, 2020
Wednesday

| | |
|---|---|
| **10:00 AM - 10:00 AM** | **Metropolitan Emergency Services Board Executive Committee Meeting -- Webex (see https://metropolitanemergencyservicesboard.my.webex.com)** |
| **3:30 PM - 3:30 PM** | **Vermillion River Watershed Planning Commission Meeting -- Skype (see www.vermillionriverwatershed.org)** |
| **4:00 PM - 4:00 PM** | **Dakota Broadband Board Meeting -- Zoom (see county website)** |

## April 9, 2020
Thursday

| | |
|---|---|
| **7:30 AM - 7:30 AM** | **I-35W Solutions Alliance Board Meeting - Canceled --** |

## April 14, 2020
Tuesday

| | |
|---|---|
| **9:00 AM - 9:00 AM** | **Dakota County Community Services Committee of the Whole -- View Live Broadcast https://www.co.dakota.mn.us/Government/BoardMeetings/Pages/default.aspx** |
| **10:00 AM - 10:00 AM** | **Dakota County Physical Development Committee of the Whole (or following CS) -- View Live Broadcast https://www.co.dakota.mn.us/Government/BoardMeetings/Pages/default.aspx** |
| **10:30 AM - 10:30 AM** | **Dakota County General Government and Policy Committee of the Whole Meeting (or following PD) -- View Live Broadcast https://www.co.dakota.mn.us/Government/BoardMeetings/Pages/default.aspx** |
| **3:30 PM - 3:30 PM** | **Dakota-Scott Workforce Development Board Executive Committee Meeting -- Zoom (see county website)** |

## April 17, 2020
Friday

| | |
|---|---|
| **7:30 AM - 7:30 AM** | **Dakota-Scott Workforce Development Board Meeting -- Zoom (see county website)** |

## April 17, 2020 Continued
Friday

| | |
|---|---|
| **8:30 AM - 8:30 AM** | **State of the County -- Virtual (more details to follow)** |
| **11:00 AM - 11:00 AM** | **360 Communities Domestic and Sexual Violence Awareness Luncheon - Canceled** |

## April 21, 2020
Tuesday

| | |
|---|---|
| **9:00 AM - 9:00 AM** | **Dakota County Board of Commissioners Meeting -- View Live Broadcast https://www.co.dakota.mn.us/Government/BoardMeetings/Pages/default.aspx** |
| **9:30 AM - 9:30 AM** | **Dakota County Regional Railroad Authority Meeting (or following Board Meeting) -- View Live Broadcast https://www.co.dakota.mn.us/Government/BoardMeetings/Pages/default.aspx** |
| **10:00 AM - 10:00 AM** | **Dakota County General Government and Policy Committee of the Whole Meeting (or following RRA Meeting) -- View Live Broadcast https://www.co.dakota.mn.us/Government/BoardMeetings/Pages/default.aspx** |
| **3:30 PM - 3:30 PM** | **CDA Board Regular Meeting -- Skype (www.dakotacda.org)** |

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

**Call To Order And Roll Call**

Commissioner Mike Slavik
Commissioner Kathleen A. Gaylord
Commissioner Thomas A. Egan
Commissioner Joe Atkins
Commissioner Liz Workman
Commissioner Mary Liz Holberg
Commissioner Chris Gerlach

Also in attendance were: Matt Smith, County Manager; James Backstrom, County Attorney; Tom Donely, First Assistant County Attorney; and Jeni Reynolds, Sr. Administrative Coordinator to the Board.

Due to the local state of emergency and social distancing, Commissioners participated in this meeting via telephone and the Board meeting was conducted under Minn. Stat. § 13D.021.

Video and audio of this County Board meeting are available on the Dakota County website.

**Pledge Of Allegiance**

The meeting was called to order at 9:00 a.m. by Chair Mike Slavik who welcomed everyone and opened the meeting with the Pledge of Allegiance.

**20-138**
**Approval Of Agenda (Additions/Corrections/Deletions)**

Motion: Kathleen A. Gaylord Second: Joe Atkins

On a motion by Commissioner Kathleen A. Gaylord, seconded by Commissioner Joe Atkins, the agenda was unanimously approved.

Chair Mike Slavik gave a brief overview of the current local state of emergency due to COVID-19 (coronavirus).

**REGULAR AGENDA**

**County Board/County Administration**

**20-139**
**Consent To Continued Local State Of Emergency Pursuant To Minnesota Statutes Chapter 12 Regarding COVID-19 (Coronavirus)**

The following staff gave brief updates/status of their divisions:

- Bonnie Brueshoff, Public Health Director
- Jean Erickson, Deputy County Manager (Countywide operational status and planning)
- Steve Mielke, Physical Development Director
- Stephanie Radtke, Community Services Deputy Director
- Tom Novak, Public Services and Revenue Director
- James Backstrom, County Attorney
- Tim Leslie, Sheriff
- Tom Donely, First Assistant County Attorney

Motion: Thomas A. Egan Second: Chris Gerlach

WHEREAS, there is a global COVID-19 (coronavirus) pandemic; and

WHEREAS, the President of the United States has declared a National Emergency; and

WHEREAS, the Governor of the State of Minnesota has declared a Peacetime Emergency; and

WHEREAS, subject matter experts have determined that proactive measures must be undertaken to reduce the impact of the COVID-19, and activity will be beyond the usual resources of Dakota County; and

WHEREAS, response and support to affected individuals, communities, medical systems, businesses, and the government has caused a significant impact on Dakota County as a whole; and

WHEREAS, Minn. Stat. § 12.29 gives authority to the Chair of the Dakota County Board of Commissioners to declare a local emergency in Dakota County for a period of three days, after which a meeting of the Board of County Commissioners will be needed to resolve to continue the local emergency; and

WHEREAS, upon the recommendation of the Dakota County Manager and the Risk and Homeland Security Manager, the Chair of the Dakota County Board of Commissioners declared a local state of emergency in Dakota County on March 17, 2020; and

WHEREAS, a declaration of local state of emergency invokes Dakota County's powers to quickly provide emergency aid, pursuant to Minnesota Statutes § 12.37; and

WHEREAS, pursuant to the declaration of a local state of emergency, Dakota County closed all County public-facing services effective Wednesday, March 18, 2020, through at least Wednesday, April 1, 2020; and

WHEREAS, the Chair's declaration of local emergency may not be continued for more than three days from the date of issuance except by or with the consent of the Dakota County Board of Commissioners, pursuant to Minn. Stat. § 12.29.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby finds that the COVID-19 pandemic, the potential for an outbreak in Dakota County, and the need for extraordinary and immediate measures to protect the health, safety, and welfare of Dakota County residents and employees will not be resolved in the immediate future; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners declares that the local state of emergency remains ongoing; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners consents to the continuation of the local state of emergency until the passage of a termination resolution by the Dakota County Board of Commissioners; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners delegates to the County Manager authority to exercise the emergency powers outlined in Minn. Stat. Chapter 12 and any other authority conferred by state or federal law or by executive order for the duration of this local state of emergency, including the authority to maintain closures of County public-facing services; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners directs the County Manager and the Risk and Homeland Security Manager to coordinate such actions and activities as necessary and request such local, state and/or federal assistance as needed to protect lives and public and private property in Dakota County and the recovery of Dakota County from the impacts resulting from the COVID-19 pandemic to the extent

practicable and allowed by law, ordinance and resolution; and

BE IT FURTHER RESOLVED, That all Dakota County ordinances, rules, and policies that may inhibit or prevent prompt response to COVID-19 are suspended for the duration of the local emergency, in the sole discretion of the Dakota County Manager or designee. Still, any such suspension by the County Manager shall be timely reported to the Chair of the County Board and all County Commissioners.

Ayes: 7 Nays: 0

**County Manager's Report**

County Manager Matt Smith thanked staff and the public during this time of continuous changes.

**Information**

**See Attachment A - Future Board Meetings And Other Board Activities**

**20-140**
**Adjournment**

Motion: Kathleen A. Gaylord Second: Joe Atkins

On a motion by Commissioner Kathleen A. Gaylord, seconded by Commissioner Joe Atkins, the meeting was adjourned at 11:00 a.m.

Mike Slavik
Chair

ATTEST

Matt Smith
County Manager

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

**Call To Order And Roll Call**

Commissioner Mike Slavik
Commissioner Kathleen A. Gaylord
Commissioner Thomas A. Egan
Commissioner Joe Atkins
Commissioner Liz Workman
Commissioner Mary Liz Holberg
Commissioner Chris Gerlach

Also in attendance were: Matt Smith, County Manager; James Backstrom, County Attorney; Tom Donely, First Assistant County Attorney; and Jeni Reynolds, Sr. Administrative Coordinator to the Board.

Due to the local state of emergency and social distancing, Commissioners participated in this meeting via telephone and the Board meeting was conducted under Minn. Stat. § 13D.021.

Video and audio of this County Board meeting are available on the Dakota County website.

**Pledge Of Allegiance**

The meeting was called to order at 9:00 a.m. by Chair Mike Slavik who welcomed everyone and opened the meeting with the Pledge of Allegiance.

**Audience**

Chair Slavik noted that all public comments can be sent to CountyAdmin@co.dakota.mm.us
It is noted that comments came into the County Administration inbox, these comments were distributed to all seven Commissioners.

- Theresa Eisele - Eagan, MN, Comments regarding Item 13.1 Authorization To Amend 2020 Dakota County Legislative Platform To Add Support For A State Bond Fund Request For Improvements In Vicinity Of Diffley Road, Braddock Trail, And The Northview Elementary, Dakota Hills Middle, And Eagan High School Campus In The City Of Eagan

**20-141**
**Approval Of Agenda (Additions/Corrections/Deletions)**

Motion: Joe Atkins Second: Thomas A. Egan

On a motion by Commissioner Joe Atkins, seconded by Commissioner Thomas A. Egan, the agenda was unanimously approved.

**CONSENT AGENDA**

Motion: Thomas A. Egan Second: Liz Workman

The following two items were pulled from the consent agenda and moved to the regular agenda for more discussion.

- Item 10.3 – Approval Of Release Draft Land Conservation Plan For Dakota County For Public Review.
- Item 10.23 – Authorization To Release Draft Of River To River Greenway Natural Resource Management Plan For Public Comment.

On a motion by Commissioner Thomas A. Egan, seconded by Commissioner Liz Workman, the consent agenda was unanimously approved as follows:

**20-142**
**Approval Of Minutes Of Meeting From March 10, 2020**

**Items Recommended By Board Committee**

**20-143**
**Authorization To Purchase Microsoft And Adobe Software Licensing Agreements From Software House International**

WHEREAS, Dakota County's standard computing platform for both personal computers and servers is based upon Microsoft Windows, Microsoft Office, and Adobe products; and

WHEREAS, Dakota County currently licenses Microsoft Windows and Office client software and server software under a three-year agreement with Microsoft, due to expire on April 30, 2020; and

WHEREAS, renewal of the Microsoft Enterprise Agreement, Secure Computing Environment Agreement, and Select Agreement will allow County employees to continue to be licensed to use Microsoft Windows, Office and server products; and

WHEREAS, purchasing of an Adobe Enterprise Term Level Agreement will allow County employees to continue to be licensed to use existing Adobe products; and

WHEREAS, Dakota County desires to purchase the Microsoft and Adobe agreements through Software House International, which provides the best pricing available through the State of Minnesota's Statewide Enterprise Agreement; and

WHEREAS, the Microsoft Enterprise Agreement and Microsoft Secure Computing Environment Agreement, combined, will cost $800,025 a year for each of the next three years for a total contract cost of $2.4 million; the Microsoft Select Agreement will cost $18,222 a year for each of the next three years for a total contract cost of $54,666; the Adobe Enterprise Term Level Agreement will cost $44,313 a year for each of the next three years for a total contract cost of $132,939.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Chief Information Officer to purchase the Microsoft Enterprise Agreement, Microsoft Secure Computing Environment Agreement, Microsoft Select Agreement, and Adobe Enterprise Term Level Agreement from Software House International (State of Minnesota contract #436392) for a total amount of $862,560 a year for each of the next three years.

**County Board/County Administration**

**Update On 2020 National Association Of Counties Achievement Award Applications**

This item was on the agenda for informational purposes only. No staff direction was given by Board members.

**Community Services**

**20-144**
**Proclamation Of Public Health Week In Dakota County April 6-12, 2020**

WHEREAS, the Dakota County Board of Commissioners acts as the Community Board of Health under Minn. Stat. § 145A, and has responsibility to prevent disease and disability and to promote and protect the health and safety of county citizens; and

WHEREAS, one of the County's strategic goals is creating "A Great Place to Live" by improving the health and safety of Dakota County residents; and

WHEREAS, the week of April 6-12, 2020, is National Public Health Week, and the theme is "Looking Back, Moving Forward"; and

WHEREAS, preventing diseases before they start is critical to helping people live longer, healthier lives while managing health-related costs; and

WHEREAS, preventable chronic diseases such as heart disease, cancer, and diabetes are responsible for an average of 1,700 deaths each year (64% of all deaths) in Dakota County; and

WHEREAS, strong public health systems are critical for sustaining and improving community health.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby proclaims April 6-12, 2020, as Public Health Week in Dakota County, and encourages residents to take action to promote their health, the health of their families, and the health of their community.

**20-145**
**Authorization To Respond To Request For Assessment Of Need/Letter Of Support From Haven Chemical Health**

WHEREAS, under Minn. Rules, Pat 9530.6800, the need for additional or expanded chemical dependency treatment programs must be determined, in part, based on the recommendation of the county board of commissioners of the county in which the program will be located and the documentation submitted by the applicant at the time of application to the Minnesota Department of Human Services (DHS) for licensing; and

WHEREAS, under Minn. Rules, Part 9530.6810, when an applicant for licensure for chemical dependency treatment services requests a written statement of support for a proposed chemical dependency treatment program, the county board of commissioners of the county in which the proposed program is to be located shall submit a statement to the DHS Commissioner that either supports or does not support the need for the applicant's program; and

WHEREAS, on January 16, 2020, Dakota County received a request from Jennifer Frazer-John, Administrator, Haven Chemical Health Systems, LLC, requesting a written statement that supports the need for the program; and

WHEREAS, Dakota County local needs assessment information support a need for the type of chemical dependency treatment services proposed; and

WHEREAS, Dakota County is not taking a position about Haven Chemical Health System, LLC's qualifications or ability to meet identified needs; and

WHEREAS, the DHS will process Haven Chemical Health System, LLC's request for a license to provide services in their location in Dakota County.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners authorizes the Community Services Director to issue a letter sending this resolution to the Minnesota Department of Human Services stating the following; "Please consider this letter and enclosed resolution as Dakota County's support for a chemical dependency treatment program in Dakota County as proposed by Haven Chemical Health System, LLC".

**Operations, Management And Budget**

**Report On Invoices Paid In February 2020**

This item was on the agenda for informational purposes only.

**Physical Development**

**20-146**
**Authorization To Amend 2020 Environmental Resources Capital Improvement Program Budget And Ratify Minnesota Board Of Water And Soil Resources Grant Application For Thompson Oaks Stormwater Management And Wetland Restoration Project And Authorize Execution Of Grant Agreements**

WHEREAS, by Resolution No. 18-534 (October 23, 2018), Dakota County (County) entered into a joint powers agreement with the City of West St. Paul (City) to fund land acquisition, design, and construction of the River to River Greenway through the former Thompson Oaks Golf Course parcel owned by the City; and

WHEREAS, through the joint powers agreement, the County and City have agreed to cooperatively design and construct a wetland and water quality project on the Thompson Oaks parcel and have each committed $96,075 in matching funds to leverage a Clean Water Fund grant to support the project; and

WHEREAS, staff prepared and submitted a Clean Water Fund grant application to the Minnesota Board of Water and Soil Resources for the Thompson Oaks Stormwater Management and Wetland Restoration Project in the amount of $576,5448 as recommended at the August 13, 2019 Physical Development Committee of the Whole meeting; and

WHEREAS, the required matching funds for the Clean Water Fund grant are $192,149; and

WHEREAS, there are sufficient funds in the 2020 Environmental Resources Capital Improvement Program Adopted Budget to provide sufficient matching funds for the grant; and

WHEREAS, Dakota County was notified that the Minnesota Board of Water and Soil Resources approved its Clean Water Fund grant request in the amount of $576,448.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby ratifies the submittal of the grant application and amends the 2020 Environmental Resources Capital Improvement Program Adopted Budget to reflect the anticipated revenues and expenditures associated with the Minnesota Board of Water and Soil Resources grant for the Thompson Oaks Stormwater Management and Wetland Restoration as follows:

| | |
|---|---|
| **Expense** | |
| Thompson Oaks Stormwater Management and Wetland Restoration | ($31,402) |
| **Total Expense** | **($31,402)** |
| | |
| **Revenue** | |
| Minnesota Board of Water and Soil Resources Grant | ($23,552) |
| Environmental Legacy Fund – County Match | ($ 3,925) |
| City of West St. Paul – Grant Match | ($ 3,925) |
| **Total Revenue** | **($31,402)** |

; and

BE IT FURTHER RESOLVED, That the Environmental Resources Director is hereby authorized to execute grant agreements, subject to approval by the County Attorney's Office as to form.

**20-147**
**Authorization To Accept Drainage And Utility Easement On Independent School District 197 Property To Improve River To River Greenway Drainage**

WHEREAS, in 2015, Dakota County constructed a portion of the River to River Greenway running adjacent to

Marie Avenue on Henry Sibley Senior High School property owned by Independent School District (ISD) 197; and

WHEREAS, in 2019, staff were notified of slippery trail conditions due to prolonged water runoff from ISD 197 property; and

WHEREAS, to improve trail safety, staff is recommending subsurface and overland drainage from the school's northern ballfields to be collected, routed below the trail, and discharged to the City of Mendota Height's storm sewer on Marie Avenue; and

WHEREAS, plans and specifications for the proposed drainage improvement have been coordinated with ISD 197 and City of Mendota Heights staff; and

WHEREAS, the project has an estimated total cost of $50,000 and is anticipated to be completed by June 2020; and

WHEREAS, as the proposed improvements exist outside of the existing River to River Greenway right of way, acquisition of an additional drainage and utility easement is necessary to ensure the County's ability to maintain the proposed infrastructure in perpetuity on property legally described as:

> A perpetual easement for drainage and utility purposes over, under and across that part of the Northeast Quarter of the Northeast Quarter of Section 25, Township 28 North, Range 23 West, described as follows:
>
> Commencing at the northeast corner of said Northeast Quarter (NE1/4) of the Northeast Quarter (NE1/4) of Section twenty-five (25), thence South 89 degrees 41 minutes 50 seconds West, assumed bearing, along the north line of said Northeast Quarter (NE1/4), a distance of 305.30 feet; thence South 00 degrees 18 minutes 09 seconds East, a distance of 40.00 feet to the south right-of-way line of Marie Avenue also the point of beginning of the easement to be described; thence South 89 degrees 41 minutes 50 seconds West along said south line of Marie Avenue, a distance of 328.80 feet; thence South 00 degrees 18 minutes 10 seconds East, a distance of 5.00 feet; thence North 89 degrees 41 minutes 50 seconds East, a distance of 44.00 feet; thence South 36 degrees 00 minutes 00 seconds East, a distance of 44.63 feet; thence South 88 degrees 17 minutes 00 seconds East, a distance of 126.00 feet; thence South 00 degrees 18 minutes 10 seconds East, a distance of 31.00 feet; thence North 89 degrees 41 minutes 50 seconds East, a distance of 26.00 feet; thence North 10 degrees 40 minutes 36 seconds East, a distances of 48.00 feet; thence North 83 degrees 40 minutes 00 seconds East, a distance of 52.97 feet; thence North 89 degrees 41 minutes 50 seconds East, a distance of 45.01 feet, thence North 00 degrees 18 minutes 10 seconds West, a distance of 24.00 feet to the point of beginning.
>
> Containing +/- 11,266 square feet

; and

WHEREAS, ISD 197 has proposed to convey the drainage and utility easement to the County at no cost.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the acceptance of a drainage and utility easement on the property legally described above from Independent School District 197 to the County of Dakota for the purpose of routing surface and subsurface drainage under the River to River Greenway.

**20-148**
**Approval Of Right Of Way Acquisition And Authorization To Initiate Quick-Take Condemnation For County Project 91-25**

WHEREAS, Dakota County (County) is proceeding with County Project (CP) 91-25; and

WHEREAS, CP 91-25 includes the segment of County State Aid Highway (CSAH) 91 from Trunk Highway (TH) 61 to 210th Street in Douglas and Marshan Townships; and

WHEREAS, the purpose of the project is to improve safety, operations, and drainage along the corridor; and

WHEREAS, to address the purpose of the project, the County is proposing to reconstruct CSAH 91 to a two-lane highway, add turn lanes, and improve drainage; and

WHEREAS, the County is the lead agency for CP 91-25 with construction scheduled for 2020; and

WHEREAS, the County utilized public engagement for this project, including public open houses on June 25, 2018, and August 29, 2019, at the Miesville Fire Station and various individual and group meetings with landowners; and

WHEREAS, a total of 42 parcels have been identified from which right of way acquisition is necessary for CP 91-25; and

WHEREAS, the County Board previously approved right of way acquisition and relocation assistance for the parcel located at 23960 Nicolai Avenue; and

WHEREAS, the acquisition of the following 41 remaining parcels as identified in Dakota County Right of Way Map No. 485 by the County is necessary to proceed with construction of CP 91-25 as scheduled:

| Parcel | Owner | Permanent Easement (sf) | Temporary Easement (sf) |
|---|---|---|---|
| 2 | JJM Partnership LLC, Contract Purchaser; & Weiderholts Supper Club Partnership, Contract Seller | 2140 | 7982 |
| 4 | Gerald E & Terri Lea McCarthy | 6910 | 2114 |
| 5 | Henry & Jean Hoeft | 9249 | 532 |
| 6 | Eugene & Laurie Stoffel | 49841 | 15724 |
| 7 | Eugene F & Laurie A Stoffel | 4264 | 1235 |
| 9 | Eugene F & Laurie A Stoffel | 14602 | 0 |
| 10&11 | Alvin Bauer | 43079 | 5922 |
| 12 | Michael D. Amy & Kimberly J. Rohweder | 6382 | 0 |
| 13&15 | Alvin Bauer | 58761 | 2180 |
| 14 | Thomas L & Grace E Beissel | 34848 | 0 |
| 16 | Monica A Olson & Evangeline M Waldera; Trustees of the Donald L Olson Testamentary Trust & Trustees of the Monica A Olson Revocable Trust | 9410 | 0 |
| 17 | Randy G. Kimmes Together with Roger J and Mary J Kimmes, Trustees of the Roger J Kimmes Revocable Trust | 28599 | 5031 |
| 18&19 | Daniel J & Krystal Rotty | 5238 | 0 |
| 20 | JW Harper III & Kayla Harper Oakes | 10784 | 0 |
| 21&22 | Mary & Roger Kimmes, Trustees of the Mary Kimmes Revocable Trust; and Randy & Jennifer Kimmes | 73668 | 3853 |
| 23 | Jacob & Rachel Marthaler, Trustees of the Jacob & Rachel Marthaler Living Trust, Contract Purchasers; Gary & Kathleen Fox and Thomas Fox, Contract | 9974 | 0 |
| 24 | Jacob & Rachel Marthaler | 23600 | 0 |
| 25 | Allan J & Gladys F Richards | 8327 | 956 |

| | | | |
|---|---|---|---|
| 26 | W & B Kieffer Family LP | 23500 | 3264 |
| 27 | Jason & Lisa Swanson | 16260 | 4977 |
| 28 | Caneff Brothers | 78514 | 0 |
| 29 | Russell & Elizabeth Anderson Trustees Under the Anderson Revocable Trust Agreement | 36636 | 0 |
| 30 | Gary F & Kathleen J Fox | 19147 | 1657 |
| 31 | Gary & Kathleen Fox | 19642 | 1532 |
| 32 | Thomas J Fox | 26497 | 2891 |
| 33 | Thomas J Fox | 7813 | 0 |
| 34 | Steven & Sylvia Bauer | 15709 | 762 |
| 35 | Gary T & Jessie M Tuin | 6541 | 1315 |
| 36&37 | W&B Kieffer Family Limited Partnership & Kieffer Farm Family Limited Partnership | 66077 | 4717 |
| 38 | Daniel G Fox | 2987 | 0 |
| 39 | Alvin Bauer | 57686 | 0 |
| 40 | Alvin Bauer | 38133 | 8981 |
| 41 | Mark E Robinson | 3421 | 0 |
| 42 | Ermalinda M. Ask | 3191 | 0 |
| 43 | Travis Schuette | 2213 | 0 |
| 44 | St. Joseph Catholic Church | 3212 | 2051 |

; and

WHEREAS, appraisals have been completed for the remaining 41 parcels by **Valbridge Property Advisors Minneapolis-St. Paul** for a total appraised value of $1,063,800; and

WHEREAS, the appraisal data is classified as confidential data pursuant to Minn. Stat. § Sec. 13.44, subd. 3; and

WHEREAS, the 2020 Transportation Capital Improvement Program budget includes sufficient funding for CP 91-25 right of way acquisition.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the appraised value for the acquisition of the properties associated with the 41 parcels for County Project 91-25; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby approves proceeding with the proposed acquisitions for County Project 91-25 at the approved appraised values and in accordance with County policy and authorizes payment from the 2020 Capital Improvement Program budget; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Attorney's Office to initiate quick-take condemnation on all properties necessary for the project in the event that timely acquisition by direct negotiations of all properties does not appear possible.

**20-149**
**Award Of Bid And Authorization To Execute Contract With Envirotech Services, Inc., For Purchase And Application Of Liquid Chloride On Dakota County Gravel Roads**

WHEREAS, to enhance performance and service life of gravel surfacing on Dakota County (County) gravel roads, staff uses liquid material consisting of calcium or magnesium chloride on specified projects and residential areas; and

WHEREAS, the liquid material acts as a sealant extending the life of the approximately 54 miles of gravel-surfaced County roads; and

WHEREAS, to secure favorable pricing for the 2020 season, staff proposes to purchase liquid material jointly with

other political subdivisions that have signed a joint purchasing agreement with the County by Resolution No. 04-140 (March 23, 2004); and

WHEREAS, after contract execution, political subdivisions will enter into their own purchasing contract directly with Envirotech Services, Inc.; and

WHEREAS, the total estimated amount of liquid magnesium chloride needed to enhance performance of the County's crushed quarry rock gravel roads for 2020 is listed below:

| Entity | Gallons | Price/ Gallon | Total Expense |
|---|---|---|---|
| Dakota County | 400,000 | $0.95 | $380,000 |
| Political Subdivisions | 150,000 | $0.95 | $142,500 |
| **Total Estimated Expense** | **550,000** | **$0.95** | **$522,500** |

; and

WHEREAS, depending on the County's needs, the County may increase or decrease quantities ordered throughout the season but will not exceed the budget amount of $360,000; and

WHEREAS, one bid was received and tabulated on March 2, 2020; and

WHEREAS, the bid from Envirotech Services, Inc., in the amount of $380,000 for Dakota County and $142,500 for other political subdivisions is the lowest responsive and responsible bid; and

WHEREAS, the 2020 Transportation Capital Improvement Program Adopted Budget includes $380,000 for liquid chloride and application to gravel roads; and

WHEREAS, the County Engineer recommends awarding the bid to Envirotech Services, Inc., at the bid rate of $0.95 per gallon for an estimated 400,000 gallons and not exceeding the budget amount of $360,000.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby awards the bid and authorizes the Physical Development Director to execute a contract with Envirotech Services, Inc., for liquid material and application for Dakota County in an amount not to exceed $380,000, subject to approval by the County Attorney's Office as to form.

**20-150**
**Award Of Bid And Authorization To Execute Agreement With M&J Trucking Company, LLC, To Supply Crushed Quarry Rock For Resurfacing County Gravel Roads**

WHEREAS, Dakota County regularly resurfaces gravel roadways to repair deterioration and prolong its life; and

WHEREAS, in accordance with the 2030 Dakota County Transportation Plan Strategies, staff uses contractor-furnished crushed quarry rock to cost-effectively resurface portions of approximately 54 miles of gravel-surfaced County highways; and

WHEREAS, for the 2020 season, Dakota County is proposing to resurface four segments of roadway (approximately 21.8 miles) with crushed quarry rock: 2012 Gravel Resurfacing County Projects (CP):

2012 Gravel Resurfacing County Projects (CP):
CP 53-005, 2.3 miles of County Road (CR) 53 in Waterford and Sciota Township
CP 59-007, 3.5 miles of CR 59 in Sciota Township
CP 62-028, 1.0 miles of CR 62 in Vermillion Township
CP 80-026, 3.5 miles of CR 80 in Eureka and Castle Rock Townships
CP 84-005, 2.0 miles of CR 84 in Eureka Township
CP 90-005, 5.5 miles of CR 90 in Greenvale Township
CP 96-008, 4.0 miles of CR 96 in Greenvale Township

; and

WHEREAS, it is estimated that 42,620 tons of crushed quarry rock will be required for these resurfacing projects; and

WHEREAS, three bids were received and tabulated on March 2, 2020; and

WHEREAS, the bid from M&J Trucking Company, LLC, in the amount of $497,519, was the lowest responsive and responsible bid received; and

WHEREAS, the County Engineer recommends awarding the bid to M&J Trucking Company, LLC; and

WHEREAS, the approved 2020 Transportation Capital Improvement Program budget includes $520,000 for gravel roadway resurfacing.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby awards the bid and authorizes the Physical Development Director to execute a contract with M&J Trucking Company, LLC, for supplying and delivering crushed quarry rock for 2020 Gravel Resurfacing County Projects, in an amount not to exceed $497,519, subject to approval by the County Attorney's Office as to form.

**20-151**
**Authorization To Execute Agreement No. 1036171 With Minnesota Department Of Transportation For Federal Participation In Advanced Construction And Force Account On County Project 70-23 In City Of Lakeville**

WHEREAS, Dakota County (County) and the City of Lakeville (City) are partnering on County Project (CP) 70-23; and

WHEREAS, CP 70-23 includes the segment of County State Aid Highway (CSAH) 70 from Kensington Boulevard/Kenrick Avenue to CSAH 23 (Cedar Avenue); and

WHEREAS, the purpose of the project is to improve operations and capacity along a primary truck corridor; and

WHEREAS, to address the purpose of the project, the County is proposing to expand CSAH 70 to a four-lane divided-highway, modify access using raised median and local street extensions, construct trails, and add turn lanes; and

WHEREAS, the County is the lead agency for CP 70-23 with construction scheduled to begin in summer 2020; and

WHEREAS, CP 70-23 was awarded federal funding for 2020 through the Minnesota Highway Freight Program and for 2022 through the Metropolitan Council Regional Solicitation; and

WHEREAS, an agreement for federal participation with the Minnesota Department of Transportation (MnDOT) is necessary for the County to advance funds in 2020 for reimbursement by MnDOT in 2022; and

WHEREAS, the County is proposing to furnish signal equipment and fiber optic materials for installation by a contractor as part of CP 70-23; and

WHEREAS, a force account agreement is necessary to apply federal funds to County-furnished materials; and

WHEREAS, County staff and MnDOT are proposing to combine the force account work and advanced construction into a single agreement; and

WHEREAS, a 20 percent local match, funded by the County and City in accordance with County policy, is required to utilize federal funds on the project; and

WHEREAS, staff recommends execution of an agreement with MnDOT for advanced construction and force account on the project.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute Agreement No. 1036171 with the Minnesota Department of Transportation for advanced construction and force account for County Project 70-23, subject to approval by the County Attorney's Office as to form.

**20-152**
**Approval Of Final Plats Recommended By Plat Commission**

WHEREAS, new subdivisions adjoining County highways are reviewed under the Dakota County Contiguous Plat Ordinance No. 108; and

WHEREAS, the Plat Commission examines plats prior to County Board approval; and

WHEREAS, the Plat Commission has reviewed and recommends approval of the final plats by the County Board; and

WHEREAS, the final plat approval by the County Board is subject to the conditions established by the Plat Commission review; and

WHEREAS, the following plats below require approval by their respective City Council prior to the recording of the plats.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the following final plats:

| | |
|---|---|
| NICOLS APARTMENTS | Eagan |
| EMERALD ISLE | Rosemount |
| CEDAR CROSSINGS 2ND ADDITION | Lakeville |
| WEST SAINT PAUL APARTMENTS | West St. Paul |

**20-153**
**Authorization To Execute Contract Amendment With SEH, Inc., For Professional Services For River To River Greenway Robert Street Crossing**

WHEREAS, Dakota County (County) and the City of West St. Paul are partnering on the River to River Greenway – Robert Street Crossing (Project); and

WHEREAS, the contract is for preliminary and final design engineering and public engagement process for developing a pedestrian underpass and trail connections of Trunk Highway 3 (Robert Street) in the City of West St. Paul; and

WHEREAS, the County is the lead agency for the Project with construction scheduled for summer 2020; and

WHEREAS, by Resolution No. 19-537 (May 21, 2019), the County executed a contract with SEH, Inc., (SEH) for preliminary and final design engineering consulting services; and

WHEREAS, the contract was in an amount not to exceed $277,608; and

WHEREAS, SEH has successfully completed the submitted the scope of services for many of the necessary

deliverables needed for this project; and

WHEREAS, the County and City of West St. Paul staff recognize and recommend that the proposed additional tasks performed by SEH were necessary in order to successfully complete the project; and

WHEREAS, staff negotiated an amount of $146,240 with SEH to complete the work; and

WHEREAS, the 2019 Adopted Parks Capital Improvement Budget includes a total of $5,800,000 of which $640,000 is for design and construction services for the Project.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute an amendment to the contract with SEH, Inc., to perform additional services necessary to deliver the River to River Greenway – Robert Street Crossing in an amount not to exceed $146,240, resulting in a total amended contract not to exceed $423,848, subject to approval by the County Attorney's Office as to form.

