

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
JANUARY 23, 2007**

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 Peterson, Pulkrabek, Kriesel, and Orth. Commissioner Hegberg absent (arrived at 9:10 a.m.). Board Chair Kriesel presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Doug Johnson, County Attorney; Harley Will, Financial Services Director; Kathy Trombly-Ferrin, Financial Services Supervisor; Tom Adkins, Community Corrections Director; Kristin Tuenge, Deputy Community Corrections Director; Dan Papin, Community Services Director; Cindy Rupp, Community Services Division Manager; Kay McAloney, Human Resources Director; Kevin Corbid, Director of Property Records and Taxpayer Services; Rebecca Ault, Property Records and Taxpayer Services; Steve Gransee, Administrative Services Manager; Lowell Johnson, Public Health and Environment Director; Sue Hedlund, Deputy Public Health and Environment Director; Don Theisen, Director of Transportation and Physical Development; Wayne Sandberg, Deputy Transportation and Physical Development Director; Jim Luger, Parks Director; Ann Pung-Terwedo, Sr. Planner; Mjyke Nelson, Information Technology Director; Sheriff Bill Hutton; Chief Deputy Sheriff Mike Johnson; and Steve Nelson, Public Information Coordinator II.

The Board recited the Pledge of Allegiance.

**COMMENTS FROM THE PUBLIC**

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

**CONSENT CALENDAR**

Commissioner Orth moved, seconded by Commissioner Peterson to adopt the following Consent Calendar:

1. Approval of the January 9, 2007 Board meeting minutes.
2. Approval to appoint Corrine Watson to the Workforce Investment Board as a Labor Representative to a first term expiring June 30, 2009.
3. Adoption of **Resolution No. 2007-007** as follows:

Loss of Federal Entitlement Benefits

WHEREAS, U.S. Code of Federal Regulations, Title 42, Part 435.1008 states that Federal Financial Participation (FFP) is not available in expenditures for services provided to individuals who are inmates of public institutions; and,

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WHEREAS, states being unable to assure the federal share of providing medical services to FFP eligible persons being held in county jails and detention facilities, tend to terminate or sometimes suspend eligibility; and,

WHEREAS, this immediate cessation of benefits occurs prior to the issuance of formal charges or conviction; and,

WHEREAS, counties must provide medical services to all persons incarcerated in local jails and detention facilities; and

WHEREAS, as the result of this regulation to immediately cease FFP for medical benefits, all costs of medical care must be borne solely by counties.

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners requests and strongly urges Congress to amend necessary federal statutes to allow federal financial participation for medical benefits to incarcerated individuals until convicted and sentenced to secure detention.

4. Approval of revisions to Policy #1300, Washington County Data Practices Manual and approval of revisions to Policy #1032, Fee Schedule.
5. Approval of the operations grant to the Washington County Agricultural Society for 2007.
6. Adoption of **Resolution No. 2007-008** as follows:

#### Title II Juvenile Justice Grant

WHEREAS, Washington County Community Corrections has an increasing number of juveniles on probation from culturally diverse communities; and

WHEREAS, Washington County Community Corrections has a significant number of juveniles on probation for assaultive offenses; and

WHEREAS, Washington County Community Corrections has been awarded a Title II Grant to implement two additional evidence-based interventions for high-risk juveniles on probation; and

WHEREAS, Washington County Community Corrections will enter into a cooperative agreement with the Office of Justice Programs in the Minnesota Department of Public Safety.

NOW THEREFORE BE IT RESOLVED, that the Department of Community Corrections Director is authorized to execute such agreements and amendments, as are necessary to implement the Title II Grant from January 1, 2007 until December 31, 2007; and

BE IT FURTHER RESOLVED, that the Community Corrections 2007 budget be amended to include an additional .5 FTE Probation Officer II, as recommended by the Personnel Committee on January 16, 2007.

