

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
MARCH 24, 2020**

WASHINGTON COUNTY REGIONAL RAILROAD AUTHORITY CONVENES

The Washington County Regional Railroad Authority (RRA) met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Weik, Kriesel, Miron, Johnson, and Karwoski. RRA Chair Weik presided. Also present were Kevin Corbid, County Administrator; Brent Wartner, First Attorney; Stephanie Kammerud, Board Clerk; and county staff. Official Proceedings of the Regional Rail Authority are available in the Office of Administration.

The Board recited the Pledge of Allegiance.

WASHINGTON COUNTY BOARD OF COMMISSIONERS CONVENES

The Washington County Board of Commissioners met in regular session at 9:35 a.m. in the Washington County Government Center, County Board Room.

Present: Commissioner Lisa Weik, District 5
 Commissioner Gary Kriesel, District 3
 Commissioner Fran Miron, District 1
 Commissioner Wayne Johnson, District 4
 Commissioner Stan Karwoski, District 2

Also Present: Kevin Corbid, County Administrator
 Brent Wartner, First Attorney
 Stephanie Kammerud, Board Clerk

COMMENTS FROM THE PUBLIC

Board Chair Miron asked for comments from the public; none were heard.

CONSENT CALENDAR

Commissioner Weik moved, seconded by Commissioner Kriesel, to adopt the Consent Calendar as follows:

- A. Approval of the March 10, 2020, County Board meeting minutes.
- B. Approval of **Resolution No. 2020-024** as follows:

**RESOLUTION TO APPROVE A LAND AND WATER LEGACY
CONTRIBUTION TOWARD A CONSERVATION EASEMENT ON
THE TSCHIDA PROPERTY**

WHEREAS, pursuant to Minnesota Statute Chapter 84C and Minnesota Statutes Sections 373.40 and 394.25, Washington County is authorized to acquire and improve land and interests in land for the purposes of preserving open space, including natural and scenic areas and agricultural land; and

WHEREAS, Minnesota Statutes Section 103A.201, which specifically promotes the protection of wetlands, and Minnesota Statutes Section 103A.202, which specifically declares that it is in the public interest to preserve the wetlands of this state to conserve surface waters, maintain and improve water quality, preserve wildlife habitat, reduce runoff, provide for floodwater retention, reduce stream sedimentation, contribute to improved subsurface moisture, and enhance the natural beauty of the landscape; and

WHEREAS, Washington County has enacted the Acquisition of Development Rights Ordinance #175 to establish a program for the preservation of open space, parks and public water, commonly referred to as the Land and Water Legacy Program and has established the policies, rules and official controls governing such acquisitions; and

WHEREAS, Washington County issues general obligation bonds to provide long-term stable funding to acquire land and interests in land for conservation purposes pursuant to the passage of the November 2006 Ballot Question: Preservation of Water Quality, Woodlands and Other Natural Areas; and

WHEREAS, Washington County has determined that the subject property referred to as the Tschida Property and described later in this resolution, meets the requirements of the Land and Water Legacy Program and that the Washington County Board of Commissioners considers the proposed land to merit protection; and

WHEREAS, Washington County and the Minnesota Land Trust will serve as co-holders of a conservation easement over the property; and

WHEREAS, the Washington County Board on March 24, 2020 approved a Land and Water Legacy Program contribution of \$167,100 toward the purchase of a conservation easement on the Tschida property located at 9822 152nd Street, Hugo, MN (Parcel ID: 13.031.21.12.0001) as part of a partnership with the Minnesota Land Trust; and

WHEREAS, stewardship activities completed will be in accord with a Management Plan approved by the County;

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby authorizes its Chairperson and Administrator to execute on behalf of the County all documents necessary to make this contribution toward the purchase of a conservation on the Tschida property, legally described as follows:

Legal Description of the Protected Property

The West Half of the Northeast Quarter (W1/2 of NE1/4) of Section 13, in Township 31 North, of Range 21 West, Washington County, Minnesota.

Legal Description of the Access Easement

Together with an easement for private driveway purposes over and across the Westerly 60 feet of the West ½ of the Northwest ¼ of the Southeast ¼, Section 13, Township 31 North, Range 21 West, Washington County, Minnesota.

C. Approval of **Resolution No. 2020-025** as follows:

RESOLUTION TO APPROVE A LAND AND WATER LEGACY CONTRIBUTION FOR A CONSERVATION EASEMENT ON THE GOODWIN PROPERTY

WHEREAS, pursuant to Minnesota Statute Chapter 84C and Minnesota Statutes Sections 373.40 and 394.25, Washington County is authorized to acquire and improve land and interests in land for the purposes of preserving open space, including natural and scenic areas and agricultural land; and

WHEREAS, Minnesota Statutes Section 103A.201, which specifically promotes the protection of wetlands, and Minnesota Statutes Section 103A.202, which specifically declares that it is in the public interest to preserve the wetlands of this state to conserve surface waters, maintain and improve water quality, preserve wildlife habitat, reduce runoff, provide for floodwater retention, reduce stream sedimentation, contribute to improved subsurface moisture, and enhance the natural beauty of the landscape; and

WHEREAS, Washington County has enacted the Acquisition of Development Rights Ordinance #175 to establish a program for the preservation of open space, parks and public water, commonly referred to as the Land and Water Legacy Program and has established the policies, rules and official controls governing such acquisitions; and

WHEREAS, Washington County issues general obligation bonds to provide long-term stable funding to acquire land and interests in land for conservation purposes pursuant to the passage of the November 2006 Ballot

Question: Preservation of Water Quality, Woodlands and Other Natural Areas; and

WHEREAS, Washington County has determined that the subject property referred to as the Goodwin Property and described later in this resolution, meets the requirements of the Land and Water Legacy Program and that the Washington County Board of Commissioners considers the proposed land to merit protection; and

WHEREAS, Washington County and the Minnesota Land Trust will serve as co-holders of a conservation easement over the property; and

WHEREAS, stewardship activities completed will be in accord with a Management Plan approved by the County.