**20-154**
**Approval Of Grant Application Submittals For Transportation Advisory Board 2020 Federal Funding Solicitation Process**

WHEREAS, the Transportation Advisory Board (TAB) is requesting project submittals for federal funding under the Fixing America's Surface Transportation (FAST) Act; and

WHEREAS, these federal programs fund up to 80 percent of project construction costs; and

WHEREAS, federal funding of projects reduces the burden local taxpayers for regional improvements; and

WHEREAS, non-federal funds must be at least 20 percent of the project costs; and

WHEREAS, project submittals are due on April 16, 2020; and

WHEREAS, all projects proposed are consistent with the adopted Dakota County Comprehensive Plan; and

WHEREAS, subject to federal funding award, the Dakota County Board of Commissioners would be asked to consider authorization to execute a grant agreement at a future meeting.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the following County led projects for submittal to the TAB for federal funding:

1. County State Aid Highway (CSAH) 86 (280th Street) from westerly Dakota County line to CSAH 23 (Galaxie Avenue) in Eureka and Greenvale Townships
2. CSAH 32 (Cliff Road) from CSAH 43 (Lexington Avenue) to Trunk Highway (TH) 3 in Eagan
3. New Alignment of CSAH 9 (Dodd Boulevard) from Hayes Avenue to CSAH 23 (Cedar Avenue) in Lakeville
4. Roundabout at CSAH 11 and Burnsville Parkway in Burnsville
5. CSAH 23 (Cedar Avenue) Grade Separated Trail north of 140th Street in Apple Valley
6. Vermilion Highlands Greenway: CSAH 42 Trail and Dakota County Technical College Underpass in Rosemount
7. River to River Greenway: Trunk Highway 149 Trail & Trunk Highway 149 Underpass in Mendota Heights
8. Minnesota River Greenway: Railroad Overpass in Eagan

; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby supports the following submittals by others:

9. CSAH 23 (Cedar Avenue) Pedestrian Overpass at 147th Street Station—Lead Agency: Apple Valley
10. Eagan Transit Station: Installation of Elevator—Lead Agency: MVTA

11. Burnsville Transit Station: Installation of Elevator and Enclosure; Backup Generator; Construction of Utility Room—Lead Agency: MVTA
12. County Road (CR) 60 extension from CSAH 9 (Dodd Blvd.) Highview Avenue—Lead Agency: Lakeville
13. Trail on CSAH 73 (Oakdale Avenue) from CSAH 8 (Wentworth Avenue) to CR 4 (Butler Avenue) and on CR 6 (Thompson Avenue) from CSAH 73 (Oakdale Avenue) to TH 52—Lead Agency: West St Paul
14. CSAH 73 (Oakdale Avenue) Trail from I-494 to Upper 55th Street—Lead Agency: Inver Grove Heights
15. CSAH 38 (McAndrews Road) Trail from Gardenview Drive to Galaxie Avenue—Lead Agency: Apple Valley
16. North Creek Greenway from 195th to Downtown Farmington—Lead Agency: Farmington
17. Nicollet Avenue Trail from TH 13 to CSAH 32 (Cliff Road) —Lead Agency: Burnsville
18. I-35W Trail from Black Dog Trail to the South—Lead Agency: Burnsville
19. Marie Avenue Sidewalk, Bike Lanes, and ADA Improvements from 3rd Avenue North to 9th Avenue North—Lead Agency: South St Paul
20. Bidwell Avenue Sidewalk from Thompson Avenue To CR 4 (Butler Avenue) —Lead Agency: West St Paul
21. ADA Improvements at several locations in the City of Inver Grove Heights—Lead Agency: Inver Grove Heights
22. Establish a Transportation Management Association (TMA) in Dakota County to coordinate the transportation needs of employers with existing services and service providers—Lead Agency: Dakota County Regional Chamber of Commerce.

; and

BE IT FURTHER RESOLVED, That, subject to federal funding award of the city-led projects, the Dakota County Board of Commissioners will provide the local match for regional greenway projects and for non-greenway projects will provide Dakota County's share of the matching funds consistent with Dakota County transportation cost share policies.

**20-155**
**Authorization To Execute Contract With Kimley-Horn And Associates, Inc., For Professional Services For County Project 97-207, School Travel Area Safety Assessment**

WHEREAS, to provide a safe and efficient transportation system, Dakota County (County) is partnering with the Minnesota Department of Transportation (MnDOT) on County Project (CP) 97-207 the School Travel Area Safety Assessment; and

WHEREAS, CP 97-207, will look at overall safety for students traveling to and from schools located directly adjacent to county roads or state highways within Dakota County with a focus on pedestrian and bicycle travel; and

WHEREAS, the goal of the assessment is to identify potential safety improvements for school travel area in a consistent manner systemwide; and

WHEREAS, Dakota County and MnDOT will partner on the project; and

WHEREAS, Dakota County is the lead agency on the project, and MnDOT is participating to evaluate schools' locations directly adjacent to state highways; and

WHEREAS, the scope of work will include assessing the school travel areas to identify issues in a systemwide manner and potential improvement actions across engineering, education, and enforcement focus areas; and

WHEREAS, staff sent a request for proposals and received proposals from three qualified professional consultants; and

WHEREAS, County Staff along with MnDOT and city representatives reviewed the proposals; and

WHEREAS, Kimley-Horn and Associates, Inc., was selected as the preferred consultant based on the proposal which included review of six criteria: proposed project approach, understanding of the scope of work, public

participation approach, qualifications of the project team, completeness of quality control approach, and cost proposal best value; and

WHEREAS, the County Engineer recommends execution of a contract with, Kimley-Horn and Associates, Inc., for Professional consulting services for CP 97-207 in a contract amount not to exceed $121,875; and

WHEREAS, the Adopted 2020 Transportation Capital Improvement Program Adopted Budget includes $300,000 in Future Studies/Professional Services; and

WHEREAS, MnDOT will pay their share of costs based on the number of school locations through the existing Master Partnership Contract approved by Resolution No. 17-344, (June 20, 2017).

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute a contract with Kimley-Horn and Associates, Inc., to perform professional consulting services for County Project 97-207 in an amount not to exceed $121,875 subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes a budget amendment to transfer $121,875 from Professional services to County Project 97-207, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the 2020 Transportation Capital Improvement Program is hereby amended as follows:

| | |
|---|---|
| **Expense** | |
| Project 97-207 | $121,875 |
| Future Studies/Professional Services | ($121,875) |
| **Total Expense** | **$0** |

**Update On Dakota County 2040 Transportation Plan**

This item was on the agenda for informational purposes only.

**20-156**
**Authorization To Execute Second Amendment To Contract With AECOM, Inc., For Additional Engineering Services For County Project 91-25**

WHEREAS, Dakota County is the lead agency for County Project (CP) 91-25 which includes public involvement, drainage analysis, utility coordination, final design, and all other aspects to reconstruct County State Aid Highway (CSAH) 91 from 210th Street to Trunk Highway 61 in the City of Miesville; and

WHEREAS, by Resolution No. 18-134 (March 13, 2018) the County Board authorized the execution of a contract with AECOM Technical Services, Inc., (AECOM) for engineering services on CP 91-25 in the amount of $349,896.50; and

WHEREAS, by Resolution No. 19-750 (October 8, 2019), the County Board authorized the execution of a contract amendment with AECOM for additional engineering services on CP 91-25 in the amount of $256,563; and

WHEREAS, the first contract amendment included the selection of a preferred drainage alternative by the County and a temporary connection to a future project on CSAH 91; and

WHEREAS, upon completion of additional analysis and public involvement, the County reconsidered and pursued an alternative drainage design that further reduced impacts to properties and accommodated drainage; and

WHEREAS, after additional considerations of right of way impacts, County staff decided to include a permanent

transition to existing CSAH 91 to avoid multiple right of way acquisitions on a parcel; and

WHEREAS, additional drainage analysis, design modifications, and box culverts are needed to accommodate the change of preferred drainage alternative and the change in the connection at the north end of the project; and

WHEREAS, a potential design modification may be needed to avoid impacts to a parcel with a church; and

WHEREAS, an amendment to the existing contract is requested to account for this additional work; and

WHEREAS, staff has negotiated with AECOM for compensation in an amount not to exceed $95,050.00 for the additional services provided; and

WHEREAS, staff recommends authorizing a second contract amendment with AECOM.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute a contract amendment with AECOM Technical Services, Inc., to include additional design services for County Project 91-25 in an amount not to exceed $95,050.00, which would result in a total amended contract amount not to exceed $701,509.50, including reimbursable items, subject to approval by the County Attorney's Office as to form.

**20-157**
**Authorization For Transportation Director/County Engineer To Vote No On Construction Of Proposed Noise Barriers Along County Highway 26 And 63 For County Projects 26-54 And 63-27 In Cities Of Eagan And Inver Grove Heights**

WHEREAS, to provide a safe and efficient transportation system, Dakota County (County), the City of Eagan, and the City of Inver Grove Heights (Cities) are proceeding with County Project (CP) 26-54 and CP 63-27; and

WHEREAS, CP 26-54 and CP 63-27 will improve safety and increase capacity on County State Aid Highway (CSAH) 26 from Trunk Highway (TH) 55 to TH 3 and CSAH 63 from the Archer Trail area to 65th Street and ultimately connecting back into existing Argenta Trail; and

WHEREAS, CP 26-54 consists of expanding CSAH 26 from a two-lane undivided highway to a four-lane divided highway, intersection improvements at CSAH 26 and CSAH 63, additional turn lanes at all intersecting public roadways, and drainage improvements in the cities of Eagan and Inver Grove Heights; and

WHEREAS, CP 63-27 consists of reconstructing CSAH 63 as a two-lane divided roadway on a new alignment to improve the skewed intersection with CSAH 26, additional turn lanes at all intersecting public roads, and drainage improvements in the city of Inver Grove Heights; and

WHEREAS, Dakota County is the lead agency for CP 26-54 and CP 63-27 with construction scheduled to begin in 2022; and

WHEREAS, Dakota County roadways without full control of access are exempt from Minnesota's state noise rules, according to Minn. Stat. § 116.07.2a; and

WHEREAS, shared-use trails are proposed for construction along both sides of CSAH 26 and CSAH 63; and

WHEREAS, trails on both sides allow safe accommodation of walkers, runners, and cyclists and help support multi-modal transportation use of the corridors; and

WHEREAS, the trails on both sides along this corridor are consistent with the Dakota County 2030 Transportation Plan; and

WHEREAS, five noise barriers along CSAH 26 and one noise barrier along CSAH 63 are under consideration as

part of the projects due to federal requirements for noise mitigation; and

WHEREAS, the Federal Highway Administration (FHWA) requires that the noise monitoring mitigation apply to trails being constructed as part of a federal project with trails being considered recreational use from a noise threshold; and

WHEREAS, noise barrier reasonableness decisions are based on a consideration of three factors:

1) noise reduction design goal,
2) cost-effectiveness, and
3) the viewpoint of benefited residents and property owners based on a weighted vote; and

WHEREAS, cost-effective noise abatement must cost less than or equal to $78,500 per benefited receptor; and

WHEREAS, five of six walls are considered cost-effective only because of the determination that trails be considered as noise receptors; and

WHEREAS, noise barriers will be proposed for construction unless more than 50 percent of the total eligible voter points received are not in favor of the barrier; and

WHEREAS, benefitted receivers are those properties that would receive a noise benefit (defined as a reduction of at least five decibels) from the construction of the noise barrier; and

WHEREAS, properties identified as a benefitted receiver have an opportunity to vote on whether or not the proposed barrier should be built; and

WHEREAS, the estimated costs of constructing noise mitigation is approximately $5,000,836 and makes the project financially unfeasible; and

WHEREAS, the proposed noise barriers are also anticipated to generate ongoing maintenance issues including difficulty with mowing close to barriers, snow storage, trail icing during winter, litter accumulation, graffiti, and vandalism; and

WHEREAS, based on comments received at the public meeting and through numerous emails, many of the residents both benefitting and not benefitting from the noise reduction believe it would negatively impact the aesthetics, feel of the community, and market values with reduces curb appeal over the natural.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Transportation Director/County Engineer to vote no on construction of noise barriers along County State Aid Highways 26 and 63 for County Projects 26-54 and 63-27 in Eagan and Inver Grove Heights.

**20-158**
**Authorization To Adopt Study Report And Preliminary Design For County Project 32-87 In City Of Eagan**

WHEREAS, to provide a safe and efficient transportation system, Dakota County is partnering with the City of Eagan (City) on County Project (CP) 32-87; and

WHEREAS, CP 32-87 is the traffic analysis, corridor study, public participation, and preliminary engineering of County State Aid Highway (CSAH) 32 (Cliff Road) from CSAH 43 (Lexington Avenue) to Trunk Highway (TH) 3 in the City of Eagan; and

WHEREAS, CP 32-87 has identified recommended improvements for CSAH 32 (Cliff Road) from CSAH 43 (Lexington Avenue) to east of Dodd Road; and

WHEREAS, Dakota County staff will coordinate with the Minnesota Department of Transportation for their upcoming TH 3 corridor study to determine recommendations for CSAH 32 (Cliff Road) from Dodd Road to TH 3;

and

WHEREAS, the CSAH 32 Corridor Study (Study) incorporated numerous opportunities and proactive efforts for public and stakeholder involvement throughout the course of the Study, including open house meetings and online and social media outreach; and

WHEREAS, the approved 2020–2024 Transportation Capital Improvement Program budget includes sufficient funding for CP 32-87.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the County State Aid Highway 32 Corridor Study.

**Planning Commission Update**

This item was on the agenda for informational purposes only.

**20-159**
**Authorization To Execute Joint Powers Agreement With Waterford Township For Bridge Rehabilitation And Amend Transportation Capital Improvement Program Budget**

WHEREAS, in January 2020, Waterford Township was awarded Legacy grant for $342,818 for Phase I rehabilitation of the historic Waterford Bridge (Bridge L3275); and

WHEREAS, the Waterford Bridge is on the planned Dakota County Greenway System and is a potential crossing of the Cannon River by the Mill Towns State Trail (MTST); and

WHEREAS, the Waterford Bridge, constructed in 1909, represents one of the earliest camelback through truss rigid-connected bridges in Minnesota that is still in existence and was entered in the National Register of Historic Places in 2010; and

WHEREAS, the Waterford Bridge is an important community landmark that Waterford Township has made significant efforts to preserve; and

WHEREAS, Waterford Township's goal is that the historic bridge be fully rehabilitated so future generations can appreciate the unique engineering significance and that the bridge will eventually become a crossing for the MTST; and

WHEREAS, Waterford Township desires to enter into a joint powers agreement with Dakota County for the rehabilitation of the historic Waterford Bridge parallel to Canada Avenue W.; and

WHEREAS, Dakota County will provide staff administration of the project for Waterford Township for the duration of the project; and

WHEREAS, Dakota County will advance fund the grant amount of $342,818 and will be reimbursed by Waterford Township; and

WHEREAS, Waterford Township will continue to own and maintain the bridge; and

WHEREAS, staff recommends establishing a JPA with Waterford Township to administer and advance fund Phase 1 Bridge rehabilitation.

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 Waterford Township for Dakota County to administer the project and for Dakota County to advance fund the grant amount of $342,818, to be reimbursed by Waterford Township, subject to approval by the Dakota County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the 2020 Transportation Capital Improvement Program be amended as follows:

| | |
|---|---|
| **Expense** | |
| CP 97-208 | $342,818 |
| **Total Expense** | **$342,818** |
| | |
| **Revenue** | |
| CP 97-208 - Due From Other Agencies | $342,818 |
| **Total Revenue** | **$342,818** |

**20-160**
**Schedule Public Hearing For Dakota County 2020–2024 Five-Year Consolidated Plan And Fiscal Year 2020 Action Plan For Community Development Block Grant, HOME Investment Partnerships, And Emergency Solutions Grant Programs**

WHEREAS, Dakota County is an Entitlement County for funds through the Community Development Block Grant (CDBG) Program and Emergency Solutions Grant (ESG) Program and a Participating Jurisdiction for the HOME Investment Partnerships (HOME) Program; and

WHEREAS, the Dakota County Community Development Agency (CDA) administers the CDBG, ESG, and HOME programs on behalf of Dakota County, thereby requiring agreements between the U.S. Department of Housing and Urban Development (HUD) and Dakota County for the CDBG, ESG, and HOME funds and between Dakota County and the Dakota County CDA for CDBG, ESG, and HOME program administration; and

WHEREAS, HUD requires the development and submission of the 2020–2024 Five-Year Consolidated Plan that outlines the strategies and objectives of Dakota County's use of the federal funds; and

WHEREAS, HUD further requires the development and submission of the Fiscal Year (FY) 2020 One-Year Action Plan that proposes allocation of the annual CDBG, HOME, and ESG funds to local governments and housing providers in the County; and

WHEREAS, CDA staff has worked with participating communities to identify CDBG, HOME, and ESG activities for FY 2020; and

WHEREAS, the proposed activities for HUD funds meet the housing and community development priorities identified in the draft 2020–2024 Five-Year Consolidated Plan; and

WHEREAS, the Dakota County FY 2020 CDBG allocation is $1,928,343; the Dakota County FY 2020 HOME allocation is $992,967 (Consortium total of $2,955,220) including program income; and the Dakota County FY 2020 ESG allocation is $165,857; and

WHEREAS, CDA staff recommends funding 24 CDBG eligible activities for the 12 cities with populations more than 10,000 with direct allocation funding, three CDBG eligible activities with competitive pool funds for cities and townships with populations less than 10,000, and five Countywide activities with FY 2020 CDBG funds; and

WHEREAS, CDA staff recommends funding three HOME eligible activities as follows: a future affordable housing development at a site to be determined (70%), Community Housing Development Organization activities (15%), and grant administration (15%) with FY 2020 HOME funds; and

WHEREAS, CDA staff recommends allocating funding four ESG eligible activities as follows: rapid re-housing activities (76%), emergency shelter operations (16%), Homeless Management Information Systems (0.5%), and grant administration (7.5%) with FY 2020 ESG funds; and

WHEREAS, HUD requires a public hearing to receive comments and inform the public on the Dakota County 2020–2024 Five-Year Consolidated Plan and the FY 2020 One-Year Action Plan that outlines the strategies and

objectives for the proposed allocation of FY 2020 CDBG, ESG, and HOME funds.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby schedules a public hearing for April 21, 2020, at 9:00 a.m. in the Boardroom, Administration Center, 1590 Highway 55, Hastings, MN, to receive comments on the 2020–2024 Five-Year Consolidated Plan and the Fiscal Year 2020 One-Year Action Plan, including proposed Community Development Block Grant Program activities with a budget of $1,928,343, HOME Investment Partnerships Program activities with a budget of $992,967 (Consortium total of $2,955,220) including program income, and Emergency Solutions Grant Program activities with a budget of $165,857; and

BE IT FURTHER RESOLVED, That Dakota County staff is hereby authorized and directed to work with the Dakota County Community Development Agency to publish the public hearing notice in the Dakota County Tribune, the Northfield News, the Hastings Star Gazette, and the Star Tribune, and to post said notice on the websites of the participating cities, the Dakota County Community Development Agency website at www.dakotacda.org, and the Dakota County website at www.dakotacounty.us.

**20-161**
**Amendment To Application Deadline For The 2020 Landfill Host Community Environmental Legacy Fund Grant Pilot Program**

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby amends the application deadline of the Landfill Host Community Environmental Legacy Grant Pilot Program to May 27, 2020.

**20-162**
**Authorization To Execute A Contract With St. Paul Linoleum And Carpet Company For 2020 Carpet Replacement Program At Western Service Center**

WHEREAS, replacement of the existing carpeting for the Western Service Center began in 2019, and the balance of work is included in the 2020–2024 Building Capital Improvement Program (CIP) Adopted Budget; and

WHEREAS, bid document and specifications were prepared by Collaborative Design Group and Capital Projects Management staff; and

WHEREAS, four competitive bids were received on February 20, 2020; and

WHEREAS, St. Paul Linoleum and Carpet Company has submitted the low bid of $398,095; and

WHEREAS, staff has reviewed the qualifications of the bidder and recommend award to St. Paul Linoleum & Carpet Company as the lowest responsive and responsible bidder in an amount not to exceed $398,095 for the 2020 Carpet Replacement Program at Western Service Center project; and

WHEREAS, sufficient funds are available within the 2020–2024 Building CIP Adopted Budget for this project.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Parks, Facilities, and Fleet Management Director to execute a contract for the 2020 Carpet Replacement Program at Western Service Center project to St. Paul Linoleum and Carpet Company, 2956 Center Court, Eagan, MN 55121, in an amount not to exceed $398,095, subject to approval by the County Attorney's office as to form.

**20-163**
**Approval Of Schematic Design And Authorization To Execute Contract For Final Design Services For Minnesota River Greenway Fort Snelling Segment**

WHEREAS, the Minnesota River Greenway (MNRGW) runs along the south side of the Minnesota River in Eagan and Burnsville, extending from I35-W in Burnsville to Lilydale Regional Park in Saint Paul; and

WHEREAS, by Resolution No. 11-516 (October 18, 2011), the Dakota County Board of Commissioners adopted

the MNRGW Plan; and

WHEREAS, the rapidly developing and robust recreational network that has developed in the area has created increased demand for completion of the trail connection between the recently constructed Lone Oak Trail Head, the soon-to-be-constructed Cedar Nicols Trailhead, and the MNRGW Black Dog Segment to the west; and

WHEREAS, by Resolution 18-487 (October 11, 2018), the Dakota County Board of Commissioners authorized staff to proceed with consultant selection for the project to include 30 percent design for the river bottom trail (Project Component 1) and 100 percent design and engineering for the Union Pacific Railroad Bridge (Project Component 2); and

WHEREAS, the design has progressed to 30 percent (schematic design) level for both project components; and

WHEREAS, the current request will provide the remaining design required to complete the river bottom trail (Project Component 1); and

WHEREAS, the project request for proposals (RFP) was released on February 12, 2020, and sent to eleven Consultant firms with two proposals submitted; and

WHEREAS, the proposals were reviewed by staff from Dakota County Grounds Maintenance, Dakota County Planning, Dakota County Transportation, Dakota County Capital Projects Management, and Fort Snelling State Park; and

WHEREAS, the two teams were interviewed on Friday, March 6, 2020 and the staff team unanimously recommended the staff team from SEH, Inc.; and

WHEREAS, funding for the river bottom trail (Project Component 1) has been secured and staff plans to pursue a 2020 Metropolitan Council Regional Solicitation Grant (MCRS) to provide the remaining funding for the Union Pacific Railroad Bridge (Project Component 2); and

WHEREAS, the MCRS grants are awarded on a point-based system reflecting many criteria including project readiness and land control status; and

WHEREAS, to better position the County for a successful grant award, staff was, by Resolution 18-487 (October 11, 2018), directed to advance project design and, by Resolution 20-078 (February 4, 2020), was authorized to negotiate and secure all required Land Control permissions prior to the grant solicitation in April 2020; and

WHEREAS, staff recommends the Dakota County Board of Commissioners approve Schematic Design of Project Components 1 & 2 and authorize a contract for final design and engineering of the river bottom trail (Project Component 1) with SEH, Inc., in an amount not to exceed $279,988, subject to approval as to form by County Attorney's Office.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners approve the Schematic Design for both the river bottom trail (Project Component 1) and for the Union Pacific Railroad Bridge (Project Component 2); and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Parks, Facilities and Fleet Director to execute a contract for final design and engineering of the river bottom trail (Project Component 1) with SEH, Inc., in an amount not to exceed $279,988, subject to approval by the County Attorney's Office as to form.

**20-164**
**Acceptance Of Mississippi River Greenway Trail Alternative Alignment Along Pine Bend Trail Road In City Of Rosemount For County Project 98-006**

WHEREAS, County Project (CP) 98-006, Mississippi River Greenway (MRG): Rosemount East segment, is the

last remaining segment of regional trail to be secured, designed, and constructed in order to connect the national Mississippi River Regional Trail (MRRT) from Hastings to South St. Paul; and

WHEREAS, CP 98-006, MRG: Rosemount East, includes construction of 2.7 miles of trail from its connection with MRG West to Spring Lake Park Reserve; and

WHEREAS, in the fall of 2017, based upon project cost and land control concerns with the current alignment along Highway 55, staff contacted representatives from CF Industries (CFI), Flint Hills Resources (FHR), Union Pacific (UP), and the City of Rosemount to consider an alternative design option for MRRT East along Pine Bend Trail Road; and

WHEREAS, in follow up meetings with FHR, CFI, and UP, all expressed an interest in and willingness to seek corporate approval to transfer ownership of additional road right of way needed to allow the County to work with the City of Rosemount to realign Pine Bend Trail to allow for an on-road trail option; and

WHEREAS, the opportunity to secure a less costly design with fewer land acquisition challenges, which would provide a safe and better recreational experience than the Brown Alignment design, was deemed by the County Board to be worth the risks associated with delaying the current project in order to fully vet this opportunity; and

WHEREAS, multiple design options have been developed over the past two years to provide for a safe and better recreational trail experience along Pine Bend Trail, including options that can be completed within the prescriptive right of way of Pine Bend Trail Road at the same or lower cost than the Brown Alignment; and

WHEREAS, CFI and Mosaic have formal written letters of support for MRG: Rosemount East's Alternative 3 that maintain Pine Bend Trail as a two-way roadway with barrier separation for the greenway trail system; and

WHEREAS, UP has provided verbal support after reviewing the alternative design and proposed railroad crossings; and

WHEREAS, the City of Rosemount and Dakota County are pursuing a joint powers agreement to advance design and construction of the remaining section of the Mississippi River Greenway in Rosemount.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the Mississippi River Greenway: Rosemount East Alternative 3 that maintains Pine Bend Trail Road as a two-way roadway with barrier separation for the greenway trail system; and

BE IT FURTHER RESOLVED, That should Union Pacific not approve the revised crossing designs along Pine Bend Trail, staff are directed to continue to pursue development of the one-way option along Pine Bend Trail.

**Public Services And Revenue**

**20-165**
**Authorization To Execute Contract With National Business Systems, Inc For Digitization Of Documents**

WHEREAS, the Dakota County Property Taxation and Records maintains approximately 1.6 million pre-1995 mortgage, deed and miscellaneous documents in their current formats including paper copy, aperture card microfiche and microfilm; and

WHEREAS, it is the responsibility of the County to ensure the preservation of the information contained in all land records and allow public examination of those records in accordance with Minn. Stat. § 386; and

WHEREAS, the current document forms are experiencing deterioration due to continued examination and in need of conversion to maintain their preservation and accessibility to the public; and

WHEREAS, Minn. Stat. § 357.182, Subd.7, sets aside $11.00, of the $46.00 total recording fee per document, for the purpose of ensuring compliance with recording requirements and supporting enhancements to the recording

process and data integration projects. The funds reside in fund balance until authorized by the County Board of Commissioners for supporting enhancements; and

WHEREAS, the Dakota County Board of Commissioners authorized $600,000 of the fund balance, to be used for contracting with a licensed records imaging company as part of the Property Taxation and Records 2020 Budget; and

WHEREAS, Dakota County Property Taxation and Records solicited vendors through a Request for Proposal and identified National Business System, Inc., as the preferred vendor; and

WHEREAS, Dakota County Property Taxation and Records seeks to contract with National Business Systems, Inc to digitize all pre-1995 mortgage, deed and miscellaneous documents and index them into our current land records management software; and

WHEREAS, the total project cost proposal is $599,216, based on an estimated image volume, and a $35.00 per hour charge for any necessary manual enhancements; and

WHEREAS, the estimated completion date of the project is December 31, 2021.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Property Taxation and Records Director to execute a contract with National Business Systems, Inc. for the digitization of pre-1995 Dakota County land records documents at a cost not to exceed $600,000, subject to approval by the County Attorney's Office as to form.

## REGULAR AGENDA

### County Board/County Administration

### Legislative Update

This item was on the agenda for informational purposes only. Stinson LLP Government Relations Director Paul Cassidy briefed this item and responded to questions. No staff direction was given by Board members.

### Update On Monitoring Of Coronavirus Outbreak

This item was on the agenda for informational purposes only. Director of Public Health Bonnie Brueshoff and Risk-Homeland Security Manager BJ Battig briefed this item and responded to questions. No staff direction was given by Board members.

### Physical Development

**20-166**
**Approval Of Release Draft Land Conservation Plan For Dakota County For Public Review**

This item was moved from the consent agenda to the regular agenda. Discussion was held regarding the review period. The comment period was updated to reflect a 60-day review period, rather than a 30-day review period.

Motion: Mary Liz Holberg Second: Thomas A. Egan

WHEREAS, Dakota County developed a Farmland and Natural Areas Protection Plan in 1998 in response to public concerns about the loss of natural areas and farmland to growth and development; and

WHEREAS, by Resolution No 20-90 (January 29, 2002), the County Board of Commissioners adopted the Farmland and Natural Areas Protection Plan; and

WHEREAS, after passage of a bonding referendum to fund permanent protection of high-quality natural areas

and prime farmland in November 2002 and development of Farmland and Natural Areas Program Guidelines, the County began implementing the Farmland and Natural Areas Program in 2003 to protect and improve land outside of the County park system; and

WHEREAS, in 2018, the County Board initiated an update to the Farmland and Natural Areas Protection Plan to reflect program experience and develop a more comprehensive approach to contemporary conservation issues and new opportunities; and

WHEREAS, on July 9, 2019, the Physical Development Committee of the Whole reviewed public engagement and research findings, including draft goals and strategies and potential new initiatives proposed for the new Land Conservation Plan for Dakota County (Plan); and

WHEREAS, based on comments received from the Physical Development Committee of the Whole and continued public engagement, County staff has developed a draft Plan; and

WHEREAS, the Dakota County Planning Commission reviewed the draft Plan at its January 23 and February 27, 2020, meetings and recommended that the Physical Development Committee of the Whole release the draft Plan for Dakota County for a 60-day review period.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves release of the draft Land Conservation Plan for Dakota County for a 60-day review period from March 25 to May 25, 2020; and

BE IT FURTHER RESOLVED, That public and agency comments on the draft Land Conservation Plan for Dakota County will be provided to the Dakota County Planning Commission for further review and approval and a final draft will then be submitted to the County Board for final review and approval.

Ayes: 7 Nays: 0

**20-167**
**Authorization To Release Draft River To River Greenway Natural Resource Management Plan For Public Comment**

Motion: Mary Liz Holberg Second: Kathleen A. Gaylord

This item was moved from the consent agenda to the regular agenda. A vote was taken on this item that tabled it to the Physical Development Committee of the Whole for May 12, 2020, to allow for more discussion.

Ayes: 7 Nays: 0

**20-168**
**Authorization To Amend 2020 Dakota County Legislative Platform To Add Support For A State Bond Fund Request For Improvements In Vicinity Of Diffley Road, Braddock Trail, And The Northview Elementary, Dakota Hills Middle, And Eagan High School Campus In The City Of Eagan**

Transportation Director/County Engineer Mark Krebsbach briefed this item and responded to questions. Theresa Eisele comments were noted for this agenda item.

