

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
NOVEMBER 9, 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, Kriesel, Pulkrabek, Peterson, and Weik. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Doug Johnson, County Attorney; Meredith Magers, Assistant County Attorney; Lowell Johnson, Director of Public Health and Environment; Sue Hedlund, Deputy Director of Public Health and Environment; Judy Hunter, Senior Program Manager; Jeff Travis, Program Manager; Adam Frederick, Environmental Coordinator; Don Theisen, Public Works Director; Wayne Sandberg, Deputy Public Works Director; Ted Schoenecker, Transportation Manager; Greg Wood, Building Services Manager; Mjyke Nelson, Information Technology Director; Barbara Fritsche, Information Technology Supervisor; Patricia Conley, Library Director; Kay McAloney, Human Resources Director; Dan Papin, Community Services Director; Kevin Corbid, Director of Property Records and Taxpayer Services; Tom Adkins, Community Corrections Director; Sheriff Bill Hutton; 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 Kriesel moved, seconded by Commissioner Peterson to adopt the following Consent Calendar:

1. Approval of the October 19, 2010 Board meeting minutes.
2. Approval to appoint Sheridan Hawley, Hugo, to the Community Corrections Advisory Board to fill an unexpired term to December 31, 2011.
3. Adoption of **Resolution No. 2010-153** as follows:

Resolution of Appreciation - Mayor Bill Hargis  
Upon His retirement as Mayor of Woodbury

WHEREAS, Bill Hargis has served Woodbury as a tireless and committed public servant in the office of Mayor since 1993; and

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WHEREAS, Mayor Bill Hargis will retire Dec. 31, 2010, from the post he has held for 17 years, as the fourth mayor of the city since its incorporation in 1967; and

WHEREAS, during Mayor Hargis' tenure, the city of Woodbury's population has nearly tripled; retail offerings have increased dramatically; a major sports center was built; a new hospital opened; a continued partnership with Washington County resulted in locating the county's Environmental Center in Woodbury; the city hall was remodeled to provide space to serve the growing population; groundwater and watershed management issues were faced and resolved; and planning for improvements in transportation in the east metro was undertaken; and

WHEREAS, Mayor Hargis established a citywide strategy for balanced growth in Woodbury, and encouraged by example Woodbury's City Council and City officials to lead effectively in a stable manner; and

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners acknowledges with grateful appreciation Mayor Bill Hargis' many contributions of public service to the residents of the City of Woodbury; and,

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners heartily commends Mayor Hargis upon his retirement as Mayor of Woodbury and hereby proclaims Nov. 15, 2010, as "Mayor Bill Hargis Day in Washington County."

4. Approval to renew service agreement with Frank Madden & Associates for labor relations consultant services through December 31, 2011.
5. Approval to renew contract to purchase software licensing, maintenance, and support from TSG Server and Storage for the county's IBM iSeries servers through August 26, 2011.
6. Approval of Washington County Library holiday and training closure schedule for 2011.
7. Approval to accept a grant from the Minnesota Historical Society in the amount of \$4,452 to Washington County Library in support of the project "First Minnesota: Commemorating the 150<sup>th</sup> Anniversary of the 1<sup>st</sup> Minnesota Volunteer Infantry."
8. Approval to update Property Taxation County Polices #4011 Abatement, #4004 Tax Increment Financing, and #4006 Economic Development Tax Abatement; and delete County Policy #4002 Deed Tax.
9. Adoption of **Resolution No. 2010-154** as follows:

Approval of 2010 Minnesota Bureau of Criminal  
Apprehension Master Joint Powers Agreement

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BE IT RESOLVED, that the Washington County Sheriff's Office is authorized to enter into the 2010 State of Minnesota, Criminal Justice Agency Master Joint Powers Agreement between the Minnesota Department of Public Safety, Bureau of Criminal Apprehension and the Washington County Sheriff's Office.

BE IT FURTHER RESOLVED, that Washington County Sheriff, William M. Hutton, is hereby authorized to execute and sign this JPA agreement and any amendments thereto, as are necessary to implement this Agreement on behalf of the Washington County Sheriff's Office.

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

## **PUBLIC WORKS/PUBLIC HEALTH AND ENVIRONMENT**

### **Enhanced Energy Efficiency Program Pilot Screening Phase Agreement**

Greg Wood, Building Services Manager, presented a brief overview of the Public Buildings Enhanced Energy Efficiency Program Pilot (PBEEEP) which was created in 2009 and is funded by the Federal Department of Energy and the Minnesota Department of Commerce, Office of Energy Security. PBEEP addresses energy efficiency in public buildings across Minnesota through a targeted re-commissioning and retrofit focus. The PBEEEP program is administrated by the Center for Energy and Environment and has selected Washington County to participate in the pilot phase for local government units. The screening phase of the pilot project is 100% funded by PBEEEP and there is no commitment required by the county to continue to the next phases.

