

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
OCTOBER 6, 2009**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Peterson, Weik, and Kriesel. Commissioner Pulkrabek absent. Board Chair Peterson presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Doug Johnson, County Attorney; Dan Papin, Community Services Director; Richard Backman, Community Services Division Manager; Kevin Corbid, Director of Property Records and Taxpayer Services; Sheriff Bill Hutton; Chief Deputy Sheriff Mike Johnson; Vicki DeFord, Deputy Human Resources Director; Don Theisen, Public Works Director; Wayne Sandberg, Deputy Public Works Director; Cory Slagle, Transportation Manager; Lowell Johnson, Director of Public Health and Environment; and Yvonne Klinnert, Public Information Coordinator II.

The Board recited the Pledge of Allegiance.

**COMMENTS FROM THE PUBLIC**

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

**CONSENT CALENDAR**

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

1. Approval of the September 8, 15, and 22, 2009 Board meeting minutes.
2. Approval to designate the 2009 Association of Minnesota Counties Delegates as follows: Dennis C. Hegberg, Commissioner; Bill Pulkrabek, Commissioner; Gary Kriesel, Commissioner; Myra Peterson, Commissioner; Lisa Weik, Commissioner; Jim Schug, County Administrator; Molly O'Rourke, Deputy Administrator; and, Dan Papin, Community Services Director.
3. Approval to appoint Martha Gerkey, Stillwater Township, and Guy Sederski, Oak Park Heights, to the Child Protection Citizen Review Panel, to first terms expiring June 30, 2011.
4. Approval to continue independent audit services with Larson Allen, LLP for the next three fiscal years (2009-2011).
5. Approval of contract with HealthPartners, Inc. to provide Mental Health Targeted Case Management for individuals diagnosed as seriously and persistently mentally ill and to purchase the county's vendor network for individuals on Medical Assistance waivers.

- 6. Approval of Post Employment Health Care Savings Plan for the Captains and Commanders.
- 7. Approval to enter Amendment #1, of an agreement with Comfort Keepers, Cottage Grove, for home and community based health services and authorization for the County Board Chair and County Administrator to execute the contract.
- 8. Approval of budget amendment in the amount of \$43,000 for the replacement of well at the Lake Elmo Park Reserve primitive campground.
- 9. Adoption of **Resolution No. 2009-099** as follows:

Trunk Highway 95 Detour Agreement with the  
Minnesota Department of Transportation

IT IS RESOLVED that Washington County enter into Mn/DOT Agreement No. 95090 with the State of Minnesota Department of Transportation for the following purposes:

To provide for payment by the State to the county for the use of County State Aid Highway No.'s 15 and 21 as a detour route during the bituminous mill and overlay, storm sewer, turn lane, guardrail and ADA improvement construction and other associated construction to be performed upon, along and adjacent to Trunk Highway No. 95 from 0.16 miles North of Trunk Highway No. 97 in the City of Scandia to 0.70 miles South of Nelson Street East in the City of Stillwater under State Project No. 8210-95 (T.H. = 095).

IT IS FURTHER RESOLVED that the County Board Chair and County Administrator are authorized to execute the Agreement and any amendments to the agreement.

- 10. Bids were received for turn lane construction on CSAH 13 in the City of Lake Elmo as follows:

|                              |              |
|------------------------------|--------------|
| Tower Asphalt, Inc.          | \$204,694.72 |
| Asphalt Surface Technologies | \$233,466.82 |
| T.A. Schifsky & Sons         | \$252,552.30 |
| Hardrives, Inc.              | \$293,913.09 |
| Midwest Asphalt Corp.        | \$303,939.70 |

Adoption of **Resolution No. 2009-100** as follows:

Bid Award for Turn Lane Construction Project on CSAH 13 in the  
City of Lake Elmo to Tower Asphalt, Inc.

WHEREAS, in order to complete road maintenance construction on county roads, the county solicited bids for this project; and

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WHEREAS, bids were opened on September 18, 2009, with Tower Asphalt, Inc. being the lowest responsible bidder; and

NOW, THEREFORE, BE IT RESOLVED, that the bid of Tower Asphalt, Inc. be accepted and the county enter into a contract with Tower Asphalt, Inc. under the terms and conditions set forth in the bid specification documents; and

BE IT FURTHER RESOLVED, that the contract between the county and Tower Asphalt, Inc. be executed through the signatures of the Chair of the Washington County Board of Commissioners and the Washington County Administrator without further action of the County Board conditioned upon compliance with all bid specifications requirements and approval as to form by the Washington County Attorney's Office.

