

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
MAY 5, 2009

WASHINGTON COUNTY REGIONAL RAILROAD AUTHORITY CONVENES

The Washington County Regional Railroad Authority met in regular session at 9:05 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Pulkrabek, Peterson, Weik and Kriesel. Absent none. RRA Chair Peterson presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Don Theisen, Public Works Director; Adam Gitzlaff, Transportation Planner; Ted Schoenecker, Transportation Manager; John Elholm, Parks Director; Mike Polehna, Parks Manager; Keith Potter, Facilities Manager; Dan Papin, Community Services Director; Robert Crawford, Workforce Center Division Manager; Diane Elias, Associate Planner; Lowell Johnson, Director of Public Health and Environment; Jeff Travis, Program Manager; Amanda Strommer, Program Manager; Kevin Corbid, Director of Property Records and Taxpayer Services; Tom Adkins, Community Corrections Director; Sheriff Bill Hutton; Chief Deputy Sheriff Mike Johnson; Harley Will, Accounting and Finance Director; Kay McAloney, Human Resources Director; Vicki DeFord, Deputy Human Resources Director; and Dave Brierley, Public Information Coordinator. Official Proceedings of the Regional Railroad Authority are available in the Office of Administration.

The Board recited the Pledge of Allegiance.

WASHINGTON COUNTY BOARD OF COMMISSIONERS CONVENES

The Washington County Board of Commissioners met in regular session at 9:30 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Pulkrabek, Peterson, Weik and Kriesel. Absent none. RRA Chair Peterson presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Don Theisen, Public Works Director; Adam Gitzlaff, Transportation Planner; Ted Schoenecker, Transportation Manager; John Elholm, Parks Director; Mike Polehna, Parks Manager; Keith Potter, Facilities Manager; Dan Papin, Community Services Director; Robert Crawford, Workforce Center Division Manager; Diane Elias, Associate Planner; Lowell Johnson, Director of Public Health and Environment; Jeff Travis, Program Manager; Amanda Strommer, Program Manager; Kevin Corbid, Director of Property Records and Taxpayer Services; Tom Adkins, Community Corrections Director; Sheriff Bill Hutton; Chief Deputy Sheriff Mike Johnson; Harley Will, Accounting and Finance Director; Kay McAloney, Human Resources Director; Vicki DeFord, Deputy Human Resources Director; and Dave Brierley, Public Information Coordinator.

COMMENTS FROM THE PUBLIC

The Board Chair asked for comments from the public; none were heard

CONESNT CALENDAR

Commissioner Weik moved, seconded by Commissioner Kriesel to adopt the following Consent Calendar:

1. Approval of the April 21 and 28, 2009 Board meeting minutes.
2. Adoption of **Resolution No. 2009-041** as follows:

Resolution Approving the 2010 Qualified Allocation Plan
and Housing Tax Credit Program 2010 Procedural Manual
for Low Income Housing Tax Credits

WHEREAS, Congress has permanently extended the Low Income Housing Tax Credit Program by enactment of the Revenue Reconciliation Act of 1993;

WHEREAS, Treasury Regulations (the "Regulations") require allocators of low income housing tax credits, including the Washington County Housing and Redevelopment Authority (the "Authority") which allocates such credits on behalf of Washington County (the "County"), to provide procedures to allocate low income housing tax credits and monitor compliance of projects to which it has allocated low income housing tax credits pursuant to Section 42 of the Internal Revenue Code of 1986, as amended;

WHEREAS, the Authority has determined it is necessary and appropriate to modify the Authority's previously adopted Low Income Housing Tax Credit Qualified Allocation Plan (the "Plan") and the Housing Tax Credit Program Procedural Manual (the "Manual"); and

WHEREAS, the Authority has adopted the Plan and the Manual, both as amended, in substantially the forms attached hereto as Exhibit A and Exhibit B, respectively, following a public hearing regarding the revision of the Plan and the Manual for which not less than 14 days notice was published in a newspaper of general circulation in the County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF WASHINGTON COUNTY, that the amended Housing Tax Credit Qualified Allocation Plan the Housing Tax Credit Program Procedural Manual previously adopted by the Authority and attached hereto as Exhibit A and Exhibit B, respectively, are hereby adopted and approved.

