

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
MAY 18, 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; Don Theisen, Public Works Director; Wayne Sandberg, Deputy Public Works Director; John Elholm, Parks Director; Greg Wood, Facilities Manager; Carolyn Phelps, Historic Courthouse Coordinator; Lowell Johnson, Director of Public Health and Environment; Sue Hedland, Deputy Public Health and Environment Director; Jill Timm, Program Manager; Kevin Corbid, Director of Property Records and Taxpayer Services; Kay McAloney, Human Resources Director; Sue Fennern, Senior Human Resources Associate; Julie Sorrem, Risk Manager; Sheriff Bill Hutton; Chief Deputy Sheriff Mike Johnson; Tom Adkins, Community Corrections Director; Mjyke Nelson, Information Technology Director; Harley Will, Accounting and Finance Director; Dan Papin, Community Services Director; Robert Crawford, Workforce Center Division Manager; 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 Hegberg moved, seconded by Commissioner Peterson to adopt the following Consent Calendar:

1. Approval of the May 4, 2010 Board meeting minutes.
2. Approval to appoint Tom Colosimo, Oakdale, to the Workforce Investment Board, representing Private Small Business, to a first term expiring June 30, 2012.
3. Adoption of **Resolution No. 2010-081** as follows:

Resolution Approving the Opening of a
Technology Replacement Fund

WHEREAS, Washington County has invested in efficient technology resources; and

May 18, 2010

WHEREAS, technology needs and resources are continually changing;
and

WHEREAS, the funding, purchasing, and tracking of technology replacements can be efficiently managed when purchases are made centrally; and

WHEREAS, the existing fiscal policies of Washington County must be updated to reflect the opening of new funds and to define their use; and

WHEREAS, the Accounting and Finance Department is responsible for the implementation and management of new funds under these policies;

WHEREAS, the Accounting and Finance Department requests the approval to open a Technology Replacement Fund per fiscal policy #2802 Opening and Closing of Funds:

Fund 130 – Technology Replacement Fund

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners hereby approves the creation of a Technology Replacement Fund and the updated Fiscal Policy #2803 Fund Definitions to reflect the addition of this new fund.

4. Approval of an agreement with the Dakota County Workforce Center to provide dislocated worker services from January 15, 2010 to March 31, 2012 to individuals laid off due to the Delta/Northwest Airlines merger.
5. Approval of the 2010 to 2012 contract between East Suburban Resources and the Community Services Department's Workforce Center to provide employment training services to dislocated workers.
6. Approval to terminate the Washington County Children and Families Council Interagency Agreement effective December 31, 2010.
7. Approval to ratify the 2010-2011 contract for the Supervisors Association as follows:
 1. Duration:
Two Year contract effective January 1, 2010 through December 31, 2011.
 2. Wages:
Effective 1/10/10, no general adjustment and no merit pay. Annual step increases granted.
Effective 2011, no general adjustment, no merit pay and no annual step increases.

May 18, 2010

3. Health Insurance

2010		Aware \$25 and \$30 Office Visit Copay and	
<u>Aware \$20 Office Visit Copay</u>		<u>\$500/75% Plans</u>	
Single	\$433/month	Single	\$480/month
Single + Child(ren)	\$433/month	Single + Child(ren)	\$524/month
Single + Spouse	\$589/month	Single + Spouse	\$708/month
Family	\$619/month	Family	\$829/month

No change in flex credits for 2010

Insurance reopener in 2011.

4. Merit Pay

Merit pay will be applied consistently in the future so that when merit increases are provided, such increases will be granted on or about the anniversary date of the employee’s employment in the employee’s present classification.

8. Adoption of **Resolution No. 2010-082** as follows:

Marketing Agreement with
Coca-Cola Enterprises, Inc.

WHEREAS, in order to provide beverage products to park visitors, the county entered into a contract with Coca-Cola Enterprises, Inc.; and

WHEREAS, Washington County qualifies to receive reduced pricing for Coca-Cola beverage products through a marketing agreement offered by Coca-Cola Enterprises, Inc.; and

WHEREAS, the marketing agreement with Coca-Cola Enterprises may be terminated at any time with 30 day written notice; and

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners approves entering into a marketing agreement with Coca-Cola Enterprises, Inc. and authorizes the Board Chair and the County Administrator to execute the Agreement on behalf of the county without further action conditioned upon approval as to form by the Washington County Attorney’s office.

9. Adoption of **Resolution No. 2010-083** as follows:

Historic Courthouse Event
Insurance Option for Renters

WHEREAS, groups or individuals contracting with the county to rent the Historic Courthouse for an event are to provide insurance coverage in an amount equal to the liability limits set forth in Minn. Stat. Chapter 466; and

WHEREAS, there are limitations and prohibitive costs associated with typical insurance policies for one-day events, causing many potential renters of the Historic Courthouse to choose to hold their event at another location; and

WHEREAS, an insurance option has been developed by staff and County Risk Management that can be offered to renters for a reasonable fee through Philadelphia Insurance, Inc.; and

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners authorizes the County Risk Manager to execute on behalf of the county the insurance agreement with Philadelphia Insurance, Inc. establishing the program; and

BE IT FURTHER RESOLVED that the Washington County Board of Commissioners sets the fees for the insurance option offered to renters at \$100 for events that do not include alcohol consumption and \$200 for events that include the consumption of alcohol.

