

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**NOVEMBER 17, 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, 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; Dan Papin, Community Services Director; Robert Crawford, Workforce Center Division Manager; Cindy Rupp, Community Services Division Manager; Kevin Corbid, Director of Property Records and Taxpayer Services; Joanne Helm, Taxation Division Manager; Mjyke Nelson, Information Technology Director; Sheriff Bill Hutton; Chief Deputy Sheriff Mike Johnson; Don Theisen, Public Works Director; Wayne Sandberg, Deputy Public Works Director; Ted Schoenecker, Transportation Manager; Joe Gustafson, Transportation Engineer; John Elholm, Parks Division Manager; Tom Adkins, Community Corrections Director; Kay McAloney, Human Resources Director; Vicki DeFord, Deputy Human Resources Director; Lowell Johnson, Director of Public Health and Environment; Judy Hunter, Senior Program Manager; Harley Will, Accounting and Finance Director; 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 public; none were heard.

**CONSENT CALENDAR**

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

1. Approval of the October 27 and November 3, 2009 Board meeting minutes.
2. Approval to set a public hearing for December 15, 2009 on the tax exempt financing to be issued by the City of White Bear Lake to refinance 22 facilities for the developmentally disabled owned by Northeast Residence.
3. Approval of the 2009-2011 contract with Essling's Homes Plus, Inc. (doing business as Scenic Hills Alternative Care) to provide 24-hour customized living services at their site in Lake St. Croix Beach.

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4. Approval of the modifications to the 2007 grant agreement between the Minnesota Department of Employment and Economic Development (DEED) and Washington County Community Services Workforce Center Division to administer services to laid-off Andersen Windows employees.
5. Approval to renew service agreement with Frank Madden & Associates for labor relations consultant services through December 31, 2010.
6. Approval to implement new Human Resources Policy #5027 Background Checks Relating to Criminal Justice Information Systems.
7. Approval of extended service contract (web site) and consolidated extended service contract with Vanguard Appraisals, Inc. for computer aided mass appraisal services for calendar year 2010.
8. Adoption of **Resolution No. 2009-131** as follows:

Ramsey/Washington Resource Recovery  
Project's 2010 and 2011 Operating Budget

WHEREAS, the Joint Powers Agreement for the Resource Recovery Project adopted in December 2006 provides that authority for approval of Resource Recovery Project budgets remains with the respective County Boards; and

WHEREAS, the Ramsey/Washington County Resource Recovery Project Board has prepared and recommended a Project budget for 2010 and 2011.

NOW, THEREFORE BE IT RESOLVED, the Washington County Board of Commissioners hereby approves the 2010 and 2011 Resource Recovery Project Budget as recommended by the Resource Recovery Project Board as follows:

<u>Appropriations</u>	<u>2010</u>	<u>2011</u>
Administration	845,832	861,217
Service Fee	7,000,000	5,250,000
Hauler Rebate	4,200,000	4,900,000
Organics Management	<u>50,000</u>	<u>650,000</u>
	\$12,095,832	\$11,661,217

<u>Financing Sources</u>	<u>2010</u>	<u>2011</u>
Washington County		
Participation	3,256,290	3,134,165
Ramsey County		
Participation	8,804,042	8,473,853
Interest Income	<u>35,500</u>	<u>53,200</u>
	\$12,095,832	\$11,661,217

9. Adoption of **Resolution No. 2009-132** as follows:

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## Solid Waste Management Tax

WHEREAS, the 1997 Minnesota Legislature enacted a bill eliminating both the SCORE sales tax and the Solid Waste Generator Assessment, replacing them with the Solid Waste Management Tax; and

WHEREAS, Minnesota Statutes §297H requires political subdivisions that subsidize tipping fees at solid waste management facilities to identify the “market price” for solid waste management services, which is identified as “the lowest price available in the area, assuming transactions between separate parties that are willing buyers and willing sellers in a market”; and

WHEREAS, this law requires political subdivisions to identify the market price and submit their findings to the Minnesota Pollution Control Agency each year; and

WHEREAS, the Ramsey and Washington Counties Boards of Commissioners in 2008 by resolution each identified \$28.03 per ton as the “market price” for purposes of the Solid Waste Management Tax, effective January 1, 2009; and

WHEREAS, Ramsey County, Washington County, and the Ramsey/Washington Resource Recovery Project staff have worked cooperatively to identify the market price for Ramsey and Washington Counties, beginning January 1, 2010, and have determined a different market price which requires approval by County Board Resolution.