3. Approval to revise Washington County Personnel Rules and Regulations Section 12, Discipline.
4. Approval to revise Washington County Personnel Rules and Regulations Section 13, Grievance Procedure.
5. Approval to revise Human Resources Policy #5203, Family and Medical Leave of Absence.

May 5, 2009

6. Approval to amend the agreement with Heritage Environmental Services LLC for household hazardous waste services and authorize execution by the Board Chair and the County Administrator.
7. Approval of comments to the City of Lake Elmo regarding their Local Water Management Plan and approve comments drafted on behalf of the Commissioners to be signed by the Board Chair.
8. Adoption of **Resolution No. 2009-042** as follows:

State Cost-Share Assistance Contract with Washington
Conservation District – Prairie Restoration

WHEREAS, Washington County Parks requested cost-share assistance from the Washington Conservation District to help defray the cost of prairie restoration in Lake Elmo Park Reserve and Pine Point Regional Park; and

WHEREAS, the Washington Conservation District has made available a State Cost-Share Assistance Contract to Washington County for the described project; and

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners authorize the Chair of the Washington County Board of Commissioners to sign on behalf of the county the State Cost-Share Assistance Contract between Washington County and the Washington Conservation District conditioned upon approval as to form by the Washington County Attorney's office; and

BE IT FURTHER RESOLVED that the grant funds for the described development project be directed to Washington County without further action by the County Board.

9. Approval to enter into an agreement with Xcel Energy to provide underground electric cable installation and services to the new Environmental Center located in Woodbury.
10. Approval to accept a donation to the Washington County Sheriff's Office Explorer Post in the amount of \$150 from Washington County residents Michael and Susan Haines.

The foregoing Consent Calendar was adopted unanimously.

PUBLIC WORKS

Capital and Transit Operating Assistance Agreements with Counties Transit Improvement Board

Commissioner Hegberg moved to approve and authorize the County Board Chair and the County Administrator to sign the \$553,950 Capital Grant Agreement for the I-94 Alternatives Analysis and the \$396,050 Transit Operating Assistance Agreement for the transit services from Forest Lake Transit Center to

May 5, 2009

downtown St. Paul and to downtown Minneapolis with the Counties Transit Improvement Board. Commissioner Kriesel seconded the motion and it was adopted unanimously.

Closure of Lake Elmo Park Boat Ramp to Conduct a Rowing Regatta

Commissioner Pulkrabek moved to adopt **Resolution No. 2009-043** as follows:

Authorization to Close Lake Elmo Park Reserve
Boat Launch for a Rowing Regatta

WHEREAS, Washington County operates a public boat launch on Lake Elmo in Lake Elmo Park Reserve; and

WHEREAS, the Minnesota Boat Club requests authorization to exclusively use the boat launch for the 106th Northwestern International Rowing Association Championship Regatta on August 21 and August 22, 2009; and

WHEREAS, Washington County, in consideration of the rowing event, will close the boat launch to the public for a fee of \$50 for each day; and

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners authorize Washington County Parks to close the Lake Elmo Park Reserve boat launch to the public on August 21 and August 22, 2009 for the exclusive use of the Minnesota Boat Club and the 106th Northwestern International Rowing Association Championship Regatta.

Commissioner Kriesel seconded the motion and it was adopted unanimously.

COMMUNITY SERVICES

American Recovery and Reinvestment Act Funds

Robert Crawford, Workforce Center Division Manager, presented an update on the American Recovery and Reinvestment Act of 2009 and the allocation of the \$978,730 in funding: Workforce Investment Act (WIA), Dislocated Workers, \$534,145; WIA Adults \$127,462; WIA Youth, \$289,936 and WIA Seniors, \$27,187.

Commissioner Kriesel moved to accept funding from the American Recovery and Reinvestment Act of 2009 in the amount of \$978,730 and to approve the 2009-2011 contract with Tree Trust to provide services for Washington County's Workforce Center youth employment programs for the summers of 2009, 2010 and 2011 (April 1 to August 31 of each year); and approval of a contract with East Suburban Resources to provide additional services to youth, adults, and dislocated workers beginning May 1, 2009 through October 31, 2010. Commissioner Hegberg seconded the motion and it was adopted unanimously.