NOW, THEREFORE, BE IT RESOLVED the Washington County Board on March 24, 2020 approves a Land and Water Legacy Program contribution of \$165,040 toward the purchase of a conservation easement on the Goodwin property at 9751 Stonebridge Trail, Stillwater Township, MN (Parcel IDS: 1603020230001 and 1703020110004 as part of a partnership with the Minnesota Land Trust; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners hereby authorizes its Chairperson and Administrator to execute on behalf of the County all documents necessary to make a contribution toward the purchase of a conservation on the Goodwin property, legally described as follows:

Legal Description of the Protected Property

That part of the following described property: Outlot A, Fairy Falls Hills, Washington County, Minnesota; and

That part of the Northeast Quarter of the Northeast Quarter of Section 17, Township 30 North, Range 20 West, Washington County, Minnesota, described as follows: Commencing at the southeast corner of said Northeast Quarter of Northeast Quarter; thence north along the east line thereof for 1,186.5 feet to its intersection with the center line of County Highway 82; thence southwesterly along said center line for 1,196 feet to its intersection with the south line of said Northeast Quarter of the Northeast Quarter; thence east along the South line thereof for 164 feet to the point of beginning.

described as COMMENCING at the southwest corner of said Outlot A being the West 1/4 Corner of Section 16, Township 30 North, Range 20 West; thence on an assumed bearing of North 89 degrees 51 minutes 38 seconds East along the southerly line of said Outlot A being the south line of the Northwest Quarter of said Section 16 a distance of 4.01 feet to the point of BEGINNING of the Easement to

be described; thence North 04 degrees 28 minutes 37 seconds East on a line parallel with and 4.00 feet easterly of the said westerly line of said Outlot A a distance of 665.12 feet; thence on a bearing of East a distance of 601.27 feet; thence on a bearing of North a distance of 245.29 feet; thence on a bearing of West a distance of 582.07 feet to the said line parallel with and 4.00 feet easterly of the said westerly line of said Outlot A; thence North 04 degrees 28 minutes 37 seconds East along said parallel line a distance of 414.81 feet to the north line of the Southwest Quarter of said Northwest Quarter; thence South 89 degrees 48 minutes 36 seconds West a distance of 104.01 feet to a corner of said Outlot A being the southeast corner of the Northeast Quarter of the Northeast Quarter of said Section 17; thence North 89 degrees 08 minutes 08 seconds West along the south line of said Northeast Quarter of the Northeast Quarter a distance of 102.04 feet to a line parallel to and distant 62.00 feet easterly as measured perpendicular to the traveled centerline of Stonebridge Trail North (a.k.a. County Road No. 5); thence northerly 351.64 feet along said parallel line being a non-tangential curve concave to the west having a radius of 5,909.38 feet and a central angle of 03 degrees 24 minutes 34 seconds and a chord which bears North 09 degrees 32 minutes 14 seconds East; thence North 07 degrees 49 minutes 57 seconds East along said parallel line a distance of 70.21 feet; thence northerly 469.80 feet along said parallel line being a tangential curve concave to the west having a radius of 20,009.42 feet and a central angle of 01 degree 20 minutes 43 seconds; thence North 06 degrees 29 minutes 14 seconds East along said parallel line a distance of 61.95 feet to a northeasterly line of said Outlot A; thence South 50 degrees 54 minutes 23 seconds East along the easterly line of said Outlot A a distance of 674.29 feet to a corner of said Outlot A; thence South 32 degrees 02 minutes 39 seconds East along the easterly line of said Outlot A a distance of 1,835.08 feet to a corner of said Outlot A; thence South 49 degrees 50 minutes 56 seconds East along the east line of said Outlot A distance of 437.12 feet to the southeast corner of said Outlot A being on the said south line of said Northwest Quarter of said Section 16; thence South 89 degrees 51 minutes 38 seconds West along said south line a distance of 1,861.92 feet to the POINT OF BEGINNING.

Legal Description of Access Easement

TOGETHER WITH an easement for access purposes described as being the north 40.00 feet of the south 55.00 feet of that part of the said Northeast Quarter of the Northeast Quarter which lies easterly of the traveled centerline of Stonebridge Trail North (a.k.a. County Road No. 5); and westerly of a line parallel to and distant 62.00 feet easterly as measured perpendicular to said centerline.

D. Approval of **Resolution No. 2020-026** as follows:

RESOLUTION TO SUBMIT TO THE DEPARTMENT OF NATURAL RESOURCES

WHEREAS, that Washington County act as legal sponsor for the project contained in the Natural & Scenic Areas grant application to be submitted on March 27, 2020 and that June Mathiowetz is hereby authorized to apply to the Department of Natural Resources for funding of this project on behalf of Washington County.

WHEREAS, that the applicant has read the Conflict of Interest Policy contained in the Natural & Scenic Areas Grant Program Manual and certifies it will report any actual, potential, perceived or organizational conflicts of interest upon discovery to the state related to the application or a grant award.

WHEREAS, that Washington County has the legal authority to apply for financial assistance, and financial capability to meet the match requirement (if any) and ensure adequate construction, operation, maintenance and replacement of the proposed project for its design life.

WHEREAS, that Washington County has not incurred any development costs and has not entered into a written purchase agreement to acquire the property described in the Cost Breakdown section on this application.

WHEREAS, that Washington County has or will acquire fee title or permanent easement over the land described in the site plan included in the application.

NOW, THEREFORE, BE IT RESOLVED that, upon approval of its application by the state, Washington County may enter into an agreement with the State of Minnesota for the above-referenced project, and that Washington County certifies that it will comply with all applicable laws and regulations as stated in the grant agreement including dedicating the park property for uses consistent with the funding grant program into perpetuity.