NOW, THEREFORE, BE IT RESOLVED, the Washington County Board of Commissioners hereby authorizes identification of \$28.60 per ton as the “market price” for purposes of the Solid Waste Management Tax, which reflects a waste disposal tipping fee of \$19.60 per ton at the Pine Bend landfill plus an estimated transportation cost of \$9 per ton, and authorizes submittal by the Department of Public Health and Environment of this “market price” and supporting documentation to the Minnesota Pollution Control Agency.

10. Adoption of **Resolution No. 2009-133** as follows:

Approval of Cooperative Agreement with the City of Forest Lake  
for Construction Project Cost and Maintenance

WHEREAS, the county and the city desire to design, construct, and maintain CSAH 2 (West Broadway Avenue) through Forest Lake and the CR 83 overpass; and

WHEREAS, the county and city concur with the overall construction project and the city approved the plans by formal resolution on October 12, 2009; and

WHEREAS, preliminary project cost estimates have been prepared by the county and the city will participate in the project costs; and

WHEREAS, the city and county desire to use Federal, State, “American Recovery and Reinvestment Act”, Stated Aid, County Bond and Local funds for these transportation improvements; and

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WHEREAS, the State project numbers are SP 82-602-14, SP 82-602-15, SP 82-602-16, SP 82-602-17, SP 82-602-19, SP 8280-44, SP 02-596-04, SP 82-090-01, and SP 8280-42; and

WHEREAS, a cooperative effort between the city and the county is the appropriate method to facilitate the construction and maintenance of these transportation improvements; and

WHEREAS, this Agreement is made pursuant to statutory authority contained in Minnesota Statute 162.17 sub. 1 and Minnesota Statute 471.59; and

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners authorize 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 Forest Lake, and that the local funds for the described project be directed to Washington County without further action by the County Board.

The foregoing Consent Calendar was adopted 5-0 with a roll call vote as follows: Yes, Commissioners Pulkrabek, Hegberg, Peterson, Weik, and Kriesel; No, none.

## **PROPERTY RECORDS AND TAXPAYER SERVICES**

### **Recognition for Joanne Helm – 2009 Outstanding User from Manatron, Inc.**

The County Board recognized Joanne Helm, Taxation Division Manager, for being awarded the 2009 Outstanding User at the Manatron Tax User Group National Conference.

### **Private Sale of Tax Forfeited Land**

Commissioner Hegberg moved to adopt **Resolution No. 2009-134** as follows:

Resolution Approving the Basic Sale Price and Authorizing  
the Private Sale of the Attached 4 Parcels of Tax Forfeited  
Land to Adjacent Owners Through Sealed Bids

WHEREAS, the Washington County Board of Commissioners desires to bring these four (4) parcels of tax forfeited land back to the tax rolls; and

WHEREAS, the best way to achieve this goal is by selling these to the adjacent land owner; and

WHEREAS, the basic sale price of each parcel is set up according to the policy of tax forfeited property in Washington County.

BE IT HEREBY RESOLVED, that the basic sale price for each parcel appearing on the list of tax-forfeited land, be approved and the authorization to conduct a private sale to adjacent landowners by the Department of Property Records and Taxpayer Services be granted.

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BE IT FURTHER RESOLVED, that the terms of sale shall be for cash only, and that all sales shall be for full payment.

<u>Parcel ID</u>	<u>Municipality</u>
07.029.21.24.0107	Oakdale
20.031.21.41.0027	Hugo
20.032.21.11.0008	Forest Lake
17.028.21.11.0195	Woodbury

Commissioner Kriesel seconded the motion and it was adopted 5-0 with a roll call vote as follows: Yes, Commissioners Pulkrabek, Hegberg, Peterson, Weik, and Kriesel; No, none.

