



[Washington County Board of  
County Commissioners:  
Minutes and Agenda  
Packets](#)

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11/21/89	SHERIFF		BLDG. COMMITTEE, LAW ENFORCEMENT CENTER TO DISCUSS, WORK RELEASE, ANOKA JUVENILE FACILITY, PARKING, AND TOURS.	3	200
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08/01/89	SOIL AND WATER		ANNUAL BOARD LUNCHEON SET FOR AUG. 22, 1989.	3	104
12/19/89	SOIL AND WATER		CHECK FOR SOIL AND WATER DISTRICT, \$36,358.01 (EXCESS CONSERVATION FEES).	3	217
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OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
MAY 9, 1989

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 9:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, JERGENS, SCHEEL AND LARKIN. ABSENT NONE. CHAIRMAN JERGENS PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JIM SCHUG, DIRECTOR SOCIAL SERVICES; DOUG KARSKY, SOCIAL SERVICES; RICHARD STAFFORD, AUDITOR-TREASURER; JUDY HONMYHR, DIRECTOR HUMAN RESOURCES; DON WISNIEWSKI, DIRECTOR PUBLIC WORKS; JIM TRUDEAU, SHERIFF; AND MARY LUTH, DIRECTOR PUBLIC HEALTH.

**CONSENT CALENDAR**

COMMISSIONER EVERT MOVED, SECONDED BY COMMISSIONER MCMULLEN TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL OF THE WEEKLY BILL LIST IN THE AMOUNT OF \$236,278.38.  
(A COMPLETE COPY OF THE BILL LIST IS ON FILE IN THE AUDITOR-TREASURER'S OFFICE.)
2. APPROVAL OF THE APRIL 18 AND 25 BOARD MEETING MINUTES.
3. APPROVAL OF APPLICATIONS FOR REDUCTION OF REAL ESTATE VALUES AS FOLLOWS:

<u>NAME</u>	<u>PARCEL NUMBER</u>	<u>AMOUNT REDUCED TO/ YEAR PAYABLE</u>
WILLIAM SCHULTZ	22118-9020	REJECTED
ALAN J. HOLZ	27461-5325	REJECTED
NORRIS G. SWANBURG	58022-3475	REJECTED
JACK HARPER	28397-2075	3,304.68 /89
DR. LEE ARMSTRONG	30190-4300	4,342.72 /89
WILL HARRIS	93005-2320	10,641.02 /89
TERRY MARVIN	68500-2660	1,733.90 /89
JEANNE L. KUBICKA	68500-2230	709.28 /89
RICHARD & ANNE WINKELMANN	89019-3750	2,335.66 /89

APPROVAL OF APPLICATIONS FOR HOMESTEAD CLASSIFICATIONS AS FOLLOWS:

DELORES SWETLAND, (50% '89); STEVEN & STARLA NEWHOUSE, (1/2 '89); PAUL E. CARLSON, ('88 & '89); KENNETH & DAWN PUCKETT, ('89); RICHARD T. SCHROEDER, (1/2 '89); RUSSELL J. ENGSTROM, ('89); WILLIAM & LINDA DUKOWITZ, ('89).

4. REVIEW AND APPROVAL OF CHARITABLE GAMBLING LICENSE APPLICATION FROM VFW POST #323, OAK PARK HEIGHTS, STILLWATER, FOR USE AT WASHINGTON COUNTY FAIR GROUNDS, BAYTOWN TOWNSHIP.
5. APPROVAL OF PERSONAL LEAVE OF ABSENCE WITHOUT PAY FOR JUDY ARENDS, PUBLIC HEALTH DEPARTMENT, FROM JUNE 9 TO AUGUST 11, 1989.

MAY 9, 1989

6. APPROVAL OF PERSONAL LEAVE OF ABSENCE WITHOUT PAY FOR LORENE GRAY, PUBLIC HEALTH DEPARTMENT, JUNE 13 TO OCTOBER 13, 1989.
7. APPROVAL OF AGREEMENT FOR BOTH ON-SITE SEWAGE INSPECTION SERVICES AND BUILDING INSPECTION SERVICES WITH THE CITY OF MARINE ON ST. CROIX (TWO CONTRACTS).
8. AUTHORIZATION FOR PUBLIC HEALTH TO ISSUE PLANS AND SPECIFICATIONS AND SOLICIT BIDS FOR CONSTRUCTION OF GRADIENT CONTROL 1 OFF-SITE DISCHARGE AND INSTALLATION OF GRADIENT CONTROL WELL NO. 4.
9. ADOPTION OF **RESOLUTION NO. 89-48**, AS FOLLOWS:

## SPEED SURVEY ON CSAH 10

BE IT RESOLVED, THAT THE BOARD OF COUNTY COMMISSIONERS FOR WASHINGTON COUNTY, MINNESOTA HEREBY REQUEST THE COMMISSIONER OF THE MINNESOTA DEPARTMENT OF TRANSPORTATION TO CONDUCT A TRAFFIC SURVEY TO DETERMINE THE REASONABLE AND SAFE SPEED ON THE FOLLOWING COUNTY HIGHWAY:

1. COUNTY STATE AID HIGHWAY NO. 10 BETWEEN TH. 120 AND CSAH 21.

BE IT FURTHER RESOLVED, THAT UPON DETERMINATION OF A REASONABLE AND SAFE SPEED ON THE ABOVE HIGHWAY, WASHINGTON COUNTY BE AUTHORIZED BY THE COMMISSIONER OF THE MINNESOTA DEPARTMENT OF TRANSPORTATION TO POST SUCH SPEED LIMIT.

10. ADOPTION OF **RESOLUTION NO. 89-49**, AS FOLLOWS:

## VACATE PORTION OF CSAH. 16 RIGHT OF WAY

WHEREAS, WASHINGTON COUNTY ACQUIRED CERTAIN LAND FOR SIGHT CORNER PURPOSES AT PIONEER DRIVE AND CSAH 16, AS PART OF THE CSAH 16 RIGHT OF WAY; AND

WHEREAS, THE CITY OF WOODBURY IS IN THE PROCESS OF VACATING THAT PORTION OF PIONEER DRIVE LYING SOUTH OF CSAH 16 AND NORTH OF INTERLACHEN PARKWAY, MAKING THE CSAH 16 SIGHT CORNER RIGHT OF WAY FOR PIONEER DRIVE UNNECESSARY; AND

WHEREAS, THE LANDOWNERS ADJACENT TO THE PROPOSED VACATION HAVE GIVEN WASHINGTON COUNTY DEEDS RESTRICTING ACCESS ALONG CSAH 16 AT PIONEER DRIVE (DOCUMENTS 548069 AND 548072).

NOW, THEREFORE, BE IT RESOLVED, THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS VACATE, PURSUANT TO MINN. STAT. 163.11, SEC. 4, THE FOLLOWING DESCRIBED RIGHT OF WAY:

THAT PART OF WASHINGTON COUNTY HIGHWAY RIGHT OF WAY PLAT NO. 8 AS AMENDED, ACCORDING TO THE RECORDED PLAT THEREOF, WASHINGTON COUNTY, MINNESOTA, DESCRIBED AS FOLLOWS:

MAY 9, 1989

BEGINNING AT RIGHT OF WAY BOUNDARY CORNER B16 OF SAID RIGHT OF WAY PLAT; THENCE ON AN ASSUMED BEARING OF SOUTH 44 DEGREES 55 MINUTES 04 SECONDS WEST, ALONG THE SOUTHEASTERLY BOUNDARY OF SAID RIGHT OF WAY PLAT, A DISTANCE OF 212.13 FEET TO RIGHT OF WAY BOUNDARY CORNER B17; THENCE SOUTH 89 DEGREES 55 MINUTES 04 SECONDS WEST, ALONG THE SOUTHERLY BOUNDARY OF SAID RIGHT OF WAY PLAT, A DISTANCE OF 66.00 FEET TO RIGHT OF WAY BOUNDARY CORNER B18; THENCE NORTH 45 DEGREES 04 MINUTES 56 SECONDS WEST, ALONG THE SOUTHWESTERLY BOUNDARY OF SAID RIGHT OF WAY PLAT, A DISTANCE OF 212.13 FEET TO RIGHT OF WAY BOUNDARY CORNER B19; THENCE NORTH 89 DEGREES 55 MINUTES 04 SECONDS EAST A DISTANCE OF 366 FEET TO THE POINT OF BEGINNING.

BE IT FURTHER RESOLVED THAT A COPY OF THIS RESOLUTION BE PERSONALLY SERVED ON ALL OCCUPANTS OF LAND THROUGH WHICH THE VACATED PORTION OF CSAH 16 PASSES AND THAT A COPY OF THIS RESOLUTION BE POSTED FOR AT LEAST 10 DAYS IN THE WASHINGTON COUNTY GOVERNMENT CENTER AND THE WOODBURY CITY HALL.

11. AUTHORIZATION FOR PUBLIC WORKS TO ADVERTISE FOR BIDS FOR SAP 82-624-04, SAP 82-623-02, SAP 82-623-03 AND CP 89-2305.

12. INFORMATION ONLY - RECORDER FEES FOR APRIL, 1989.

THE FOREGOING CONSENT CALENDAR WAS UNANIMOUSLY ADOPTED.

#### **AUDITOR-TREASURER'S OFFICE**

COMMISSIONER SCHEEL MOVED TO APPROVE THE APPLICATION FOR ABATEMENT OF PENALTY FOR HENRIETTA C. UTECHT, BAYPORT, MINNESOTA. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

#### **COMMUNITY SOCIAL SERVICES**

APPLICATION FOR RULE 14 GRANT FUNDS - COMMISSIONER MCMULLEN MOVED TO APPROVE THE COUNTY'S APPLICATION FOR RULE 14 GRANT FUNDS TO THE DEPARTMENT OF HUMAN SERVICES FOR PERSONS WITH SERIOUS AND PERSISTENT MENTAL ILLNESS. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

NEED FOR NEW ICF/MR FACILITY - COMMISSIONER MCMULLEN MOVED TO APPROVE THE RECOMMENDATION OF THOMAS ALLEN INCORPORATED TO THE DEPARTMENT OF OF HUMAN SERVICES TO DEVELOP A FOUR BED ICF/MR FACILITY IN WASHINGTON COUNTY TO SERVE ADULTS WITH DEVELOPMENTAL DISABILITIES AND MULTIPLE PHYSICAL HANDICAPS. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

MAY 9, 1989

OVERVIEW OF 1988 FAMILY SUPPORT ACT - THE SOCIAL SERVICES DIRECTOR PRESENTED AN OVERVIEW OF THE MAJOR PROVISIONS OF THE FEDERAL FAMILY SUPPORT ACT OF 1988 (WELFARE REFORM).

GENERAL ADMINISTRATION

COUNTY SMOKING POLICY - A BOARD DISCUSSION WAS HELD ON COUNTY SMOKING POLICY FOR GOVERNMENT CENTER FACILITIES. AMONG ADDRESSING THE BOARD WERE TIM CONNERS, REPRESENTING LOCAL 49, PUBLIC WORKS DEPARTMENT, MATT NELSON, AFSCME REPRESENTATIVE AND JUDY HONMYHR, HUMAN RESOURCES DIRECTOR.

COMMISSIONER MCMULLEN MOVED, SECONDED BY COMMISSIONER SCHEEL TO ADOPT THE FOLLOWING POLICY ON SMOKING FOR GOVERNMENT CENTER FACILITIES:

1. EFFECTIVE IMMEDIATELY THE CAFETERIA AND ALL REST ROOMS ARE DESIGNATED AS NON SMOKING. SMOKING MAY ONLY OCCUR IN OTHER SPECIFICALLY DESIGNATED AREAS.
2. EFFECTIVE JULY 1, 1990 ALL WASHINGTON COUNTY OWNED AND OPERATED FACILITIES WILL BE DESIGNATED SMOKE FREE. NO SMOKING WILL BE PERMITTED INSIDE ANY COUNTY FACILITY.

SPECIFIC ISSUES THAT REMAIN TO BE ADDRESSED BEFORE JULY 1, 1990 ARE:

- A. SMOKING INSIDE COUNTY VEHICLES
- B. SMOKING INSIDE THE JAIL
- C. SMOKING IN THE PUBLIC WORKS SHOP AREAS

THE FOREGOING MOTION WAS UNANIMOUSLY ADOPTED.

RECOMMENDATION ON REQUEST FROM THE CITY OF COTTAGE GROVE, OAKDALE AND WOODBURY - PUBLIC WORKS, PUBLIC HEALTH AND THE SHERIFF'S DEPARTMENT PRESENTED RECOMMENDATIONS TO REQUESTS FROM THE CITIES OF COTTAGE GROVE, OAKDALE AND WOODBURY FOR MORE INVOLVEMENT IN THE CAPITAL IMPROVEMENT PROGRAM, ADDITIONAL ASSISTANCE ON RECYCLING, AND DISPATCHING SERVICES. THE BOARD DEFERRED ACTION ON THE RECOMMENDATIONS UNTIL AFTER A CAPITAL IMPROVEMENT PROJECT WORKSHOP SCHEDULED FOR MAY 23, 1989

LEGISLATIVE UPDATE - THE INTERGOVERNMENTAL RELATIONS COORDINATOR PRESENTED A LEGISLATIVE UPDATE.

