

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**MAY 12, 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 Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Doug Johnson, County Attorney; Dan Papin, Community Services Director; Patrick Singel, Community Services Division Manager; Cindy Rupp, Community Services Division Manager; Josh Beck, Associate Planner; Don Theisen, Public Works Director; Wayne Sandberg, Deputy Public Works Director; John Elholm, Parks Director; Cory Slagle, Transportation Manager; Sheriff Bill Hutton, Chief Deputy Sheriff Mike Johnson; Lowell Johnson, Director of Public Health and Environment; Tom Adkins, Community Corrections Director; Kevin Corbid, Director of Property Records and Taxpayer Services; Mjyke Nelson, Information Technology Director; and David Brierley, Public Information Coordinator.

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

1. Approval to appoint Amy Rostron-Ledoux to the Mental Health Advisory Council to a first term expiring December 31, 2011.
2. Approval of a Needs Determination for expanding the licensed capacity of Phoenix Alternatives, a Day Training and Habilitation Program serving adults with developmental disabilities from 40 persons to 50 persons.
3. Approval to accept a \$635 donation from the Washington County United Veterans Council into the Washington County Veterans Service Office Emergency Assistance fund.
4. Approval of contract with Bonestroo for preliminary and final bridge design engineering services for the Hardwood Creek Regional Trail overpass at Broadway Avenue (CSAH 2) in the City of Forest Lake for a cost not to exceed \$96,264.
5. Adoption of **Resolution No. 2009-046** as follows:

Bid Rejection – Technical Services for Modular Furnishings

WHEREAS, in order to provide for technical services for modular furnishings located at the various county facilities, the county solicited bids for this service; and

WHEREAS, bids were opened on April 14, 2009 with only one bid proposal received; and

WHEREAS, rejection of the bid will allow staff to solicit additional competitive quotes for the comparison and evaluation of services; and

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners rejects the bid for Technical Services for Modular Furnishings.

6. Bids were received for cracksealant on various county roads for 2009 as follows:

<u>Bidder</u>	<u>Total Bid</u>
Expert Driveways, Inc.	\$72,750.00
Hardline Asphalt, Inc.	\$97,500.00
Precision Sealcoating, Inc.	\$112,125.00
Fahrner Asphalt Sealers	\$136,500.00
Asphalt Surface Technologies	\$159,750.00
American Pavement Solutions	\$171,750.00

Adoption of **Resolution No. 2009-047** as follows:

Bid Award for Crackseal Provision and Application on County Roads for 2009 to Expert Driveways, Inc.

WHEREAS, in order to complete road maintenance during 2009 on county roads to fill cracks in highway surfaces, the county solicited bids for the project; and

WHEREAS, bids were opened on April 30, 2009, with Expert Driveways, Inc. being the lowest responsible bidder; and

NOW, THEREFORE, BE IT RESOLVED, that the bid of Expert Driveways, Inc. be accepted and the county enter into a contract with Expert Driveways, 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 Expert Driveways, Inc. 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 compliance with all bid specification requirements and approval as to form by the Washington County Attorney’s office.

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7. Approval to accept a donation from the staff at Prosperan Bank in the amount of \$115 to be used toward expenses for the K-9 Unit.
8. Approval to enter into a Joint Powers Agreement with the State of Minnesota, Commissioner of Public Safety, Bureau of Criminal Apprehension for investigative overtime reimbursement, training and equipment in combating the exploitation of children.

The foregoing Consent Calendar was adopted unanimously.

### **SHERIFF'S OFFICE**

Commissioner Hegberg moved to adopt **Resolution No. 2009-048** as follows:

#### Recognizing Law Enforcement Memorial Day and Law Enforcement Memorial Week in Washington County

WHEREAS, the peace officers of America have worked devotedly and selflessly on behalf of the people of this Nation, regardless of the peril or hazard to themselves; and

WHEREAS, these officers have safeguarded the lives and property of their fellow Americans; and

WHEREAS, by the enforcement of our laws, these same officers have given our country internal freedom from fear of the violence and civil disorder that is presently affecting other nations; and

WHEREAS, these men and women by their patriotic service and their dedicated efforts have earned the gratitude of the citizens of Washington County; and

WHEREAS, on May 15, 2009 the Washington County Sheriff's Office holds an annual Memorial Ceremony recognizing fallen Correctional and Law Enforcement Officers at the Historic Courthouse.

