



**MINUTES
SCOTT COUNTY
BOARD OF COMMISSIONERS
September 7, 2021**

9:00 AM

(1) CONVENE COUNTY BOARD

The Board of Commissioners, in and for the county of Scott, Minnesota, met in the County Board Room in the City of Shakopee, Minnesota, and convened at . The following members were present: County Commissioner Weckman Brekke, County Commissioner Wolf, County Commissioner Beer attended remotely, and County Commissioner Beard presided. County Commissioner Ulrich was absent.

The following were also in attendance:

1. Lezlie Vermillion, County Administrator
2. Danny Lenz, Deputy County Administrator/ CFO
3. Ron Hocevar, County Attorney
4. Brad Davis, Planning & Resource Management Director
5. Chris Harder, Quality Improvement Manager
6. Cindy Geis, Community Services Director
7. David Schild-Mueller, Taxation Supervisor
8. Jake Grussing, Library Director
9. Jayme Carlson, Community Health Specialist
10. Katie Moras, Prevention Specialist
11. Lisa Brodsky, Public Health Director
12. Lisa Freese, Transportation Services Director
13. Lori Huss, Employee Relations Director
14. Tracy Cervenka, Administrative Office Supervisor
15. JJ Anderson, Deputy Clerk to the Board

Guests:

16. Adam Johnson, Scott County Community Development Agency
17. Bill Jaffa, Scott County Community Development Agency
18. Christian Sean Wilton, 1st Judicial District Judge Scott County
19. Janelle Shearer
20. Julie Siebert, Scott County Community Development Agency
21. Kevin Lindow, Scott County Defenders
22. Kirt Briggs, Prior Lake Mayor
23. Linda Janovsky, Scott County Community Development Agency
24. Paul Steinman
25. Stacy Crakes, Scott County Community Development Agency

(2) AMENDMENTS TO THE AGENDA

There were no amendments to the agenda.

(3) APPROVE MINUTES OF

3.1 July 15, 2021 Three Rivers Joint Board Meeting Minutes

Motion by Commissioner Wolf, seconded by Commissioner Weckman Brekke. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent.

3.2 August 17, 2021 Scott County Board Minutes

Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent.

(4) RECOGNITION OF INTERESTED CITIZENS

Limited to items not on the agenda and five minutes per person/subject. Speakers are asked to approach the microphone for the benefit of viewers and interested citizens.

There were no citizens to be recognized.

(5) CONSENT AGENDA

5.1 Adopt Resolution 2021-149; Authorizing Final Payment to Killmer Electric for Fiber Interconnect for the Advanced Traffic Management System

Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent. A copy of the resolution is available in the office of the County Administrator and is made a part of this record by reference.

5.2 Adopt Resolution No. 2021-157; Authorizing Scott County's Joint Participation with Carver County in the Family Homeless Prevention and Assistance Program (FHPAP) for 2021 - 2023

Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent. A copy of the resolution is available in the office of the County Administrator and is made a part of this record by reference.

5.3 Adopt Resolution No. 2021-158; Approving an Amendment to the 2021-2030 Transportation Improvement Program Adding County Project 15-19, Installing a Traffic Signal System at the Intersection of County Highways 15 and 16

Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent. A copy of the resolution is available in the office of the County Administrator and is made a part of this record by reference.

5.4 Adopt Resolution No. 2021-160; Approving the Basic Sale Price and Sale of Tax Forfeited Land to the City of Savage

Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent. A copy of the resolution is available in the office of the County Administrator and is made a part of this record by reference.

5.5 Adopt Resolution No. 2021-161; Approving 2 Full Time Equivalent (FTE) and 1 Part Time Equivalent Position Utilizing American Rescue Plan Act Funds and Amending the 2021 Budget

Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent. A copy of the resolution is available in the office of the County Administrator and is made a part of this record by reference.

5.6 Adopt Resolution No. 2021-162; Approving the Findings of Fact and Conclusions for Schieffer

Property Residential Development Environmental Assessment Worksheet and Negative Declaration on the Need for an Environmental Impact Statement (EIS)

Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent. A copy of the resolution is available in the office of the County Administrator and is made a part of this record by reference.