MAY 9, 1989

EAST SUBURBAN RESOURCES INCORPORATED (ESR)

RON RUCKER, ESR, ADDRESSED THE BOARD CONCERNING THE PROPOSAL TO RELOCATE ESR TO ALLOW FOR EXPANDED COUNTY SERVICES IN THE COTTAGE GROVE BUILDING. THE BOARD REQUESTED ADMINISTRATION TO REPORT BACK ON CONCERNS RAISED BY MR. RUCKER.

RESOURCE RECOVERY PROJECT - COMMISSIONER EVERT UPDATED THE BOARD ON RECENT RESOURCE RECOVERY PROJECT ISSUES AND ASKED DEPUTY ADMINISTRATOR TURNQUIST TO FACILITATE MEETINGS BETWEEN THE STAFFS INVOLVED.

BOARD CORRESPONDENCE

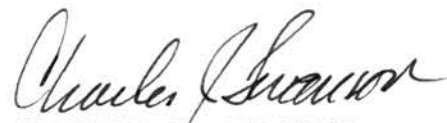
BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE INCLUDING A LETTER FROM RICHARD HOUSTON, STILLWATER, IN OPPOSITION TO THE REVOCATION OF LICENSE FOR POOR RICHARD'S, REFERRED TO THE PUBLIC HEALTH DEPARTMENT FOR RESPONSE; AND A LETTER FROM THE DEPARTMENT OF CORRECTIONS CONCERNING THE AUDIT REPORT OF COMMUNITY CORRECTIONS REFERRED TO ADMINISTRATION TO FOLLOW UP WITH COURT SERVICES.

ADJOURNMENT

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER EVERT MOVED FOR ADJOURNMENT, SECONDED BY COMMISSIONER SCHEEL AND IT WAS ADOPTED UNANIMOUSLY. THE MEETING ADJOURNED AT 10:45 A.M.

  
JOHN V. JERGENS, CHAIRMAN  
COUNTY BOARD

ATTEST:

  
CHARLES J. SWANSON  
COUNTY ADMINISTRATOR

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
MAY 16, 1989

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 9:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, SCHEEL AND LARKIN. ABSENT COMMISSIONER JERGENS. VICE-CHAIRMAN SCHEEL PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; JIM SCHUG, DIRECTOR SOCIAL SERVICES; DON WISNIEWSKI, DIRECTOR PUBLIC WORKS; JUDY HONMYHR, DIRECTOR HUMAN RESOURCES; DENNIS O'DONNELL, PLANNING DEPARTMENT; AND ROBERT LOCKYEAR, PLANNING COORDINATOR.

**CONSENT CALENDAR**

COMMISSIONER LARKIN MOVED, SECONDED BY COMMISSIONER MCMULLEN TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL OF THE WEEKLY BILL LIST IN THE AMOUNT OF \$138,365.25.  
(A COMPLETE COPY OF THE BILL LIST IS ON FILE IN THE AUDITOR-TREASURER'S OFFICE.)
2. APPROVAL OF ADDITIONAL .4 FTE ADMINISTRATIVE AIDE I AND ELIMINATION OF .1 CLERK TYPIST POSITION IN ACCOUNTING DEPARTMENT EFFECTIVE MAY 28, 1989.
3. ADOPTION OF **RESOLUTION NO. 89-50** AS FOLLOWS:

APRIL SOCIAL SERVICE AND ECONOMIC  
ASSISTANT ACTIONS

WHEREAS, MINNESOTA STATUTES, CHAPTER 393.07 ESTABLISHES THE POWERS AND THE DUTIES OF THE COUNTY WELFARE BOARD INCLUDING THE AUTHORITY TO OPEN, CLOSE, DENY, OR SUSPEND SERVICES AND GRANTS PROVIDED UNDER THE SOCIAL SERVICE AND ECONOMIC ASSISTANCE PROGRAMS IT ADMINISTERS; AND

WHEREAS, IN WASHINGTON COUNTY, THE POWERS AND DUTIES OF THE WELFARE BOARD ARE CARRIED OUT BY THE COUNTY BOARD OF COMMISSIONERS; AND

WHEREAS, THE SOCIAL SERVICE AND ECONOMIC ASSISTANCE PROGRAMS ARE ADMINISTERED BY THE COMMUNITY SOCIAL SERVICES DEPARTMENT.

NOW, THEREFORE, BE IT RESOLVED THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS APPROVE ALL SOCIAL SERVICE AND ECONOMIC ASSISTANCE ACTIONS FOR APRIL AS DOCUMENTED IN THE RECORDS MAINTAINED BY THE COMMUNITY SOCIAL SERVICES DEPARTMENT.



MAY 16, 1989

4. APPROVAL OF RECOMMENDATION FOR DETERMINATION OF NEED FOR A NEW ICF-MR TO SERVE INDIVIDUALS WITH A DUAL DIAGNOSIS OF MENTAL RETARDATION AND MENTAL ILLNESS IN WASHINGTON COUNTY.
5. APPROVAL OF FINAL ESTIMATE OF ROAD CONSTRUCTION CONTRACT SAP-621-13.
6. ADOPTION OF **RESOLUTION NO. 89-51** AS FOLLOWS:

EAST METRO NARCOTICS TASK FORCE GRANT AGREEMENT

WHEREAS, THE MINNESOTA DEPARTMENT OF PUBLIC SAFETY HAS BEEN DESIGNATED TO ADMINISTER LAW ENFORCEMENT FUNDS AVAILABLE THROUGH THE FEDERAL ANTI-DRUG ABUSE ACT OF 1986; AND

WHEREAS, THE COUNTY IS ELIGIBLE TO RECEIVE FUNDS FOR PARTICIPATION IN THE EAST METRO COORDINATED NARCOTICS TASK FORCE;

NOW, THEREFORE, IT IS RESOLVED THAT THE COUNTY ENTER INTO AGREEMENT WITH THE STATE OF MINNESOTA, DEPARTMENT OF PUBLIC SAFETY TO REIMBURSE THE COUNTY FOR MONEY SPENT FOR APPROVED ACTIVITIES IN CONNECTION WITH THE EAST METRO COORDINATED NARCOTICS TASK FORCE.

BE IT FURTHER RESOLVED THAT VIRGINIA R. ERDAHL WAS AUTHORIZED ON FEBRUARY 21, 1989 TO APPLY FOR AND EXECUTE SUCH AGREEMENT AND ANY AMENDMENT THERETO.

BE IT FURTHER RESOLVED THAT A COPY OF THIS RESOLUTION BE FORWARDED TO DENISE PEDERSON SJOBERG, GRANTS ADMINISTRATOR, BUREAU OF CRIMINAL APPREHENSION.

THE FOREGOING CONSENT CALENDAR WAS UNANIMOUSLY ADOPTED; COMMISSIONER JERGENS ABSENT.

**COMMUNITY SOCIAL SERVICES**

THE COMMUNITY SOCIAL SERVICES DIRECTOR PRESENTED AND OVERVIEW OF THE DEPARTMENT'S 1988 ANNUAL REPORT OUTLINING PROGRAM EXPENDITURES AND REVENUE, AND SIGNIFICANT ACCOMPLISHMENTS DURING THE YEAR.

**PLANNING DEPARTMENT**

COMMISSIONER LARKIN MOVED TO ADOPT ORDINANCE NO. 76 AS FOLLOWS:

**ZONING ORDINANCE AMENDMENT  
WASHINGTON COUNTY ORDINANCE NO. 76**

AN ORDINANCE AMENDING THE WASHINGTON COUNTY ZONING ORDINANCE REGULATING LAND USE IN WASHINGTON COUNTY.

THE BOARD OF COMMISSIONERS OF WASHINGTON COUNTY ORDAINS:

MAY 16, 1989

SECTION 1: AMEND THE WASHINGTON COUNTY ZONING ORDINANCE BY DELETING SECTION 738 - CLUSTER DEVELOPMENTS IN ITS ENTIRETY AND REPLACING IT WITH THE FOLLOWING LANGUAGE:

738. CLUSTER DEVELOPMENTS.

738.01. CLUSTER DEVELOPMENT, THE PLACING OF RESIDENTIAL DWELLING UNITS INTO COMPACT GROUPINGS, MAY BE PERMITTED IN R-1, R-4, A-2 AND A-1 ZONING DISTRICTS FOLLOWING THE ISSUANCE OF A CONDITIONAL USE PERMIT BY THE PLANNING ADVISORY COMMISSION AND THE COMPLETION AND APPROVAL OF A PRELIMINARY AND FINAL PLAT FOR A CLUSTER DEVELOPMENT. THE PLANNING COMMISSION SHALL FIND THAT THE PROPOSED DEVELOPMENT PLAN IS IN COMPLIANCE WITH THE APPLICABLE STANDARDS OF THE ZONING ORDINANCE AND THE COMMUNITY HOUSING POLICIES ON FILE WITH THE ZONING ADMINISTRATOR AND MEET ALL STANDARDS CONTAINED IN THIS SECTION OF THE ORDINANCE.

738.02. A CLUSTER DEVELOPMENT SHALL BE DEFINED IN THIS ORDINANCE AS A RESIDENTIAL DEVELOPMENT IN WHICH TWO OR MORE SINGLE FAMILY DETACHED DWELLINGS ARE GROUPED ON SMALLER LOTS THAN THOSE ALLOWED FOR IN THE SPECIFIC ZONING DISTRICT, LEAVING SOME LAND UNDIVIDED FOR COMMON USE BY ALL RESIDENTS OF THE DEVELOPMENT AS SET FORTH IN THE FOLLOWING SECTIONS.

738.03. COMMON LAND MUST BE PRESERVED AS AGRICULTURAL LAND, OPEN RECREATION SPACE FOR RECREATIONAL FACILITIES FOR USE BY RESIDENTS OF THE DEVELOPMENT ONLY, OR PRESERVATION OF NATURAL OR SCENIC RESOURCES. NO OTHER USES OF THE COMMON LAND ARE PERMITTED. USE OF PROPERTY FOR RECREATIONAL PURPOSES MUST BE APPROVED BY THE PLANNING ADVISORY COMMISSION. LAND SHALL BE CONSIDERED IN AGRICULTURAL USE PROVIDED THAT ANNUALLY IT IS DEVOTED TO THE PRODUCTION OF LIVESTOCK, DAIRY ANIMALS, DAIRY PRODUCTS, POULTRY AND POULTRY PRODUCTS, FUR BEARING ANIMALS, HORTICULTURE AND NURSERY STOCK, FRUIT OF ALL KINDS, VEGETABLES, FORAGE, GRAINS, BEES, APIARY PRODUCTS.

OPEN RECREATION SPACE SHALL BE DEFINED AS LAND THAT IS UNDEVELOPED AND FREE OF ANY BUILDINGS AND STRUCTURES AND EXPLICITLY USED FOR NONCOMMERCIAL LEISURE TIME PLEASURABLE ACTIVITIES.

738.04 CLUSTER DEVELOPMENTS ARE PERMITTED IN THE FOLLOWING ZONING DISTRICTS AS SET FORTH BELOW:

- A. IN R-4 (SEWERED), R-1 (2 1/2 ACRE DENSITY), AND A-2 (5 ACRE DENSITY) ZONES, A CLUSTER DEVELOPMENT IS PERMITTED PROVIDING THE PROPERTY LEFT UNDEVELOPED IS OWNED IN COMMON BY A HOMEOWNERS ASSOCIATION. THE COMMON LAND MUST BE USED IN ITS ENTIRETY FOR A COMBINATION OF RECREATIONAL AND OPEN SPACE USES BY ALL RESIDENTS OF THE DEVELOPMENT. A DEVELOPMENT AGREEMENT MUST BE RECORDED AGAINST THE LAND TO BE OWNED IN COMMON SPECIFYING THE USE AND OWNERSHIP OF THE PROPERTY.
- B. IN A-1 (1 HOME PER 10 ACRE DENSITY) ZONING DISTRICTS, THE UNDEVELOPED LAND MAY BE OWNED IN COMMON OR PERMITTED TO BE OWNED BY ONE LANDOWNER THE UNDEVELOPED OPEN SPACE MAY ONLY BE USED FOR AGRICULTURAL USE AND/OR RECREATIONAL OPEN SPACE. A DEVELOPMENT AGREEMENT MUST BE RECORDED AGAINST THE UNDEVELOPED LAND SPECIFYING THE USE OF THE LAND AND RECOGNIZING THE ALLOWABLE HOUSING DENSITY.