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners hereby proclaim the week of May 10 – May 16, 2009 as Law Enforcement Memorial Week in Washington County and extends its appreciation and thanks to the dedicated Law Enforcement Community for the vital contribution they make to public safety and the well being of our citizens.

Commissioner Kriesel seconded the motion and it was adopted unanimously.

Sheriff Hutton noted that the U.S. Department of Justice, Division of Alcohol, Tobacco, and Firearms, presented a national award for the Sheriff's work on the Bever case, the Lake Elmo shooting that occurred in May of 2003. They recognized the Washington County Sheriff's Office, the Minnesota Bureau of Criminal Apprehension, and the Minneapolis Police Department for the work on that case.

**METROPLITAN COUNCIL**

Commissioner Hegberg moved to adopt **Resolution No. 2009-049** as follows:

Supporting the Regional Parks Foundation of the Twin Cities and Appointing John Elholm, Parks Director, to the Foundation Board of Directors

WHEREAS, Washington County is an Implementing Agency of the Metropolitan Regional Parks and Open Space System; and

WHEREAS, the Metropolitan Regional Parks and Open Space System includes approximately 53,000 acres, 49 regional parks and park reserves, 6 special recreation features, 29 regional trails, and has more than 33 million visits; and

WHEREAS, the 2030 Regional Parks Policy Plan identifies approximately 17,000 acres of additional land to complete the system; and

WHEREAS, the total cost for acquisitions is estimated at approximately \$193 million; and

WHEREAS, partnerships with the private sector is key in achieving the vision established in the 2030 Regional Parks Policy Plan;

NOW THEREFORE BE IT RESOLVED that the Washington County Board of Commissioners, hereby supports the Regional Parks Foundation of the Twin Cities.

BE IT FURTHER RESOLVED that John Elholm, Washington County Parks Director, be appointed to the Regional Parks Foundation of the Twin Cities Board of Directors to represent Washington County.

Commissioner Pulkrabek seconded the motion and it was adopted unanimously.

Commissioner Pulkrabek left the meeting at 9:32 a.m.

**COMMUNITY SERVICES**

Josh Beck, Associate Planner, presented an overview of the 2009 Community Development Block Grant (CDBG) and Home Investment Partnership Program (HOME) Annual Action Plan. Staff and the Community Development Block Grant Citizen Advisory Committee propose the following uses of CDBG and HOME Funds: Twin Cities Habitat for Humanity Retreat at Garden Gate II, \$350,000; Washington County HRA Raymie Johnson Townhomes, \$133,012; Granada Lakes Limited Partnership Granada Lake Estates, \$200,000; Washington County Housing and Redevelopment Authority Housing Reinvestment Initiative, \$100,000; Washington County Public Services, \$120,506; and Administration, \$164,772; for a total of \$1,068,290.

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Commissioner Kriesel moved to approve the 2009 Community Development Block Grant and Home Investment Partnership Program Annual Action Plan as presented. Commissioner Weik seconded the motion and it was adopted unanimously; Commissioner Pulkrabek absent.

## **PUBLIC WORKS**

### **Amendment to Agreement with Appollo Systems for Courtroom Audio/Video Technology**

Commissioner Hegberg moved to approve an amendment to the agreement with Appollo Systems for Courtroom Audio/Video Technology of the 2025 Campus Improvements resulting in a savings of \$39,651; and, authorizes the execution by the Board Chair and County Administrator. Commissioner Weik seconded the motion and it was adopted unanimously; Commissioner Pulkrabek absent.

### **Agreement with the Minnesota Department of Transportation for the CSAH 18 Reconstruction Project in the City of Afton**

Commissioner Kriesel moved to adopt **Resolution No. 2009-050** as follows:

Federal Participation in Advance Construction for  
SP 82-618-11; MP STPX 8209 (128) for  
CSAH 18 in the City of Afton

BE IT RESOLVED, that pursuant to Minnesota Stat. 161.36, the Commissioner of Transportation is appointed as Agent of Washington County to accept as its agent, federal aid funds which may be made available for eligible transportation related projects;

BE IT FURTHER RESOLVED, that the Board Chair and County Administrator are hereby authorized and directed for and on behalf of the county to execute and enter into an agreement with the Commissioner of Transportation prescribing the terms and conditions of said federal aid participation as set forth and contained in "Minnesota Department of Transportation Agency Agreement No. 94599, a copy of which said agreement was before the County Board and which is made a part hereof by reference.