11. Adoption of **Resolution No. 2009-101** as follows:

Resolution for Agreement to State Transportation Fund  
Local Improvement Program Grant Terms and Conditions  
CSAH 13 Turn Lane Construction in the City of Lake Elmo

WHEREAS, Washington County has applied to the Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for construction of Local Road Improvement Project No. SAP 82-613-27; and

WHEREAS, the Commissioner of Transportation has given notice that funding for this local road improvement project is available; and

WHEREAS, the amount of the grant has been determined to be \$163,755.78 by reason of the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED, that Washington County does hereby agree to the terms and conditions of the grant consistent with Minnesota Statutes, section 174.52, subdivision 5, and will pay any additional amount by which the cost exceeds the estimate, and will return to the Minnesota State Transportation Fund any amount appropriated for the road project, but not required.

12. Adoption of **Resolution No. 2009-102** as follows:

Approval of Minnesota State Patrol Grants 2009-2012

BE IT RESOLVED, that the Washington County Sheriff's Office is authorized to enter into grant agreements with the Minnesota State Patrol, which includes: Safe & Sober, Night Cap, HEAT, Motorcycle Task Force and EUDL, for a period of three years per the request of the Minnesota State Patrol.

BE IT FURTHER RESOLVED, that the Sheriff is hereby authorized to execute and sign the grant agreements and any amendments thereto, as are necessary to implement the grant programs on behalf of the Washington County Sheriff's Office.

The foregoing Consent Calendar was adopted 4-0 with a roll call vote as follows: Yes, Commissioners Hegberg, Peterson, Weik, and Kriesel; No, none; Commissioner Pulkrabek absent.

**PROPERTY RECORDS AND TAXPAYER SERVICES**

Commissioner Kriesel moved to adopt **Resolution No. 2009-103** as follows:

Resolution Approving the Classification of 25  
Tax-Forfeited Parcels as Non-Conservation

WHEREAS, the following parcels of land forfeited to the State of Minnesota at various times, for non-payment of taxes; and

WHEREAS, said parcels have been reviewed by the designees of the County Board of Commissioners and have been recommended for classification as non-conservation land as provided for in Minnesota Statutes 282.01.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby classifies the following parcels as non-conservation; and

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners hereby requests approval from the Minnesota Department of Natural Resources and the cities and townships in which the parcels are located for the sale or conveyance of said lands.

| <u>City</u>          | <u>PID</u>        |
|----------------------|-------------------|
| Forest Lake          | 16.032.21.11.0070 |
| Lake Elmo            | 03.029.21.14.0001 |
| St. Paul Park        | 12.027.22.12.0094 |
| St. Paul Park        | 12.027.22.13.0105 |
| Stillwater           | 28.030.20.14.0076 |
| Stillwater           | 28.030.20.31.0087 |
| Stillwater           | 28.030.20.31.0090 |
| Stillwater           | 32.030.20.21.0101 |
| Lake St. Croix Beach | 11.028.20.13.0051 |
| Lake St. Croix Beach | 11.028.20.34.0097 |
| Woodbury             | 11.028.21.11.0008 |
| Woodbury             | 13.028.21.32.0019 |
| Oakdale              | 30.029.21.31.0205 |
| Oakdale              | 30.029.21.31.0206 |
| Oakdale              | 30.029.21.31.0207 |
| Oakdale              | 30.029.21.31.0208 |
| Scandia              | 15.032.20.33.0002 |
| Dellwood             | 17.030.21.33.0004 |
| Dellwood             | 17.030.21.33.0036 |
| Forest Lake          | 20.032.21.11.0008 |
| Stillwater Township  | 09.030.20.11.0002 |
| Stillwater Township  | 09.030.20.12.0002 |
| Forest Lake          | 09.032.21.43.0070 |
| Oakdale              | 08.029.21.42.0009 |
| Denmark              | 09.026.20.32.0010 |

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Commissioner Hegberg seconded the motion and it was adopted 4-0 with the roll call vote as follows: Yes, Commissioners Hegberg, Peterson, Weik, and Kriesel; No, none; Commissioner Pulkrabek absent.