738.05. THE FOLLOWING STANDARDS MUST BE MET FOR ALL CLUSTER DEVELOPMENTS:



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- (1) IN ALL RESIDENTIAL AND AGRICULTURAL DISTRICTS OF THIS ORDINANCE, THE NUMBER OF DWELLING UNITS ALLOWED SHALL NOT EXCEED THE TOTAL NUMBER OF DWELLING UNITS ALLOWED IF THE DEVELOPMENT WAS BASED ON THE MINIMUM LOT SIZE REQUIREMENTS FOR A SINGLE FAMILY RESIDENTIAL SUBDIVISION. LAND NOT SUITED FOR DEVELOPMENT WOULD NOT BE ELIGIBLE FOR HOUSING DENSITY COMPUTATIONS. THE DEVELOPER IS RESPONSIBLE FOR DEMONSTRATING THE USABILITY OF THE REMAINING OR COMMON LAND FOR A NORMAL SUBDIVISION DEVELOPMENT IF THE TRANSFER OF HOUSING DENSITY UNITS ARE PROPOSED. LAND WITH SLOPES IN EXCESS OF 25%, OR THOSE LANDS IN WETLANDS/FLOODPLAIN AREAS ARE CONSIDERED UNSUITABLE FOR DEVELOPMENT FOR PURPOSES OF THIS SECTION OF THE ORDINANCE.
- (2) OPEN SPACE SHALL BE PRESERVED. AT LEAST FORTY PERCENT (40%) OF THE SITE SHALL BE KEPT IN ITS NATURAL STATE OR UTILIZED FOR RECREATION OR AGRICULTURAL PURPOSES.
- (3) IN AREAS WHERE PUBLIC SEWER AND WATER ARE NOT AVAILABLE, ADEQUATE SOIL AREA SHALL BE SHOWN ON THE PRELIMINARY PLAT FOR TWO (2) INDIVIDUAL SEPTIC DRAINFIELDS ON EACH LOT.
- (4) COMPLETE PLANS AND DOCUMENTS OF THE HOMEOWNERS ASSOCIATION ARE SUBMITTED WHICH EXPLAIN:
  - (A) OWNERSHIP AND MEMBERSHIP REQUIREMENTS.
  - (B) ORGANIZATION OF THE ASSOCIATION
  - (C) TIME AT WHICH THE DEVELOPER TURNS THE ASSOCIATION OVER TO THE HOMEOWNERS.
  - (D) APPROXIMATE MONTHLY OR YEARLY ASSOCIATION FEES FOR HOMEOWNERS
  - (E) SPECIFIC LISTING OF ITEMS OWNED IN COMMON INCLUDING SUCH ITEMS AS ROADS, RECREATION FACILITIES, PARKING, COMMON OPEN SPACE GROUNDS AND UTILITIES.
- (5) NO CLUSTER DEVELOPMENT LOT SHALL BE LESS THAN SIX THOUSAND (6,000) SQUARE FEET IN AREA IN R-4 ZONES. IN R-1 ZONING DISTRICTS THE MINIMUM LOT SIZE IS 1 1/2 ACRES. IN AGRICULTURAL DISTRICTS, THE MINIMUM LOT SIZE IS 2 1/2 ACRES. ALL SETBACKS OF THE ZONING DISTRICT IN WHICH THE PROPERTY IS LOCATED MUST BE MET AS WELL AS ANY OTHER LOT REQUIREMENTS PRESCRIBED ELSEWHERE IN THE ZONING ORDINANCE AND THE SUBDIVISION ORDINANCE. THE MINIMUM LOT WIDTH FOR A LOT IN A CLUSTER DEVELOPMENT IN AN UNSEWERED AREA IS 150 FEET. IN A SEWERED AREA, THE MINIMUM LOT WIDTH IS 60 FEET.
- (6) WHEN IT DOES NOT CONTRADICT THE PROVISIONS OF THIS ORDINANCE AS IT RELATES TO AN ADOPTED TRANSPORTATION PLAN OR THE PROTECTION OF OPPORTUNITIES FOR REASONABLE DEVELOPMENT OF SURROUNDING LANDS ADJACENT TO THE PROPOSED DEVELOPMENT IN THE APPLICATION OF STREETS WHICH ARE INTENDED TO BE KEPT CONTINUOUSLY CLOSED TO PUBLIC TRAFFIC OR AT ALL TIMES POSTED AS PRIVATE STREETS, SUCH CLOSED OR PRIVATE STREET TO BE SHOWN ON THE FINAL PLAT AS OUTLOTS AND MADE A PART OF THE CONDITIONAL USE PERMIT, PROVIDING AN AGREEMENT IS ENTERED INTO BETWEEN THE OWNERS OF SAID OUTLOTS AND THE COMMUNITY, ASSURING THAT CONSTRUCTION, OPERATION AND MAINTENANCE OF SAID STREETS WILL BE ACCOMPLISHED IN ACCORDANCE WITH APPROVED COMMUNITY STANDARDS. (SEE SECTION 746, PRIVATE ROADS).

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(7) THE USES FOR THE UNDEVELOPED LAND AS SPECIFIED IN SECTION 738.03 SHALL CONTINUE IN EXISTENCE FOR AT LEAST EIGHT (8) YEARS AND THE DEVELOPMENT AGREEMENT SHALL SPECIFY:

- (A) THE LEGAL DESCRIPTION OF THE AREA DESIGNATED.
- (B) A WITNESSED SIGNATURE OF THE OWNERS CONVENANTING THAT THE LAND WILL BE KEPT IN THE USES SPECIFIED IN THE CONDITIONAL USE PERMIT FOR A PERIOD OF AT LEAST EIGHT (8) YEARS.
- (C) A STATEMENT THAT THE RESTRICTIVE COVENANT WILL BIND THE OWNERS OR THE SUCCESSORS OR ASSIGNEE AND WILL RUN WITH THE LAND.
- (D) A STATEMENT THAT THE USES SHALL CONTINUE FOR A PERIOD OF NOT LESS THAN EIGHT (8) YEARS AND THAT NO ACTION ON A REQUEST FOR A VARIANCE, ZONING CHANGE, AMENDMENT TO CONDITIONAL USE PERMIT OR OTHER UNDERLYING LAND USE RESTRICTION SHALL AFFECT THE TERMS AND CONDITIONS OF THE USE RESTRICTION ON THE LAND RESERVED FOR OPEN SPACE.

738.06. FINAL PLAT. ALL APPLICATIONS FOR RESIDENTIAL, SINGLE FAMILY CLUSTER DEVELOPMENT SHALL BE REQUIRED TO FILE WITH THE APPROPRIATE GOVERNMENTAL RECORDING AGENCY A PLAT OF SAID CLUSTERED DEVELOPMENT COMPLYING WITH ALL OF THE REQUIREMENTS OF THE SUBDIVISION ORDINANCE. SUCH REQUIRED PLATS SHALL BE FILED WITHIN ONE HUNDRED TWENTY (120) DAYS AFTER THE DATE OF THE ACTION GIVING FINAL APPROVAL OR SAID FINAL APPROVAL IS CONSIDERED NULL AND VOID.

SECTION 2: THE ZONING ADMINISTRATOR IS HEREBY DIRECTED TO CHANGE THE WASHINGTON COUNTY ZONING ORDINANCE IN ACCORDANCE WITH THE FOREGOING AMENDMENT.

SECTION 3: EFFECTIVE DATE. THIS ORDINANCE SHALL BE AND IS HEREBY DECLARED TO BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE AND PUBLICATION ACCORDING TO LAW.

PASSED BY THE BOARD OF COMMISSIONERS OF WASHINGTON COUNTY, MINNESOTA THIS 16TH DAY OF MAY, 1989.

/S/DONALD G. SCHEEL, VICECHAIRMAN  
FOR JOHN JERGENS, CHAIRMAN

ATTEST:

/S/ CHARLES J. SWANSON 5/16/89  
COUNTY ADMINISTRATOR

APPROVED AS TO FORM:

/S/HOWARD R. TURRENTINE  
ASSISTANT COUNTY ATTORNEY

ORDINANCE PREPARED BY THE WASHINGTON COUNTY PLANNING DEPARTMENT

COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER JERGENS ABSENT.

COMMISSIONER MCMULLEN MOVED TO ADOPT ORDINANCE NO. 77 AS FOLLOWS:

**ZONING ORDINANCE AMENDMENT**  
**WASHINGTON COUNTY ORDINANCE NO. 77**

MAY 16, 1989

AN ORDINANCE AMENDING THE WASHINGTON COUNTY ZONING ORDINANCE REGULATING LAND USE IN WASHINGTON COUNTY.

THE BOARD OF COMMISSIONERS OF WASHINGTON COUNTY ORDAINS:

SECTION 1: AMEND SECTION 602.02 BY ADDING THE FOLLOWING SECTION:

602.02. (13) - LOT AVERAGING. IN A-1 ZONING DISTRICTS IN WHICH THE PERMITTED HOUSING DENSITY IS ONE (1) HOME PER THEN (10) ACRES, A MINIMUM LOT SIZE OF FIVE (5) ACRES IS PERMITTED PROVIDED THE OVERALL DENSITY OF FOUR (4) HOMES PER QUARTER-QUARTER SECTION IS MET. IN A-2 ZONES, A FOUR (4) ACRE PARCEL IS PERMITTED PROVIDED THE DENSITY, EXCLUDING ROAD RIGHT-OF-WAY, OF ONE (1) HOME PER FIVE (5) ACRES IS MET AND IT CAN BE SHOWN A MORE LOGICAL SUBDIVISION PLAN WOULD BE ACCOMMODATED BY SUCH AN EXCEPTION.

SECTION 2: THE ZONING ADMINISTRATOR IS HEREBY DIRECTED TO CHANGE THE WASHINGTON COUNTY ZONING ORDINANCE IN ACCORDANCE WITH THE FOREGOING AMENDMENT.

SECTION 3: EFFECTIVE DATE. THIS ORDINANCE SHALL BE AND IS HEREBY DECLARED TO BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE AND PUBLICATION ACCORDING TO LAW.

PASSED BY THE BOARD OF COMMISSIONERS OF WASHINGTON COUNTY, MINNESOTA THIS 16TH DAY OF MAY, 1989.

/S/ DONALD G. SCHEEL, VICE CHAIRMAN  
FOR JOHN JERGENS, CHAIRMAN  
BOARD OF COUNTY COMMISSIONERS

ATTEST:

/S/ CHARLES J. SWANSON 5/16/89  
CHARLES SWANSON  
COUNTY ADMINISTRATOR

APPROVED AS TO FORM:

/S/ HOWARD R. TURRENTINE  
ASSISTANT COUNTY ATTORNEY

ORDINANCE PREPARED BY THE WASHINGTON COUNTY PLANNING DEPARTMENT

COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER JERGENS ABSENT.

#### COUNTY ATTORNEY

HOWARD TURRENTINE, ASSISTANT COUNTY ATTORNEY, PRESENTED AN OVERVIEW OF ACTIVITIES OF THE CIVIL DIVISION OF THE COUNTY ATTORNEY'S OFFICE.

#### GENERAL ADMINISTRATION

THE BOARD HELD A BRIEF DISCUSSION ON THE PROPOSED BOND SALE FOR CAPITAL IMPROVEMENT PROJECTS. THE BOARD WILL CONDUCT A PUBLIC

MAY 16, 1989

HEARING ON THE MATTER ON MAY 18, 1989.

BOARD CORRESPONDENCE

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE INCLUDING THE MARINE ON ST. CROIX WATERSHED MANAGEMENT PLAN, REFERRED TO THE PUBLIC WORKS DEPARTMENT FOR COMMENT.

ADJOURNMENT

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER MCMULLEN MOVED FOR ADJOURNMENT, SECONDED BY COMMISSIONER LARKIN AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER JERGENS ABSENT. THE MEETING ADJOURNED AT 10:15 A.M.



DONALD G. SCHEEL, VICE CHAIRMAN  
COUNTY BOARD

ATTEST:



CHARLES J. SWANSON  
COUNTY ADMINISTRATOR

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
MAY 18, 1989

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN SPECIAL SESSION AT 10:30 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, JERGENS, SCHEEL AND LARKIN. ABSENT NONE. CHAIRMAN JERGENS PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; JIM TRUDEAU, SHERIFF; JOHN DEVINE, CONTROLLER; CHRIS BOHRER, PUBLIC INFORMATION SPECIALIST; DON WISNIEWSKI, DIRECTOR PUBLIC WORKS; RICHARD STAFFORD, AUDITOR-TREASURER; RON LANGNESS, SPRINGSTED INCORPORATED; STEFANIE GALEY, HOLMES & GRAVEN.

THE BOARD CHAIRMAN ANNOUNCED THAT THE PURPOSE OF TODAY'S SPECIAL MEETING IS TO CONDUCT A PUBLIC HEARING ON A PROPOSAL THAT THE COUNTY ISSUE UP TO \$25,000,000 OF CAPITAL IMPROVEMENT BONDS TO BE ISSUED PURSUANT TO MINNESOTA STATE STATUTE 373.40 TO FINANCE CERTAIN CAPITAL IMPROVEMENT PROJECTS IDENTIFIED IN THE CAPITAL IMPROVEMENT PLAN OF THE COUNTY.

(TODAY'S PUBLIC HEARING NOTICE DULY PUBLISHED IN THE COUNTY'S OFFICIAL NEWSPAPER.)

