

January 19, 2021

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

Call To Order And Roll Call

Commissioner Mike Slavik
Commissioner Kathleen A. Gaylord
Commissioner Laurie Halverson
Commissioner Joe Atkins
Commissioner Liz Workman
Commissioner Mary Liz Holberg
Commissioner Mary Hamann-Roland

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 Mary Liz Holberg who welcomed everyone and opened the meeting with the Pledge of Allegiance.

Audience

Chair Holberg noted that all public comments can be sent to CountyAdmin@co.dakota.mn.us
No comments were received.

21-029

Approval Of Agenda (Additions/Corrections/Deletions)

Motion: Mary Hamann-Roland

Second: Kathleen A. Gaylord

On a motion by Commissioner Mary Hamann-Roland, seconded by Commissioner Kathleen A. Gaylord, the agenda was unanimously approved.

Public Hearing

Public Hearing To Receive Comments On Dakota County Comprehensive Plan Amendment

The time being 9:05 a.m., and pursuant to public notice, a public hearing was conducted for the purpose of receiving comments on the Dakota County Comprehensive Plan Amendment. Planning Manager Kurt Chatfield spoke to this item. Interested parties desiring to be heard were afforded the opportunity to address the County Board. No one came forward and no additional comments were received.

21-030

Public Hearing To Receive Comments On Dakota County Comprehensive Plan Amendment

Motion: Mike Slavik

Second: Kathleen A. Gaylord

WHEREAS, Dakota County proposes to amend the Dakota County 2040 Comprehensive Plan update to maintain consistency with the updated draft Dakota County 2040 Transportation Plan, and held a concurrent public review of both plans from October 20 to December 21, 2020; and

WHEREAS, Minn. Stat. § 375.51 and 394.29 set forth the requirement for a public hearing to be held on

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comprehensive plan updates prior to adoption; and

WHEREAS, By Resolution No. 20-524 (October 20, 2020), the Dakota County Board of Commissioners scheduled a public hearing on the Dakota County 2040 Comprehensive Plan Amendment to be held at 9:00 a.m. on January 19, 2021; and

WHEREAS, the notice of Public Hearing was published in the *Dakota County Tribune* for two consecutive weeks, on December 25, 2020, and January 1, 2021, and posted on the Dakota County website Comprehensive Plan project page.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby convenes a public hearing on January 19, 2021, at 9:00 a.m., to receive comments on the Dakota County 2040 Comprehensive Plan Amendment.

Ayes: 7

Nays: 0

CONSENT AGENDA

Motion: Joe Atkins

Second: Liz Workman

On a motion by Commissioner Joe Atkins, seconded by Commissioner Liz Workman, the consent agenda was unanimously approved as follows:

21-031

Approval Of Minutes Of Meeting Held On January 5, 2021

Items Recommended By Board Committee

21-032

Authorization To Execute Contract With Granicus, Inc., For Agenda Management Software

WHEREAS, County staff identified the need to replace the County's current Agenda Management software; and

WHEREAS, the County sent a request for proposal to six Agenda Management software vendors; and

WHEREAS, three responses to the request for proposal were received; and

WHEREAS, County staff reviewed the proposals and software capabilities; and

WHEREAS, staff recommends Granicus, Inc., for Agenda Management software.

NOW, THEREFORE, BE IT RESOLVED, That the County Board of Commissioners hereby authorizes the Chief Information Officer to execute an agreement with Granicus, Inc., for Agenda Management software in an amount not to exceed \$130,000, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the Chief Information Officer is authorized to amend the contract and increase the amount up to 10 percent if necessary, for unanticipated costs.

21-033

Adoption Of 2021 County Board Operating Rules And Guidelines And Discussion On Administrative Support

WHEREAS, the Dakota County Board of Commissioners held a Governance Workshop on November 17, 2020, and reviewed the 2021 County Board Operating Rules and Guidelines; and

WHEREAS, the Board of Commissioners discussed amending Section III. K, IV. E and Section IV. K, and Section

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X. C of the Rules and Guidelines pertaining to the following: remove reference to quarterly budget reports and update to monthly budget reports, revision of special meetings and meeting notices, and retention of correspondence.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the 2021 County Board Operating Rules and Guidelines as presented at the General Government and Policy Committee of the Whole on January 5, 2021; and

BE IT FURTHER RESOLVED, That these operating rules and guidelines shall be effective upon approval by the County Board.

21-034

Authorization To Execute Contract With YMCA Of The Greater Twin Cities For Drop-In Child Care Services

WHEREAS, the Community Service Division has provided drop-in child care services at the Northern Service Center for many years to assist Dakota County customers accessing services; and

WHEREAS, by Resolution No. 15-588 (November 17, 2015), the County Board authorized execution of a contract with the YMCA of the Greater Twin Cities (YMCA) for the period of January 1, 2016 through December 31, 2016, for the provision of drop-in child care services; and

WHEREAS, the Dakota County Services Division issued a Request for Proposal (RFP) on September 19, 2016, and one proposal was received in response to the RFP; and

WHEREAS, a team comprised of multidisciplinary County staff reviewed the proposal and recommended the contract be awarded to the YMCA for drop-in child care services; and

WHEREAS, by Resolution No. 16-599 (November 29, 2016), the County Board authorized execution of a contract with the YMCA for the period of January 1, 2017 through December 31, 2017, for the provision of drop-in child care services; and

WHEREAS, by Resolution No.17-573 (November 14, 2017), the County Board authorized execution of a contract with the YMCA for the period of January 1, 2018 through December 31, 2020, for the provision of drop-in child care services; and

WHEREAS, YMCA staff must observe approved policies and procedures in accepting and releasing children for care, explaining policies and procedures to parents or guardians regarding use of the services, and caring for children in a safe, developmentally appropriate manner that provides a positive experience for children while at the Center; and

WHEREAS, staff recommends executing a contract with the YMCA in a not to exceed amount of \$159,491 for the period of January 1, 2021 through December 31, 2022.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to execute a contract with the YMCA of the Greater Twin Cities for drop-in child care services in a not to exceed amount of \$159,491 for the period of January 1, 2021 through December 31, 2022, to be reimbursed at a rate of \$6,645.46 per month, totaling the respective contract amount, subject to approval by the County Attorney's Office as to form; and

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

BE IT FURTHER RESOLVED, That the Community Services Director is hereby authorized to amend said contract, within the amount budgeted, to alter the number and types clients served, type of services provided, contract amount, and contract term, consistent with County contracting policies, subject to approval by the County

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Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the contract amount authorized for the period of January 1, 2021 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 of each year as applicable.