Motion: Joe Atkins Second: Thomas A. Egan

WHEREAS, to provide safe and efficient transportation system, Dakota County is partnering with the City of Eagan (City) and Independent School District 196 (District) to consider improvements in the vicinity of Diffley Road (CSAH 30), Braddock Trail, and the Northview Elementary, Dakota Hills Middle, and Eagan High School campus (campus) in Eagan; and

WHEREAS, this effort is intended to improve vehicular, pedestrian, and bicycle operation and safety on and

adjacent to the school campuses; and

WHEREAS, neighborhood meetings were held to discuss a proposed CSAH 30 and Braddock Trail intersection project on November 28, 2018 and then broader traffic and pedestrian issues beyond the intersection on CSAH 30, Braddock Trail, and the school campus on February 11, 2019; and

WHEREAS, on November 1, 2019 a tragic crash on CSAH 30 resulted in the death of a middle school student raising additional issues not previously identified and the desire for improvements in this area as quickly as possible; and

WHEREAS, State elected officials indicated interest in pursuing State bond funds during the 2020 legislative session to help pay for capital project costs and staff have been recently asked to prepare a State Bonding Request Overview form to facilitate pursuit of these funds; and

WHEREAS, subsequent public meetings were held to further understand traffic and pedestrian issues and discuss various project options on December 11 and 16, 2019; and

WHEREAS, a public meeting to share Diffley Road, Braddock Trail, and school campus project concepts was held on February 27, 2020; and

WHEREAS, the proposed project concept consists of Braddock Trail and school entrance intersection modifications, school parking lot drop off and circulation modifications, a new access roadway from the south parking lot to CSAH 30 at the Daniel Drive intersection, and reconstruction of CSAH 30 from a four-lane to two-lane divided section from Lexington Avenue to approximately 2,000 feet east of Braddock Trail, with roundabouts at Daniel Drive and Braddock Trail, pedestrian crossing devices, and corridor street lighting; and

WHEREAS, the estimated project construction cost is $4,620,000 which is the amount of the State bond request; and

WHEREAS, the local share of the proposed project would be project development, engineering, and construction administration costs currently estimated to be $1,200,000; and

WHEREAS this project is not currently included in the County legislative platform so an amendment to add this project and support the state bond request is proposed to meet 2020 legislative session schedules; and

WHEREAS, staff will provide further details to the Board on the proposed project concept, schedule, cost estimates, and a request to enter into a final design contract at a later date, likely in May 2020.

NOW, THEREFORE, BE IT RESOLVED, That the 2020 Dakota County Legislative Platform is amended to include support for a State Bond Fund request, for improvements in the vicinity of Diffley Road (CSAH 30), Braddock Trail, and the Northview Elementary, Dakota Hills Middle, and Eagan High School campus in Eagan Minnesota; and

BE IT FURTHER RESOLVED, That the Transportation Director/County Engineer is authorized to prepare a Minnesota House 2020 Bonding Project Overview Form.

Ayes: 7 Nays: 0

**Closed Executive Session**

**20-169**
**Authorization To Approve Settlement With Susan L. Huggins And Jeffrey Bergquist (Parcel 10) For County Project 26-47 Acquisition**

This item did not go into closed session.

Motion: Thomas A. Egan Second: Joe Atkins

WHEREAS, to provide a safe and efficient transportation system, Dakota County (County), Minnesota Department of Transportation and the City of Inver Grove Heights (City) are partnering on County Project (CP) 26-47; and

WHEREAS, CP 26-47 involves the conversion of the existing all way stop intersection of County State Aid Highway (CSAH) 26 (70th Street) and Trunk Highway (TH) 3 (South Robert Trail) to an urban roundabout with pedestrian/bike accommodations; and

WHEREAS, Dakota County is the lead agency for CP 26-47 right of way acquisition; and

WHEREAS, to construct the recommended improvements, Dakota County must acquire certain property rights from Susan Huggins and Jeffrey Bergquist (Landowners) identified in Dakota County Right of Way Map 470 as Parcel 10 totaling 7,188 Square Feet; and

WHEREAS, the County's appraisal and offer to the Landowners for Parcel 10 was $25,200; and

WHEREAS, the Landowners rejected the offer seeking additional damages related to the property; and

WHEREAS, the parties in this action have agreed to settle all damages caused by the taking whereby the County will pay the Landowners $55,700, subject to approval by the County Board; and

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

WHEREAS, the adopted 2020 Transportation Capital Improvement Program budget, including carryovers, includes $6,839,000 for CP 26-47; and

WHEREAS, the project will receive a maximum of $2,120,000 in Federal funding; and

WHEREAS, if the recommended settlement is accepted, the increase of $30,500 in right of way costs will be shared in accordance with County policy between the City of Inver Grove Heights: 45 percent ($13,725) and Dakota County: 55 percent ($16,775); and

WHEREAS, after accounting for Federal funds, project costs are estimated as Dakota County $2,303,775 (48%) and the City $2,445,725 (52%) for a total project cost of $6,869,500.00; and

WHEREAS, a budget amendment of $30,500 is requested to use $16,775 of Transportation fund balance and to increase the City share by $13,725 for CP 26-47.

NOW, THEREFORE, BE IT RESOLVED, that the Dakota County Board of Commissioners approves the acquisition of property from Susan Huggins and Jeffrey Bergquist identified in CP 26-47 as Parcel 10, Right of Way map 470, in the amount of $55,700 as being in the best interest of the County and authorizes the County Attorney to arrange for final payment of the acquisition amount and to effectuate final settlement of the acquisition between the parties.

BE IT FURTHER RESOLVED, that the 2020 Transportation Capital Improvement Program budget is hereby amended to include additional funds as follows:

| | |
|---|---|
| **Expenses** | |
| CP 26-47 | $30,500 |
| **Total Expenses** | **$30,500** |
| | |
| **Revenue** | |
| Transportation Fund Balance | $16,775 |

| | |
|---|---|
| City of Inver Grove Heights | $13,725 |
| **Total Revenue** | **$30,500** |

Ayes: 7 Nays: 0

**Interagency Announcements/Reports**

Interagency announcements and reports were then presented.

**County Manager's Report**

County Manager Matt Smith noted that the County is redesigning operations as we go. Essential business is being done using technology and other resources. The County will need to postpone longer-term projects as need be.

**Information**

**See Attachment A - Future Board Meetings And Other Board Activities**

**20-170**
**Adjournment**

Motion: Kathleen A. Gaylord Second: Thomas A. Egan

On a motion by Commissioner Kathleen A. Gaylord, seconded by Commissioner Thomas A. Egan, the meeting was adjourned at 10:45 a.m.

Mike Slavik
Chair

ATTEST

Matt Smith
County Manager

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

**Call To Order And Roll Call**

Commissioner Mike Slavik
Commissioner Kathleen A. Gaylord
Commissioner Thomas A. Egan
Commissioner Joe Atkins
Commissioner Liz Workman
Commissioner Mary Liz Holberg
Commissioner Chris Gerlach

Also in attendance were: Matt Smith, County Manager; James Backstrom, County Attorney; Tom Donely, First Assistant County Attorney; and Jeni Reynolds, Sr. Administrative Coordinator to the Board.

Due to the local state of emergency and social distancing, Commissioners participated in this meeting via telephone and the Board meeting was conducted under Minn. Stat. § 13D.021.

Video and audio of this County Board meeting are available on the Dakota County website.

**Pledge Of Allegiance**

The meeting was called to order at 9:00 a.m. by Chair Mike Slavik who welcomed everyone and opened the meeting with the Pledge of Allegiance.

**Audience**

Chair Slavik noted that all public comments can be sent to CountyAdmin@co.dakota.mm.us
It is noted that comments came into the County Administration inbox, these comments were distributed to all seven Commissioners.

- Ajay Raikar, address unknown. Comments regarding property tax payments.

**Approval Of Agenda (Additions/Corrections/Deletions)**

Motion: Kathleen A. Gaylord Second: Chris Gerlach

On a motion by Commissioner Kathleen A. Gaylord, seconded by Commissioner Chris Gerlach, the agenda was unanimously approved.

**REGULAR AGENDA**

**County Board/County Administration**

**Update On Monitoring Of Coronavirus Outbreak**

The following staff gave brief updates/status of their divisions:

- Bonnie Brueshoff, Public Health Director
- Jean Erickson, Deputy County Manager (Countywide operational status and planning)
- Steve Mielke, Physical Development Director
- Stephanie Radtke, Community Services Deputy Director
- Tom Novak, Public Services and Revenue Director

- James Backstrom, County Attorney
- Tim Leslie, Sheriff

This item was on the agenda for informational purposes only.

**20-172**
**Declaration Of Essential And Priority Services Pursuant To Executive Order 20-20 Directing Minnesotans To Stay At Home**

County Manager Matt Smith briefed this item and responded to questions.

Motion: Joe Atkins Second: Thomas A. Egan

WHEREAS, there is a global COVID-19 (coronavirus) Pandemic; and

WHEREAS, the President of the United States has declared a National Emergency; and

WHEREAS, the Governor of the State of Minnesota has declared a Peacetime Emergency; and

WHEREAS, subject matter experts have determined that proactive measures must be undertaken to reduce the impact of the COVID-19; and

WHEREAS, on March 25, 2020, Governor Tim Walz executed Executive Order 20-20 ("Order") to further reduce the spread of Coronavirus-19 (COVID-19) throughout Minnesota; and

WHEREAS, the Order essentially requires all Minnesotans to "stay at home" beginning March 27 at 11:59 pm, and includes a description of activities and services that are exceptions to the Order; and

WHEREAS, the stay at home provision expires on April 10, 2020, at 5:00 pm, unless extended by a subsequent Executive order; and

WHEREAS, for Minnesota's local governments, the Order defines essential services that must be continued by public employees and contractors by reference to the U.S. Department of Homeland Security Guidance on the Essential Critical Infrastructure Workforce and other services defined in the Order, including public health, law enforcement/public safety, transportation, public works, elections, and housing and homelessness-prevention; and

WHEREAS, in addition to the enumerated essential services, the Order provides for the continuation of all other governmental functions which are necessary to ensure the health, safety, and welfare of the public, to preserve the essential elements of the financial system of government, and to continue priority services as determined by a political subdivision of the State; and

WHEREAS, the Order mandates that in the performance of any of these operations, the County must determine the minimum personnel necessary to maintain these governmental operations and all who can work from home must do so; and

WHEREAS, Dakota County has initiated its continuity of operations plan in response to the COVID-19 Pandemic, and a local emergency was declared in Dakota County on March 17, 2020, and continued by the County Board Commissioner by Resolution No. 20-139 (March 20, 2020); and

WHEREAS, since that time, Dakota County has swiftly adapted its operations and services to continues to provide essential and priority services to the residents of Dakota County while implementing the greatest measures possible to reduce the spread of COVID-19 while maintaining the Board's goal of excellence in public service; and

WHEREAS, a significant portion of the County's workforce is currently working remotely with more transitioning

daily as resources become available and other are continuing to perform essential, and priority functions onsite with measures in place to provide a safe and healthy workplace; and

WHEREAS, by Executive Order 20-18, Governor Walz also extended the closure of bars, restaurants and other places of public accommodation that began on March 17, 2020, until May 1, 2020, at 5:00 pm; and

WHEREAS, Dakota County has also closed all County public-facing services and facilities at the County parks; and

WHEREAS, in furtherance of the recommendations to reduce the spread of COVID-19, Dakota County will continue the closures during the closure of places of public accommodation by Order of Governor Walz; and

WHEREAS, while park facilities are closed, all County parks and trails open-spaces remain open to the public for recreation encouraged by the Order for the welfare of the public; and

WHEREAS, other County public-facing services continue to serve the public through electronic and other means, such as the libraries' online services, more information about the changes in County services is available on the County's website; and

WHEREAS, the County Manager has determined County departments and divisions continue to deliver essential and/or priority services to maintain the public welfare, health, and safety of the public while operating in new ways to reduce the spread of COVID-19; and

WHEREAS, the Dakota County Attorney and the Dakota County Sheriff, as elected officials, have also adapted their operations based on guidance to reduce the spread of COVID-19 and made determinations as to essential and priority functions and appropriate staffing needs, and will continue to do so in response to the COVID-19 Pandemic.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby declares that essential and/or priority functions are performed by all Dakota County departments and divisions to serve the health, safety, and welfare of the public; and

BE IT FURTHER RESOLVED, That in accordance with the delegation of powers by the Dakota County Board of Commissioners for managing the COVID-19 emergency by Resolution No. 20-139, the County Manager shall utilize his authority and discretion to determine the minimum personnel necessary to work at County facilities, except for the Dakota County Attorney and the Dakota County Sheriff operations, to maintain the County's governmental operations and to serve the health, safety, and welfare of the public during the "stay at home" period of the Order.

Ayes: 7 Nays: 0

**County Manager's Report**

County Manager Matt Smith thanked staff and the public during this time of continuous changes.

**Information**

**See Attachment A - Future Board Meetings And Other Board Activities**

**Adjournment**

Motion: Kathleen A. Gaylord Second: Joe Atkins

On a motion by Commissioner Kathleen A. Gaylord, seconded by Commissioner Joe Atkins, the meeting was adjourned at 10:24 a.m.

Mike Slavik
Chair

ATTEST

Matt Smith
County Manager

**DAKOTA COUNTY BOARD OF COMMISSIONERS**

**Acknowledgement Of 2020 Public Health Achievement Award Recipients**

Meeting Date: 4/7/2020
Item Type: Consent-Action
Division: Community Services
Department: Public Health
Contact: Brueshoff, Bonnie
Contact Phone: (651) 554-6103
Prepared by: Luce, Jess

Fiscal/FTE Impact:
☒ None ☐ Other
☐ Current budget ☐ Amendment requested
☐ New FTE(s) requested
Board Goal: A great place to live
Public Engagement Level: N/A

**PURPOSE/ACTION REQUESTED**
Acknowledge the 2020 Public Health Achievement Award recipients.

**SUMMARY**
Under Minn. Stat. § 145A, the Dakota County Board of Commissioners acts as the Community Board of Health and has responsibility to prevent disease and disability and to promote and protect the health and safety of County citizens. The first full week in April is officially designated as National Public Health Week. This year the theme is *Looking Back, Moving Forward*, which recognizes the importance of ensuring conditions where everyone has the opportunity to be healthy. We all have a role to play in healthy places to live, learn, work, and play!

By Resolution No. 00-175 (March 21, 2000), the Dakota County Board of Commissioners established an annual Public Health Achievement Award to recognize and honor the contributions of citizens in Dakota County who devote their time, energy, and talents in their communities. The award is presented in conjunction with National Public Health Week. Awards are made in the following three categories:

- Youth Award – an individual or group, 18 years or younger at the time of nomination
- Individual Award – an individual, 19 years or older at time of nomination
- Community Group Award – an individual group, 19 years or older (community coalitions, partnerships, or organizations)

An announcement of the award, including its categories, criteria, and nomination instructions, was distributed to individuals and groups in the community. Nominations were due on March 4, 2020. The review committee was made up of Public Health staff who reviewed the applications and made recommendations for award recipients.

The award recipients will be announced on April 7, 2020. See Attachment A for a description of each recipient. The award presentation will not occur as part of the County Board meeting on April 7, 2020; it will be rescheduled later this year.

**RECOMMENDATION**
Staff recommends the 2020 Public Health Achievement Awards be presented to:

| **Category** | **Individual/Organization** |
|---|---|
| Youth | 4-H After School Kitchen at Friendly Hills |
| Individual | Alissa Nesvold, Park Nicollet Women's Services |
| Community | The Open Door |

**EXPLANATION OF FISCAL/FTE IMPACTS**
Expenses are nominal and are included in the 2020 Public Health Department Adopted Budget.

**Supporting Documents:**
Attachment A: Award Recipient Biographies

**Previous Board Action(s):**
00-175; 3/21/00

**RESOLUTION**

WHEREAS, under Minn. Stat. § 145A, the Dakota County Board of Commissioners acts as the Community Board of Health and has responsibility to prevent disease and disability and to promote and protect the health and safety of County citizens; and

WHEREAS, the first full week in April is officially designated as National Public Health Week; and

WHEREAS, this year the theme is *Looking Back, Moving Forward*, which recognizes the importance of ensuring conditions where everyone has the opportunity to be healthy; and

WHEREAS, many people in Dakota County contribute time, energy, and talent in their communities to build a healthy Dakota County; and

WHEREAS, by Resolution No. 00-175 (March 21, 2000), the Dakota County Board of Commissioners, desiring to recognize and honor these contributions, established a Public Health Achievement Award to recognize three categories of contributions: youth, individual, and community; and

WHEREAS, nominees were evaluated according to and met criteria for leadership, public health contributions, collaboration, advocacy, role model, and evidence of impact.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby acknowledges the 2020 Public Health Achievement Award to the following individuals and organizations:

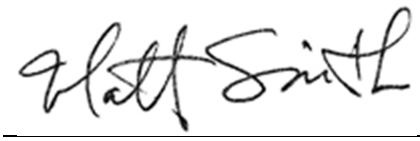
| Category | Individual/Organization |
|---|---|
| Youth | 4-H After School Kitchen at Friendly Hills |
| Individual | Alissa Nesvold, Park Nicollet Women's Services |
| Community | The Open Door |

; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby expresses congratulations and great appreciation for their valuable contributions to the public health mission of bringing people together to create a healthy future for all citizens of Dakota County.

**County Manager's Comments:**

- ☒ Recommend Action
- ☐ Do Not Recommend Action
- ☐ Reviewed---No Recommendation
- ☐ Reviewed---Information Only
- ☐ Submitted at Commissioner Request



County Manager

**Reviewed by (if required):**

- ☒ County Attorney's Office
- ☒ Financial Services
- ☒ Risk Management
- ☐ Employee Relations
- ☐ Information Technology
- ☐ Facilities Management

**2020 PH Achievement Award Winner Bios**

**Youth**

*4-H After School Kitchen at Friendly Hills*

The 4-H After-School Kitchen is a new collaboration between Friendly Hills Middle School and Dakota County 4-H that began late 2019. Through a partnership between Wescott Library, a school-wide survey was distributed to all youth in grades 5-8. Youth selected areas they were interested in learning more about, and cooking and baking were two of the topics identified. Although the family and consumer science classes were removed over 10 years ago, youth are still enthusiastic and passionate around these topics.

Rachel Rezac, the Extension Educator for 4-H Youth Development, Krisi Jacobs, an Instructional Literacy Coach at Friendly Hills Middle School, and Martha Metz, a 4-H adult volunteer, worked together to plan the five-week series that began in February of this year.

Through this program, 5th and 6th graders learned easy to follow recipes using ingredients that are readily available in every community. Some of the youth had little or no experience with following recipes or using common appliances. Now, they have these important life skills. Youth reported learning something new, trying cooking at home, and learning how to make better meals for themselves. The adults served as role models and provided a safe, supportive environment. This program helped guide and encourage youth to try new things in the kitchen and helped build the necessary skills they need to be happy, healthy, successful citizens of Dakota County.

**Individual**

*Alissa Nesvold, Park Nicollet Women's Services*

Alissa is described as an "everyday hero" and "true advocate for public health services for the women she serves". In her role as a Care Coordinator for Park Nicollet Women's Services, Alissa has made more than 40 referrals to Public Health, for child passenger safety, antepartum, postpartum, child growth and development, and parenting home visits. For the pregnant women in her care, she connects them to public health nurses who provide ongoing home visits and support during and after a pregnancy. She does not just give women the information and send them on their way. She takes the time to make referrals ensuring that families are being connected to the right service at the right time. Alissa sees the bigger picture for her patients. She does not do just what is required. She is a fantastic advocate and partner with public health. Many thanks go out to her for her ongoing efforts to improve the lives of people in our community.

**Community**

*The Open Door (Executive Director Jason Viana)*

The Open Door is recognized by peers, local organizations and state agencies as a leader in hunger relief by providing fresh, healthy, culturally-appropriate food for community members in the County. They provide innovative programming, dedicated staff and volunteers, authentic partnerships and timely, responsive action in meeting needs. Their Director, Jason Viana, had

the inspiration, drive, and passion to connect with the County to develop plans to distribute additional food to more residents.

The Open Door's approach is grounded in community engagement and collaborative partnerships with an underlying value in reaching all residents who may be in need. They offer 23 Mobile Food Pantries, including school-based food pantries and a Mobile Lunch Box program, an innovative Garden to Table program which supports over 200 community garden plots, Pop-up Produce stands and its brick-and-mortar food shelf in Eagan.

Recently, The Open Door collaborated with Health Promotion staff for one of our first Latino Community Engagement activities with the Arbor Vista Manufactured Home Community. They distributed fresh fruits and vegetables to 30 households. Finally, The Open Door acts as an advocate for families and a role model for others working on hunger relief.

**DAKOTA COUNTY BOARD OF COMMISSIONERS**

**Authorization To Accept Grant Funds From Minnesota Department Of Health For COVID-19 Response, Execute Related Contracts, And Amend 2020 Public Health Adopted Budget**

Meeting Date: 4/7/2020
Item Type: Consent-Action
Division: Community Services
Department: Public Health
Contact: Brueshoff, Bonnie
Contact Phone: (651) 554-6103
Prepared by: Collette, Colleen

Fiscal/FTE Impact:
☐ None ☐ Other
☐ Current budget ☒ Amendment requested
☐ New FTE(s) requested
Board Goal: A great place to live
Public Engagement Level: N/A

**PURPOSE/ACTION REQUESTED**
Authorize acceptance of grant funds from the Minnesota Department of Health (MDH) for COVID-19 response, execute related contracts, and amend the 2020 Public Health Adopted Budget.

**SUMMARY**
There is a global COVID-19 (coronavirus) pandemic and community transmission in Minnesota. The President of the United States has declared a National Emergency. The Governor of the State of Minnesota has declared a Peacetime Emergency.

By Resolution No. 20-139 (March 20, 2020), the Dakota County Board of Commissioners approved the continuation of the declared local state of emergency as required by Minn. Stat. §12.29 regarding COVID-19 (coronavirus).

Dakota County Board of Commissioners acts as the Community Health Board and has responsibility to prevent disease and disability and to promote and protect the health and safety of County residents. Dakota County Public Health is playing a pivotal role in the response to the novel coronavirus (COVID-19) pandemic. The department is working with organizations at the local, state, and national levels to protect residents and prevent the spread of the disease. Public Health team members are doing a variety of essential tasks, from monitoring infected persons, to tracking who infected persons may have come in contact with, to working with schools and local businesses on healthy messaging and prevention techniques.

In March 2020, The State of Minnesota by and through the Minnesota Department of Health (MDH) approved funding to respond to COVID-19. The state has allocated a total of $7,700,000 to community health boards and $825,000 to tribal governments. The amount of funding that Dakota County is receiving is based on the Public Health Emergency Preparedness (PHEP) funding formula with a base of $75,000. The agreement to use this formula is supported by the State Community Health Services Advisory Committee (SCHSAC) PHEP Oversight Workgroup. Dakota County is considering using the COVID-19 response funds to offset County levy if applicable, County and contracted staff time, purchase and provision of supplies to support the protection of County residents, supplementing community resource needs as identified, and contracting services to augment staff duties and tasks and other ways supported by MDH and as yet to be defined.

On March 20, 2020, MDH provided Dakota County with its COVID-19 response Grant Award in the amount of $393,362.00 for the period of March 3, 2020, through February 1, 2021. These funds will be attached to our Local Public Health Grant; however, these funds must be accounted for and managed as a separate funding source. MDH will be sending the funds very quickly and will be providing more guidance on the use of the funds soon, but the most immediate priority is to get these funds sent to the County. At this time, MDH is unsure if any future additional COVID-19 funds will be made available or what mechanism will be used to distribute future COVID-19 funds.

**RECOMMENDATION**
Staff recommends acceptance of the grant funds in the amount of $393,362, effective March 3, 2020, through February 1, 2021, amendment to the 2020 Public Health Adopted Budget, and execution of related contracts.

**EXPLANATION OF FISCAL/FTE IMPACTS**
Authorization is requested to amend the 2020 Public Health Adopted Budget by $393,362 to reflect the revenues and expenses associated with the COVID-19 response.

**Supporting Documents:**

**Previous Board Action(s):**
20-139; 03/20/20

**RESOLUTION**
WHEREAS, there is a global COVID-19 (coronavirus) pandemic; and

WHEREAS, the President of the United States has declared a National Emergency; and

WHEREAS, the Governor of the State of Minnesota has declared a Peacetime Emergency; and

WHERAS, by Resolution No. 20-139 (March 20, 2020), the Dakota County Board of Commissioners approved the continuation of the declared local state of emergency as required by Minn. Stat. § 12.29 regarding COVID-19 (coronavirus); and

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

WHEREAS, in March 2020, The State of Minnesota by and through the Minnesota Department of Health (MDH) approved funding to respond to COVID-19, allocating a total of $7,700,000 to community health boards and $825,000 to tribal governments; and

WHEREAS, the amount of funding that Dakota County is receiving is based on the Public Health Emergency Preparedness (PHEP) funding formula with a base of $75,000, and the agreement to use this formula is supported by the State Community Health Services Advisory Committee (SCHSAC) PHEP Oversight Workgroup; and

WHEREAS, on March 20, 2020, MDH provided Dakota County with its COVID-19 Response Grant Award in the amount of $393,362 for the period of March 3, 2020, through February 1, 2021, attaching these funds to Dakota County's Local Public Health Grant; however, these funds must be accounted for and managed as a separate funding source; and

WHEREAS, Dakota County Public Health is considering using the COVID-19 Response funds to offset County levy if applicable, County and contracted staff time, purchase and provision of supplies to support the protection of County residents, supplementing community resource needs as identified, and contracting services to augment staff duties and tasks and other ways supported by MDH and as yet to be defined; and

WHEREAS, MDH will be sending the funds very quickly and will be providing more guidance on the use of the funds in the near future, but the most immediate priority is to get these funds send to the County; at this time, MDH is unsure if any future additional COVID-19 funds will be made available or what mechanism will be used to distribute future COVID-19; and

WHEREAS, staff recommends that the Dakota County Board of Commissioners authorizes the Community Services Director to accept the $393,362 MDH COVID-19 Response grant funds; and

WHEREAS, staff recommends an amendment to the 2020 Public Health Adopted budget by $393,362 to reflect the revenues and expenses associated with the COVID-19 response; and

WHEREAS, staff recommends that the Dakota County Board of Commissioners authorizes the Community Services Director to authorize any contracts that result from the need to provide services in relation to the COVID-19 response.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to accept the grant funds for the Dakota County Public Health Department, in the amount of $393,362, effective March 3, 2020, through February 1, 2021; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute any necessary contracts that are a result of the need to provide services in relation to the COVID-19 response; and

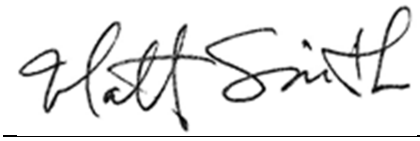
BE IT FURTHER RESOLVED, That unless the grant program requirements change, the Community Services Division Director is hereby authorized to amend the grant to alter the grant term, accept additional grant funds and continue grant-funded FTE's (if relevant), consistent with County contracting policies, and inclusion of grant funds in future yearly recommended and adopted budgets, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to amend the 2020 Public Health Adopted Budget as follows:

| | |
|---|---|
| **Expenses** | |
| Program Expenses | $393,362 |
| **Total Expenses** | **$393,362** |
| | |
| **Revenues** | |
| Public Health Revenue | $393,362 |
| **Total Revenue** | **$393,362** |

**County Manager's Comments:**

- ☒ Recommend Action
- ☐ Do Not Recommend Action
- ☐ Reviewed---No Recommendation
- ☐ Reviewed---Information Only
- ☐ Submitted at Commissioner Request



County Manager

**Reviewed by (if required):**

- ☒ County Attorney's Office
- ☒ Financial Services
- ☒ Risk Management
- ☐ Employee Relations
- ☐ Information Technology
- ☐ Facilities Management

**DAKOTA COUNTY BOARD OF COMMISSIONERS**

**Authorization To Enter Into Joint Powers Agreement With City Of Lakeville And Lakeville Area School District 194 For County Project 9-61, Traffic Study Area Adjacent To Lake Marion Elementary School And Lakeville North High School**

Meeting Date: 4/7/2020
Item Type: Consent-Action
Division: Physical Development
Department: Transportation
Contact: Krebsbach, Mark
Contact Phone: (952) 891-7102
Prepared by: Sebastian, Kristi

Fiscal/FTE Impact:
☐ None ☐ Other
☒ Current budget ☐ Amendment requested
☐ New FTE(s) requested
Board Goal: A great place to live
Public Engagement Level: N/A

**PURPOSE/ACTION REQUESTED**
Authorize execution of a joint powers agreement (JPA) with the City of Lakeville (City) and Lakeville Independent School District 194 (ISD 194) for County Project (CP) 9-61. CP 9-61 is a traffic study in the area of Lake Marion Elementary School and Lakeville North High School located adjacent to CSAH 9 (Dodd Road) in Lakeville.

**SUMMARY**
To provide a safe and efficient transportation system, Dakota County, the City and ISD 194 are proceeding with a traffic study, CP 9-61, in the area adjacent to Lake Marion Elementary School and Lakeville North High School. The study area is bordered by Dodd Boulevard to the east, Kenwood Trail to the south, Ipava Avenue to the west, and Indiana Avenue to the north (Attachment A). The goal of the traffic study is to understand traffic impacts based on current and anticipated development. The City will be the lead agency for the study. The City obtained the services of SEH Consulting Group, Inc., to conduct the study, which will identify development impacts to the area and circulation needs in the future, as noted in the County's transportation plan.

The City anticipates several redevelopments in the area adjacent to Lake Marion Elementary School and Lakeville North High School, which borders CSAH 9, Dodd Road, on the east side. The development includes expansion of Lake Marion Elementary School to accommodate 200 additional students, expansion to the Lakeville Ames Arena and Lakeville North High School Parking Lots, Construction of an indoor practice facility, addition of a Senior living facility, and new Church within the study area. The study will include data collection, traffic analysis, and assessment to understand impacts to the adjacent roadways in consideration of planned development in the area. The study will identify how the roadway system will function in the review of existing traffic and anticipated growth to recommend roadway and on-site facilities improvements as applicable to address traffic movements and safety.

CP 97-207, School Travel Area Safety Assessment, for locations adjacent to County Roadways and State Highways within Dakota County will continue to include Lake Marion Elementary School and Lakeville North High School, which borders CSAH 9, Dodd Road. The focus of the recently awarded countywide School Travel Area Safety Assessment is overall safety for students traveling to and from with a focus on pedestrian and bicycle travel. While the CP 9-61 is focused on assessing vehicular traffic conditions in consideration of upcoming development in and adjacent to the District 194 campus.

An agreement with the City and ISD 194 is necessary to define the costs and responsibilities associated with the study.

**RECOMMENDATION**
Staff recommends entering into a JPA with the City and ISD 194 for CP 9-61 traffic study in the area of Lake Marion Elementary School and Lakeville North High School located adjacent to CSAH 9 in Lakeville.

**EXPLANATION OF FISCAL/FTE IMPACTS**
The 2020 Transportation Capital Improvement Program Adopted Budget contains $400,000 for Professional Services. This study is anticipated to be $31,700, the City, County, and ISD 194 would pay 1/3 (33.33%) of the project costs. An administrative budget amendment of $10,570 was requested to move the funding from the set aside to the project (Attachment B). There are sufficient funds available for this study.

**Supporting Documents:**
Attachment A: Location Map
Attachment B: Financial Summary

**Previous Board Action(s):**

**RESOLUTION**

WHEREAS, to promote a safe and efficient transportation system throughout Dakota County, the County is partnering with the City of Lakeville (City) and Lakeville Independent School District 194 (ISD 194) on County Project (CP) 9-61; and

WHEREAS, CP 9-61 is a traffic study in the area adjacent to Lake Marion Elementary School and Lakeville North High School; and

WHEREAS, the study area is bordered by Dodd Boulevard to the east, Kenwood Trail to the south, Ipava Avenue to the west and Indiana Avenue to the north; and

WHEREAS, the goal of the traffic study is to understand traffic impacts based on current and anticipated development; and

WHEREAS, the study will identify how the roadway system will function in consideration of existing traffic and anticipated development to recommend roadway and on-site facilities improvements as applicable to address traffic movements and safety; and

WHEREAS, the City is the lead for the study; and

WHEREAS, SEH Consulting Group, Inc., has been retained by the City of Lakeville to conduct the study; and

WHEREAS, project costs will be shared evenly amongst the City, County and ISD 194; and

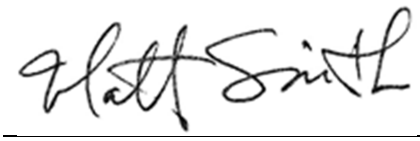
WHEREAS, the County's expected cost for 1/3 of the study is anticipated to be approximately $10,570; and

WHEREAS, staff recommends entering into a joint powers agreement with the City and ISD 194 to define project costs and responsibilities associated with the CP 9-61 study.

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 Lakeville and Independent School District 194 to identify costs, roles, and responsibilities for County Project 9-61, traffic study in the area of Lake Marion Elementary School and Lakeville North High School accordance with County policy, for County Project 9-61, subject to approval by the County Attorney's Office as to form.