### **COMMISSIONER REPORTS – COMMENTS – QUESTIONS**

Commissioner Weik reported that the numbers for Library usage is way up, in Woodbury alone they are up almost 10,000 loans from a year ago in August. She attended the Woodbury city-wide Yellow Ribbon event kickoff that was held on September 28. She attended the Metropolitan Energy Policy Coalition. A state legislative panel discussed energy priorities for next year. She attended the City of Woodbury development tour last week which looked at 30 highlights for development for future growth of the city.

Commissioner Kriesel reported on the Metropolitan Energy Policy Coalition which also discussed global warming. Yesterday he attended the Grant Evaluation and Ranking System (GEARS) Committee and the four projects that came before them were approved. He noted that Mayor Bill Hargis of Woodbury was appointed as an ex-officio non-voting member of the Counties Transit Improvement Board representing the GEARS Committee. He attended several meetings of the Yellow Ribbon Committee in Woodbury, Mahtomedi, and Lake Elmo.

Commissioner Hegberg reported that he also attended an economic development bus tour of Hugo. He found that some of the houses that planners thought would sell have not sold. He attended a meeting regarding Judicial Ditch 2 as that situation still hasn't been solved.

Commissioner Peterson announced that the Transportation Alliance will hold their annual meeting on Thursday, November 5 in St. Cloud. On September 30 she testified at the Legislative Citizen Commission on Minnesota Resources (LCCMR) meeting. She was asked why the county hadn't sold bonds and she stated that until there are properties ready to go that they would not sell bonds as they would have to pay interest on the bonds yet would receive very little interest on the money in the bank. Association of Minnesota Counties is holding their dues fairly stagnant, but there will be a change in the dues because the assessed evaluation has changed dramatically throughout the state. She believes Washington County's dues have been reduced by \$97. Some of the rural county's assessed evaluations have gone up because of their farm land so their dues will go up. Next Wednesday there is a meeting at the Union Depot for the presentation of the State Rail Plan. She encouraged all the Commissioners to attend. On October 15 there will be an economic speaker's lunch at the Hyatt Regency, and she encouraged all the Commissioners to attend that as well.

### **BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

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**EXECUTIVE (CLOSED SESSION) WITH PUBLIC WORKS**

The Board met in Executive Session with the Public Works Department to discuss the proposed cost of right of way and appraisal in connection with the SW quadrant of County Road 83 and I-35; the time being 9:43 a.m. Present for the Executive Session were Commissioners Hegberg, Peterson, Weik, and Kriesel. Also present were Jim Schug, Molly O'Rourke, Doug Johnson, Don Theisen, Wayne Sandberg, Cory Slagle, Sharon Price, and Patricia Raddatz.

The Board reconvened at 10:09 a.m.

**ADJOURNMENT**

There being no further business to come before the Board, Commissioner Hegberg moved to adjourn, seconded by Commissioner Weik and it was adopted unanimously; Commissioner Pulkrabek absent. The Board meeting adjourned at 10:10 a.m.

**BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration to discuss the proposed 2010 budget with the following departments: Public Health and Environment, Accounting and Finance, Human Resources, Information Technology, and Administration. Present for the workshop session were Commissioners Hegberg, Peterson, Weik, and Kriesel. Also present were Jim Schug, Molly O'Rourke, Melinda Kirk, Lowell Johnson, Sue Hedlund, Jeff Travis, Connie Waldera, Amanda Strommer, Jean Streeter, Deb Paige, Jill Timm, Harley Will, Kay McAloney, and Mjyke Nelson.

**BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration to review draft criteria for the Land and Water Legacy Conservation Plan. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Peterson, Weik, and Kriesel. Also present were Jim Schug, Molly O'Rourke, Jane Harper, Jay Riggs, Soil and Water Conservation, Amy Carolan, Soil and Water Conservation, John Freitag, Jessica Collin-Pilarski, John Elholm, Sharon Price, MaryBeth Block, and Mary Hauser, Parks and Open Space Commission.

Myra Peterson, Chair  
County Board

Attest:

James R. Schug  
County Administrator