- 5.7 Adopt Resolution 2021-164; Authorizing Entering into a Cooperative Agreement with the City of New Prague for the Trunk Highway 19 Reconstruction Project
Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent. A copy of the resolution is available in the office of the County Administrator and is made a part of this record by reference.
- 5.8 Adopt Resolution No. 2021-167; Approving the Preliminary 2022 Levy of \$32,500 and Budget for the Scott County Vermillion River Watershed Special Taxing District
Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent. A copy of the resolution is available in the office of the County Administrator and is made a part of this record by reference.
- 5.9 Adopt Resolution 2021-168, Authorizing Entering into a Cooperative Maintenance Agreement with the City of Shakopee for County Highway 101
Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent. A copy of the resolution is available in the office of the County Administrator and is made a part of this record by reference.
- 5.10 Adopt Resolution No. 2021-169; Approving a Contract With Damascus Way Reentry Center, Inc for the Re-entry and Halfway Housing Program
Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent. A copy of the resolution is available in the office of the County Administrator and is made a part of this record by reference.
- 5.11 Adopt Resolution No. 2021-170; Approving an Agreement with Sever's Fall Festival to Provide Traffic Control at the 2021 Festival
Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent. A copy of the resolution is available in the office of the County Administrator and is made a part of this record by reference.
- 5.12 Adopt Resolution No. 2021-171; Approving Entering an Agreement with NaphCare, Inc. for a Correctional Electronic Health Record System in the amount of \$150,000
Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent. A copy of the resolution is available in the office of the County Administrator and is made a part of this record by reference.
- 5.13 Adopt Resolution No. 2021-173; Approving the Pledge of the General Obligation of Scott County, Minnesota to the Payment of the Governmental Development Refunding Bonds (Scott County, Minnesota Unlimited Tax General Obligation - Brentwood Project), Series 2021A, to be Issued by the Scott County Community Development Agency; Approving the Pledge of the Special Benefits Tax to the Payment of Such Bonds; and Authorizing the Execution and Delivery of Documents in Connection Therewith
Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent. A copy of the resolution is available in the office of the County Administrator and is made a part of this record

- by reference.
- 5.14 Adopt Resolution No. 2021-174; Approving an Amended and Restated Indenture of Trust Related to Bonds Previously Issued by the Scott County Community Development Agency Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent. A copy of the resolution is available in the office of the County Administrator and is made a part of this record by reference.
- 5.15 Adopt Resolution No. 2021-177; Rescinding Resolution No. 2021-154 and Adopting Revised Resolution No. 2021-177 for the Operational Enhancement Grant Agreement With the Minnesota Department of Veterans Affairs Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent. A copy of the resolution is available in the office of the County Administrator and is made a part of this record by reference.
- 5.16 Adopt Resolution No. 2021-178; Designating the Jordan Independent as the County's Official Newspaper Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent. A copy of the resolution is available in the office of the County Administrator and is made a part of this record by reference.
- 5.17 Approve the Request for Preliminary Plat and Final Plat of Knoploh Addition Consisting of 2 Lots on 20 Acres (Terry & Renee Knoploh, Applicants and Property Owners), and Conservation Easement, in Section 16 of New Market Township Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. This action was recommended by the Scott County Planning Advisory Commission on August 9, 2021, in accordance with Chapter 40 of the Scott County Zoning Ordinance No. 3. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent.
- 5.18 Approve the Request for Preliminary Plat and Final Plat of Herbert Addition Consisting of 2 Lots on 14 Acres (Mark and Susan Herbert, Applicants & Property Owners) in Section 10 of New Market Township Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. This action was recommended by the Scott County Planning Advisory Commission on August 9, 2021, in accordance with Chapter 42 of the Scott County Zoning Ordinance No. 3. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent.
- 5.19 Approve a Solid Waste License for a Yard and Tree Waste Compost Facility to OTI, Inc., in Jackson Township Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent.
- 5.20 Approve the Lawful Gambling Premises Permit Application for Lakeville South Clay Target Team at Red Fox Tavern in New Market Township for 2021 Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent.
- 5.21 Set Public Hearing Date of September 21, 2021 at 10:30 a.m. to Consider and Adopt the Preliminary 2022 Levy for the Scott Watershed Management Organization Special Taxing District Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent.
- 5.22 Approve Payroll Processing of Personnel Actions Indicated Below Hereby Certified by the Employee Relations Director and the Appointing Authority to be in Compliance With the Provisions of Minnesota Statutes 375.56 - 75.71 and the Scott County Personnel System:

1. Separation of employment for Amanda Flum, FT Program Specialist, Transportation Services Division, effective 08/20/21.
2. Separation of employment for Tulsa Crum, FT Construction Supervisor, Transportation Services Division, effective 08/27/21.
3. Separation of employment for Autumn Stark, FT 911 Dispatch Supervisor, County Sheriff's Office, effective 09/01/21.
4. Separation of employment for Daniel Totuschek, FT Probationary Maintenance Worker II, Planning and Resource Management Division, effective 08/13/21.
5. Separation of employment for Camden Dean, FT Temporary Program Delivery Seasonal - Unclassified, Transportation Services Division, effective 08/19/21.
6. Separation of employment for Lexie Knutson, FT Temporary Administrative Assistant - Unclassified, Transportation Services Division, effective 08/13/21.
7. Separation of employment for Heather Thurmes, Intermittent (34% FTE) Facility Probation Officer - Unclassified, Health and Human Services Division, effective 08/09/21.
8. FT Probationary employment of Amanda Buttedal, Social Work Case Manager, Health and Human Services Division, effective 08/09/21.
9. FT Probationary employment of Caitlin Judd, Community Planner, Health and Human Services Division, effective 08/24/21.
10. FT Probationary employment of Ayanna Morazan, Child Protection Worker, Health and Human Services Division, effective 08/23/21.
11. FT Probationary employment of Kimberly Weierke, Child Protection Worker, Health and Human Services Division, effective 08/16/21.
12. FT Probationary employment of Christina Coatta, Therapist, Health and Human Services Division, effective 08/16/21.
13. FT Probationary employment of Natalie Thao, Child Protection Worker, Health and Human Services Division, effective 08/23/21.
14. FT Probationary employment of Hannah Borgstrom, 911 Dispatcher, County Sheriff's Office, effective 09/07/21.
15. FT Probationary employment of Rachel Meemken, 911 Dispatcher, County Sheriff's Office, effective 09/07/21.
16. FT Probationary employment of Rebecca Selser, 911 Dispatcher, County Sheriff's Office, effective 09/07/21.
17. Change in employment status for Christine Starkey, FT to Intermittent (34% FTE) Facility Probation Officer, Health and Human Services Division, effective 08/02/21.
18. Change in employment status for Megan Underdahl, PT (50% FTE) to FT Probationary Facility Probation Officer, Health and Human Services Division, effective 08/16/21.
19. Change in employment status for Himani Joshi, FT Temporary to Intermittent (34% FTE) Administrative Assistant - Unclassified, Administration Division, effective 08/13/21.
20. Promotion for Shawn Wagener, FT Collections Officer Lead, Health and Human Services Division, effective 08/16/21.

Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent.

(6) CUSTOMER SERVICE: WE WILL DELIVER GOVERNMENT SERVICES IN A RESPECTFUL, RESPONSIVE, AND SOLUTION-ORIENTED MANNER

- 6.1 Receive a Presentation of the Spirit of Scott 2021 Quarter 2 Recognition Awards
The Commissioners recognized recipients of this quarter's Spirit of Scott 2021 Recognition Awards.
- 6.2 Informational Item by Scott County Defenders
Kevin Lindow presented a statement on behalf of The Scott County Defenders and outlined their proposed resolution, requesting Scott County do what is within their powers to support the 2nd amendment. Commissioner Beard thanked Mr. Lindow for his presentation, and noted that

the Board may take this up at a future workshop session.

(7) COMMUNICATION: WE WILL ALWAYS BE CLEAR ABOUT WHAT WE'RE DOING AND WHY WE'RE DOING IT

- 7.1 Conduct a Public Hearing at 9:30 a.m. to Receive Comment on the Adoption of Amendments to Scott County Ordinance No. 17 and Set a Continued Public Hearing for September 21, 2021 at 9:30 a.m. for Additional Comments

Open Public Hearing at 10:04 a.m.

Motion by Commissioner Wolf, seconded by Commissioner Weckman Brekke. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent.

County Attorney Ron Hovevar provided a summary of the modifications being proposed to bring the Tobacco Ordinance into compliance with Federal Law, as well as ban flavored vaping products. He noted that the Commissioners provided direction on the proposed changes in a workshop. He added the need to have a second public hearing due to the official newspaper going out of business. Commissioner Beard noted that the Commissioners have received e-mails regarding the proposed changes.

Judge Christian Wilton addressed the Board, raising concern about language in the ordinance that he considered too loose to capture all definitions of items being sought to prohibit and some too strict, inadvertently banning cigars and appropriate data capturing why. The Judge suggested the expanded, comprehensive version already drafted.

Mr. Hovevar offered that he and other attorneys had reviewed the suggested language by Judge Wilton and did not include it as they felt it was unnecessary.

The Commissioners asked for a review of the language including hurdles to ban flavored vaping and revise the ordinance as to not ban cigars.

Close the Public Hearing at 10:25 a.m.

Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent.

Set Public Hearing for 9:30 a.m. on October 19, 2021.

Motion by Commissioner Weckman Brekke, seconded by Commissioner Wolf. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent.

