

December 15, 2020

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 in a hybrid manner, via both virtual and in-person. 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.mn.us
No comments were received.

20-611

Approval Of Agenda (Additions/Corrections/Deletions)

Motion: Thomas A. Egan

Second: Liz Workman

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

Presentation

Presentation Of Distinguished Budget Award From Government Finance Officers Association

The Government Finance Officers Association granted the Financial Services office the Distinguished Budget Presentation Award for the current budget. Deputy County Manager Jean Erickson gave a brief overview and Budget Manager Paul Sikorski and staff accepted the award.

Public Hearing

Public Hearing To Receive Comments On 2021 Off-Sale Intoxicating Liquor License Applications And Approval Of Intoxicating Liquor Licenses

The time being 9:08 a.m., and pursuant to public notice, a public hearing was conducted for the purpose of receiving comments on 2021 off-sale intoxicating liquor license applications and approval of intoxicating liquor licenses. Deputy Director Public Services and Revenue Teresa Mitchell briefed this item and responded to questions. No one requested to speak to this item and no comments came in.

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20-612
Closing of Public Hearing

Motion: Liz Workman

Second: Kathleen A. Gaylord

BE IT RESOLVED, That the public hearing is closed.

Ayes: 7

Nays: 0

20-613
Approval Of 2021 Intoxicating Liquor Licenses

Second: Joe Atkins

Motion: Thomas A. Egan

WHEREAS, a public hearing is required for the purpose of receiving comments and informing the public on applications for off-sale intoxicating liquor licenses; and

WHEREAS, all interested parties were notified of the date, time and location of the public hearing on the Simman LLC, dba Castle Rock Bar and Grill, On and Off Sale Intoxicating and Sunday Sales license application and the Woody's Pump N Munch, Inc., Off Sale Intoxicating license application; and

WHEREAS, on December 15, 2020 at 9:00 a.m., the Dakota County Board of Commissioners conducted a public hearing on the Simman LLC, dba Castle Rock Bar & Grill and Woody's Pump N Munch, Inc. license applications; and

WHEREAS, a county may not issue or renew a retail license to sell any alcoholic beverages until the County Board has received a written certification from the Sheriff and County Attorney that to the best of their knowledge the application is eligible to be licensed under Minn. Stat. § 340A.402 and Minn. Rules § 7515.0410; and

WHEREAS, the applications have been approved by the Townships of Castle Rock and Randolph.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the following 2021 licenses and authorizes the Public Services and Revenue Division to issue the licenses upon payment of the fees:

Castle Rock Township:
Simman LLC, dba Castle Rock Bar & Grill, On and Off Sale Intoxicating and Sunday Sales

Randolph Township:
Woody's Pump N Munch, Inc., Off Sale Intoxicating

; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby waive the 2021 intoxicating liquor license fees for the forgoing approved licenses.

Ayes: 7

Nays: 0

CONSENT AGENDA

Motion: Kathleen A. Gaylord

Second: Liz Workman

On a motion by Commissioner Kathleen A. Gaylord, seconded by Commissioner Liz Workman, the consent agenda was approved as follows:

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20-614

Approval Of Minutes Of Meeting Held December 1, 2020

Ayes: 7

Nays: 0

Items Recommended By Board Committee

20-615

Authorization To Execute Contract With Stinson LLP For State Legislative Services

WHEREAS, it is in the interest of the citizens of Dakota County that the Board of Commissioners participate in state legislative and administrative rule-making processes to ensure that County interests are properly considered in the adoption of legislation and rules; and

WHEREAS, the current contract with Stinson LLP for state intergovernmental relations ends December 31, 2020; and

WHEREAS, the Legislative Advisory Workgroup has recommended renewal of the contract with Stinson LLP for an additional two-year period; and

WHEREAS, there are sufficient funds to cover the cost for services in the County Manager's 2021 Recommended Budget; and

WHEREAS, staff recommends entering into a contract with Stinson LLP for intergovernmental relations services in 2021 and 2022; and

WHEREAS, the contract includes language for addressing any conflicts of interest that may arise with Stinson LLP's representation of Dakota County and other clients.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Manager to execute a contract with Stinson LLP for state intergovernmental relations services in the amount of \$84,523.80 in 2021 and \$84,523.80 in 2022 for a total of \$169,047.60, plus customary out-of-pocket expenses billed at cost, for a term of 24 months, effective January 1, 2021, subject to approval by the County Attorney's Office as to form.

Ayes: 7

Nays: 0

20-616

Authorization To Amend Contract With Accord, Previously Ally People Solutions, For Office Support Services

WHEREAS, the Dakota County Community Services Division issued a Request for Proposal (RFP) on September 19, 2016, for the purchase of office support services to complement its workforce, and three proposals were received in response to the RFP; and

WHEREAS, after a thorough selection process with a multi-disciplinary County review team, staff recommended the contract be awarded to Ally People Solutions (APS); and

WHEREAS, by Resolution No. 16-592 (December 13, 2016), the Dakota County Board of Commissioners recommended a contract be executed with APS for office support services in an amount not to exceed \$400,000 for the period of January 1, 2017 through December 31, 2018; and

WHEREAS, by Resolution No. 18-591 (November 27, 2018), the Dakota County Board of Commissioners recommended a two-year contract for the period of January 1, 2019 through December 31, 2020, in an amount not to exceed \$400,000 for the contract time period, \$200,000 per contract year; and

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WHEREAS, County staff were notified in March that APS is now Accord; and

WHEREAS, with the advent of COVID-19, services were suspended in protection of Accord and County staff, with services resuming in July 2020, yet still on a scaled back basis; and

WHEREAS, as of November 18, 2020, \$256,384.25 of the \$400,000 has been billed; and

WHEREAS, County staff plans to issue a solicitation for these services in 2021.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a contract amendment with Accord for the period of January 1, 2021 through December 31, 2021, 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 types of services provided, and contract amount, consistent with County contracting policies, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the contract contains 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.

Ayes: 7

Nays: 0

20-617

Authorization To Execute Contract Amendments With Vendors For Interpretation And Translation Services

WHEREAS, Dakota County requires interpretation and translation services to meet the needs of residents who have Limited English Proficiency, or who are deaf or hard of hearing; and

WHEREAS, these services are also essential in helping Dakota County meet its priorities around Inclusion, Diversity and Equity; and

WHEREAS, a Request for Proposal (RFP) was issued on September 19, 2016, to solicit proposals for the purchase of interpretation and translation services for Dakota County; and

WHEREAS, twenty-five proposals were received in response to the RFP and a review team comprised of Dakota County staff reviewed the proposals; and

WHEREAS, by Resolution No. 16-593 (December 13, 2016), the Dakota County Board of Commissioners authorized contracts with 13 vendors for the period of January 1, 2017 through December 31, 2020; and

WHEREAS, while the contracts are written to be accessed Countywide, the primary user of interpreter and related services is the Community Services Division; and

WHEREAS, several conversations that led to multiple efficiencies and improvements in service delivery have occurred over the past four years, as well as some vendors no longer providing services to Dakota County and others coming on as new vendors; and

WHEREAS, County staff planned to issue a solicitation in 2020 for these services; however, with the advent of COVID-19, a solicitation will be issued in 2021; and

WHEREAS, over the past eight months, our interpreter and translation vendors have risen to the occasion of meeting the needs of our County staff and our residents in working to provide services in many different forms

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other than in person services, which has been greatly appreciated; and

WHEREAS, the purpose of this request is to amend the contracts for one more year to allow continued service provision to Dakota County residents, and to give the Dakota County Interpreter Team the opportunity and time to do a re-fresh on the expectations and deliverables with these services in preparation for the 2021 solicitation; and

WHEREAS, staff recommends execution of contract amendments with Ad Astra Inc., Alliance Interpreting Services, LLC, ARCH Language Network, Inc., ASL Interpreting Services, Betmar Languages Inc., Fox Medical Case Management, Itasca Corporation, Keystone Interpreting Solutions, Inc., Kim Tong Translation Services Inc., Language Line Services, Inc., Middle English Interpreting, Inc., and The Minnesota Language Connection for the period of January 1, 2021 through December 31, 2021.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute contract amendments for interpretation and translation services with Ad Astra Inc., Alliance Interpreting Services, LLC, ARCH Language Network, Inc., ASL Interpreting Services, Betmar Languages Inc., Fox Medical Case Management, , Itasca Corporation, Keystone Interpreting Solutions, Inc., Kim Tong Translation Services Inc., Language Line Services, Inc., Middle English Interpreting, Inc., and The Minnesota Language Connection for the period of January 1, 2021 through December 31, 2021, 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 contracts, within the amount budgeted, to alter the types and amount of services provided, consistent with County contracting policies, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That these contracts contain a provision that allows the County to immediately terminate the contracts in the event sufficient funds from county, state, or federal sources are not appropriated at a level sufficient to allow payment of the amounts due.

Ayes: 7

Nays: 0

20-618

Authorization To Execute Contracts And Joint Powers Agreements For Community Corrections Services

WHEREAS, Community Corrections supervises adults and juveniles placed on probation by the courts; and

WHEREAS, probation staff focuses on community safety and reducing recidivism in their supervision of these individuals; and

WHEREAS, supervision, services and court-ordered programs are provided through direct care delivery and purchased services and a variety of services are in place to meet the varied needs of these individuals; and

WHEREAS, Sentence to Service (STS) provides supervised work crews for non-violent adults receiving probation services as an alternative to being ordered to jail; and

WHEREAS, staff recommends executing contracts with the vendors for the services and at the rates listed in the Resolution for the period of January 1, 2021 through December 31, 2022; and

WHEREAS, staff recommends joint powers agreements with the Cities of Apple Valley, Burnsville, Eagan, Farmington, Inver Grove Heights, and Lakeville, Independent School District 197, and the Minnesota Department of Transportation, and memorandums of understanding between the Dakota County Community Corrections Department and the Dakota County Parks and Transportation Departments for the purchase of guaranteed STS work crew days at a rate of \$481 per day for the period of January 1, 2021 through December 31, 2021; and

WHEREAS, funding for these contracts and revenue from STS related joint powers agreements with cities, Independent School District 197, and the Minnesota Department of Transportation, and the memorandums of

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understanding with the Dakota County Parks and Transportation Departments is included in the 2021 County Manager's Recommended Budget.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute contracts with the following vendors at the rates listed for Community Corrections services for the period of January 1, 2021 through December 31, 2022, subject to approval by the County Attorney's Office as to form:

Agency	Services	Rate
General Security Services Corporation (GSSC)	<ul style="list-style-type: none"> • Sentence to Service Work Crew Supervision 	<ul style="list-style-type: none"> • \$357 per work crew day
Midwest Monitoring and Surveillance, Inc.	<ul style="list-style-type: none"> • Electronic Monitoring Services 	<p>Adult Fees (These Fees include a \$2.50/day per client administrative fee)</p> <ul style="list-style-type: none"> • RF House Arrest (Landline): \$11.50 per day • RF House Arrest (Ethernet): \$12.50 per day • RF House Arrest (Cellular): \$14.00 per day <ul style="list-style-type: none"> ○ Breath Alcohol (Cellular): \$11.00 per day ○ Transdermal Alcohol (Landline): \$12.25 per day ○ Transdermal Alcohol (Ethernet): \$13.25 per day ○ Transdermal Alcohol (Cellular): \$14.25 per day ○ GPS: \$14.25 per day ○ Breath Alcohol (Cellular) + RF House Arrest (Landline) \$13.25 per day ○ Breath Alcohol (Cellular) + RF House Arrest (Ethernet) \$14.25 per day ○ Breath Alcohol (Cellular) + RF House Arrest (Cellular) \$15.25 per day ○ Transdermal Alcohol + RF House Arrest (Landline) \$13.25 per day ○ Transdermal Alcohol + RF House Arrest (Ethernet) \$14.25 per day ○ Transdermal Alcohol + RF House Arrest (Cellular) \$15.25 per day ○ Breath Alcohol + GPS: \$15.25 per day ○ Equipment Deposit (outside MN/WI or flight risk): \$500 ○ Service Calls: \$45.00 <p>Juvenile Fees</p> <ul style="list-style-type: none"> • GPS Tracking: \$ 6.00 per day • GPS Tracking + RF House Arrest: \$ 7.50 per day • RF House Arrest: \$ 4.00 per day • RF House Arrest with Ethernet: \$ 5.50 per day • Breath Alcohol (Cellular) + GPS: \$ 9.00 per day • Transdermal Alcohol (Ethernet) + GPS: \$11.25 per day • Transdermal Alcohol (Cellular) + GPS: \$12.25 per day • Out of office installation: \$30.00 • Service Calls: \$45.00
Nystrom and Associates, LTD	<ul style="list-style-type: none"> • Wrap-Around Dual Diagnosis Facilitation Services • Travel Time 	<ul style="list-style-type: none"> • \$52 per hour • Travel with client: Internal Revenue Service Mileage Rate + \$0.46 per mile to cover administrative costs • Travel without client: Internal revenue Service Mileage Rate