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7. Approval to renew the Joint Powers Agreement with the State of Minnesota acting through its Commissioner of Corrections for the delivery of Sentence to Service programming of local offenders.
8. Approval of the 2007-2009 contract with Thomas Allen, Inc. to provide home and community based services for persons with developmental disabilities.
9. Approval of the 2007-2009 contract with Oak Ridge Place to provide assisted living plus services to eligible county residents.
10. Approval of the 2007 agreement with Twin Cities Transportation, Inc. to provide transportation services for adults using waived services.
11. Approval of the 2007 agreement with Dakota County Receiving Center to provide detoxification and in-patient chemical dependency services to adults.
12. Approval to amend Human Resources Policy #5012 Paid Time Off/Vacation Cash-Out.
13. Adoption of **Resolution No. 2007-009** as follows:

Approval of Conveyance of Tax Forfeited Land  
for an Authorized Public Use

WHEREAS, the municipalities of Cottage Grove, Stillwater and Woodbury, have made the proper applications for acquiring the parcels listed below for a public use, as provided for in Minnesota Statutes 282.01; and

WHEREAS, the municipalities of Cottage Grove, Stillwater and Woodbury are entitled to make such application; and

WHEREAS, the municipalities of Cottage Grove, Stillwater and Woodbury provided additional information to the Board of Commissioners of Washington County, State of Minnesota, regarding the proposed public use of these parcels, being for public parkland, storm water drainage and utilities, public roadway and trail, or landscaping/buffer zone; and

WHEREAS, the Board of Commissioners of the County of Washington, State of Minnesota, decides that the requested authorized public use is in the best interest of the citizens of Washington County.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby recommends to the Commissioner of Revenue of the State of Minnesota to grant the applications for the acquisition of the following parcels:

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<u>City</u>	<u>PIN</u>	<u>Authorized Public Use</u>
Cottage Grove	08.027.21.12.0067	Public Parkland
Cottage Grove	08.027.21.21.0003	Public Parkland
Cottage Grove	08.027.21.21.0004	Public Parkland
Cottage Grove	08.027.21.24.0031	Public Parkland
Stillwater	31.030.20.41.0013	Storm Water Drainage & Utilities
Stillwater	32.030.20.32.0048	Road Right of Way
Woodbury	05.028.21.12.0024	Landscaping/Buffer Zone
Woodbury	16.028.21.12.0008	Storm Water Drainage & Utilities
Woodbury	17.028.21.44.0152	Public Roadway, Trail, & Drainage Utilities

14. Approval of Plat of Higbee Hollow, West Lakeland Township.
15. Approval to enter into an agreement with Laura Holmes, a contracted wellness program staff, for onsite county employee wellness activities.
16. Bids were received for 2007 refuse hauling as follows:

<u>Location</u>	<u>Waste Management</u>	<u>Larson Hauling</u>
Adopt-A-Highway Program	\$203.45/haul + \$61.04/ton	\$420.99
Historic Courthouse	\$117.38/once weekly \$219.10/twice weekly	\$236.78/mo
Government Center	\$688.60/mo	\$406.90/mo
Law Enforcement Center	\$266.05/haul + \$61.04/ton	\$434.29/haul
Oakdale Library	\$148.68/mo	\$122.09/mo
Park Grove Library	\$93.90/mo	\$71.43/mo
TPD-North Shop	\$281.70/haul + \$61.04/ton	\$420.99/haul
TPD-South Shop	\$101.73/mo	\$69.41/mo
Wildwood Library	\$46.95/mo	\$55.79/mo
Woodbury Service Center	\$266.05/mo	No Bid
Lake Elmo Park Maintenance	\$704.25/mo summer \$125.20/pick up winter	\$629.13/mo summer \$48.92/pick up winter
Lake Elmo Park Campground	\$1,017.25/mo	\$787.20/mo
Square Lake Park	\$352.13/mo	\$383.35/mo
St. Croix Bluffs – Campground	\$719.90	\$629.13/mo
St. Croix Bluffs – Maintenance	\$375.60/mo summer \$125.20/haul winter	\$415.46/mo summer \$54.38/haul winter

Adoption of **Resolution No. 2007-010** as follows:

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Bid Award for 2007 Refuse Hauling to  
Waste Management and Larson Hauling

WHEREAS, in order to complete refuse hauling activities during the upcoming year for the TPD South Shop Adopt A Highway Program, TPD South Shop Maintenance Building, TPD North Shop Maintenance Building, Historic Courthouse, Lake Elmo Park Maintenance Building, Lake Elmo Park Modern Campground, Square Lake Park, St. Croix Bluffs, Park Campground, St. Croix Bluffs Maintenance Building, Wildwood Library, Oakdale Library, Park Grove Library, Government Center, Law Enforcement Center and Woodbury Service Center, the county solicited bids for this project; and

WHEREAS, bids were opened on December 27, 2006, with Waste Management and Larson Hauling being the most qualified responsible bidders; and

NOW, THEREFORE BE IT RESOLVED, that the bid of Waste Management be accepted and the county enter into a contract with Waste Management for refuse hauling services for the TPD South Shop Adopt A Highway Program, Historic Courthouse, and Woodbury Service Center; and

BE IT FURTHER RESOLVED, that the bid of Larson Hauling be accepted and the county enter into a contract with Larson Hauling for refuse hauling services for TPD South Shop Maintenance Building, TPD North Shop Maintenance Building, Lake Elmo Park Maintenance Building, Lake Elmo Park Modern Campground, Square Lake Park, St. Croix Bluffs Park Campground, St. Croix Bluffs Maintenance Building, Wildwood Library, Oakdale Library, Park Grove Library, Government Center, and Law Enforcement Center.