10. Approval of Work Orders #1 and #2 to the County Road 83 Bridge Construction project contract with Robert R. Schroeder Construction.

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.

MINNESOTA COUNTIES INTERGOVERNMENTAL TRUST

Steve Nelson, Deputy Minnesota Counties Intergovernmental Trust Director, presented their 2009 Annual Report.

PUBLIC WORKS

County State Aid Highway 2 Improvement Project – Environmental Assessment/Environmental Assessment Worksheet

Commissioner Hegberg moved to adopt **Resolution No. 2010-084** as follows:

Negative Declaration on the Need for an Environmental Impact Statement (EIS) for the County State Aid Highway (CSAH) 2 (Broadway Avenue) Reconstruction Project and Approval of the Distribution of Record of Decision

WHEREAS, Under Minnesota Rules, Washington County is the Responsible Governmental Unit (RGU) for the CSAH 2 Reconstruction Project; and

WHEREAS, Minnesota Rule 4410.4300 Subp. 22 requires an Environmental Assessment Worksheet (EAW) be prepared for the project; and

WHEREAS, a combined Environmental Assessment/Environmental Assessment Worksheet (EA/EAW) has been prepared to fulfill the requirements of both Federal and State Regulations as a part of the National Environmental Policy Act and fulfills the requirements of 42 U.S.C. 4332 and M.S. 116D, and has been circulated for review and comment; and

May 18, 2010

WHEREAS, based on the information contained in the CSAH 2 EA/EAW and public and agency comments received, the Finding of Facts and Conclusions include:

The type and extent of environmental effects are similar to effects associated with other road construction projects and the project does not have the potential for significant environmental effects.

No cumulative potential effects of related or future projects exist that would pose significant environmental effects. The anticipated environmental effects are subject to mitigation by ongoing regulatory authorities.

The extent of environmental effects can be anticipated and controlled as a result of experience with other similar highway improvement projects with similar environmental effect; and

WHEREAS, no regulatory reviewing agencies indicate a need for an EIS; and

WHEREAS, based on criteria in Minnesota Rule 4410.1700 the project does not have significant environmental effects.

NOW THEREFORE, BE IT RESOLVED, that the EA for the CSAH 2 Reconstruction Project is adequate and a Negative Declaration is made on the need for an EIS.

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners approves the distribution of decision.

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.

Agreement for Roundabout Construction on Trunk Highway 5 in Lake Elmo

Commissioner Pulkrabek moved to adopt **Resolution No. 2010-085** as follows:

Resolution to Enter into Construction Agreement with
Minnesota Department of Transportation (MN/DOT) for
Roundabout Located at County State Aid Highway
(CSAH) 6 and Trunk Highway (TH) 5

IT IS RESOLVED that Washington County enter into Mn/DOT Agreement No. 96515 with the State of Minnesota, Department of Transportation for the following purposes:

To provide for payment by the county to the State of the county's share of the costs of roundabout construction and other associated construction to be performed upon, along and adjacent to CSAH 6 (Stillwater boulevard) up to the outer limits of the TH 5 roundabout within the corporate limits of the City of Lake Elmo under State Project No. 8214-145 (T.H. 5=045), State Project No. 082-606-008, State Project No. 206-103-002 and Federal Project No. HSIP 8210 (203).

May 18, 2010

IT IS FURTHER RESOLVED that the Chair of the Washington County Board of Commissioners and the County Administrator are authorized to execute the Agreement and any amendments to the Agreement.

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.

PUBLIC HEALTH AND ENVIRONMENT

Commissioner Peterson moved to authorize the Department of Public Health and Environment to apply for a five year authorization to continue to administer the Minnesota Special Supplemental Nutrition Program for Women, Infants, and Children (WIC) Program. Commissioner Kriesel seconded the motion and it was adopted unanimously.

GENERAL ADMINISTRATION

Legislative Update

Jim Schug, County Administrator, presented a brief legislative update: there were no additional cuts for 2010 in State aid under both the market value homestead credit and the county program aid (CPA) other than what was anticipated; the county will lose the Governor's unallotment of CPA that it had planned for and the additional \$1.7 million that was enacted by the legislature during the session; these actions take care of 2010, but does not take care of 2011; new aid has been given for counties who implement performance measurement process and the county hopes it will be eligible for that; there was a change in the Public Employee Retirement Association with an increase in the employer and employee contributions of 2.5% until it reaches a certain threshold of funding; there was tightening of the criminal forfeiture rules and legislation including gang and drug task forces; the distribution of the formula stays the same, but there are additional requirements and reports to the State Auditor and increased thresholds for the use of forfeiture; the Governor supported the ignition interlock through license revocation which was authored by Representative Karla Bigham; a pilot program was authorized for chemical dependency treatment models and Washington County in addition to ten southeast counties received that authorization; the county was also successful in getting a change to the chemical dependency treatment fund maintenance of effort requirement that has been discussed for many years; the county was successful in the language for the specific tax forfeited parcels to be transferred or sold including the parcels in the St. Croix River and the property on Forest Lake; the vote counting equipment funding bill also passed; \$250,000 was approved for the Hastings bus service; two parcels for the Lessard-Sams funding will provide state aid for acquiring the conservation easement on land along the St. Croix River and also the Valley Creek; and additional cuts were made to mental health, but they are still analyzing those. Mr. Schug noted that a workshop has been scheduled for next week to talk about the 2010 budget cuts.