21-035

Authorization To Execute Lease Agreement Between Dakota County And Hastings Family Service For Office Space

WHEREAS, by Resolution No. 18-485 (September 18, 2018), the Dakota County Board must approve all leases; and

WHEREAS, in 2015, Dakota County's Department of Employment and Economic Assistance (E&EA) modified their service model to increase client access by relocating existing staff resources, which in part involved expanding services to allow access to all public assistance programs to Hastings residents; and

WHEREAS, by Resolution No. 17-632 (December 12, 2017), the Dakota County Board of Commissioners authorized the execution of a lease agreement with Hastings Family Service for office space located at 301 2nd Street East, Hastings, MN 55033; and

WHEREAS, the lease agreement involved approximately 100 square feet of space, included rental rates that remained unchanged during the duration of the lease, and was consistent with the County's interest in providing public assistance related services; and

WHEREAS, Dakota County Facilities Management, along with E&EA staff and Hastings Family Service, have agreed to the new lease terms; and

WHEREAS, the rental rates will remain unchanged during the duration of the lease; and

WHEREAS, the County Board continues to find that the lease is consistent with the County's interest in providing public assistance related services.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Community Services Director to continue a lease agreement with Hastings Family Service for the office space located at 301 2nd Street East, Hastings, MN 55033, according to the following rental rates, subject to approval by the County Attorney's Office as to form:

January 1, 2021 through December 31, 2021 \$2,436 per term, or \$203 per month
January 1, 2022 through December 31, 2022 \$2,436 per term, or \$203 per month
January 1, 2023 through December 31, 2032 \$2,436 per term, or \$203 per month

; and

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

21-036

Authorization To Execute Contract Amendment With Eagan Child And Family Clinic, dba Dakota Child And Family Clinic, For COVID-19 Testing

WHEREAS, in June 2020, Dakota County Public Health (PH) surveyed 48 medical clinics within Dakota County to determine criteria, capability, capacity and interest, and costs associated with COVID-19 testing; and

WHEREAS, by Resolution No. 20-344 (July 14, 2020), the County Board authorized executing a contract with

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DCFC to conduct COVID-19 testing via a nasal swab in a not to exceed contract amount of \$150,000 for the period beginning upon execution of the contract through December 1, 2020; and

WHEREAS, by Resolution No. 20-453 (September 22, 2020), the County Board authorized executing a contract amendment with DCFC to cover costs of the rental, delivery set-up, and take-down in the amount of \$30,000; and

WHEREAS, the County reimbursed DCFC for the rental costs, funded from the Emergency Management Preparedness Grant Covid-19 Supplemental Grant (EMPG-S); and

WHEREAS, the County Board has determined COVID-19 testing is a necessary and reasonable response to the COVID-19 pandemic, and therefore, executed a new contract with DCFC using PH budget in the amount of \$100,000 for the period beginning upon execution of the contract through January 30, 2021; and

WHEREAS, PH and DCFC agree that the need for additional clinics will need to take place; and

WHEREAS, staff recommends a contract amendment to increase the contract by an additional \$100,000 for a total not to exceed contract amount of \$200,000 for the period beginning upon execution of the amendment through March 31, 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 Eagan Child and Family Clinic, dba Dakota Child and Family Clinic, to conduct COVID-19 testing via a nasal swab, in a not to exceed contract amount of \$200,000, for the period beginning upon execution of the contract through March 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(s), 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 County contracting policies, subject to approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the contract shall contain a provision that allows the County to immediately terminate the contract in the event that 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 this program will end immediately in the event that sufficient funds from county, state, or federal sources are no longer available to continue this program.

21-037

Authorization To Respond To Request For Assessment Of Need/Letter Of Support From Nystrom & Associates, Ltd.

WHEREAS, under Minnesota Rule 9530.6800, the need for additional or expanded chemical dependency treatment programs must be determined, in part, based on the recommendation of the county board of commissioners of the county in which the program will be located and the documentation submitted by the applicant at the time of application; and

WHEREAS, under Minnesota 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 December 8, 2020, Dakota County received a request from Kevin Evenson, Director of Substance Use Disorder Treatment Services at Nystrom & Associates, Ltd., requesting a written statement that supports the need for the program; and

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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 Nystrom & Associates, Ltd.'s qualifications or ability to meet the identified needs; and

WHEREAS, DHS will process Nystrom & Associates, Ltd.'s request for a license to provide outpatient 245G counseling programs 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 an outpatient 245G counseling program in Dakota County as proposed by Nystrom & Associates, Ltd."

21-038

Ratify Acceptance Of Award Terms For Federal Emergency Rental Assistance Program Funds

WHEREAS, as part of the recently signed federal Consolidated Appropriations Act, 2021, the Emergency Rental Assistance program makes available \$25 billion to assist households that are unable to pay rent and utilities due to the COVID-19 pandemic and the funds are provided directly to States, U.S. Territories, local governments, and Indian tribes; and

WHEREAS, grantees use the funds to provide assistance to eligible households through existing or newly created rental assistance programs and Emergency Rental Assistance payments will be made directly to local governments with more than 200,000 residents, with details on exact payment amounts forthcoming; and

WHEREAS, not less than 90 percent of awarded funds must be used for direct financial assistance and remaining funds are available for housing stability services, including case management and other services intended to keep households stably housed, and administrative costs, and funds generally expire on December 31, 2021; and

WHEREAS, per recently published guidance from the U.S. Department of the Treasury, an "eligible household" is defined as a renter household in which at least one or more individuals meets the following criteria: Qualifies for unemployment or has experienced a reduction in household income, incurred significant costs, or experienced a financial hardship due to COVID-19; demonstrates a risk of experiencing homelessness or housing instability; and has a household income at or below 80 percent of the area median; and

WHEREAS, eligible households that include an individual who has been unemployed for the 90 days prior to application for assistance and households with income at or below 50 percent of the area median are to be prioritized for assistance; and

WHEREAS, a signed form accepting the award terms is due to the federal government on January 12, 2021 and by Resolution No 20-139 (March 20, 2020), the County Manager is authorized to sign such an agreement to be ratified by the Dakota County Board of Commissioners at a later date; and

WHEREAS, staff will return to the County Board with detailed plans for use of these funds as soon as further guidance and detail (such as the funding amount) become available from the U.S. Department of the Treasury, at which time staff will consider how these newly available funds and timelines intersect with previously authorized funding for similar programming (Resolution No. 20-658; December 15, 2020).