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River Ridge, LLC	<ul style="list-style-type: none">• One Day Driving While Intoxicated (DWI) Program Services	<ul style="list-style-type: none">• \$125 per program participant• \$10 rescheduling fee ((\$25 charged to client)
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; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute joint powers agreements as presented with the Cities of Apple Valley, Burnsville, Eagan, Farmington, Inver Grove Heights, and Lakeville, Independent School District 197, and the Minnesota Department of Transportation, and memorandums of understanding between the Dakota County Community Corrections Department and the Dakota County Parks and Transportation Departments for the purchase of guaranteed Sentence to Service work crew days at a rate of \$481 per day for the period of January 1, 2021 through December 31, 2021, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the contracts shall contain a provision that allows the County to immediately terminate the service-related contracts in the event funds from county, state, or federal sources are not appropriated at a level sufficient to allow payment of the amounts due; and

BE IT FURTHER RESOLVED, That the Community Services Director is hereby authorized to amend the service-related contracts, consistent with the amount budgeted, to alter the number and types of clients served, types of services provided, contract amount and the contract term, consistent with the County contracting policies, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the service rates authorized for the period of January 1, 2022 through December 31, 2022, shall be increased by the inflation rate used in the Dakota County budget process as authorized by the Dakota County Board of Commissioners effective January 1, 2022, as applicable.

Ayes: 7

Nays: 0

20-619

Authorization To Execute Contract With Avivo For Minnesota Family Investment Program Employment Services

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

WHEREAS, a competitive Request for Proposal (RFP) for MFIP employment services was issued on August 29, 2016, and this service will be solicited again in 2021; and

WHEREAS, Dakota County's work participation rate was 31.3 percent, annualized for the period of August 2019 through July 2020; and

WHEREAS, by Resolution No. 19-869 (December 17, 2019), the Dakota County Board of Commissioners authorized execution of a contract with Avivo for the provision of MFIP Employment Services in an amount not to exceed \$983,244 for the period of January 1, 2020 through December 31, 2020; and

WHEREAS, the Dakota-Scott Workforce Development Board (WDB) Executive Committee has recommended executing a contract with Avivo, and on November 20, the WDB approved executing a contract with Avivo in an amount not to exceed \$983,244 for the period of January 1, 2021 through December 31, 2021; and

WHEREAS, staff recommends executing a contract with Avivo in an amount not to exceed \$983,244 for the period of January 1, 2021 through December 31, 2021.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the

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Community Services Director to execute a contract with Avivo to provide employment and attaining case management services and job club services for Minnesota Family Investment Programs participants, in an amount not to exceed \$983,244 for the period of January 1, 2021 through December 31, 2021, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Community Services Director is hereby authorized to amend said contract, consistent with the Minnesota Family Investment Programs Employment Services grants awarded by the Minnesota Department of Human Services and the Minnesota Department of Employment and Economic Development, to alter the number and types of clients served, types of services provided, contract amount, reporting requirements, and contract term, consistent with County contracting policies, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That this contract shall contain a provision that allows the County to immediately terminate the contract in the event sufficient funds from county, state, or federal sources are not appropriated at a level sufficient to allow payment of the amounts due.

Ayes: 7

Nays: 0

20-620

Authorization To Accept Minnesota Department Of Human Services Child And Teen Checkups Grant Funds And Execute Grant Agreement

WHEREAS, Dakota County has provided Child and Teen Checkup (C&TC) services for over 40 years and in 2021, Dakota County is projected to have 41,069 children eligible for C&TC services; and

WHEREAS, Minnesota Department of Human Services (DHS) C&TC grant is for the period of January 1, 2021 through December 31, 2023; and

WHEREAS, Dakota County's C&TC grant allocates 2021 in the amount of \$1,088,328 based on an allocation of \$26.50 per eligible child that supports 10.45 full-time equivalents (FTEs); and

WHEREAS, staff recommends the County Board authorizes acceptance of the County's C&TC award and funding in the amount of \$1,088,328 for the period of January 1, 2021 through December 31, 2021; and

WHEREAS, staff recommends the County Board authorizes execution of the three-year grant agreement for the period of January 1, 2021 through December 31, 2023.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to accept the grant award of \$1,088,328 for the period of January 1, 2021 through December 31, 2021; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a three-year grant agreement and accept future funding for the period of January 1, 2021 through December 31, 2023; and

BE IT FURTHER RESOLVED, That unless the grant program requirements change, the Community Services Director is hereby authorized to amend the grant to alter the grant term, accept additional grant funds and continue grant-funded full-time equivalents (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.

Ayes: 7

Nays: 0

20-621

Ratification Of Grant Application To UCare Foundation, And Authorization To Accept Grant Award, Amend The 2020 Social Services Budget And Execute Contracts

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WHEREAS, Dakota County received notice of an opportunity to apply for the UCare Foundation's Metro County Grant Program; and

WHEREAS, the UCare Foundation's grants focus on achieving health equity; and

WHEREAS, by Resolution No. 20-484 (October 6, 2020), the Dakota County Board of Commissioners authorized the Community Services Director to develop partnerships with trusted community organizations for targeted outreach and engagement with communities of color in an amount not to exceed \$177,000 for the period of October 6, 2020, or date of contract execution through December 1, 2020; and

WHEREAS, contracts were selected as a result of a Letter of Interest process in October 2020; and

WHEREAS, the UCare Foundation funding priorities align with work started with CARES Act funding that was time-limited and ended on December 1, 2020; and

WHEREAS, based on alignment with the UCare Foundation's priority areas and after consulting with the UCare Foundation's staff, Social Services staff submitted a proposal for \$100,000 to the UCare Foundation to continue a portion of activities started with CARES Act funding; and

WHEREAS, on December 1, 2020, the UCare Foundation notified Dakota County that the proposal was approved for the full amount requested, \$100,000, to be accepted by December 31, 2020 and expended by December 31, 2021; and

WHEREAS, outreach and engagement with communities of color in Dakota County is a continued need based on disproportionate impact of COVID-19 on Dakota County's Black and Latinx communities; and

WHEREAS, outreach and engagement activities will be critically important in 2021 as Dakota County continues to promote access to resources and services, including vaccination access; and

WHEREAS, grant funding from the UCare Foundation will fund purchase of services through contracts and related administrative costs to address this concern in Dakota County.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby ratifies the grant application to the UCare Foundation; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to accept the grant award for outreach and engagement with communities of color in Dakota County in the amount of \$100,000 for the period of January 1, 2021 through December 31, 2021, 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 an amendment to the 2020 Social Services budget as follows:

Expense	
Contracts – Outreach to Communities of Color	\$ 90,000
Administrative Allowance	<u>\$ 10,000</u>
Total Expense	<u>\$100,000</u>
Revenue	
UCare Foundation Grant	<u>\$100,000</u>
Total Revenue	<u>\$100,000</u>

; and

BE IT FURTHER RESOLVED, That the Community Services Division Director is hereby authorized to execute contracts with the same community agencies selected as a result of the Letter Of Interest process in October 2020 for targeted outreach and engagement with communities of color, within the amount budgeted, consistent

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with County contracting policies, subject to approval by the County Attorney's Office as to form.

Ayes: 7

Nays: 0

20-622

Authorization To Accept Minnesota Department Of Human Services Children's Mental Health Screenings Grant Funds And Execute Grant Agreement

WHEREAS, in 2003, the Minnesota Legislature added mental health screening requirements to Minnesota Statutes to include children's mental health screening for specific child welfare and juvenile justice populations; and

WHEREAS, the purpose of the children's mental health screening within the child welfare and juvenile justice populations is to integrate mental health into current practices and to promote earlier mental health identification and intervention; and

WHEREAS, early identification of mental illness followed by the appropriate intervention and treatment may prevent years of disability and provide improved outcomes for children and their families; and

WHEREAS, children's mental health screenings facilitate referral of children for further testing and treatment using standardized effective mental health screening instruments; and

WHEREAS, the Children Mental Health Screening grant awarded by the Minnesota Department of Human Services is in the amount of \$234,054 based on an allocation of \$119,499 for Child Welfare and \$114,555 for Juvenile Justice; and

WHEREAS, staff recommends the County Board authorizes acceptance of the Children's Mental Health Screening grant in the amount of \$234,054 and execution of the grant agreement for the period of January 1, 2021 through December 31, 2021.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to accept the grant award of \$234,054 for the period of January 1, 2021 through December 31, 2021; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a grant agreement for the period of January 1, 2021 through December 31, 2021; and

BE IT FURTHER RESOLVED, That unless the grant program requirements change, the Community Services Director is hereby authorized to amend the grant to alter the grant term, accept additional grant funds and continue grant-funded full-time equivalents (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.

Ayes: 7

Nays: 0

20-623

Authorization To Execute Joint Powers Agreement With School Districts For Early Intervention Services

WHEREAS, Dakota County Social Services and Dakota County Public Health are partners with the Dakota County School Districts in providing interagency early intervention services to young children at risk for developmental delays; and

WHEREAS, Independent School Districts 191, 192, 194, 195, 196, 197, 199, 200, and Special School District 6 have indicated that each intends to continue purchasing the services provided by Dakota County Social Services and Dakota County Public Health for early identification of developmental delays and interagency coordination of

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interventions to serve these families; and

WHEREAS, Independent School Districts 191, 192, 194, 195, 196, 197, 199, 200, and Special School District 6 each have negotiated the framework of the scope and nature of services to be provided Countywide under a joint powers agreement (JPA) with Dakota County for the purpose of continuing interagency early intervention services; and

WHEREAS, the JPA will be offered to any and all Dakota County school districts based on the services and reimbursement provisions included in the JPA.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a joint powers agreement with each participating school district in Dakota County, including Independent School Districts 191, 192, 194, 195, 196, 197, 199, 200, and Special School District 6, for health and human services related to interagency early intervention system services, effective upon the date of execution through June 30, 2021, or until completion by the parties of their respective obligations under the joint powers agreement, whichever occurs first, unless earlier terminated by law or according to the provisions of the joint powers agreement, substantially as presented to the Community Services Committee of the Whole on December 8, 2020, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That although the specific amounts due from each district are determined based on final state allocations to the schools, a total of \$92,499.69 from the noted districts is anticipated.

Ayes: 7

Nays: 0

20-624

Authorization To Respond To Request For Assessment Of Need/Letter Of Support From Adira Women's Wellness Center

WHEREAS, under Minn. Rule 9530.6800, the need for additional or expanded chemical dependency treatment program 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; and

WHEREAS, under Minn. Rule 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 Minnesota Department of Human Services (DHS) Commissioner that either supports or does not support the need for the applicant's program; and

WHEREAS, on November 6, 2020, Dakota County received a request from Erin Hedstrom, Adira Women's Wellness Center, requesting a written statement that supports the need for the program; and

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

WHEREAS, Dakota County is not taking any positions about Adira Women's Wellness Center's qualifications or ability to meet identified needs; and

WHEREAS, DHS will process Adira Women's Wellness Center's request for a license to provide women's specific outpatient chemical health treatment program 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 to the Minnesota Department of Human Services stating the following: "Please consider this letter as Dakota County's support for a women's specific outpatient chemical health treatment program in Dakota County as proposed by Adira Women's Wellness Center."

