

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
JANUARY 5, 2010

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, Pulkrabek, Peterson, Weik, and Kriesel. Absent none. 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; Patricia Conley, Library Director; Don Theisen, Public Works Director; Wayne Sandberg, Deputy Public Works Director; Kevin Corbid, Director of Property Records and Taxpayer Services; Dan Papin, Community Services Director; Richard Backman, Community Services Division Manager; Sheriff Bill Hutton; Lowell Johnson, Director of Public Health and Environment; and Yvonne Klinnert, Public Information Coordinator II.

Board Chair Peterson acknowledged that the Government Class of Kathleen Ferguson-Quinn, Stillwater Area High School, is in attendance today. She asked Mrs. Ferguson-Quinn to lead them in the Pledge of Allegiance.

The Board recited the Pledge of Allegiance.

UNFINISHED BUSINESS FROM 2009

Commissioner Peterson thanked her fellow Commissioners for their support for last year; especially the last six months when she was making tough decisions regarding care for her mother. She also would like to thank anybody who works in Social Services. These individuals help citizens make those tough decisions every day.

The Board Chair asked for unfinished business from 2009. There was none. Commissioner Hegberg moved to adjourn sine die. Commissioner Pulkrabek seconded the motion and it was adopted unanimously.

A new roll call was taken. Present were Commissioners Hegberg, Pulkrabek, Peterson, Weik, and Kriesel.

ELECTION OF COUNTY OFFICERS FOR 2010

The County Administrator declared nominations open for temporary Board Chair. Commissioner Hegberg nominated Commissioner Peterson as temporary chair. Commissioner Kriesel seconded the nomination. There were no further nominations and Commissioner Peterson was unanimously elected temporary chair.

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Temporary Chair Peterson declared nominations open for Board Chair of the Washington County Board of Commissioners for 2010. Commissioner Weik nominated Commissioner Gary Kriesel based on his principled leadership, wonderful commitment, and wise stewardship. He has brought Yellow Ribbon designation to the county with a team of other network members. She feels that Commissioner Kriesel has worked tirelessly on his various committee, commission and joint powers assignments. She is very confident in his abilities in moving forward to Chair the Washington County Board in 2010.

Commissioner Kriesel stated he sincerely and profoundly appreciates those kind comments. However, in keeping with the county's policy of rotating the Chair, he would respectfully defer to that. He appreciates the support and he looks forward to continue to work with Commissioner Weik who he feels has done a stellar job this past year and believes she has gone way beyond, attending committee meetings she has not even been assigned to.

Commissioner Weik stated she believes that passing the Chair along to Commissioner Kriesel does fulfill the rotation. In 2008 they had the principled leadership of Dennis Hegberg and in 2009 the Board has had the committed leadership of Myra Peterson. This would rotate the Chair. Commissioner Kriesel is not up for election next year which would remove any perception of politics. She is up for election this year as is the District 2 Commissioner and she would not want someone to pursue the position of Chair for any perceived political gain.

Commissioner Hegberg stated he has always thought that rotating the Chair is important. The Oakdale area, District 2, deserves to have a Chair so he would nominate Commissioner Bill Pulkrabek. Commissioner Kriesel seconded the nomination. No further nominations were heard. Commissioner Hegberg moved to elect Commissioner Bill Pulkrabek as Chair of the Washington County Board of Commissioners for 2010. Commissioner Kriesel seconded the motion and it was adopted 4-1 with a vote as follows: Ayes, Commissioners Hegberg, Pulkrabek, Peterson, and Kriesel; Nays, Commissioner Weik.

Board Chair Pulkrabek nominated Commissioner Gary Kriesel as Vice Chair for 2010. Commissioner Hegberg seconded the nomination. No further nominations were heard. Commissioner Pulkrabek moved to elect Commissioner Kriesel as Vice Chair for 2010. Commissioner Hegberg seconded the motion and it was adopted unanimously.

BOARD MEETING DATES FOR 2010

Commissioner Hegberg moved to set meetings of the Washington County Board of Commissioners for the year 2010 for the first four Tuesdays of each month excluding any Tuesday which is a legal holiday, at 9:00 a.m.; that the Chair can call an evening meeting when necessary to conduct business or to allow

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for evening access by citizens or interested parties; and, that the Board will meet on the Thursday following the Association of Minnesota Counties annual conference in December. Commissioner Peterson seconded the motion and it was adopted unanimously.