**OVERVIEW**

AN OVERVIEW OF THE CAPITAL IMPROVEMENT PROGRAM (CIP) PROCESS AND PROJECTS WAS PRESENTED BY THE PUBLIC WORKS DIRECTOR. RON LANGNESS, SPRINGSTED INCORPORATED (FINANCIAL CONSULTANT) EXPLAINED THE BONDING PROPOSAL AND PRESENTED AN OVERVIEW OF THE JAIL BOND ACT. THE COUNTY ATTORNEY ANNOUNCED THAT IT IS BOND COUNSEL OPINION THAT THE PROPOSED BOND SALE IS IN LEGAL COMPLIANCE.

THE BOARD CHAIRMAN OPENED THE PUBLIC HEARING AND CALLED FOR COMMENTS FROM THE AUDIENCE. LEO HUDALLA, MAYOR OF OAKDALE, ADDRESSED THE BOARD, INDICATING THE OAKDALE CITY COUNCIL CONCURS WITH THE NEED TO ISSUE THE BONDS BUT IS OPPOSED TO THE TOTAL AMOUNT OF THE BOND ISSUE BEING ALLOCATED TO A NEW JAIL. INSTEAD, THE COUNCIL SUPPORTS FUNDING FOR PROJECTS NEEDED TO MEET THE GROWING SERVICE DEMANDS OF WESTERN WASHINGTON COUNTY, IN PARTICULAR LIBRARY SERVICES AND SATELLITE OFFICES.

THE BOARD CHAIRMAN ACCEPTED A LETTER FROM THE CITY OF OAKDALE DATED MAY 16 AND DIRECTED THAT IT BE MADE PART OF TODAY'S OFFICIAL PROCEEDINGS.



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THE BOARD CHAIRMAN CALLED FOR FURTHER COMMENTS. NONE WERE HEARD. THE PUBLIC HEARING WAS DECLARED CLOSED AT 11:10 A.M.

COMMISSIONER EVERT MOVED TO ADOPT RESOLUTION 89-52 AUTHORIZING ISSUANCE AND SALE OF AND PROVIDING THE FORM, TERMS, COVENANTS AND DIRECTIONS FOR \$24,800,000 GENERAL OBLIGATION CAPITAL IMPROVEMENT BONDS, SERIES 1989A. THE MOTION WAS SECONDED BY COMMISSIONER LARKIN. COMMISSIONER LARKIN MOVED, SECONDED BY COMMISSIONER EVERT TO ACCEPT A FRIENDLY AMENDMENT TO THE ABOVE STATED MOTION THAT WOULD ALLOW BOND COUNSEL AND THE COUNTY CONTROLLER TO INCLUDE A TECHNICAL CORRECTION TO PAGE 13 OF THE RESOLUTION IN ACCORDANCE WITH COUNTY POLICY. COUNTY ATTORNEY ARNEY ANNOUNCED THE AMENDMENT SHOULD BE IN PLACE BEFORE THE BOARD VOTES ON THE RESOLUTION. THE BOARD RECESSED FOR FIVE MINUTES.

COMMISSIONERS' EVERT AND LARKIN AGREED TO WITHDRAW THE MAIN MOTION AS AMENDED. THE MOTION TO ADOPT RESOLUTION NO. 89-52 WAS THEN ADOPTED UNANIMOUSLY AS FOLLOWS:

**RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF, AND PROVIDING THE FORM, TERMS, COVENANTS AND DIRECTIONS FOR \$24,800,000 GENERAL OBLIGATION CAPITAL IMPROVEMENT BONDS, SERIES 1989A**

**BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF WASHINGTON COUNTY, MINNESOTA AS FOLLOWS:**

**Section 1. Findings.**

**1.01.** Pursuant to the provisions of Minnesota Statutes, Section, 373.40, the County is authorized to issue bonds for the purpose of financing certain capital improvements as defined in such section under its jurisdiction. It is in the best interest of the County that it issue its general obligation capital improvement bonds to finance the construction of various highway and building projects within the jurisdiction of the County (the "Improvements") as set forth in the County's 1989-1993 Capital Improvement Plan.

**1.02.** The County has on this date conducted a public hearing, after due publication of notice thereof as required by law, to consider the issuance of bonds to finance the cost of the Improvements.

**1.03.** It is hereby found, determined and declared that the County should issue and the County hereby authorizes and directs the issuance and sale of the \$24,800,000 General Obligation Capital Improvement Bonds, Series 1989A (the "Bonds") to provide funds to defray the costs of construction of the Improvements.

**1.04.** The County has determined that the Bonds shall be offered upon the terms hereinafter in this Resolution described, including a provision that the County may demand the tender of the Bonds for purchase by the County. The County has further determined that it is in the best interest of the County to negotiate the sale of the Bonds as permitted by Minnesota Statutes, Section 475.60, subdivision 2.

**Section 2. Definitions.**

"Conversion Date" shall mean any Variable Rate Adjustment Date from and after which the interest rate on the Bonds is converted from the Variable Rate to the Fixed Rates pursuant to Section 3.02(2) and Section 4 of this Resolution.

"Fiscal Agent" shall mean Springsted, Incorporated, or its successor designated by the Issuer.

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"Fixed Rate" shall mean the interest rate in effect for each maturity of the Bonds from and after the Conversion Date, determined pursuant to Section 3.02(2) and Section 4 of the Resolution.

"Fixed Rate Bond" shall mean any Bond on and after the Conversion Date.

"Initial Adjustment Date" shall mean July 19, 1989.

"Initial Rate" shall mean that rate of interest not in excess of 9.5% per annum, nor less than the rate on the Investment Agreement, determined by the Remarketing Agent, under prevailing market conditions, as the rate which would enable the Owner of the Bonds to sell the Bonds at their par amount plus accrued interest assuming that such Bonds mature on the Initial Adjustment Date.

"Interest Rate Committee" shall mean a committee composed of a representative of the Remarketing Agent, a representative of the Fiscal Agent and a representative of the Issuer.

"Rating Agency" shall mean any nationally-recognized rating agency then rating the Bonds.

"Remarketing Agent" shall mean initially Piper, Jaffray & Hopwood Incorporated and Dougherty, Dawkins, Strand & Yost, Incorporated, in their capacity as Remarketing Agent under the Remarketing Agreement, their successors and assigns or any successor party thereto acting in such capacity.

"Remarketing Agreement" shall mean the Remarketing Agreement dated as of May 19, 1989, between the Issuer and the Remarketing Agent, and any amendments or supplements thereto.

"Variable Rate" shall mean the interest rate on the Bonds from the date of issue until the Conversion Date determined from time to time by the Remarketing Agent as the rate which would enable the Owners of the Variable Rate Bonds, as of the date of determination and under prevailing market conditions, to sell the Variable Rate Bonds at par plus accrued interest.

"Variable Rate Bond" shall mean any Bond prior to the Conversion Date.

"Variable Rate Adjustment Date" shall mean the Initial Adjustment Date and the first day of each month thereafter commencing September 1, 1989, until the Conversion Date.

### Section 3. Sale; Terms of Bonds.

3.01. Washington County, Minnesota (the "Issuer") hereby authorizes the sale of \$24,800,000 General Obligation Capital Improvement Bonds, Series 1989A (the "Bonds") to Piper, Jaffray & Hopwood Incorporated and Dougherty, Dawkins, Strand and Yost, Incorporated (the "Purchaser") and authorizes the execution by the Chairman and the County Auditor of the Bond Purchase and Remarketing Agreement (the "Remarketing Agreement") presented to this Board by the Purchaser.

3.02. The Issuer shall issue the Bonds in the aggregate principal amount of \$24,800,000 dated May 19, 1989 as fully registered bonds. The Bonds shall be in denominations of \$5,000 or any integral multiple thereof not exceeding the principal amount of a single maturity, except that the Variable Rate Bonds may be in a denomination greater than the principal amount of a single maturity, provided individual maturing amounts are stated separately therein, shall be numbered from R-1 upwards in order of issuance, and shall bear interest until payment as follows:

(1) Prior to the Conversion Date or until the principal sum thereof is paid in full, if paid prior to the Conversion Date, the Bonds shall bear interest at the Variable Rate, payable on each Variable Rate Adjustment Date. The Variable Rate on the Variable Rate Bonds for the period commencing on the dated date of the Bonds and ending on the Initial Adjustment Date shall be the Initial Rate. On and after the Initial



Adjustment Date, and on each Variable Rate Adjustment Date thereafter, the Variable Rate for the Variable Rate Bonds shall be the rate determined by the Remarketing Agent as of the date of determination and under then prevailing market conditions as the rate which would enable the Owners of such Variable Rate Bonds to sell the Variable Rate Bonds at their par amount plus accrued interest assuming that such Variable Rate Bonds matured on the next succeeding Variable Rate Adjustment Date. The Remarketing Agent shall make such determination and provide written notice thereof to the Issuer and the Registrar not less than 3 nor more than 15 business days prior to each Variable Rate Adjustment Date. The Remarketing Agent's determination of each Variable Rate shall be binding and conclusive as to the Issuer and Owners of the Bonds.

(2) Notwithstanding the foregoing, the interest rate for each maturity of the Bonds on and after the Conversion Date shall be the Fixed Rate determined as provided in this paragraph and in accordance with Section 4 of this Resolution. From and after the Conversion Date, the Fixed Rate for each maturity of the Bonds shall be the rate per annum determined by the Remarketing Agent and confirmed by the Interest Rate Committee as of the date of determination and under then prevailing market conditions as the rate which would enable the Owners of each maturity of the Bonds to sell such Bonds at their par amount plus accrued interest. The Remarketing Agent shall make such determination and, after confirmation by the Interest Rate Committee, shall provide written notice thereof to the Issuer not less than 5 days prior to the Conversion Date. The Remarketing Agent's written notice of each Fixed Rate shall be binding and conclusive as to the Issuer and Owners of the Bonds. Interest on Fixed Rate Bonds shall be payable on each February 1 and August 1, commencing on the first February 1 or August 1 which is not less than 90 days following the Conversion Date.

(3) Interest on the Variable Rate Bonds shall be calculated on the basis of actual days elapsed in a year of 365/366 days. Interest on the Fixed Rate Bonds shall be calculated on the basis of twelve 30-day months.

**3.03.** The Bonds shall mature on February 1 in the years and amounts as follows:

<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
1992	\$ 650,000	2002	\$1,300,000
1993	700,000	2003	1,400,000
1994	750,000	2004	1,500,000
1995	800,000	2005	1,600,000
1996	850,000	2006	1,725,000
1997	925,000	2007	1,850,000
1998	975,000	2008	1,975,000
1999	1,050,000	2009	2,125,000
2000	1,125,000	2010	2,300,000
2001	1,200,000		

**3.04.** Bonds issued in exchange for Bonds shall be dated as of the date of authentication thereof and shall bear interest from the date to which interest due and payable has been paid in full on the Bonds surrendered, except that Bonds issued upon a transfer or exchange prior to the first interest payment date shall be dated as of May 19, 1989.

**3.05.** The Bonds shall be payable as to principal upon presentation at the main office of American National Bank and Trust Company, in St. Paul, Minnesota (the "Registrar"), or at the office of such other successor registrar as the Issuer may hereafter designate upon 60 days' mailed notice to the registered owners. If the stated maturity date for payment of principal of any Bond or the date for mandatory tender for payment of purchase price of any Bond shall not be a business day, then such payment shall be made on the next succeeding business day with the same force and effect as if made on the stated maturity or mandatory tender date, and without additional interest accruing thereon for the period after such stated maturity or mandatory tender date. Interest on each Bond shall be payable by check or draft of the Registrar mailed on the interest payment date or, if the

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interest payment date is not a business day, then such payment shall be mailed on the first business day following the interest payment date with the same force and effect as if payment were made on the interest payment date, to the person who was the registered holder thereof at the close of business on the 15th day (whether or not a business day) of the calendar month next preceding the interest payment date, at his or her address as it appears on the bond register. Interest on the Variable Rate Bonds shall be paid in same-day funds and is payable by wire transfer upon written request to the Registrar by the Owners of \$1,000,000 or more in principal amount. If any interest on the Bonds is payable but not punctually paid or duly provided for on any interest payment date, such interest shall cease to be payable to the registered holder on the regular record date solely by virtue of such holder having been such holder; and such defaulted interest may be paid by the Issuer to the person in whose name such Bond is registered at the close of business on a special record date established by the Registrar for the payment of such defaulted interest. For purposes of this resolution "business day" shall mean any day other than a day on which banks in the city in which the principal office of the Registrar is located are authorized to be closed.

**Section 4. Establishment of the Conversion Date.**

**4.01.** The Conversion Date shall occur upon notice from the Issuer to the Remarketing Agent and the Registrar, which notice shall be given not more than 30 nor less than 10 days prior to the proposed Conversion Date stated in such notice. The Conversion Date may occur only on a Variable Rate Adjustment Date. The notice shall be accompanied by the "Notice to Owners of the Bonds" required by Section 5.01 hereof.