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby ratifies acceptance of the award terms for the federal emergency rental assistance program that has been approved by the County Attorney's Office as to form.

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21-039

Approval Of 2021 Planning Commission Work Plan

WHEREAS, Dakota County Ordinance No. 118 establishes the powers and duties of the Planning Commission to make recommendations on plans, policies, and programs, as directed by the County Board; and

WHEREAS, County Policy No. 1015 provides direction regarding its citizen advisory committees and states that the Planning Commission is required to consult annually with the County Board to seek concurrence regarding the topics they will study or on which they will advise the County Board; and

WHEREAS, the County Board has identified projects for 2021, including the preparation of plans for natural resources, parks, greenways, and transportation; and

WHEREAS, the 2021 Planning Commission Work Plan is consistent with the County Board projects 2021; and

WHEREAS, the Physical Development Committee of the Whole reviewed the 2021 Planning Commission Work Plan at the meeting on January 12, 2021.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves the 2021 Planning Commission Work Plan as presented to the Physical Development Committee of the Whole on January 12, 2021.

21-040

Approval Of Special Hazardous Waste Processing Facility License For Summit Information Resources, Eagan

WHEREAS, in accordance with Dakota County Ordinance 111, Hazardous Waste Regulation, Summit Information Resources submitted a license application to Dakota County for a special hazardous waste processing facility to be operated in the City of Eagan; and

WHEREAS, staff has reviewed the application from Summit Information Resources and has determined that all aspects of the proposed special hazardous waste processing facility conform to the requirements of Dakota County Ordinance 111, Hazardous Waste Regulation; and

WHEREAS, staff has determined that Summit Information Resources does not need financial assurance in accordance with Dakota County Ordinance 111, Hazardous Waste Regulation.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby approves issuance of a license pursuant to Dakota County Ordinance 111, Hazardous Waste Regulation, to Summit Information Resources for a special hazardous waste processing facility in the City of Eagan from January 19, 2021, to March 31, 2022, subject to compliance with all applicable federal, state, local, and County laws, rules, and ordinance requirements or special conditions; and

BE IT FURTHER RESOLVED, That Summit Information Resources shall operate the special hazardous waste processing facility in accordance with the plans and information approved as part of its license application to Dakota County; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Environmental Resources Director to issue a hazardous waste facility license, as approved by the Dakota County Board of Commissioners, to Summit Information Resources, subject to the payment of required fees and the satisfaction of all appropriate license conditions.

21-041

Authorization To Execute Amendment To Contract With STB Of Bloomington, Inc., To Provide Print Services

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

WHEREAS, the Master Plan includes strategies to provide resources (e.g., messages, images, labels) to partners to support recycling; and

WHEREAS, by Resolution No. 20-040 (January 21, 2019), the County Board adopted amendments to Dakota County Ordinance 110, Solid Waste Management; and

WHEREAS, Ordinance 110 includes requirements for trash, recycling, and organics container labels with standardized messaging; and

WHEREAS, the ordinance requires phased implementation of container labeling over two years, through 2021, with supplemental support annually for recycling program participants; and

WHEREAS, on December 14, 2020, staff issued a Request for Quotes for Container Label Printing in 2021; and

WHEREAS, three of the six responding vendors provided complete submittals; and

WHEREAS, submittals were reviewed and rated by staff based on cost per label, adhesion to smooth and textured surfaces, ease of removability, image quality, and performance over a long period of time in outdoor conditions; and

WHEREAS, STB of Bloomington, Inc., was selected based on the review criteria; and

WHEREAS, staff recommends that the Dakota County Board of Commissioners authorize execution of a contract with STB of Bloomington, Inc., for print services.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Environmental Resources Director to execute a contract with STB of Bloomington, Inc., not to exceed \$140,000 to provide print services from January 30, 2021, to December 31, 2021, subject to approval by the County Attorney's Office as to form.

21-042

Authorization To Adopt 2020–2030 Dakota County Groundwater Plan

WHEREAS, updating the Dakota County Groundwater Plan (Plan) was a 2020 Board Priority, continuing its priority status from 2019; and

WHEREAS, the purpose of the Plan is to provide strategic direction for the County's involvement in groundwater issues and provide access to funding opportunities to support these efforts; and

WHEREAS, the Plan was developed through research on groundwater quality and quantity, a review of existing and potential strategies, stakeholder response during two rounds of public engagement, and guidance from the technical workgroup, the County Planning Commission, and the Board of Commissioners; and

WHEREAS, by Resolution No. 20-246 (May 19, 2020), the County Board authorized release of the draft Plan for a 60-day public review period from May 20 to July 20, 2020, and comments were received from county residents and 16 organizations during the public review period; and

WHEREAS, on September 1, 2020, the County Board of Commissioners held a public hearing to receive comments on the draft Plan, at which time no comments were received; and

WHEREAS, by Resolution No. 20-417 (September 1, 2020), the County Board approved release of the revised draft Plan to the Metropolitan Council, the state review agencies, and the Board of Water and Soil Resources

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(BWSR) for a final 45-day review period in accordance with Minn. Stat. § 103B.255; and

WHEREAS, the BWSR received no comments during the 45-day final review period; and

WHEREAS, the BWSR Board approved the 2020–2030 Dakota County Groundwater Plan on December 17, 2020; and

WHEREAS, the County has 120 days as of the Order to adopt and implement the Plan, in accordance with Minn. Stat. § 103B.255, Subd. 11.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby adopts the Board of Water and Soil Resources-approved 2020–2030 Dakota County Groundwater Plan.