NOW, THEREFORE, BE IT FURTHER RESOLVED that June Mathiowetz is hereby authorized to execute such agreements as are necessary to implement the project on behalf of the applicant.

E. 1. Approval of **Resolution No. 2020-027** as follows:

RESOLUTION IN SUPPORT OF THE 2020 CENSUS

WHEREAS, the U.S. Census Bureau is required by the U.S. Constitution to conduct a count of the population every ten years and provides a historic opportunity to help shape the foundation of our society and play an active role in American democracy; and

WHEREAS, federal and state funding is allocated to communities, and decisions are made on matters of national and local importance based, in part, on census data and housing; and

WHEREAS, census data helps determine how many seats each state will have in the U.S. House of Representatives and is necessary for the accurate and fair redistricting of state legislative seats, county and city councils and voting districts; and

WHEREAS, the information collected by the census is confidential and protected by law; and

WHEREAS, the county passed a resolution on March 26, 2019 committing to partner with the U.S. Census Bureau and the State of Minnesota and will support the goals for the 2020 Census and disseminate the 2020 Census information, including encouraging all county residents to participate in the 2020 Census and strive to achieve a complete and accurate county of all persons within the county border; and

WHEREAS, the Washington County CareerForce held job fairs that included recruitment for the U.S. Census Bureau, and coordinated the sharing of Census information; and

WHEREAS, materials advertising and educating residents about the census have been shared in the county's public buildings; and

WHEREAS, the Washington County Library will participate as Question Assistance Centers (QACs) in partnership with the U.S. Census Bureau where individuals can fill-out their 2020 Census online and receive assistance from trained staff, if needed.

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners supports the 2020 Census and encourages residents of the county to participate in the Census by completing forms quickly and accurately.

2. Approval of **Resolution No. 2020-028** as follows:

**ACCESS TO MULTI-UNIT HOUSING STRUCTURES
BY UNITED STATES CENSUS BUREAU EMPLOYEES**

WHEREAS, the U.S. Census Bureau is required by the U.S. Constitution to conduct a decennial count of the population; and

WHEREAS, during the decennial census, the U.S. Census Bureau conducts a Non-Response Follow-up (NFRU), when employees of the U.S. Census Bureau visit households that have not yet submitted a census form; and

WHEREAS, renters and others who live in multi-unit housing structures have historically been at higher risk of being undercounted in the decennial census; and

WHEREAS, the risk of an undercount is compounded in areas with high concentrations of communities that have been consistently undercounted in the past and who are more likely to be renters, including low-income households, communities of color, Native American/American Indian communities, immigrants and refugees, children and young adults; and

WHEREAS, approximately 17 percent of Washington County residents are renters; and

WHEREAS, 13 U.S. Code § 223 directs owners, proprietors, and managers of apartment buildings and other multi-unit housing structures to grant access to “any duly accredited representative” of the Census Bureau.

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners encourages owners and managers of all multi-unit housing structures in the county to comply with 13 U.S. Code § 223, allowing and facilitating access to such structures by United States Census Bureau employees who display current and valid Census Bureau credentials and who are engaged in official census counting operations and to inform their residents of census operations underway.

BE IT FURTHER RESOLVED, the Washington County Board of Commissioners directs the County Administrator to communicate to owners and/or property managers in the county, urging them to comply with 13 U.S. Code § 223 to inform their residents of census operations underway, and to cooperate with Census Bureau employees to facilitate census operations in a way that also addresses residents’ concerns regarding their security and privacy.

F. Approval of **Resolution No. 2020-029** as follows:

**AUTHORIZATION TO SUBMIT TRANSPORTATION
COORDINATION GRANT, ENTER INTO AGREEMENT WITH
STATE OF MINNESOTA, AND PROVIDE LOCAL SHARE**

WHEREAS, the State of Minnesota has authorized the Section 5310 Elderly and Disabled Assistance grant for 2018; and

WHEREAS, the grant aims to improve access to transportation services and public transportation alternatives for persons with disabilities, seniors, and others with special transportation needs; and

WHEREAS, Washington County residents selected “ease of travel by public transit” as the most problematic issue during the 2013, 2016, and 2019 Washington County Resident Surveys; and

WHEREAS, Washington County sought financial assistance to support transit coordination to implement the Board approved recommendations from the 2016 Transit Needs Study, continues to gather data on the transportation needs in Washington County, and is collaborating with other local transit coordination efforts; and

WHEREAS, Washington County is duly qualified and agrees to perform all services described in the grant agreement to the satisfaction of the State of Minnesota; and

WHEREAS, Washington County Board of Commissioners authorized the submittal of a proposal to the State of Minnesota for the funding available through the Section 5310 Elderly and Disabled Assistance grant in 2018 to improve access to provide transportation services and public transportation alternatives for persons with disabilities, seniors, and others with special transportation needs; and

WHEREAS, Washington County was awarded a grant for \$100,000 by the Minnesota Department of Transportation (MnDOT), a grant whose terms and conditions were outlined in MnDOT Agreement 1029508; and

WHEREAS, Washington County Board of Commissioners authorized the submittal of a proposal to the State of Minnesota for 2020 and 2021 funding available through the Section 5310 Elderly and Disabled Assistance program to continue efforts to advance strategic priorities that will increase mobility for persons with disabilities, seniors, and others with special transportation needs in July 2019; and

WHEREAS, Washington County Board of Commissioners authorized a submission of up to \$400,000, of which 20%, or \$80,000, were comprised of committed local funds; and

WHEREAS, the Washington County Community Services Department received a Notice of Grant Award from MnDOT on January 24, 2020, committing up to \$320,000 in federal funds in 2020 and 2021; and

WHEREAS, the Washington County Community Services Department has not yet received a contract from MnDOT, because of federal and state processing delays; and

WHEREAS, to avoid a gap in funding and therefore, in activities, MnDOT will advance up to \$32,000 in 2020- 2021 federal funds through the existing MnDOT Agreement 1029508.