**4.02.** The interest rate borne by the Bonds shall be converted to the Fixed Rate on the Conversion Date as provided in Section 3.02(2) of this Resolution. Notwithstanding the provisions of such Section 3.02(2), the interest rate borne by the Bonds shall not be converted to the Fixed Rate, and the Conversion Date shall not occur, if the sum of the principal and interest at the proposed Fixed Rates payable on the principal amount of the Bonds outstanding after the Conversion Date in any calendar year and the principal and interest payable in the same calendar year on any other bonds of the Issuer issued pursuant to Minnesota Statutes, Section 373.40, exceeds the maximum allowable annual debt service calculated in accordance with Minnesota Statutes, Section 373.40, subdivision 4.

**4.03.** The Issuer shall provide prompt written notice to the Rating Agency of the Conversion Date, and of a redemption in whole of the Bonds.

**4.04.** On and after the Conversion Date, the Variable Rate provisions shall terminate with respect to the Bonds and each maturity shall then bear interest at its applicable Fixed Rate.

**Section 5. Mandatory Tender of Bonds.**

**5.01.** The Variable Rate Bonds are subject to mandatory tender to the Registrar for purchase on the Conversion Date. Upon a determination that a Conversion Date will occur as provided in Section 4, the Registrar shall cause to be delivered or mailed by first class mail a notice at least seven (7) days prior to the Conversion Date to the Owner of each outstanding Variable Rate Bond at the address shown on the registration books. Any notice given as provide in this Section shall be conclusively presumed to have been duly given, whether or not the Owner receives the notice. Such notice shall state in substance the following:

- (1) That the Variable Rate will be terminated with respect to the Owner's Variable Rate Bonds.
- (2) The Conversion Date.
- (3) The maturity dates and estimated Fixed Rate for each maturity of the Bonds which will take effect on the Conversion Date.
- (4) That all Owners of the Bonds who have not given notice of their desire to retain the Bonds shall be deemed to have tendered their Bonds for purchase on the Conversion Date.

(5) That from and after the Conversion Date the Bonds will be secured solely by the general obligation of the Issuer.

(6) Any information or disclosure document deemed necessary by the Issuer for such purpose.

(8) IN THE EVENT OF A FAILURE BY AN OWNER OF THE BONDS (OTHER THAN AN OWNER OF THE BONDS WHO HAS GIVEN NOTICE AS PROVIDED ABOVE) TO TENDER ITS BONDS ON OR PRIOR TO THE CONVERSION DATE, SAID OWNER SHALL NOT BE ENTITLED TO ANY PAYMENT (INCLUDING ANY INTEREST TO ACCRUE SUBSEQUENT TO THE CONVERSION DATE) OTHER THAN THE PURCHASE PRICE FOR SUCH UNTENDERED BONDS, AND ANY UNTENDERED BONDS SHALL NO LONGER BE ENTITLED TO THE BENEFITS OF THIS RESOLUTION EXCEPT FOR THE PURPOSE OF PAYMENT OF THE PURCHASE PRICE THEREFOR.

Any Owner of Bonds desiring to retain Bonds after the Conversion Date must notify the Registrar in writing which notice must be received no later than five (5) days prior to the Conversion Date. Said notice shall state in substance the following:

(1) The numbers and principal amounts of the Bonds which the Owner thereof wishes to retain after the Conversion Date;

(2) That the Owner thereof recognizes that the events set forth in 1 through 5 above will occur; and

(3) That the Owner thereof wishes to continue to own said Bonds specified in (1) above after the Conversion Date.

Upon receipt of any such notice from Owners of Bonds, the Registrar shall give immediate notice to the Remarketing Agent of the principal amount and maturity of Bonds which are being retained.

Owners of the Bonds not providing the Registrar with timely notice described as above shall be deemed to have tendered their Bonds and such Bonds shall cease to accrue interest on the Conversion Date. Any Bonds not so tendered on the Conversion Date for which there has been irrevocably deposited in trust with the Registrar from the sources described in Section 5.03 an amount of moneys sufficient to pay the Purchase Price of the untendered Bonds, shall be deemed to have been purchased pursuant to this Section 5.01.

At any time following the Conversion Date, an Owner of Bonds who has given notice of its desire to continue to hold Bonds as provided above may deliver such Bonds to the Registrar, and upon such delivery, the Registrar shall exchange said Bonds for replacement Bonds, if the same are made available, without making any charge therefor to the Owner of such Bond.

**5.02.** The Variable Rate Bonds are subject to mandatory tender to the Registrar for purchase on each Variable Rate Adjustment Date as described in this Section 5.02. The Registrar shall cause to be delivered or mailed by first class mail a notice at least five (5) days prior to each Variable Rate Adjustment Date to the Owners of each outstanding Variable Rate Bond at the address shown on the registration books, and to the Remarketing Agent. Any notice given as provided in this Section shall be conclusively presumed to have been duly given, whether or not the Owner receives the notice. Such notice shall state in substance the following:

(1) That the rate borne by the Owner's Variable Rate Bonds will be adjusted on the upcoming Variable Rate Adjustment Date as provided in the Resolution.

(2) The upcoming Variable Rate Adjustment Date.

(3) That all Owners of the Bonds who have not given notice of their desire to retain the Bonds shall be deemed to have tendered their Bonds for purchase on such Variable Rate Adjustment Date.

(4) Any information or disclosure document deemed necessary by the Issuer for such purpose.



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(5) IN THE EVENT OF A FAILURE BY AN OWNER OF THE BONDS (OTHER THAN AN OWNER OF THE BONDS WHO HAS GIVEN NOTICE AS PROVIDED ABOVE) TO TENDER ITS BONDS ON OR PRIOR TO THE VARIABLE RATE ADJUSTMENT DATE, SAID OWNER SHALL NOT BE ENTITLED TO ANY PAYMENT (INCLUDING ANY INTEREST TO ACCRUE SUBSEQUENT TO THE VARIABLE RATE ADJUSTMENT DATE) OTHER THAN THE PURCHASE PRICE FOR SUCH UNTENDERED BONDS, AND ANY UNTENDERED BONDS SHALL NO LONGER BE ENTITLED TO THE BENEFITS OF THIS RESOLUTION EXCEPT FOR THE PURPOSE OF PAYMENT OF THE PURCHASE PRICE THEREFOR.

Any Owner of Bonds desiring to retain Bonds after the Variable Rate Adjustment Date must notify the Registrar in writing which notice must be received no later than three (3) days prior to the Variable Rate Adjustment Date. Said notice shall state in substance the following:

- (1) The numbers and principal amounts of the Bonds which the Owner thereof wishes to retain after the Variable Rate Adjustment Date;
- (2) That the Owner thereof recognizes that the events set forth in 1 through 3 above will occur; and
- (3) That the Owner thereof wishes to continue to own said Bonds specified in (b)(1) above after the Variable Rate Adjustment Date.

Upon receipt of any such notice from Owners of Bonds, the Registrar shall give immediate notice to the Remarketing Agent of the principal amount and maturity of Bonds which are being retained.

Owners of the Bonds not providing the Registrar with timely notice described as above shall be deemed to have tendered their Bonds and such Bonds shall cease to accrue interest on the Variable Rate Adjustment Date. Any Bonds not so tendered on the Variable Rate Adjustment Date, for which there has been irrevocably deposited in trust with the Registrar from the sources described in Section 5.03 an amount of moneys sufficient to pay the Purchase Price of the untendered Bonds, shall be deemed to have been purchased pursuant to this Section 5.02.

At any time following the Variable Rate Adjustment Date, an Owner of Bonds who has given notice of its desire to continue to hold Bonds as provided above may deliver such Bonds to the Registrar, and upon such deliver, the Registrar shall exchange said Bonds for replacement Bonds, if the same are made available, without making any charges therefor to the Owner of such Bond.

**5.03.** Upon mandatory tender of the Variable Rate Bonds on the Conversion Date or a Variable Rate Adjustment Date, the Registrar shall pay the purchase price from the following sources, in the following order of priority:

- (a) proceeds of the remarketing or purchase of the Bonds delivered by the Remarketing Agent to the Registrar pursuant to the Remarketing Agreement;
- (b) funds of the Issuer paid to the Registrar specifically for payment of purchase price of the Bonds; or
- (c) original and investment proceeds of the Bonds on deposit in the Capital Account transferred to the Registrar in accordance with Section 10.01 of this Resolution.

**5.04. (a)** Bonds purchased or deemed purchased with moneys described in Section 5.03(a) hereof shall be delivered to the Registrar to or upon the orders of the purchasers thereof. In the case of a Bond deemed purchased, the Registrar shall, on the day of such deemed purchase, register such Bond in the name of the purchaser and deliver such Bond to such purchaser.

(b) Bonds purchased with moneys described in Section 5.03(b) shall, at the direction of the Issuer, be (1) delivered as instructed by the Issuer, (2) delivered to the Registrar for cancellation, or (3) delivered to the Issuer; provided, however, that any Bonds so purchased after the selection thereof by the Registrar for redemption shall be delivered to the Registrar for cancellation.

(c) Bonds purchased or deemed purchased with moneys described in Section 5.03 hereof shall be delivered to the Registrar for cancellation.

All moneys held by the Registrar for the payment of the purchase or redemption price of Variable Rate Bonds which have been purchased or deemed purchased pursuant to this Section 5.05 shall be held in the trust for the holders of the Variable Rate Bonds purchased or deemed purchased pursuant to this Section 5, except as otherwise specifically provided herein.

#### Section 6. Redemption of Bonds.

6.01. The Bonds are subject to redemption and payment prior to maturity as follows:

(1) All Bonds maturing on or after February 1, 2000, shall be subject to redemption and prior payment in whole or in part in inverse order of maturity and by lot within maturity at the option of the Issuer on February 1, 1999, and any interest payment date thereafter at a price of par plus accrued interest.

(2) The Variable Rate Bonds are subject to redemption and prior payment in whole or in part, as selected by the Issuer, at the option of the Issuer on any Variable Rate Adjustment Date and on the Conversion Date, at a price of par plus accrued interest.

(3) The Bonds are subject to redemption and prior payment in whole on the Initial Adjustment Date, if a petition calling for a referendum regarding the issuance of the Bonds, signed by voters equal to five percent of the votes cast in the jurisdiction of the Issuer in the last general election, is filed with the County Auditor on or before June 19, 1989.

(4) The Variable Rate Bonds are subject to mandatory redemption in whole at a redemption price of par plus accrued interest to the redemption date on any Variable Rate Adjustment Date upon which a Variable Rate will go into effect which will cause the purchase price payable on the Bonds on the next succeeding Variable Rate Adjustment Date to exceed the funds anticipated to be available in cash pursuant to the Investment Agreement on such date.

(5) The Variable Rate bonds are subject to mandatory redemption, in whole or in part, at a redemption price of par plus accrued interest on any Variable Rate Adjustment Date if and to the extent that the amount of interest payable on the Bonds on the next interest payment date, when added to the amount of principal payable in such calendar year and interest paid or accrued in such calendar year through the Variable Rate Adjustment Date, plus the principal and interest payable in the same calendar year on any other bonds of the Issuer issued pursuant to Minnesota Statutes, Section 373.40, will exceed the maximum allowable annual debt service calculated in accordance with Minnesota Statutes, Section 373.40, subdivision 4.

6.02. Thirty days' prior notice of redemption of Fixed Rate Bonds, and three days' prior notice of redemption of Variable Rate Bonds, shall be given by mail to the Registrar and to the registered owners of the Bonds, and by fax to Owners of Variable Rate Bonds that have provided their fax number in writing to the Registrar, and notice of redemption will be published in the manner provided by Chapter 475, Minnesota Statutes. Upon notice having been so given, the Bonds or portions of Bonds therein specified shall be due and payable at the stated redemption date and price with accrued interest to the redemption date, and upon funds for such payment being held by or on behalf of the Registrar for such payment on the specified redemption date, interest thereon shall cease to accrue after such redemption date. No defect in the mailed notice of redemption shall affect the validity of the call for redemption of any Bond.

#### Section 7. Form and Execution of the Bonds.

7.01. The Variable Rate Bonds shall be in substantially the form set forth in Exhibit A-1 hereto and the Fixed Rate Bonds shall be in substantially the form set forth in Exhibit A-2 hereto, with the necessary variations as to number, CUSIP Number, rate of interest and date of maturity, the blanks to be properly filled in.

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**7.02.** As long as any of the Bonds issued hereunder shall remain outstanding, the Issuer shall cause to be kept at the principal office of the Registrar the Register in which, subject to such reasonable regulations as the Registrar may prescribe, the Registrar shall provide for the registration of Bonds and the registration of transfers of Bonds. American National Bank and Trust Company of St. Paul, Minnesota, is hereby appointed Registrar for the purpose of registering Bonds and registering transfers of Bonds as herein provided.

