



Board of Commissioners

Agenda

15 West Kellogg Blvd.
Saint Paul, MN 55102
651-266-9200

March 5, 2024 - 9 a.m.

Council Chambers - Courthouse Room 300

ROLL CALL

PLEDGE OF ALLEGIANCE

LAND ACKNOWLEDGEMENT

1. **Agenda of March 5, 2024 is Presented for Approval** [2023-654](#)

Sponsors: County Manager's Office

Approve the agenda of March 5, 2024.

2. **Minutes from February 27, 2024 are Presented for Approval** [2023-676](#)

Sponsors: County Manager's Office

Approve the February 27, 2024 Minutes.

ADMINISTRATIVE ITEMS

3. **Public Works Construction Quarterly Report for October 1, 2023 through December 31, 2023** [2024-046](#)

Sponsors: Public Works

Accept the Public Works Construction Quarterly Report for the period of October 1, 2023 through December 31, 2023.

4. **Maryann Tucker, Parent of D.T. v. Dwight Fontae Smith and Ramsey County** [2024-081](#)

Sponsors: Board of Commissioners

Delegate the authority to determine whether Ramsey County shall defend and indemnify former employee, Dwight Fontae Smith, pursuant to Minnesota Statutes Section 466.07, subdivision 1, to Ramsey County Community Corrections Director Monica Long and that Director Long's determination shall constitute Ramsey County's final and binding decision.

LEGISLATIVE UPDATE

COUNTY CONNECTIONS

OUTSIDE BOARD AND COMMITTEE REPORTS

BOARD CHAIR UPDATE**ADJOURNMENT**

Following County Board Meeting:

10:15 a.m. (est.) Board Workshop: Strategic Priority Update: Climate Change and Community Resilience

Courthouse Room 220 – Board Conference Room

Public access via Zoom webinar: <http://tinyurl.com/2024AMBWS>

Webinar ID: 945 2405 1145 | Passcode: 590044 | Phone: 651-372-8299

Advance Notice:

March 12, 2024 County board meeting – Council Chambers

March 19, 2024 County board meeting – Council Chambers

March 26, 2024 No county board meeting – Association of MN Counties Leadership Summit (Nisswa, MN)

April 2, 2024 County board meeting – Council Chambers



Board of Commissioners

Request for Board Action

15 West Kellogg Blvd.
Saint Paul, MN 55102
651-266-9200

Item Number: 2023-654

Meeting Date: 3/5/2024

Sponsor: County Manager's Office

Title

Agenda of March 5, 2024 is Presented for Approval

Recommendation

Approve the agenda of March 5, 2024.



Board of Commissioners

Request for Board Action

15 West Kellogg Blvd.
Saint Paul, MN 55102
651-266-9200

Item Number: 2023-676

Meeting Date: 3/5/2024

Sponsor: County Manager's Office

Title

Minutes from February 27, 2024 are Presented for Approval

Recommendation

Approve the February 27, 2024 Minutes.

Attachments

1. February 27, 2024 Minutes.

Board of Commissioners

Minutes

February 27, 2024 - 9 a.m.

Council Chambers - Courthouse Room 300

The Ramsey County Board of Commissioners met in regular session at 9:04 a.m. with the following members present: Frethem, McGuire, Moran, Ortega, Reinhardt, Xiong and Chair Martinson. Also present were Ryan O'Connor, County Manager, and Jada Lewis, Civil Division Director, Ramsey County Attorney's Office.

ROLL CALL

Present: Frethem, Martinson, McGuire, Moran, Ortega, Reinhardt, and Xiong

PLEDGE OF ALLEGIANCE

LAND ACKNOWLEDGEMENT

Presented by Commissioner Reinhardt.

1. Agenda of February 27, 2024 is Presented for Approval [2023-653](#)

Sponsors: County Manager's Office

Motion by McGuire, seconded by Ortega. Motion passed.

Aye: Frethem, Martinson, McGuire, Moran, Ortega, Reinhardt, and Xiong

2. Minutes from February 20, 2024 are Presented for Approval [2023-675](#)

Sponsors: County Manager's Office

Motion by Moran, seconded by Xiong. Motion passed.

Aye: Frethem, Martinson, McGuire, Moran, Ortega, Reinhardt, and Xiong

ADMINISTRATIVE ITEMS

4. Amendment to the Joint Powers Agreement with the City of Saint Paul for the Emergency Solutions Grant [2024-036](#)

Sponsors: Housing Stability

Motion by Reinhardt, seconded by McGuire. Motion passed.

Aye: Frethem, Martinson, McGuire, Moran, Ortega, Reinhardt, and Xiong

Resolution: [B2024-034](#)

5. Project Budget for the Library Fire Panel and Building Automation System Upgrades [2023-575](#)

Sponsors: Economic Growth and Community Investment

Motion by Reinhardt, seconded by McGuire. Motion passed.