Ayes: 7

Nays: 0

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20-625

Authorization To Execute Amendment To Joint Powers Agreement With City Of Inver Grove Heights And Easement Agreement For Mendota To Lebanon Hills Greenway: Blackstone Ponds Segment

WHEREAS, a goal of the greenway collaborative is to preserve greenway corridors in coordination with land development; and

WHEREAS, Dakota County has been working with the City of Inver Grove Heights (City) to complete a segment of the Mendota to Lebanon Hills Greenway in the Blackstone Ponds development; and

WHEREAS, on May 17, 2016, the Dakota County Board of Commissioners authorized a joint powers agreement (JPA) with the City based on the terms of City responsibility for project delivery and County responsibility for easement acquisition and trail construction costs; and

WHEREAS, following construction of the trail segment, it was determined that the required area of the easements totaled 1.28 acres, a decrease from the 1.46 acres specified in the original terms of the JPA; and

WHEREAS, following construction of the trail segment, it was determined that quantities and materials changed resulting in an increase of \$20,571 in County construction costs from the original estimate; and

WHEREAS, the County's use of Park Acquisition Opportunity Funds for easement acquisition was denied by the Metropolitan Council; and

WHEREAS, an amended JPA is necessary to revise the term and County contribution to the project, as well as to revise the easement agreement to accurately represent the trail as-built and appropriately recognize the Blackstone Ponds Homeowners Association as an underlying fee owner and party to the easement agreement.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute the joint powers agreement amendment as substantially presented with the City of Inver Grove Heights, subject to approval by the Dakota County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes an increase in the County contribution to construction expenses in an amount not to exceed \$20,571; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Board Chair to execute the easement agreement as substantially presented with the City of Inver Grove Heights and Blackstone Ponds Homeowners Association, subject to approval by the Dakota County Attorney's Office as to form.

Ayes: 7

Nays: 0

20-626

Authorization To Execute Agreement To Reinstate, Amend, And Extend Joint Powers Agreement With City Of Inver Grove Heights For Mendota To Lebanon Hills Greenway: Blackstone Vista Segment

WHEREAS, a goal of the greenway collaborative is to preserve greenway corridors in coordination with land development; and

WHEREAS, Dakota County has been working with the City of Inver Grove Heights (City) to incorporate a two-thirds-mile segment of the Mendota to Lebanon Hills Greenway in the Blackstone Vista development; and

WHEREAS, on April 19, 2016, the Dakota County Board of Commissioners authorized a joint powers agreement (JPA) with the City based on the terms of City responsibility for project delivery and County responsibility for easement acquisition and trail construction costs; and

WHEREAS, following execution of the JPA, it was determined that the required area of the easements totaled

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2.04 acres, an increase from the 1.90 acres specified in the original terms; and

WHEREAS, the County's use of Park Acquisition Opportunity Funds for easement acquisition was denied by the Metropolitan Council; and

WHEREAS, the JPA expired on December 31, 2017, prior to the completion of all terms of the agreement.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute the agreement as substantially presented to reinstate, amend, and extend the joint powers agreement with the City of Inver Grove Heights, subject to approval by the Dakota County Attorney's Office as to form.

Ayes: 7

Nays: 0

20-627

Authorization To Execute Contract With Dynamic Lifecycle Innovations For Residential And Business Electronics Collection And Recycling

WHEREAS, by Resolution No. 18-493 (September 18, 2018), the Dakota County Board of Commissioners approved the 2018–2038 Dakota County Solid Waste Master Plan (Master Plan); and

WHEREAS, as part of the Master Plan, the Dakota County Board of Commissioners encourages residents and businesses to properly manage hazardous wastes and recyclables; and

WHEREAS, electronics, which can contain lead, cadmium, mercury, and lithium, continue to be the largest hazardous waste stream collected at The Recycling Zone; and

WHEREAS, televisions and monitors are collected for a fee while other electronics are collected from residents at no charge at The Recycling Zone and at one-day household hazardous waste collection events; and

WHEREAS, electronics are collected from businesses at The Recycling Zone for a fee; and

WHEREAS, Dakota County's current electronics recycling vendor contract expires December 31, 2020; and

WHEREAS, Dakota County staff issued a request for proposals on September 11, 2020, seeking a vendor to provide for the pickup, transportation, and recycling of: 1) residential electronics collected by the County at The Recycling Zone; 2) business electronics collected through the County business collection programs; and 3) electronics collected by the County at household hazardous waste collection events; and

WHEREAS, Dakota County requests services for recycling electronics for a two-year contract term, with a two-year extension option for recycling services; and

WHEREAS, five potential vendors submitted responses, which were evaluated by staff; and

WHEREAS, Dynamic Lifecycle Innovations currently services Dakota County and other county electronics collection sites in Minnesota and Wisconsin, has a demonstrated tracking and reporting system, has strict data and facility security practices, and identified the ability to recycle all electronic materials and the capability to manage increasing amounts of electronics.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Environmental Resources Director to execute a contract with Dynamic Lifecycle Innovations for a term from January 1, 2021, to December 31, 2022, with a two-year extension option, in an amount not to exceed \$250,000 for 2021, subject to the approval of the County Attorney's Office as to form and subject to approval by the County's Risk and Homeland Security Manager.

Ayes: 7

Nays: 0

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20-628

Authorization To Execute Joint Powers Agreement With City Of Lakeville For North Creek Greenway Gap Project In Lakeville And Farmington

WHEREAS, by Resolution No. 11-517 (October 18, 2011), the County Board authorized the adoption of the North Creek Regional Greenway Master Plan; and

WHEREAS, the North Creek Greenway Gap Project in Lakeville and Farmington (County Project P00146) will include design and construction of 2.2 miles of the North Creek Greenway multi-use paved trail, from the north limit at 173rd Street in Lakeville to the south limit at 189th Street in Farmington; and

WHEREAS, the City of Lakeville (City) has agreed to lead administration through the first steps of the design process, which will include wetland delineation and preliminary engineering design; and

WHEREAS, the City has identified consultant contracts for wetland delineation and preliminary engineering design, which total \$80,000; and

WHEREAS, the project is included in the County's recommended Capital Improvement Program (CIP) budget for 2021-2025.

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 to define roles and cost participation through preliminary engineering design for the North Creek Greenway Gap Project in Lakeville and Farmington, subject to approval by the County Attorney's Office as to form.

Ayes: 7

Nays: 0

20-629

Authorization To Execute Contract Amendment With Kadrmas, Lee, And Jackson For Professional Services For County Project 88-20 In Randolph Township

WHEREAS, to provide a safe and efficient transportation system, Dakota County is proceeding with County Project (CP) 88-20; and

WHEREAS, CP 88-20 is preliminary and final design engineering and public engagement process required to reconstruct County State Aid Highway (CSAH) 88 in Randolph Township; and

WHEREAS, the County is the lead agency for the Project with construction scheduled for summer 2021; and

WHEREAS, by Resolution No. 19-887 (December 17, 2019), the County executed a contract with Kadrmas, Lee, and Jackson (KLJ) for preliminary and final design engineering consulting services; and

WHEREAS, KLJ has successfully completed the submitted the scope of services of many of the necessary deliverables needed for this project; and

WHEREAS, County staff recognizes and recommends that proposed additional tasks are necessary to split into two phases in order to successfully complete the project; and

WHEREAS, staff reviewed the additional tasks and negotiated an amount of \$490,430.12 with KLJ to complete the work; and

WHEREAS, the Transportation Capital Improvement Program Budget includes sufficient funding for CP 88-20.

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 Kadrmas, Lee, and Jackson to perform additional services necessary to deliver County Project 88-20 in an amount not to exceed \$490,430.12,

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resulting in a total amended contract not to exceed \$1,049,967.66, subject to approval by the County Attorney's Office as to form.

Ayes: 7

Nays: 0

20-630

Authorization To Submit Letters On Future Solid Waste Management For Sanitary Landfill Certificate Of Need Applications

WHEREAS, the Minnesota Pollution Control Agency issued a notice of intent to accept Certificate of Need (CON) from eligible metropolitan area landfill son July 22, 2020; and

WHEREAS, CON requests must include a letter from each of the metropolitan counties providing the county's best estimate of the amount of solid waste available for management at each facility; and

WHEREAS, three facilities located within Dakota County (Burnsville Sanitary Landfill Inc, Republic Services, and SKB Environmental) have requested a letter from Dakota County to include with their respective CON applications; and

WHEREAS, Environmental Resources Department Staff prepared estimates on the amount of solid waste that will be generated in Dakota County over the next ten years based on population forecasts and current per capita waste generation rates; and

WHEREAS, Environmental Resources Department Staff estimated the amount of waste that is anticipated to be diverted from land disposal based on successful implementation of the strategies and tactics detailed within the 2018–2038 Dakota County Solid Waste Master Plan (SWMP); and

WHEREAS, the difference between the estimated total waste generated and the estimated waste diverted due to SWMP implementation provided the total amount of waste that will need to be managed in a landfill over the next ten years; and

WHEREAS, staff applied the current apportionment to the two existing and operating sanitary landfills and the expressed commitments contained within the letters received from the Landfills to develop the following ten year estimates: Facility Name Tons of Waste (2021-2030) Waste Management- Burnsville Sanitary Landfill, Inc. 660,093 Republic Services- Pine Bend Sanitary Landfill 836,126 SKB Environmental- Rich Valley 305,000

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Board Chair to submit letters to Burnsville Sanitary Landfill, Inc, Republic Services, and SKB Environmental, in response to their requests.

Ayes: 7

Nays: 0

20-631

Adoption Of 2021–2025 Aquatic Invasive Species Plan And Authorization To Accept State Aquatic Invasive Species Prevention Aid

WHEREAS, in 2014, the Minnesota Legislature passed a tax bill that appropriates \$10,000,000 annually for Aquatic Invasive Species (AIS) prevention, which is distributed to Minnesota counties; and

WHEREAS, the funding must be used to prevent or limit the spread of AIS; and

WHEREAS, annual AIS Prevention Aid allocations are based on the number of watercraft trailer launches and trailer launch parking spaces within the County; and

WHEREAS, in order to become eligible to receive AIS Prevention Aid, the County must establish guidelines for

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the use of the funding by resolution or adoption of a plan; and

WHEREAS, Dakota County's AIS prevention activities to-date have included AIS watercraft inspectors at boat launches, early detection waterbody surveys, purchase and staffing of a mobile watercraft decontamination station at Lake Byllesby Regional Park, a grant program to support local prevention efforts by lake associations and local government units within Dakota County, development and distribution of AIS education and outreach materials, and support for AIS law enforcement through the Dakota County Sheriff's Office; and

WHEREAS, Dakota County received \$58,052 in 2014, \$129,004 in 2015, \$128,471 in 2016, \$121,690 in 2017, \$120,396 in 2018, \$120,177 in 2019, and \$119,720 in 2020 and is projected to receive \$119,521 in 2021; and

WHEREAS, Dakota County's existing five-year AIS Plan is set to expire December 31, 2020; and

WHEREAS, staff has prepared a draft five-year plan in consultation with a broad stakeholder group for consideration by the Dakota County Board of Commissioners; and

WHEREAS, if adopted, a copy of the AIS Plan and Resolution will be submitted to the Minnesota Department of Natural Resources to satisfy AIS Prevention Aid eligibility requirements.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners approves and adopts the 2021–2025 Aquatic Invasive Species Plan and authorizes acceptance of annual Aquatic Invasive Species Prevention Aid from the State of Minnesota through the duration of the Plan.