BE IT FURTHER RESOLVED, that the contract between the county and Waste Management and the contract between the county and Larson Hauling 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 specification requirements and approval as to form by the Washington County Attorney's office.

The foregoing Consent Calendar was adopted unanimously; Commissioner Hegberg absent.

**LIBRARY**

Commissioner Orth moved to accept a grant of \$2,000 from SuperTarget (Oakdale) for the "Let's Read Together" program at the Washington County Library. Commissioner Peterson seconded the motion and it was adopted unanimously; Commissioner Hegberg absent.

Commissioner Pulkrabek asked that a letter of thanks be sent to the SuperTarget Store in Oakdale and that the City of Oakdale be sent a copy of that letter.

**RECOGNITION FOR RICK SCHNEIDER, BAYPORT**

Commissioner Kriesel moved to adopt the following proclamation:

Proclamation of Appreciation - Rick Schneider  
Upon His Retirement as Mayor, City of Bayport, MN

WHEREAS, Rick Schneider retired as the Mayor of Bayport in Washington County on December 31, 2006; and

WHEREAS, Rick Schneider was elected Mayor of the City of Bayport in 2002 and served two two-year terms; and

WHEREAS, Rick Schneider accomplished many objectives as mayor including reducing the local tax levy by 29 percent without lowering the quality of city services; protecting the city's environment, open space, and identity in concert with new development; and overseeing the efforts to filter out contaminants in the city's water supply.

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners heartily commends former Mayor Rick Schneider for his public service to the citizens of the City of Bayport and Washington County; and

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners extends their best wishes to Rick Schneider for a happy and healthy retirement.

Commissioner Peterson seconded the motion and it was adopted unanimously; Commissioner Hegberg absent.

Commissioner Hegberg arrived at 9:10 a.m.

**FINANCIAL SERVICES**

Commissioner Peterson moved to adopt **Resolution No. 2007-011** as follows:

Establishing the Date for a Public Hearing on the Proposal That Washington County Issue General Obligation Capital Improvement Bonds in an Estimated Original Principal Amount of up to \$82,000,000 Pursuant to Minnesota Statutes, Section 373.40 and Chapter 475.

WHEREAS, pursuant to Minnesota Statutes, Section 373.40 and Chapter 475, as amended (collectively, the "Act"), Washington County (the "County") is authorized to issue General Obligation Capital Improvement Bonds for the purpose of financing certain capital improvements as defined in such section; and

WHEREAS, it is in the best interest of the County at this time to issue its General Obligation Capital Improvement Bonds, Series 2007A (the "Bonds"), in the estimated original principal amount up to \$82,000,000, for the purpose

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of financing certain capital improvement projects identified in the 2007-2011 Capital Improvement Plan of the County adopted on December 19, 2006; and

WHEREAS, pursuant to the Act, a public hearing is required to be held prior to the issuance of the Bonds by the County;

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Washington County that:

1. The Board of Commissioners of the County hereby gives preliminary approval for the issuance of the Bonds, and authorizes Kennedy & Graven, Chartered, as bond counsel, and Springsted, as financial advisor, to prepare the necessary documentation for the authorization, sale, and issuance of the Bonds.
2. The Board of Commissioners of the County will conduct a public hearing on the issuance of the Bonds on February 20, 2007 at or after 9:00 a.m. at the Washington County Government Center Board Room, Stillwater, Minnesota.
3. The publication of notice of public hearing and intent to issue the Bonds shall be in substantially the form attached hereto as Exhibit A and shall be published in the official newspaper of the County. Publication of the Notice shall be at least fourteen (14) days before the date set for the hearing.

Commissioner Pulkrabek seconded the motion and it was adopted unanimously.

## **GENERAL ADMINISTRATION**

### **Parks and Open Space Appointment**

Commissioner Orth moved to reappoint Steve Dornfeld to the Parks and Open Space Commission to a first full term expiring December 31, 2009. Commissioner Peterson seconded the motion and it was adopted unanimously.

