

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
DECEMBER 22, 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; Susan Harris, First Assistant County Attorney; Richard Hodsdon, Assistant County Attorney; Dan Papin, Community Services Director; Patrick Single Deputy Community Services Director; Richard Backman, Community Services Division Manager; Kay McAloney, Human Resources Director; Vicki DeFord, Deputy Human Resources Director; Kevin Corbid, Director of Property Records and Taxpayer Services; Lowell Johnson, Director of Public Health and Environment; Don Theisen, Public Works Director; Ted Schoenecker, Transportation Manager; Sheriff Bill Hutton; Chief Deputy Sheriff Mike Johnson; Tom Adkins, Community Corrections Director; Harley Will, Accounting and Finance Director; Mjyke Nelson, Information Technology 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 Hegberg to adopt the following Consent Calendar:

1. Approval of the December 8, 2009 Board meeting minutes and the December 8, 2009 Public meeting to receive comments regarding the 2010 proposed budget.
2. Approval to adopt the revised IRS mileage reimbursement rate of 50 cents per mile, effective January 10, 2010 as required by Policy #5032 Meals, Mileage and Other Authorized Expense Reimbursement, and Policy #6008 Meals, Mileage and Other Expense Reimbursement for Elected Officials and amend both policies to adopt the Federal Government's travel per diem rate index.
3. Approval to revise policy #6009 Out-of-State Travel Policy for Elected Officials, including Airline Travel Credit to conform to state law.

4. Approval of Amendment #1 to Contract #5421 with East Suburban Resources, Inc. for the provision of Supported Work Services for Minnesota Family Investment Program customers.
5. Approval of Amendment #1 to Contract #5131 with East Suburban Resources, Inc. to continue the EXTRA – Taking Action on Racial Disparities project in 2010.
6. Approval to accept adoption and foster care recruitment grant funds of \$47,700 from the Department of Human Services.
7. Approval to accept \$289,978 in additional funding under the Workforce Investment Act Master Agreement with the Minnesota Department of Employment and Economic Development for dislocated worker services.
8. Approval to accept and disburse \$33,277.48 from the Minnesota Department of Human Services to upgrade equipment used to record interviews of criminal abuse victims and to obtain training for individuals conducting forensic interviews of children.
9. Approval to ratify the 2010 health insurance for Confidential employees, Confidential Supervisors, Attorneys Association and Teamsters Commanders as follows:

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

10. Approval to revise Washington County Personnel Rules and Regulations Section 10 – Employee Separation.
11. Approval to revise Washington County Personnel Rules and Regulations Section 11 – Retirement.
12. Approval to revise Human Resources Policy #5003 – Employee Recognition Program.
13. Approval to extend the Voluntary Leave Without Pay Program through December 31, 2010.
14. Adoption of **Resolution No. 2009-155** as follows:

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WHEREAS, Minnesota statutes 282.01 allow the sale of tax forfeited land to a governmental subdivision for any authorized public purpose; and

WHEREAS, the Stillwater Township Board has passed a resolution requesting to purchase the following two tax forfeited parcels located in the Otchipwe Trails Development:

09.030.20.12.0002

09.030.20.11.0002

WHEREAS, the Stillwater Township Board desires to have the parcels transferred into the ownership of the Otchipwe Trails Homeowners Association as contemplated by the development contract; and

WHEREAS, the Board of Commissioners of the County of Washington, State of Minnesota, has determined that the requested authorized public purpose is in the best interest of the citizens of Washington County.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby approves the sale of the following two parcels to Stillwater Township for the sum of \$11,708.11, contingent upon Stillwater Township providing the funds necessary to complete the purchase to the Department of Property Records and Taxpayer Services:

09.030.20.12.0002

09.030.20.11.0002

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners directs the Department of Property Records and Taxpayer Services to submit the necessary paperwork to the Department of Revenue, after the necessary funds are provided from Stillwater Township to the Department of Property Records and Taxpayer Services, to complete the sale and have a state deed issued to Stillwater Township.