Ayes: 7

Nays: 0

20-632

Authorization To Acquire The 7.3-Acre Wallin LLLP Property

WHEREAS, by Resolution No. 19-767 (October 29, 2019), the Dakota County Board of Commissioners approved the Vermillion River Greenway (Greenway) Hastings Master Plan; and

WHEREAS, the Greenway travels five miles from the Mississippi River Greenway in downtown Hastings (City) south through residential neighborhoods and along the Vermillion River to the southwestern City limits and northern Marshan Township; and

WHEREAS, the Greenway includes downtown Hastings shops and restaurants, connection to the Point Douglas Regional Trail, C.P. Adams Park, Old Mill Park, Vermillion Falls Park, and Vermillion River Linear Park; and

WHEREAS, the Wallin LLLP property, legally defined as Lots 1-3, Block 1, Wallin 14th Addition, according to the recorded plat thereof, Dakota County Minnesota, consists of three undeveloped, platted residential lots totaling 7.3 acres and including 1,350 feet of Vermillion River shoreline in the southwestern portion of the City; and

WHEREAS, an independent appraisal was completed for the Wallin LLLP property, reviewed and approved by County staff; and

WHEREAS, Wallin LLLP is willing to sell the 7.3-acre property for the \$730,000 appraised value; and

WHEREAS, the total estimated cost to acquire property from Wallin LLLP, including an estimated \$5,000 for closing costs, is \$735,000; and

WHEREAS, due to the narrow distance between an existing home on the residential property on the east side of the Wallin LLLP property and planned improvements along County Road 46, the proposed 950-foot Greenway trail segment would bisect the Wallin LLLP property from the southeast corner to the northwest corner, where the future greenway trail would be constructed beneath the existing bridge on General Sieben Drive; and

WHEREAS, a small parking lot, trailhead, local connector trail, and water access would also be included in the

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greenway component of the acquisition; and

WHEREAS, a future joint powers agreement with the City would determine the final design for an additional drainage and utility easement needed by the City and associated cost-sharing for planned site improvements within the Greenway area; and

WHEREAS, the appraised value allocation for the 6.0-acre natural area component of the Wallin LLLP property is \$575,000, and the area would be restored as wildlife habitat based on County Board greenway corridor natural resource management policy; and

WHEREAS, the natural area component of this project is eligible for state Outdoor Heritage (OH) funding appropriated to the County by the Minnesota Legislature in 2018 (ML18); and

WHEREAS, the 2020 Environmental Resources (ER) CIP budget includes adequate fund balance for Minnesota ML18 OH funds and County grant match funds; and

WHEREAS, expenditure of OH funds by the County requires the County Board Chair sign and the County record a Notice of Funding Restriction for the portion of the Wallin LLLP property funded with OH funds prior to funding reimbursement by the State of Minnesota; and

WHEREAS, the appraised value allocation for the 1.3-acre Greenway component of the acquisition is \$155,000; and

WHEREAS, the 2020 Parks Capital Improvement Program (CIP) budget includes adequate fund balance for County match of Metropolitan Council (MC) Acquisition Opportunity Funds; and

WHEREAS, the County and the City will develop a joint powers agreement on the design and cost sharing for the development of the Greenway area, including a drainage and utility easement, parking area and trailhead, local connector trail, and water access; and

WHEREAS, the Physical Development Director (PDD) is required to sign the purchase agreement to acquire the Wallin LLLP property; and

WHEREAS, the final acquisition costs of the Wallin LLLP property will be determined after the settlement statement is finalized and all associated acquisition expenses have been invoiced.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the expenditure of up to \$735,000, including an estimated \$5,000 in closing costs, to acquire the 7.3-acre Wallin LLLP property in the City of Hastings and establishes a new County Park Conservation Area along the Vermillion River; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the expenditure of up to \$156,000 of County match to Metropolitan Council Acquisition Opportunity Funds to acquire the 1.3-acre Greenway component of the Wallin LLLP property; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the PDD to execute the purchase agreement with Wallin LLLP to acquire 7.3 acres, 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 expenditure of up to \$434,250 of ML18 OH Funds and up to \$144,750 in ML18 OH County grant match funds to acquire the natural area portion of the Wallin LLLP property; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Chair to execute a Notice of Funding Restriction as required for use of ML18 OH funds for acquiring the natural area

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component of the Wallin LLLP property, subject to approval by the County Attorney’s Office as to form; and

BE IT FURTHER RESOLVED, That the 2020 Parks CIP budget is hereby amended as follows:

Expense	
Acquisition of Greenway component of the Wallin LLLP property	<u>\$156,000</u>
Total Expense	\$156,000

Revenue	
AOF County match	<u>\$156,000</u>
Total Revenue	\$156,000

; and

BE IT FURTHER RESOLVED, That the 2020 ER CIP budget is hereby amended as follows:

Expense	
Acquisition of Natural Area component of the Wallin LLLP property (LC10058)	<u>\$579,000</u>
Total Expense	\$579,000

Revenue	
ML18 OH (LC10058)	\$434,250
Environmental Resources CIP Fund Balance (LC10058)	<u>\$144,750</u>
Total Revenue	\$579,000

; and

BE IT FURTHER RESOLVED, That following acquisition of the natural area component of the Wallin LLLP property, staff will submit the necessary forms and documentation to the State of Minnesota (State) to receive approximately \$434,250 of reimbursement funds; and

BE IT FURTHER RESOLVED, That such reimbursement from the State will be returned to the 2021 Environmental Resources CIP.

Ayes: 7

Nays: 0

20-633

Authorization To Acquire Easement On The Wicklund Property

WHEREAS, the Easement and restoration is eligible for state Outdoor Heritage (OH) funding appropriated to the County by the Minnesota Legislature in 2018 (ML18); and

WHEREAS, the 2020 Environmental Resources (ER) CIP budget includes adequate fund balance for Minnesota ML18 OH funds and County grant match funds; and

WHEREAS, expenditure of OH funds by the County requires the County Board Chair sign and the County record a Notice of Funding Restriction (NOFR) for the Easement on the Wicklund property funded with OH funds prior to funding reimbursement by the State of Minnesota; and

WHEREAS, the Physical Development Director (PDD) is required to sign the purchase agreement (PA) to acquire the Easement on the Wicklund property; and

WHEREAS, the final acquisition costs of the Wicklund property will be determined after the settlement statement is finalized, and all associated acquisition expenses have been invoiced.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the expenditure of up to \$291,912, including an estimated \$4,000 in closing costs, to acquire the 121.6-acre Easement on the Wicklund property within the Preliminary Chub Creek CFA in Waterford Township; and

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BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the expenditure of an estimated \$59,900 of combined ML18 OH Funds ML18 OH County grant match funds to complete the first phase of natural resource restoration within the Easement on the Wicklund property; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the PDD to execute the PA with Wicklund to acquire the 121.6-acre Easement, subject to approval by the County Attorney's Office (CAO) as to form; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Board Chair to execute a NOFR as required for use of ML18 OH funds for acquiring the Easement on the Wicklund property, subject to approval by the CAO as to form; and

BE IT FURTHER RESOLVED, That the 2021 Environmental Resources (ER) Capital Improvement Program (CIP) budget is hereby amended as follows:

Expense	
Acquisition of the Easement on the Wicklund property (LC10058)	\$291,912
Phase I Restoration of the Easement (LC30032)	<u>\$ 59,900</u>
Total Expense	\$351,812

Revenue	
<u>Acquisition</u>	
ML18 OH (LC10058)	\$218,184
Environmental Resources CIP Fund Balance (LC10058)	\$ 73,728

<u>Restoration</u>	
ML18 OH (LC10032)	\$ 44,925
Environmental Resources CIP Fund Balance (LC30032)	<u>\$ 14,975</u>
Total Revenue	\$351,812

; and

BE IT FURTHER RESOLVED, That following acquisition of the Easement on the Wicklund property, staff will submit the necessary forms and documentation to the State of Minnesota (State) to receive approximately \$263,109 of reimbursement funds; and

BE IT FURTHER RESOLVED, That such reimbursement from the State will be returned to the 2021 Environmental Resources CIP.

Ayes: 7

Nays: 0

County Board/County Administration

20-634

Summary Of Conclusions Of Closed Executive Session To Evaluate Performance Of County Manager

WHEREAS, pursuant to Minn. Stat. § 13D.05, subd. 3(a), the County Board held a closed executive session on December 1, 2020, to evaluate the performance of the County Manager; and

WHEREAS, Minn. Stat. § 13D.05, Subd. 3(a) requires that the County Board summarize its conclusions regarding the evaluations; and

WHEREAS, 50 percent of the Manager's rating was based on the four Priority elements (Internal, Stakeholder, Financial, and Learning and Growth Perspectives); and

WHEREAS, the remaining 50 percent of the rating was based upon ten established Manager core competences, including Strategic Agility; Communicating Vision & Purpose; Analytical Thinking & Planning; Decision Making; Listening-Communications Skills; Handling Conflict & Difficult Situations; Organizational Expertise; Working with

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Others & Teams; Honesty & Integrity; and Impact on Results.

NOW, THEREFORE, BE IT RESOLVED, That based upon a review of the County Manager's performance with respect to the Balanced Scorecard elements and core competencies, the Manager's performance is rated at the level of Exceeds Performance Standards.

Ayes: 7

Nays: 0

20-635

Establishment Of 2021 Elected Officials' And County Manager's Compensation

WHEREAS, the County Board will adopt the proposed the 2021 Unclassified Employee Merit Compensation Policy and Plan provisions; and

WHEREAS, the County established a process within that Plan by which Elected Officials' and the County Manager's compensation is determined and it is necessary that proper compensation be established for all Elected Officials and the County Manager, pursuant to relevant provisions of the proposed 2021 Unclassified Employee Merit Compensation Policy and Plan; and

WHEREAS, the County is required to administer salaries in compliance with statute, setting the maximum compensation permitted by law and if the compensation payable to an appointed County official or employee, if paid, would exceed the political subdivision compensation limit, established by Minn. Stat. 43A.17, subd. 9, compensation in excess of such limit shall not be paid, unless the limit is raised or repealed.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby establishes in the context of and consistent with the proposed 2021 Unclassified Employees Merit Compensation Policy and Plan and Local Government Salary Cap provisions, Elected Officials' and County Manager's 2021 compensation as follows: County Commissioner, \$86,728 plus \$859 lump sum; County Manager, \$201,388 plus \$3,412 lump sum; County Attorney, \$201,592 plus \$3,208 lump sum; County Sheriff, \$172,957 plus \$3,425 lump sum; however, 2021 payable compensation per current policy or statute limitations shall be:

COUNTY COMMISSIONER	*\$86,728 + \$859 lump sum
COUNTY MANAGER	\$201,388 + \$3,412 lump sum
COUNTY ATTORNEY	\$201,592 + \$3,208 lump sum
COUNTY SHERIFF	\$172,957 + \$3,425 lump sum

* Prior to 4:30 p.m. on December 28, 2020, a County Commissioner may file with the Employee Relations Director an election to decline their 2021 salary increase. For any Commissioner filing such a declination, the 2021 compensation level shall be \$85,869 (with no lump sum).

; and

BE IT FURTHER RESOLVED, That if the compensation payable to an appointed county official or employee, if paid, would exceed the political subdivision compensation limit established at Minn. Stat. § 43A.17, subd. 9, compensation in excess of such limit shall not be paid, unless the limit is raised or repealed; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners, in accordance with Minn. Stat. 383D.05, hereby establishes a Commissioner car/expense allowance for 2021 in the amount of \$5,675 per year per Commissioner.

Ayes: 5

Nays: 2 Mike Slavik, Mary Liz Holberg

20-636

Adoption Of 2021 Merit Compensation Policy And Plan Provisions

WHEREAS, market competitive compensation and pay policy administration are essential to effective and efficient government; and

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WHEREAS, the 2020 Merit Compensation Policy and Plan provisions should be amended for application in 2021.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the 2021 Merit Compensation Policy and Plan to include the following provisions;

- Non-union salary ranges increased 2 percent above 2020 non-union salary ranges.
- The merit matrix provides for a combination of 0.0% to 1.0% base adjustment and 0.0% to 3.0% lump sum.