Aye: Frethem, Martinson, McGuire, Moran, Ortega, Reinhardt, and Xiong

Resolution: [B2024-035](#)

7. Salary Schedule and Grade for Contract Attorney Unit Manager - Safety & Justice Service Team - Unclassified Position [2024-043](#)

Sponsors: Human Resources

Motion by Reinhardt, seconded by McGuire. Motion passed.

Aye: Frethem, Martinson, McGuire, Moran, Ortega, Reinhardt, and Xiong

Resolution: [B2024-036](#)

3. Grant Award from the United States Department of Justice for the Byrne Discretionary Grants Program [2024-031](#)

Sponsors: Housing Stability

Discussion can be found on archived video.

Motion by Reinhardt, seconded by Ortega. Motion passed.

Aye: Frethem, Martinson, McGuire, Moran, Ortega, Reinhardt, and Xiong

Resolution: [B2024-037](#)

6. 2024 - 2028 Transportation Improvement Program [2024-044](#)

Sponsors: Public Works

Discussion can be found on archived video.

Motion by Reinhardt, seconded by Frethem. Motion passed.

Aye: Frethem, Martinson, McGuire, Moran, Ortega, Reinhardt, and Xiong

Resolution: [B2024-038](#)

LEGISLATIVE UPDATE

Presented by Commissioner Moran. Discussion can be found on archived video.

COUNTY CONNECTIONS

Presented by County Manager, Ryan O'Connor. Discussion can be found on archived video.

OUTSIDE BOARD AND COMMITTEE REPORTS

Discussion can be found on archived video.

BOARD CHAIR UPDATE

Presented by Chair Martinson. Discussion can be found on archived video.

OUTGOING COUNTY MANAGER REMARKS

Outgoing remarks by County Manager, Ryan O'Connor. Discussion can be found on archived video.

ADJOURNMENT

Chair Martinson declared the meeting adjourned at 10:40 a.m.

CLOSED MEETING

Pursuant to Minnesota Statutes 13D.05 subdivision 3(b) in order to discuss Maryann Tucker, parent of D.T. v. Dwight FontaeSmith and Ramsey County, the Ramsey County Board will meet in a closed meeting, which is not open to the public.

In Re Maryann Tucker, parent of D.T. v. Dwight FontaeSmith and Ramsey County

The Closed Meeting was called to order at 12:30 p.m. with the following members present: Commissioners Frethem, McGuire, Moran, Ortega, Reinhardt, Xiong and Chair Martinson. Also present: Ryan O'Connor, County Manager; Jada Lewis, Director of Civil Division, Office of the Ramsey County Attorney; Monica long, Director of Community Corrections; Elizabeth Tolzmann, Chief of Staff, County Manager's Office; Kristine Nogosek, Assistant Ramsey County Attorney, Office of the Ramsey County Attorney; Kathy Hedin, Deputy County Manager, Health and Wellness Service Team; Morgan Reiman-Nagel, Data Compliance Manager, Compliance & Ethics Office; Jason Patten, Claims Analyst, Finance; Susan Earle, Budget Director, Finance; and Mee Cheng, Chief Clerk - County Board, County Manager's Office.

Motion by Commissioner Reinhardt, seconded by Commissioner McGuire. Unanimously approved.

NOW, THEREFORE, BE IT RESOLVED, the Board of Ramsey County Commissioners authorizes the Office of the Ramsey County staff to proceed as discussed in this closed meeting (B2024-039).

The closed meeting was adjourned at 1:02 p.m.

Board of Commissioners

Request for Board Action

Item Number: 2024-046

Meeting Date: 3/5/2024

Sponsor: Public Works

Title

Public Works Construction Quarterly Report for October 1, 2023 through December 31, 2023

Recommendation

Accept the Public Works Construction Quarterly Report for the period of October 1, 2023 through December 31, 2023.

Background and Rationale

A quarterly report of Public Works' construction contract modifications, such as quantity changes, change orders, and supplemental agreements authorized by the Administrative Code 3.40.27(i), is required to be provided to the Ramsey County Board by county board resolutions 91-061, 2001-93 and B2023-052.

The attached report summarizes authorized changes for the period October 1, 2023, through December 31, 2023. All are within the limits established by resolutions 2001-93 and B2023-052. Resolution B2023-052 adopted the 2023-2027 Transportation Improvement Plan (TIP). The following link provides more detailed information on the TIP and links to current and future construction projects -

<https://www.ramseycounty.us/residents/roads-transit/transportation-improvement-program>

County Goals (Check those advanced by Action)

☐ Well-being ☐ Prosperity ☐ Opportunity ☒ Accountability

Racial Equity Impact

Any racial equity impacts would have been identified during the project delivery phase prior to construction.