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners hereby approves the amendment to MnDOT Agreement 1029508 extending the funding period from September 30, 2019, to June 30, 2020; and

BE IT FURTHER RESOLVED that the Washington Board of Commissioners hereby approves and accepts the advance of up to \$32,000 in 2020 – 2021 federal funds under the existing MnDOT Agreement 1029508 and authorizes without further action of the County Board the continued expenditure of previously-committed county funds as the required local match in an amount not to exceed twenty percent (20%) of the grant amount; and

BE IT FURTHER RESOLVED that the Washington Board of Commissioners delegates to the Director of the Washington County Community Services Department authority to execute on behalf of Washington County the aforementioned extension of the funding period for Agreement 1029508.

G. Approval of **Resolution No. 2020-030** as follows:

**ENDORISING APRIL, 2020 AS
CHILD ABUSE AND NEGLECT PREVENTION MONTH
IN WASHINGTON COUNTY**

WHEREAS, child abuse and neglect is a complex and ongoing problem in our society, affecting many children in Washington County; and

WHEREAS, our children are our most valuable resources and will shape the future of Washington County; and

WHEREAS, child abuse can have long-term psychological, emotional, and physical effects that have lasting consequences for victims of abuse; and

WHEREAS, protective factors are conditions that reduce or eliminate risk and promote the social, emotional, and developmental well-being of children; and

WHEREAS, Washington County has dedicated individuals and organizations who work daily to counter the problem of child maltreatment and to help parents obtain the assistance they need; and

WHEREAS, effective child abuse prevention activities succeed because of the partnerships created between child welfare, education, health, community- and faith-based organizations, and businesses and law enforcement agencies; and

WHEREAS, communities must make every effort to promote programs and activities that create strong and thriving children and families; and

WHEREAS, we acknowledge that we must work together as a community to increase awareness about child abuse and contribute to promote the social and emotional well-being of children and families in a safe, stable, nurturing environment; and

WHEREAS, prevention remains the best defense for our children and families.

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners hereby endorses the President of the United States' proclamation that the month of April 2020, to be the CHILD ABUSE AND NEGLECT PREVENTION MONTH in Washington County and urge all citizens to recognize this month by dedicating ourselves to the task of improving the quality of life for all children and families.

- H. Approval of the Washington County Child Protection Citizen Review Panel 2019 Annual Report.
- I. Approval of an application for a 1-4 day Temporary On-Sale Liquor License from the VFW Post 323 for a special event at the Washington County Fairgrounds May 29, 2020, through May 31, 2020.
- J. Approval of **Resolution No. 2020-031** as follows:

**2020-2021 WATERSHED-BASED FUNDING
IMPLEMENTATION PROGRAM (WBFIP)**

WHEREAS, the Minnesota Board of Water and Soil Resources (BWSR) on September 25, 2019 approved the availability, use of funds and policy for the fiscal year 2020-2021 Watershed-Based Funding Implementation Program (WBFIP), established by the State under Laws of Minnesota 2019, 1st Special Session, Chapter 2, Article 2, Section a(1); and

WHEREAS, the funding may be used to implement activities identified in the implementation section of a state approved and locally adopted watershed management plan as required under §103B.231, county groundwater plan authorized under §103B.255, or soil and water conservation district comprehensive plan under Minnesota statutes §103C.331, Subd. 11; and

WHEREAS, of the \$6,000,000 made available in the Seven-County Twin Cities Metropolitan Area, \$1,085,485 is allocated to the “Mississippi (East)” watershed area, and \$793,461 is allocated to the Lower St Croix – Metro watershed area, of which Washington County is a member and may be an eligible recipient of funding; and

WHEREAS, by Resolution 2014-117, adopted September 23, 2014, the Washington County Board of Commissioners approved the Washington County Groundwater Plan; and

WHEREAS, by Resolution 2018-118, adopted March 13, 2018, the Washington County Board of Commissioners entered into a Memorandum of Agreement along with the other counties, soil and water conservation districts, and watershed management organizations within the Lower St. Croix Planning Boundary; and directed staff to participate in development of Lower St Croix Comprehensive Watershed Management Plan through the One Watershed One Plan process; and

WHEREAS, the county is required to designate a representative to participate in WBFIP “Convene Meetings” for both the Mississippi (East) and metro Lower St Croix watershed area partnerships, taking place between March 2020 and March 2021, to establish a method to make decisions and develop criteria for selecting proposed activities to include in funding requests to BWSR, and prepare such requests; and

WHEREAS, the county intends to participate in the WBIFP and convene meetings; and

WHEREAS, the county’s Department of Public Health and Environment oversees implementation of the county’s Groundwater Plan.

THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners delegates authority to the director of the Department of Public Health and Environment to appoint staff as the county’s official WBFIP representative(s) for the Mississippi (East) and metro Lower St Croix partnership Convene meetings; and

BE IT FURTHER RESOLVED, that as a participant in the Lower St Croix One Watershed One Plan planning process, the Washington County Board

of Commissioners directs staff to support use of metro Lower St Croix WBIFP towards implementation of activities identified in the Lower St Croix Comprehensive Watershed Management Plan, once adopted.