**County Manager's Comments:**

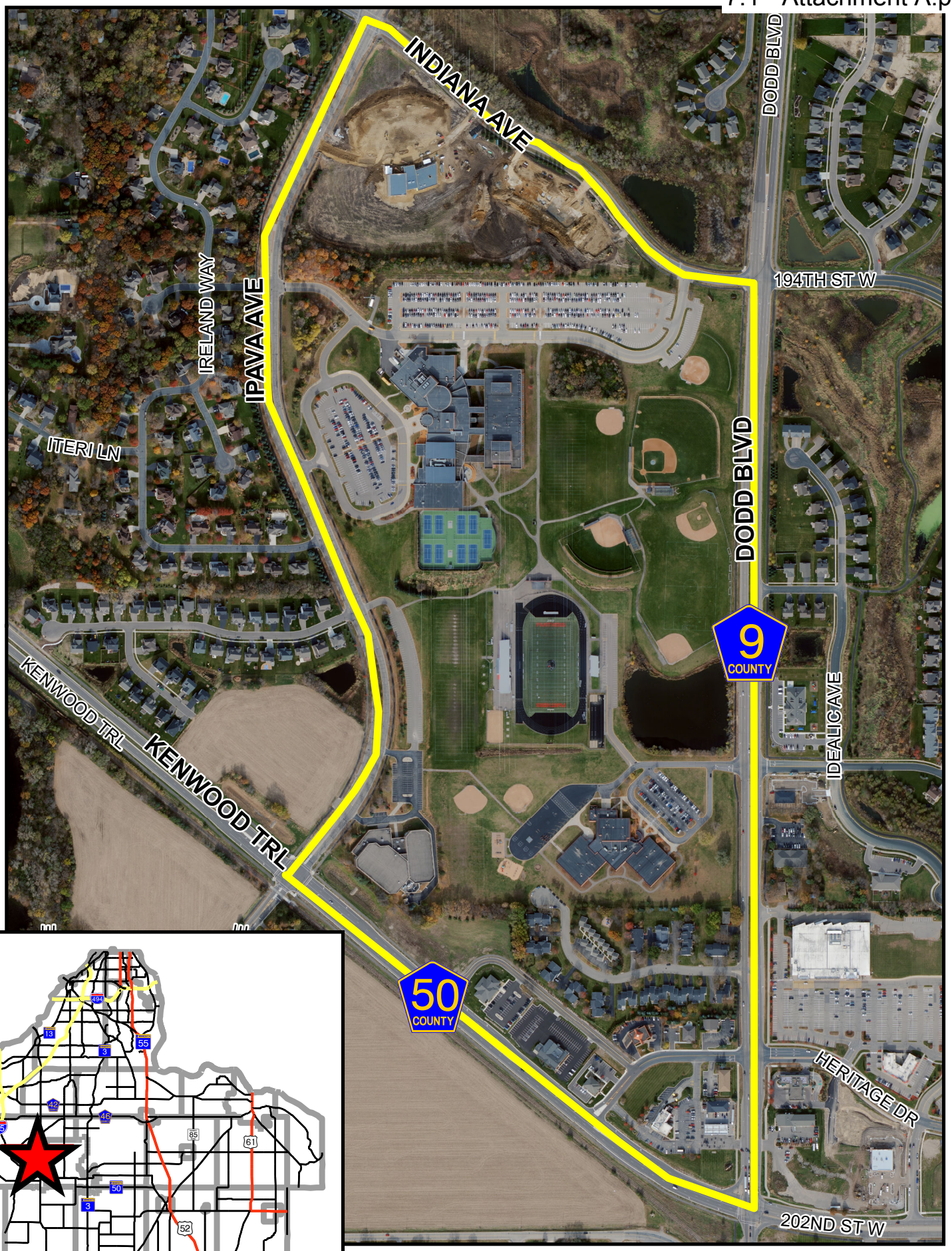
- ☒ Recommend Action
- ☐ Do Not Recommend Action
- ☐ Reviewed---No Recommendation
- ☐ Reviewed---Information Only
- ☐ Submitted at Commissioner Request

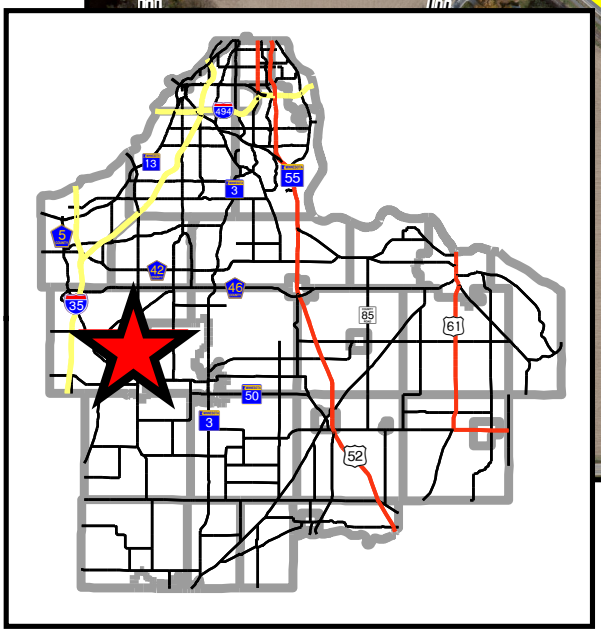


County Manager

**Reviewed by (if required):**

- ☒ County Attorney's Office
- ☒ Financial Services
- ☒ Risk Management
- ☐ Employee Relations
- ☐ Information Technology
- ☐ Facilities Management



Prepared by the Dakota County Transportation Department

# County Project 9-61

**Project 09-61**

| Year | Expense Budget | | | Funding Sources Budget | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|
| | Budget | Proposed RBA | Revised Budget | Current County's Share | Proposed RBA | Revised County's Share | Current Non-County Funding | Proposed RBA | Revised Non-County Funding | **Total Revised Project Funding** |
| Prior to 2020 | - | - | - | - | - | - | - | - | - | **-** |
| 2020 Budget | - | 10,570 | 10,570 | - | 10,570 | 10,570 | - | - | - | **10,570** |
| 2021 Plan | - | | - | - | - | - | - | - | - | **-** |
| 2022 Plan | - | | - | - | - | - | - | - | - | **-** |
| 2023 Plan | - | | - | - | - | - | - | - | - | **-** |
| 2024 Plan | - | | - | - | - | - | - | - | - | **-** |
| *Current CIP Total* | - | *10,570* | *10,570* | - | *10,570* | *10,570* | - | - | - | ***10,570*** |
| Costs Beyond Current CIP | - | | - | - | | - | - | | - | **-** |
| ***Total*** | **-** | ***10,570*** | ***10,570*** | **-** | ***10,570*** | ***10,570*** | **-** | **-** | **-** | ***10,570*** |



7.1 - Attachment B.pdf

**DAKOTA COUNTY BOARD OF COMMISSIONERS**

**Authorization To Purchase Salt Through 2020-2021 State Road Salt Contract**

Meeting Date: 4/7/2020
Item Type: Consent-Action
Division: Physical Development
Department: Transportation
Contact: Krebsbach, Mark
Contact Phone: (952) 891-7102
Prepared by: Howard, Todd

Fiscal/FTE Impact:
☐ None ☒ Other
☐ Current budget ☐ Amendment requested
☐ New FTE(s) requested
Board Goal: A great place to live
Public Engagement Level: N/A

**PURPOSE/ACTION REQUESTED**
Authorize the purchase of road salt through the 2020-2021 State Road Salt Contract (SRSC).

**SUMMARY**
To provide a safe and efficient transportation system, Dakota County (County) uses salt materials to assist with winter snow and ice control on County highways. To secure the lowest salt price for road salt, the County purchases road salt from the vendor selected pursuant to Minnesota's SRSC. The State solicitation for road salt for the 2020-2021 snow and ice season will be issued in April 2020. The County may participate in this program by committing to purchase at least 80 percent, but no more than 120 percent of the County's estimated quantity of road salt needed between June of 2020 and May 2021.

Dakota County has historically purchased 13,000 tons through the SRSC. In 2018, the amount of salt purchased was reduced to 10,000 tons based on salt usage from the previous five years. This reduction was due to better application methods and lower snowfall amounts. The proposed amount of 10,000 tons of road salt for the County, with an estimated unit price of $85.00 per ton through the State Contract. Last year's price was $79.22 per ton through the State Concrete.

In addition, it is estimated that other units of local government that the County has a cooperative purchasing agreement with for salt, will purchase 3,000 tons of road salt from the County totaling $255,000, which will be paid for by those agencies. Typically, other local units of government purchase 2,000 to 3,000 tons of salt from the County each snow and ice season.

**RECOMMENDATION**
Staff recommends authorization to purchase 13,000 tons of road salt at an estimated price of $1,105,000 through the 2020-2021 SRSC.

**EXPLANATION OF FISCAL/FTE IMPACTS**
Sufficient funds for the salt purchase are included in the 2020 Transportation Operating Adopted Budget. However, the SRSC runs from June 2020 through May 2021, and funds have not yet been budgeted for salt that is to be purchased pursuant to the 2020-2021 SRSC for use in 2021. A budget request for the purchase of road salt will be made as part of the 2021 budget process.

**Supporting Documents:** **Previous Board Action(s):**

**RESOLUTION**

WHEREAS, in order to provide a safe and efficient transportation system and secure the lowest price for road salt, Dakota County (County) purchases road salt from the vendor selected pursuant to the State Road Salt Contract (SRSC) process; and

WHEREAS, the SRSC for the 2020-2021 snow and ice season will be issued in April 2020; and

WHEREAS, the County may participate in the solicitation by committing to an estimated quantity of road salt to purchase to assist with winter snow and ice control on County highways; and

WHEREAS, the County is required to purchase at least 80 percent, but no more than 120 percent, of the estimated quantity of road salt needed between June of 2020 and May of 2021; and

WHEREAS, the County's proposed salt use was reduced from 13,000 tons to 10,000 tons in 2018; and

WHEREAS, the estimated cost of 10,000 tons for County use is $850,000, with an estimated unit price of $85.00 per ton through the State Contract; and

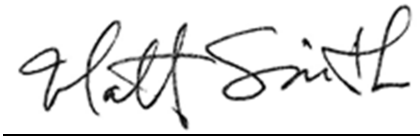
WHEREAS, it is estimated that other units of government that the County has cooperative purchasing agreements with for salt, will purchase 3,000 tons of road salt from the County totaling $255,000, which will be paid for by those agencies; and

WHEREAS, staff recommends authorization of participation in the 2020-2021 SRSC process to purchase 10,000 tons of road salt for county use at an estimated cost of $850,000 and 3,000 tons of road salt for other agencies use at an estimated cost of $255,000.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to purchase 13,000 tons of road salt from June 2020 to May 2021, in the amount of $1,105,000, through the State Road Salt Contract.

**County Manager's Comments:**

- ☒ Recommend Action
- ☐ Do Not Recommend Action
- ☐ Reviewed---No Recommendation
- ☐ Reviewed---Information Only
- ☐ Submitted at Commissioner Request



County Manager

**Reviewed by (if required):**

- ☒ County Attorney's Office
- ☒ Financial Services
- ☒ Risk Management
- ☐ Employee Relations
- ☐ Information Technology
- ☐ Facilities Management

**DAKOTA COUNTY BOARD OF COMMISSIONERS**

**Award Of Bid And Authorization To Execute Contract With Asphalt Surface Technologies dba ASTECH Corp. For Highway And Parking Lot Pavement Preservation Projects And Amend 2020 Transportation Capital Improvement Program Budget, County Project 98-018**

Meeting Date: 4/7/2020
Item Type: Consent-Action
Division: Physical Development
Department: Transportation
Contact: Krebsbach, Mark
Contact Phone: (952) 891-7102
Prepared by: Briol, Jeannine

Fiscal/FTE Impact:
☐ None ☐ Other
☐ Current budget ☒ Amendment requested
☐ New FTE(s) requested
Board Goal: A great place to live
Public Engagement Level: N/A

**PURPOSE/ACTION REQUESTED**

- Award bid to and authorize execution of a contract with Asphalt Surface Technologies dba ASTECH Corp. for County Project 98-018 for 2020 crack sealing and parking lot preservation projects (Attachment A).
- Amend the adopted 2020 Transportation Capital Improvement Program (CIP) budget.

**SUMMARY**

To provide a safe and efficient transportation system, Dakota County undertakes pavement preservation projects on an annual basis to maximize pavement life and minimize pavement life cycle costs. The Transportation Department utilizes a pavement management program to identify pavement segments and the most appropriate pavement preservation treatments on an annual basis. This year's projects are proposed to include crack sealing and parking lot pavement preservation projects. These projects are scheduled to begin in mid-May 2020 and be completed by August 31, 2020.

The 2020 crack sealing projects are located on nine County highway segments, one parking lot, and one park entrance road. Temperature changes have caused slight cracks on these roadways and parking lots, and it is timely now to seal these cracks to extend the life of the pavement. The project will cover approximately 21 miles of County highways. The parking lot is located at the Dakota County Northern Service Center. The Holland Lake entrance road to Lebanon Hills Regional Park is also included in the project. The parking lot and park road are included with highway projects to obtain cost-effective pricing. Sealing pavement cracks before they get too severe is a cost-effective method to prolong the life of the roadways and parking lot.

Bids Received: The pavement preservation project was advertised, and bids were received and tabulated on March 10, 2020. Three bidders submitted bids as follows:

| Bidder | Bid Amount |
|---|---|
| ASTECH Corp. | $318,045.00 |
| Fahrner Asphalt Sealers, Inc. | $432,818.00 |
| Allied Blacktop Co. | $486,775.00 |

**RECOMMENDATION**

The engineer's estimate for this project is $395,440. The lowest responsible bid is $318,045 from ASTECH Corp., which is 19.75 percent under the estimate. Staff recommends awarding the bid to ASTECH Corp.

**EXPLANATION OF FISCAL/FTE IMPACTS**

The 2020 Transportation CIP Adopted Budget includes $6,400,000 for Highway Surface-Bituminous projects. The 2020 Building CIP Adopted Budget includes $985,500 for parking lot crack sealing and repairs. The 2020 Parks CIP Adopted Budget includes $900,000 for system-wide pavement reconstruction. The estimated cost for the Building CIP Budget is $4,135, and the Parks cost is estimated to be $1,930.There is sufficient budget available. Project costs will be directly billed to the Building CIP Budget and the Parks CIP Budget. A budget amendment is requested to move Transportation's share of the funding from the set-aside to the project (Attachment B).

**Supporting Documents:**
Attachment A: Location Map
Attachment B: Financial Summary

**Previous Board Action(s):**

**RESOLUTION**

WHEREAS, Dakota County undertakes pavement preservation projects on an annual basis to maximize pavement life and minimize pavement life cycle costs; and

WHEREAS, the pavement preservation projects were advertised, and bids were received for County Project (CP) 98-018 on March 10, 2020; and

WHEREAS, CP 98-018 includes the crack sealing of approximately 21 miles of County highways and a parking lot at the Dakota County Northern Service Center, and the Holland Lake entrance road to Lebanon Hills Regional Park; and

WHEREAS, the 2020 Transportation Capital Improvement Program (CIP) Adopted Budget includes funding for Highway Surface: Bituminous Projects; and

WHEREAS, the 2020 Building CIP Adopted Budget includes funding for parking lot crack sealing and repairs; and

WHEREAS, the 2020 Parks CIP Adopted Budget includes funding for parking lot system-wide pavement reconstruction; and

WHEREAS, the Transportation Department will provide construction management and inspection for the parking lot and crack sealing; and

WHEREAS, staff recommends awarding the bid to ASTECH Corp.; and

WHEREAS, a budget amendment is necessary to transfer funds from Highway Surface: Bituminous Projects to CP 98-018 for County highway crack sealing.

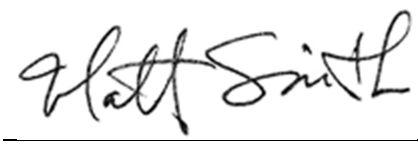
NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby awards the bid to and authorizes the Physical Development Director to execute the contract with Asphalt Surface Technologies Corp., dba ASTECH Corp., for County Project 98-018 in the amount of $318,045 based on their low bid, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the 2020 Transportation Capital Improvement Program Adopted Budget is hereby amended as follows:

| **Expense** | |
|---|---|
| County Project 98-018 | $311,980 |
| Highway Surface: Bituminous Projects | ($311,980) |
| **Total Expense** | **$0** |

**County Manager's Comments:**

- ☒ Recommend Action
- ☐ Do Not Recommend Action
- ☐ Reviewed---No Recommendation
- ☐ Reviewed---Information Only
- ☐ Submitted at Commissioner Request



County Manager

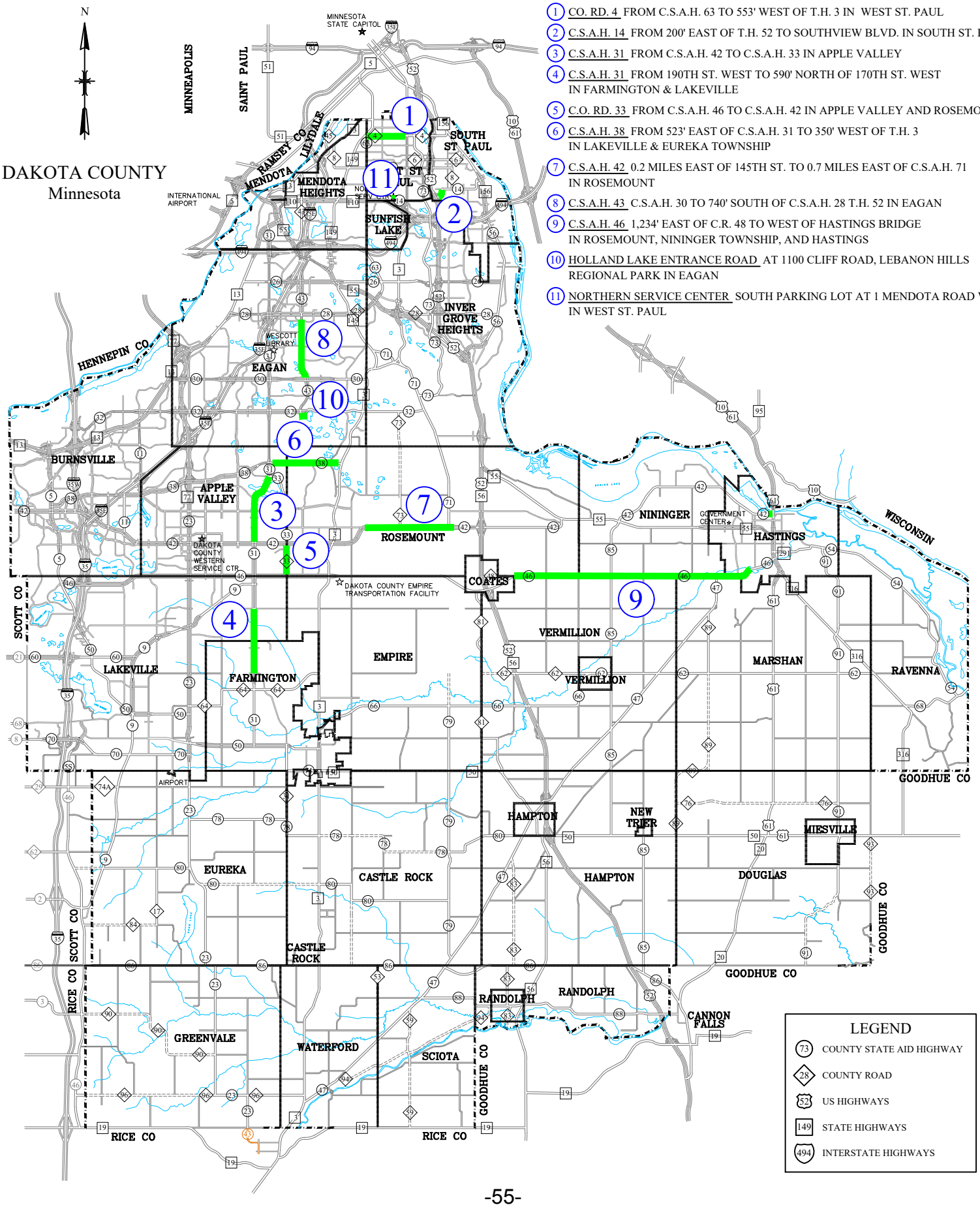
**Reviewed by (if required):**

- ☒ County Attorney's Office
- ☒ Financial Services
- ☒ Risk Management
- ☐ Employee Relations
- ☐ Information Technology
- ☐ Facilities Management

# 2020 CRACK SEALING PROJECTS

## Project Locations

1. CO. RD. 4 FROM C.S.A.H. 63 TO 553' WEST OF T.H. 3 IN WEST ST. PAUL
2. C.S.A.H. 14 FROM 200' EAST OF T.H. 52 TO SOUTHVIEW BLVD. IN SOUTH ST. PAUL
3. C.S.A.H. 31 FROM C.S.A.H. 42 TO C.S.A.H. 33 IN APPLE VALLEY
4. C.S.A.H. 31 FROM 190TH ST. WEST TO 590' NORTH OF 170TH ST. WEST IN FARMINGTON & LAKEVILLE
5. C.O. RD. 33 FROM C.S.A.H. 46 TO C.S.A.H. 42 IN APPLE VALLEY AND ROSEMOUNT
6. C.S.A.H. 38 FROM 523' EAST OF C.S.A.H. 31 TO 350' WEST OF T.H. 3 IN LAKEVILLE & EUREKA TOWNSHIP
7. C.S.A.H. 42 0.2 MILES EAST OF 145TH ST. TO 0.7 MILES EAST OF C.S.A.H. 71 IN ROSEMOUNT
8. C.S.A.H. 43 C.S.A.H. 30 TO 740' SOUTH OF C.S.A.H. 28 T.H. 52 IN EAGAN
9. C.S.A.H. 46 1,234' EAST OF C.R. 48 TO WEST OF HASTINGS BRIDGE IN ROSEMOUNT, NININGER TOWNSHIP, AND HASTINGS
10. HOLLAND LAKE ENTRANCE ROAD AT 1100 CLIFF ROAD, LEBANON HILLS REGIONAL PARK IN EAGAN
11. NORTHERN SERVICE CENTER SOUTH PARKING LOT AT 1 MENDOTA ROAD W. IN WEST ST. PAUL




LEGEND

- 73 COUNTY STATE AID HIGHWAY
- 28 COUNTY ROAD
- 52 US HIGHWAYS
- 149 STATE HIGHWAYS
- 494 INTERSTATE HIGHWAYS

**Project 98-018**

| Year | Expense Budget | | | Funding Sources Budget | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|
| | Budget | Proposed RBA | Revised Budget | Current County's Share | Proposed RBA | Revised County's Share | Current Non-County Funding | Proposed RBA | Revised Non-County Funding | **Total Revised Project Funding** |
| Prior to 2020 | - | - | - | - | - | - | - | - | - | **-** |
| 2020 Budget | - | 311,980 | 311,980 | - | 311,980 | 311,980 | - | - | - | **311,980** |
| 2021 Plan | - | | - | - | - | - | - | - | - | **-** |
| 2022 Plan | - | | - | - | - | - | - | - | - | **-** |
| 2023 Plan | - | | - | - | - | - | - | - | - | **-** |
| 2024 Plan | - | | - | - | - | - | - | - | - | **-** |
| *Current CIP Total* | - | *311,980* | *311,980* | - | *311,980* | *311,980* | - | - | - | ***311,980*** |
| Costs Beyond Current CIP | - | | - | - | | - | - | | - | **-** |
| ***Total*** | **-** | ***311,980*** | ***311,980*** | **-** | ***311,980*** | ***311,980*** | **-** | **-** | **-** | ***311,980*** |



7.3 - Attachment B.pdf

**DAKOTA COUNTY BOARD OF COMMISSIONERS**

**Award Of Bid And Authorization To Execute Contract With Fitzgerald Excavating And Trucking Inc. For County Project 78-10**

Meeting Date: 4/7/2020
Item Type: Consent-Action
Division: Physical Development
Department: Transportation
Contact: Krebsbach, Mark
Contact Phone: (952) 891-7102
Prepared by: Anton, Tom

Fiscal/FTE Impact:
☐ None ☐ Other
☒ Current budget ☐ Amendment requested
☐ New FTE(s) requested
Board Goal: A great place to live
Public Engagement Level: Level 2 - Discuss

**PURPOSE/ACTION REQUESTED**
Award bid and authorize execution of a contract with Fitzgerald Excavating & Trucking Inc. for County Project (CP) 78-10 in Castle Rock Township.

**SUMMARY**
To provide a safe and efficient transportation system, Dakota County is proceeding with CP 78-10, which is the reconstruction and bituminous paving of County State Aid Highway (CSAH) 78 (240th Street/Alverno Avenue/245th Street) from Trunk Highway 3 to CSAH 79 (Blaine Avenue) including the realignment of CSAH 78 east of Alverno Avenue (Attachment A). By Resolution No. 19-516 (May 7, 2019), the County Board adopted the east alignment alternative for CP 78-10.

This section of CSAH 78 was originally constructed in 1941 and 1954. The existing gravel highway is substandard for an east-west County highway. The reconstruction project will add paved roadway surface and shoulders, turn lanes or bypass lanes at intersections, and improve drainage with proper culvert sizing. The project also includes the construction of a wetland basin adjacent to CSAH 78 for nitrate treatment. In a separate County Board item presented at this meeting, a joint powers agreement with the Vermillion River Watershed Joint Powers Organization (VRWJPO) is necessary to identify maintenance and cost-sharing responsibilities for the treatment basin.

Timeline: The project is scheduled to begin later in April 2020 and be completed by the end of October 2020.

Incentive: In accordance with Minnesota Department of Transportation Standard Specifications for Construction, the contractor will be eligible for up to a $90,000 incentive for actual pavement quality based on density and smoothness specifications. The pavement will be tested following highway construction to determine the amount of the incentive if any.

Bids Received: Bids were received and tabulated on March 10, 2020. Four bidders submitted bids as follows:

| Bidder | Bid Amount |
|---|---|
| Fitzgerald Excavating & Trucking Inc. | $6,201,059.75 |
| A-1 Excavating, Inc. | $7,041,821.86 |
| Northland Grading and Excavating | $7,800,000.00 |
| Shafer Contracting Co., Inc. | $7,968,023.38 |

The engineer's estimate for CP 78-10 is $7,106,090. The lowest responsive and responsible bid is $6,201,059.75 from Fitzgerald Excavating & Trucking Inc., which is 12.7 percent under the estimate.

**RECOMMENDATION**
Staff recommends awarding the bid to Fitzgerald Excavating & Trucking Inc.

**EXPLANATION OF FISCAL/FTE IMPACTS**
The 2020 Transportation Capital Improvement Program Adopted Budget includes $7,200,000 for the construction of CP 78-10 (Attachment B). The cost-share from the VRWJPO, including grant funds, is $33,700 based on the low bid.

**Supporting Documents:**
Attachment A: Project Map
Attachment B: Financial Summary

**Previous Board Action(s):**
19-516: 5/7/19

**RESOLUTION**

WHEREAS, to provide a safe and efficient transportation system, Dakota County is proceeding with County Project (CP) 78-10; and

WHEREAS, CP 78-10 is the reconstruction and paving of County State Aid Highway (CSAH) 78 (240th Street/Alverno Avenue/245th Street) from Trunk Highway 3 to CSAH 79 (Blaine Avenue) including the realignment of CSAH 78 east of Alverno Avenue; and

WHEREAS, the 2020 Transportation Capital Improvement Program Adopted Budget includes adequate funding for the construction of CP 78-10; and

WHEREAS, the bid of Fitzgerald Excavating & Trucking Inc. in the amount of $6,201,059.75 was the lowest responsive and responsible bid received; and

WHEREAS, Fitzgerald Excavating & Trucking Inc. will be eligible for up to a $90,000 incentive for constructing pavements that exceed density and smoothness specifications; and

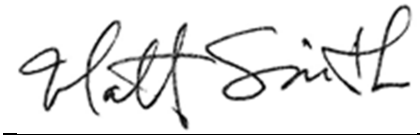
WHEREAS, staff recommends awarding the bid to Fitzgerald Excavating & Trucking Inc.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby awards the bid to and authorizes the Physical Development Director to execute the contract with Fitzgerald Excavating & Trucking Inc. for County Project 78-10, in the amount of $6,201,059.75 based on their low bid, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the contract amount may be increased by up to $90,000 for the additional cost of pavement incentives met by Fitzgerald Excavating & Trucking Inc. as specified in the contract documents.

**County Manager's Comments:**

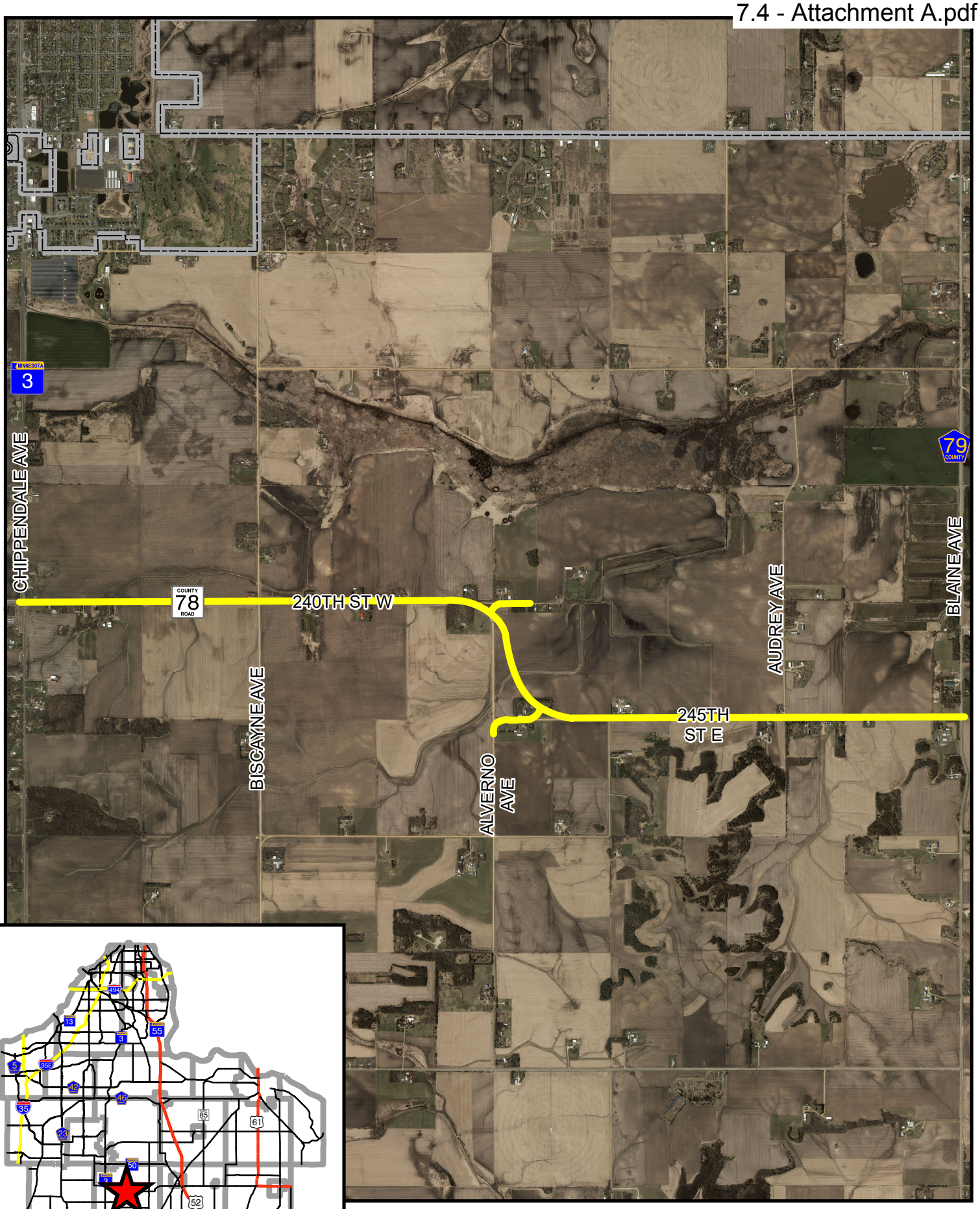
- ☒ Recommend Action
- ☐ Do Not Recommend Action
- ☐ Reviewed---No Recommendation
- ☐ Reviewed---Information Only
- ☐ Submitted at Commissioner Request

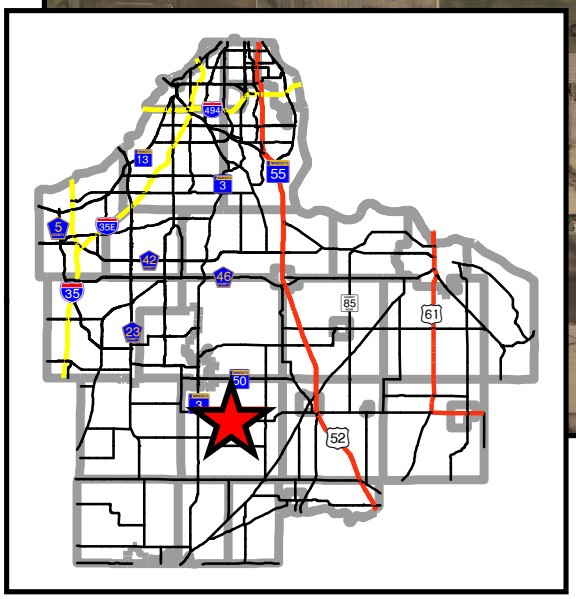


County Manager

**Reviewed by (if required):**

- ☒ County Attorney's Office
- ☒ Financial Services
- ☒ Risk Management
- ☐ Employee Relations
- ☐ Information Technology
- ☐ Facilities Management



Prepared by the Dakota County Transportation Department

# County Project 78-10

**Project 78-10**

| Year | Expense Budget | | | Funding Sources Budget | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|
| | Budget | Proposed RBA | Revised Budget | Current County's Share | Proposed RBA | Revised County's Share | Current Non-County Funding | Proposed RBA | Revised Non-County Funding | **Total Revised Project Funding** |
| Prior to 2020 | 1,111,200 | - | 1,111,200 | 1,111,200 | - | 1,111,200 | - | - | - | **1,111,200** |
| 2020 Budget | 7,200,000 | - | 7,200,000 | 4,749,925 | - | 4,749,925 | 2,450,075 | - | 2,450,075 | **7,200,000** |
| 2021 Plan | - | | - | - | - | - | - | - | - | **-** |
| 2022 Plan | - | | - | - | - | - | - | - | - | **-** |
| 2023 Plan | - | | - | - | - | - | - | - | - | **-** |
| 2024 Plan | - | | - | - | - | - | - | - | - | **-** |
| *Current CIP Total* | *7,200,000* | - | *7,200,000* | *4,749,925* | - | *4,749,925* | *2,450,075* | - | *2,450,075* | ***7,200,000*** |
| Costs Beyond Current CIP | - | | - | - | | - | - | | - | **-** |
| ***Total*** | ***8,311,200*** | ***-*** | ***8,311,200*** | ***5,861,125*** | ***-*** | ***5,861,125*** | ***2,450,075*** | ***-*** | ***2,450,075*** | ***8,311,200*** |



7.4 - Attachment B.pdf

**DAKOTA COUNTY BOARD OF COMMISSIONERS**

**Authorization To Execute Joint Powers Agreement With Vermillion River Watershed Joint Powers Organization For County Project 78-10 And Amend 2020 Transportation Capital Improvement Program Budget**

Meeting Date: 4/7/2020
Item Type: Consent-Action
Division: Physical Development
Department: Transportation
Contact: Krebsbach, Mark
Contact Phone: (952) 891-7102
Prepared by: Anton, Tom

Fiscal/FTE Impact:
☐ None ☐ Other
☐ Current budget ☒ Amendment requested
☐ New FTE(s) requested
Board Goal: A great place to live
Public Engagement Level: Level 2 - Discuss

**PURPOSE/ACTION REQUESTED**

- Authorize execution of a joint powers agreement (JPA) with Vermillion River Watershed Joint Powers Organization (VRWJPO) for County Project (CP) 78-10 in Castle Rock Township.
- Amend the 2020 Transportation Capital Improvement Program (CIP) Adopted Budget.