21-043

Update On Design For County Project 99-12 (ST00010), Cedar Avenue Pedestrian Bridge In City Of Apple Valley And Authorization To Execute Contract Amendment With SEH Inc., For Additional Design Services

WHEREAS, to provide a safe and efficient transportation system, Dakota County and the City of Apple Valley are proceeding with County Project (CP) 99-012 (ST00010); and

WHEREAS, CP 99-012 (ST00010) is the County State Aid Highway (CSAH) 23 Pedestrian Overpass at 140th Street in Apple Valley; and

WHEREAS, the County has executed a contract with SEH, Inc., to provide design and public outreach services; and

WHEREAS, project staff and the project consultant have identified additional tasks to resolve technical issues in designing the bridge; and

WHEREAS, Dakota County desires to retain SEH, Inc., to complete the additional work necessary to complete the design.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to execute an amendment to the contract with SEH, Inc., to the terms of the contract to provide for additional professional services to complete design work for the Cedar Avenue Pedestrian Bridge in the amount of \$74,108 for a total contract amount not to exceed \$398,922, subject to the approval by the County Attorney's Office as to form; and

BE IT FURTHER RESOLVED, That the 2021 Sales and Use Tax Capital Improvement Program is hereby amended as follows:

Expense	
CSAH 23 Pedestrian Bridge (ST00010)	<u>\$28,922</u>
Total Expense	\$28,922
Revenue	
Use of SUT Fund Balance	<u>\$28,922</u>
Total Revenue	\$28,922

21-044

Approval Of Joint Powers Agreements And Authorization To Award Construction Contracts To Accomplish 2021 Transportation Capital Improvement Projects

WHEREAS, the Dakota County Transportation Department regularly requests County Board approval for actions required to deliver projects in Transportation's adopted Capital Improvement Program (CIP); and

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WHEREAS, joint powers agreements with Cities and cost-share agreements with the Minnesota Department of Transportation and other agencies are standard agreements needed on projects in the CIP that adhere to County policies and have consistent language; and

WHEREAS, awarding construction contracts to the lowest responsible bidder is typically a consent action item brought forward to the Board for Transportation projects in the CIP; and

WHEREAS, awards to bidders that are not the low bid would be brought to the County Board for approval; and

WHEREAS, this resolution does not alter the Board process for adopting projects in the CIP each year or the process for obtaining Board approval for professional services contracts, study recommendations, appraisals, and right of way settlements; and

WHEREAS, project updates would continue to be presented to the Board; and

WHEREAS, staff will provide the Board with a detailed list of authorized projects including budget reference information and provide periodic updates on executed joint powers agreements and construction contract awards.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Manager to enter into joint powers agreements with cities for projects that identify funding, maintenance, and operational responsibilities associated with the planning, design, and construction of projects consistent with County policies, subject to the availability of funding identified in the CIP and subject to the County Attorney's Office as to form, as listed below:

- 9-62 on CSAH 9 (Dodd Blvd) at 210th Street with Lakeville
- 11-27 on CSAH 11 at Burnsville Parkway with Burnsville
- 26-54 on CSAH 26 (Lone Oak Rd) from TH 55 to TH 3 with Eagan and Inver Grove Heights
- 26-56 on CSAH 26 (Lone Oak Rd) at various locations with Eagan
- 28-44 on CSAH 28 (Yankee Doodle Rd) at Elrene Rd and Mike Collins Dr with Eagan
- 32-65 on 117th St (future CSAH 32) from Rich Valley Blvd (CSAH 71) to TH 52 with Inver Grove Heights
- 32-87 on CSAH 32 (Cliff Rd) from CSAH 43 (Lexington Ave.) to TH with Eagan
- 32-93 on CSAH 32 (Cliff Rd) at Thomas Center/Beacon Hill and Thomas Lake/Stone Cliff with Eagan
- 33-15 on CSAH 33 (Diamond Path) at 140th St/Connemara Trail Roundabout with Apple Valley and Rosemount
- 38-58 on CSAH 38 (McAndrews Rd) from CSAH 5 to CSAH 31 (Pilot Knob) with Apple Valley and Burnsville
- 38-61 on CSAH 38 (McAndrews Rd) from CSAH 5 to east of Burnhaven Drive with Burnsville
- 38-AV on CSAH 38 (McAndrews Rd) at various locations with Apple Valley
- 42-144 on CSAH 42 (145th/150th St) from W. Dakota County Line to TH 52 with Burnsville, Apple Valley and Rosemount
- 46-50 on CSAH 46 (160th St) from Pleasant Dr to TH 61 (Vermillion St) with Hastings
- 46-58 on CSAH 46 (160th St) at CSAH 33 (Diamond Path) with Apple Valley, Lakeville and Rosemount
- 63-27 on new CR 63 (Delaware Ave.) from CSAH 28 (Amana Tr) to 65th St with Inver Grove Heights
- 97-206 on new CR 60 (185th St) from Highview to Hamburg with Lakeville
- 99-012 on CSAH 23 (Cedar Ave) at 140th Street (Pedestrian Overpass) with Apple Valley
- 99-013 on CSAH 46 (160th St) at TH 3 to TH 52 with Rosemount

; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners authorizes the County Manager to enter into joint power agreements that identify funding, maintenance, and operational responsibilities associated with the planning, design, and construction of projects consistent with County policies, subject to the availability of funding identified in the CIP and subject to the County Attorney's Office as to form with the Cities of Apple Valley, Burnsville, Eagan, Hastings, Inver Grove Heights, Lakeville, Mendota Heights, Rosemount, South St. Paul, and West St. Paul for the following projects:

- Paved Highway Surfaces
- Storm Sewer System Maintenance

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- Trail Gap Set Aside
- Traffic Signal Replacement
- Future Studies/Professional Studies under \$100,000

; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners delegates authority to the County Manager to award construction contracts to the lowest responsible bidder, consistent with County Policies, provided sufficient funds are available for the following projects:

- 9-56 on CSAH 9 (Dodd Blvd) from Hayes to CSAH 31 (Pilot Knob) in Lakeville
- 26-54 on CSAH 26 (Lone Oak Rd) from TH 55 to TH 3 in Eagan and Inver Grove Heights
- 26-56 on CSAH 26 (Lone Oak Rd) at various locations in Eagan
- 30-39 on CSAH 30 (Diffley Rd) from CSAH 43 (Lexington Ave) to Trenton Rd in Eagan
- 32-87 on CSAH 32 (Cliff Rd) from CSAH 43 (Lexington Ave.) to TH 3 in Eagan
- 32-105 on CSAH 32 (Cliff Rd) from Cliff Rd/Cliff Lk Rd in Eagan
- 42-154 on CSAH 42 (145th/150th St) from west Dakota County line to CSAH 5 in Burnsville
- 63-27 on new CR 63 (Delaware Ave.) from CSAH 28 (Amana Tr) to 65th St in Inver Grove Heights
- 80-21 on CSAH 80 (255th St) to Replace Bridge L3164 in Castle Rock Township
- 86-34 on CSAH 86 (280th St) from east of CSAH 23 (Foliage Ave.) to TH 3 in Castle Rock, Eureka, Greenvale and Waterford Townships
- 88-20A on CSAH 88 (292nd/295th St) from west of Finch Ct to TH 52 in Randolph Township
- 91-25 on CSAH 91 (Nicolia Ave) from TH 61 to 210th St in Miesville
- 97-206 on new CR 60 (185th St) from Highview to Hamburg in Lakeville
- Paved Highway Surfaces
- Gravel Highway Surfaces
- Crack Seal
- Traffic Safety & Operation
- Storm Sewer System Maintenance
- Trail Gap Set Aside
- Traffic Signal Replacement
- Retaining Walls