COMMENTS FROM THE PUBLIC

The Board Chair asked for comments; none were heard.

CONSENT CALENDAR

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

1. Adoption of **Resolution No. 2010-001** as follows:

Award of 2010 Newspaper Publication Bids

WHEREAS, pursuant to bid advertisement, newspaper publication bids were received until 2:00 p.m., December 2, 2009 for the following publications:

- 1) Official Board Proceedings (Board minutes in summary form)
- 2) Legal Notices
- 3) Delinquent Real Estate Tax List
- 4) Financial Statement (first & second publication)

WHEREAS, timely bids were received from the Lillie Newspapers, St. Croix Valley Press, Forest Lake Times, Stillwater Gazette, and the Pioneer Press; and

WHEREAS, Washington County newspaper publishing awards are based on lowest index number for all bids; and

WHEREAS, pursuant to authority contained in Minn. Stat. 331A.12 the Public Works Department may designate the Washington County web site as the official publication of transportation projects legal notices.

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners hereby awards newspaper publication bids for 2010 as follows:

- | | |
|--|-------------------|
| 1) Official Proceedings of the Washington County Board of Commissioners (Board Minutes in Summary Form): | Lillie Newspapers |
| 2) Legal Notices: | Lillie Newspapers |
| 3) Notice and List of Real Estate Taxes Remaining Delinquent: | Lillie Newspapers |

- 4) First Publication of the Financial Statement for year ending December 31, 2008: St. Croix Valley Press
- 5) Second publication of the Financial Statement to be distributed as an insert: Lillie Newspapers

BE IT FURTHER RESOLVED, that the Washington County, MN web site is designated the official publication for transportation project legal notices; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to each newspaper.

- 2. Adoption of resolutions setting minimum salaries for the County Attorney and County Sheriff for the next term as follows:

Resolution No. 2010-002

Set Minimum Salary for County Attorney for Term Next Following

WHEREAS, Minnesota Statute 388.18, Subd. 2, provides that annually the County Board shall set by resolution the salary of the County Attorney and further provides that at the January meeting prior to the first date on which applicants may file for the office of the County Attorney, the Board shall set by resolution the minimum salary to be paid to the County Attorney for the term next following.

NOW, THEREFORE, BE IT RESOLVED that the minimum salary to be paid to the County Attorney for the term next following shall be \$112,195.

Resolution No. 2010-003

Resolution to Set Minimum Salary for County Sheriff for Term Next Following

WHEREAS, Minnesota Statute 387.20, Subd. 2, provides that annually the County Board shall set by resolution the salary of the County Sheriff and further provides that at the January meeting prior to the first date on which applicants may file for the office of the County Sheriff, the Board shall set by resolution the minimum salary to be paid to the County Sheriff for the term next following.

NOW, THEREFORE, BE IT RESOLVED that the minimum salary to be paid to the County Sheriff for the term next following shall be \$112,195.

- 3. Approval of a Memorial Day appropriation of \$100 each, upon request, in 2010 for the Stillwater Citizens' Memorial Day Association and Washington County Posts and Barracks.
- 4. Approval of appointments/reappointments to advisory committees for 2010 as follows:

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District 1

Darlene Anderson, Dellwood, reappointed to the Historic Courthouse Advisory Council to a second term expiring December 31, 2011;

District 2

Todd Bruehl, Woodbury, reappointed to the Community Corrections Advisory Board to a third term expiring December 31, 2011;

Manley Ellertson, reappointed to the Historic Courthouse Advisory Council to a fourth and final term expiring December 31, 2011;

Joseph Rheinberger, Oakdale, reappointed to the Public Health Emergency Preparedness Advisory Committee to a second term expiring December 31, 2010;

District 3

Richard Gustafson, Stillwater, reappointed to the Community Corrections Advisory Board to a fourth and final term expiring December 31, 2011;

David Newman, Stillwater, reappointed to the Community Development Block Grant Citizens Advisory Board to a second and final term expiring December 31, 2012;

Marguerite Rheinberger, Stillwater, reappointed to the Public Health Emergency Preparedness Advisory Committee to third term expiring December 31, 2010;