May 18, 2010

Commissioner Peterson asked about the State's cash flow. Mr. Schug stated he believes that was resolved by the delayed payments to school districts.

Commissioner Weik stated at the Minnesota Inter-County Association meeting last week, they learned that in April, 2011 the State cash flow problem will be approximately \$1.3 billion.

Mr. Schug noted that the State will require the counties to pay the state their property tax payment earlier in October of this year which will help the state with their cash flow.

Commissioner Pulkrabek asked for the total dollar amount of unallotment and how does that compare to what the county expected. Mr. Schug stated the county program aid was \$7.7 million and the market value homestead credit was \$3 million. Out of that the county lost \$2.2 million off of the \$7.7 million for the Governor's unallotment bringing it down to \$5.5 million; and on the market value homestead credit of \$3 million, in the legislative action the county lost \$1.7 million reducing that to \$1.3 million. The total reduction was about \$4 million to the county.

Commissioner Pulkrabek asked if the county budgeted that reduction for 2010. Mr. Schug stated the \$2.2 million was budgeted. The \$1.7 million was not budgeted and that is the amount staff has been meeting with departments to reduce and have held 44 positions open.

Mr. Schug advised the Board that the Legislature created the Minnesota Innovation and Research Council and Minnovation Council. This is looking at a number of broad goals and strategic plans for increasing public involvement and input into public services, looking at how technology can be leveraged to reduce costs and enhance quality, how service innovation can conserve substantial financial resources, centralized and shared service agreements, improving productivity, and securing individual data that is available through government programs. Through the Minnovation Council there would be ways of addressing and reviewing unfunded mandates and there is a provision for a waiver of certain rules and procedural requirements in state law.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Weik reported she attended the Law Enforcement Memorial event last Friday. She toured the kitchen for Meals-on-Wheels at Boutwells Landing. She attended the Minnesota Inter-County Association meeting last week and they were waiting to see what would happen during the final days of the Legislative session. She attended an awards ceremony at Woodbury last week. Mayor Hargis presented Washington County with an award for the green design of the Environmental Center. She also attended the Association of Minnesota Counties (AMC) Futures meeting. They reminded the Commissioners to attend the Spring District meetings. District X will meet on Monday, May 24, at 3:00

May 18, 2010

p.m. They want to do solid policy work and are also planning a Gubernatorial Panel for after the primary election this year and they would like to have early input on their eight initiatives.

Commissioner Peterson attended a design/build meeting last week. There is another potential project in the Rochester area that has a combination of city and county road investment. Anoka County is still working on their design/build.

Commissioner Hegberg stated he believes the Executive branch of the State has its own pension plan, the legislature has their own plan, the University and colleges have their own pension plan and he would like to know what they are doing about Cost of Living Allowance (COLA) and funding. He suggested that one of the newspapers check to see what those agencies are doing.

Commissioner Hegberg stated that he and Commissioner Kriesel met with citizens from the Big Marine Lake Association. They are concerned about buoys and milfoil. They were disappointed that the Department of Natural Resources didn't take more aggressive and proactive action.

Commissioner Kriesel stated he also attended the Law Enforcement Memorial last week.

Commissioner Pulkrabek had lunch with Bruce Munneke, Property Records and Taxpayer Services, to discuss appraisals, assessments and tax court. He also attended the award ceremony in Woodbury for the Environmental Center.

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 Hegberg and it was adopted unanimously. The Board meeting adjourned at 10:59 a.m.

BOARD WORKSHOP WITH PROPERTY RECORDS AND TAXPAYER SERVICES

The Board met in workshop session with the Department of Property Records and Taxpayer Services to discuss assessing fees charged to cities and townships that contract with the county for the review and valuation of property. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Kriesel, Pulkrabek, Peterson, and Weik. Also present were Jim Schug, Molly O'Rourke, Kevin Corbid, Bruce Munneke, Don Theisen, Ted Schoenecker, and Yvonne Klinnert.

May 18, 2010

WORKSHOP WITH PUBLIC WORKS

The Board met in workshop session with the Department of Public Works for an update on the May 19 Counties Transit Improvement Board meeting agenda. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Kriesel, Pulkrabek, Peterson, and Weik. Also present were Jim Schug, Molly O'Rourke, Don Theisen, Ted Schoenecker, and Harley Will.

Bill Pulkrabek, Chair
County Board

Attest:

James R. Schug
County Administrator