County Board/County Administration

21-045

Acceptance Of Resignation Of Dakota County Attorney James C. Backstrom

WHEREAS, after 33 years of service, Dakota County Attorney James C. Backstrom has submitted his resignation to be effective at the end of the day on February 27, 2021.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby accepts the resignation of Dakota County Attorney James C. Backstrom, effective the end of the day on February 27, 2021; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby invites anyone interested to attend the Dakota County Board meeting on February 16, 2021, by the remote link which will be posted for the meeting, at which time Dakota County Attorney Backstrom will be recognized for his many years of outstanding service to our community.

21-046

Designation Of 2021 Official Voting Delegates For Association Of Minnesota Counties

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby designates the following County officials as official voting delegates to represent Dakota County at the Association of Minnesota Counties (AMC) Annual Conference and during the year 2021:

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Commissioner Mike Slavik
Commissioner Kathleen A. Gaylord
Commissioner Laurie Halverson
Commissioner Joe Atkins
Commissioner Liz Workman
Commissioner Mary Liz Holberg
Commissioner Mary Hamann-Roland
County Manager
Community Services Director
Public Services and Revenue Director

21-047

Appointment To Special Board Of Appeals And Equalization

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby appoints the following individual to the Special Board of Appeal and Equalization for a two-year term ending December 31, 2022:

District	Name
4	Dustin Bower

21-048

Authorization To Execute Joint Powers Agreements Between Dakota County And Community Development Agency

WHEREAS, the County and Dakota County Community Development Agency (CDA) entered into separate joint powers agreements (JPA) to provide:

1. CDA employees' access to the County's group medical, dental and vision employee benefit plans (Resolution No. 18-638);
2. IT services to the CDA when requested (Resolution No. 18-643);
3. human resources consulting services to the CDA on an ad hoc basis when requested from County Employee Relations(ER) (Resolution No. 18-639); and
4. legal services from the County Attorney's Office to the Dakota County Community Development Agency (CDA)

; and

WHEREAS, these JPAs expired on December 31, 2020; and

WHEREAS, the County is willing to continue providing CDA employees with access to the County group medical, dental and vision employee benefit plans for the years 2019 and 2020; and

WHEREAS, the CDA wishes to continue receiving certain IT services from Dakota County upon request; and

WHEREAS, Dakota County is willing to provide IT services through the Dakota County IT Department when resources are available and as agreed to by the IT Department and the CDA; and

WHEREAS, the Employee Relations Department is willing to continue providing human resources consulting services to the CDA as requested whenever the Department has adequate staff resources to assist the CDA; and

WHEREAS, the CDA requires the services of legal counsel to advise and represent the CDA Board on various matters and CDA staff wish to continue receiving certain legal services from the Dakota County Attorney's Office; and

WHEREAS, the Dakota County Attorney's Office is willing to provide legal services to the CDA at an hourly rate of \$204.00 for attorney time and \$46.00 for paralegal time in 2021, with increased rates in 2022 of \$210.00 and

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\$47.00; and

WHEREAS, staff recommends a new joint powers agreement consolidating all the previous agreements into one agreement with an effective date of January 1, 2021 through December 31, 2022; and

WHEREAS, the CDA Board will consider approval of the new the proposed legal services agreement at its January 19, 2021 meeting.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Manager to execute a joint powers agreement between the County of Dakota and the Dakota County Community Development Agency (CDA) for the period of January 1, 2021, through December 31, 2022, for provision of benefits, information technology, human resources, and legal services to CDA, substantially as presented, subject to approval by the County Attorney's Office as to form.

21-049

Scheduling Of Dakota County Board Of Commissioners Local Public Safety Partnerships Workshop

BE IT RESOLVED, That the Dakota County Board of Commissioners hereby schedules a local public safety partnerships workshop for February 16, 2021, following the Regional Railroad Authority meeting, in the Boardroom, Administration Center, 1590 Highway 55, Hastings, MN or via telephone or other electronic means if necessary due to the ongoing COVID-19 pandemic, to discuss a number of policy issues affecting partnerships between the County and other local units of government within Dakota County that help support public safety.

Operations, Management And Budget

21-050

Authorization To Amend And Terminate Contract With Sourcewell Technology

WHEREAS, Dakota County and Sourcewell Technology f/k/a Technology and Information Educational Services or TIES ("SWT") entered into the joint powers agreement (JPA) for development of optical fiber; and

WHEREAS, the parties wish to amend the Fiber Segments Constructed to accurately represent fiber construction completed within the JPA; and

WHEREAS, Sourcewell Technology no longer has any contracts with schools to provide internet services; and

WHEREAS, the parties wish to terminate the JPA subject to the terms and conditions in the termination agreement.

NOW, THEREFORE BE IT RESOLVED, That the County Board authorizes the Chief Information Officer to amend and terminate the joint powers agreement with Sourcewell Technology.

Report On Invoices Paid In December 2020

This item was on the agenda for informational purposes only.