**SUMMARY**

To provide a safe and efficient transportation system, Dakota County is proceeding with CP 78-10, which is the reconstruction and paving of County State Aid Highway (CSAH) 78 (240th Street/Alverno Avenue/245th Street) from Trunk Highway 3 to CSAH 79 (Blaine Avenue) in Castle Rock Township (Attachment A). Construction is scheduled to begin in April 2020.

The CSAH 78 project limits are adjacent to a tributary of the south branch of the Vermillion River. The southern branch of the Vermillion River and upstream tributaries are considered significant sources of nitrate-based on VRWJPO and County studies. The VRWJPO has developed construction solutions to incorporate nitrate treatment into highway reconstruction projects. The project includes the construction of a basin with enhanced soil media for nitrate treatment at CSAH 78 and Biscayne Avenue (Attachment B). Storm water and runoff from farmland drain tile will be contained and treated within the basin before continuing on within the south branch drainage area.

The VRWJPO applied for and was awarded a grant from the Minnesota Board of Water and Soil Resources to construct the nitrate treatment basin. The grant requires a local match. The VRWJPO has allocated funding for the local match.

A JPA with the VRWJPO is necessary to outline the responsibilities for construction and ongoing maintenance of the basin constructed in CP 78-10.

**RECOMMENDATION**

Staff recommends execution of a JPA with the VRWJPO for the construction and maintenance of the nitrate treatment basin to be included in CP 78-10.

**EXPLANATION OF FISCAL/FTE IMPACTS**

The 2020 Transportation CIP Adopted Budget includes $7,200,000 for the construction of CP 78-10 (Attachment C). The lowest responsive and responsible bid is $6,201,059.75. The various cost shares are Dakota County Transportation $6,167,360, Grant funds $26,960, and VRWJPO funds $6,740. A budget amendment is requested to account for the grant funding and local funds from the VRWJPO.

**Supporting Documents:**
Attachment A: Project Map
Attachment B: Basin Location
Attachment C: Financial Summary

**Previous Board Action(s):**

**RESOLUTION**

WHEREAS, to provide a safe and efficient transportation system, Dakota County is proceeding with County Project (CP) 78-10; and

WHEREAS, CP 78-10 is the reconstruction and paving of County State Aid Highway (CSAH) 78 (240th Street/Alverno Avenue/245th Street) from Trunk Highway 3 to CSAH 79 (Blaine Avenue) in Castle Rock Township; and

WHEREAS, CP 78-10 project limits are adjacent to a tributary of the south branch of the Vermillion River, and the southern branch of the Vermillion River and upstream tributaries are considered significant sources of nitrate-based on VRWJPO and County studies; and

WHEREAS, the VRWJPO has developed construction solutions to incorporate nitrate treatment into highway reconstruction projects, and CP 78-10 includes the construction of a basin with enhanced soil media for nitrate treatment at CSAH 78 and Biscayne Avenue; and

WHEREAS, the VRWJPO applied for and was awarded a grant from the Minnesota Board of Water and Soil Resources to construct the nitrate treatment basin within CP 78-10, and the grant requires a local match; and

WHEREAS, a joint powers agreement with the VRWJPO, is necessary to outline the responsibilities for construction and ongoing maintenance of the basin constructed in CP 78-10.

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 Vermillion River Watershed Joint Powers Organization for the construction and maintenance of the nitrate treatment basin to be included in County Project 78-10, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the 2020 Transportation Capital Improvement Program Adopted Budget is hereby amended as follows:

| | |
|---|---|
| **Expense** | |
| County Project 78-10 | $33,700 |
| **Total Expense** | **$33,700** |
| | |
| **Revenue** | |
| Grant funds | $26,960 |
| VRWJPO funds | $ 6,740 |
| **Total Revenue** | **$33,700** |

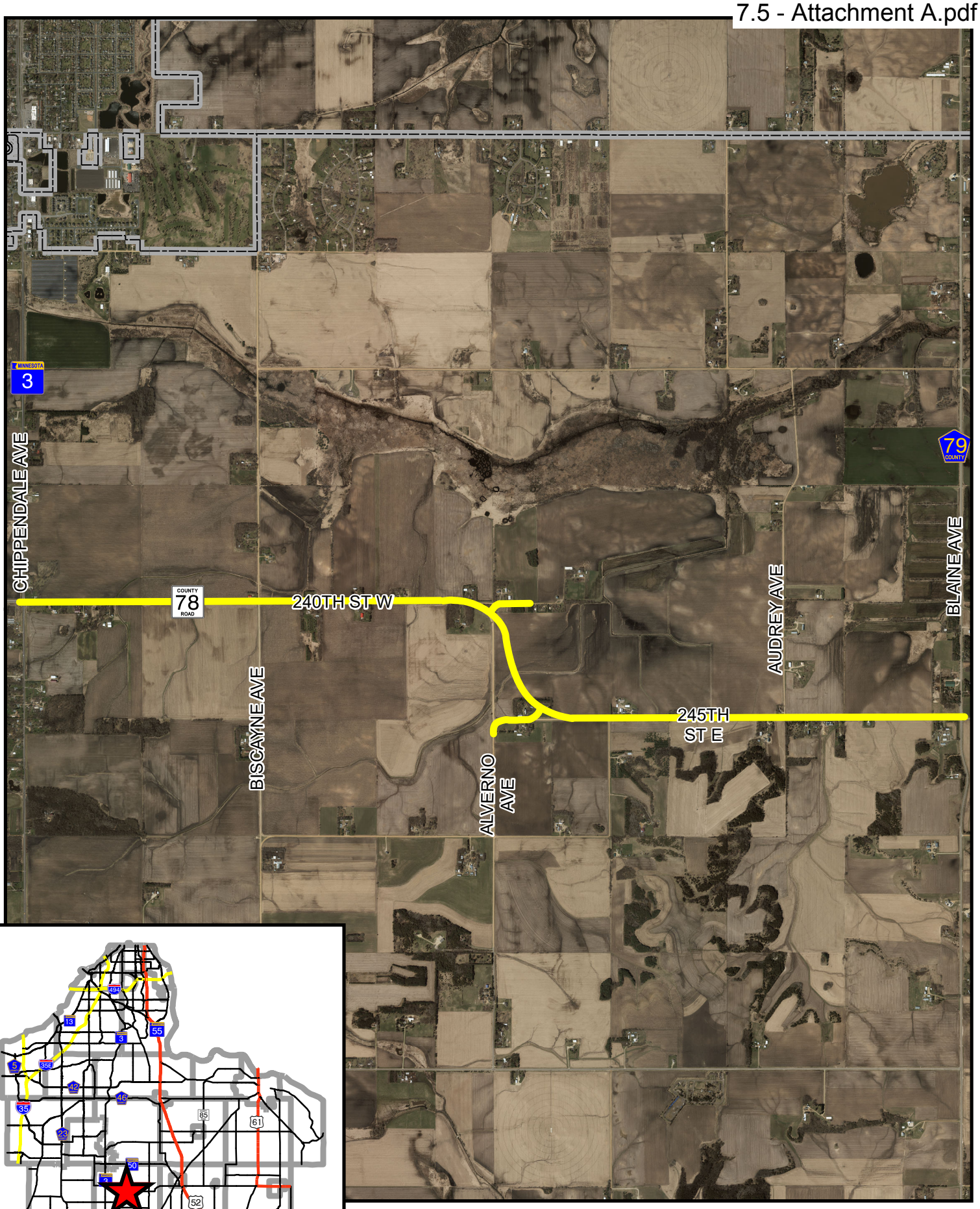
**County Manager's Comments:**

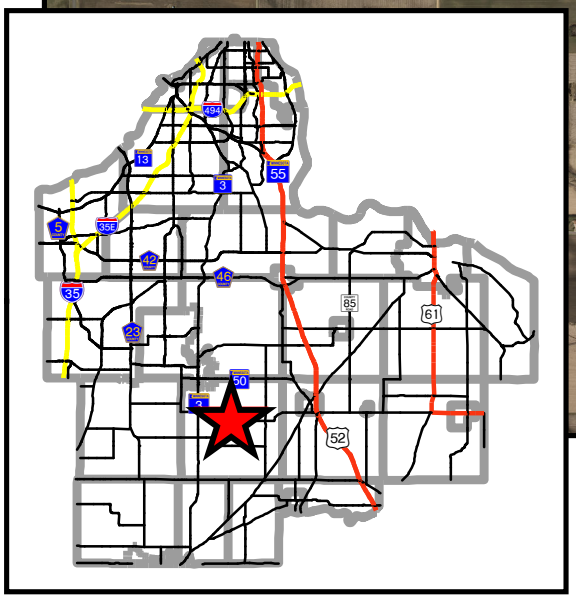
- ☒ Recommend Action
- ☐ Do Not Recommend Action
- ☐ Reviewed---No Recommendation
- ☐ Reviewed---Information Only
- ☐ Submitted at Commissioner Request

County Manager

**Reviewed by (if required):**

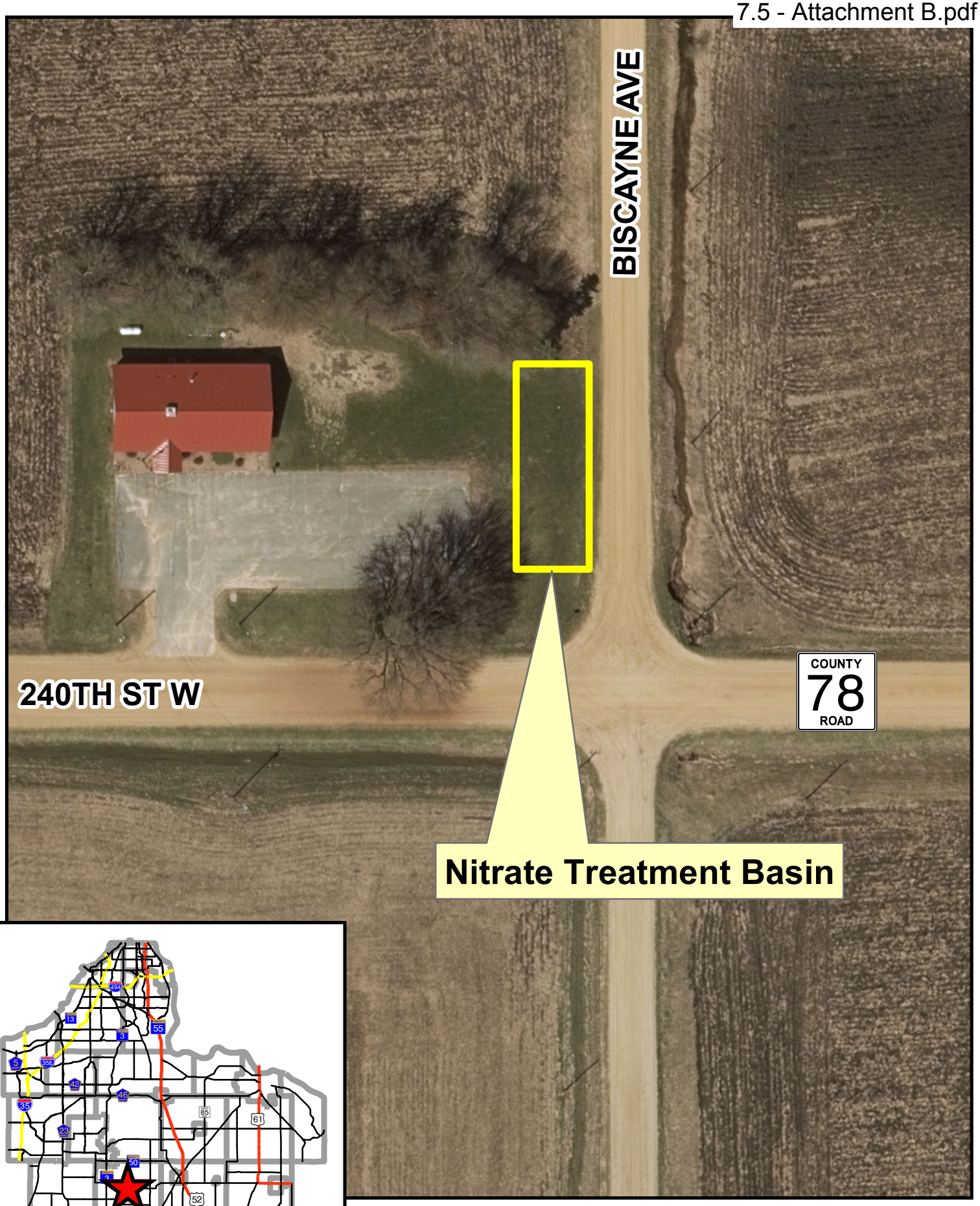
- ☒ County Attorney's Office
- ☒ Financial Services
- ☒ Risk Management
- ☐ Employee Relations
- ☐ Information Technology
- ☐ Facilities Management

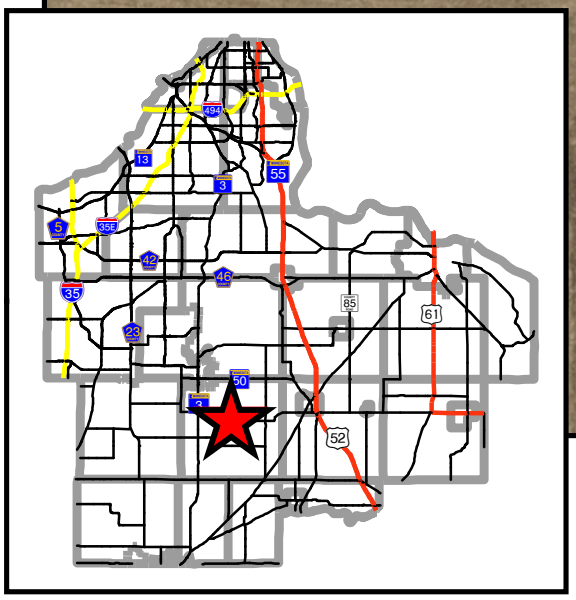


Prepared by the Dakota County Transportation Department

# County Project 78-10



Prepared by the Dakota County Transportation Department

**County Project 78-10**
**Nitrate Treatment Basin**

**Project 78-10**

| Year | Expense Budget | | | Funding Sources Budget | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|
| | Budget | Proposed RBA | Revised Budget | Current County's Share | Proposed RBA | Revised County's Share | Current Non-County Funding | Proposed RBA | Revised Non-County Funding | **Total Revised Project Funding** |
| Prior to 2020 | 1,111,200 | - | 1,111,200 | 1,111,200 | - | 1,111,200 | - | - | - | **1,111,200** |
| 2020 Budget | 7,200,000 | - | 7,200,000 | 4,749,925 | - | 4,749,925 | 2,450,075 | - | 2,450,075 | **7,200,000** |
| 2021 Plan | - | | - | - | - | - | - | - | - | **-** |
| 2022 Plan | - | | - | - | - | - | - | - | - | **-** |
| 2023 Plan | - | | - | - | - | - | - | - | - | **-** |
| 2024 Plan | - | | - | - | - | - | - | - | - | **-** |
| *Current CIP Total* | *7,200,000* | - | *7,200,000* | *4,749,925* | - | *4,749,925* | *2,450,075* | - | *2,450,075* | ***7,200,000*** |
| Costs Beyond Current CIP | - | | - | - | | - | - | | - | **-** |
| ***Total*** | ***8,311,200*** | ***-*** | ***8,311,200*** | ***5,861,125*** | ***-*** | ***5,861,125*** | ***2,450,075*** | ***-*** | ***2,450,075*** | ***8,311,200*** |



7.5 - Attachment C.pdf

**DAKOTA COUNTY BOARD OF COMMISSIONERS**

**Authorization To Execute Contract With Wold Architects And Engineers For Professional Design Services For Judicial Center And Administration Center Projects**

Meeting Date: 4/7/2020
Item Type: Consent-Action
Division: Physical Development
Department: Parks, Facilities, and Fleet Management
Contact: Hoopingarner, Taud
Contact Phone: (952) 891-7004, (651) 438-4416
Prepared by: Bremer, Trish

Fiscal/FTE Impact:
☐ None ☐ Other
☒ Current budget ☐ Amendment requested
☐ New FTE(s) requested
Board Goal: Excellence in public service
Public Engagement Level: N/A

**PURPOSE/ACTION REQUESTED**
Authorize execution of a contract with Wold Architects and Engineers for professional design services for the Judicial Center (JDC) Lower Level Courts Area Renovation and the JDC and Administration Center (ADC) Railing Code Modifications Projects.

**SUMMARY**
As the number of court cases has steadily increased over the years, the demand for Courtrooms and supporting spaces has increased as well. Ongoing changes in process led to identifying specific needs for additional meeting rooms to support the Juvenile Courts area on the Lower Level of the JDC, and to separate functional staff use areas.

A separate project was identified to modify the railings at the main stairways in the JDC and the ADC to meet current building codes. Code compliance deficiencies at these main stairways were confirmed through the 2019 ADA/Accessibility Assessment and Barrier Removal Plan. The County is committed to improving non-compliant items, including the railings at these stairways that serve as part of the main public circulation routes through these two buildings.

Through preliminary feasibility studies, it became clear that the resulting design solution to either of these two projects may impact the other. For this reason, staff believes there will be a benefit to completing the design services for both projects simultaneously under one effort to ensure that the selected design solution for each project will consider the other project and will not negatively impact the other.

Capital Projects Management staff developed a Request for Proposals (RFP) for professional design services. The RFP was issued to ten consultant firms on February 13, 2020. Three Proposal Responses were received on March 5, 2020. After review and evaluation of the Proposal Responses, staff reached a unanimous decision to recommend Wold Architects and Engineers to provide the specified professional design services on these projects (Attachment A).

The design for these two projects will begin in May 2020 with the JDC and ADC railings project proceeding quicker than the JDC lower-level courts space. The railings will be under design from May through July 2020 with construction in October and November 2020. The lower level courts space will be under design from May through October 2020 with construction to start in early 2021.

**RECOMMENDATION**
Staff recommends a professional design services contract for the JDC Lower Level Courts Area Renovation and the JDC and ADC Railing Code Modifications Projects be awarded to Wold Architects and Engineers, in an amount not to exceed $108,000.

**EXPLANATION OF FISCAL/FTE IMPACTS**
The 2020-2024 Building CIP Adopted Budget for these two projects totals $1,550,000. There is sufficient funding to award the design contract.

**Supporting Documents:**
Attachment A: Consultant Evaluation Summary

**Previous Board Action(s):**

**RESOLUTION**

WHEREAS, the 2020-2024 Building Capital Improvement Program (CIP) Adopted Budget includes projects to renovate the Judicial Center (JDC) Lower Level Courts Area and to modify the JDC and Administration Center (ADC) Stair Railings to meet current building codes; and

WHEREAS, the scope of the work for each project includes professional design services; and

WHEREAS, a Request for Proposals for professional design services was prepared and issued on February 13, 2020; and

WHEREAS, three Proposal Responses were received on March 5, 2020; and

WHEREAS, following the proposal response evaluations and discussion staff reached a unanimous decision to recommend Wold Architects and Engineers as the consultant firm to provide the specified professional design services for these two projects; and

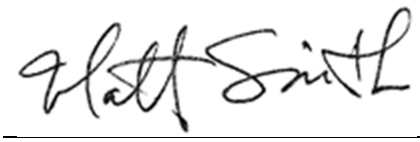
WHEREAS, Wold Architects and Engineers has submitted a total fee proposal of $108,000 for professional design services; and

WHEREAS, sufficient funds are available within the 2020-2024 Building CIP Adopted Budget for these projects.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Parks, Facilities, and Fleet Management Director to execute a professional services contract with Wold Architects and Engineers, 332 Minnesota Street, Suite W2000, Saint Paul, MN 55101 for the Judicial Center Lower Level Courts Area Renovation and the Judicial Center and Administration Center Railing Code Modifications Projects, in an amount not to exceed $108,000, subject to approval by the County Attorney's Office as to form.

**County Manager's Comments:**

- ☒ Recommend Action
- ☐ Do Not Recommend Action
- ☐ Reviewed---No Recommendation
- ☐ Reviewed---Information Only
- ☐ Submitted at Commissioner Request



County Manager

**Reviewed by (if required):**

- ☒ County Attorney's Office
- ☒ Financial Services
- ☒ Risk Management
- ☐ Employee Relations
- ☐ Information Technology
- ☐ Facilities Management

# Consultant Evaluation Summary for Project: B10070 JDC Lower Level Courts Area Renovation and B10067JDC & ADC Railing Code Modifications

## Consulting Services Information

**Consultant Services Description:**
This Consultant will provide professional design services for remodeling the JDC Lower Level Courts Area and for the JDC & ADC Railing Code Modifications. Note: these are two separate approved and budgeted projects, but design services through the SD phase will be combined into one effort as they may impact each other.

**Scope of Consultant Services:**
Architectural, interior design and supporting mechanical and electrical engineering design services to remodel the JDC Lower Level Courts Area and for the JDC & ADC Railing Code Modifications. Design solutions for both projects should be developed through Schematic Design to make sure any impacts from one project are considered for the other. After the SD phase, the two projects may proceed on separate schedules.

**Deliverables:**
The Consultant will provide Program Confirmation, Schematic Design options, Schematic Design documents to be used for budget estimating and presentation to the Board for review and approval, Design Development documents, Construction Documents, assistance during bidding including Addendum, Construction Administration services and Project Closeout Documents (Record Drawings). Specific deliverables per major design phase are listed in the RFP.

**Public Engagement:**
Not applicable.

**Schedule:**
Design services for this project will commence after a contract is executed for the services, which is estimated to happen by the end of April 2020. Program Confirmation and Schematic Design will occur through the months of May and June, with the goal of requesting the Board's approval of the Schematic Design in mid-June. Following approval, these two projects may proceed on individual schedules with the Railing Code Modifications project being complete as early as the end of 2020. The Lower Level Courts Area Renovation project will likely not begin construction until early 2021, with planned completion by mid-year 2021.

## Consultant Selection Summary

**Request for Proposals (RFP):**
The RFP for the requested consultant services was released on 02/13/2020 and emailed to the following ten consultant firms: BKV, BWBR, CDG, DLR, DSGW, LHB, Mohagen Hansen Architecture, PDI Design Group, TKDA and Wold. These ten firms were selected because of their firm abilities and previous experience with similar project types.

Three proposal responses were submitted to the County by the due date of 03/05/2020. These were received from BKV, CDG and Wold. Three consultant firms declined to submit a proposal

response and informed the County of their decision in an email message. The County received no response or acknowledgement from the other four firms.

**Proposal Response Evaluation Criteria:**
The proposals were evaluated and ranked based on the following criteria, which were listed in the RFP:

1. Firm History and Information
2. Project Team and Team Member Experience
3. Project Approach and Schedule
4. Firm Experience and References
5. Contract and Conditions
6. Fee Proposal

**Evaluation Results:**
The three proposal responses were reviewed by staff from Dakota County Facilities Management (Jay Biedny, Randy Hansen, Mike Lexvold, Anna Smoler-Jacobsen and Trish Bremer). Proposals were reviewed and rated independently by review team members. The review team members met on 03/12/2020 to discuss the proposals, the evaluations/ratings and to reach consensus on which firms to shortlist for interviews.

Staff initially planned to conduct interviews of the shortlisted consultant teams on 03/19/2020 before making a final decision on which consultant to recommend. Due to the number of proposal responses received and budget limits, the review team was able to reach a decision on which consultant to recommend without conducting interviews.

**Summary of Proposed Fees:**
BKV = $196,375
CDG = $99,345
Wold = $108,000

**Award:**
After following the process outlined above, the review team of Facilities Management staff recommends awarding a contract for professional services to Wold Architects and Engineers. The review team unanimously selected Wold due to: their work experience with similar project types; their previous work experience in these specific facilities; their thorough project approach and understanding; and their cost/value.

**DAKOTA COUNTY BOARD OF COMMISSIONERS**

**Approval Of Countywide Accessibility Compliance And Barrier Removal Implementation Plan**

Meeting Date: 4/7/2020
Item Type: Consent-Action
Division: Physical Development
Department: Parks, Facilities, and Fleet Management
Contact: Hoopingarner, Taud
Contact Phone: (952) 891-7004, (651) 438-4416
Prepared by: Bremer, Trish

Fiscal/FTE Impact:
☐ None ☐ Other
☒ Current budget ☐ Amendment requested
☐ New FTE(s) requested
Board Goal: Excellence in public service
Public Engagement Level: N/A

**PURPOSE/ACTION REQUESTED**
Approval of the Countywide Accessibility Compliance and Barrier Removal Implementation Plan. The 2020–2024 Building Capital Improvement Program (CIP) Adopted Budget includes funding for this effort.

**SUMMARY**
In 2018–2019, the County hired an external consultant to complete a review of all County facilities for accessibility compliance. Oertel Architects was hired to complete this effort, which resulted in the Dakota County ADA/Accessibility Assessment and Barrier Removal Plan Report. This document includes a prioritized listing of all non-compliant items for each County facility along with a possible correction for each item to meet current codes and standards.

Over 1,100 items were noted as being non-compliant in 59 of the County's facilities. The list included minor items such as the height of coat hooks and outlets to major items such as non-accessible restrooms and kitchenettes. While some listed items may seem insignificant, it is the County's intent for our facilities to be compliant and responsive to all users' needs.

It should also be noted that all County facilities are designed and constructed to be compliant with the building codes and standards in effect at the time of origination. Building codes and standards are routinely reviewed, updated, or changed to become more responsive to public needs. Furthermore, owners are not required to make improvements to existing facilities to meet current-day codes or standards until the facility undergoes a renovation. Thus, not all County facilities meet current-day codes and standards, but Dakota County is not in violation of any requirements. Improving existing facilities outside of a renovation project to be code compliant is a policy decision.

Accounting for known improvement efforts included the 2020–2024 CIP and available staffing and resources, staff categorized the list of deficiencies to develop an implementation plan that will be used to guide improvement efforts over the next 10 years. See Attachment A – Categorization Summary. An average of $250,000 will be spent each year to address the deficiencies, providing the County with an ongoing improvement program to reach accessibility compliance in all facilities over the next decade.

**RECOMMENDATION**
Staff recommends that the County Board approve the implementation plan as presented.

**EXPLANATION OF FISCAL/FTE IMPACTS**
The Adopted 2020–2024 Building CIP budget includes funding of $250,000 per year to address the deficiencies and will provide an ongoing improvement program for Accessibility Barrier Removal (Attachment B).

**Supporting Documents:**
Attachment A: Categorization Summary
Attachment B: Financial Summary

**Previous Board Action(s):**

**RESOLUTION**
WHEREAS, the Countywide ADA/Accessibility Assessment and Barrier Removal Plan Report completed in 2019 lists various deficiencies throughout all County facilities; and

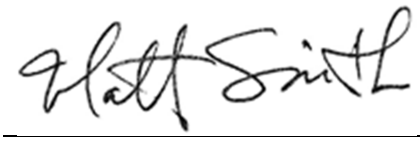
WHEREAS, the County is committed to addressing these found deficiencies to improve all facilities for staff and public; and

WHEREAS, staff has developed an implementation plan for the next 10 years to address the deficiencies through a systematic approach; and

WHEREAS, sufficient funds are available within the Adopted 2020–2024 Building Capital Improvement Program budget for this effort.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Parks, Facilities, and Fleet Management Director to implement the plan to address the accessibility deficiencies as presented.