District 4

Sheila Colbert, Cottage Grove, reappointed to the Historic Courthouse Advisory Council to a third term expiring December 31, 2011;

Richard Hammero, Cottage Grove, reappointed to the Housing and Redevelopment Authority Board to a second and final term expiring December 31, 2012;

Jerry Cagle, Cottage Grove, reappointed to the Public Health Preparedness Advisory Committee to a second term expiring December 31, 2010;

District 5

Norman Nickerson, Woodbury, reappointed to the Library Board to second and final term expiring December 31, 2012;

Steven Dornfeld, Woodbury, reappointed to the Parks and Open Space Commission to a second term expiring December 31, 2012;

Mary Beth Johnson, Woodbury, reappointed to the Public Health Preparedness Advisory Committee to a second term expiring December 31, 2010;

At Large

Maynard Kelsey, Stillwater, reappointed to the Board of Adjustment and Appeals to a fourth term expiring December 31, 2012;

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At Large (continued)

Marguerite Rheinberger, Stillwater, reappointed to the Minnesota Extension Committee to a third term expiring December 31, 2012;

Sara Jane Minehart, Woodbury, reappointed to the Minnesota Extension Committee to a third term expiring December 31, 2012;

Donald G. Scheel, Afton, reappointed to the Minnesota Extension Committee to a term expiring December 31, 2012;

Mary Hauser, Birchwood, reappointed to the Parks and Open Space Commission to a second term expiring December 31, 2012;

Robert Taival, Woodbury, reappointed to the Personnel Board of Appeals to a term expiring December 31, 2012;

Kent Grandlienard, Baytown Township, reappointed to the Planning Advisory Commission to a first full term expiring December 31, 2012;

Debra Esse, Eagan, reappointed to the Public Health Emergency Preparedness Advisory Committee to a fourth and final term expiring December 31, 2010;

Daniel Bigham, Cottage Grove, reappointed to the Public Health Emergency Preparedness Advisory Committee to a third term expiring December 31, 2010;

Sheriff William Hutton, reappointed to the Public Health Emergency Preparedness Advisory Committee to a fourth and final term expiring December 31, 2010;

Bo Bogotty, Forest Lake, reappointed to the Public Health Emergency Preparedness Advisory Committee to a fourth and final term expiring December 31, 2010;

Robert Livingston, Lakeland, reappointed to the Public Health Emergency Preparedness Advisory Committee to a third term expiring December 31, 2010;

Joseph Moore, III, Denmark Township, reappointed to the Public Health Emergency Preparedness Advisory Committee to a second term expiring December 31, 2010;

Mary McComber, Oak Park Heights, reappointed to the Public Health Emergency Preparedness Advisory Committee to a third term expiring December 31, 2010;

Stacy Bohl, Hugo, reappointed to the Public Health Emergency Preparedness Advisory Committee to a third term expiring December 31, 2010;

Derek Berg, Lake Elmo, reappointed to the Community Corrections Advisory Board to a second term expiring December 31, 2011;

Chief Bill Sullivan, Oakdale, reappointed to the Community Corrections Advisory Board to a second term expiring December 31, 2011;

Mary Waldkirch, Stillwater, reappointed to the Community Corrections Advisory Board to a term expiring December 31, 2011.

5. Approval of revisions to Policy 1300 – Washington County Data Practices Manual and approval of revisions to Policy No. 1032 – County Fee Schedule.

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- 6. Approval of Purchase of Service Agreement with Tubman for services provided to victims of families of domestic violence.
- 7. Approval for the receipt of \$300 by the Community Services Veterans Services Division for the Emergency Assistance Fund from the Lake Elmo VFW Irrevocable Trust.
- 8. Approval of the 2010 contract with Rule 36 Limited Partnership of Duluth III to fund services (Intensive Residential Treatment Services and Residential Crisis Stabilization Services) for the uninsured at the Willow Haven facility in Lake Elmo.
- 9. Approval to accept \$400 in Cub Foods/Wal-Mart gift cards donated by Community Services Children’s Division for client assistance.
- 10. Approval to ratify the 2010 health insurance for Local 49ers and Supervisor’s Association as follows:

<u>Health Insurance Contribution –</u>		<u>Aware \$25 and \$30 Office Visit Copay and</u>	
<u>Aware \$20 Office Visit Copay</u>		<u>\$500/75% Plans</u>	
Single	\$433/month	Single	\$480/month
Employee + Child(ren)	\$433/month	Employee + Child(ren)	\$524/month
Employee + Spouse	\$589/month	Employee + Spouse	\$708/month
Family	\$619/month	Family	\$829/month

- 11. Approval of Joint Powers Agreement with the State of Minnesota through the Office of Enterprise Technology for development of an optical fiber network.
- 12. Adoption of **Resolution No. 2010-004** as follows:

Washington County Library
Acceptance of Additional 2009 Donations

WHEREAS, Chapter 13, Laws of Minnesota 2005, gives the Washington County Board of Commissioners the authority to direct, operate and manage the Washington County Library System.

THEREFORE, BE IT RESOLVED that, the following donations in the amount of \$25,180 that were received on December 28, 2009 are hereby accepted by the Washington County Board of Commissioners:

The Book Club: A Women’s 12 + 12 Study Group	
c/o April Murphy	\$30.00
Bev Miller & Pat Mullen in honor of Bonita Sindelir	\$150.00
RAFT Foundation c/o Dorsey & Whitney Trust Company	\$25,000.00

- 13. Approval of contract with Total Software Solutions, Inc. for the programming and maintenance of its recording and tract index systems.
- 14. Approval to accept Natural Resource Block Grant funding in the amount of \$61,399 from the Minnesota Board of Water and Soil Resources for 2010.
- 15. Adoption of **Resolution No. 2010-005** as follows:

Stonebrooke Engineering
CSAH 22 Feasibility Study Consulting Engineering Contract

WHEREAS, CSAH 22 (70th Street South), from Goodview Avenue to Hinton Avenue, is expected to approach its capacity within the next 10 years; and

WHEREAS, a project is listed in the County’s Capital Improvement program for this area in 2011; and

WHEREAS, the county needs to conduct a feasibility study to develop a preliminary layout with approximate construction boundaries, which will be used to guide any future access or development decisions along the corridor and will be critical for pursuing state or deferral funding for roadway expansion; and

WHEREAS, Stonebrooke Engineering is an experienced and qualified professional engineering firm capable of performing this feasibility study; and

NOW, THEREFORE, BE IT RESOLVED, that the contract between the county and Stonebrooke Engineering be executed through the signatures of the Chairman of the Washington County Board of Commissioners and the Washington County Administrator without further action of the County Board conditioned upon approval as to form by the Washington County Attorney’s office.

The foregoing Consent Calendar was adopted 5-0 with a roll call vote as follows: Ayes, Commissioners Hegberg, Pulkrabek, Peterson, Weik, and Kriesel; Nays, none.

PUBLIC WORKS

Commissioner Peterson moved to adopt **Resolution No. 2010-006** as follows:

Approval of Cooperative Agreement with the
City of Inver Grove Heights for
Funding of Bridge 5600 Renovation

WHEREAS, the City desires to design and renovate the west bank bridge approach to historic Mississippi River bridge, Bridge 5600, commonly known as the Rock Island Bridge, located between Inver Grove Heights and St. Paul Park in Dakota and Washington Counties; and

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WHEREAS, the United States Coast Guard has ordered that the navigation spans commonly referred to as piers 6, 7, 8 (the “project”) further defined in Exhibit A be removed from the river; and

WHEREAS, the project has been assigned a State project number of 178-020-020; and

WHEREAS, the project is a precursor to reuse; and

WHEREAS, the county has funding available from the State Aid Disaster Account for the project; and

WHEREAS, a cooperative effort between the city and county is the appropriate method to fund the project; and

WHEREAS, this agreement is made pursuant to statutory authority contained in Minnesota Statute 471.59.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners authorizes the Chair of the Washington County Board of Commissioners and County Administrator to sign on behalf of the county the Cooperative Agreement between Washington County and the City of Inver Grove Heights, and that the State Aid Disaster funding for the described project be directed to the City of Inver Grove Heights in accordance with the Cooperative Agreement without further action by the County Board.

Commissioner Weik seconded the motion and it was adopted 5-0 with a roll call vote as follows: Ayes, Commissioners Hegberg, Pulkrabek, Peterson, Weik, and Kriesel; Nays, none.