Physical Development

21-051

Authorization To Execute Contract Amendment With Kimley-Horn And Associates, Inc., For Engineering Services For County Project 97-207, Dakota County School Area Safety Assessment

WHEREAS, to provide a safe and efficient transportation system, Dakota County (County) and the Minnesota Department of Transportation (MnDOT) are proceeding with County Project (CP) 97-207, School Area Safety Assessment, for school locations adjacent to County and State Highways within Dakota County; and

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WHEREAS, CP 97-207, the School Travel Area Safety Assessment is looking at overall safety for students traveling to and from schools located directly adjacent to county or state highways within Dakota County, with a focus on pedestrian and bicycle travel; and

WHEREAS, Dakota County is the lead agency, and MnDOT is participating to evaluate schools located directly adjacent to state highways; and

WHEREAS, By Resolution No. 20-155 (March 24, 2020), the Dakota County Board of Commissioners authorized execution of a contract with Kimley-Horn and Associates, Inc., to perform professional consultant services for County Project 97-207 in an amount not to exceed \$121,875, subject to approval by the County Attorney's Office as to form; and

WHEREAS, the original project schedule anticipated completion of the project in early September with a contract expiration date of October 30, 2020; and

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

WHEREAS, the additional assessment work which was not part of the original project scope including longer project schedule, initial review elements including additional research on best practices, detailed assessment, and public engagement; and

WHEREAS, a contract extension is necessary to provide for the additional time necessary to complete assessment work; and

WHEREAS, staff reviewed the additional costs of \$21,380, which is 17.5 percent additional cost compared to the original contract, and agreed to the proposed scope, including items which were not anticipated in the initial design work but are necessary to complete the assessment and public engagement work for CP 97-207; and

WHEREAS, the 2021 Transportation Capital Improvement Program (CIP) budget includes \$400,000 for Future Studies and Professional Services, which provides sufficient funds for CP 97-207 amendment; and

WHEREAS, the County Engineer recommends execution of a contract amendment with Kimley-Horn and Associates, Inc, for engineering services for CP 97-207 in an amount of \$21,380 for a new total cost not to exceed \$143,255 including reimbursable items; and

WHEREAS, engineering costs will be shared between Dakota County and MnDOT in accordance with cost split established based on number of schools involved in the study.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to extend the contract with Kimley-Horn and Associates, Inc., through May 31, 2021; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Physical Development Director to include in the contract amendment with Kimley-Horn and Associates, Inc., performance of additional engineering consulting services for County Project 97-207, in the amount of \$21,380 for a total contract amount not to exceed \$143,255 subject to approval by the County Attorney's Office as to form.

21-052

Authorization To Execute Amendment To Joint Powers Agreement With City Of Eagan And Independent School District 196 And Execute Contract Amendment For Consultant Services For County Project 30-39

WHEREAS, Dakota County, the City of Eagan (City), and Independent School District (ISD) 196 are partnering on County Project (CP) 30-39 (Project); and

WHEREAS, the Project includes the segment of County State Aid Highway (CSAH) 30 from approximately 1,100

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feet east of CSAH 43 (Lexington Avenue) to 400 feet east of Braddock Trail; and

WHEREAS, the purpose and need for the Project is to increase pedestrian safety and connections, provide safe facilities, lower vehicle speeds, and reduce pedestrian and vehicle conflict points; and

WHEREAS, to address the purpose and need for the Project, the County is proposing to reconstruct and narrow CSAH 30 (Diffley Road) to a two-lane divided highway, construct two single-lane roundabouts at Daniel Drive and Braddock Trail, construct a new school access road, and pedestrian improvements; and

WHEREAS, Dakota County, the City, and ISD 196 are partnering on final design for CP 30-39; and

WHEREAS, the County is the lead agency for the Project (design, right of way, and construction); and

WHEREAS, by Resolution No. 20-302 (June 30, 2020), the County Board adopted the Diffley Road School Area Improvements project concept, executed a joint powers agreement with the City and ISD 196 for design of the project, and authorized a contract with Bolton and Menk, Inc., for design services; and

WHEREAS, Bolton and Menk, Inc., has requested additional funding for final design in the amount of \$127,660; and

WHEREAS, By Resolution No. 20-524 (October 20, 2020), the County Board adopted the updated Transportation Cost Share Policy; and

WHEREAS, the joint power's agreement between the County, City and ISD 196 for CP 30-39 for design shall be amended to reflect to the current cost split policy; and

WHEREAS, County staff recommends amending the Bolton and Menk, Inc., contract in an amount not to exceed \$621,015 and amending the final design JPA to reflect the current cost split 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 Bolton and Menk, Inc., in the amount not to exceed \$621,015 for design services for County Project 30-39, 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 Physical Development Director to execute an amendment to the joint powers agreement with the City of Egan and Independent School District 196 to outline cost participation and responsibilities for the necessary final design for County Project 30-39, subject to approval by the County Attorney's Office as to form.

21-053

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

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plats.

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

EMERALD ISLE 2ND ADDITION	Rosemount
SUMMERS CREEK 2ND ADDITION	Lakeville
CEDAR HILLS 2ND ADDITION	Lakeville
CANVAS AT INVER GROVE HEIGHTS	Inver Grove Heights
PINNACLE RESERVE AT AVONLEA 4TH ADDITION	Lakeville

21-054

Authorization To Purchase Fleet Vehicles And Trucks

WHEREAS, to provide an efficient, effective, and responsive fleet, replacement of major equipment is programmed in the Fleet Capital Equipment Program (CEP); and

WHEREAS, outdated equipment is replaced in accordance with the Fleet CEP replacement criteria; and

WHEREAS, vehicles recommended for purchase at this time meet the points replacement criteria; and

WHEREAS, staff has tested, researched, and determined that the recommended vehicles are the most suitable options; and

WHEREAS, the purchase of the proposed units are necessary to meet service demands, reduce excessive downtime, reduce emissions, and reduce repair costs; and

WHEREAS, Dakota County holds a cooperative purchase agreement the State of Minnesota (State) that allows the County to purchase from this vendor under contract with the State, and

WHEREAS, the cooperative purchasing agreement with the State results in reduced workload and competitive pricing, allowing the County to take advantage of the time spent by the State to perform the competitive bidding process; and

WHEREAS, the specified vehicles and trucks are available for purchase from the State contract vendors.