**County Manager's Comments:**
- ☒ Recommend Action
- ☐ Do Not Recommend Action
- ☐ Reviewed---No Recommendation
- ☐ Reviewed---Information Only
- ☐ Submitted at Commissioner Request



County Manager

**Reviewed by (if required):**
- ☒ County Attorney's Office
- ☒ Financial Services
- ☒ Risk Management
- ☐ Employee Relations
- ☐ Information Technology
- ☐ Facilities Management

## Accessibility Assessment Categorization Summary

Last Updated: 03/13/20

| Categorization | | Plan Priority | Description | Cost Estimate by Item | Cost Estimate by Priority | Cost Estimate by Category | # of line items | Items by Category | Notes |
|---|---|---|---|---|---|---|---|---|---|
| By internal staff as time allows | | A & B | Add items (grab bars, shower seats, pipe protector, hand-held showers, microwave carts) | $11,400 | $65,995 | $65,995 | 45 | 270 | By FM as time allows |
| | | | Adjust door hardware (closers) | $2,700 | | | 21 | | By FM as time allows |
| | | | Remount, remove or replace item | $13,530 | | | 109 | | By FM as time allows |
| | | | Add items (coat/robe hooks & rods) | $6,915 | | | 54 | | By FM as time allows |
| | | | Exterior items (paths, parking lots, signs) | $28,950 | | | 40 | | By FM as time allows |
| | | | Change portable toilets to accessible units | $2,500 | | | 1 | | By FM as time allows |
| Smaller, focused effort | | A & B | Kitchenette/Break Room Remodels | $62,350 | $434,275 | $434,275 | 47 | 385 | Through future remodel |
| | | | Security Alarm Panel modifications | $2,950 | | | 11 | | Through future remodel or Contractor |
| | | | Door hardware replacements | $31,400 | | | 8 | | Through future remodel or Contractor |
| | | | Electrical projects | $45,200 | | | 26 | | Through future remodel or Contractor |
| | | | Elevator modifications | $2,100 | | | 2 | | Through future remodel or Contractor |
| | | | Fire alarm modifications | $5,200 | | | 15 | | Through future remodel or Contractor |
| | | | LV work items (phones, cameras) | $3,250 | | | 13 | | Through future remodel or Contractor |
| | | | RR Remodels | $68,200 | | | 140 | | Through future remodel |
| | | | Plumbing projects (not RR's) | $13,650 | | | 4 | | Through future remodel or Contractor |
| | | | Signage (replace or remount existing, add new) | $101,875 | | | 50 | | Through future remodel or Contractor |
| | | | Wall & Door modifications | $36,350 | | | 14 | | Through future remodel |
| | | | Bench modifications | $3,550 | | | 9 | | Through future remodel |
| | | | Other building items | $19,350 | | | 12 | | Through future remodel |
| | | | Exterior items (parking lots, signs, walks/paths) | $38,850 | | | 34 | | Through future grounds or paving project |
| Larger, focused project | Small | A | | $130,020 | $407,220 | $2,208,795 | 53 | 223 | |
| | | B | | $277,200 | | | 102 | | |
| | Large | A | | $1,148,525 | $1,801,575 | | 56 | | |
| | | B | | $653,050 | | | 12 | | |
| In Process CIP Projects (2020 2021) | B20019 LEC 1st Floor Reno | A, B | | | $39,200 | $154,425 | 3 | 18 | |
| | B50014 MFOS | A, B | | | $7,025 | | 10 | | |
| | B10061 Public RR Remodel | A | | | $95,500 | | 2 | | |
| | B10067 JDC & ADC Railings | A | | | $8,200 | | 2 | | |
| | B10066 JDC Entry | B | | | $4,500 | | 1 | | |
| Identified Future CIP Projects (2021 2024) | Wentworth Library | A, B | | | $43,530 | $313,420 | 26 | 148 | |
| | Robert Trail Library | A, B | | | $27,210 | | 20 | | |
| | Museum ADA Improv. | A, B | | | $124,750 | | 23 | | |
| | Burnhaven Library | A, B | | | $47,980 | | 41 | | |
| | Extension Bldg Reno | A, B | | | $69,950 | | 38 | | |
| Infeasible | | A, C | | | $60,000 | $60,000 | 23 | 23 | |
| Completed | | | | | $2,880 | $54,805 | 65 | 65 | |

**Project B70078**

| Year | Expense Budget | | | Funding Sources Budget | | | | | | |
|---|---|---|---|---|---|---|---|---|---|---|
| | Budget | Proposed RBA | Revised Budget | Current County's Share | Proposed RBA | Revised County's Share | Current Non-County Funding | Proposed RBA | Revised Non-County Funding | **Total Revised Project Funding** |
| Prior to 2020 | - | - | - | - | - | - | - | - | - | **-** |
| 2020 Plan | 250,000 | - | 250,000 | 250,000 | - | 250,000 | - | - | - | **250,000** |
| 2021 Plan | 250,000 | | 250,000 | 250,000 | - | 250,000 | - | - | - | **250,000** |
| 2022 Plan | 250,000 | | 250,000 | 250,000 | - | 250,000 | - | - | - | **250,000** |
| 2023 Plan | 250,000 | | 250,000 | 250,000 | - | 250,000 | - | - | - | **250,000** |
| 2024 Plan | 250,000 | | 250,000 | 250,000 | - | 250,000 | - | - | - | **250,000** |
| *Current CIP Total* | *1,250,000* | - | *1,250,000* | *1,250,000* | - | *1,250,000* | - | - | - | ***1,250,000*** |
| Costs Beyond Current CIP | - | | - | - | | - | - | | - | **-** |
| ***Total*** | ***1,250,000*** | ***-*** | ***1,250,000*** | ***1,250,000*** | ***-*** | ***1,250,000*** | ***-*** | ***-*** | ***-*** | ***1,250,000*** |



7.7 - Attachment B.pdf

**DAKOTA COUNTY BOARD OF COMMISSIONERS**

**Revise Public Hearing Notice For Dakota County 2020-2024 Five Year Consolidated Plan And Fiscal Year 2020 Action Plan For Community Development Block Grant, HOME Investment Partnerships, And Emergency Solutions Grant Programs**

Meeting Date: 4/7/2020
Item Type: Consent-Action
Division: Physical Development
Department: Physical Development Administration
Contact: Dykes, Maggie
Contact Phone: (952) 891-7153
Prepared by: Dykes, Maggie

Fiscal/FTE Impact:
☒ None ☐ Other
☐ Current budget ☐ Amendment requested
☐ New FTE(s) requested
Board Goal: A great place to live
Public Engagement Level: N/A

**PURPOSE/ACTION REQUESTED**
Revise the public hearing notice scheduling a public hearing for to receive comments on the draft Dakota County 2020-2024 Five Year Consolidated Plan (2020-2024 Consolidated Plan) and Fiscal Year (FY) 2020 One Year Action Plan (2020 Action Plan) for the Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), and Emergency Solutions Grant (ESG) Programs.

**SUMMARY**
On March 24, 2020, by Resolution No. 20-160, the Dakota County Board of Commissioners scheduled a public hearing for the 2020-2024 Consolidated Plan and 2020 Action Plan for 9:00 a.m. on April 21, 2020 in the Boardroom, Administration Center, 1590 Highway 55, Hastings, MN.

Due to the on-going and evolving situation related to the COVID-19 pandemic, the County Board has determined that it will conduct its meetings via teleconference until the public health emergency has abated. The public hearing notice has been changed to reflect the Board's operations.

The public hearing for the 2020-2024 Consolidated Plan and 2020 Action Plan will be held April 21, 2020. The public will be provided with an opportunity to comment on the plan via email or through other technology that will be made available prior to the meeting. Dakota County continues to work to improve the technology and process for remote participation for public meetings during this local emergency and will provide notice of any change in process.

**RECOMMENDATION**
Dakota County and CDA staff recommend the Board of Commissioners approve the revised draft public hearing notice to reflect the County Board holding public meetings via teleconference.

**EXPLANATION OF FISCAL/FTE IMPACTS**
None.

**Supporting Documents:**
Attachment A: Revised Draft Public Hearing Notice

**Previous Board Action(s):**
20-160; 3/24/20

**RESOLUTION**

WHEREAS, Dakota County is an Entitlement County for federal funds through the Community Development Block Grant (CDBG) Program and Emergency Solutions Grant (ESG) Program, and a Participating Jurisdiction for the HOME Investment Partnerships (HOME) Program; and

WHEREAS, the Dakota County Community Development Agency (CDA) administers the CDBG, ESG and HOME programs on behalf of Dakota County, thereby requiring agreements between the U.S. Department of Housing and Urban Development (HUD) and Dakota County for the CDBG, ESG, and HOME funds and between Dakota County and the Dakota County CDA for CDBG, ESG and HOME program administration; and

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) requires the development and submission of the 2020-2024 Five Year Consolidated Plan that outlines the strategies and objectives of Dakota County's use of the federal funds and the development and submission of the Fiscal Year (FY) 2020 One Year Action Plan that proposes allocation of the annual CDBG, HOME, and ESG funds to local governments and housing providers in the County; and

WHEREAS, HUD requires a public hearing to receive comments and inform the public on the Dakota County 2020-2024 Five Year Consolidated Plan and the FY 2020 One Year Action Plan; and

WHEREAS, the Dakota County Board of Commissioners scheduled a public hearing for April 21, 2020 at 9:00 a.m. in the Boardroom, Administration Center, 1590 Highway 55, Hastings, MN, to receive comments on the 2020 – 2024 Five Year Consolidated Plan and the Fiscal Year 2020 One Year Action Plan; and

WHEREAS, due to the ongoing impacts due to the COVID-19 pandemic, the County Board is conducting public meetings via telephone or other electronic means necessitating a revised public hearing notice that will be published in the *Star Tribune*, and posted on the websites of the participating cities, the Dakota County Community Development Agency website at www.dakotacda.org, and the Dakota County website at www.dakotacounty.us; and

WHEREAS, the public may submit comments for the public hearing via email to CountyAdmin@co.dakota.mn.us; and

WHEREAS, Dakota County will provide the public the ability to participate during the public hearing by telephone or other electronic means; and

WHEREAS, Dakota County continues to work to improve the technology and process for remote participation for public meetings during this local emergency and will provide notice of any change in process.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby schedules a public hearing for April 21, 2020, at 9:00 a.m. via telephone or other electronic means.

**County Manager's Comments:**

- ☒ Recommend Action
- ☐ Do Not Recommend Action
- ☐ Reviewed---No Recommendation
- ☐ Reviewed---Information Only
- ☐ Submitted at Commissioner Request

County Manager

**Reviewed by (if required):**

- ☒ County Attorney's Office
- ☒ Financial Services
- ☒ Risk Management
- ☐ Employee Relations
- ☐ Information Technology
- ☐ Facilities Management

NOTICE TO ANNOUNCE PUBLIC HEARING

Notice is hereby given that a public hearing will be held by the Dakota County Board of Commissioners on the 21st day of April, 2020 at 9:00 a.m. for the purpose of receiving comments from the general public concerning the Dakota County Consortium 2020-2024 and Fiscal Year (FY) 2020 Annual Action Plan. The FY 2020 Annual Action Plan combines into a single submission the planning and application aspects as well as details of all proposed activities using funds from the U.S. Department of Housing and Urban Development's (HUD) Community Development Block Grant (CDBG), HOME Investment Partnerships Program (HOME), and Emergency Solutions Grant (ESG) for Dakota County.

In-person meetings of the Dakota County Board of Commissioners are not practical nor prudent because of the COVID-19 health pandemic emergency declared under Minn. Stat. Chapter 12 by the Minnesota Governor Tim Walz and Dakota County Res. No. 20-139. In light of the COVID-19 health pandemic, Dakota County Commissioners will participate in County Board meetings by telephone or other electronic means.

Public attendance at the Dakota County Board of Commissioners' regular meeting location is not feasible due to the COVID-19 health pandemic. The public hearing may be monitored via Live stream at https://www.co.dakota.mn.us/Government/BoardMeetings/Pages/default.aspx

You may submit comments for the public hearing via email to CountyAdmin@co.dakota.mn.us. You may also present comments during the public hearing by the telephone or other electronic means. Persons wishing to make comments during the public hearing or needing additional information on the public hearing, the 2020-2024 Consolidated Plan, the FY 2020 Annual Action Plan, or the proposed, or previous uses of Dakota County CDBG, HOME, or ESG funds should contact Maggie Dykes of the Dakota County Community Development Agency (CDA) at 651-675-4464 or mdykes@dakotacda.state.mn.us at least one day prior to the public hearing to obtain materials.

An executive summary and the list of proposed uses of the 2020 CDBG, HOME, and ESG funds is available on the Dakota County CDA web site at www.dakotacda.org and on the Dakota County web site at www.dakotacounty.us. On request, the Dakota County CDA will make every attempt to make the information available in alternative formats.

**DAKOTA COUNTY DAKOTA COUNTY BOARD OF COMMISSIONERS**

**Update On Monitoring Of Coronavirus Outbreak**

Meeting Date: 4/7/2020
Item Type: Regular-Information
Division: County Administration/County Board
Department: County Administration
Contact: Smith, Matt
Contact Phone: (651) 438-4590
Prepared by: Reynolds, Jennifer

Fiscal/FTE Impact:
☒ None ☐ Other
☐ Current budget ☐ Amendment requested
☐ New FTE(s) requested
Board Goal: Excellence in public service
Public Engagement Level: N/A

**PURPOSE/ACTION REQUESTED**
Update in response to the coronavirus (COVID-19) outbreak.

**SUMMARY**
Staff from the County's Public Health Department and Office of Risk Management will provide an update at the meeting.

Dakota County is working with local, state and federal health officials in response to the novel coronavirus (COVID-19) outbreak.

Dakota County Public Health has activated a system that assigns emergency roles to staff and involves regular meetings to share COVID-19 updates. County staff is also communicating with the Minnesota Department of Health and the federal Centers for Disease Control and Prevention (CDC). This information is being communicated to hospitals, schools, city emergency managers and other community partners. In addition, the Public Health Department has activated a COVID-19 hotline for county residents to call with questions and concerns.

Health care providers in the County are screening patients for signs and symptoms of the virus. Suspected virus specimens are processed for testing either through a private laboratory or the Minnesota Department of Health laboratory. There is currently no vaccine to protect against COVID-19.

The County has activated the County's Continuity of Operations Plan. The Team has been meeting regularly. The Team has focused on delivery of essential services to continue to protect the health and safety of the public, safety of staff in performance of their duties, tracking the expenditures associated with the response, assuring County governance and leadership are able to function and establishing long term plans as the timeframe of this event continues to extend. Updates are being communicated to Dakota County staff through postings on the County's intranet site (DC Works). Managers and supervisors are being updated through Skype Townhall meetings on a regular basis.

The County has activated the County's Emergency Operations Plan (EOP) and staff assigned to the Emergency Operations Center (EOC) are meeting virtually on a regular basis. The primary missions of the EOC have been to support Dakota County Public Health's operations, coordinating requests for personal protective equipment from local first responders to the State Emergency Operations Center and preparing for long term support of needs in the community for resources and behavioral health. County staff is also communicating with the Minnesota Department of Public Safety, Division of Homeland Security Management, to keep informed of the activities of the State in the COVID-19 response.

**RECOMMENDATION**
Information only; no action requested.

**EXPLANATION OF FISCAL/FTE IMPACTS**
None.

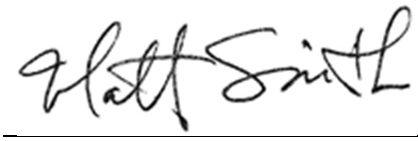
**Supporting Documents:**

**Previous Board Action(s):**

**RESOLUTION**
Information only; no action requested.

**County Manager's Comments:**

- ☐ Recommend Action
- ☐ Do Not Recommend Action
- ☐ Reviewed---No Recommendation
- ☒ Reviewed---Information Only
- ☐ Submitted at Commissioner Request



County Manager

**Reviewed by (if required):**

- ☒ County Attorney's Office
- ☒ Financial Services
- ☒ Risk Management
- ☐ Employee Relations
- ☐ Information Technology
- ☐ Facilities Management

**DAKOTA COUNTY BOARD OF COMMISSIONERS**

**Legislative Update**

Meeting Date: 4/7/2020
Item Type: Regular-Information
Division: County Administration/County Board
Department: County Administration
Contact: Hanson, Nathan
Contact Phone: (651) 438-4926
Prepared by: Hanson, Nathan

Fiscal/FTE Impact:
☒ None ☐ Other
☐ Current budget ☐ Amendment requested
☐ New FTE(s) requested
Board Goal: Excellence in public service
Public Engagement Level: N/A

**PURPOSE/ACTION REQUESTED**
Receive an update on federal legislative activities, the 2020 Minnesota legislative session, and the status of County priorities.

**SUMMARY**
This item will offer an opportunity for the Legislative Advisory Workgroup (LAW) and staff to provide updates on federal legislative activities, the 2020 state legislative session, Minnesota Inter-County Association (MICA), Association of Minnesota Counties (AMC), and National Association of Counties (NACo) activities, related County activities and other legislative topics of interest to Dakota County.

The County's federal lobbying services firm, Downs Government Affairs, has provided a written update on the status of the County's federal priorities. This update is included as Attachment A.

**RECOMMENDATION**
Information only; no action requested.

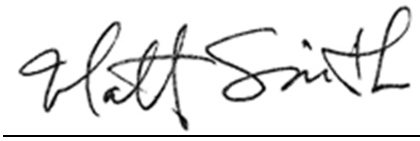
**EXPLANATION OF FISCAL/FTE IMPACTS**
None.

**Supporting Documents:**
Attachment A: Downs Government Affairs Legislative Update

**Previous Board Action(s):**

**RESOLUTION**
Information only; no action requested.

**County Manager's Comments:**
- ☐ Recommend Action
- ☐ Do Not Recommend Action
- ☐ Reviewed---No Recommendation
- ☒ Reviewed---Information Only
- ☐ Submitted at Commissioner Request



County Manager

**Reviewed by (if required):**
- ☒ County Attorney's Office
- ☒ Financial Services
- ☒ Risk Management
- ☐ Employee Relations
- ☐ Information Technology
- ☐ Facilities Management

DOWNS GOVERNMENT AFFAIRS LLC

Monthly Report for:
Dakota County, Minnesota

Date:
March 28, 2020

Prepared by:
Tom Downs
Dawn Erlandson
Mike Erlandson

## Dakota County's Visit to Washington, D.C.

Our team assisted with arrangements for Dakota County Commissioners Joe Atkins and Mike Slavik to visit Washington, D.C. during the National Association of Counties (NACo) Legislative Conference, February 29-March 4, 2020.

We arranged meetings for Commissioners Atkins and Slavik with Congresswoman Betty McCollum (DFL-MN-4) and Congresswoman Angie Craig (DFL-MN-2), and with staff in the offices of Senator Amy Klobuchar (DFL-MN) and Senator Tina Smith (DFL-MN). Tom Downs and Mike Erlandson attended these meetings, which included discussion of the Veterans Memorial Greenway project and other Dakota County initiatives.

Very importantly, we discussed with the Minnesota delegation the need to identify specific components of the Veterans Memorial Greenway project that could be federally funded, since it is unlikely that a single funding source will produce $10 million.

Since the Washington, D.C. meetings with Commissioners Atkins and Slavik, we have followed up with Minnesota delegation offices to make sure they have what is needed to continue to evaluate and pursue funding opportunities for Dakota County. In particular, we drafted FY 2021 Appropriations Report Language which we shared with Congresswoman Craig's office to help advance the VMG project.

## Developments at the Federal Level Related to the Coronavirus Pandemic

This provides a summary of coronavirus emergency response legislation known as the Coronavirus Aid, Relief, and Economic Security Act, or "CARES Act," H.R. 748.

**Thumbnail Summary**

Roughly $2 trillion will be provided to individuals, businesses, and states, among others, in response to the coronavirus pandemic under the Senate-passed version of H.R. 748.

The CARES legislation, negotiated by the Senate and the Trump administration, includes:

- $500 billion for loans and assistance to companies and state and local governments, including $29 billion for loans to United States airlines and related businesses. Stock buybacks and executive compensation will be restricted. Additional funds will be provided to aviation workers.
- $349 billion in low-interest small business loans that could be partially forgiven
- Payments of as much as $1,200 for individual taxpayers, and $500 per child, phased out when incomes exceed $75,000 for individuals and $150,000 for couples filing jointly.
- An additional $600 per week for those receiving unemployment benefits.
- $150 billion for aid to state, local, and tribal governments.
- A suspension of Medicare sequestration through the end of the year and the extension of several health programs until December.

The legislation will bar businesses controlled by the president, vice president, members of Congress, and heads of executive departments from receiving loans or assistance under the Treasury Department programs.

The legislation also will provide about $342 billion in emergency supplemental funding, including $100 billion for hospitals.

## Legislative Status

The House passed its initial version of H.R. 748, which would have repealed the "Cadillac tax" on high-cost employer health plans, by a vote of 419-6 on July 17, 2019.

Senate Majority Leader Mitch McConnell (R-KY) selected H.R. 748, which contains tax provisions, as the vehicle for the Senate's third coronavirus emergency response stimulus legislation. The Senate initially held two cloture votes seeking to limit debate on the motion to proceed to the legislation, neither of which obtained the required support of 60 senators.

The Senate passed an amended version by a vote of 96-0 just before midnight on March 25.

The U.S. House of Representatives agreed to the Senate passed H.R. 748 (CARES Act) on a voice vote on Friday, March 27. President Trump signed the bill into law shortly thereafter.

## Detailed Summary

The CARES Act is comprehensive legislation (880 pages) involving appropriations, tax provisions and much more. We are providing a detailed summary below not in section-by-section order of the provisions of H.R. 748, but instead beginning with the provisions we believe are most relevant to Dakota County.

### Aid to States and Territories

The CARES Act provides $150 billion to help states and territories respond to Covid-19.

Of the total, $8 billion will be set aside for tribal governments, and $3 billion will be reserved for the District of Columbia and United States territories.

The rest will be distributed to states based on population, with no state receiving less than $1.25 billion in fiscal 2020.

Funds could be used for unbudgeted Covid-19 expenditures from March through December.

Funding will be subject to Hyde amendment restrictions that prevent the use of federal funds for abortions, except in cases of rape or incest or if the mother's life is in danger.

The bill will provide $35 million for the Treasury Department inspector general to ensure funds are properly spent.

## Education

### *Financial Aid*

The legislation will allow the Education Department to waive requirements related to institutions' eligibility for and allotment of federal financial aid, as well as certain reporting requirements. The Department also will have broad authority to waive provisions to ensure that schools receiving federal aid are not adversely affected by formula-based calculations during the coronavirus emergency.

The legislation directs the Department to waive requirements that higher education institutions match a portion of federal student aid for two school years. When calculating eligibility against lifetime usage limits, the Department could not count a student's enrollment in subsidized loan or Pell Grant programs during any semester the student didn't complete because of the emergency.

The Department must waive repayment of grants and loans by students who received support and were forced to withdraw from school.

The Department could allow institutions to keep unused grant or loan assistance if students were unable to use the funding due to the emergency. It could modify the required and allowable uses of funds provided to institutions, as well as nonfederal matching requirements, upon the request of an institution or other grant recipient.

The legislation will allow institutions to:

- Roll over unused funds from the previous five years for use during the next five-year period.
- Make work-study payments to participating students who were unable to fulfill their work requirements due to closed workplaces.
- Treat any unspent work-study funds as grants to support the ability of low-income students to access and complete higher education.
- Use supplemental educational opportunity grants to provide emergency aid to students facing unexpected expenses and unmet needs.
- Provide students with leaves of absence that don't require them to pick up where they left off if they return the same semester.
- Exclude credits for classes a student began but didn't finish due to the emergency when determining the student's academic progress for financial aid eligibility purposes.

Foreign institutions could offer distance learning without jeopardizing their eligibility for United States financial aid during a declared public health emergency or similar emergency in the relevant country. The provision will be retroactive to March 1.

The Department could amend the types of extenuating circumstances that can excuse a Teach Grant recipient from fulfilling teaching service obligations. It will have to consider service that is part-time or interrupted due to the Covid-19 crisis to have been full-time.

It also will have to waive teacher student loan forgiveness requirements related to consecutive years of service if an interruption was caused by the emergency and the borrower completes a combined five years or more of qualifying teaching service.

### *Other Education Provisions*

Loan Repayment: The legislation suspends student loan payments and interest accrual through September 30, which covers six months for most borrowers. Each month for which payments are suspended will be treated as if on-time payments were made for purposes of federal loan forgiveness programs. Involuntary collections related to student loans, such as wage garnishments or tax refund reductions, as well as negative credit reporting also will be suspended for the same period.

General Waivers: The Education Department will have broad authority during the coronavirus emergency to waive obligations at the request of state or local governments, school systems, or the Bureau of Indian Education. Waivers could address academic assessments, institutional support for schools, professional development, allocation and accounting for federal education funding, and reporting requirements, among other things. They will generally be limited to the current academic year. Civil rights laws could not be waived.

HBCU Capital Loans: The legislation appropriates $62 million for the Department to defer and cover the principal and interest on capital loans to historically black colleges and universities due during the emergency. After the original loan is repaid, the institutions will have to repay any amounts covered by the Department.

AmeriCorps Service: The Corporation for National and Community Service will have to allow AmeriCorps participants who are eligible for educational awards and whose service has been limited due to Covid-19 to perform other activities to accrue necessary service hours. The corporation could provide the full value of an educational award for service to participants forced to suspend or limit their involvement or exit the program early as a result of the coronavirus emergency.

## Unemployment and Paid Leave

### *Pandemic Unemployment Assistance*

The CARES Act will provide an additional $600 per week in “federal pandemic unemployment compensation” to individuals receiving unemployment benefits. The extra payment will remain available through July 31, 2020. It will be excluded when determining eligibility for Medicaid and the Children’s Health Insurance Program (CHIP).

The legislation allows individuals affected by the coronavirus to receive pandemic unemployment assistance for as long as 39 weeks, which includes any week for which they receive regular compensation or extended benefits.

Unemployment benefits under that program will be available to individuals who are in quarantine, caring for a diagnosed family member, or out of work because their employer closed due to the coronavirus. It also will be available to those who are self-employed, have limited work history, or otherwise will not qualify for unemployment benefits. Benefits will not be provided to individuals who can telework with pay or who are receiving other paid leave benefits.

The benefit provisions will apply retroactively to Jan. 27 and remain in place through December 31. Compensation will be provided without any waiting period.

The CARES Act also provides an additional 13 weeks of pandemic emergency unemployment compensation to individuals who have exhausted regular benefits. Emergency benefits will remain available through December 31.

States will be paid 100% of the total amount of unemployment benefits they provide, including administrative costs in certain cases.

The legislation also fully reimburses states for providing compensation the first week of unemployment, without a waiting period.

In addition, states will receive funding to reimburse nonprofits and government agencies for half of their costs of providing unemployment benefits.

The legislation provides similar additional unemployment benefits to railroad workers. It appropriates $425 million for the enhanced benefits.

The legislation provides $25 million for the Labor Department's inspector general's office to conduct oversight of unemployment assistance.

### *Work-Sharing Programs*

States will have 100% of their costs covered for supporting "short-time compensation" programs through December 31, 2020. The voluntary programs provide workers with prorated unemployment benefits to offset work reductions made by their employer in lieu of a layoff. It will not apply to seasonal or temporary workers.

The legislation also provides $100 million for the Labor Department to award grants to states that enact short-time compensation programs.

### *Leave Program Modifications*

The CARES Act amends the emergency sick leave program enacted under the second coronavirus response legislation.

Certain workers laid off on or after March 1, 2020, will be eligible to receive family leave benefits if they're rehired.

The Office of Management and Budget will be authorized to exclude certain federal government employers and executive branch workers from leave requirements and benefits.

The legislation will apply the same caps on the amount employers will be required to pay per employee for the leave programs, which are:

- $200 per day, or $10,000 total, for family leave related to care for a child whose school or day care has closed because of the coronavirus.
- $511 per day, or $5,100 total, for sick leave related to a worker's quarantine or diagnosis.
- $200 per day, or $2,000 total, for sick leave related to caregiving for another quarantined individual or child whose school or day care has closed.

Federal agencies could use funds, subject to appropriations, to reimburse federal contractors for providing paid leave to its employees or subcontractors through September 30, 2020. The provision will apply to contractors who cannot work on-site or remotely because of the coronavirus. Such payments will be reduced by applicable tax credits available to the employer.

The Treasury Department will have to waive penalties for employers failing to make payroll or railroad tax payments in anticipation of tax credits for the paid family and sick leave programs established under Public Law 116-127.

**Small Businesses**

***7(a) Loans***

CARES establishes a new Paycheck Protection Program to let small businesses, nonprofits, and individuals seek loans through the Small Business Administration's 7(a) loan program.

The CARES Act authorizes $349 billion in total 7(a) lending from Feb. 15 through June 30, instead of the current $30 billion authorization for fiscal 2020.

It also provides $349 billion for the SBA to fully guarantee loans under the new program, compared with a 75% or 85% guarantee for standard 7(a) loans.

Loans will be available during the covered period for:

- Any business, nonprofit, veterans group, or tribal business with 500 or fewer employees, or a number set by the SBA for the relevant industry.
- Sole proprietors, independent contractors, and eligible self-employed workers.
- Hotel and food service chains with 500 or fewer employees per location.

Eligible recipients could receive loans for as much as $10 million or 250% of their average monthly payroll costs, instead of $5 million. Interest rates during the covered period will be capped at 4%.

Recipients could use the loans to cover eligible payroll costs -- including salaries, commissions, regular paid leave, and health-care benefits -- as well as mortgage interest and utility payments. They will have to make a "good faith certification" that they'll use the funds to retain workers, maintain payroll, and pay for rent and similar expenses.

Recipients could not use the funds to compensate individual employees at an annual rate above $100,000, or to pay for emergency sick or family leave under the second coronavirus response package (Public Law 116-127).

The legislation waives rules requiring recipients to pay certain fees, provide collateral, or be unable to obtain credit elsewhere. SBA rules on company affiliates used to determine small business size will be waived for franchises, food or lodging companies with 500 or fewer employees, and businesses that get financial assistance from a small business investment company.

Approved 7(a) lenders could issue covered loans if they determine a business was operating with salaried employees or paid contractors as of Feb. 15. The legislation provides $25 million for the Treasury Department to set criteria to allow additional insured banks and credit unions to participate.

The SBA will have to assume that eligible loan applicants in operation as of Feb. 15 were adversely affected by Covid-19, and require lenders to let them defer payments for at least six months and as long as one year.

Loans will receive a risk weight of 0% under banking capital rules, meaning banks and credit unions will not have to set aside additional capital to cover them. Lenders that modify covered loans due to Covid-19 will be temporarily exempt from having to make certain disclosures related to troubled debt restructurings.

### *Loan Forgiveness*

Recipients of SBA-guaranteed loans under the Paycheck Protection Program could apply for loan forgiveness over eight weeks for eligible payroll costs and for mortgage interest, rent, and utility payments.

The SBA will pay lenders for any canceled debt plus accrued interest. Lenders generally will not be subject to enforcement actions under the Small Business Act related to loan forgiveness.

Loan forgiveness will be reduced for businesses that fire employees or cut their pay. Businesses could receive additional forgiveness for wages paid to tipped employees.
Covered loans will have a maximum maturity of 10 years following a borrower's application for forgiveness. The SBA will continue to guarantee remaining balances.

Canceled debt will be excluded from borrowers' gross income for tax purposes.

The legislation also authorizes and prosvide $17 billion for the SBA to pay the principal, interest, and associated fees for loans under the 7(a), 504, and microloan programs for six months.

### *Disaster Loans*

The CARES Act provides $10 billion to expand the SBA's disaster loan program from Jan. 31 through December 31 to cover businesses, cooperatives, employee stock ownership plans, and tribal businesses with 500 or fewer employees, as well as sole proprietors and independent contractors.

The SBA will have to waive certain eligibility rules during the covered period for disaster loans made in response to Covid-19.

The legislation also authorizes the SBA to advance as much as $10,000 to existing and newly eligible disaster loan recipients within three days of receiving their applications. Recipients could use the advance funds to pay sick leave to employees affected by Covid-19, retain employees, address interrupted supply chains, make rent or mortgage payments, and repay debt. They will not have to repay the advance funds.

The legislation also permanently expands the SBA's disaster loan program to cover small entities affected by emergencies for which the president determines the federal government has primary responsibility, as President Donald Trump did for the coronavirus outbreak.

### *Bankruptcy*

The legislation allows businesses with as much as $7.5 million in debt to qualify for a streamlined Chapter 11 bankruptcy process, increasing the current debt limit of $2.73 million for eligible small businesses.

For one year following the bill's enactment, the legislation temporarily excludes federal payments related to the coronavirus from income calculations under Chapter 11 bankruptcy proceedings. It also allows debtors experiencing hardship because of Covid-19 to modify existing bankruptcy reorganization plans.

### *Other Small Business Provisions*

The CARES Act also provides:

- $675 million for SBA salaries and expenses.
- $240 million for Small Business Development Centers and Women's Business Development Centers to assist small businesses affected by Covid-19, and $25 million to establish an online platform with related resources.
- $25 million for the SBA inspector general.
- $10 million for the Commerce Department's Minority Business Development Agency.

In addition, the bill authorizes:

- $25 million for the SBA to provide resources and services in the 10 most commonly spoken languages in the United States other than English.
- $10 million in nonmatching grants to minority business centers and chambers of commerce to advise minority-owned businesses how to respond to Covid-19.

The SBA will have to issue regulations to implement the legislation within 15 days of enactment.

A limit on SBA 7(a) express loans, which have a 36-hour turnaround, will be increased to $1 million, from $350,000, through the end of 2020.

The SBA could not guarantee more than $100 billion in principal payments for its trust certificates from the date of the bill's enactment through September 30, 2021.

The SBA will have to reimburse small businesses receiving funds under the State Trade Expansion Program for financial losses related to foreign trade missions or trade show exhibitions that were canceled due to Covid-19.

The legislation also waives nonfederal fund matching requirements for three months for certain women and minority business centers.

**Financial Support**

***Loans & Investments***

The legislation provides $500 billion to the Treasury Department's Exchange Stabilization Fund, to be used to make loans, loan guarantees, and other investments to businesses, states, and municipalities in 2020.

Of that amount, the CARES Act provides as loans and loan guarantees as much as:

- $25 billion for passenger airlines, ticket agents, and aviation inspection and repair.
- $17 billion for businesses critical to national security. The legislation doesn't specify which types of businesses will meet this criteria, although some of the funds are likely intended for Boeing Co.
- $4 billion for cargo airlines.

As much as $454 billion, and any other unused loan funds, will be available to make loans, loan guarantees, and other investments to support programs or facilities established within the Federal Reserve. Funds could be used to purchase obligations or other interests from businesses, states, or municipalities directly or in secondary markets.

The Treasury Department will set loan rates based on risk and the current average yield on United States debt. Loan forgiveness will not be allowed.

Airlines, related businesses, and critical national security businesses with losses that threaten their continued operation could receive loans if:

- They cannot reasonably obtain credit elsewhere.
- The investment is prudent.
- The loan or loan guarantee is secured or made at a rate that reflects its risk and is not less than interest rates on comparable obligations before the coronavirus outbreak, to the extent practicable.
- The duration is as short as practicable, and not longer than five years.