; and

BE IT FURTHER RESOLVED, That participating employees' 2021 salaries shall be established in the context of and consistent with these provisions; and

BE IT FURTHER RESOLVED, That the Employee Relations Director is hereby authorized to update, edit and amend the 2020 Merit Compensation Policy and Plan for application in 2021.

Ayes: 7

Nays: 0

20-637

Adoption Of 2021 Unclassified Employees Merit Compensation Policy And Plan

WHEREAS, market competitive compensation and effective pay policy administration are essential to effective and efficient government; and

WHEREAS, a Dakota County Pay Equity Compensation Structure has been established; and

WHEREAS, the County maintains a process by which Elected Officials' compensation is determined; and

WHEREAS, the Unclassified Employees' Merit Compensation Policy and Plan should be updated for application in 2021.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts, for application in 2021, the 2021 Unclassified Employees' Merit Compensation Policy and Plan:

- The 2021 Pay Equity Compensation Structure recommended to the Board of Commissioners on December 15, 2020, applies to unclassified employees; and
- The 2021 non-union Merit Matrix provides for five levels of performance with varying merit opportunity based upon performance levels applies to unclassified employees; and
- The non-union 2021 merit matrix and salary ranges have been added to the Unclassified Employee Merit Compensation Policy and Plan document for clarity

; and

BE IT FURTHER RESOLVED, That the participants' calendar or payroll year 2021 salaries shall be established in the context of and consistent with this Plan; and

BE IT FURTHER RESOLVED, That the Employee Relations Director is hereby authorized to amend the 2020 Unclassified Employees Merit Compensation Policy and Plan consistent with the above referenced 2021 provisions in Employee Relations Policies and Procedures.

Ayes: 7

Nays: 0

20-638

Authorization To Execute 2021-2022 Labor Agreement With Law Enforcement Labor Services Licensed Deputies Unit

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WHEREAS, the of 2028-2020 Labor Agreement with Law Enforcement Labor Services Licensed Deputies Unit expires on December 31, 2020; and

WHEREAS, the County’s negotiating team has reached tentative agreement with Law Enforcement Labor Services Licensed Deputies unit representing 64 licensed deputies in the Sheriff’s Office; and

WHEREAS, the terms of the tentative agreement are consistent with 2021-2022 settlement authority previously provided by the Board in a closed executive session for labor negotiation strategy on December 1, 2020; and

WHEREAS, while specific language of the Agreement will be reviewed by the County Attorney prior to execution, the agreement is being submitted for County Board approval regarding the following economic and substantive changes:

1. Term: Two-year Agreement, January 1, 2021 – December 31, 2022
2. 2021 Salary Ranges: Salary ranges increased according to proposed 2021 County Pay Equity Salary Range Structure
3. 2022 Salary Ranges: 2021 salary ranges increased by 2.0 percent
4. 2021 General Increase: 1%
5. 2022 General Increase: 2%
6. 2021-2022 Merit Matrix (in addition to General Increase)

Salary Range	Exceptional Performance	Greatly Exceeds Standards	Exceeds Standards	Meets Standards	Below Standards
Q4	3.0% lump sum	3.0% lump sum	2.0% lump sum	1.0% lump sum	0%
Q3	3.0% lump sum	3.0% lump sum	2.0% lump sum	1.0% lump sum	0%
Q2	3.0% lump sum	3.0% lump sum	2.0% lump sum	1.0% lump sum	0%
Q1	3.0% lump sum	3.0% lump sum	2.0% lump sum	1.0% lump sum	0%

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the appropriate County officials to execute the Labor Agreement with the Law Enforcement Labor Services Licensed Deputies unit for the period January 1, 2021 – December 31, 2022, in accordance with the terms and conditions of the Agreement and those contract modifications submitted to the Dakota County Board of Commissioners dated December 15, 2020, and subject to approval by the County Attorney’s Office as to form.

Ayes: 7

Nays: 0

Community Services

20-639

Authorization To Accept Additional State Of Minnesota Grant Funds For COVID-19 Housing Assistance Program And Amend 2020 Social Services Budget

WHEREAS, by Resolution No. 20-345 (July 14, 2020), Dakota County accepted a grant award from the Minnesota Housing Finance Agency (MHFA) for the COVID-19 Housing Assistance Program (CHAP) funded through federal Coronavirus Aid, Relief, and Economic Security Act (CARES) fund dollars in the amount of \$1,600,000; and

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WHEREAS, these funds, along with Dakota County CARES funds, were used to implement an eviction prevention program for people unable to pay rent or utilities due to COVID-19; and

WHEREAS, the County program started on July 26, 2020 and CHAP on August 27, 2020; and

WHEREAS, through CARES and CHAP, Dakota County has made 1193 rent and utility payments for a total of \$2,080,956 as of December 8, 2020 and CHAP funds have paid for \$1,326,241 for 844 payments; and

WHEREAS, CHAP applications closed on December 7, 2020; and

WHEREAS, MHFA recently announced the opportunity to continue expending funds into January 2021, to process as many unpaid applications submitted by the December 7th deadline as possible; and

WHEREAS, this includes additional CARES funds to use for rent and utility expenses and additional administrative dollars to pay for staffing; and

WHEREAS, to this end, Dakota County is likely to receive an addition to the current grant award and while the exact dollar amount is yet to be determined, Social Services staff are seeking permission to accept an additional \$1,600,000 in grant funds from the State of Minnesota to be spent by January 31, 2021, unless carry forward is allowed; and

WHEREAS, staff recommends an amendment to the 2020 Social Services budget by \$1,600,000 to reflect the revenues and associated program costs from the state CHAP/CARES grants.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby accepts additional grant funds from the State of Minnesota in an amount not to exceed \$1,600,000 to be spent by January 31, 2021, unless carry forward is allowed; and

BE IT FURTHER RESOLVED, That, unless the grant program requirements change, the Community Services Director is hereby authorized to amend the grant to alter the grant term, and accept additional grant funds, 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 amends the 2020 Social Services budget as follows:

Revenue	
2020 COVID-19 Housing Assistance Program / Coronavirus Aid, Relief, and Economic Security Act Grant	<u>\$1,600,000</u>
Total Revenue	\$1,600,000
Expense	
Housing Assistance Program	<u>\$1,600,000</u>
Total Expense	\$1,600,000

Ayes: 7

Nays: 0

Operations, Management And Budget

Report On Invoices Paid In November 2020

This item was on the agenda for informational purposes only.

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20-640

Establishment Of 2020 Fund Balance Commitments

WHEREAS, the Governmental Accounting Standards Board has adopted Statement 54, a standard for reporting governmental fund balances; and

WHEREAS, the County's Fund Balance Policy No. 2003 states that the Board of Commissioners may impose certain constraints on spending that shall be determined by the close of the fiscal year; and

WHEREAS, Dakota County desires to commit a portion of its fund balance for future funding; and

WHEREAS, the Environmental Legacy Fund (ELF) was established to support environmental activities for the purpose of protection, preservation or enhancement of the environment; and

WHEREAS, by reporting the ELF revenue and expenditures with the Environmental Management Fund, will meet the qualifications of a special revenue fund and allow the County to report the ELF activity in the Comprehensive Annual Financial Report (CAFR).

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners, in accordance with and pursuant to Policy 2003 Fund Balance, hereby commits the entire fund balance of the Environmental Legacy Fund as of December 31, 2020; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby classifies the Environmental Legacy Fund activity be reported with the Environmental Management Fund.

Ayes: 7

Nays: 0

Physical Development

20-641

Authorization To Execute Contract Amendment With Kimley-Horn And Associates, Inc., For Design Services For County Project 42-156, County State Aid Highway 42 At County Road 73 (Akron Avenue) In City Of Rosemount

WHEREAS, to provide a safe and efficient transportation system, Dakota County (County) is partnering with the City of Rosemount (City) on County Project (CP) 42-156; and

WHEREAS, CP 42-156 includes signal installation and geometric improvements at County State Aid Highway (CSAH) 42 and County Road 73 (Akron Ave) and conversion of the Dakota County Technical College access east of the intersection to partial access; and

WHEREAS, Resolution No. 20-049 (January 21, 2020), authorized the Physical Development Director to execute a contract with Kimley-Horn and Associates, Inc., for design engineering services for CP 42-156 for an amount not to exceed \$214,890, subject to approval by the County Attorney's Office as to form; and

WHEREAS, since the contract was awarded, the project scope evolved to include items not in the original scope of design services to be performed by Kimley-Horn and Associates, Inc; and

WHEREAS, the additional design work which was not part of the original project scope included additional survey work, a second drainage basin, additional geotechnical work, and final design updates; and

WHEREAS, staff reviewed the additional costs of \$39,790 and agreed to the proposed scope's included items which were not anticipated in the initial design work but are necessary to complete the design work for CP 42-156; and

WHEREAS, the amended total design contract cost of \$254,680 is 10.7 percent of the corresponding construction

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cost for the current scope of CP 42-156; and

WHEREAS, the 2020 Transportation Capital Improvement Program (CIP) budget included \$514,800 for design, right of way consulting services, and right of way acquisition for CP 42-156; and

WHEREAS, sufficient funds remain available in the Transportation CIP budget for the design contract amendment for CP 42-156; and

WHEREAS, the County Engineer recommends execution of a contract amendment with Kimley-Horn and Associates, Inc, for design engineering services for CP 42-156 in an amount of \$39,790 for a new total cost not to exceed \$ 254,680 including reimbursable items; and

WHEREAS, design engineering costs will be shared between Dakota County and the City of Rosemount in accordance with adopted County policy.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute a contract amendment with Kimley-Horn and Associates, Inc., to perform additional design engineering consulting services for County Project 42-156, in the amount of \$39,790 for a total contract amount not to exceed \$254,890, subject to approval by the County Attorney's Office as to form.

Ayes: 7

Nays: 0

20-642

Award Of Bid And Authorization To Execute Contract With Eureka Construction, Inc. For County Project 42-156 In City Of Rosemount

WHEREAS, to provide a safe and efficient transportation system, Dakota County (County) is partnering with the City of Rosemount (City) on County Project (CP) 42-156; and

WHEREAS, CP 42-156 includes traffic signal installation and geometric improvements at County State Aid Highway (CSAH) 42 and County Road 73 (Akron Ave) and conversion of the Dakota County Technical College access east of the intersection to partial access intersections; and

WHEREAS, the County is the lead agency for CP 42-156 with construction scheduled anticipated to begin in March 2021; and

WHEREAS, the Transportation Capital Improvement Program (CIP) Adopted Budget and Sales and use tax CIP includes CP 42-156 including funds for County-supplied signal equipment, design services, right of way acquisition, construction, and construction administration; and

WHEREAS, the Transportation CIP Adopted Budgets contains adequate funds to construct CP 42-156; and

WHEREAS, the project was advertised, and twelve bids were received and tabulated on November 24, 2020; and

WHEREAS, the bid from Eureka Construction, Inc. in the amount of \$2,459,437.98 was the lowest responsive and responsible bid received; and

WHEREAS, staff recommends awarding the bid to Eureka Construction, 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 Eureka Construction, Inc., for County Project 42-156, in the amount of \$2,459,437.98 based on their low bid, subject to approval by the County Attorney's Office as to form.