K. Approval of **Resolution No. 2020-032** as follows:

**RESOLUTION TO DELEGATE AUTHORITY TO THE
WASHINGTON COUNTY POLICY COMMITTEE
REPRESENTATIVE FOR THE LOWER ST. CROIX ONE
WATERSHED, ONE PLAN TO VOTE ON DRAFT PLAN
SUBMITTAL FOR PUBLIC COMMENT**

WHEREAS, the Minnesota Board of Soil and Water Resources (BWSR) has developed policies for coordination and development of comprehensive watershed management plans, also known as One Watershed, One Plan (1W1P), consistent with Minnesota Statutes, Chapter 103B.801, Comprehensive Watershed Management Planning Program;

WHEREAS, by Washington County Resolution 2017-115, adopted February 21, 2017, the Washington County Board of Commissioners entered into a cooperative effort, along with the other counties, soil and water conservation districts, and watershed management organizations within the Lower St. Croix Planning Boundary, as delineated in the One Watershed, One Plan Suggested Boundary Map (together, the “Parties”), to develop a coordinated, watershed-scale implementation framework for this area; and

WHEREAS, by Washington County Resolution 2018-118, adopted March 13, 2018, the Washington County Board of Commissioners entered into a Memorandum of Agreement with the same parties to establish a structure and procedural steps for plan development in the Lower St. Croix Planning Boundary; and directed staff to participate in the planning process, and appointed a Commissioner Fran Miron to the Policy Committee; and

WHEREAS, a draft Lower St. Croix Watershed Comprehensive Management Plan has been developed over an 18-month period to meet standards set forth in Minnesota Statutes, Chapter 103B.801 and includes implementation programs and priority activities for the entire watershed area with the mission to guide protection and restoration of priority natural resources over the next ten years.

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners delegates authority to the Washington County Policy Committee representative for the Lower St. Croix One Watershed, One Plan, Commissioner Fran Miron, to vote on whether the draft plan is to be submitted for a 60-day public comment period.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Washington County Board of Commissioners delegates authority to the Washington County Policy Committee representative for the Lower St. Croix One Watershed, One Plan, Commissioner Fran Miron, to vote in favor of the Policy Committee holding a public hearing on the Draft Lower St. Croix One Watershed, One Plan following the 60-day Review and Comment Period at a location to be determined by the Policy Committee.

L. Approval of **Resolution No. 2020-033** as follows:

**RESOLUTION AUTHORIZING SUBMITTAL OF AN
APPLICATION AND REPORT TO THE MINNESOTA
POLLUTION CONTROL AGENCY FOR LOCAL RECYCLING
DEVELOPMENT GRANT (LRDG)**

WHEREAS, MN Statute 115A.55 requires metropolitan counties to meet a 75% combined recycling and organics goal, and requires counties to develop and implement programs to reach recycling goals or require political subdivisions to develop and implement programs; and

WHEREAS, MN Statute 473.844 authorizes the Minnesota Pollution Control Agency (MPCA) to award grants for landfill abatement activities in the Twin Cities Metro Area through the Metropolitan Landfill Abatement Fund consisting of revenue derived from the landfill surcharge on metropolitan landfills; and

WHEREAS, part of the funds may be used for the Local Recycling Development Program (LRDP) for grants to metropolitan counties to pay for planning, developing, and operating yard waste, composting and recycling programs; and

WHEREAS, funds may be used for new activities or to enhance or increase the effectiveness of existing activities; and

WHEREAS, counties shall provide support to maintain effective municipal recycling where it is already established; and

WHEREAS, the cities and townships in the county have established recycling programs; and

WHEREAS, funded activities are consistent with the metropolitan solid waste management policy plan and the county solid waste management master plan.

NOW, THEREFORE BE IT RESOLVED that the Washington County Board of Commissioners hereby approves the 2020 LRDG application and

report of 2019 expenditures and activities, and authorizes the Washington County Department of Public Health and Environment to submit the application and report to the MPCA.

M. Approval of **Resolution No. 2020-034** as follows:

**RESOLUTION APPROVING THE ESTABLISHMENT OF
COUNTY STATE AID HIGHWAY 13
IN THE CITIES OF OAKDALE and LAKE ELMO**

WHEREAS, Washington County has constructed a new highway interchange at the junction of Minnesota Trunk Highway 36 and Hadley Avenue in the City of Oakdale; and

WHEREAS, the Commissioner of the Minnesota Department of Transportation (MnDOT) has previously approved the establishment of a County State Aid Highway originating at the intersection of 50th Street North and Olson Lake Trail, on the boundary of the Cities of Oakdale and Lake Elmo, established via MnDOT Commissioner's Order Number 70788, dated December 20, 1985, establishing said roadway as County State Aid Highway (CSAH) No. 35; and

WHEREAS, this same segment which was established as CSAH No. 35 was renumbered as an extension of CSAH No. 13 via MnDOT Commissioner's Order 98306, dated October 25th, 2019; and

WHEREAS, the geographic alignment of the roadway was shifted in conjunction with the construction of the new interchange at Minnesota Trunk Highway 36; and

WHEREAS, the portion of Hadley Avenue extending to the new westbound ramps of Trunk Highway 36 should be designated as a County State Aid Highway under the laws of the State of Minnesota;

NOW, THEREFORE, BE IT RESOLVED, by the County Board of the County of Washington that the roadway segment described as follows, to-wit:

Beginning at the intersection of Olson Lake Trail North (County State Aid Highway No. 13) and 50th Street North, said point being of beginning being approximately 1200 feet easterly of the south quarter corner of Section 5, Township 29 North, Range 21 West; thence westerly along 50th Street approximately 3,840 feet; thence northwesterly approximately 3180 feet to the point of termination, said point of termination being the center of the westbound roadway of Trunk Highway No. 36 and being approximately 2300 feet northerly and 1900 feet westerly of the southeast corner of Section 6, Township 29 North, Range 21 West, as established by Order No. 70788 and

renumbered in Order No. 98306 of the Minnesota Commissioner of Transportation, a distance of approximately 1.32 miles, be revoked as a portion of County State Aid Highway No. 13 of Washington County, subject to the approval of the Commissioner of Transportation of the State of Minnesota.