Agreements will have to:

- Prohibit the business and its affiliates from purchasing outstanding stock, paying dividends, or making other common stock-related capital distributions for the term of the loan plus one year.
- Require the business to maintain employment levels as of March 24, 2020, until September 30, 2020, to the extent practicable, and agree not to reduce employment levels by more than 10%.
- Include a certification that the business is United States-based.
- Include wage limits for highly compensated employees that will last for one year after the loan has been repaid. Officers and employees with total compensation, including salary and other financial benefits, greater than $425,000 in 2019 could not receive an increase over their 2019 compensation or termination pay that exceed twice that level. Officers and employees with 2019 compensation greater than $3 million could not receive compensation in any 12 consecutive months greater than $3 million p lus half of the amount their 2019 compensation exceeded $3 million.

Loan agreements with publicly traded airlines, related businesses, and critical national security businesses will have to include a warrant or equity interest that provides for participation in equity appreciation. For businesses that are not publicly traded, agreements could include a senior debt instrument issued by the business with a reasonable interest rate premium.
The legislation also bars businesses that receive loans through Federal Reserve programs from repurchasing outstanding equity, paying dividends, or increasing highly compensated employees' compensation beyond the limits in the bill until one year after the loan has been repaid. The Treasury Department could issue a waiver if necessary to protect the federal government's interests, but the Department will have to be available to testify to Congress about the waiver.

Federal Reserve lending programs will have to endeavor to provide financing to banks or other lenders to make direct loans to businesses, including nonprofits, with between 500 and 10,000 employees. Those loans will have an interest rate not higher than 2%, and will not require interest or principal repayments in the first six months.

Borrowers will have to certify that they:

- Would use the loan to retain at least 90% of their workforce until September 30, 2020.
- Intend to restore at least 90% of their workforce as of Feb. 1, 2020, within four months of the end of the coronavirus public health emergency.
- Are United States-based.

- Will not pay dividends or repurchase equities.
- Will not outsource jobs or relocate them outside the country, or abrogate existing collective bargaining agreements for the term of the loan and two subsequent years.
- Would remain neutral on any union organizing efforts during the loan term.

The Treasury Department also will have to endeavor to establish a program that provides liquidity to the financial system that supports lending to states and municipalities.

The bill bars the Treasury Department and other federal agencies from requiring air carriers or other businesses that receive loans or guarantees to enter into collective bargaining to modify employee pay.

The Transportation Department could require air carriers that receive loans or loan guarantees to maintain scheduled air service to any point they served before March 1. The Department's authority will terminate on March 1, 2022.

The Treasury Department will have to liquidate its equity interests as soon as reasonably practicable. It could not exercise voting power connected to any stock it acquires through the programs.

The Treasury Department could use as much as $100 million of amounts made available by the bill for administration.

The Treasury Department could designate financial institutions as financial agents of the United States. They would perform duties the Treasury Department deems necessary to respond to the coronavirus and will be repaid by the Department.

Loans made or guaranteed by the Treasury Department will be treated as indebtedness for tax purposes.

**Health Provisions**

***Medicare and Medicaid***

Sequestration: The legislation suspends automatic Medicare payment cuts to hospitals and doctors, known as sequestration, from May 1 through December 31.

The legislation also extends for one year, through 2030, the broader sequestration of mandatory funding, including Medicare payments.

The sequestration, which is required under the Budget Control Act (Public Law 112-25), reduces Medicare payments by 2% annually, including $15.3 billion for fiscal 2020.

Medicare Payments: Hospitals will receive a 20% increase in their Medicare payments for treating a patient with Covid-19 during the coronavirus emergency.

The legislation prevents a scheduled reduction in Medicare payments for durable medical equipment, such as wheelchairs or other equipment used at home, for the duration of the emergency.

The CARES Act eliminates a 15% reduction in payments for clinical diagnostic lab tests for 2021 and then extend the 15% reduction through 2024. It also delays an associated payment rate reporting requirement for labs for a year.

The Medicare hospital accelerated payment program will be expanded during the emergency period so that it applies to more types of hospitals and to cover as long as six months. HHS could increase the amount of payment that would otherwise be made up to 100%, or 125% for critical access hospitals.

Telehealth: The legislation removes a requirement from the first coronavirus response legislation (Public Law 116-123) that a doctor had to have treated a patient within the last three years to use expanded telehealth authorities under Medicare.

Federally qualified health centers and rural health clinics could furnish telehealth service in another location during the coronavirus emergency and be reimbursed at a rate that is similar to the national average for comparable services under the Medicare physician fee schedule.

Individuals receiving home dialysis will not need to have periodic in-person assessments to qualify for telehealth services during the coronavirus emergency. Face-to-face encounters for recertifying eligibility for hospice care could be conducted via telehealth during the emergency period instead of in person.

Medicare Coverage: Medicare Part B, which provides general medical insurance, will fully cover a Covid-19 vaccine without any cost-sharing. Drug plans will have to allow Part D prescription drug beneficiaries to receive a 90-day supply of medication during the public health emergency.

Post-Acute Care: The legislation waives a requirement that patients at inpatient rehab facilities receive at least 15 hours of therapy per week during the emergency period. It also directs HHS to waive a payment adjustment for long-term care hospitals that don't have at least a 50% discharge payment percentage.

Other Provisions:

- Allow physician assistants and nurse practitioners to order home health services for Medicare beneficiaries.
- Allow state Medicaid programs to cover home and community-based services that are provided in acute-care hospitals.
- Delay by 30 days a requirement in the second coronavirus response package that a state maintain premiums to receive the 6.2 percentage point increase in Medicaid funding.

### *Drugs and Devices*

Medical Supplies: The bill expands the Strategic National Stockpile to include personal protective equipment and supplies such as swabs used for Covid-19 testing.

The CARES Act also makes permanent a provision in the second coronavirus response package extending liability immunity to manufacturers of respiratory protective devices, such as masks and ventilators, that HHS designates for use during a declared public health emergency.

Drug & Device Shortages: Manufacturers of drugs that are critical to public health during an emergency will have to notify the FDA of supply chain interruptions for active pharmaceutical ingredients. Device manufacturers will have to make similar disclosures.

Makers of covered drugs, active ingredients, and related devices will have to maintain risk management plans for facilities to evaluate supply risks.

The FDA will have to:

- Prioritize application reviews and inspections for drugs and devices that could mitigate shortages.
- Publish a list of device shortages, though it could withhold such information to prevent hoarding.

Pharmaceutical companies also will have to report annually on the amount of each drug they create for commercial distribution. The FDA could require the information to be submitted during a public health emergency. Biological products could be exempt if the FDA determines it's not necessary to protect public health.

Animal Drugs: The FDA will have to expedite the review of animal drugs at the request of a sponsor if it has the potential to prevent animal-to-human transmission of life-threatening diseases.

Over-the-Counter Drugs: The legislation modifies the FDA's regulatory framework for nonprescription drugs and establish user fees to support the new process. The user fees will be authorized from fiscal 2021 through 2025 and include facility fees and fees for administrative order requests.

The legislation creates an administrative order process for determining whether a nonprescription drug is "generally recognized as safe and effective." It will include opportunities for public comment and dispute resolution. There also will be expedited procedures for drugs that pose an imminent public health hazard and for safety labeling changes.

Final orders that are issued in response to a drug maker request will include 18 months of exclusivity.

### *Health Coverage*

Testing: Health insurers will have to reimburse providers for all coronavirus testing and related visits based on the cash price that the provider lists online, unless they have a previously negotiated rate or negotiate a new rate that's less than the cash price. Testing providers that don't list their prices online during the emergency could be penalized a maximum of $300 per day.

The legislation also expands the types of coronavirus lab tests that will have to be fully covered by insurance, including tests that haven't yet received an emergency use authorization from the Food and Drug Administration.

Vaccines: Health insurers will have to cover vaccines and other services intended to prevent Covid-19 without any cost-sharing. The requirement will take effect 15 business days after a recommendation from the U.S. Preventive Services Task Force or CDC Advisory Committee on Immunization Practices.

High-Deductible Health Plans: The legislation allows telehealth services to be covered under a high-deductible health plan before a patient reaches the deductible for plan years beginning on or before December 31, 2021.

Spending Accounts: The legislation permanently allows health savings accounts to be used for medicine without a prescription and for menstrual products. The provisions also apply to other spending accounts such as flexible spending arrangements.

### *Provider Support*

Health Centers: The legislation provides an additional $1.32 billion for fiscal 2020 for supplemental awards to community health centers to prevent and treat Covid-19. Funding will be subject to Hyde amendment restrictions that prevent the use of federal funds for abortions, except in cases of rape or incest or if the mother's life is in danger.

Health Records: The legislation allows patient records related to substance use disorders to be disclosed to health-care providers and other entities in accordance with the Health Insurance Portability and Accountability Act after a patient gives initial consent. Substance use records are currently governed under stricter privacy regulations than HIPAA.

Under the bill, the information generally could not be used in civil, criminal, administrative, or legislative proceedings against a patient, or to discriminate against individuals seeking access to health care, employment, housing, courts, or public benefits.

Separately, the legislation directs HHS to issue guidance on sharing protected patient health information during the coronavirus emergency.

Other Provisions:

- Modify a previous authorization for a Ready Reserve Corps that hasn't been implemented.
- Exempt health-care professionals from liability for providing volunteer services during the coronavirus emergency.
- Allow HHS to assign National Health Service Corps members, with their voluntary agreement, to provide services to help respond to the pandemic if it's close to their original assignments.

### *Health Extenders*

DSH Cuts: The legislation delays until December 1 a scheduled $4 billion reduction in Medicaid funding for disproportionate share hospitals (DSH), which have large numbers of low-income and uninsured patients.

Public Health Programs: Funding for community health centers serving vulnerable and underserved populations will be extended at the fiscal 2019 level of $4 billion annually through fiscal 2020, and $668.5 million will be appropriated for the two-month period of October 1 through November 30.

The legislation extends funding for a number of other public health programs through November 30 at their fiscal 2019 levels, including:

- National Health Service Corps (NHSC).
- Teaching Health Center Graduate Medical Education (THCGME) Program.
- Special Diabetes Program.
- Special Diabetes Program for Indians.
- Sexual Risk Avoidance Education Program.
- Personal Responsibility Education Program.

Funding for the health centers, NHSC, and THCGME program will be subject to existing restrictions on using federal funds for abortion.

Medicare Programs: Funding for several Medicare provisions scheduled to expire May 22 will be extended through November 30, including:

- State health insurance assistance programs.
- A contract with the National Center for Benefits and Outreach Enrollment.
- A contract with a consensus-based entity, such as the National Quality Forum, regarding performance measurement.
- Area Agencies on Aging.
- Aging and Disability Resource Centers.

The package also extends until December 1 funding for a floor on the geographic index used to calculate provider payment rates under Medicare.

Medicaid Programs: The legislation extends through November 30 the Money Follows the Person demonstration grant program, and a protection against spousal impoverishment when a married individual is receiving home and community-based services.

TANF & Other Programs: The Temporary Assistance for Needy Families program will be extended through November 30 at its previous annual level of $16.6 billion. The legislation also will continue funding for related TANF programs, including grants to United States territories and for child care.

The Certified Community Behavioral Health Clinics demonstration program and Health Profession Opportunity Grants also will be extended through November 30.

### *Other Health Programs*

Several health workforce programs will be reauthorized from fiscal 2021 through 2025, including:

- $255 million annually for nursing workforce development programs.
- $51.5 million annually for scholarships for disadvantaged students.
- $48.9 million annually for primary care training and enhancement.
- $41.3 million annually for area health education centers.
- $40.7 million for geriatrics education and training.

The legislation reauthorizes several other health programs from fiscal 2021 through 2025, including:

- $125.5 million annually for the Healthy Start program related to infant mortality.
- $79.5 million annually for grant programs related to rural health care.
- $29 million annually for telehealth network and resource centers grant programs.

Funding for these programs will be subject to appropriations.

The legislation allows HHS to waive nutrition requirements for meal programs under the Older Americans Act during the coronavirus emergency. The Labor Department also could modify community service program requirements under that law, and increase administrative costs for projects, in response to the pandemic.

## Taxes and Rebates

### *Recovery Rebates*

The legislation provides refundable tax credits of as much as $1,200 per individual or $2,400 for couples who file joint tax returns. An additional $500 will be provided for each child.

The credit will be reduced by 5% for the amount a taxpayer's income exceeds $150,000 for joint returns, $112,500 for heads of household, and $75,000 for other filers. The rebate will completely phase out for incomes exceeding $198,000 for joint filers, $146,500 for heads of household, and $99,000 for individual filers, according to a summary from the Senate Finance Committee.

The rebate will be based on 2019 taxes, or for individuals who haven't filed, against their 2018 taxes or 2019 Social Security statements.

Payments will be made through December 31, 2020. They could be delivered electronically to accounts where a taxpayer had authorized deposit of a tax refund or other federal payment on or after January 1, 2018. Notice will have to be sent to the taxpayer within 15 days of sending the payment. Treasury Secretary Steven Mnuchin said during a March 25 White House virus briefing that the Department could begin sending payments in as little as three weeks.

A Social Security number will be required to claim the credit, although only one number will be required if one spouse was a member of the Armed Forces.

The legislation establishes rules for the credit to be provided in United States territories.

The Treasury Department, in coordination with the Social Security Administration, will have to conduct a public awareness campaign.

CARES provides funding to carry out the rebates that will remain available through FY 2021:

- $293.5 million for IRS taxpayer services.
- $170 million for IRS operations support.
- $78.7 million for the Treasury Department's Bureau of the Fiscal Service.
- $38 million for the Social Security Administration.
- $37.2 million for IRS enforcement.

### *Payroll Tax Deferral*

The legislation defers employer payroll and railroad retirement tax payments through the end of 2020. Deferred funds will be paid over two years in 2021 and 2022. The delay will provide businesses with about $300 billion of cash flow, according to a summary from House Ways and Means Committee Republicans.

Deferral will not apply to employers with small business loan debt forgiven under the bill. The legislation defers 50% of self-employed Social Security tax payments.

The legislation appropriates funds to cover any forgone revenue to the Social Security and disability insurance trust funds and Social Security Equivalent Benefit Account.

### *Employee Retention Credit*

The CARES Act establishes a refundable credit against employer payroll and railroad retirement taxes for certain employers that are hurt by the coronavirus but retain their employees. The credit will be for 50% of eligible employee wages paid after March 12, 2020, and before January 1, 2021. It will be provided for as much as $10,000 of compensation, including health benefits.

Employers could receive the credit if a government order related to the pandemic requires them to partially or fully suspend operations, or if their gross receipts declined by certain thresholds. Alternate rules will apply for tax-exempt organizations.

Employers with more than 100 full-time employees in 2019 will receive credits for wages paid to employees while they are not providing services. Employers with fewer employees will receive credit for wages paid while operations were suspended or during the quarter in which the company had a significant decline in gross receipts.

Employers could not receive the credit if they receive a loan under the SBA Paycheck Protection Program for 7(a) loans established by the bill (see above).

Employers could not use the credit for wages for which they also receive a credit under the work opportunity tax credit or a paid leave credit established by the 2017 tax overhaul (Public Law 115-97). Wages taken into account for the paid leave credits established under the second coronavirus response law (Public Law 116-127) could not also be used for the employee retention credit.

The credit will not apply to federal, state, or local government employers.

The legislation appropriates funds to the Social Security and disability trust funds and the Social Security Equivalent Benefit Account to offset the reduction in revenue.

### *Retirement Plans*

The legislation includes several retirement plan allowances that are often provided in legislation after major disasters.

Individuals could withdraw as much as $100,000 from their retirement accounts in 2020 without being subject to a 10% penalty. Funds will be treated as a tax-exempt rollover contribution if repaid in the next three years. If funds weren't repaid, they will be taxed as income over three years.

Individuals will be eligible to make withdrawals if they, their spouse, or their dependent are diagnosed with Covid-19, or if the pandemic hurts their finances, such as through layoffs or reduced hours.

Eligible individuals could receive loans for the lesser of $100,000 or the present value of their vested benefits in their employer retirement accounts in the 180 days after the bill's enactment. The limit is currently $50,000 or half the account's value.

Individuals affected by the coronavirus with retirement plan loans due by December 31, 2020, will have an extra year to repay them.

The CARES Act modifies certain retirement plan and account minimum distribution rules for 2020.

### *Charitable Contributions*

The legislation creates a $300 above-the-line individual charitable contribution allowance for individuals who don't itemize their returns for tax years beginning in 2020.

The legislation also suspends for 2020 the limit on the individual charitable deduction, which is available to filers who itemize. The deduction is limited to 60% of individual taxpayers' adjusted gross incomes through 2025.

The corporate charitable deduction limit will be increased in 2020 to 25% of taxable income, from 10%. A deduction for food inventory contributions will be increased to 25%, from 15%.

### *Student Loans*

Employer student loan repayment assistance paid after the bill's enactment and before January 1, 2021, will be excluded from employees' income tax. Repaid amounts will count toward a $5,250 limit on other forms of employer-provided education assistance, such as tuition and related expenses, that can be excluded from income.

### *Business Losses*

The legislation allows business losses from tax years after December 31, 2017, and before January 1, 2021, to be carried back five years. Net operating loss carrybacks were eliminated for most businesses by the 2017 tax overhaul. Separate rules will apply to real estate investment trusts and life insurance companies.

The legislation allows the full amount of net operating loss carryovers and carrybacks to be used for tax years beginning before January 1, 2021. The deduction was limited to 80% of taxable income under the 2017 tax overhaul. A separate deduction limit will be established for tax years beginning after December 31, 2020.

The legislation modifies the effective date of changes to the net operating loss deduction included in the 2017 tax overhaul. Republicans have previously sought changes to the date language, which they say doesn't reflect congressional intent.

The legislation also modifies net operating loss deduction limits for pass-through businesses and sole proprietorships.

### *Other Business Provisions*

The CARES Act:

- Allows companies to more quickly access their remaining alternative minimum tax credits. The 2017 tax overhaul eliminated the corporate AMT but made remaining AMT credits refundable over several years, ending in 2021.
- Allows businesses to deduct 50% of their interest expenses in 2019 and 2020, with adjustments, instead of 30%. Separate rules will apply for partnerships.
- Addresses the "retail glitch" from the 2017 tax overhaul, in which the depreciation schedule for certain restaurant and retail businesses' qualified improvement property was inadvertently lengthened to 39 years. The bill classifies qualified improvement property as 15-year property, or 20-year property under an alternative depreciation system. The classification will make the property eligible for temporary "bonus depreciation" established by the 2017 tax law, which will allow it to be written off immediately.

### *Aviation Taxes*

The legislation suspends the 7.5% passenger ticket tax and 6.25% cargo tax until January 1, 2021. Kerosene used for commercial aviation also will not be taxed during that period. The proceeds from those taxes are deposited in the Airport and Airway Trust Fund.

### *Hand Sanitizer*

The CARES Act exempts hand sanitizer from an excise tax on distilled spirits. It will apply to hand sanitizer produced and distributed in 2020 in response to coronavirus. The provision will help distilleries that have begun producing hand sanitizer.

The federal alcohol excise tax is currently set at $2.70 per gallon for the first 100,000 gallons produced in a calendar year. Manufacturers pay $13.34 a gallon up for every additional gallon up until they make 22.23 million gallons. Any alcohol produced beyond that threshold is taxed at $13.50 a gallon.

The legislation also waives bulk sales and labeling requirements.

### Defense Production Act

The legislation waives several requirements of the Defense Production Act. President Donald Trump invoked the law, which gives the federal government priority for manufacturing orders, on March 18, although his administration has been slow to use it.

The CARES Act waives for two years a provision barring the Defense Production Act Fund from having a balance greater than $750 million, and another requiring an act of Congress to authorize projects that will correct an industrial resource shortfall exceeding $50 million.

It waives for one year a requirement that the president notify Congress 30 days before making a loan that would cause federal obligations for the shortfall to exceed $50 million, and an additional congressional notification requirement related to projects exceeding that threshold.

**Consumer Protections**

***Mortgage Payments, Foreclosures and Evictions***

Borrowers with federally backed mortgages -- including those that are insured by the Federal Housing Administration, guaranteed by the Veterans Affairs Department, or purchased by Fannie Mae and Freddie Mac -- who attest that they're experiencing financial hardship due to Covid-19 could suspend their payments for 180 days, with a possible 180-day extension. They will not accrue interest or fees during that period.

The legislation also prohibits foreclosures on homes with federally backed mortgages for at least 60 days starting March 18.

Landlords with federally backed mortgages on multifamily properties could suspend their payments for as long as 30 days, with as many as two 30-day extensions. They could not evict tenants or charge fees during that period.

The legislation also suspends evictions for 120 days following the bill's enactment on properties that have a federally backed mortgage or participate in a covered federal housing program.

***Credit Reports***

Lenders and other businesses could let consumers affected by Covid-19 defer or suspend their debt payments or make partial payments from Jan. 31 through 120 days after the legislation is enacted or the coronavirus emergency ends.

They will have to report positive information about those accounts to credit reporting companies, or give consumers with delinquent accounts a chance to resolve the negative information in their credit reports by the end of the covered period.

**Banking Rules**

The legislation waives several banking and accounting rules, most of which will be reinstated in 2021 or when the coronavirus public health emergency ends.

### *Accounting Rules*

Banks and credit unions will be temporarily exempt from a 2016 accounting rule on credit losses issued by the Financial Accounting Standards Board.

The rule includes a methodology for current expected credit losses (CECL) opposed by banks that requires them to set aside reserves to cover potential losses over the life of a loan.
Financial institutions also could exempt themselves from accounting rules that would otherwise categorize certain loan modifications related to Covid-19, such as payment deferrals, as troubled debt restructurings (TDRs). Agencies will have to defer to the financial institutions.

Loan modifications that qualify as TDRs typically result in stricter accounting and disclosure requirements.

The TDR waiver period will run from March 1 through December 31 or 60 days after the coronavirus public health emergency ends, whichever is sooner.

Federal banking agencies announced similar reliefin a March 22 interagency statement.

### *Money Market Funds*

The Treasury Department could use its Exchange Stabilization Fund (ESF) to backstop money market funds, a key source of short-term liquidity for businesses and households. The legislation provides “such sums as may be necessary” to reimburse the ESF for any claims payments that exceed collected fees.

The Department used the ESF during the 2008 financial crisis to guarantee more than $3 trillion of money market fund holdings amid an investor run. The use of the ESF for such guarantees was subsequently barred under Public Law 110-343.

### *Capital Rules*

Federal banking agencies will have to set an optional capital-to-asset ratio of 8% for community banks with less than $10 billion in assets, instead of the current 9%.
Eligible banks that exceed the ratio are automatically deemed to have met other leverage and risk-based capital rules set by the banking agencies.

### *Lending Limits*

Lending limits imposed on national banks will be lifted for loans they issue to nonbank financial institutions, similar to a waiver for loans issued to regular financial institutions and approved by the Office of the Comptroller of the Currency (OCC).

The OCC could waive any other transaction from the lending limits, if it finds an exemption is in the public interest.

### *FDIC Guarantees*

The Federal Deposit Insurance Corporation (FDIC) will be authorized to guarantee additional types of deposits, including on accounts that don't accrue interest.

It also could establish an emergency program to guarantee the debt of solvent insured banks up to a maximum level without further congressional approval.

The National Credit Union Administration will be authorized to increase insurance coverage levels for non-interest-bearing accounts held at federally backed credit unions.

### *Credit Union Liquidity*

The legislation allows credit unions serving corporate customers to seek loans through the Central Liquidity Facility, a mixed-ownership government corporation that lends to other credit unions experiencing unusual liquidity shortfalls.

Applicants will have to show that they made reasonable efforts to obtain liquidity from certain other sources.

The legislation also increases the facility's authority to borrow funds from a single source.

### *Closed Federal Reserve Meetings*

The Federal Reserve chairman will be authorized in "unusual and exigent circumstances" to exempt Fed board meetings from the Sunshine in the Government Act, which requires the board to announce certain meetings in advance and permit public attendance.

### Aviation Workforce

The legislation provides $32 billion to the Treasury Department for financial assistance to the aviation workforce.

The aid will be limited to $25 billion for passenger airlines, $4 billion for cargo airlines, and $3 billion for catering and ground support contractors. Funds could only be used to pay employees, except for $100 million that the Treasury Department could use for administration.

Payments will reflect employee costs in the period of April 1, 2019, through September 30, 2019. Companies will have to agree not to reduce pay and benefits or conduct involuntary furloughs until September 30, 2020.

The legislation includes restrictions similar to those that the bill imposes on airlines that receive loans. Companies will have to agree that through September 30, 2021, they will not purchase equity of their company or parent company, pay dividends, or make other capital distributions. They will have to agree to similar highly compensated employee wage restrictions through March 24, 2022.

The Transportation Department could require airlines to maintain service to points served before March 1, 2020. The authority will terminate on March 1, 2022.

The Treasury Department could receive warrants, options, preferred stock, debt securities, notes, or other financial instruments as compensation to the federal government.
Financial assistance could not be conditioned on the implementation of measures to enter into collective bargaining negotiations between when the financial assistance is first provided and September 30, 2020.

**Oversight Provisions**

***Special Inspector General***

CARES creates an Office of the Special Inspector General for Pandemic Recovery within the Treasury Department to audit and investigate the Department's loans and other activities under the bill. The special inspector general will be appointed by the president and subject to Senate confirmation, and the office could be staffed as necessary using competitive hiring procedures.

The office will report to Congress quarterly with detailed information on all loans, guarantees, and other Treasury Department transactions under the bill. The Department will have to address any deficiencies identified in a report or certify to Congress that action would not be necessary or appropriate.

The legislation requires $25 million of the $500 billion appropriated by the bill to be made available to the Office of the Special Inspector General. The office will terminate five years after the bill's enactment.

***Pandemic Response Accountability Committee***

The legislation provides $80 million for a Pandemic Response Accountability Committee that will oversee loans and other funds provided to nonfederal entities under the bill and other coronavirus response laws.

The committee will be established within the Council of Inspectors General on Integrity and Efficiency. It will include inspectors general of relevant departments and an executive director selected with congressional input.

The committee will detect and prevent fraud, waste, abuse, and mismanagement, and identify major risks. Its tasks will include conducting audits, and reviewing grant and contract reporting and program administration. It could issue subpoenas to compel testimony.
Suspected violations of criminal law will be reported to the Justice Department.
Information on how the funds are used will have to be posted to a public website. Federal agencies will have to report monthly on any use of coronavirus funds that exceeds $150,000.
The committee will terminate on September 30, 2025.

### *Conflicts of Interest*

Businesses owned by the president, vice president, a cabinet secretary, or member of Congress will be ineligible for loans, guarantees, and other relief under the bill. The bar will apply to entities in which the government official owns at least 20% of any class of equity, measured by vote or value.

The prohibition will include any interests owned by spouses, children, and children's spouses.

Entities will have to certify to the Treasury Department and the Federal Reserve that they are eligible to participate under the conflict of interest provisions before any transaction could be approved.

### *Oversight Commission*

The bill creates a Congressional Oversight Commission within the legislative branch to oversee the Treasury Department and Federal Reserve's stabilization activities related to the pandemic.

It will report to Congress on the use and effects of authorities provided by the bill, especially with regard to market transparency and long-term costs and benefits to taxpayers.

The commission will consist of members appointed by the speaker and minority leader of the House, the two party leaders of the Senate, and a chairperson appointed jointly by the speaker and the Senate majority leader after consulting with the minority leaders in their chambers. It could hire staff, and executive agency personnel could be detailed to the commission.

The commission could hold sworn proceedings and obtain information from agencies. The commission will terminate September 30, 2025.

The legislation authorizes such sums as may be necessary for the commission. Expenses will have to be reimbursed by the Treasury Department and the Federal Reserve.

### *Transaction Reports*

The Treasury Department will have to:

- Publish information on its loans and guarantees to businesses, including the terms and the names of counterparties, online within 72 hours.
- Provide reports and detailed financial statements to Congress within seven days, publish them seven days later, and summarize the information every 30 days.
- Publish contracts with outside entities to administer a loan or guarantee within 24 hours.

The Federal Reserve will have to report to Congress and the public on emergency lending facilities supported by the Treasury Department under the legislation.

**Other Provisions**

***Postal Service***

The legislation will let the U.S. Postal Service borrow as much as $10 billion in additional funds from the Treasury Department to cover operating expenses during the Covid-19 emergency. The USPS could not use the funds to pay any outstanding debt.

The Postal Service currently has a $15 billion borrowing cap, with $11 billion in outstanding debt as of September 30, 2019, according to its annual financial report.

The legislation also will require the Postal Service to prioritize medical deliveries, and will allow it to establish temporary delivery points to protect its workers and the public.

***Pension Provisions***

The legislation extends the deadline for minimum contributions to single-employer pension plans to January 1, 2021. Such contributions will include accrued interest.

The legislation amends the definition of Cooperative and Small Employer Charity plans to include a medical research organization that focuses on mothers and children and has been in existence since 1938.

The Labor Department could postpone filing deadlines under the Employee Retirement Income Security Act for as long as one year for a public health emergency.

***Workforce Development***

The legislation allows 2019 workforce development funds to be used for administrative costs and rapid response activities related to a qualifying emergency.

## Relevant Federal Funding Opportunities for Dakota County

Agency: U.S. Department of the Interior, National Park Service
Program: Land and Water Conservation Fund State and Local Assistance Program
Estimated Total Program Funding: $50,000,000
Maximum Grant Award: $4,500,000
Closing Date for Applications: April 30, 2020
Program Description: The National Park Service provides matching grants to states and through states to local governments for the acquisition and development of lands and waters for outdoor recreation purposes.
Link to grants.gov: https://www.grants.gov/web/grants/view-opportunity.html?oppId=325093

Agency: U.S. Department of Labor, Employment and Training Administration
Program: National Dislocated Worker Grants Program Guidance
Estimated Total Program Funding: $300,000,000
Maximum Grant Award: $25,000,000
Closing Date for Applications: Currently, there is no closing date for this opportunity.
Program Description: National Dislocated Worker Grants (DWGs) are discretionary grants awarded by the Secretary of Labor under Section 170 of the Workforce Innovation and Opportunity Act (WIOA) to provide employment-related services for dislocated workers. The Department funds two types of DWGs: Disaster Recovery and Employment Recovery. Disaster Recovery DWGs provide funding to create temporary employment opportunities to assist with clean-up and recovery efforts when an area impacted by an emergency or major disaster is declared eligible for public assistance by the Federal Emergency Management Agency (FEMA), or is declared, or otherwise recognized, as an emergency or disaster of national significance by a Federal agency with authority or jurisdiction over Federal response to the disaster or emergency. Employment Recovery DWGs temporarily expand capacity to serve dislocated workers and to meet the increased demand for employment and training services following a qualifying event. Qualifying events include major economic dislocations, such as plant closures, mass layoffs, or higher-than-average demand for employment and training activities for dislocated members of the Armed Forces and their spouses.
Link to grants.gov: https://www.grants.gov/web/grants/view-opportunity.html?oppId=325616

Agency: U.S. Department of Labor, Employment and Training Administration
Program: Pathway Home
Estimated Total Program Funding: $65,000,000
Maximum Grant Award: $4,000,000
Closing Date for Applications: April 15, 2020
Program Description: The purpose of this pilot program is to provide eligible, incarcerated individuals in state correctional facilities or local jails with workforce services prior to release and to continue services after release by transitioning the participants into reentry programs in the communities to which they will return. These grants are job-driven and build connections to local employers that will enable transitioning offenders to secure employment. These projects ensure that transitioning offenders are prepared to meet the needs of their local labor markets with the skills valued by employers. Applicants must ensure that occupational training provided has no federal, state, or local regulations that restrict individuals with criminal records from obtaining licenses or other necessary credentials in that career. Employer connections will inform specific program curricula and ensure relevance to the needs of local businesses and jobs. Teaching transitioning offenders foundational skills, such as job readiness, employability, and job search strategies, in addition to providing apprenticeships and occupational training leading to industry-recognized credentials, can provide access to employment and reduce the likelihood of reoffending.
Link to grants.gov: https://www.grants.gov/web/grants/view-opportunity.html?oppId=325084

Agency: National Endowment for the Humanities
Program: Infrastructure and Capacity Building Challenge Grants
Estimated Total Program Funding: $12,500,000
Maximum Grant Award: $750,000
Closing Date for Applications: May 15, 2020
Program Description: The National Endowment for the Humanities (NEH) Office of Challenge Grants is accepting applications for the Infrastructure and Capacity Building Challenge Grants. Capital Projects support the design, purchase, construction, restoration, or renovation of facilities for humanities activities. Digital Infrastructure projects support the maintenance, modernization, and sustainability of existing digital scholarly projects and platforms. For both Capital Projects and Digital Infrastructure, expenditures must be shown to bring long-term benefits to the institution and to the humanities more broadly.
Link to grants.gov: https://www.grants.gov/web/grants/view-opportunity.html?oppId=325278

We trust this report is of use to you.