Ayes: 7

Nays: 0

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20-643

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:

HILLTOP PLAZA 2ND ADDITION	Eagan
EAGAN VAULT STORAGE	Eagan
SAPPHIRE LAKE 3RD ADDITION	Farmington
SPIRIT OF BRANDTJEN FARM 24TH ADDITION	Lakeville
GOPHER EAGAN INDUSTRIAL PARK 9TH ADDITION	Eagan
APPLE VALLEY SQUARE 6TH ADDITION	Apple Valley
ORCHARD PLACE 2ND ADDITION	Apple Valley

Ayes: 7

Nays: 0

20-644

Authorization To Execute Agreement With City Of South St. Paul For Maintenance Of County State Aid Highways And County Roads Within Corporate Limits Of City Of South St. Paul

WHEREAS, On July 24, 2001, Dakota County and the City of South St. Paul entered into an agreement to allow South St. Paul to maintain 14.58 lane-miles of County State Aid Highways and County Roads (Resolution No. 01-441, July 24, 2001); and

WHEREAS, the maintenance consists of, but is not limited to, corrective maintenance, snow removal, and maintenance of traffic control devices (excluding traffic signals); and

WHEREAS, the agreement was revised and updated in 2009 (Resolution No. 09-331, July 7, 2009), to better reflect County operation policy and procedures; and

WHEREAS, a revised agreement is needed at this time to update costs, reflect the recent jurisdictional transfer of County Road 6 (Thompson Avenue), and include the jurisdictional transfer of Trunk Highway 56 (Concord Street) to the County; and

WHEREAS, City of South St. Paul staff has reviewed and concur with County cost calculations for pavement markings, sign maintenance, salt, snow and ice removal, street sweeping, and other costs associated with maintaining roads; and

WHEREAS, staff recommends authorizing the execution of the maintenance agreement; and

WHEREAS, sufficient funds are included in the Transportation Department operating budget.

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NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute the Maintenance Agreement with the City of South St. Paul to maintain 15.9 lane-miles of County State Aid Highways and County Roads, Subject to approval by The County Attorney's Office as to form.

Ayes: 7

Nays: 0

20-645

Authorization To Designate County State Aid Highway 56 In South St. Paul

WHEREAS, Dakota County executed a Turnback Agreement (Agreement) with the Minnesota Department of Transportation (MnDOT) and the City of South Saint Paul for Trunk Highway (TH) 156 (Concord Street) by Resolution No. 20-300 (June 30, 2020); and

WHEREAS, The Agreement identifies that MnDOT will transfer ownership of TH 156 to the County between County State Aid Highway (CSAH) 14 (Grand Avenue) and Interstate 494; and

WHEREAS, Dakota County received a Notice of Transfer signed by the Commissioner of Transportation for the portion of TH 156 that is to revert to Dakota County's jurisdiction effective December 15, 2020; and

WHEREAS, Minn. Stat. § 162.02, subd. 7 states that the County Board of any county may establish and locate a CSAH in a new location where there is no existing road or that it may establish and locate the highway upon or over any established road or street or a specified portion thereof within its limits; and

WHEREAS, Minn. Stat. § 162.02, subd. 11 allows counties to increase CSAH mileage to the extent of the mileage of all trunk highways reverted or turned back to the jurisdiction of the counties; and

WHEREAS, Designation of County State Aid Status is necessary to enable the use of CSAH funds on eligible construction and maintenance expenses that will be the responsibility of the County once the transfer of the highway from the State to the County is effective.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby designates County State Aid Status, subject to the approval of the Commissioner of Transportation of the State of Minnesota for the segments of roadway as follows:

DESIGNATION OF COUNTY STATE AID HIGHWAY NO. 56 Beginning in the City of South St. Paul at a point on the southerly line of the State Highway right of way of Trunk Highway No. 494 and the intersection of County State Aid Highway No. 56 in Section 34, Township 28 North, Range 22 West; thence northerly along the centerline of a public road known as Concord Street to the intersection of County State Aid Highway No. 14 (Grand Avenue) in Section 22, Township 28 North, Range 2 West and there terminating.

; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Dakota County Transportation Director/County Engineer to forward two certified copies of this resolution to the Minnesota Commissioner of Transportation for approval.

Ayes: 7

Nays: 0

20-646

Authorization To Submit State Aid Variance Request To Minnesota Department Of Transportation For County Project 88-20

WHEREAS, to provide a safe and efficient transportation system, Dakota County is proceeding with County

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Project (CP) 88-20; and

WHEREAS, CP 88-20 is preliminary and final design engineering and public engagement process required to reconstruct County State Aid Highway (CSAH) 88 in Randolph Township; and

WHEREAS, Bridge Number 9488 is in good condition and has a clear width of 28 feet; and

WHEREAS, the Minnesota Department of Transportation states that a minimum of 30 feet of clear width is required; and

WHEREAS, the Minnesota Department of Transportation requires a design variance request package to be submitted for review and approval.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby requests a variance from the Minnesota Department of Transportation State Aid Operations Rules Chapter 8820.9920 to allow Bridge Number 9488 to remain 28 feet in width in lieu of the required minimum 30 feet in width as stipulated; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby indemnifies, saves and holds harmless the State of Minnesota and its agents and employees of and from claims, demands, actions, or causes of action arising out of or by reason of in accordance with Minn. Rules 8820.9920 (Minimum Design Standards; Rural and Suburban Undivided; New or Reconstruction Projects) for State Project 019-688-010, County Project 88-20, and further agrees to defend at their sole cost and expense any action or proceeding commenced for the purpose of asserting any claim arising as a result of the granting this variance.

Ayes: 7

Nays: 0

20-647

Authorization To Execute Joint Powers Agreement With City Of Rosemount For Mississippi River Greenway Rosemount East, County Project 98-006

WHEREAS, under Minn. Stat § 162.17, subd. 1 and 471.59, subd. 1, two governmental units may enter into an agreement to cooperatively exercise any power common to the contracting parties, and one of the participating governmental units may exercise one of its powers on behalf of the other governmental units; and

WHEREAS, to provide a safe and efficient transportation system, Dakota County and the City of Rosemount are partnering on County Project (CP) 98-006 (Parks project number P00109) for design, right of way, construction, and cost participation; and

WHEREAS, the 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, the MRG: Rosemount East includes construction of 2.3 miles of trail from its connection with MRG West to Spring Lake Park Reserve; and

WHEREAS, by Resolution No. 19-728 (September 24, 2019), the Dakota County Board of Commissioners directed staff to seek a joint powers agreement with the City of Rosemount to advance design and construction of the new road and connect the remaining segment of the Mississippi River Greenway in Rosemount; and

WHEREAS, by Resolution No. 20-164 (March 24, 2020), the Dakota County Board of Commissioners adopted Alternative #3, Two-way Pine Bend Trail Road, as the preferred alignment to advance to final design for MRG: Rosemount East; and

WHEREAS, staff recommends a joint powers agreement with the City to define design, right of way acquisition,

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construction, and maintenance responsibilities of the remaining section of the MRG in Rosemount; and

WHEREAS, the 2020 Parks Capital Improvement Program Budget includes sufficient funds for the Project.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute the joint powers agreement with the City of Rosemount to define roles and responsibilities for the design, right of way acquisition, cost-sharing, construction, and maintenance responsibilities for County Project 98-006, in accordance with County policy, to the extent funds are budgeted by the County Board and subject to approval by the County Attorney's Office as to form.

Ayes: 7

Nays: 0

20-648

Authorization To Execute Contract Amendment With Graham Construction Services, Inc., For Empire Campus Building Additions And Renovations Project

WHEREAS, the Adopted Capital Improvement Program (CIP) Budget for the Empire Campus Building Additions & Renovations is \$18,514,348; and

WHEREAS, by Resolution No. 19-572 (June 18, 2019), the County Board approved the original contract in the sum of \$14,939,000 with an award to Graham Construction Services, Inc.; and

WHEREAS, the change orders to that contract total \$727,177.52, equating to a contract increase of 4.9 percent, which is reasonable for a multi-phased/multi-year, major project with extensive complexity including new construction, additions, and renovations; and

WHEREAS, with the original contract authorization, staff was authorized to execute up to \$250,000 worth of post-award changes; and

WHEREAS, \$244,005.66 in contract amendments have already been formally executed by way of that authorization; and

WHEREAS, an additional \$483,171.86 of post-award changes are requested for authorization to complete a final contract amendment to the contract with Graham Construction Services, Inc.; and

WHEREAS, these project cost increases to the construction contract will be paid for with uncommitted funds available within the CIP project budget; and

WHEREAS, staff recommends authorizing a final contract amendment with Graham Construction Services, Inc., in the sum of \$483,171.86 for construction improvements made at the Empire Campus; and

WHEREAS, the total authorized contract amendments to this contract would then be \$727,177.52 for reimbursement of all construction change orders on the project; and

WHEREAS, sufficient funds within the Capital Improvements Plan budget for the project (B50014) are available for this amendment.

NOW, THEREFORE, BE IT RESOLVED, that the Dakota County Board of Commissioners hereby authorizes the Parks, Facilities, and Fleet Director to execute an amendment with Graham Construction Services, Inc., 2995 Lone Oak Circle, Suite 1, Eagan, MN 55121 in an amount not to exceed \$483,171.86 for a total maximum contract total not to exceed \$16,666,177.52, subject to approval by the County Attorney's office as to form.

Ayes: 7

Nays: 0

20-649

Authorization To Execute Contract With Triangle Services, Inc., For Second And Third Shift Housekeeping

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Services At Law Enforcement Center

WHEREAS, the County's goal is to provide quality building housekeeping services at all County buildings; and

WHEREAS, the current housekeeping contract for the Law Enforcement Center calls for housekeeping services Sunday through Saturday from 8:00 a.m. to 4:30 p.m.; and

WHEREAS, due to COVID-19, housekeeping services in the Law Enforcement Center need to be extended to cover 24 hours a day and 365 days a year; and

WHEREAS, this contract will cover the second and third shifts that are not currently covered by the original housekeeping contract; and

WHEREAS, the request for bid was formally advertised in the official County newspaper and posted on the County website; and

WHEREAS, one bid was received from Triangle Services, Inc., who is the housekeeping vendor currently under contract providing housekeeping services for this facility; and

WHEREAS, the bid amount for calendar year 2021 is \$126,058, which equates to \$22.28 per hour for these services; and

WHEREAS, the contract will include standard termination language should the County no longer need these additional services; and

WHEREAS, if the need for services is reduced or eliminated due to COVID-19 cleaning requirements throughout 2021, the contract will be reduced accordingly; and

WHEREAS, staff recommends execution of a contract with Triangle Services for Law Enforcement Center second and third shift housekeeping services for 2021 in an amount not to exceed \$126,058; and

WHEREAS, funds for these services are included in the County Manager's recommended 2021 Facilities Management Operating Budget.

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 Law Enforcement Center second and third shift housekeeping services with Triangle Services, Inc., 6063 Hudson Road, Suite 230, Woodbury, MN 55125 in an amount not to exceed \$126,058, subject to approval by the County Attorney's Office as to form.

Ayes: 7

Nays: 0

20-650

Certification Of Property Assessed Clean Energy Charges For Energy Improvements

WHEREAS, the Dakota County Board of Commissioners approved the joint powers agreement (JPA) with the Port Authority of the City of Saint Paul (Port Authority) by Resolution No. 17-144 (March 21, 2017), designating the Port Authority to implement and administer Property Assessed Clean Energy (PACE) improvement financing on behalf of the County and providing for the impositions of special assessments pursuant to Minn. Stat. § 216C.435 and 216C.436 and Chapter 429 and as needed in connection with that program; and

WHEREAS, the County understands that the Port Authority will issue its PACE special assessment revenue bonds to finance the improvements and that the sole security for the bond will be special assessments imposed by the other cities and/or counties participating in PACE; and

WHEREAS, after imposition of the special assessments, the County shall collect such assessments twice a year and remit them to the Port Authority for use in the repayment of the loan(s) or bond(s); and

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WHEREAS, the County will take all actions permitted by law to recover the assessments, including, without limitation, reinstating the outstanding balance of assessments when the land returns to private ownership, in accordance with Minn. Stat. § 429.071, subd. 4; and

WHEREAS, the special assessment shall be certified to the County Treasurer-Auditor and entered into the tax lists for the following year; and

WHEREAS, the annual installment and interest shall be collected at the same time and in the same manner as real property taxes; and

WHEREAS, the special assessment, with accruing interest, is a lien upon the benefited property until paid.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Treasurer-Auditor to extend the proposed special assessment plus accruing interest on the properties set forth and listed below:

Property Owner	Parcel Number	Assessment Amount	Interest Rate	Finance Period	Accrual Date
Coventry Properties of Burnsville, LLC	02-728-30-01-010	\$1,800,000	6.13%	19 years	1/1/2022
Coventry Properties of West St. Paul, LLC	42-731-50-01-010	\$1,800,000	6.13%	19 years	1/1/2022

; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners authorizes the County Treasurer-Auditor to extend the proposed special assessment plus interest on the properties identified herein and record this assessment against the properties with the Dakota County Recorder.