Community Participation Level and Impact

Each project had gone through the appropriate level of community engagement prior to and during construction. The quarterly construction report is for information and made available to the public through this board agenda item.

☒ Inform ☐ Consult ☐ Involve ☐ Collaborate ☐ Empower

Fiscal Impact

Funding for these projects comes from various sources identified and approved in the five-year TIP and is accounted for in the Public Works budget on a project basis at the time of contract award. Change orders and supplemental agreements are approved by participating funding agencies prior to execution.

Last Previous Action

On April 4, 2023, the Ramsey County Board adopted the Public Works 2023 - 2027 Transportation Improvement Program (Resolution B2023-052).

Attachments

1. Public Works Construction Quarterly Report

PUBLIC WORKS CONSTRUCTION QUARTERLY REPORT SUMMARY
For 10/1/2023 - 12/31/2023

NOTE: The changes identified below are those which occurred only during the fourth quarter of 2023.

Contract Number	Amendment Number	Contractor's Name	Date Approved	Amount of Contract	Project	Purpose of Contract Changes	Authority
CC003104	2	Thomas & Sons Construction Inc.	10/12/2023	\$ 14,600.00	University Avenue Rectangular Rapid Flashing Beacon (RRFB) Project	Change Order 2 - Concrete walk needed to be extended due to conflict of grades and meeting ADA requirements, which has caused more site restoration.	4.63.40a
CC003079	8	Bituminous Roadways, Inc.	11/6/2023	\$ 5,396.37	County Road B2 Resurfacing Project - Fairview to Hamline	Supplemental Agreement 5 - Removal, replacement, and the hauling out of contaminated material.	4.63.40a
CC003158	1	Eureka Construction Inc.	11/15/2023	\$ 1,650.00	Reconstruction of Hodgson from Gramsie Road to 100 feet south of CSAH 96 including County Road F from Rice to Hodgson and Rice Street from south of Gramsie to County Road F	Change Order 1 - Rumble strips in parking lots used for the detour to slow down the detoured traffic.	4.63.40a
CC003151	3	Bituminous Roadways Inc	12/15/2023	\$0.00	Reconstruction of Old Snelling at County Road E	Change Order 3 - Item 2411.618 "Prefabricated Modular Block Wall" was amended to "Modular Block Retaining Wall" as the contractor was allowed to use smaller block for the trail project.	4.63.40a

PUBLIC WORKS CONSTRUCTION QUARTERLY REPORT SUMMARY

For 10/1/2023 - 12/31/2023

CC003151	3	Bituminous Roadways Inc	12/15/2023	\$2,264.80	Reconstruction of Old Snelling at County Road E	Change Order 4 -Pay item 2575.503 "Sediment Control Log Type Rock" was added as a temporary erosion control BMP along Lake Johanna Boulevard. The contract did not include a bid item for this work.	4.63.40a
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Board of Commissioners

Request for Board Action

Item Number: 2024-081

Meeting Date: 3/5/2024

Sponsor: Board of Commissioners

Title

Maryann Tucker, Parent of D.T. v. Dwight Fontae Smith and Ramsey County

Recommendation

Delegate the authority to determine whether Ramsey County shall defend and indemnify former employee, Dwight Fontae Smith, pursuant to Minnesota Statutes Section 466.07, subdivision 1, to Ramsey County Community Corrections Director Monica Long and that Director Long's determination shall constitute Ramsey County's final and binding decision.

Background and Rationale

On December 13, 2023, Ramsey County received a Notice of Potential Claim related to a May 11, 2023, incident at the Ramsey County Juvenile Detention Center.

On January 23, 2023, Ramsey County was emailed a copy of an unfiled complaint regarding the same. The complaint asserts claims for excessive force under federal law and assault and battery under Minnesota state law and names Dwight Fontae Smith and Ramsey County as defendants. Minnesota Statutes Section 466.07, subdivision 1 (2) requires a municipality to defend and indemnify its employees for damages claimed against the employee provided that the employee is not guilty of malfeasance, willful neglect of duty or bad faith.

The Ramsey County Board of Commissioners met during a closed session on February 27, 2024, and voted to delegate Monica Long with the authority and responsibility to determine whether the statutory requirements for defense and indemnification are met for the purposes of the Notice of Potential Claim.

County Goals (Check those advanced by Action)

☐ Well-being ☐ Prosperity ☐ Opportunity ☒ Accountability

Racial Equity Impact

None.

Community Participation Level and Impact

There was no community engagement involved with this board action.

☒ Inform ☐ Consult ☐ Involve ☐ Collaborate ☐ Empower

Fiscal Impact

None.

Last Previous Action

On February 27, 2024, the Ramsey County Board of Commissioners met in a closed session to provide direction to the Ramsey County Attorney's Office regarding Maryann Tucker, Parent of D.T. v. Dwight Fontae Smith and Ramsey County.

Attachments

None.