15. Approval of agreement with the Washington Conservation District to fund general operations and services and services to county departments and county residents.
16. Approval to renew two year agreements with the Cities of Afton and Scandia to provide operation and maintenance services to the 201 Collector Systems.
17. Adoption of **Resolution No. 2009-156** as follows:

Access Agreement with Minnesota Pollution Control Agency

WHEREAS, the Minnesota Pollution Control Agency (MPCA) has requested access to the Lake Elmo Park Reserve to conduct perfluorochemical monitoring; and

WHEREAS, the MPCA is authorized to take these actions under Minn. Stat. 115B.412, subd. 2; and

NOW, THEREFORE BE IT RESOLVED that the Access Agreement between the county and the MPCA be executed through the signatures of the Chair of the Washington County Board of Commissioners and the Washington County Administrator without further action of the County Board conditioned upon compliance with all agreement conditions and approval as to form by the Washington County Attorney's office.

- 18. Adoption of **Resolution No. 2009-157** as follows:

Final Payment on CSAH 13/18 Construction Project to
C.S. McCrossan Construction Inc.

WHEREAS, the Washington County Board of Commissioners, on May 22, 2007 approved a bid award to C.S. McCrossan Construction Inc. and signed a contract with said company for the Radio Drive (CSAH 13) "Safety and Mobility Project between Pioneer Drive and Bailey Road (CSAH 18) in the City of Woodbury; and

WHEREAS, C.S. McCrossan Construction Inc. has satisfactorily completed all work in accordance with the terms and conditions of the contract; and

NOW, THEREFORE, BE IT RESOLVED, that C.S. McCrossan Construction Inc. be paid in full for the said contract work in the amount due indicated on the final payment voucher which is attached herewith and is hereby a part of this resolution.

- 19. Approval of Supplemental Agreement #2 to the CSAH 15 road construction project contract with Tower Asphalt.
- 20. Approval to accept Amendment #2 to the Food Service Agreement (Contract #4569) with Aramark Correctional Services, LLC.
- 21. Approval of and authorization for the Board Chair and County Administrator to enter into an agreement with the University of Minnesota, Extension for calendar year 2010.

The foregoing Consent Calendar was adopted 5-0 with a roll call vote as follows: Yes, Commissioners Hegberg, Pulkrabek, Peterson, Weik, and Kriesel.

COUNTY LIBRARY

Commissioner Pulkrabek moved to adopt **Resolution No. 2009-158** as follows:

Washington County Library – Acceptance of 2009 Donations

WHEREAS, Chapter 13, Laws of Minnesota 2005, gives the Washington County Board of Commissioners the authority to direct, operate and manage the Washington County Library System; and

THEREFORE, BE IT RESOLVED that the following grants and donations in the total amount of \$9,470.12 having been accepted by the Washington County Library Board, are hereby accepted by the Washington County Board of Commissioners:

Sharon & Samuel Delisi	\$500.00
Larry Geiser	\$50.00
Target Grant, 2009 Early Literacy Initiative for the RH Stafford branch	\$1,500.00

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Target Grant, 2009 Early Literacy Initiative for the Oakdale branch	\$1,500.00
Friends of Lake Elmo Library	\$360.00
Charles E. Jewell Matching Grant Donation – IBM Retiree Program	\$100.00
IBM Matching Grant (50% matching grant from Cliff Jewell 2008 \$100 Grant)	\$50.00
RHS (RHS) Donation Box	\$60.00
Joan Daniels	\$15.00
Linder’s Greenhouses, Inc. (15% of customer’s Pre-Tax SIs from 5/8 – 5/11 at several garden center locations)	\$523.41
RHS Donation Box	\$47.50
Target, Accessibility initiative at RH Stafford for “parallel reading techniques”/learning disabled	\$2,000.00
Target, “Teens Read and Color with Kids” at Wildwood branch in Mahtomedi	\$1,000.00
Target, “Teens Read and Color with Kids” at Hardwood Creek (Forest Lake and Stillwater stores)	\$1,200.00
Wed 12 and 12 Book Club	\$30.00
RHS Donation Box	\$64.00
The Book Club – A Women’s 12 + 12 Study Group – OA Library	\$27.00
Wendy Chretien - \$100 to Author Program and \$100 Toward Books	\$200.00
Robert Karies	\$20.00
Kian Dwyer, Author	18.00
Hardwood Creek Donation Box	\$89.27
Miscellaneous Anonymous Donations (usually change from Purchases or fee payment)	\$115.94

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

COUNTY ATTORNEY’S OFFICE

Richard Hodsdon, Assistant County Attorney, reviewed amendments to the Washington County Health Insurance Portability and Accountability Act (HIPAA) Privacy Rule, Policy #1035.