May 5, 2009

Family Homelessness Prevention and Assistance Program Funds

Diane Elias, Community Services Associate Planner, reviewed the application for Family Homelessness Prevention and Assistance Program (FHPAP) funds in the amount of \$458,650 to be used by the following programs: Salvation Army, \$77,000; FamilyMeans, \$28,000; East Metro Women's Council Home Again and Outreach Worker, \$151,500; Human Services, Inc. Youth Transition Project, \$160,000; and Administration cost, \$41,650.

Commissioner Hegberg moved to adopt **Resolution No. 2009-044** as follows:

Authorizing Application for Minnesota Housing and
Finance Agency Family Homelessness Prevention and
Assistance Program (FHAP) Funds

WHEREAS, the Minnesota Housing Finance Agency, State of Minnesota, has been authorized to undertake a program to provide funds for Family Homeless Prevention and Assistance Projects; and

WHEREAS, Washington County Community Services has developed an application for the Minnesota Housing Finance Agency Family Homelessness Prevention and Assistance Program funds; and

WHEREAS, Washington County Community Services has demonstrated the ability to perform the required activities of the Minnesota Housing Finance Agency Family Homelessness Prevention and Assistance Program.

NOW, THEREFORE, BE IT RESOLVED, that Washington County is hereby authorized as an entity to be charged with the administration of funds made available through the Minnesota Housing Finance Agency Family Homelessness Prevention and Assistance Program in the County of Washington, in Minnesota.

Commissioner Peterson seconded the motion and it was adopted unanimously.

GENERAL ADMINISTRATION

Commissioner Peterson took a moment to inform the Board and audience that former Commissioner Phillip McMullen passed away last week. Commissioner McMullen was her predecessor and spent over 30 years in the education field in South Washington County as a teacher and Principal. His whole life was dedicated to public service and he will be greatly missed.

National County Government Week

Commissioner Hegberg moved to adopt **Resolution No. 2009-045** as follows:

May 5, 2009

Resolution of Appreciation
Washington County Employees
National County Government Week
May 3 – 9, 2009

WHEREAS, National County Government Week is observed each year to recognize county government employees who are instrumental to providing services for citizens across the nation; and

WHEREAS, there are 3,066 counties in the United States of America that serve more than 306 million citizens as an essential component of local government; and

WHEREAS, Washington County provides services and programs for more than 233,000 citizens as well as in partnerships with communities within the state and county; and

WHEREAS, the National County Government Week theme for 2009 is “Greening Our Future” to recognize all county employees who help the environment through office recycling, construction sustainability, utilizing environmentally safe products and practices, energy conservation, road maintenance practices, and in many other forms; and

WHEREAS, Washington County values its employees who plan, administer, and deliver county services that address present and future community needs and priorities; and

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners recognize and congratulate all county employees who provide quality public services in a cost-effective manner through innovation, leadership, and the cooperation of dedicated people;

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners hereby proclaims the week of May 3 – 9, 2009, as “National County Government Week in Washington County.”

Commissioner Weik seconded the motion and it was adopted unanimously.

Legislative Update

Commissioner Peterson moved to send a letter to Washington County’s Legislative delegation opposing H.F. 2076 sponsored by Representative Loeffler addressing Maintenance of Efforts requirements for health and human services programs that would adversely affect Washington County and many other counties in Minnesota. Commissioner Pulkrabek seconded the motion and it was adopted unanimously.

Jim Schug, County Administrator, presented the following legislative update: the budget conference committees are meeting and hope to have their work completed by Thursday of this week; and the transportation bill has moved forward and the indication is that the Governor is likely to sign that bill.

