

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
AUGUST 24, 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, Peterson, and Weik. Commissioner Pulkrabek absent. Board Vice Chair Kriesel presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; Linda Krafthefer, Assistant County Attorney; Doug Johnson, County Attorney; Don Theisen, Public Works Director; Ted Schoenecker, Transportation Manager; Greg Wood, Building Services Manager; Jim Lindner, Assistant Building Services Manager; Sheriff Bill Hutton; Chief Deputy Sheriff Mike Johnson; John Haugen, Assistant Jail Administrator; Kevin Corbid, Director of Property Records and Taxpayer Services; Lowell Johnson, Director of Public Health and Environment; Sue Hedlund, Deputy Public Health and Environment Director; Mjyke Nelson, Director of Information Technology; Sandy Hahn, Deputy Community Corrections Director; Dan Papin, Community Services Director; and Yvonne Klinnert, Public Information Coordinator II.

The Board recited the Pledge of Allegiance.

**COMMENTS FROM THE PUBLIC**

Ronald Lamberg, 6357 Oakgreen Avenue South, Hastings – Mr. Lamberg asked for information on easements. He noted that due to recent rains, part of his driveway and easement washed out near the property at 6371. As he attempted to fix that portion of the road, the property owner barricaded that part of the easement so he was not able to fix that portion of the road. He has talked to that property owner, and the property owner believes he owns that property to the road, and does not believe that Mr. Lamberg's right as a property owner of the easement can fix that portion of the road. His neighbor has put up metal spikes so if someone attempted to drive on that portion it would ruin the tires. Mr. Lamberg stated he fixed the portion of the road he could, but believes the other portion needs to be fixed because it is eroding away. He has talked to an attorney who stated he is within his rights to fix that portion of the road, but he wishes to avoid a confrontation with the neighbor. He asked for any guidance the Board could provide on easements.

Jim Schug, County Administrator, suggested that he talk with the Survey/Land Management Division of Public Works, to review the property issue and where the road alignment is to avoid legal action. He directed him to Don Theisen, Public Works Director who is in the back of the room.

**CONSENT CALENDAR**

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

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1. Approval of the August 10, 2010 Board meeting minutes.
2. Approval of three 2010 Community Development Block Grant and Home Investment Partnership Program funding agreements.
3. Approval and execution by Board Chair and Administrator of contract with Contract Pharmacy Services, Inc. for the purchase of pharmaceuticals for jail inmates.
4. Adoption of **Resolution No. 2010-120** as follows:

Final Payment to United States Mechanical, Inc. for  
the Law Enforcement Center Automated Water Control System  
Replacement Project

WHEREAS, the Washington County Board of Commissioners, on May 26, 2009, approved a bid award to United States Mechanical, Inc. and signed a contract with said company for the completion of the Law Enforcement Center Automated Water Control System Replacement Project; and

WHEREAS, United States Mechanical, Inc. has satisfactorily completed all work in accordance with the terms and conditions of the contract; and

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners authorizes that United States Mechanical, Inc. be paid in full for said contract work in the remaining amount due of \$18,091.50

5. Approval of Change Order #15 to contract with Century Construction Company as part of the 2025 Government Center Campus improvements project in the amount of \$53,506.
6. Approval of Change Order #8 to contract with Paul's Architectural Woodcraft Company as part of the 2025 Government Center Campus improvements project in the amount of \$20,653.
7. Approval of Change Orders #14 and #15 to contract with Commercial Drywall, Inc. as part of the 2025 Government Center Campus improvements project in the amount of \$31,989.20 and \$6,875.84 respectively.
8. Approval of Change Order #1 to the County State Aid Highway 7 bituminous overlay project contract with Hardrives, Inc.
9. Adoption of **Resolution No. 2010-121** as follows:

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Lease Agreement Extension with the  
Gisela K. Lee Trust for the Rosalie E. Wahl  
Branch Library in Lake Elmo

WHEREAS, Washington County entered into a lease agreement with the Gisela K. Lee Trust on August 10, 2005 for the space occupied by the Rosalie E. Wahl Branch Library located at 3479 Lake Elmo Avenue in the City of Lake Elmo; and