### **PUBLIC WORKS**

#### **Minnesota Department of Agriculture Grant Application**

Commissioner Pulkrabek moved to adopt **Resolution No. 2009-135** as follows:

##### Minnesota Department of Agriculture Grant Application

WHEREAS, Washington County desires to manage prairies, woodlands and wetlands in various county parks to enrich habitat and to improve water quality in lakes and rivers; and

WHEREAS, an appropriate method to obtain funding for habitat enrichment and water quality projects in parks is by grant application; and

WHEREAS, Washington County desires to make grant application to the Minnesota Department of Agriculture to develop a plan for controlling Emerald Ash Borer in county parks; and

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners authorizes the Director of Parks to make grant application to the Minnesota Department of Agriculture without further action by the County Board.

Commissioner Kriesel seconded the motion and it was adopted 5-0 with a roll call vote as follows: Yes, Commissioners Pulkrabek, Hegberg, Peterson, Weik, and Kriesel; No, none.

#### **Board of Water and Soil Resources Grant Application**

Commissioner Pulkrabek moved to adopt **Resolution No. 2009-136** as follows:

##### Board of Water and Soil Resources Grant Application

WHEREAS, Washington County desires to manage prairies, woodlands and wetlands in various county parks to enrich habitat and to improve water quality in lakes and rivers; and

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WHEREAS, an appropriate method to obtain funding for habitat enrichment and water quality projects in parks is by grant application; and

WHEREAS, the Board of Water and Soil Resources has grant opportunities for habitat restoration efforts; and

WHEREAS, the Washington Conservation District has technical expertise to design gully restoration projects; and

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners supports the Washington Conservation District's grant application to the Board of Water and Soil Resources for the development of an erosion control plan in St. Croix Bluffs Regional Park.

Commissioner Kriesel seconded the motion and it was adopted 5-0 with a roll call vote as follows: Yes, Commissioners Pulkrabek, Hegberg, Peterson, Weik, and Kriesel; No, none.

#### **Joint Powers Agreement – Rural Intelligent Transportation Systems Solutions**

Commissioner Pulkrabek moved to enter into a Joint Powers Agreement with the Minnesota Department of Transportation for participation in the evaluation of Rural Intelligent Transportation Systems Solutions. Commissioner Kriesel seconded the motion and it was adopted unanimously.

#### **GENERAL ADMINISTRATION**

Jim Schug, County Administrator, announced that the Board Workshop to hear a presentation from the Minnesota Department of Transportation on the Comprehensive Freight and Passenger Rail Plan has been postponed to a future date.

#### **H1N1 Flu Vaccination Clinics**

Lowell Johnson, Director of Public Health and Environment, announced that the county will be conducting three H1N1 flu vaccination clinics this Saturday, November 21 at the Government Center, and the Forest Lake and Cottage Grove Service Centers from 9:00 a.m. to 12:00. School children in Washington County between the ages of four and nine are eligible. A total of 4,000 vaccinations are available to be given. A majority of the vaccines they will be using are the flu mist vaccines.

#### **EXECUTIVE (CLOSED) SESSION**

The Board met in Executive (Closed) Session at 10:12 a.m. with the Public Works Department to discuss possible purchase of Appert parcel for inclusion into the Grey Cloud Island Regional Park. Present for the Executive Session were Commissioners Hegberg, Pulkrabek, Peterson, Weik, and

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Kriesel. Also present were Jim Schug, Molly O'Rourke, Don Theisen, John Elholm, Sharon Price, and Patricia Raddatz.

The Board reconvened at 10:40 a.m.

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

Commissioner Kriesel reported he attended the Mental Health Advisory Committee and the I-94 Corridor Coalition meetings. This weekend the Historic Courthouse will hold its Victorian Christmas event. This week he will attend the Plat Commission and the Minnesota Extension Committee meetings.

Commissioner Weik reported that she taped an outdoor safety segment as part of the County Insight cablecast. Last week she attended two services in honor of Veteran's Day. One was held in the morning at Woodbury High School where they held a flag folding ceremony with narrative which was very moving. In the afternoon she attended a brief service at the Woodbury Lion's Veteran's Memorial. Former Commissioner Dick Stafford emceed this event and announced that they are still selling pavers for the memorial. She attended the I-94 Corridor Coalition meeting last week. Met Council talked about transit in the region and Senator Saltzman gave a brief update on the Central Corridor and issues they are having with the University of Minnesota. The Woodbury Chamber has been added as an ex-officio member of the I-94 Corridor Coalition. Last week she attended a Yellow Ribbon meeting in Woodbury and was introduced to their new vice chair Mike Hughes, Director of Military Services at Globe College. She mentioned that Woodbury is looking at the City of Hugo's web site because they did a good job providing a link to their Yellow Ribbon Network and services. The City of Woodbury is considering a similar format. Yesterday she attended a Law Library Board of Trustees meeting which discussed after hour access policies. Last Friday she attended the inaugural train ride of the Northstar. She boarded the train at the Fridley station. It was a very interesting trip. The train travels at 79 miles per hour and it was a smooth ride. It only took 15 minutes to get into Minneapolis. She learned over the weekend about a service dog named Casey that is available to military families. She will bring that to the attention of the Woodbury Yellow Ribbon Committee, but also wanted to bring it to the attention of Chief Deputy Mike Johnson and others to be aware of this. She plans on attending a Board of Water and Soil Resources meeting this evening regarding a petition that was presented to BWSR dealing with watershed boundary lines.