May 5, 2009

Update on the H1N1 Flu

Lowell Johnson, Director of Public Health and Environment, gave a brief update on the H1N1 virus. His department continues to be in daily contact with the Minnesota Department of Health. Yesterday the State Department of Health released revised guidelines, and although this virus is reaching global proportions, it does not necessarily imply the severity of the illness as being deadly. Schools are being told to treat this virus as they would seasonal influenza. Last evening Washington County was notified that it has a probable case of H1N1 influenza and that case is being followed up on.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Kriesel reported that the Planning Commission met last week to discuss the 2030 Comprehensive Plan. He attended the Yellow Ribbon Initiative meeting last week and a letter was sent to all Washington County communities offering them the opportunity to become Yellow Ribbon Communities. This week he will attend the Counties Transit Improvement Board in place of Commissioner Hegberg. On Thursday he has the Stillwater Prayer Breakfast, the Metropolitan Energy Policy Coalition in the afternoon and that evening he will be meeting with the Extension Service. He received a call from an Afton constituent who was concerned about bike riders on Stagecoach Trail going south. The gentleman came around a curve and two bikes were out in the middle of the driving lane. Commissioner Kriesel urged all drivers to be cognizant of bicyclists.

Commissioner Kriesel informed the Board that Bob Thompson, Thompson Hardware in Stillwater, passed away this past week. He was active in the community and a great guy.

Commissioner Weik reported she attended the Woodbury Prayer Breakfast prior to the meeting this morning. She reported on the two day Association of Minnesota Counties (AMC) Legislative Conference held in St. Paul. She attended the Law Library Board meeting yesterday where they passed a resolution to close the Law Library during the week of June 22 for the scheduled move to the new courts building. This week there will be an I-94 kickoff meeting on Thursday. She attended the Yellow Ribbon Initiative last week. Staff Sergeant Jim Norton reported that Washington County was close to obtaining Yellow Ribbon status.

Commissioner Pulkrabek reported that he attended the AMC Legislative Conference last week, and the Woodbury Prayer Breakfast this morning. He asked for an update on whether Century Avenue will be going to four lanes anytime soon. He understands that the Minnesota Department of Transportation rejected the request of getting a no passing on shoulder sign on Century Avenue.

Commissioner Hegberg reported he also attended the AMC Legislative Conference last week. Last week he attended the Community Action Partnership for Ramsey and Washington Counties where the Minnesota

May 5, 2009

Department of Health discussed units of measurements for efficiencies. He is meeting with some people to discuss 4-H. He is hoping to attend the Governor's Fishing Opener on White Bear Lake this weekend. He will be attending the Association of Governmental Risk Pools Conference at the end of this month. He is also trying to arrange a trip to China in August and will probably be gone quite a bit.

Commissioner Peterson reported that she met with the Minnesota Pollution Control Agency and the City of Cottage Grove last week about commercial burning. Cottage Grove is anticipating the passage of a resolution opposing the commercial burning. She also attended the AMC conference last week and they affirmed its position against the ½ cent sales tax.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

The Board recessed at 11:20 a.m. to go into Executive Session.

EXECUTIVE (CLOSED) SESSION WITH PUBLIC WORKS

Proposed Condemnation Appeal – TMT Land V, Reconstruction of CSAH 13

The Board recessed into Executive (Closed) Session with the Department of Public Works to discuss a proposed condemnation appeal regarding compensation and damages for TMT Land V as it pertains to the reconstruction of County State Aid Highway 13. The time being 11:29 a.m. Present for the Executive Session were Commissioners Hegberg, Pulkrabek, Peterson, Weik, and Kriesel. Also present were Jim Schug, Molly O'Rourke, Don Theisen, Sharon Price, Rick Hodsdon, and Patricia Raddatz.

Possible Purchase of Pontius Parcel and Portions of the Carpenter Nature Center for Washington County Parks Trail System

The Board met in Executive (Closed) Session with the Department of Public Works to discuss possible purchases of the Pontius Parcel for the Washington County Parks Trail System, and portions of the Carpenter Nature Center for Washington County Parks Trail System. The time being 11:57 a.m. Present for the Executive Session were Commissioners Hegberg, Pulkrabek, Peterson, Weik, and Kriesel. Also present were Jim Schug, Molly O'Rourke, Jane Harper, Don Theisen, John Elholm, Sharon Price, Rick Hodsdon, and Patricia Raddatz.

The County Board reconvened at 12:36 p.m.

May 5, 2009

ADJOURNMENT

There being no further business to come before the Board, Commissioner Kriesel moved to adjourn, seconded by Commissioner Pulkrabek and it was adopted unanimously. The Board meeting adjourned at 12:37 p.m.

Myra Peterson, Chair
County Board

Attest:

James R. Schug
County Administrator