(8) COLLABORATION: WE WILL WORK WITH PARTNERS - COMMUNITIES, SCHOOLS, FAITH GROUPS, PRIVATE BUSINESS, AND NON-PROFIT AGENCIES - TO SEE THAT SERVICES ARE NOT DUPLICATED BUT RATHER ARE COMPLIMENTARY, ALIGNED, AND PROVIDED BY THE PARTNERS WHO CAN DELIVER THE SERVICE MOST EFFECTIVELY

- 8.1 Adopt Resolution No. 2021-172; Approving the 2022 Budget in the Amount of \$14,632,234 and Payable Tax Levy in the Amount of \$3,941,969 of the Scott County Community Development Agency and Certifying the Same to the County Auditor

Motion by Commissioner Wolf, seconded by Commissioner Weckman Brekke. By a roll call vote, the motion carried on a vote of four ayes, with Commissioner Ulrich absent. A copy of the resolution is available in the office of the County Administrator and is made a part of this record by reference.

(9) COMMITTEE REPORTS AND COMMISSIONER UPDATES

1. All Commissioners attended the Scott County Board workshop on August 17.
2. Commissioner Weckman Brekke attended the Scott Law Library Board meeting on

August 18.

3. Commissioner Weckman Brekke attended the Scott County Historical Society Board meeting on August 18.
4. Commissioner Weckman Brekke attended the Scott County Library Board of Trustees meeting on August 19.
5. Commissioner Weckman Brekke attended the Dakota Scott Workforce Development Board meeting on August 20.
6. Commissioner Weckman Brekke attended the Metro Alliance for Healthy Families Board meeting on August 23.
7. Commissioner Weckman Brekke attended the Leadership Shakopee Panel – Shakopee Chamber of Commerce meeting on August 24.
8. Commissioner Weckman Brekke attended the Scott County Mental Health Local Advisory Council meeting on August 24.
9. Commissioner Weckman Brekke attended the Together We Can – Whole Family Systems subcommittee meeting on August 25.
10. All Commissioners attended the Scott County Board workshop August 31.
11. Commissioner Weckman Brekke attended the Metro Alliance for Health Families special board meeting on August 31.
12. Commissioner Weckman Brekke met with the Belle Plaine Mayor and City Administrator on September 1.
13. Commissioners Weckman Brekke, Wolf, and Beard attended the Center for Entrepreneurship Open House on September 1.
14. Commissioner Wolf attended the Scott County Employee Insurance Committee meeting on August 19.
15. Commissioner Wolf met with Elko New Market City Administrator and Mayor along with the County Administrator on August 23.
16. Commissioner Wolf met with County Administrator Lezlie Vermillion on August 23.
17. Commissioner Wolf met with the Prior Lake City Manager and Mayor as well as County Administrator Lezlie Vermillion on August 25.
18. Commissioner Wolf attended the CSAH 21 / Revere Way Intersection Improvements Open House on August 25.
19. Commissioner Wolf attended the Prior Lake City Council meeting on August 26.
20. Commissioner Wolf attended the Spring Lake Town Board meeting on August 26.
21. Commissioner Wolf attended the Vermillion River Watershed Joint Powers Board meeting on August 26.
22. Commissioner Beard attended the Association of Minnesota Counties (AMC) Board Strategic Planning meeting on August 18 and 19.
23. Commissioner Beard attended the Chair/ Vice Chair meeting on August 24.
24. Commissioner Beard attended the Metropolitan Mosquito Control District Board of Directors meeting on August 25.
25. Commissioner Beard met with a Minnesota Department of Transportation (MnDOT) employee on August 25.
26. Commissioner Beard met with staff from Canterbury Park on August 25.
27. Commissioner Beard attended the Community Action Partnership (CAP) Agency Finance Committee meeting on August 31.
28. Commissioner Beard attended the Scott County Transportation Committee meeting on September 2.

(10) COUNTY ADMINISTRATOR UPDATE

- The Workforce Development Center Agreement is moving ahead with the City.
- November 30 CAP is scheduled to move their thrift store.

(11) RECESS FOR ATTORNEY/CLIENT MEETING

September 7, 2021

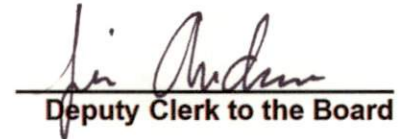
- Scott County Attorney Ron Hovevar announced the Choose Not to Use Golf Tournament scheduled for September 10th.
- There were no attorney/client meetings.

(12) ADJOURN

On a motion by Commissioner Wolf, seconded by Commissioner Weckman Brekke, the meeting adjourned at 10:37 a.m.


County Board Chair


Clerk to the Board/County
Administrator


Deputy Clerk to the Board