Ayes: 7

Nays: 0

Public Safety

20-651

Authorization To Amend Contract With Securus Technologies, Inc., For Inmate Telephone Services

WHEREAS, in 2017, Dakota County Sheriff and Dakota County Attorney issued a Request for Proposal (RFP) seeking a vendor to provide telephone services to inmates of the Dakota County Jail; and

WHEREAS, a careful comparison of the four proposals received during this process was conducted by Sheriff's Office staff; and

WHEREAS, Securus Technologies, Inc., was chosen as the recommended vendor who offered the most desirable services to Dakota County; and

WHEREAS, the Sheriff recommends amending contract with Securus Technologies, Inc., for inmate phone services effective January 1, 2021 through December 31, 2025.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Sheriff to execute a contract amendment with Securus Technologies, Inc., for Dakota County Jail inmate telephone services effective January 1, 2021 through December 31, 2025, subject to approval by the County Attorney's Office as to form.

Ayes: 7

Nays: 0

20-652

Authorization For Mutual Aid Agreement Between Dakota County Sheriff's Office And City Of Saint Paul To Provide Law Enforcement Mutual Aid In Event Of Emergency

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WHEREAS, Dakota County and the City of Saint Paul are authorized to enter into a Mutual Aid Agreement under Minn. Stat. § 471.59, and Minn. Stat § 471.59 and §12.331; and

WHEREAS, the parties desire to be prepared to adequately address emergencies including fire, flood, natural disaster, civil disturbance, or any other emergency that may occur within the jurisdictions of the parties; and

WHEREAS, in order to protect the public peace and safety, and to preserve the lives and property of people in each jurisdiction, the parties agree to furnish law enforcement assistance to one another in the event of said Emergencies.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Sheriff's Office to enter into a Mutual Aid Agreement with the City of Saint Paul to provide law enforcement resources in the event of an emergency as defined in the Agreement, for the period of December 1, 2020 through December 31, 2026, subject to approval by the County Attorney's Office as to form.

Ayes: 7

Nays: 0

20-653

Authorization To Execute Contract With Summit Food Service For Food Service Costs In Dakota County Jail And Juvenile Services Center

WHEREAS, A'Viands, now known as Summit Food Service, has provided food service to the inmates of the Dakota County Jail and residents of the Juvenile Services Center since 2004; and

WHEREAS, the vendor has proven themselves to provide exemplary and cost-effective services and the Sheriff recommends continuing this association by executing a contract with Summit Food Service for the period of January 1, 2021 through December 31, 2021; and

WHEREAS, Summit Food Service has agreed to continue providing these services to the Dakota County Jail and Juvenile Services Center for the period of January 1, 2021 through December 31, 2021, based on the following fee structure not to exceed a total of \$474,863.10:

Inmate Meals: Cost per meal for the inmates of the Dakota County Jail will follow the below table

Inmate Population	Current Price	Proposed Price
120	\$ 1.310	\$ 2.035
130	\$ 1.310	\$ 1.944
140	\$ 1.310	\$ 1.865
150	\$ 1.310	\$ 1.797
160	\$ 1.310	\$ 1.738
170	\$ 1.310	\$ 1.685
180	\$ 1.310	\$ 1.638
190	\$ 1.310	\$ 1.596
200	\$ 1.310	\$ 1.559
210	\$ 1.310	\$ 1.525
220	\$ 1.310	\$ 1.494
230	\$ 1.310	\$ 1.465

Juvenile Meals: \$3.657 per meal for residents of the Juvenile Services Center

Additional Fees: Extra compensation for juvenile meals:

Daily delivery charge - \$86.59 per day

Extra Juice - \$13.57 per case

Snacks (two per day) - \$0.654 per resident per day, not to exceed 20 percent of the daily nutritional requirements

Extra Milk: \$0.289 each

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Sheriff is hereby authorized to execute a contract with Summit Food Service to provide food service to the Dakota County Jail and the Juvenile Services Center for the period of January 1, 2021 through December 31, 2021, based on the fee schedule above, subject

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to approval by the County Attorney's Office as to form.

Ayes: 7

Nays: 0

20-654

Authorization To Execute Joint Powers Agreement And Subscriber Agreement For Access To Criminal Justice Data Network

WHEREAS, the Dakota County Sheriff desires that the County of Dakota enter into a joint powers agreement and subscriber agreement with the State of Minnesota, Department of Public Safety, through its Bureau of Criminal Apprehension, to enable the Sheriff to have access to data repositories pursuant to the Criminal Justice Data Communications Network; and

WHEREAS, the Bureau of Criminal Apprehension has satisfactorily provided these services; and

WHEREAS, the Sheriff requests to continue this service through the Bureau of Criminal Apprehension for the period of five years, effective January 1, 2021, through December 31, 2025.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Dakota County Sheriff to execute a joint powers agreement and subscriber agreement with the Minnesota Department of Public Safety, through the Bureau of Criminal Apprehension, for access to data repositories pursuant to the Criminal Justice Data Communications Network, for a term of five years, from January 1, 2021 through December 31, 2025 at an annual cost of \$32,520, subject to approval by the County Attorney's Office as to form.

Ayes: 7

Nays: 0

REGULAR AGENDA

County Board/County Administration

Update On Monitoring And Response To Coronavirus Outbreak

Director of Public Health Bonnie Brueshoff, and Deputy County Manager Jean Erickson briefed this item and responded to questions. This item was on the agenda for informational purposes only. No staff direction was given by Board members.

Discussion On Impacts Of Minnesota Governor's Executive Order 20-99

County Manager Matt Smith and Community Development Agency Executive Director Tony Schertler briefed this item and responded to questions. This item was on the agenda for informational purposes only. However, after further discussion, the Board directed staff to write up resolution language to expedite relief to on-sale liquor sale businesses thru a grant program. Staff will return later in the meeting with language to vote on.

The Board recessed the meeting at 11:43 am and returned at 1:09 pm with all members present.

20-655

Authorization Of Grant Program For Businesses Impacted By Executive Order 20-99

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

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

WHEREAS, the County has identified 2020 fund balance of approximately \$1.97 million dollars for COVID-19 relief needs; and

WHEREAS, among the restrictions contained in Executive Order 20-99, certain businesses of public accommodation, including businesses relying on on-sale liquor were ordered closed until at least December 18, 2020; and

WHEREAS, these businesses with on-sale liquor licenses have been disparately impacted by this and previous Executive Orders; and

WHEREAS, the Executive Orders have limited economic activity at these businesses, making it difficult for the businesses to maintain their operating costs, including, but not limited to payroll, rent, mortgage, inventory and personal protective equipment, and place these businesses at risk of closure; and

WHEREAS, the Dakota County Board of Commissioners desire to sustain these businesses to ensure that the jobs and economic activity provided by the businesses are maintained in Dakota County to support the economic welfare of the County and its citizens; and

WHEREAS, the Dakota County Board of Commissioners desire to expedite relief to these on-sale liquor sale businesses thru a grant program (Program); and

WHEREAS, the Program serves businesses meeting the following criteria:

- has physical location in Dakota County; and
- was closed to the public for on-premises consumption by Executive Order 20-99; and
- currently holds an active on-sale liquor license; and
- can certify an impact of up to \$5,000 in operating costs due to Executive Orders by Governor Walz and agree to apply the grant funds to those costs; and
- is currently in good standing with the Secretary of State Office and Dakota County

; and

WHEREAS, businesses defined by Executive Order 20-99 paragraph 7.c.ii to not be places of public accommodations are not eligible for the program.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes a business assistance program, as described above, with the use of up to \$1.97 million, including administration costs, of County funds; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Manager to enter into a contract with a third-party administrator notwithstanding any limitations in County Policy 2751; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby amends the 2020 Non-Departmental budget as follows:

Expense	
Emergency Relief Program for Business Affected by Executive Order 20-99	<u>\$1,970,000</u>
Total Expense	\$1,970,000
Revenue	
County Fund Balance	<u>\$1,970,000</u>
Total Revenue	\$1,970,000

Ayes: 7

Nays: 0

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20-656

Recognition Of Commissioner Chris Gerlach

Motion: Mary Liz Holberg

Second: Thomas A. Egan

WHEREAS, Commissioner Chris Gerlach has served as a Dakota County Commissioner for eight years; and

WHEREAS, Commissioner Gerlach represents residents of District 7, which includes the cities of Apple Valley and Rosemount; and

WHEREAS, Commissioner Gerlach has been instrumental in helping Dakota County develop Whitetail Woods Regional Park, The Recycling Zone, major stretches of the Dakota County Regional Greenway trail system, the Wescott Library, and the Safety and Mental Health Alternative Response Training (SMART) Center; and

WHEREAS, Commissioner Gerlach's service and leadership played a significant role in the County's reputation for quality service and the lowest county tax in the Twin Cities metropolitan area; and

WHEREAS, Commissioner Gerlach has represented the County on several committees, including the Dakota-Scott Workforce Development Board and the Greater Metropolitan Workforce Council, Suburban County Work Group on Regional Issues, and Minnesota Valley Transit Authority Board; and

WHEREAS, Commissioner Gerlach has served as lead Commissioner for the Dakota County Legislative Workgroup, developing and advocating Dakota County's state legislative agenda; and

WHEREAS, Commissioner Gerlach's contributions to Dakota County will extend long beyond his tenure as County Commissioner; and

WHEREAS, Commissioner Gerlach's term of office ends January 3, 2021.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby commends and thanks Commissioner Chris Gerlach for his outstanding dedication, exemplary service and long-standing commitment to Dakota County government and the citizens of Dakota County.

Ayes: 7

Nays: 0

20-657

Recognition Of Commissioner Thomas A. Egan

Motion: Liz Workman

Second: Kathleen A. Gaylord

WHEREAS, Commissioner Thomas A. Egan has served as a Dakota County Commissioner for 16 years, including two years as Chair of the County Board and three years as Vice-Chair; and

WHEREAS, Commissioner Egan represents residents of District 3, which includes the cities of Lilydale, Mendota, Mendota Heights and Egan; and

WHEREAS, Commissioner Egan has been instrumental in helping Dakota County develop Whitetail Woods Regional Park, The Recycling Zone, major stretches of the Dakota County Regional Greenway trail system, the Wescott Library, and the Safety and Mental Health Alternative Response Training (SMART) Center; and

WHEREAS, Commissioner Egan's service and leadership played a significant role in the County's reputation for quality service and the lowest county tax in the Twin Cities metropolitan area; and

WHEREAS, Commissioner Egan has represented the County on several committees, including the Association of Minnesota Counties Transportation and Infrastructure Policy Committee, Dakota County Board/Court Policy Committee, Dakota County Community Development Agency, Dakota County Regional Railroad Authority Facility

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Operations, Advisory Committee for Thompson Park Center, Metro Alliance for Healthy Families Governing Board, Metropolitan Emergency Services Board, Metropolitan Mosquito Control District Commission, Metropolitan Council, Minnesota Valley Transit Authority Board and Statewide Emergency Communications Board; and

WHEREAS, Commissioner Egan's contributions to Dakota County will extend long beyond his tenure as County Commissioner; and

WHEREAS, Commissioner Egan's term of office ends January 3, 2021.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby commends and thanks Thomas A . Egan for his outstanding dedication, exemplary service and long-standing commitment to Dakota County government and the citizens of Dakota County.