WHEREAS, the term of said lease agreement expires on August 31, 2010; and

WHEREAS, the County of Washington and the Gisela K. Lee Trust wish to extend the term of said lease agreement to December 31, 2011 through the execution of Amendment 2 to Lease #3282; and

WHEREAS, Gisela K. Lee and Merle Jack Lee, co-trustees of the Gisela K. Lee Trust, have approved and signed said Amendment 2 to Lease #3282; and

NOW, THEREFORE BE IT RESOLVED, that Amendment 2 to Lease #3282 between the County of Washington and the Gisela K. Lee Trust be executed through the signatures of the Chair of the Washington County Board of Commissioners and Washington County Administrator without further action of the County Board conditioned upon compliance with all lease specifications, requirements, and approval as to form by the Washington County Attorney's office.

10. Adoption of **Resolution No. 2010-122** as follows:

Amendment to Trunk Highway 61 Detour Agreement  
with Minnesota Department of Transportation

IT IS RESOLVED that Washington County enter into Amendment to Mn/DOT Agreement No. 95973 with the State of Minnesota, Department of Transportation for the following purposes:

To provide for payment by the State to the County for the use of County State Aid Highway No. 21 (St. Croix Trail) from Trunk Highway No. 10 northerly for 3.10 miles to County Road No. 78 (110<sup>th</sup> Street South), and on County Road No. 78 (110<sup>th</sup> Street South) from County State Aid Highway 21 (St. Croix Trail) westerly for 2.8 miles to Trunk Highway No. 95 as a detour route during the unbonded concrete overlay and drainage repair construction and other associated construction to be performed upon, along and adjacent to Trunk Highway No. 61 from U.S. 61/10 South intersection to 70<sup>th</sup> Street under State Project No. 8205-111 (T.H. 61=003).

IT IS FURTHER RESOLVED that the County Board Chair and County Administrator are authorized to execute the Amendment to the Agreement.

11. Approval of Change Orders #1, #2 and #3 to the County Road 83 bridge overpass construction contract with Robert R. Schroeder Construction, Inc.

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The foregoing Consent Calendar was adopted 4-0 with a Roll Call vote as follows: Ayes, Commissioners Hegberg, Peterson, Weik, and Kriesel; Nays, none; Commissioner Pulkrabek absent.

### **GENERAL ADMINISTRATION**

Mr. Schug updated the Board on one item. Last week Commissioner Weik mentioned that the Minnesota Inter-County Association (MICA) is planning its election year forums with legislators and candidates to discuss county issues prior to the legislative session. Washington County has indicated that it would be interested in hosting one of those sessions. The county is currently working with the staff from MICA to plan a session in late September in the County Board Room. The meetings usually start at 6:00 or 6:30 and run for a couple of hours. It is moderated by Keith Carlson, MICA Executive Director.

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

Commissioner Weik reported she attended a 2010 Community Partner Recognition dinner, an event held by the Globe Education Network. The keynote speaker was U.S. Representative John Kline. She congratulated Globe Network on 125 years of providing education and community service. She thought there might be a possibility of the county partnering with their Department of Service Learning. They promote community service projects for their students. She will pass the Network manager's name on to the Community Services department to have even more volunteers.

Commissioner Weik attended the Counties Transit Improvement Board meeting. She reported that they discussed an application for a Sustainable Communities Regional Planning HUD grant resolution of support. There was a lot of excitement regarding this grant because it would bring about the ability to develop a transit orientated development, grow communities, increase commerce, and it would touch on all aspects of development, for communities, businesses and families. The grants will be awarded in October. Commissioner Weik noted that Woodbury Days starts on Friday of this week, August 27 and runs through Sunday.