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

Commissioner Pulkrabek returned at 9:45 a.m.

## **GENERAL ADMINISTRATION**

Molly O'Rourke, Deputy Administrator, presented a legislative update as follows: the Governor has vetoed the tax bill for a second time because of major sticking points which include, refinancing of the debt service

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with 20 year appropriation bonds, the potential delay of K-12 payments to the school districts, and what, if any, state taxes should be increased; the Loffler bill, which would have shifted property taxes to other counties to offset Human Service costs, has now changed to a study with a report due back to the legislature next year; elimination of the truth-in-taxation hearing requirement and the advertising of that; there is a two-year moratorium on implementing any new maintenance of efforts of matching fund requirements in the tax bill; the environment bill has passed and includes a prohibition on the disposal of yard waste in non-compostable bags in the metropolitan area only; the economic development bill was vetoed by the Governor due to the loan forgiveness provision for the City of St. Paul and the hockey arena, but the bill has been revised to delete that reference and is likely to be approved; the Transportation Finance bill has been signed by the Governor; the Capital Bonding bill has not been finalized; the Public Safety and Correction bill has a final agreement between the Senate and House, but the Governor still has some concerns; it appears that the short-term offender transfer will end as of June 30; there is a loss of funding for the eight-day hold for juvenile facilities; the county correction act grants are cut by about \$2 million; the courts and public defender cuts were 1% and there are significant amounts of fee increases in the courts area; the Health and Human Services bill has reached agreement within the Conference Committee but the Governor is expected to veto it; and the bill does eliminate the broker in the metro area for transportation access services.

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

Commissioner Kriesel reported on the Counties Transit Improvement Board meeting held last week which discussed the financial study and long term transit investment. He attended the national prayer breakfast in Stillwater. He attended the Metropolitan Energy Policy Coalition which discussed alternative energy. This week he has the Mental Health Advisory Committee. He also has the Planning Advisory Commission on Wednesday. He will be out of town on Thursday and Friday.

Commissioner Weik attended the Counties Transit Improvement Board as an alternate. She attended a meeting for an update on the progress with 4-H supporters. She reported their objective is to secure annual funding to offer 4-H in Washington County and to grow their membership. The I-94 Corridor Commission met last week to receive State and Federal legislative updates, review the Joint Powers Agreement, and an update on the corridor studies. Last weekend was the Annual Lions Woodbury Garage Sale. She noticed from the Pioneer Press an article about 10 locations in the Twin Cities that are on the most endangered historic places list and it included the Rock Island Swing Bridge. This week she has the Association of Minnesota Counties Futures Committee on Wednesday and Thursday. She will be taping the County Insight this afternoon. She will attend the Law Enforcement Memorial on Friday.

Commissioner Hegberg reported he met with Forest Lake to discuss roundabouts. The Minnesota Counties Insurance Trust met last Friday. There is a special assessment for the worker's compensation fund and it is a significant amount of money. The group has asked the Commerce Commissioner to spread that out over several years. Last night the City of Forest Lake voted to join the Transit Taxing District. He will attend

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the Community Action Partnership tomorrow afternoon and Public Employees Retirement Association on Thursday. He will also attend the Sheriff's Law Enforcement Memorial on Friday.

Commissioner Peterson reported she attended the Counties Transit Improvement Board meeting last week. Several policy issues will have to be discussed at the next meeting and decisions will need to be made in June. One is the 3% return of funds to Washington County that would go to 2014. The other policy issue to be discussed in June is passenger rail funding. The high speed rail joint powers board met in Red Wing last week. The energy in the room was exciting. The Minnesota Pollution Control Agency continues to have several meetings with citizens in the southern part of Washington County regarding the commercial burn facility. She mentioned that the Cottage Grove National Guard Medical Unit is being deployed and there will be an event at 2:00 today.

#### **BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

#### **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. The Board meeting adjourned at 10:04 a.m.

Myra Peterson, Chair  
County Board

Attest:

Molly F. O'Rourke  
Deputy Administrator