NOW, THEREFORE, BE IT RESOLVED, The Dakota County Board of Commissioners hereby authorizes the Parks, Facilities, and Fleet Management Director to purchase:

- Five 2021 Freightliner 114SD tandem truck chassis cabs from Boyer Truck Service LLC doing business as Boyer Trucks Superior, for a total amount not to exceed \$572,501.00, pursuant to State Contract T-647(5)
- Five 2021 Towmaster dump bodies with Falls snow equipment from Monroe Towmaster, LLC, for a total amount not to exceed \$884,575.00, pursuant to State Contract S-863(5)
- Eight 2021 Ford Police Interceptor utility hybrid vehicles from Tenvoorde Motor Company, for a total amount not to exceed \$320,833.92, pursuant to State of Minnesota Contract A-174(5)

Public Safety

21-055

Authorization To Allow Sheriff's Office Access To County Transportation Camera System To More Effectively Respond To Emerging Public Safety Issues Across The County

WHEREAS, the Sheriff's Office is seeking access to the County transportation camera system to more effectively

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respond to emerging public safety issues across the County; and

WHEREAS, County wide law enforcement anticipates accessing this asset for events or occurrences that impact the public safety; disturbances, disruptions, demonstrations, catastrophes, or natural disasters; and

WHEREAS, access to the cameras will be given to designated authorized users within the Sheriff's Office who will be provided training on the County Advanced Traffic Management System (ATMS) software; and

WHEREAS, the County's Transportation Technology Resources Procedure document will be amended to include Sheriff's Office access and procedures.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the Dakota County Sheriff's Office to designate and provide authorized users access to the County's transportation camera system to more effectively respond to emerging public safety issues across the County including events or occurrences that impact the public safety; disturbances, disruptions, demonstrations, catastrophes, or natural disasters; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby authorizes an amendment to the County Transportation Technology Resources Procedure document to include the Sheriff's Office access and procedures.

Public Services And Revenue

21-056

Authorization To Execute A Contract Renewal With CycloMedia Technology, Inc. For Acquisition Of Street Level Images

WHEREAS, assessors are mandated in statute to actually view and determine the market value of each property at least every five years; and

WHEREAS, 'actually viewing' real estate can be accomplished digitally with today's technologies; and

WHEREAS, Dakota County Assessing Services has leveraged desktop inspection procedures to meet statutory quintile revaluation requirements, under industry standards, since 2006; and

WHEREAS, Assessing Services wishes to continue its business model of using technology to efficiently meet statutory revaluation requirements, provide all appraisal staff the tools to make accurate valuation estimates without greater investment in field inspections and ensure taxpayers expectations are met by establishing fair and accurate assessments; and

WHEREAS, through a Request for Proposals issued on December 16, 2015, Dakota County solicited vendors to provide a proposal for the acquisition of countywide street-level images; and

WHEREAS, by Resolution No. 16-144 (March 1, 2016), the Dakota County Board of Commissioners authorize a contract be executed with CycloMedia Technology Inc. for acquisition of street-level images in an amount not to exceed \$249,774; and

WHEREAS, CycloMedia Technologies, Inc. submitted the renewal proposal that provides the best value to Dakota County for acquisition of street-level images as well as offering valuable access to a larger collection of licensed images and software to Assessing Services staff; and

WHEREAS, the estimated cost to secure this product from CycloMedia Technologies, Inc. is \$378,400; and

WHEREAS, funding for the street level images is included in the 2021 Assessing Services approved budget.

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NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby authorizes the County Assessor to execute a contract renewal with CycloMedia Technology, Inc. for the acquisition of street-level images and the use of licensed images and software in an amount not to exceed \$378,400, subject to approval by the County Attorney's Office as to form.

21-057

Imposition Of Civil Penalty For First Violation Pursuant To Section 26 Of Dakota County Ordinance 101, Regulating Licensing And Sale Of 3.2 Percent Malt Liquor And Intoxicating Liquor By Gopher Hills, Inc.

WHEREAS, pursuant to Resolution No. 18-581 of the Dakota County Board of Commissioners, the Dakota County Public Services and Revenue Division issued a license to sell intoxicating liquor to Gopher Hills, Inc. ("licensee"); and

WHEREAS, pursuant to Dakota County Ordinance 101, Section 22, the Dakota County Sheriff conducted an alcohol compliance check at the licensee's premises located at 26155 Nicolai Avenue, Cannon Falls, MN 55009 in Douglas Township on July 25, 2019, and during the course of the compliance check an employee, on behalf of the licensee, allegedly furnished alcohol to a minor; and

WHEREAS, the Dakota County Sheriff referred the alleged violation to the Dakota County Attorney, who charged an employee with sale of alcohol to a minor on July 25, 2019, the criminal proceeding against the individual who sold the alcohol to the minor was completed on December 14, 2020 resulting in conviction and has been ordered to pay the fine; and

WHEREAS, Ordinance 101 Section 25, prohibits the licensee to sell, serve, or furnish malt liquor, wine, or intoxicating liquor to any minor; and

WHEREAS, Ordinance 101, Section 26, authorizes the Dakota County Board of Commissioners to impose a civil penalty for violation of Ordinance 101; and

WHEREAS, the Dakota County Board of Commissioners has provided notice to licensee of its intention to consider imposition of a civil penalty for violation of Ordinance 101.

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners, based upon the record before it, hereby makes the following findings of fact:

1. Gopher Hills, Inc. was licensed by the Dakota County Board of Commissioners to sell intoxicating liquor at its licensed premises located at 26155 Nicolai Avenue, Douglas Township for the period January 1, 2019, through December 31, 2019.
2. On July 25, 2019, staff of Gopher Hills, Inc. furnished alcohol to a minor at the licensed premises.
3. The sale of alcohol to a minor at the licensed premises constitutes a violation of Dakota County Ordinance 101, Section 25.
4. This was a first violation in the last 24 months.
5. Pursuant to Ordinance 101, Section 26, the Dakota County Board of Commissioners may impose a civil penalty for violation of the Ordinance.

; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby concludes that Gopher Hills, Inc. violated Ordinance 101, Section 25 on July 25, 2019; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners hereby imposes a civil penalty in the amount of \$500.00; and

BE IT FURTHER RESOLVED, That the Public Services and Revenue Division is hereby directed to send to Gopher Hills, Inc., by certified mail, a copy of the County Board resolution imposing a civil penalty of \$500.00 requiring payment within 10 days of receipt.

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20-058

Authorization To Change Start Date Of New Appointees To Metropolitan Library Service Agency

WHEREAS, the Board of Commissioners appoints a representative to the Metropolitan Library Service Agency Board; and

WHEREAS, the newly appointed Dakota County Commissioner currently starts their term in June; and

WHEREAS, all other County Commissioner representatives to the Board of the Metropolitan Library Service Agency begin their term in January.

NOW, THEREFORE, BE IT RESOLVED, That Dakota County Commissioner representatives to the Metropolitan Library Service Agency Board shall begin their tenure in January instead of June to better represent the County and align with other representatives start dates.

REGULAR AGENDA

County Board/County Administration

Update On Coronavirus Public Health Response, Vaccinations, And County Operational Impacts

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.