Ayes: 7

Nays: 0

Operations, Management And Budget

20-658

Certification Of 2021 Property Tax Levy And Adoption Of Dakota County Budget And 2021-2025 Capital Improvement Program

Budget Manager Paul Sikorski briefed this item and responded to questions.

Motion: Kathleen A. Gaylord

Second: Mary Liz Holberg

WHEREAS, the Dakota County Board of Commissioners has completed the 2021 budget process; and

WHEREAS, the Dakota County Board of Commissioners held budget hearings from November 3 through November 4, 2020.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the 2021-2025 Capital Improvement Program in the amount of \$604,663,445; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby adopts the 2020 Dakota County budget as prepared, presented and set forth in the amount as follows:

Total Budget: \$425,799,903

Property Tax Levy: \$144,613,647

Department	FTE's	Total Budget	Non-Levy Revenue	County Property Tax
NON-DEPARTMENTAL(COUNTYWIDE)	1.00	17,218,780	39,210,668	(21,991,888)
COUNTY ADMINISTRATION	10.00	1,806,337	(11,752)	1,818,089
COUNTY BOARD	7.00	867,962	1,200	866,762
COUNTY COMMUNICATIONS	8.00	952,472	-	952,472
EMPLOYEE RELATIONS	19.45	3,016,230	115,099	2,901,131
Total Administration	44.45	6,643,001	104,547	6,538,454
COMMUNITY SERVICES ADMIN	16.00	2,244,550	4,425	2,240,125
SOCIAL SERVICES	394.35	66,200,392	33,431,855	32,768,537
EMPLOYMENT & ECONOMIC ASST	273.20	34,555,354	25,160,145	9,395,209
PUBLIC HEALTH	110.02	11,897,176	7,268,242	4,628,934
VETERANS SERVICES	7.00	785,242	22,500	762,742
COMMUNITY CORRECTIONS	176.92	21,651,576	7,938,210	13,713,366

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EXTENSION	-	370,441	30,700	339,741
Total Community Services	977.49	137,704,731	73,856,077	63,848,654
			-	
PUBLIC SERVICE & REVENUE ADMIN	3.50	648,391	349,000	299,391
ASSESSING SERVICES	40.00	4,552,590	403,200	4,149,390
PROPERTY TAXATION AND RECORDS	34.30	3,915,953	3,782,000	133,953
SERVICE & LICENSE CENTERS	30.00	2,457,607	1,763,600	694,007
HISTORICAL SOCIETY	-	107,185	-	107,185
COUNTY FAIR	-	191,117	-	191,117
LIBRARY	130.81	14,084,345	724,000	13,360,345
ELECTIONS	5.00	681,361	46,000	635,361
Total Public Services & Revenue	243.61	26,638,549	7,067,800	19,570,749
			-	
SHERIFF	191.25	24,385,595	3,618,468	20,767,127
			-	
COUNTY ATTORNEY	94.00	8,293,214	854,267	7,438,947
			-	
MEDICAL EXAMINER	-	1,404,437	78,689	1,325,748
			-	
DISTRICT COURT	-	457,413	24,000	433,413
			-	
OMB ADMIN	2.00	5,182,208	4,905,000	277,208
OFFICE OF RISK MANAGEMENT	7.00	3,720,534	1,530,569	2,189,965
INFORMATION TECHNOLOGY	69.10	13,346,370	1,060,022	12,286,348
OFFICE OF PERFORMANCE & ANALYSIS	8.00	894,055	25,000	869,055
CRIMINAL JUSTICE NETWORK	8.00	1,219,128	746,486	472,642
FINANCIAL SERVICES	27.00	3,054,410	130,291	2,924,119
BUDGET OFFICE	7.90	770,410	9,192	761,218
GIS ENTERPRISE	-	82,595	82,595	-
Total Operations, Management and Budget	129.00	28,269,710	8,489,155	19,780,555
			-	
FLEET MANAGEMENT	14.00	2,757,833	613,700	2,144,133
CEP - FLEET MANAGEMENT		2,259,950	935,950	1,324,000
FACILITIES MANAGEMENT	52.00	12,325,923	720,534	11,605,389
PHYSICAL DEVELOPMENT ADMIN	26.35	2,902,380	63,196	2,839,184
TRANSPORTATION DEPARTMENT	97.00	8,229,186	6,977,838	1,251,348
PARKS AND OPEN SPACE	20.70	2,873,322	1,659,929	1,213,393
SOIL & WATER	-	331,302	-	331,302
ENVIRONMENTAL RESOURCES	35.00	10,129,613	10,129,613	-
SURVEY	-	-	-	-
CAPITAL PROJECT MANAGEMENT	-	-	-	-
BYLLESBY DAM	2.00	606,179	606,179	-
COUNTY LEGACY	-	75,256	75,256	-
Total Physical Development	247.05	42,490,944	21,782,195	20,708,749
Total Operations	1,927.85	293,506,374	155,085,866	138,420,508
CIP-COUNTY BUILDING		12,304,298	8,965,893	3,338,405
CIP-TRANSPORTATION		77,663,352	74,999,965	2,663,387
CIP-TRANSPORTATION SALES&USE TAX		20,489,112	20,489,112	-
CIP-PARKS		16,326,767	16,135,420	191,347
CIP-ENVIRONMENTAL RESOURCES		4,410,000	4,410,000	-
CIP-BYLLESBY DAM		-	-	-
CIP-DATA NETWORKS		1,100,000	1,100,000	-

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Total CIP		132,293,529	126,100,390	6,193,139
Grand Total	1,927.85	425,799,903	281,186,256	144,613,647

Total Transfers between funds not included in department budgets: \$28,591,055

Ayes: 7

Nays: 0

Physical Development

20-659

Certification Of 2021 Vermillion River Watershed Management Tax District Proposed Tax Levy

Vermillion Watershed Administrator Mark Zabel briefed this item and responded to questions.

Motion: Mary Liz Holberg

Second: Liz Workman

WHEREAS, by Resolution No. 02-347 (June 25, 2002), the Dakota County Board of Commissioners approved a joint powers agreement (JPA) between Dakota County and Scott County to govern the Vermillion River Watershed; and

WHEREAS, the JPA establishes a Joint Powers Board consisting of two commissioners from Dakota County and one from Scott County; and

WHEREAS, funding is needed for Dakota County's share of costs associated with managing the Vermillion River Watershed; and

WHEREAS, by Resolution No. 02-296 (June 4, 2002), the Dakota County Board of Commissioners established the Vermillion River Watershed Management Tax District, through Ordinance No. 127, to fund Dakota County's share of costs associated with managing the Vermillion River Watershed; and

WHEREAS, approval and adoption of the Watershed Management Plan, as required by Minn. Stat. Ch. 103B, occurred in June 2016; and

WHEREAS, the JPA states that the Vermillion River Watershed Joint Powers Board will adopt a budget and recommend a levy for each county by September 1 of each year; and

WHEREAS, on December 3, 2020, the Vermillion River Watershed Joint Powers Board adopted a final budget of \$2,507,400, including the use of 2020 fund balance and grant revenues, and recommended that Dakota County's levy be \$966,650 and Scott County's levy be \$33,350; and

WHEREAS, Dakota County must certify a levy on the Watershed Management Tax District by December 28, 2020, to be effective for taxes payable in 2021; and

WHEREAS, Dakota County certified a proposed levy of \$966,650 for the Vermillion River Watershed Management Tax District on September 15, 2020, to be effective for taxes payable in 2021.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby certifies the Vermillion River Watershed Management Tax District proposed levy in the amount of \$966,650 for taxes payable in 2021.

Ayes: 7

Nays: 0

Closed Executive Session

20-660

Settlement Authority For Acquisition Of Certain Property Rights Necessary For County Project 26-54 And County Project 63-27

This item did not go into closed session.

Motion: Thomas A. Egan

Second: Joe Atkins

WHEREAS, Dakota County (County) is proposing County Project 26-54 and County Project 63-27 in the City of Inver Grove Heights and City of Eagan (Cities); and

WHEREAS, to provide a safe and efficient transportation system, the County and the Cities are proceeding with County Project 26-54 and County Project 63-27; and

WHEREAS, County Project 26-54 will expand approximately two miles of County State Aid Highway (CSAH) 26 (Lone Oak Road in Eagan, 70th Street in Inver Grove Heights) from Trunk Highway (TH) 55 to TH 3 from an existing two-lane roadway rural section to a four-lane divided urban roadway; and

WHEREAS, County Project 63-27 will construct on a new alignment CSAH 63 (Argenta Trail) from CSAH 28 (Amana Trail) north to 65th Street and from 65th Street to old Argenta Trail (CSAH 63) to the north of CSAH 26; and

WHEREAS, the purpose and need for the project is to improve safety, multi-modal mobility, and traffic operations on CSAH 26 and CSAH 63 and provide additional capacity on CSAH 26; and

WHEREAS, to address the purpose and need for this Project, safety will be improved along the corridor by managing the number of conflict points (access management), adding turn lanes, realigning intersections to improve spacing, providing paved shoulders, and adding multi-use trails to both sides of the road; and

WHEREAS, Dakota County is the lead agency for County Project 26-54 and County Project 63-27 with right of way acquisition necessary in 2020 for construction to begin in 2021; and

WHEREAS, by Resolution Nos. 20-330, 20-399, and 20-425, the County Board of Commissioners authorized the acquisition of certain properties identified in the resolutions and initiation of quick-take eminent domain pursuant to Minn. Stat. §117.042, if necessary, to construct the recommended improvements; and

WHEREAS, on October 20, 2020, by Resolution No. 20-534, the County Board of Commissioners authorized 2nd written offers of the certain properties identified in the resolutions; and

WHEREAS, the owners of the following parcels have agreed to settle all damages caused by the taking whereby the County will pay owners the identified amount:

Parcel 8:	\$150,000
Parcels 19:	\$154,850
Parcel 54:	\$425,000
Parcel 66:	\$47,500

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

WHEREAS, the County Board by Resolution No. 20-399 (August 18, 2020), authorized the acquisition of a 31,761 square foot drainage & utility easement from EcoLab USA, Inc. identified in CP 26-54/63-27 as Parcel 8 (471).

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NOW, THEREFORE, BE IT RESOLVED, that the Dakota County Board of Commissioners approves the acquisition of property from EcoLab USA, Inc. identified in CP 26-54/63-27 as Parcel 8 (471), in the amount of \$150,000 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; and

BE IT FURTHER RESOLVED, that the Dakota County Board of Commissioners approves the amended acquisition of 31,761 square feet of fee title from EcoLab USA, Inc. identified in CP 26-54/63-27 as Parcel 8 (471); and

BE IT FURTHER RESOLVED, that the Dakota County Board of Commissioners approves the acquisition of property from John R. Neshiem and Theresa Neshiem identified in CP 26-54/63-27 as Parcel 19 (471), in the amount of \$154,800 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; and

BE IT FURTHER RESOLVED, that the Dakota County Board of Commissioners approves the acquisition of property from Christopher Rossman and Thea Rossman identified in CP 26-54/63-27 as Parcel 54 (471), in the amount of \$425,000 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; and

BE IT FURTHER RESOLVED, that the Dakota County Board of Commissioners approves the acquisition of property from Jai Shriram, Inc. identified in CP 26-54/63-27 as Parcel 66 (471), in the amount of \$47,500 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.

Ayes: 7

Nays: 0

Interagency Announcements/Reports

Interagency announcements and reports were then presented.

County Manager's Report

County Manager Matt Smith noted that today's meeting is the last meeting of 2020. He thanked the Board and staff for a job well done during a very challenging year.

Information

See Attachment A - Future Board Meetings And Other Board Activities

20-661

Adjournment

Motion: Chris Gerlach

Second: Thomas A. Egan

On a motion by Commissioner Chris Gerlach, seconded by Commissioner Thomas A. Egan, the meeting was adjourned at 1:26 p.m.

Mike Slavik
Chair

ATTEST

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Matt Smith
County Manager