Upon surrender for transfer of any Bond with a written instrument of transfer satisfactory to the Registrar, duly executed by the registered owner or his duly authorized attorney, and upon payment of any tax, fee or other governmental charge required to be paid with respect to such transfer, the Issuer shall execute and the Registrar shall authenticate and deliver, in the name of the designated transferee or transferees, one or more fully registered Bonds of any authorized denominations and of a like aggregate principal amount, interest rate and maturity. Any Bonds, upon surrender thereof at the office of the Registrar may, at the option of the registered owner thereof, be exchanged for an equal aggregate principal amount of Bonds of the same maturity and interest rate of any authorized denominations. In all cases in which the privilege of exchanging or transferring fully registered Bonds is exercised, the Issuer shall execute and the Registrar shall deliver Bonds in accordance with the provisions of this Resolution. For every such exchange or transfer of Bonds, whether temporary or definitive, the Issuer or the Registrar may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to such exchange or transfer, which sum or sums shall be paid by the person requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer. Notwithstanding any other provision of this Resolution, the cost of preparing each new Bond upon each exchange or transfer, and any other expenses of the Issuer or the Registrar incurred in connection therewith (except any applicable tax, fee or other governmental charge) shall be paid by the Issuer. The Issuer shall not be obligated to make any such exchange or transfer of Bonds during the fifteen (15) days next preceding the date of the first publication or the mailing (if there is no publication) of notice of redemption in the case of a proposed redemption of Bonds. The Issuer and the Registrar shall not be required to make any transfer or exchange of any Bonds called for redemption. Each Bond delivered under this Resolution upon transfer of or in exchange for or in lieu of any other Bond shall carry all the rights to interest accrued and unpaid, and to accrue, which were carried by such other Bond and each such Bond shall bear interest from such date that neither gain nor loss in interest shall result from such transfer, exchange or substitution.

**7.03.** As to any Bond, the Issuer and the Registrar and their respective successors, each in its discretion, may deem and treat the person in whose name the same for the time being shall be registered as the absolute owner thereof for all purposes and neither the Issuer nor the Registrar nor their respective successors shall be affected by any notice to the contrary. Payment of or on account of the principal of any such Bond shall be made only to or upon the order of the registered owner thereof, but such registration may be changed as above provided. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

**7.04.** If (i) any mutilated Bond is surrendered to the Registrar, and the Issuer and the Registrar receive evidence to their satisfaction of the destruction, loss, or theft of any Bond, and (ii) there is delivered to the Issuer and the Registrar such security or indemnity as may be required by them to save each of them harmless, then, in the absence of notice to the Issuer or the Registrar that such Bond has been acquired by a bona fide purchaser, the Issuer shall execute, if necessary, and upon its request the Registrar shall authenticate and deliver, in exchange for or in lieu of any such mutilated, destroyed, lost, or stolen Bond, a new Bond of like tenor and principal amount, bearing a number not contemporaneously outstanding. In case any such mutilated, destroyed, lost, or stolen Bond has become or is about to become due and payable, the Issuer in its discretion may, instead of issuing a new Bond, pay such Bond. Upon the issuance of any new Bond under this subsection, the Issuer may require the payment of a sum sufficient to cover any tax or other governmental charge that may be imposed in relation thereto.

Every new Bond issued pursuant to this subsection in lieu of any destroyed, lost, or stolen Bond shall constitute an original additional contractual obligation of the Issuer, whether or not the destroyed, lost, or stolen Bond shall be at any time enforceable by anyone, and shall be entitled to all the benefits of this Resolution equally and proportionately with any and all other Bonds duly issued hereunder.



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The provisions of this Section are exclusive and shall preclude (to the extent lawful) all other rights and remedies with respect to the replacement or payment of mutilated, destroyed, lost, or stolen Bonds.

#### Section 8. Execution and Delivery

8.01. The Bonds shall be executed by the respective manual or facsimile signatures of the Chairman, County Administrator and County Auditor-Treasurer of the Issuer as set forth in the form of Bond. The text of the approving legal opinion of Holmes & Graven, Chartered, of Minneapolis, Minnesota, as bond counsel, shall be printed on the reverse side of each Bond, or otherwise distributed with each Bond, and shall be certified by the manual or facsimile signature of the County Administrator. When said Bonds shall have been duly executed and authenticated by the Registrar in accordance with this resolution, the same shall be delivered to the Purchaser upon payment of the purchase price, and the receipt of the Treasurer of the Issuer to the Purchaser thereof shall be a full acquittance; and the Purchaser shall not be bound to see to the application of the purchase money. The Bonds shall not be valid for any purpose until authenticated by the Registrar.

8.02. The preparation and distribution to prospective purchasers of an Official Statement relating to the terms of the Bonds in effect after the Conversion Date, is hereby authorized and approved. If such officers find the same to be accurate, the Chairman and the County Administrator are authorized and directed to furnish to the Purchaser at the Conversion Date a certificate that, to the best of the knowledge of such officers, the Official Statement does not, at the Conversion Date, and did not, at the time of sale of the Bonds, contain any untrue statement of a material fact or omit to state any material fact necessary in order to make the statements made therein, in the light of the circumstances under which they were made, not misleading.

8.03. Unless litigation shall have been commenced and be pending questioning the Bonds, revenues pledged for payments of the Bonds, or the organization of the Issuer or incumbency of its officers, at the closing, the Chairman and County Administrator shall execute and deliver to the Purchaser a suitable certificate as to absence of material litigation, and a certificate as to payment for and delivery of the Bonds, together with the arbitrage certificate referred to below and the signed approving legal opinion of Holmes & Graven, Chartered as to the validity and enforceability of the Bonds and the exclusion of interest thereon from gross income for purposes of federal income taxation and from net taxable income of individuals, estates or trusts for purposes of Minnesota income taxation under present laws and rulings.

#### Section 9. Investment of Bond Proceeds.

9.01. Immediately upon receipt of the purchase price for the Bonds, such purchase price shall be invested in one or more of the following (the "Investment Agreement"):

(a) In a guaranteed investment contract issued or guaranteed by a United States commercial bank or domestic branch of a foreign bank or a United States insurance company or its Canadian or United States subsidiary; provided that the investment contract ranks on a parity with the senior unsecured debt obligations of its issuer or guarantor and, (1) in the case of a long-term investment contract, the long-term senior unsecured debt of the issuer or guarantor is rated, or obligations backed by letters of credit of the issuer or guarantor if forming the primary basis of a rating of such obligations would be rated, in the highest or next highest rating category of Standard & Poor's Corporation, Moody's Investors Service, Inc., or a similar nationally recognized rating agency, or (2) in the case of a short-term investment contract, the short-term unsecured debt of the issuer or guarantor is rated, or obligations backed by letters of credit of the issuer or guarantor if forming the primary basis or a rating of such obligations would be rated, in the highest two rating categories of Standard and Poor's Corporation, Moody's Investors Service, Inc., or similar nationally recognized rating agency;

(b) Certificates of deposit or time deposits with any bank or savings institution up to the amount which is insured by the Federal Deposit Insurance Corporation or the Federal Savings and Loan Insurance Corporation;



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(c) In shares of an investment company (1) registered under the Federal Investment Company Act of 1940, whose shares are registered under the Federal Securities Act of 1933, and (2) whose only investments are in securities which are direct general obligations of or are guaranteed obligations of the Federal National Mortgage Association or the Federal Home Loan Mortgage Corporation and repurchase agreements fully collateralized by those securities, if the repurchase agreements are entered into only with a national or state bank which is a member of the Federal Reserve System and whose combined capital and surplus equals or exceeds 1,000,000, or reporting dealers to the Federal Reserve Bank of New York;

(d) An escrow agreement with (1) any federal reserve bank, (2) any bank authorized under the laws of the United States or any state to exercise corporate trust powers, including but not limited to the bank from which the investment is purchased, (3) a primary reporting dealer in United States government securities to the Federal Reserve Bank of New York, or (4) a securities broker-dealer having its principal executive office in Minnesota, licensed pursuant to Chapter 80A, or an affiliate of it, regulated by the Securities and Exchange Commission and maintaining a combined capital and surplus of \$40,000,000 or more, exclusive of subordinated debt, pursuant to which the escrow agent holds on behalf of the Issuer (i) securities which are direct general obligations of or are guaranteed to payment of principal and interest by the United States of America or direct obligations of the Federal National Mortgage Association or the Federal Home Loan Mortgage Corporation, or (ii) commercial paper issued by United States corporations or their Canadian subsidiaries that is of the highest quality and matures in 270 days or less.

The Investment Agreement must:

(a) allow for access to all moneys invested thereunder (without penalty or risk of market loss) with one day's prior notice, on each Variable Rate Adjustment Date; and

(b) bear an interest rate at least equal to the Initial Rate.

**9.02. The Chairman and the County Administrator are authorized to enter into the Investment Agreement.**

#### **Section 10. Bond Fund and Accounts, Appropriations, Pledge.**

**10.01.** There is hereby created a special fund of the Issuer designated the "Series 1989A Capital Improvement Bond Fund" (the "Fund") held and administered by the Treasurer of the Issuer separate and apart from all other funds of the Issuer. The Fund shall be maintained in the manner specified until all of the Bonds herein authorized, any refunding bonds issued to refund the Bonds, and any other general obligation capital improvement bonds hereafter issued and made payable in accordance with law from the Fund and the interest thereon, have been fully paid. In the Fund there shall be maintained two separate accounts, to be designated as the "Capital Account" and the "Debt Service Account," respectively.

**Capital Account.** The proceeds from the sale of the Bonds, less the amount of the proceeds of the Bonds deposited in the Debt Service Account, and less any accrued interest received thereon plus investment earnings on amounts on deposit in the Capital Account, shall be credited to the Capital Account, from which, after the Conversion Date, but not before, there shall be paid all costs and expenses relating to the construction of various highway and building projects listed in the Issuer's Capital Improvement Plan, including the cost of any construction contracts heretofore let and all other costs incurred and to be incurred, of the kind authorized in Minnesota Statutes, Sections 475.65. Prior to the Conversion Date, amounts on deposit in the Capital Account shall be used only to pay the purchase price or redemption price of Bonds on a Variable Rate Adjustment Date. The Issuer shall draw moneys out of the Investment Agreement to pay the redemption price of Variable Rate Bonds, and, to the extent remarketing proceeds are insufficient therefor, to pay the purchase price of and accrued interest on Variable Rate Bonds. Moneys so drawn shall be immediately transferred to the Registrar. Upon completion of, and payment of the costs relating to, such projects, funds remaining in the Capital Account shall be transferred to the Debt Service Account.

**Debt Service Account.** There is hereby pledged and there shall be credited to the Debt Service Account (a) all accrued interest and unused discount received upon delivery of and payment for the Bonds, (b) all taxes levied for the payment of the Bonds, as set forth herein or heretofore provided, (c) investment earnings on

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amounts on deposit in the Debt Service Account, and (d) all funds remaining in the Capital Account after completion of the construction of the projects and payment of the costs thereof except for any remaining proceeds of the Bonds allocated to another use pursuant to Minnesota Statutes, Section 475.65. The Debt Service Account herein created shall be used solely (x) to pay principal of, premium, if any and interest of the Bonds and any other general obligation bonds hereafter issued and made payable from said Debt Service Account in accordance with law and (y) to pay any amounts required to be rebated with respect to the Bonds to the United States of America pursuant to Section 148 of the Internal Revenue Code of 1986, as amended.

**10.02.** To provide moneys for the payment of principal of, and interest on the Bonds as the same become due, there is hereby levied upon all of the taxable property in the Issuer a direct annual ad valorem tax which, if collected in full, shall be equal to 105% of the amount necessary to meet when due principal and interest on the Bonds, assuming a maximum interest rate on the Bonds for this purpose of 7.25%, and shall be spread upon the tax rolls and collected with and as a part of other general property taxes of the issuer in the years and amounts as follows:

<u>Levy Year</u>	<u>Collection Year</u>	<u>Amount Levied</u>
	[ Attached ]	

Said tax levies shall be irrevocable as long as any Bonds are outstanding, provided that the Issuer reserves the right to reduce the levies in the manner and to the extent permitted by Minnesota Statutes, Section 475.56(b) and Section 475.61, Subd. 3. The full faith and credit and taxing powers of the Issuer are hereby irrevocably pledged for the prompt and full payment of the principal of and interest on the Bonds and such other general obligation indebtedness as may be made payable from the Fund, as such principal and interest respectively become due.

**10.03.** The Treasurer of the Issuer is directed to keep on file in his office a tabulation of the dates and amounts of the principal and interest payments to become due on all bonds payable from the Fund and of the balance required in the Debt Service Account on October 1 in each year, in order to cancel, to the extent permitted by law, the taxes levied pursuant to this Resolution for collection the following year.