BE IT FURTHER RESOLVED, by the County Board of the County of Washington that the roadway segment described as follows, to-wit:

Beginning at the intersection of Olson Lake Trail North, (County State Aid Highway No. 13), and 50th Street North, in Section 5, Township 29 North, Range 21 West, Washington County, Minnesota; thence westerly along said 50th Street North approximately 3840 feet to its intersection with Hadley Avenue North; thence northwesterly along said Hadley Avenue North approximately 2680 feet to its intersection with the Trunk Highway No. 36 eastbound ramps, said intersection being approximately 1030 feet easterly and 760 feet southerly of the northwest corner of the Southeast Quarter of Section 6, Township 29 North, Range 21 West, Washington County, Minnesota, thence continuing northwesterly along said Hadley Avenue North approximately 900 feet to its intersection with the Trunk Highway No. 36 westbound ramps, said intersection being approximately 330 feet easterly and 250 feet southerly of the northwest corner of the Southeast Quarter of Section 6, Township 29 North, Range 21 West, Washington County, Minnesota, and there terminating, a total distance of approximately 1.41 miles, be, and hereby are established, located, and designated as a portion of County State Aid Highway No. 13 of Washington County, subject to the approval of the Commissioner of Transportation of the State of Minnesota.

BE IT FURTHER RESOLVED, that the County Auditor is hereby authorized and directed to forward two certified copies of this resolution to the Commissioner of Transportation for her consideration.

N. Approval of **Resolution No. 2020-035** as follows:

**RESOLUTION AUTHORIZING SUBMITTAL OF APPLICATIONS
TO THE METROPOLITAN COUNCIL FOR FUNDING UNDER
THE METROPLITAN COUNCIL REGIONAL SOLICITATION**

WHEREAS, the Regional Solicitation process started with the passage of the Intermodal Surface Transportation Efficiency Act (ISTEA) in 1991; and

WHEREAS, as authorized by the most recent federal surface transportation funding act, FAST ACT, projects will be selected for funding as part of three federal programs: Surface Transportation Program (STP), Congestion Mitigation and Air Quality Improvement (CMAQ) Program, and Transportation Alternatives Program (TAP); and

WHEREAS, pursuant to the Regional Solicitation and the regulations promulgated thereunder, eligible project sponsors wishing to receive federal grants for a project shall submit an application first with the appropriate metropolitan planning organization (MPO) for review and inclusion in the MPO's Transportation Improvement Program (TIP); and

WHEREAS, the Metropolitan Council and the Transportation Advisory Board (TAB) act as the MPO for the seven county Twin Cities region and have released the Regional Solicitation for federal transportation funds for 2024 and 2025; and

WHEREAS, Washington County is an eligible project sponsor for Regional Solicitation funds; and

WHEREAS, Washington County is proposing to submit grant applications to Metropolitan Council as part of the 2020 Regional Solicitation for the following projects:

WHEREAS, Washington County is proposing to submit applications for the following projects.

1. County State Aid Highway (CSAH) 15 South Segment: Addition of new road segment spanning from the intersection of CSAH 15 and Trunk Highway (TH) 36 to 58th Street North in the cities of Oak Park Heights, Lake Elmo, Stillwater, and Stillwater Township.
2. TH 120: Conversion of roadway from one lane divided to two lane divided and addition of sidewalk and trail on TH 120 between Interstate 694 and TH 244 in the City of Mahtomedi.
3. CSAH 17 at TH 36: Conversion of at-grade intersection to grade-separated interchange in the cities of Lake Elmo and Grant.
4. CSAH 15 Phase 4: Reconstruction of CSAH 15, drainage improvements, and addition of sidewalk and multiuse trail between Interstate 94 and Oakland Middle School in the City of Lake Elmo and West Lakeland Township.
5. CSAH 32 Reconstruction: Intersection control improvements, drainage improvements, addition of pedestrian facility, and potential realignment of CSAH 32 between CSAH 33 and TH 61 in the City of Forest Lake.
6. CSAH 12 Pedestrian Facility: Addition of 10-foot pedestrian facility and boulevard on the south side of CSAH 12 between Ideal Avenue and the Mahtomedi School entrance in the cities of Mahtomedi and Grant.

7. CSAH 16 Multiuse Trail: Segment of multiuse trail on the south side of CSAH 16 between Queens Drive and Tower Drive in the City of Woodbury.
8. METRO Gold Line Multiuse Trail: Addition of multiuse trail on Hudson Boulevard between Greenway Avenue and Hadley Avenue in the cities of Landfall and Oakdale.
9. I-494 Park and Ride Parking Structure: Construction of shared parking structure in Woodbury west of the Woodbury Theatre in the City of Woodbury.

WHEREAS, the projects will be of mutual benefit to the Metropolitan Council, Washington County, Ramsey County and the Cities of Oak Park Heights, Lake Elmo, Stillwater, Stillwater Township, Mahtomedi, White Bear Lake, Grant, West Lakeland Township, Forest Lake, Landfall, Oakdale, and Woodbury; and

WHEREAS, Washington County is committed to providing the county share of the costs if the projects are selected as part of the 2020 Regional Solicitation; and

WHEREAS, Washington County is committed to completing the project, if selected, and funding is provided as part of the 2020 Regional Solicitation;

NOW, THEREFORE, BE IT RESOLVED, that Washington County is requesting funding from the federal government through the Metropolitan Council's 2020 Regional Solicitation and the county is committed to completing the projects identified above and providing the county share of funding.

- O. Approve Joint Powers Agreement No. 13332 with the City of Bayport to provide fuel to the city for law enforcement services, and authorize its execution pursuant to Minn. Stat. 373.02
- P. Approve Joint Powers Agreement No. 13333 with the City of Oak Park Heights to provide fuel to the city for law enforcement services, and authorize its execution pursuant to Minn. Stat. 373.02.
- Q. Approve Grant Agreement No. 13334 between the Office of National Drug Control Policy and Washington County in the amount of \$150,878 for the period of January 1, 2020, through December 31, 2021, and authorize its execution pursuant to Minn. Stat. 373.02.