21-059

Authorization To Implement Business And Non-Profit Assistance Program With Funding From State Of Minnesota To Address Impacts Due To Pandemic Executive Orders And Amend 2021 Non-Departmental Budget

Community Development Agency Executive Director Tony Schertler briefed this item and responded to questions. Following discussion on this item, the Board suggested amendments to the resolution language. A motion was made that included the amended language.

Motion: Joe Atkins

Second: Mary Hamann-Roland

WHEREAS, on November 18, 2020, Governor Walz signed Executive Order 20-99 designating multiple strategies to slow the spread of COVID-19; and

WHEREAS, the County Board recognizes these orders threaten the economic viability of these businesses and desires to assist them through a business assistance program; and

WHEREAS, the State passed legislation on December 14, 2020 allocating \$88,000,000 in direct payments from the Department of Revenue to qualifying places of public accommodation, gyms, sports facilities and fitness centers; \$14,000,000 in direct payments from the Department of Employment and Economic Development to qualifying movie theatres and multipurpose convention centers; and \$114,800,000 to counties to administer grant programs to support businesses and nonprofit organizations; and

WHEREAS, Dakota County's allocation totals \$8,551,447.34 which includes \$8,342,875.45 in per capita allocation and an additional \$208,571.89 for administrative costs; and

WHEREAS, feedback from community stakeholders was solicited and research of peer programs was reviewed and discussed to develop the program parameters to assist Dakota County businesses and nonprofit organizations; and

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WHEREAS, a Board Workshop was held on January 12, 2021 to discuss program parameters for this new round of small business relief grants; and

WHEREAS, based on that discussion, staff presented drafted program guidelines, including eligibility and ineligibility requirements to the Board at its January 19, 2021 meeting; and

WHEREAS, the Board desire to implement a business and non-profit assistance program by which applications will be accepted from businesses that meet the following eligibility criteria, subject to the ineligibility requirements presented in the program guidelines:

- has physical location in Dakota County.
- 75 or less full-time equivalent employees.
- No current tax liens on record with the Minnesota Secretary of State as of the time of application.
- Impacted, directly or indirectly, by an EO related to the COVID-19 pandemic including but not limited to being closed by an order or evidence of being impacted by sales or revenue declines.
- In operation on or before November 1, 2020.

; and

WHEREAS, grants of up to \$15,000 will be available on a first-come, first-serve basis based upon priority group; and

WHEREAS, Priority 1 includes any for-profit business and non-profit organization that has not received any funding from Dakota County through the CARES-funded Small Business Relief Grant Program (Rounds 1, 2 or 3) or State funded grant programs providing COVID-19 relief in 2020 or 2021; and

WHEREAS, Priority 1 is divided into two pools (A and B) with a maximum of \$7.8 million set aside for Pool A (for-profit businesses) and a maximum of \$500,000 set aside for Pool B (non-profit organizations); and

WHEREAS, if there are not sufficient Priority 1 applicants to award the \$8.3 million, Priority 2 applicants will be considered; and

WHEREAS, Priority Group 2 includes businesses and non-profits that have received some portion (less than a total of \$15,000) of CARES/County funds from Dakota County in Rounds 1, 2, and 3 of the Small Business Relief Grant Program or the Non-profit Assistance Program or State funded grant programs providing COVID-19 relief in 2020 or 2021; and

WHEREAS, if money is still available, Priority 3 includes providing additional funding to Priority 1 and Priority 2 applicants and previous award winners, defined as businesses and non-profits who received a total of \$15,000 or more in Rounds 1, 2, or 3, subject to the County Board of Commissioners establishing final parameters for allocation of remaining funds in Priority 3 at a future meeting.

NOW, THEREFORE, BE IT RESOLVED, That the County Board of Commissioners hereby authorizes the implementation of a business and non-profit assistance program utilizing funding from the State of Minnesota to address impacts due to pandemic Executive Orders as described above; and

BE IT FURTHER RESOLVED, That the Dakota County Board of Commissioners authorize 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 2021 Non-Departmental budget as follows:

Expense	
2021 Emergency Relief Program for Business	\$7,837,661
2021 Emergency Relief Program for Non-Profits	\$ 500,000
Administrative (2.5%)	\$ <u>213,786</u>
Total Expense	\$8,551,447

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Revenue

State COVID-19 Relief Program

Total Revenue

\$8,551,447

\$8,551,447

Ayes: 7

Nays: 0

Interagency Announcements/Reports

Interagency announcements and reports were then presented.

County Manager's Report

County Manager Matt Smith gave an update on the following upcoming meeting dates:

- February 2, 2021 - Employee Service Awards
- February 16, 2021 - Local Public Safety Partnerships Workshop

Information

See Attachment A - Future Board Meetings And Other Board Activities

Closed Executive Session

21-060

Closed Executive Session: Discuss Labor Negotiations Strategy

Motion: Mary Hamann-Roland

Second: Laurie Halverson

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

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

NOW, THEREFORE, BE IT RESOLVED, That the Dakota County Board of Commissioners hereby closes the County Board meeting on January 19, 2021, and recesses in order to discuss labor negotiations strategy.

Ayes: 7

Nays: 0

The time being 10:40 a.m. and pursuant to public notice, the County Board joined via a confidential telephone conference conducted in accordance with Minnesota Statutes sections 13D.021 and 13D.03. to hold a Closed Executive Session to discuss labor negotiations strategy.

The following were present:

Commissioner Mike Slavik, District 1

Commissioner Kathleen A. Gaylord, District 2

Commissioner Thomas A. Egan, District 3

Commissioner Joe Atkins, District 4

Commissioner Liz Workman, District 5

Commissioner Mary Liz Holberg, District 6

Commissioner Chris Gerlach, District 7

Matt Smith, County Manager

Tom Donely, First Assistant County Attorney

James Backstrom, County Attorney

Jeni Reynolds, Sr. Administrative Coordinator to the Board

Andy Benish, Employee Relations Director

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The Closed Executive Session continued until 11:04 a.m., at which time the Board convened to adjourn the meeting.

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Adjournment

Motion: Mary Hamann-Roland

Second: Mike Slavik

On a motion by Commissioner Mary Hamann-Roland, seconded by Commissioner Mike Slavik, the meeting was adjourned at 11:06 a.m.

Mary Liz Holberg
Chair

ATTEST

Matt Smith
County Manager