Commissioner Peterson reported on the Counties Transit Improvement Board (CTIB) meeting. The exciting part of the meeting was that Metropolitan Council presented a check to CTIB in the amount of \$1.2 million. The Met Council had success in operations and gave the excess back to CTIB. They continued discussion about bonding. Washington County presented its case and their concerns. The county was told it ought to make a decision on what it wants to do. Commissioner Peterson attended a meeting with the Chamber of Commerce where they presented the Red Rock Station Planning. Last week she met with the Legislative Auditors for two hours. Commissioner Peterson has been asked to be an alternate to the Collaborative Council. This is an organization by the State Auditor and involves cities, counties, and school districts. She will attend that meeting on August 26. She also announced

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that the Board will not have a meeting next week, but will be holding a retreat at the Forest Lake Service Center.

Commissioner Hegberg reported that last week he attended the Association of Governmental Risk Pools (AGRIP) conference. He also attended the Minnesota Counties Intergovernmental Trust (MCIT) meeting. A flyer went out about Joint Powers, but the MCIT was not included. Someone was going to contact the Legislative Auditor and talk about that. There was also a special meeting on the appeal of the Community Action Programs where MCIT declined to continue to provide them coverage. Tomorrow he will be going to St. Cloud to attend the Association of Minnesota Counties Revenue discussion.

Commissioner Kriesel attended the I-94 Coalition meeting in Menominee, Wisconsin. Five Wisconsin counties have formed that coalition and they are in the process of developing their Memorandum of Understanding and they are also naming their corridor Gateway Corridor. He believes this sends a good message to the federal delegation that there are good partnerships across the river and it makes the decision for the federal government to further fund rail and transit services. He attended the Heritage Day celebration in St. Paul Park. The Yellow Ribbon Network had a nice presence. He and Commissioner Peterson met with the 4-H group. He stated that Dan Dolan is doing a great job in raising funds for the 4-H.

#### **BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

#### **EXECUTIVE (CLOSED) SESSION WITH THE OFFICE OF ADMINISTRATION**

The Board met in Executive Session with the Office of Administration to discuss the possible purchase of conservation easement on the Daley Property in Afton through the Land and Water Legacy Program at 9:34 a.m. Present were Commissioners Hegberg, Kriesel, Peterson, and Weik. Also present were Jim Schug, Molly O'Rourke, Jane Harper, Doug Johnson, Sharon Price, and Patricia Raddatz.

The Board reconvened at 10:29 a.m.

#### **ADJOURNMENT**

There being no further business to come before the Board, Commissioner Peterson moved to adjourn, seconded by Commissioner Weik and it was adopted unanimously; Commissioner Pulkrabek absent. The Board meeting adjourned at 10:30 a.m.

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**REGIONAL RAILROAD AUTHORITY BOARD WORKSHOP**

The Regional Railroad Authority met in workshop session with the Public Works Department for a presentation on the Union Depot from Mortenson, the Ramsey County Regional Railroad Authority's contractor for the completion of the Union Depot. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Kriesel, Peterson, and Weik. Also present were Jim Schug, Molly O'Rourke, Don Theisen, Ted Schoenecker, John Elholm, Jim McDonough, Ramsey County Commissioner, Steve Morris, Ramsey County Regional Railroad Authority Planner, Michael Bjornberg, Project Manager, HGA, Dan Mortenson, Vice President, Mortenson Construction, and Greg Brown, Project Manager, URS.

**BOARD WORKSHOP WITH THE COUNTY SHERIFF AND PUBLIC WORKS**

The Board met in workshop session with the Sheriff's Office and the Department of Public Works to review their proposed 2011 budget. No business was transacted and public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Kriesel, Peterson, and Weik. Also present were Jim Schug, Molly O'Rourke, Don Theisen, Ted Schoenecker, John Elholm, Greg Wood, Rose Peterson, Sheriff Bill Hutton, Commander Cheri Dexter, Commander Dan Starry, Mary Nicklay, Chief Deputy Sheriff Mike Johnson, Brian Mueller, Tom Adkins, Dan Papin, Sue Hedland, Lowell Johnson, Barb Nelson, Sue Harris, Doug Johnson, Mjyke Nelson, Scott Wentz, Woodbury Bulletin, Mark Nicklawske, St. Croix Press, Melinda Kirk, Yvonne Klinnert, Terry Thompson, Sandy Hahn, and Kevin Corbid.

Gary Kriesel, Vice Chair  
County Board

Attest:

James R. Schug  
County Administrator