#### **Section 11. Non-Arbitrage Covenants; General Covenants.**

**11.01.** The Issuer covenants and agrees with the Purchaser and holders of the Bonds that (a) the investments of proceeds of the Bonds, including the investment of any revenues pledged to the Bonds which are considered proceeds under the applicable regulations, and accumulated sinking funds, if any, shall be limited as to amount and yield in such manner that the Bonds shall not be arbitrage bonds within the meaning of Section 148 of the Internal Revenue Code of 1986 (the "Code") and regulations thereunder and (b) the Issuer will make or cause to be made annual calculations as to the yield on the Bonds and on invested amounts in the Capital Account and the Debt Service Account and will rebate to the United States of America any amounts with respect to the Bonds necessary to be rebated under Section 148 of the Code. On the basis of the existing facts, estimates and circumstances, including the foregoing findings and covenants, the Issuer hereby certifies that it is not expected that the proceeds of the Bonds will be used in such manner as to cause the Bonds to be arbitrage bonds under Section 148 of the Code and regulations thereunder. The Chairman and the County Administrator shall furnish an arbitrage certificate to the Purchaser embracing or based on the foregoing certification at the time of delivery of the Bonds to the Purchaser. The proceeds of the Bonds will likewise be used in such manner that the Bonds are not private activity bonds under Section 141 of the Code.

**11.02.** The Issuer covenants and agrees with the holders from time to time of the Bonds that it will not take or permit to be taken by any of its officers, employees or agents any action which would cause the interest on the Bonds to become subject to taxation under the Internal Revenue Code of 1986, as amended, and the applicable Treasury Regulations, and covenants to take any and all actions within its powers to ensure that the interest on the Bonds will not become subject to taxation under the Code and such Treasury Regulations.

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Section 12. Miscellaneous.

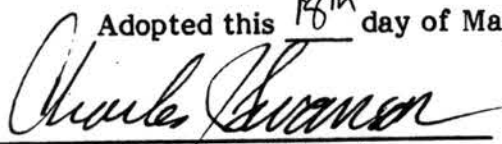
12.01. The County Administrator is hereby authorized and directed to certify copies of this Resolution and to cause the same to be filed in the offices of the County Auditor-Treasurer together with such other information as the auditor may require, and to obtain from the County Auditor-Treasurer a certificate that the Bonds have been entered upon his bond register.


12.02. The officers of the Issuer are authorized and directed to prepare and furnish to the Purchaser and to the attorneys approving the Bonds, certified copies of all proceedings and records of the Issuer relating to the power and authority of the Issuer to issue the Bonds within their knowledge or as shown by the books and records in their custody and control, and such certified copies and certificates shall be deemed representations of the Issuer as to the facts stated therein.

12.03 The Issuer covenants that it will file with the Internal Revenue Service the information required under Section 149(e) of the Code.

12.04. If any of the officers authorized by this Resolution to act or execute documents, including the Bonds, are unavailable for any reason to take such action or execute such documents, such action or execution may be made by a deputy, or in the case of the Chairman, by any other county commissioner designated by the Chairman.

Adopted this 18<sup>th</sup> day of May, 1989.

  
County Administrator

  
Chairman

## EXHIBIT A-1

UNITED STATES OF AMERICA  
STATE OF MINNESOTA  
WASHINGTON COUNTY

No. R- \_\_\_\_\_

\$ \_\_\_\_\_

## GENERAL OBLIGATION CAPITAL IMPROVEMENT BOND, SERIES 1989A

THIS BOND IS SUBJECT TO MANDATORY TENDER AT THE TIMES AND IN THE MANNER HEREINAFTER DESCRIBED, SUBJECT TO THE RIGHT OF THE OWNER TO ELECT TO RETAIN THIS BOND UPON THE TERMS SET FORTH HEREIN, AND MUST BE SO TENDERED OR WILL BE DEEMED TO HAVE BEEN SO TENDERED UNDER CERTAIN CIRCUMSTANCES DESCRIBED HEREIN.

Registered Owner

Nominal Date  
of Original Issue

May 19, 1989

Maturing  
Principal Sum

Maturity Date

Washington County, Minnesota (the "Issuer"), for value received, hereby certifies that it is indebted and hereby promises to pay to the registered owner or registered assigns, the maturing principal sums on the maturity dates as specified above, upon the presentation and surrender hereof, and to pay to the registered owner hereof interest on such principal sum at the interest rate provided below from May 19, 1989, or the most recent interest payment date to which interest has been paid or duly provided for as specified below, on each Variable Rate Adjustment Date including the Conversion Date, and thereafter on February 1 and August 1 of each year, commencing with the first February 1 or August 1 which is at least ninety days after the Conversion Date, until said principal sum is paid. Principal and the redemption price are payable in lawful money of the United States of America at American National Bank and Trust Company as Registrar, Transfer Agent and Paying Agent, in St. Paul, Minnesota,



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or at the offices of such successor agent as the Issuer may designate upon 60 days' notice to the registered owners at their registered addresses (the "Registrar"). Interest shall be paid on each interest payment date by check or draft mailed by first-class mail, postage prepaid, on the interest payment date, or if the interest payment date is not a Business Day, then on the first Business Day thereafter, to the person in whose name this Bond is registered at the close of business on the preceding January 15 and July 15 (whether or not a Business Day) at his or her address set forth on the bond register maintained by the Registrar. Interest prior to the Conversion Date is payable in same day funds, and by wire transfer to the Owner of \$1,000,000 or more in principal amount of Bonds, upon written request to the Registrar. Any such interest not punctually paid or provided for will be paid to the person in whose name this Bond is registered at the close of business on a special record date established by the Registrar for the payment of such defaulted interest. "Business Day" shall mean any day other than a day when banks located in the city in which the principal office of the Registrar is located are authorized to be closed.

This Bond is one of a series of Bonds in the aggregate principal amount of Twenty-Four Million Eight Hundred Thousand Dollars (\$24,800,000), all of like date and tenor except for number, interest rate, denomination, date of maturity and redemption privilege, and is issued for the purpose of providing funds to defray the cost of certain highway and building projects pursuant to Minnesota Statutes, Section 373.40, and is issued pursuant to an authorizing resolution (the "Resolution") duly adopted by the Issuer on May 18, 1989, and pursuant to and in full conformity with the Constitution and laws of the State of Minnesota, including Minnesota Statutes, Chapter 475 and Section 373.40. The Bonds of this series are payable from the "Series 1989A Capital Improvement Bond Fund" of the Issuer. All taxable property within the Issuer is subject to the levy of ad valorem taxes required by law to be levied and extended if needed for this purpose, without limitation of rate or amount. The issuance of this bond does not cause the indebtedness of the Issuer to exceed any constitutional, statutory, or charter limitation thereon.

As used herein, "Fixed Rate Bond" means any Bond on or after the Conversion Date. "Variable Rate Bond" means any Bond prior to the Conversion Date and "Conversion Date" shall mean that date from and after which the rate on the Bond is converted from the Variable Rate to the Fixed Rate, as provided in the Resolution.

Interest Rate Provision. This Bond shall bear interest as follows:

- (1) Prior to the Conversion Date, this Bond shall bear interest at the Variable Rate, as provided in the Resolution.
- (2) From and after the Conversion Date, until the maturity of this Bond, this Bond shall bear interest at the Fixed Rate, as provided in the Resolution.
- (3) Interest on the Variable Rate Bonds shall be calculated on the basis of actual days elapsed in a year of 365/366 days. Interest on the Fixed Rate Bonds shall be calculated on the basis of twelve 30-day months.

Redemption Provisions. The Bonds are subject to redemption and payment prior to maturity as follows:

- (1) All Bonds maturing on or after February 1, 2000, shall be subject to redemption and prior payment in whole or in part in inverse order of maturity and by lot within maturity at the option of the Issuer on February 1, 1999, and any interest payment date thereafter at a price of par plus accrued interest.
- (2) The Variable Rate Bonds are subject to redemption and prior payment in whole or in part, as selected by the Issuer, at the option of the Issuer on any Variable Rate Adjustment Date and on the Conversion Date, at a price of par plus accrued interest.
- (3) The Bonds are subject to redemption and prior payment in whole on the Initial Adjustment Date, if a petition calling for a referendum regarding the issuance of the Bonds, signed by voters equal to five percent of the votes cast in the jurisdiction of the Issuer in the last general election, is filed with the County Auditor on or before June 19, 1989.

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(4) The Variable Rate Bonds are subject to mandatory redemption in whole at a redemption price of par plus accrued interest to the redemption date on any Variable Rate Adjustment Date upon which a Variable Rate will go into effect which will cause the purchase price payable on the Bonds on the next succeeding Variable Rate Adjustment Date to exceed the funds anticipated to be available in cash pursuant to the Investment Agreement on such date.

(5) The Variable Rate bonds are subject to mandatory redemption, in whole or in part, at a redemption price of par plus accrued interest on any Variable Rate Adjustment Date if and to the extent that the amount of interest payable on the Bonds on the next interest payment date, when added to the amount of principal payable in such calendar year and interest paid or accrued in such calendar year through the Variable Rate Adjustment Date, plus the principal and interest payable in the same calendar year on any other bonds of the Issuer issued pursuant to Minnesota Statutes, Section 373.40, will exceed the maximum allowable annual debt service calculated in accordance with Minnesota Statutes, Section 373.40, subdivision 4.

Thirty days' prior notice of redemption of Fixed Rate Bonds, and three days' prior notice of redemption of Variable Rate Bonds, shall be given by mail to the Registrar and to the registered owners of the Bonds, and notice of redemption will be published in the manner provided by Chapter 475, Minnesota Statutes. No defect in mailed notice will affect the validity of the call for redemption.

The Variable Rate Bonds are subject to mandatory tender to the Registrar for purchase on the Conversion Date. Upon a determination that a Conversion Date will occur, the Registrar shall cause to be delivered or mailed by first class mail a notice at least seven (7) days prior to the Conversion Date to the Owner of each outstanding Variable Rate Bond at the address shown on the registration books. Any notice given as so provided shall be conclusively presumed to have been duly given, whether or not the Owner receives the notice. Such notice shall state in substance the following:

- (1) That the Variable Rate will be terminated with respect to the Owner's Variable Rate Bonds.
- (2) The Conversion Date.
- (3) The maturity dates and estimated Fixed Rate for each maturity of the Bonds which will take effect on the Conversion Date.
- (4) That all Owners of the Bonds who have not given notice of their desire to retain the Bonds shall be deemed to have tendered their Bonds for purchase on the Conversion Date.
- (5) That from and after the Conversion Date the Bonds will be secured solely by the general obligation of the Issuer.
- (6) Any information or disclosure document deemed necessary by the Issuer for such purpose.

(8) IN THE EVENT OF A FAILURE BY AN OWNER OF THE BONDS (OTHER THAN AN OWNER OF THE BONDS WHO HAS GIVEN NOTICE AS PROVIDED ABOVE) TO TENDER ITS BONDS ON OR PRIOR TO THE CONVERSION DATE, SAID OWNER SHALL NOT BE ENTITLED TO ANY PAYMENT (INCLUDING ANY INTEREST TO ACCRUE SUBSEQUENT TO THE CONVERSION DATE) OTHER THAN THE PURCHASE PRICE FOR SUCH UNTENDERED BONDS, AND ANY UNTENDERED BONDS SHALL NO LONGER BE ENTITLED TO THE BENEFITS OF THE RESOLUTION EXCEPT FOR THE PURPOSE OF PAYMENT OF THE PURCHASE PRICE THEREFOR.

Any Owner of Bonds desiring to retain Bonds after the Conversion Date must notify the Registrar in writing which notice must be received no later than five (5) days prior to the Conversion Date. Said notice shall state in substance the following:

- (1) The numbers and principal amounts of the Bonds which the Owner thereof wishes to retain after the Conversion Date;

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(2) That the Owner thereof recognizes that the events set forth in 1 through 5 above will occur; and

(3) That the Owner thereof wishes to continue to own said Bonds specified in (1) above after the Conversion Date.

Owners of the Bonds not providing the Registrar with timely notice described as above shall be deemed to have tendered their Bonds and such Bonds shall cease to accrue interest on the Conversion Date. Any Bonds not so tendered on the Conversion Date for which there has been irrevocably deposited in trust with the Registrar from the sources described in the Resolution an amount of moneys sufficient to pay the Purchase Price of the untendered Bonds, shall be deemed to have been purchased.

At any time following the Conversion Date, an Owner of Bonds who has given notice of its desire to continue to hold Bonds as provided above may deliver such Bonds to the Registrar, and upon such delivery, the Registrar shall exchange said Bonds for replacement Bonds, if the same are made available, without making any charge therefor to the Owner of such Bond.

The Variable Rate Bonds are subject to mandatory tender to the Registrar for purchase on each Variable Rate Adjustment Date. The Registrar shall cause to be delivered or mailed by first class mail a notice at least five (5) days prior to each Variable Rate Adjustment Date to the Owners of each outstanding Variable Rate Bond at the address shown on the registration books. Any notice given as so provided shall be conclusively presumed to have been duly given, whether or not the Owner receives the notice. Such notice shall state in substance the following:

(1) That the rate borne by the Owner's Variable Rate Bonds will be adjusted on the upcoming Variable Rate Adjustment Date as provided in the Resolution.

(2) The upcoming Variable Rate Adjustment Date.

(3) That all Owners of the Bonds who have not given notice of their desire to retain the Bonds shall be deemed to have tendered their Bonds for purchase on such Variable Rate Adjustment Date.

(4) Any information or disclosure document deemed necessary by the Issuer for such purpose.