**DAKOTA COUNTY BOARD OF COMMISSIONERS**

**Authorization To Amend Emergency Hotel Funding For Matrix Housing Services**

Meeting Date: 4/7/2020
Item Type: Regular-Action
Division: Community Services
Department: Social Services
Contact: Evan Henspeter
Contact Phone: (651) 554-6344
Prepared by: Kastler, Madeline

Fiscal/FTE Impact:
☐ None ☐ Other
☒ Current budget ☐ Amendment requested
☐ New FTE(s) requested
Board Goal: A great place to live
Public Engagement Level: N/A

**PURPOSE/ACTION REQUESTED**
Authorize amendment of emergency hotel shelter services contract with Matrix Housing Services.

**SUMMARY**
The Housing section in the Social Services Department provides both in-house and contracted services across the service continuum and contracted services includes emergency shelter. By Resolution No. 19-586, (June 18, 2019), the Dakota County Board of Commissioners authorized a contract with Matrix Housing Services to operate a cold weather drop-in emergency shelter in the amount of $250,000 for the period of November 1, 2019 through April 1, 2020. This shelter is currently being operated at Grace Lutheran Church in Apple Valley and is scheduled to close on April 1, 2020. The shelter is currently at capacity with 44 individuals.

A Request for Proposal (RFP) was issued on October 10, 2019, to contract with a vendor to place adults with disabilities experiencing homelessness in hotels, using Department of Human Services (DHS) Emergency Shelter Grant funds. Three proposals were received, and a review committee comprised of Dakota County staff recommended Salvation Army. Salvation Army received the highest point total, followed closely by Matrix Housing Services. See Attachment A for the Emergency Shelter Solicitation Summary.

By Resolution No. 19-850 (November 26, 2019), the Dakota County Board of Commissioners authorized a contract with Salvation Army, who has successfully placed twelve individuals in a hotel. Despite being at capacity, Salvation Army's budget remains underspent. In light of the current situation with the drop-in emergency shelter closing on April 1, Matrix Housing Services has the capacity to begin placing their current clients experiencing homelessness in hotels as soon as they have resources to do so.

The spread of the COVID-19 virus has prompted the World Health Organization (WHO), the Center for Disease Control (CDC), the Minnesota Department of Health (MDH), and others to encourage, and in some cases mandate, people and especially vulnerable populations to "social distance" from others. A contract was executed with Matrix Housing Services, approved by the County Attorney's Office as to form, in the amount of $99,000 for the period of date of execution through December 31, 2020, for emergency hotel shelter services to house and support 44 individuals in hotels. The request of the Dakota County Board of Commissioners is to authorize a contract amendment to the Matrix Housing Services contract in the amount of $540,000 to allow Matrix Housing Services to continue to house and support 44 individuals in hotels.

**OUTCOMES**
Outcomes vary across service areas. The following are examples of outcomes expectations:
- 100% of individuals are kept safe, have their basic needs met and connected to appropriate services
- 90% of individuals complete the housing assessment for those staying longer than one week

All contractors will report the following information to Dakota County on a quarterly basis based on the specific requirements of the contract: Number of clients served (how much?); Process measures (how well?); Outcomes (is anyone better off?); and Budget vs Actual expenditures.

**RECOMMENDATION**
Staff recommends the Dakota County Board of Commissioners authorize a contract amendment to the Matrix Housing Services contract for emergency hotel funding services in the amount of $540,000 for a total not to exceed contract amount of $639,000 for the period of date of execution through December 31, 2020.

**EXPLANATION OF FISCAL/FTE IMPACTS**
Funding for these contracts is included in the 2020 Social Services Adopted Budget. All contracts will contain a provision that allows the County to terminate the contracts immediately in the event that sufficient funds from the county, state, or federal funds are no longer available at a level sufficient to continue services.

**Supporting Documents:**
Attachment A: Emergency Shelter Solicitation Summary

**Previous Board Action(s):**
19-586; 6/30/19
19-580; 11/26/19

**RESOLUTION**

WHEREAS, the Housing section in the Social Services Department provides both in-house and contracted services across the service continuum and contracted services includes emergency shelter; and

WHEREAS, By Resolution No. 19-586, (June 18, 2019), the Dakota County Board of Commissioners authorized a contract with Matrix Housing Services to operate a cold weather drop-in emergency shelter in the amount of $250,000 for the period of July 1, 2019 through June 30, 2020; and

WHEREAS, this shelter is currently being operated at Grace Lutheran Church in Apple Valley, is scheduled to close on April 1, 2020, and is currently at capacity with 44 individuals; and

WHEREAS, a Request for Proposal (RFP) was issued on October 10, 2019, to contract with a vendor to place adults with disabilities experiencing homelessness in hotels, using Department of Human Services (DHS) Emergency Shelter Grant funds; and

WHEREAS, three proposals were received, and a review committee comprised of Dakota County staff recommended Salvation Army as Salvation Army received the highest point total, followed closely by Matrix Housing Services; and

WHEREAS, By Resolution No. 19-580 (November 26, 2019), the Dakota County Board of Commissioners authorized a contract with Salvation Army, who has successfully placed twelve individuals in a hotel; however, Salvation Army's budget remains underspent; and

WHEREAS, in light of the current situation with the drop-in emergency shelter closing on April 1, Matrix Housing Services has the capacity to begin placing their current clients experiencing homelessness in hotels as soon as they have resources to do so; and

WHEREAS, the spread of the COVID-19 virus has prompted the World Health Organization (WHO), the Center for Disease Control (CDC), the Minnesota Department of Health (MDH), and others to encourage, and in some cases mandate, people and especially vulnerable populations to "social distance" from others; and

WHEREAS, a contract was executed with Matrix Housing Services for emergency hotel shelter services, approved by the County Attorney's Office as to form, in the amount of $99,000 for the period of date of execution through December 31, 2020, to house and support 44 individuals in hotels; and

WHEREAS, staff recommends the Dakota County Board of Commissioners authorize a contract amendment to the Matrix Housing Services contract for emergency hotel funding services in the amount of $540,000, for a total not to exceed contract amount of $639,000 for the period of date of execution through December 31, 2020.

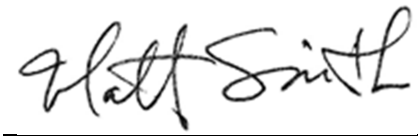
NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to amend the contract with Matrix Housing Services for emergency hotel shelter services funded by the Minnesota Department of Human Services Emergency Shelter Grant in the amount of $540,000 for a total not to exceed contract amount of $639,000 for the period of date of execution through December 31, 2020, 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, within the amount budgeted, to alter the number and types of clients served, types of services provided, service expectations and rates, and the contract term, consistent with County contracting policies, subject to the approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the 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.

**County Manager's Comments:**

- ☒ Recommend Action
- ☐ Do Not Recommend Action
- ☐ Reviewed---No Recommendation
- ☐ Reviewed---Information Only
- ☐ Submitted at Commissioner Request



County Manager

**Reviewed by (if required):**

- ☒ County Attorney's Office
- ☒ Financial Services
- ☒ Risk Management
- ☐ Employee Relations
- ☐ Information Technology
- ☐ Facilities Management

**Emergency Hotel Sheltering and Services RFP**

**RFP Release Date**: 10/28/19

**Question and Answer**: 11/4/19

**Proposals Due**: 11/12/19

**Advertised/Posted**: DC Works, Emailed housing mail list

**Services Description**: To provide temporary emergency shelter and services to adults with a disability using hotels. There are $200,000 in funds available for **the period of** 11/26/2019 through 4/30/2020.

**Primary Deliverables**:

To provide temporary emergency shelter and services to adults with a disability using hotels.

**Public Engagement**:

**Schedule**: Start contract 12/1/2019, goes through 4/30/2020

**Solicitation Selection Criteria**:

Services:

- Organization's name, address, phone number**,** and name and e-mail of contract person
- Describe why your organization is applying for the these services. Please include information about your agency qualifications and experience that supports the scope of work, including:
    - Brief background on ability and experience providing shelter services to adults ages 18+ with disabilities who are experiencing homelessness
    - Brief background on ability and experience providing support services to same population.
    - Experience in compliance with local, state and federal housing and service programs
    - Experience with and willingness to use the Homelessness Management Information System (HMIS)
    - Organizational and housing services philosophies
    - Ability to meet diverse needs of clients (culture, service needs, etc)
    - Process to respond to complaints or issues related to culture, race, treatment or service
    - Description of service proposal for emergency shelter and services using hotels, including:
        - Description of outreach and/or referral process
        - Description of eligibility criteria, e.g. homeless requirement
        - Description of shelter and support services
        - Proposed number of people served
    - Description of how you will coordinate with existing emergency shelter resources, e.g. Matrix shelter.
    - Proposed budget, to include costs for hotel, transportation, food and staffing costs.

- Staff capacity, or ability to secure staff, to provide services on December 1, 2019, or within the timeframe negotiated with the County.

**Proposals Received**: The Salvation Army, Matrix Housing Services, Ally Supportive Services

**Solicitation Review Team Makeup**: Four Dakota County Social Services employees; Madeline Kastler, Kristin Bates, Steve Throndson, Rebecca Bowers

**Date of Review**: 11/14/2019

**Evaluation Results**: The Salvation Army: 334, Matrix Housing Services: 317, Ally Supportive Services: 272

**Ranking of vendors**:

1. The Salvation Army
2. Matrix Housing Services
3. Ally Supportive Services

**Rationale of Selected Vendor**: The Salvation Army presented a well thought out and complete proposal that adequately addressed the needs and issues we presented. They come into this contract with experience providing these services in other states as well as other parts of Minnesota. The work they have done in Dakota County previously as well as their experience gives us confidence that they will exceed in the expectations that we have laid out for them.

**Contract Recommendations**: Staff recommends full funding of the services contract.

**DAKOTA COUNTY BOARD OF COMMISSIONERS**

**Scheduling Of Public Hearing To Receive Comments On Proposed Interim Ordinance Establishing Temporary Moratorium To Prevent Groundwater Diversion From Dakota County**

Meeting Date: 4/7/2020
Item Type: Regular-Action
Division: Physical Development
Department: Environmental Resources
Contact: Grover, Valerie
Contact Phone: (952) 891-7019
Prepared by: Grover, Valerie

Fiscal/FTE Impact:
☒ None ☐ Other
☐ Current budget ☐ Amendment requested
☐ New FTE(s) requested
Board Goal: A healthy environment with quality natural areas

Public Engagement Level: N/A

**PURPOSE/ACTION REQUESTED**
Schedule a public hearing for May 5, 2020, at 9:00 a.m. to receive comments on a proposed interim ordinance establishing a temporary moratorium on construction of new wells that have the potential to divert large quantities of groundwater out of Dakota County. This is under the authority of the Well and Water Supply Management Ordinance (Ordinance No. 114).

**SUMMARY**
Dakota County has administered Ordinance No. 114, Well and Water Supply Management, through a Delegation Agreement with the Minnesota Department of Health to manage and operate a well regulatory program since its initial adoption on December 20, 1988. The purpose of Ordinance No. 114 is to establish standards for the construction, reconstruction, sealing, maintenance, and regulation of wells to protect groundwater and the environment and to promote the health, safety, and welfare of the public. Ordinance No. 114 has been amended four times (1992, 1995, 1998, 2019). The last amendment was adopted by the County Board on November 12, 2019.

In 2019, a commercial enterprise proposed to pump 500 million gallons per year of groundwater from Dakota County and ship it by rail to sell in the southwestern United States. Exporting millions of gallons of groundwater from Dakota County could deplete the County's future water supply for human uses and damage its natural ecosystems.

Current Minnesota Statutes and Rules and Dakota County Ordinance 114 do not adequately address the construction of wells for the purpose of bulk water exportation/ diversion out of state. There is insufficient information at this time to understand what the impacts on public health and the environment would be if millions of gallons of groundwater were removed from Dakota County watersheds. Since the intent of Ordinance No. 114 is to protect groundwater and the environment, additional time to study the matter is required to ensure adequate protection and apply appropriate ordinance revisions.

The interim ordinance will establish a 365-day moratorium prohibiting the construction on new wells estimated to use a water volume greater than 10,000 gallons per day or 1,000,000 gallons per year for the following proposed water uses:

- Commercial/Industrial Water Supply
- Other Water Supply
- Agriculture/Food Processing

The moratorium will not apply to permits required to replace existing wells if the existing well fails.

**RECOMMENDATION**
Staff recommends that the Dakota County Board of Commissioners schedule a public hearing for 9:00 a.m. on May 5, 2020, either in the Boardroom of the Dakota County Administration Center, 1590 Highway 55, Hastings, Minnesota, or via telephone or other electronic means to receive comments on the proposed interim ordinance (Attachment A).

**EXPLANATION OF FISCAL/FTE IMPACTS**
None.

**Supporting Documents:**
Attachment A: Interim Ordinance

**Previous Board Action(s):**

**RESOLUTION**

WHEREAS, it is a goal of the Dakota County Board of Commissioners to maintain County ordinance regulatory authority that effectively minimizes potential adverse impacts to the public's health, safety, and welfare and the environment of Dakota County; and

WHEREAS, Dakota County has administered Ordinance No. 114, Well and Water Supply Management, through a Delegation Agreement with the Minnesota Department of Health to manage and operate a well regulatory program since 1988; and

WHEREAS, the purpose of Ordinance No. 114 is to establish standards for the construction, reconstruction, sealing, maintenance, and regulation of wells to protect groundwater and the environment and to promote the health, safety, and welfare of the public; and

WHEREAS, in 2019, a commercial enterprise proposed to pump 500 million gallons per year of groundwater from Dakota County and ship it by rail to sell in the southwestern United States; and

WHEREAS, exporting millions of gallons of groundwater from Dakota County could deplete the County's future water supply for human uses and damage its natural ecosystems; and

WHEREAS, current Minnesota Statutes and Rules and Dakota County Ordinance 114 do not adequately address the construction of wells for the purpose of bulk water exportation/ diversion out of state; and

WHEREAS, Dakota County Environmental Resources Department Staff, in consultation with the Dakota County Attorney's Office, has prepared an interim ordinance establishing a moratorium temporarily prohibiting the construction on new wells that will use greater than 10,000 gallons per day or 1,000,000 gallons per year for commercial/industrial water supply, other water supply, and agriculture/food processing, with the exception for replacement of existing wells; and

WHEREAS, a public hearing is requested for May 5, 2020, at 9:00 a.m. to receive comments on the Industrial Well Moratorium; and

WHEREAS, meetings of the County Board are held in the Boardroom, Administration Center, 1590 Highway 55, Hastings, MN, except due to the ongoing impacts from the COVID-19 virus, the Board is conducting public meetings via telephone or other electronic means pursuant to Minn. Stat. § 13D.021 and will continue to do so long as it is not practical or prudent to hold in-person meetings because of the COVID-19 health pandemic emergency declared under Minn. Stat. Chapter 12 by the Minnesota Governor Tim Walz and the Dakota County Board of Commissioners pursuant to Res. No. 20-139; and

WHEREAS, updated information on the manner of the public meeting can be found on the Dakota County website at www.dakotacounty.us; and

WHEREAS, the public may submit comments for the public hearing via email to CountyAdmin@co.dakota.mn.us; and

WHEREAS, if the May 5, 2020, County Board meeting is conducted via telephone or other electronic means, Dakota County will provide the public the ability to participate and hear all discussion and comments during the public hearing by telephone or other electronic means; and

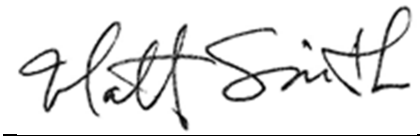
WHEREAS, Dakota County continues to work to improve the technology and process for remote participation for public meetings during this local emergency and will provide notice of any change in the process.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby schedules a public hearing for May 5, 2020, at 9:00 a.m. in the Boardroom, Administration Center, 1590 Highway 55, Hastings, MN or via telephone or other electronic means; and

BE IT FURTHER RESOLVED, That staff will work with the Minnesota Department of Natural Resources and Minnesota Department of Health to study the potential impacts on public health and the environment if millions of gallons of water were removed from Dakota County watersheds and bring recommendations to the County Board for consideration.

**County Manager's Comments:**

- ☒ Recommend Action
- ☐ Do Not Recommend Action
- ☐ Reviewed---No Recommendation
- ☐ Reviewed---Information Only
- ☐ Submitted at Commissioner Request



County Manager

**Reviewed by (if required):**

- ☒ County Attorney's Office
- ☒ Financial Services
- ☒ Risk Management
- ☐ Employee Relations
- ☐ Information Technology
- ☐ Facilities Management

**ORDINANCE NO. _____**

**AN ORDINANCE ESTABLISHING A 365-DAY MORATORIUM PROHIBITING THE CONSTRUCTION, INSTALLATION OR PERMITTING OF SPECIFIC INDUSTRIAL PROCESSING WELLS IN DAKOTA COUNTY**

**SECTION 1.00 APPLICABILITY**

This ordinance applies to specific Industrial Processing Wells in Dakota County, Minnesota.

**SECTION 2.00 PURPOSE**

Dakota County has administered Ordinance No. 114, Well and Water Supply Management, through a delegation agreement with the Minnesota Department of Health to manage and operate a well regulatory program since its initial adoption on December 20, 1988. The purpose of Ordinance No. 114 is to establish standards for the construction, reconstruction, sealing, maintenance, and regulation of wells to protect ground water and the environment and to promote the health, safety and welfare of the public. Ordinance No. 114 has been amended four times (1992, 1995, 1998 and 2019).

Ordinance 114 applies to regulating the construction, reconstruction, operation, maintenance, repair, permanent sealing, and annual maintenance permitting in the county of:

- Any well used:
  - As a private water-supply well
  - As part of a non-community public water system as defined in 40 C.F.R.141.2 (e.g. wells serving schools, parks, motels, restaurants)
  - For irrigation
  - For agricultural, commercial, or industrial water supply
  - For heating or cooling, including groundwater thermal exchange devices but excluding bored geothermal heat exchangers
  - For environmental wells
  - For dewatering wells
- Any other wells listed in the Delegation Agreement between the Minnesota Department of Health and Dakota County.

Dakota County is also in the process of developing a Groundwater Plan under Minnesota Statute 103B.255 to replace the Groundwater Plan that was previously incorporated into the County's Comprehensive Plan. The Groundwater Plan will address water quantity, water quality, water education, and governance. Because groundwater supplies 90% of the County's water supply, one priority of the Ground Water Plan is to safeguard the County's water supply.

In 2019, a commercial enterprise proposed to pump 500 million gallons of groundwater per year from Dakota County and ship it by rail to sell in the southwestern United States. Exporting millions of gallons of groundwater from Dakota County could deplete the County's future water supply for human uses and damage natural ecosystems.

Current Minnesota Statutes and Rules, as well as Dakota County Ordinance No. 114, do not adequately address the construction of wells for bulk water exportation. Currently, insufficient information exists to understand the impacts to public health and the environment if millions of gallons of water are removed from Dakota County watersheds. Additional time is needed to study the impacts of bulk water exportation and to determine whether the pending water plan ensures sufficient groundwater levels to support the County's growing population, agriculture, and industry, and determine whether other regulatory measures to ensure sufficient groundwater supplies to support human uses are needed, and to determined what modifications, if any, are needed to Ordinance No. 114.

**SECTION 3.00 MORATORIUM ESTABLISHED**

In accordance with the purpose set forth above and pursuant to the authority of Minnesota Statutes 394.34 (Interim Zoning) and the jurisdictional authority of the Dakota County Well and Water Management Ordinance (Ordinance No. 114), and the County's Groundwater Plan, a moratorium on the construction, installation, or permitting of new wells estimated to use a water volume greater than 10,000

gallons per day or 1,000,000 gallons per year for the following proposed Minnesota Department of Natural Resources (DNR) water uses and types :

- Commercial/Industrial Water Supply
- Other Water Supply
- Agriculture/Food Processing

This ordinance does not apply to existing wells or replacement of existing wells.

**SECTION 4.00 EFFECTIVE DATE**

The moratorium shall be in effect for 365-days commencing _____, 2020.

ATTEST:
COUNTY OF DAKOTA, STATE OF MINNESOTA

_____
Jenny Reynolds
Sr. Admin. Coordinator to the Board
DATE:_____

_____
Mike Slavik, Chair
Dakota County Board of Commissioners
DATE:_____

Approved as to Form:

_____
Helen R. Brosnahan
Assistant County Attorney
DATE:_____

Approved as to Execution:

_____
Helen R. Brosnahan
Assistant County Attorney
DATE:_____

**DAKOTA COUNTY BOARD OF COMMISSIONERS**

**Consideration Of Taxpayer Concern Regarding Property Tax Deadline Amid COVID-19**

Meeting Date: 4/7/2020
Item Type: Regular-Information
Division: Public Services and Revenue
Department: Property Taxation and Records
Contact: Koethe, Amy
Contact Phone: (651) 438-4370
Prepared by: Koethe, Amy

Fiscal/FTE Impact:
☐ None ☒ Other
☐ Current budget ☐ Amendment requested
☐ New FTE(s) requested
Board Goal: A successful place for business and jobs

Public Engagement Level: N/A

**PURPOSE/ACTION REQUESTED**
Consider taxpayer concerns regarding the property tax deadline due to the COVID-19 (coronavirus) pandemic.

**SUMMARY**
Dakota County recognizes the concern from taxpayers about the property tax deadlines amid the COVID-19 pandemic and its impact on our community. The primary focus is related to the first half property tax due date of May 15, 2020, as defined in Minn. Stat. § 279.01.

At this time, counties continue to seek legislative guidance regarding a delay of the first half property tax due date, recognizing that a Statewide initiative would ensure consistency related to property tax collection. Additionally, if wholescale deferral may not be viable, a uniform Statewide plan should be considered, targeting impacted taxpayers.

While counties do not have the legislative authority to extend the property tax due date, there is authority under Minn. Chapters 279 and 375 to abate penalty for late payment of property taxes in a current year. More specifically, Minn. Stat. § 279.01, Subd. 2 provides that penalty may be abated upon finding that the imposition of the penalty would be unjust and unreasonable. Minn. Stat. § 375.192, along with Dakota County Abatement Policy 8751, authorizes the Dakota County Board of Commissioners to delegate the authority to grant an abatement to the Property Taxation & Records Director (Attachment A).

Dakota County may consider providing relief to taxpayers using our authority under Minn. Chapters 279 and 375. In doing so, there are additional considerations that may be made as outlined below:

- Granting an abatement may be considered based on impacted taxpayers. In Dakota County, approximately 42% of property tax dollars are escrowed with funds already collected and available for payment to Dakota County. Attachment B provides information related to 2020 property tax collections by property type and jurisdiction.

- Delaying the enforcement of penalty collection would allow taxpayers to postpone payment of County and local tax. The County could cash flow operations with delayed tax payments. Local taxes collected would be distributed according to statute. Local jurisdictions' cash flow may be impacted.

- Recognizing local jurisdictions' reliance on property tax collections as a primary revenue source. Our municipal and school partners should be aware of any action that may delay the payment of property taxes and be given an opportunity to provide feedback.

- While Minn. Stat. § 276.09 provides for mandated tax distribution dates (Attachment C), the County may, upon written request, and to the extent practical, make additional partial payments of funds collected past the statutory dates to assist local taxing authorities.

Staff will provide additional information, answer questions, and seek Board direction on any next steps at either the State and/or County level.

**RECOMMENDATION**
Information Only. No action requested.

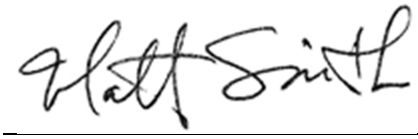
**EXPLANATION OF FISCAL/FTE IMPACTS**
Delayed tax payments will impact investment revenue.

**Supporting Documents:**
Attachment A: Dakota County Abatement Policy 8751
Attachment B: 2020 Dakota County Property Tax Collection Data
Attachment C: Statutory Tax Distribution Dates

**Previous Board Action(s):**

**RESOLUTION**
Information only. No action requested.

**County Manager's Comments:**
- ☐ Recommend Action
- ☐ Do Not Recommend Action
- ☐ Reviewed---No Recommendation
- ☒ Reviewed---Information Only
- ☐ Submitted at Commissioner Request



County Manager

**Reviewed by (if required):**
- ☒ County Attorney's Office
- ☒ Financial Services
- ☒ Risk Management
- ☐ Employee Relations
- ☐ Information Technology
- ☐ Facilities Management

# DAKOTA COUNTY POLICIES AND PROCEDURES MANUAL

## Policy 8751 Abatements

Original Publication Date: 10/14/2003

Revision Date(s): 7/30/2013

Last Reviewed: 7/30/2013

Department: Property Taxation & Records

Board or Administrative: Administrative

Related Policies: 8752 Economic Development Tax Abatement

## POLICY STATEMENT

The Dakota County Board of Commissioners, and those to whom the Board has delegated authority, consider and grant abatement of property values, taxes, penalty, interest and costs consistent with Minnesota Statutes. Abatements are only considered and may be granted as they relate to taxes payable in the current year, and the two prior years for documented cases of hardship or clerical errors. Abatement standards defined in this policy are consistently applied and all taxpayers are treated equitably.

Dakota County Policy No. 8752 addresses Economic Development Tax Abatement.

## DEFINITIONS

*Abatement:* Reduction in valuation, taxes and/or diminution of penalty, interest and cost on taxes not paid by the due date.

*Assessment Date:* Statutory date on which the County Assessor determines market value and classification.

*Classification Error:* An error in application of the statutory description for calculation of values according to type and use of property.

*Clerical Error:* An error made by the County, municipality or other taxing authority performing clerical duties, such as coding, transposition, or mathematics which causes erroneous classification, erroneous valuation or late payment of tax. Failure of the United States Postal Service to deliver a tax payment where the Service admits such error falls within this definition.

*Current Tax Year:* Year in which property taxes are payable.

*Disaster Abatement (Local Option):* A reduction of taxes on property that has been accidentally or unintentionally damaged due to a disaster that renders property uninhabitable or unusable, and the damage is at least fifty percent of the structure value.

*Hardship:* A tragedy or casualty suffered by the taxpayer, such as a death in the family, extreme or extended illness, accident, fire or other extreme hardship that is documented to the County Assessor or Property Taxation & Records Director and that results in erroneous valuation, erroneous classification or late payment of tax. Hardship does not apply to business entities unless documentation is also presented that demonstrates that no other persons, such as associates, partners, consultants or accountants, other than the applicant are involved in or have responsibility for property tax matters. Financial hardship alone does not fall within this definition. Claims of a lost check must be accompanied by a copy of a dated stop payment order filed with the claimant's bank.

*Market Value:* Market value is the estimated amount property would sell for if it were to be sold in an arm's length transaction as determined by the County Assessor.

*Penalty/Interest/Cost:* The dollar amount specified by Minnesota law that is over and above the originally calculated tax, paid by a taxpayer for which an abatement is sought. Current year applications are accepted for penalty only. Prior year applications are accepted for penalty, interest and cost.

## SOURCE

Minn Stat. §§ 279.01, 375.192, and 273.1231 to 273.1235, and Chapter 278. Dakota County Board Resolution No. 13-371 July 30, 2013.

## GENERAL

Market value and property classification are determined as of the assessment date.

Minn. Stat. § 375.192:

- Authorizes the County Board of Commissioners to grant a reduction or abatement of estimated market valuation or taxes, and costs, penalties or interest on the late payment of tax or on delinquent taxes.
- Restricts consideration for abatement approval to the current tax year and prior two years in the cases of hardship or clerical error.
- Allows the County Board to delegate any authority, power or responsibility assigned to the Board for granting the reduction or abatement of estimated market valuation or taxes and of any costs, penalties or interest on them to the County Property Taxation & Records Director.

The definitions of hardship and clerical error as stated in this policy are applied by the County Assessor and County Property Taxation & Records Director in considering whether abatements are approved. Applications for market value abatements are considered and denied if the reduction in value is less than $5,000 or there is no evidence to support a reduction, such as a recent arm’s length sale, appraisal or market analysis of the property.

When any approved abatement granting a reduction of taxes, costs, penalties and interest is $10,000 or more, the County Property Taxation & Records Department gives twenty (20) days’ notice to the school board and municipality in which the property is located.

The County Board or the Property Taxation & Records Department do not reduce, abate or refund any special assessment made or levied by any municipality for local improvement unless the municipality also approves such reduction, abatement or refund.

Failure to receive a tax statement or forgetting to pay on time does not constitute a basis for abatement of penalty, interest or cost.

The Dakota County Assessor and Dakota County Treasurer-Auditor will report, annually, on abatements granted under their delegated authority.

**Delegation of Approval Authority**

The County Board delegates its authority to grant abatements of penalty for late payment of current year tax, and authority to abate penalty, interest and costs for delinquent taxes, in an amount not to exceed $10,000.00 to the County Property Taxation & Records Department.

The County Assessor will consider all market value abatement requests for approval. The County Board delegates its approval authority to the County Property Taxation & Records Director, after approval by the County Assessor, of abatements of value up to $100,000.

The Property Taxation & Records Director may grant abatements to correct value errors where the resulting market value reduction is less than $100,000. County Board action is required for abatements of market value when the resulting market value reduction is $100,000 or more.

County Board action is required for abatements of cost, penalty and interest of delinquent tax when the abatement of penalty, interest and costs exceed $10,000. Abatements not delegated by the County Board are first approved by the County Assessor and County Property Taxation & Records Director prior to Board consideration. In the case of abatement of cost, penalty and interest, only Property Taxation & Records Director prior approval is required.

The County Board delegates its authority to approve abatements for classification errors and clerical errors resulting in classification and market value errors to the County Property Taxation & Records Director, after approval by the County Assessor. Changes are processed with proper documentation by correction form and kept on file in Assessing Services for inspection.

The County Board delegates its authority to approve disaster abatements to the County Assessor. The Assessor applies the standards set forth in Minn. Stat. § 273.123.

All abatement applications that are denied by the Assessor or Property Taxation & Records Director are considered final.

## PROCEDURES

Procedures are maintained by the Property Taxation & Records and Assessing Services Departments.

Staff contact: Joel Beckman Ext: 4329 Email: joel.beckman@co.dakota.mn.us

Board Resolution or Manager Signature: /s/ Brandt Richardson 10/14/2013

# 2020 Dakota County Property Tax Collection Data

| Taxes By Property Type | | |
|---|---|---|
| **Property Type** | **Total Calculated Property Tax*** | **State General Tax Portion** |
| Agricultural/Rural Vacant Land | 11,522,822 | |
| Apartments | 92,130,499 | |
| Cabin/Resort | 24,558 | 4,005 |
| Commercial/Industrial | 216,497,181 | 50,941,321 |
| Golf Course | 1,028,892 | |
| Low-Income Rental Housing | 4,648,687 | |
| Other | 2,380,986 | |
| Residential | 428,355,902 | |
| Utility/Railroads | 31,359,354 | 6,547,580 |
| Total | $ 787,948,879.93 | $ 57,492,906.00 |

*Total Tax includes the following: TCAP, FD, TIF & State General Tax.
Special Assessments are excuded in this illustration.

| Minimum Antipated 1st Half Tax Collection by Jurisdiction | | | | | | |
|---|---|---|---|---|---|---|
| **Authority** | **Total Calculated 2020 Collections** | **Amount Due by May 15** | **Amt Collected as of March 31, 2020** | **Escrowed Tax Collection** | **Minimum Anticpated collection thru May 15** | **Anticpated % collected thru May 15** |
| County | 148,955,901 | 74,477,951 | 3,184,503 | 29,247,090 | 32,431,593 | |
| City | 267,868,541 | 133,934,271 | 5,408,628 | 58,244,939 | 63,653,567 | |
| Townships | 5,783,820 | 2,891,910 | 152,733 | 1,179,306 | 1,332,039 | |
| School | 290,886,178 | 145,443,089 | 6,324,427 | 57,114,717 | 63,439,144 | |
| Special District | 28,289,539 | 14,144,770 | 693,145 | 5,575,072 | 6,268,217 | |
| State | 57,472,787 | 28,736,394 | 945,037 | 11,284,627 | 12,229,664 | |
| Total | 799,256,766 | 399,628,383 | 16,708,473 | 162,645,752 | 179,354,225 | 45% |

*Collections include Special Assessments

# 2020 1st Half Property Tax Distribution Dates

MN STATUTES: 276.11 & 276.111

| Distribution Due Dates | Districts Receiving Tax Distribution | Tax Collection Period |
|---|---|---|
| Wednesday, May 27, 2020 | 50% of collections due to Schools & MN DOR State Gen Tax | Jan 1 thru May 20, 2020 |
| Friday, June 5, 2020 | Remaining 50% due to Schools & MN DOR State General Tax | Jan 1 thru May 20, 2020 |
| Friday, June 19, 2020 | 70 % of collections due to all remaining districts | Jan 1 thru May 20, 2020 |
| Monday, July 6, 2020 | Final settlement to all districts for 1st half tax collections | Jan 1 thru May 31, 2020 |