Commissioner Kriesel moved to approve amendments to the Washington County Health Insurance Portability and Accountability Act (HIPAA) Policy #1035. Commissioner Hegberg seconded the motion and it was adopted unanimously.

GENERAL ADMINISTRATION

H1N1 Influenza Update

Lowell Johnson, Director of Public Health and Environment, updated the Board on the H1N1 vaccination process. The county has completed a couple of weeks of intense clinic operations for vaccination in the county. To date, the Public Health Department has administered 4,300 doses of

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vaccine in the community. They will begin vaccinations again in January. He urged individuals to check with their medical clinics for vaccination opportunities, the Public Health Department and the county Web site for more updates.

County Hours

Jim Schug, County Administrator, announced that the County Government Center will be closed on December 24 and 25. He also noted that there will be no Board meeting next Tuesday, December 29 as it is the 5th Tuesday. The next Board meeting will be on January 5, 2010 which is the annual organizational meeting.

Commissioner Peterson noted that the annual organizational meeting of the Metropolitan Mosquito Control will be held on January 7, 2010. She indicated that the Board will need to appoint Commissioners to that Commission at the meeting on the 5th.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Kriesel reported he attended the Planning Advisory Commission which discussed amendments to the Floodplain Ordinance. He attended the Community Corrections Advisory Board, the Resource Recovery Executive Committee, and the Parks and Open Space Commission which discussed the Big Marine Plan.

Commissioner Weik reported she attended the Minnesota Inter-County Association (MICA) meeting which heard a presentation on county aid, unallotments and formula changes by Eric Willette, Minnesota Department of Revenue Director of Property Tax Research, Minnesota Department of Revenue. The MICA annual meeting will be held on January 20 in St. Cloud. She attended the Metropolitan Mosquito Control which approved the levy and 2010 budget. She indicated she would be interested in staying on the Mosquito Control Board for next year. She also attended the Solid Waste Management Coordinating Board which discussed the legislative package. There was discussion on whether or not the Solid Waste Management Coordinating Board (SWMCB) wanted to reestablish a legislative commission on waste management. She did not see any benefit to reestablishing that type of a commission and voted in opposition to it. Ramsey County Commissioner Janice Rettman and one of the Dakota County Commissioners also voted against it, but it did pass. She indicated she would be interested in staying on the SWMCB also.

Commissioner Kriesel stated that on January 5 Washington County will be recognized as Minnesota's first Yellow Ribbon County. Governor Tim Pawlenty and the Adjutant General of the Minnesota National Guard is inviting Washington County and all elected leaders in Minnesota to attend this event.

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It will be held at Century College from 9:00 a.m. to 2:30 p.m. If anybody is interested in attending, get in touch with Chief Deputy Sheriff Mike Johnson for more details or the county Web site.

Commissioner Hegberg reported that he also attended the Minnesota Inter-County Association which discussed the Public Employee Retirement Association (PERA) and contributions. He feels this will become a hotter issue. He attended the Resource Recovery meeting which discussed the budget and the Second Harvest program which is going good and is growing. He wished everyone a Merry Christmas and a Happy New Year.

Commissioner Peterson stated that the county's position was satisfied by the changes made at the Counties Transit Improvement Board. The Mosquito Control passed its budget and it was a 5% reduction. The reason for the reduction was because the last two years have not been big years for mosquitoes due to the reduced rainfall amounts in the metro area. She commended the director and he will be working on a 10% reduction for the 2011 budget. She received a letter from the Friends of the Mississippi congratulating the County Board on including the sale of \$10 million in bonds in the 2010 budget. They also congratulated the county on its successful proposals before the Lessard Sams Outdoor Heritage Committee. She wished everyone a Merry Christmas and a Happy New Year.

ADJOURNMENT

There being no further business to come before the Board, Commissioner Kriesel moved to adjourn, seconded by Commissioner Weik and it was adopted unanimously. The Board meeting adjourned at 9:35 a.m.

BOARD WORKSHOP WITH PUBLIC WORKS

The Board met in workshop session with the Department of Public Works for a presentation from the Minnesota Department of Transportation on the Comprehensive Statewide Freight and Passenger Rail Plan. 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, and Dan Krom, Minnesota Department of Transportation.

Myra Peterson, Chair
County Board

Attest:

James R. Schug
County Administrator