GENERAL ADMINISTRATION

2010 Commissioner Appointments to Committees, Commissions and Joint Powers Boards

Commissioner Peterson stated that attendance at these meetings is a key issue. She feels if there is someone who is not attending meetings, she believes the Board should be informed so it can remove that appointment from the county web site and appoint someone new.

Commissioner Kriesel moved to approve the following 2010 Commissioner appointments to Committees, Commissions and Joint Powers Boards, and that the remaining appointments be discussed at a workshop on January 12, 2010:

Minnesota Extension – Commissioner Gary Kriesel and Commissioner Lisa Weik; Commissioner Hegberg alternate

Counties Transit Improvement Board (CTIB) – Commissioner Myra Peterson and Commissioner Dennis C. Hegberg; Commissioner Lisa Weik alternate

CTIB Executive Committee – Commissioner Myra Peterson

I-94 Corridor Commission – Commissioner Gary Kriesel and Commissioner Lisa Weik alternate

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MELSA – Commissioner Myra Peterson

Metropolitan Area Agency on Aging, Inc. – Commissioner Bill Pulkrabek and Commissioner Dennis C. Hegberg alternate

Metropolitan Emergency Services Board – Commissioner Myra Peterson and Commissioner Gary Kriesel; Commissioner Lisa Weik alternate

Metropolitan Emergency Services Board, Executive Committee – Commissioner Myra Peterson

Metropolitan Energy Policy Coalition – Commissioner Gary Kriesel and Commissioner Lisa Weik; Commissioner Dennis C. Hegberg alternate

Metropolitan Mosquito Control – Commissioner Myra Peterson and Commissioner Lisa Weik; Commissioner Dennis C. Hegberg alternate

Metropolitan Mosquito Control, Executive Committee – Commissioner Myra Peterson

Metropolitan Transportation Advisory Board (TAB) – Commissioner Dennis C. Hegberg and Commissioner Myra Peterson alternate

TAB Policy Committee – Commissioner Dennis C. Hegberg and Commissioner Myra Peterson alternate

TAB Program Committee – Commissioner Dennis C. Hegberg and Commissioner Myra Peterson alternate

Minnesota Inter-County Association – Commissioner Dennis C. Hegberg and Commissioner Lisa Weik; Commissioner Gary Kriesel alternate

Minnesota Statewide Radio Board Legislative Committee – Commissioner Myra Peterson

Commissioner Peterson seconded the motion and it was adopted unanimously.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Board Chair Pulkrabek presented outgoing Chair Peterson with a plaque honoring her for her service as Chair for the past year.

Commissioner Kriesel reported that today Washington County will receive an award from Governor Pawlenty acknowledging it as being the first Yellow Ribbon County. Along with Washington County the communities of Stillwater, Woodbury, and Hugo will also be receiving Yellow Ribbon designation by the Governor. This is an all day event that is taking place at Century College and Commissioner Weik and he will be attending.

Commissioner Weik reported that she will be attending the Governor's proclamations ceremony later today and the workshops this morning at Century College and plans to car pool to the summit with Commissioner Kriesel. On Thursday, she will be attending the Metropolitan Mosquito Control organizational meeting and the Metropolitan Energy Policy Coalition meeting. She will also attend the Association of Minnesota Counties Board of Director's meeting on Friday, January 8. She thanked the High School students for being present today.

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Commissioner Peterson reported that she attended the High Speed Rail Policy meeting on Monday. She also attended the Transportation Alliance Board of Director's meeting. She will share with the Board the legislative agenda for High Speed Rail. This Thursday she has the High Speed Rail joint powers meeting, and on Friday the transit station opening in Burnsville. She encouraged the audience and Board members to attend the Victorian Tea to be held at the Historic Courthouse on Sunday, January 10 from 12:30 to 3:00 p.m.

Commissioner Hegberg reported that he will attend the Metropolitan Mosquito Control meeting on Thursday. On Friday he has the Minnesota Counties Intergovernmental Trust which is the new name for the insurance trust.

Commissioner Pulkrabek stated he has an 11:00 meeting this morning, but he does plan on attending the Yellow Ribbon presentation by the Governor at 1:30.

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 Hegberg and it was adopted unanimously. The Board meeting adjourned at 10:05 a.m.

Bill Pulkrabek, Chair
County Board

Attest:

James R. Schug
County Administrator