The motion was adopted 5-0 with a Roll Call vote as follows: Ayes, Commissioners Weik, Kriesel, Johnson, Karwoski, and Miron. Nays, none.

GENERAL ADMINISTRATION

COVID-19 Update

The Department of Public Health and Environment (PHE) Director Lowell Johnson gave an update on Washington County's response to COVID-19. The county continues to fight against the virus and Mr. Johnson expressed his thanks to the County Board for its support and response. The public has responded well to mitigation strategies put in place, and this is not without sacrifice. The outbreak is considered community-wide and widespread. Thirty-one (31) counties in Minnesota are reporting cases and there are 10 confirmed cases in Washington County. Since the testing protocol has changed, widespread testing is not being done. Testing is being done for health care professionals, patients that are hospitalized, and persons who live in long-term care or assisted living facilities. PHE suspects there are more cases in our community that have not been tested.

The organization is responding by following PHE's incident command structure and the county's Emergency Operations Center (EOC). This aligns the county very well with the national structure. FEMA is taking the lead at the national level for all agencies. This is becoming a community-wide response with multi-sectoral coordination of assets and resources within the community. The EOC allows the county to align communication with local cities and townships for effective and streamlined response, then the EOC communicates to the state. PHE continues to work with the Minnesota Department of Health (MDH) if there are cases that require additional contact tracing or investigations. PHE also provides essential services. For example, in the case of a person being placed in isolation or quarantined, and, if during that time they need medication or medical equipment, the county would respond to that request at the local level.

Mr. Johnson reiterated the importance of seeking reputable and credible sources of information about COVID-19 from the county, MDH, and the Centers for Disease Control and Prevention (CDC).

Mr. Johnson reported being part of a panel interview with Lakeview Hospital and Stillwater Medical Group and said our medical partners are doing a tremendous job. Medical staff believe they will see more cases and it is only a matter of time, and efforts are being made to flatten the pandemic curve so our healthcare system can respond as the number of cases increases.

Commissioner Johnson asked about communicating information about HIPAA laws to remind employers about privacy laws regarding their employees. Mr. Johnson will look into this.

Commissioner Kriesel asked about shortage of test kits. Mr. Johnson reported indications are that there is more supply moving now, and testing resources are becoming more abundant. There are more private providers able to do testing, and private labs that are able to process the tests. There is growing confidence that the tests being used are accurate. At this time, tests are prioritized for the three groups mentioned earlier (health care professionals, hospitalized patients, and people living in long-term care/assisted living facilities). Commissioner Kriesel asked if there was a total number of people that have been tested in Washington County. Mr. Johnson said this information is not available at this time.

Mr. Johnson reported that Minnesota has a very sophisticated and highly regarding public health system. For many years, the county has had collaborative planning processes in place for years. Those processes and the relationships formed are invaluable as they are now being put into practice.

Commissioner Weik asked if an action of the board is needed to activate the Medical Reserve Corps (MRC) and if the county been in contact with MRC. Mr. Johnson reported PHE has been communicating with the MRC. Many of them are retirees of the healthcare industry, but some would not be available because they are still working professionals. Mr. Johnson said last week's declaration of the state of emergency is the criteria needed to activate the MRC.

Commissioner Weik asked if yard waste drop off and compost sites would continue to be open. Mr. Johnson reported at this point, PHE has not heard from the private sector that anything has changed. At this time, these sites will continue operating. Mr. Johnson will keep the board apprised if there are further changes or restrictions.

County Administrator Kevin Corbid reported that the county has received nearly \$260,000 in funds related to COVID-19 response from the \$7.7 million in State of Minnesota funding for local public health boards.

Mr. Corbid reported that last week PHE and the Sheriff's Office activated their incident command structure and EOC, and the county's Executive Response Team was created. It became clear that due to the because of the changing nature and speed of this event, the county needed to activate the countywide incident command structure and EOC. Mr. Corbid provided the board with the organizational chart that shows the current structure of the COVID-19 response team. All meetings are virtual at this time.

Mr. Corbid provided the board with a compilation of department activities and responses to COVID-19. Service delivery changes are being implemented and many county services continue to be delivered in a different way. There are a few service gaps where departments have been unable to develop alternative systems for services that need face-to-face contact. Examples are in-person appointments for people to utilize library computers, and renewals of driver's licenses, passports, and other licenses. PHE home visits are impacted and the department is developing a process for virtual home visiting to occur. The department has also closed immunizations and inspections.

Commissioner Weik asked about joint powers boards and the possibility of virtual meetings. Mr. Corbid reported that staff is working on alternative delivery models and will follow-up as they receive notifications of cancellations.

Commissioner Miron asked if the county has a response to Wisconsin's Emergency Order 12: Safer at Home, and how this many impact the Washington County workforce since many employees are Wisconsin residents. Mr. Corbid said the order is similar to Minnesota's Stay at Home Order.

Human Resources Director Angie Nalezny reported that Wisconsin's Stay at Home Order is that employees should not report to non-essential businesses. Government is an essential business, and the Human Resources Department has asked department heads to encourage telework as much as possible.

Commissioner Miron asked about the status of University of Minnesota-Extension Services and 4-H. PHE Director Lowell Johnson reported he has been in communication with the Regional Extension Director. Extension has suspended services, external meetings and activities, and have told local clubs not to meet. Extension staff are working from home. Commissioner Miron asked about distance learning for the youth in the 4-H program. Mr. Johnson will follow-up with Regional Extension Director Lisa Dierks.

Commissioner Weik asked about communication and collaboration with the school districts. Mr. Corbid reported there have been several phone calls and those conversations will continue on a regular basis to identify issues such as meal distribution and nutrition rules.