Commissioner Hegberg attended the Public Employees Retirement Association meeting and the Minnesota Counties Insurance Trust. He went to the Northstar event held at the Target Field station. He commented that last week the watersheds held a workshop with the County Board. He asked staff to pay particular attention to watershed district plan amendments because that is where the money is being spent. The other comment was the phosphorous discussion. He is concerned because a lot of impaired

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waters are naturally impaired, especially in his area where there are shallow lakes and ponds, because of the geese and other wildlife. When they look at how much it costs to remove the phosphorous, a good point is how much it costs per ton to get it out because he does not know if it is affordable to make the waters totally unimpaired. He complimented staff for the work done on the CR 83 overpass. They made the deadline to receive Federal stimulus dollars for that project. He announced that Marlyce Lee, manager of the Wildwood Branch Library, will retire after 31 years of service. A reception will be held for her this Saturday, November 21.

Commissioner Pulkrabek asked that a congratulatory letter be sent to Patty Phillips, Superintendent of North St. Paul-Maplewood-Oakdale School District 622 for being named the 2010 Minnesota Superintendent of the Year. He will be reviewing with the County Administrator after the Board meeting suggestions he has for budget reductions. He will send out his list to the other Commissioners by the end of this week or early next week.

Commissioner Peterson reported that Swede Nelson, former County Commissioner from Hubbard County passed away. She will send a card to his family from the County Board. Last Saturday the Park Grove Library building celebrated its 25<sup>th</sup> Anniversary. There has been a library in Cottage Grove for 40 years. Yesterday she attended the Transportation Alliance Legislative meeting. She believes it is important that in groups that focus on transportation that the Board members bring to the table various policy questions about transportation. Yesterday she brought up a number of issues about rail. She will be taping County Insight this afternoon. She will attend the Counties Transit Improvement Board meeting tomorrow and will be attending the Minnesota Inter-County Association meeting on Wednesday and the Metropolitan Mosquito Executive Commission on Thursday. She asked that a letter of congratulations be sent to Representative Phyllis Kahn who was awarded the 2009 Public Officials of the Year by Governing Magazine. She also acknowledged that Senator Saltzman and Senator Gen Olson were given national recognition for their support of literacy programs for early childhood and would like a letter sent to them also. Last Friday night, she and Natalie Sims were awarded Civic Leader awards from Senate District 57.

### **BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

### **ADJOURNMENT**

There being no further business to become before the Board, Commissioner Pulkrabek moved to adjourn, seconded by Commissioner Weik and it was adopted unanimously. The Board meeting adjourned at 11:05 a.m.

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**REGIONAL RAILROAD AUTHORITY WORKSHOP WITH PUBLIC WORKS**

The Regional Railroad Authority met in workshop session with the Department of Public Works to review the Counties Transit Improvement Board November 18 meeting agenda. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Peterson, Weik, and Kriesel. Also present were Jim Schug, Molly O'Rourke, Don Theisen, Ted Schoenecker, Wayne Sandberg, and Harley Will.

**BOARD WORKSHOP WITH INFORAMTION TECHNOLOGY**

The Board met in workshop session with the Department of Information Technology to review the status of Geographic Information Systems Services. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Peterson, Weik, and Kriesel. Also present were Jim Schug, Molly O'Rourke, Mjyke Nelson, Kevin Corbid, Kay McAloney, Harley Will, Don Theisen, and Mike Welling.

Myra Peterson, Chair  
County Board

Attest:

James R. Schug  
County Administrator