Commissioner Peterson moved authorization to enter into the Public Buildings Enhanced Energy Efficiency Program Pilot Screening Phase Agreement with the Center for Energy and Environment through the signatures of the Washington County Board Chair and the Washington County Administrator without further action of the County Board conditioned upon compliance with all specified requirements and approval as to form by the Washington County Attorney's office. Commissioner Kriesel seconded the motion and it was adopted unanimously.

### **County Energy Plan Committee Process**

Judy Hunter, Senior Program Manager, stated that in 2009 the county was awarded an Energy Efficiency Conservation Block Grant through federal stimulus funds. An approved use of those funds was to develop a County Energy Plan. The energy plan would help: reduce energy costs, save money, reduce use of county resources; focus first on areas with the most potential for cost savings; increase organizational capacity to manage energy programs; create a framework for future decision-making on energy issues; and

establish an energy tracking system. The county would hire a consultant to assist with educating an energy taskforce by identifying topics/issues and providing background; assist with developing meeting materials; develop description of existing energy system/efforts; help write the county energy plan; and facilitate five meetings. Ms. Hunter stated that the consultant selection will begin in November or December, with committee work to begin in January 2011 and continue through June 2011.

### **PUBLIC WORKS**

Commissioner Kriesel moved to adopt **Resolution No. 2010-155** as follows:

#### Resolution Supporting the Issuance of Bonds by the Counties Transit Improvement Board

WHEREAS, Washington County entered into a joint powers agreement to become a member of the Counties Transit Improvement Board (CTIB) on April 1, 2008; and

WHEREAS, CTIB adopted a Transit Investment Framework on May 19, 2010 that includes the preparation of the Annual Financial Review and Capacity Estimate; and,

WHEREAS, the Transit Investment Framework provides for funding of Washington County transitway capital improvements and operating costs; and,

WHEREAS, CTIB has estimated that \$88,700,000 in revenue will be generated for 2011; and,

WHEREAS, CTIB will make available \$132 million for grants to meet its operating and capital funding commitments in 2011 and up to a maximum of \$18 million for capital grants to specific corridors to accelerate transitway development; and,

WHEREAS, Washington County is guaranteed three percent of the total estimated revenue generated for each of the years 2010-2013; and,

WHEREAS, CTIB has identified the need to issue \$110,000,000 in bonds to provide sufficient cash flow for its funding commitments and identified capital projects in 2011 and 2012; and,

WHEREAS, at its November meeting, CTIB will be requesting action for approval of a resolution to issue bonds.

NOW THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners supports CTIB's issuance of bonds in the amount of \$110,000,000 and directs its member representatives on CTIB to vote in favor of the requested action at CTIB's November meeting.

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

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Mayor Bill Hargis, City of Woodbury, introduced the Mayor-Elect for Woodbury, Mary Giuliani-Stephens, and spoke in support of the Counties Transit Improvement Board bonding.

Commissioner Weik stated she supported this resolution. The Board has looked at not having a seat at the Counties Transit Improvement Board. An item that came to light was that if Washington County reversed the ¼ cent sales tax, there was a provision in the contract from April of 2008 that said Washington County would still have to collect the sales tax from business and taxpayers for up to four years. So she feels there is no immediate benefit to reverse the ¼ cent sales tax.

### **PUBLIC HEALTH AND ENVIRONMENT**

Commissioner Peterson moved to approve an agreement between Washington County and Clean Harbors Environmental Services for household hazardous waste management services. Commissioner Weik seconded the motion and it was adopted unanimously.

### **GENERAL ADMINISTRATION**

Commissioner Peterson moved to adopt **Resolution No. 2010-156** as follows:

#### Urging the Association of Minnesota Counties to Include Several Positions in Their 2011/2012 Platform

WHEREAS, the Association of Minnesota Counties (AMC) mission is to assist in the provision of effective county governance for the people of Minnesota; and

WHEREAS, Washington County is a long standing member in AMC; and

WHEREAS, each year AMC adopts policy positions to advance their mission; and

WHEREAS, the Washington County Board of Commissioners adopts an annual legislative agenda that contains policy positions specific to Washington County; and

WHEREAS, several policy positions held by the Washington County Board of Commissioners have statewide impact;

NOW THEREFORE BE IT RESOLVED that the Washington County Board of Commissioners urges AMC to include the following policy positions in their 2011/2012 platform:

- Support for the creation of a statewide study commission to make recommendations on a long term funding model for the University of Minnesota Extension 4-H program;
- Support for reforming metropolitan governance and transit governance to assure that taxing authority rests with elected officials and that the metropolitan governance region adequately reflects the service or impact area, and that representation is balanced throughout the region;

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- Support for comprehensive redesign of water management at the state and local levels to achieve greater efficiency and effectiveness, less duplication and overlap, and more holistic and integrated management of ground water and surface water;
- Support for modifying the AMC position on Local Government Revenues and Expenditures to include greater flexibility for counties to use sales tax revenue to diversity revenue streams in order to reduce reliance on the property tax to fund county operations and state mandated services. Any sales tax revenues raised for the purpose of funding state financial commitments to counties, including grants, aids and credits, should be enacted in a uniform basis on the state level; and
- Support for including “public works facility” in the list of eligible Capital Improvement Bond projects under M. S. 373.40.

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

Joel Dunning, Wold Architects and Engineers, presented publicity that the new Courthouse has garnered through the National Center of State Courts which was included in a ten year retrospective of courthouse design from 2001 through 2010. He presented the Board with a copy of that book.

Jim Schug, County Administrator, announced that on December 3 and 4 there will be tours of the new Courthouse and Board Room.

Mr. Schug announced that Wayne Sandberg, Deputy Public Works Director, recently received an Engineer of the Year award from the Towards Zero Deaths program. This program works towards zero traffic deaths in the State of Minnesota.

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

Commissioner Hegberg reported on the public hearing for Judicial Ditch 2 that was held last evening. The Department of Natural Resources had placed a dam in Judicial Ditch 2 a number of years ago and it has been controversial in Hugo, because the ditch does serve about 50 to 60% of Hugo’s drainage. He also attended the Canvass Board meeting yesterday and it appears that the election equipment did a good job.

Commissioner Kriesel reported on the Yellow Ribbon Rally that was held at the Prom Center last evening. It was well attended and a great success. He attended the Metropolitan Energy Policy Coalition last week. They heard a presentation by Xcel Energy and others regarding electric cars, the efficiencies and how fast that technology is changing. Last Sunday he attended the Trinity Church celebration for Red Bulls Day. He expressed his best wishes to Oak Park Heights Mayor Dave Beaudet who is undergoing open heart surgery today.

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Commissioner Weik reported she attended the Association of Minnesota Counties Futures meeting. This group has started a new focus where they will try to prepare counties for possible cuts during the 2011 and 2012 legislative session including: change movements; downsizing; effective elections; and alignment with state government. She attended the Woodbury Chamber morning coffee at Woodbury Middle School and attendees were offered the opportunity to sit in on science classes to see how they are utilizing technology to advance learning. She also attended the Yellow Ribbon Rally that was held at the Prom Center last evening.

Commissioner Pulkrabek reported that he attended the third annual Oakdale-Lake Elmo Prayer Breakfast this morning, it was well attended. Today at 4:00 p.m. he will be meeting with the Boy Scout Troop from Woodbury at the Government Center for a tour. He asked the County Attorney when campaign lawn signs need to be removed; and if an election has not been decided do those signs still need to come down.

George Kuprian, Assistant County Attorney, stated all signs need to be taken down and he is not sure what the time period is.

Commissioner Pulkrabek reported on the Business Professional Association meeting where they viewed a video from the State Patrol showing youths what could happen if they drink and drive or text and drive. It was actual footage from Minnesota crashes and it was very graphic and effective. He also asked that the Board Secretary read into the record the resolution adopted on today's Consent Calendar acknowledging Woodbury Mayor Bill Hargis on his retirement. The resolution was read into the record.

Commissioner Hegberg announced that he was handing out Commissioner Awards to Mayor Mary Wingfield, City of Birchwood; Mayor Dennis Seefeldt, City of Scandia; Mayor Stev Stegner, City of Forest Lake; and Councilman Bo Bogotty, City of Forest Lake.

Commissioner Kriesel announced he also had Commissioner Awards for Mayor Jonathan Nowaczek, City of Bayport; Mayor Julie Lambert, City of Lake St. Croix Beach; and Mayor Gary Williams, City of St. Mary's Point.

#### **BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

#### **ADJOURNMENT**

There being no further business to come before the Board, Commissioner Kriesel moved to adjourn, seconded by Commissioner Peterson and it was adopted unanimously. The Board meeting adjourned at 10:38 a.m.

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Bill Pulkrabek, Chair  
County Board

Attest:

James R. Schug  
County Administrator