### **Legislative Update**

Jim Schug, County Administrator, presented a brief overview of the Governor's proposed budget and its effect on counties including: \$45 million for improvements and changes in the mental health delivery system; property tax relief including a potential cap on property taxes for jurisdictions who receive over a third of their general fund from state aid, typically Washington County receives a smaller proportion in state aid; improvement in funding for short term offenders increasing the daily reimbursement from \$10 to \$30 ; improved veterans and military benefits; proposal for bonding and one time funding for road projects of \$1.7 billion; \$16 million infusion into the CrimNet program; build out of the statewide 800 MHz radio system; increase in local government aid; improvement to the market value based homestead credit; a number of

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changes to the Minnesota Family Investment Plan that would bring the state into better compliance with the federal requirements; additional work with preparing the pandemic influenza possibility; and a possibility of \$115,000 to Washington County for Community Corrections act funding.

Commissioner Peterson stated that the Governor would like to transition from a gas tax to some form of mileage tax based on the miles that are traveled.

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

Commissioner Peterson reported that the first meeting of the Hastings bridge reconstruction, which is scheduled for 2012, was held. She noted that Representative Ann Lenczewski sent a letter to the citizens in the southwest quarter encouraging the development of the I-494 busway or transitway. Commissioner Peterson indicated she has talked to Senator Sieben indicating they should be part of that group. She feels that Washington County has a lot of residents who use the I-494 corridor and believes the county should be involved with those discussions.

Commissioner Orth reported that he attended the Association of Minnesota Counties conference for newly elected commissioners last week. Many topics were covered and he learned a lot.

Commissioner Hegberg reported on the HRA meeting he attended last week which discussed the Whispering Oaks redevelopment and improvements to the kitchens at Parkside Apartments. He attended the Metro Transit Board on Wednesday. He feels that the east side of the metro needs to be more diligent in trying to get funding, especially in the transitway area. They are seeing a lot of projects coming up that are going to the west side of the metro. He met with the City of Hugo and discussed the I-35 corridor and those issues, and with the new harness track going into Anoka County that will cause bottlenecks in Washington County. They also discussed Metropolitan Council's decision to close down the sewer septic station in the area in June and now the pumpers will have to drive to the cities with their loads. The waste from Forest Lake, Scandia and that area will have to go to downtown St. Paul and that plant will close in 2008 so they will have to go farther south to the Pigs Eye plant.

Commissioner Pulkrabek left the meeting at 9:20 a.m.

Commissioner Kriesel reported that he attended the Lower St. Croix Valley Alliance which includes the elected officials of the five river communities. Sheriff Hutton and Chief Deputy Mike Johnson attended. Following that meeting there was a presentation by Cory Slagle, Transportation Department, on the CR 18 project and the roundabouts that will be installed in that area.

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**BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

**ADJOURNMENT**

There being no further business to come before the Board, Commissioner Peterson moved to adjourn, seconded by Commissioner Orth and it was adopted unanimously; Commissioner Pulkrabek absent. The Board meeting adjourned at 9:35 a.m.

**BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration to discuss the open space funding referendum implementation. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Peterson, Pulkrabek, Kriesel, Orth, and Hegberg. Also present were Jim Schug, Molly O'Rourke, Jane Harper, Jim Luger, Wayne Sandberg, Dennis O'Donnell, Ann Pung-Terwedo, Kevin Corbid, Joanne Helm, Steve Nelson, Nancy Brase, Melinda Kirk, Deb McDonald, Chris Klisch, Cordelia Pierson, Trust for Public Land, Marc Hugunin, Friends of Washington County, Mary Hauser, Friends of Washington County, Paul and Barbara Toren, referendum steering committee, Hollis Stauber, former Trust for Public Land, Anne Hurlburt, City of Scandia, Yvonne Klinnert, Stillwater Courier, Bruce Bernin, Hugo resident, Chuck Haas, City of Hugo, Randy Ferrin, St. Croix River Association, and Jay Riggs, Washington Conservation District.

**BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration to discuss revenue and expenditure forecasting. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Peterson, Kriesel, Orth, and Hegberg. Also present were Jim Schug, Molly O'Rourke, Melinda Kirk, Nancy Brase, Deb McDonald, Chris Klisch, Jane Harper, Kevin Corbid, Joanne Helm, and Yvonne Klinnert, Stillwater Courier.

Gary Kriesel, Chair  
County Board

Attest:

James R. Schug  
County Administrator