PHE Director Lowell Johnson followed up on the comment regarding the school district's concern about food distribution and Mr. Johnson said this was discussed with the Operations Team. Mr. Johnson reported the Recycling & Energy Board has been collaborating for some time with Second Harvest Heartland on a project for food waste and distributing good, unspoiled food that is available. PHE has been actively working with restaurants within the community and Second Harvest Heartland. They are working to see if that is a resource that could be applicable to school districts during the time when schools are providing meals. There is a group called Minnesota Food Access Network and PHE has been part of that planning group for a long time. They are also working to see if there are some solutions or better opportunities to assist the school districts with food distribution. PHE staff will be in touch with the food service representatives at the school districts to let them know if these resources would be available.

County Administrator Kevin Corbid presented several requests for County Board action.

Continuation of Suspension of Public-facing Services

On March 17, 2020, the County Board acted to suspend all public-facing services through March 24, 2020. This action was consistent with the action of all metropolitan counties, and many others throughout the State of Minnesota. Continuing to provide direct face-to-face services, while abiding by the social distancing guidelines and direction to limit gatherings to no more than 10 people, had become unworkable, especially in locations such as the county libraries and license centers. Departments continue to look for alternative service delivery models for serving their customers and implement them as they are developed.

Commissioner Weik moved that the suspension of all public-facing services be continued through April 7, 2020 in response to COVID-19, which includes public-facing services at the county government center, the county's eight public libraries, the county service centers and license centers, all county park buildings, and the North Public Works building, and to authorize the delivery of services through alternative delivery methods as developed by Department Heads. Commissioner Karwoski seconded the motion and it was adopted unanimously.

Commissioner Johnson asked if there had been feedback on the library offering curbside pickup. Library Director Amy Stenftenagel reported they have heard both sides, people that are happy the library is continuing business, and others that are not happy. Between last Thursday and yesterday, staff has reported over 694 cars at all branches. Staff have some safety concerns and are utilizing best safety practices such as social distancing, wearing gloves, and depositing library items into car trunks for minimal public interaction. Ms. Stenftenagel said the libraries are following CDC and MDH recommendations, keeping minimal or zero contact. Some employees are taking Paid Time Off (PTO) but libraries are currently 75% staffed. Volunteers and substitute librarians have not been coming in for almost two weeks. The library is not offering computers by appointments at this time.

Commissioner Karwoski moved that the County Board delegate authority to the county administrator to resume public-facing services within certain county facilities, if doing so follows the recommendations of the Centers for Disease Control, the Minnesota Department of Health, the Washington County Department of Public Health and Environment, and is consistent with the executive orders of the Governor of the State of Minnesota related to the COVID-19 pandemic. Commissioner Miron seconded the motion and it was adopted unanimously.

Commissioner Karwoski moved that the county parks remain operational for the use of their trails and open spaces and that the requirement for a county park pass be waived through April 7, 2020. Commissioner Weik seconded the motion and it was adopted unanimously.

Commissioner Weik asked if law enforcement is continuing to patrol the parks, and if there have been any unauthorized campers in the campgrounds. Chief Deputy Brian Mueller reported that patrol operations are as normal and patrol has not seen any unauthorized campers.

Leave without Pay/with Benefits

Section 16 of the County's Rules and Regulations allows employees to request a personal leave without pay with benefits of up to 40 hours for full-time employees. These leaves are department granted if they are deemed to be in the public's interest and does not cause disruption to the department of the requesting employee. Under this leave, an employee is in unpaid status, but the county continues to make its contribution towards health insurance, and other benefits. If this pandemic affects county operations for a long period of time, there may be employees who wish to go into unpaid status, and the county may desire to approve this type of leave.

Commissioner Johnson moved, seconded by Commissioner Karwoski, to direct the Human Resources Department to allow up to 160 hours of leave without pay with benefits under Section 16 of the County's Rules and Regulations. Such leaves would only be granted upon request of the employee and with the approval of the Department Head, and this authority be granted until December 31, 2020, or for the duration of the Governor's state of emergency related to the COVID-19 pandemic, whichever occurs earlier.

The motion was adopted 5-0 with a Roll Call vote as follows: Ayes, Commissioners Weik, Kriesel, Johnson, Karwoski, and Miron. Nays, none.

County Policy #2509 Gifts, Donations, and Bequest Policy and Acceptance

County Policy #2509 requires all donations of cash and in-kind contributions greater than \$1,000 to be presented to the board for formal approval. All donations of \$1,000 or less may be accepted by a Department Head and reported to the board quarterly. In order to facilitate the possible donation of goods and services during this pandemic, staff is recommending to waive the requirement for the board to accept all donations of \$1,000 or greater. All other requirements of the policy will remain in effect.

Commissioner Weik moved, seconded by Commissioner Karwoski, that the requirement under Policy #2509 that all donations of greater than \$1,000 be formally accepted by the County Board be suspended for the duration of the Governor's declaration of a state emergency related to the COVID-19 pandemic and that all donations, regardless of size, be reported to the County Board quarterly as required under Policy# 2509, Guideline A.

The motion was adopted 5-0 with a Roll Call vote as follows: Ayes, Commissioners Weik, Kriesel, Johnson, Karwoski, and Miron. Nays, none.

COMMISSIONER REPORTS

Commissioners reported on meetings and other events that they attended. Please see archived web streaming of the board meeting for full commissioner reports at www.co.washington.mn.us, under "County Board."

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

ADJOURNMENT

There being no further business to come before the Board, Commissioner Weik moved to adjourn, seconded by Commissioner Karwoski, and it was adopted unanimously. The County Board meeting adjourned at 11:19 a.m.

Attest:

A handwritten signature in cursive script, appearing to read "Kevin J. Corbid".

Kevin Corbid
County Administrator

A handwritten signature in cursive script, appearing to read "Fran Miron".

Fran Miron
County Board Chair