(5) IN THE EVENT OF A FAILURE BY AN OWNER OF THE BONDS (OTHER THAN AN OWNER OF THE BONDS WHO HAS GIVEN NOTICE AS PROVIDED ABOVE) TO TENDER ITS BONDS ON OR PRIOR TO THE VARIABLE RATE ADJUSTMENT DATE, SAID OWNER SHALL NOT BE ENTITLED TO ANY PAYMENT (INCLUDING ANY INTEREST TO ACCRUE SUBSEQUENT TO THE VARIABLE RATE ADJUSTMENT DATE) OTHER THAN THE PURCHASE PRICE FOR SUCH UNTENDERED BONDS, AND ANY UNTENDERED BONDS SHALL NO LONGER BE ENTITLED TO THE BENEFITS OF THE RESOLUTION EXCEPT FOR THE PURPOSE OF PAYMENT OF THE PURCHASE PRICE THEREFOR.

Any Owner of Bonds desiring to retain Bonds after the Variable Rate Adjustment Date must notify the Registrar in writing which notice must be received no later than two (2) days prior to the Variable Rate Adjustment Date. Said notice shall state in substance the following:

(1) The numbers and principal amounts of the Bonds which the Owner thereof wishes to retain after the Variable Rate Adjustment Date;

(2) That the Owner thereof recognizes that the events set forth in 1 through 3 above will occur; and

(3) That the Owner thereof wishes to continue to own said Bonds specified in (b)(1) above after the Variable Rate Adjustment Date.

Owners of the Bonds not providing the Registrar with timely notice described as above shall be deemed to have tendered their Bonds and such Bonds shall cease to accrue interest on the Variable Rate Adjustment Date. Any Bonds not so tendered on the Variable Rate Adjustment Date, for which there has been



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irrevocably deposited in trust with the Registrar from the sources described in the Resolution an amount of moneys sufficient to pay the Purchase Price of the untendered Bonds, shall be deemed to have been purchased.

At any time following the Variable Rate Adjustment Date, an Owner of Bonds who has given notice of its desire to continue to hold Bonds as provided above may deliver such Bonds to the Registrar, and upon such deliver, the Registrar shall exchange said Bonds for replacement Bonds, if the same are made available, without making any charges therefor to the Owner of such Bond.

As provided in the Resolution, and subject to certain limitations set forth therein, this Bond is transferable upon the books of the Issuer kept for that purpose at the principal office of the Registrar, by the registered owner hereof in person or by such owner's attorney duly authorized in writing, upon surrender of this Bond together with a written instrument of transfer satisfactory to the Registrar, duly executed by the registered owner or such owner's duly authorized attorney. Upon such transfer and the payment of any tax, fee or governmental charge required to be paid by the Issuer or the Registrar with respect to such transfer, there will be issued in the name of the transferee a new Bond or Bonds of the same aggregate principal amount as the surrendered Bond.

The Bonds of this series are issuable only as fully registered bonds without coupons in denominations of \$5,000 or any integral multiple thereof not exceeding the principal amount maturing in any one year. As provided in the Resolution and subject to certain limitations therein set forth, the Bonds of this series are exchangeable for a like aggregate principal amount of Bonds of this series of a different authorized denomination, as requested by the registered owner or his duly authorized attorney, upon surrender thereof to the Registrar.

It is hereby Certified and Recited that all acts, conditions and things required by the Constitution and laws of the State of Minnesota to be done, to exist, to happen and to be performed in order to make this Bond a valid and binding general obligation of the Issuer according to its terms, have been done, do exist, have happened and have been performed in due form, time and manner as so required.

This Bond shall not be valid or become obligatory for any purpose until the Authentication Certificate hereon shall have been manually signed by a person authorized to sign on behalf of the Registrar.

IN WITNESS WHEREOF, Washington County, Minnesota has caused this Bond to be executed by its Chairman, County Administrator and County Auditor-Treasurer, all as of the Nominal Date of Original Issue specified above.

Dated: \_\_\_\_\_

WASHINGTON COUNTY, MINNESOTA

\_\_\_\_\_  
Chairman

\_\_\_\_\_  
County Auditor-Treasurer

\_\_\_\_\_  
County Administrator

This is one of the Bonds described in the within mentioned Resolution.

AMERICAN NATIONAL BANK AND  
TRUST COMPANY  
Bond Registrar

By \_\_\_\_\_  
Authorized Signature



MAY 18, 1989

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned hereby sells, assigns and transfers unto \_\_\_\_\_

(Please Print or Typewrite Name and Address of Transferee.)

Include information for all joint owners if the Bonds are held by joint account.) the within Bond and all rights thereunder, and hereby irrevocably constitutes and appoints \_\_\_\_\_ attorney to transfer the within Bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated: \_\_\_\_\_

Signature Guaranteed by:

Signature(s) must be guaranteed by a commercial bank or trust company or by a brokerage firm having membership in one of the major stock exchanges.

Notice: The signature(s) on this assignment must correspond with the name(s) which appear on the face of this Bond in every particular, without alteration or any change whatever.

Please Insert Social Security Number or Other Identifying Number of Assignee

EXHIBIT A-2

UNITED STATES OF AMERICA  
STATE OF MINNESOTA  
WASHINGTON COUNTY

No. R- \_\_\_\_\_ \$ \_\_\_\_\_

GENERAL OBLIGATION CAPITAL IMPROVEMENT BOND, SERIES 1989A

<u>Rate</u>	<u>Maturity</u>	<u>Nominal Date of Original Issue</u>	<u>CUSIP</u>
		May 19, 1989	

Washington County, Minnesota (the "Issuer"), for value received, hereby certifies that it is indebted and hereby promises to pay to \_\_\_\_\_ or registered assigns, the principal sum of \_\_\_\_\_ Dollars (\$ \_\_\_\_\_) on the maturity date specified above, upon the presentation and surrender hereof, and to pay to the registered owner hereof interest on such principal sum at the interest rate specified above from \_\_\_\_\_, or the most recent interest payment date to which interest has been paid or duly provided for as specified below, on February 1 and August 1 of each year, commencing \_\_\_\_\_, until said principal sum is paid. Principal and the redemption price are payable in lawful money of the United States of America at American National Bank and Trust Company as Registrar, Transfer Agent and Paying Agent, in St. Paul, Minnesota, or at the offices of such successor agent as the Issuer may designate upon 60 days' notice to the registered owners at their registered addresses (the "Registrar"). Interest shall be paid on each February 1 and August 1 by check or draft mailed by first-class mail, postage prepaid, on the interest payment date, or if the interest payment date is not a Business Day, then on the first Business Day thereafter, to the person in whose name this Bond is registered at the close of business on the preceding January 15 and July 15 (whether or not a Business Day) at his or her address set forth on the bond register maintained by the Registrar. Any such interest not punctually paid or provided for will be paid to the person in whose name this Bond is registered at the close of business on a special record date established by the Registrar for the payment of such defaulted interest. "Business Day" shall mean any day other than a day when banks located in the city in which the principal office of the Registrar is located are authorized to be closed.

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The Bonds of this series maturing on or after February 1, 2000, are subject to redemption at the option of the Issuer in whole or in part in inverse order of maturity and by lot within a maturity, on February 1, 1999 and any interest payment date thereafter at a price equal to par and accrued interest. Thirty days' prior notice of redemption will be given by mail to the Registrar and to the registered owners, and notice of redemption will be published in the manner provided by Minnesota Statutes, Chapter 475. No defect in mailed notice will affect the validity of the call for redemption.

This Bond is one of a series of Bonds in the aggregate principal amount of Twenty-Four Million Eight Hundred Thousand Dollars (\$24,800,000) all of like date and tenor except for number, interest rate, denomination, date of maturity and redemption privilege, and is issued for the purpose of providing funds to defray the cost of certain highway and building projects pursuant to Minnesota Statutes, Section 373.40, and is issued pursuant to an authorizing resolution (the "Resolution") duly adopted by the Issuer on May 18, 1989, and pursuant to and in full conformity with the Constitution and laws of the State of Minnesota, including Minnesota Statutes, Chapter 475 and Section 373.40. The Bonds of this series are payable from the "Series 1989A Capital Improvement Bond Fund" of the Issuer. All taxable property within the Issuer is subject to the levy of ad valorem taxes required by law to be levied and extended if needed for this purpose, without limitation of rate or amount. The issuance of this bond does not cause the indebtedness of the Issuer to exceed any constitutional, statutory, or charter limitation thereon.

As provided in the Resolution, and subject to certain limitations set forth therein, this Bond is transferable upon the books of the Issuer kept for that purpose at the principal office of the Registrar, by the registered owner hereof in person or by such owner's attorney duly authorized in writing, upon surrender of this Bond together with a written instrument of transfer satisfactory to the Registrar, duly executed by the registered owner or such owner's duly authorized attorney. Upon such transfer and the payment of any tax, fee or governmental charge required to be paid by the Issuer or the Registrar with respect to such transfer, there will be issued in the name of the transferee a new Bond or Bonds of the same aggregate principal amount as the surrendered Bond.

The Bonds of this series are issuable only as fully registered bonds without coupons in denominations of \$5,000 or any integral multiple thereof not exceeding the principal amount maturing in any one year. As provided in the Resolution and subject to certain limitations therein set forth, the Bonds of this series are exchangeable for a like aggregate principal amount of Bonds of this series of a different authorized denomination, as requested by the registered owner or his duly authorized attorney, upon surrender thereof to the Registrar.

It is hereby Certified and Recited that all acts, conditions and things required by the Constitution and laws of the State of Minnesota to be done, to exist, to happen and to be performed in order to make this Bond a valid and binding general obligation of the Issuer according to its terms, have been done, do exist, have happened and have been performed in due form, time and manner as so required.

This Bond shall not be valid or become obligatory for any purpose until the Authentication Certificate hereon shall have been manually signed by a person authorized to sign on behalf of the Registrar.

IN WITNESS WHEREOF, Washington County, Minnesota has caused this Bond to be executed with the facsimile signatures of its Chairman, County Administrator and County Auditor-Treasurer, all as of the Nominal Date of Original Issue specified above.

Dated: \_\_\_\_\_

WASHINGTON COUNTY, MINNESOTA

ATTEST:

(Facsimile)

Chairman

(Facsimile)

County Auditor-Treasurer

(Facsimile)

County Administrator

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This is one of the Bonds described in the within mentioned Resolution.

Bond Registrar

By \_\_\_\_\_  
Authorized Signature

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned hereby sells, assigns and transfers unto \_\_\_\_\_

(Please Print or Typewrite Name and Address of Transferee.)  
Include information for all joint owners if the Bonds are held by joint account.)  
the within Bond and all rights thereunder, and hereby irrevocably constitutes and appoints \_\_\_\_\_ attorney to transfer the within Bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated: \_\_\_\_\_

Signature Guaranteed by:

Signature(s) must be guaranteed by a commercial bank or trust company or by a brokerage firm having membership in one of the major stock exchanges.

Notice: The signature(s) on this assignment must correspond with the name(s) which appear on the face of this Bond in every particular, without alteration or any change whatever.

Please Insert Social Security Number or Other Identifying Number of Assignee

(Form of Certificate)

CERTIFICATE AS TO LEGAL OPINION

I, Charles J. Swanson, County Administrator of Washington County, Minnesota, hereby certify that except for the date line, the above is a full, true and compared copy of the legal opinion of Holmes & Graven, Chartered, of Minneapolis, Minnesota, which was delivered to me as of the date of delivery of the bonds and is now on file in my office.

(Facsimile)  
County Administrator

Washington County, Minnesota  
CIP Bonding Program - \$24,800,000  
Actual Required Levies - Assumed Rate of 7.25%

Prepared May 15, 1989  
By SPRINGSTED Incorporated

Dated: 5-19-1989  
Mature: 1- 1

SCHEDULE A-2

Year of Levy (1)	Year of Mat. (2)	Principal (3)	Rates (4)	Interest (5)	Total Principal & Interest (6)	105% of Total (7)
1989	1991	0	0.00%	2,906,772	2,906,772	3,052,111
1990	1992	650,000	7.25%	1,798,003	2,448,003	2,570,403
1991	1993	700,000	7.25%	1,750,878	2,450,878	2,573,422
1992	1994	750,000	7.25%	1,700,128	2,450,128	2,572,634
1993	1995	800,000	7.25%	1,645,753	2,445,753	2,568,041
1994	1996	850,000	7.25%	1,587,753	2,437,753	2,559,641
1995	1997	925,000	7.25%	1,526,128	2,451,128	2,573,684
1996	1998	975,000	7.25%	1,459,065	2,434,065	2,555,768
1997	1999	1,050,000	7.25%	1,388,377	2,438,377	2,560,296
1998	2000	1,125,000	7.25%	1,312,252	2,437,252	2,559,115
1999	2001	1,200,000	7.25%	1,230,689	2,430,689	2,552,223

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2000	2002	1,300,000	7.25%	1,143,689	2,443,689	2,565,873
2001	2003	1,400,000	7.25%	1,049,439	2,449,439	2,571,911
2002	2004	1,500,000	7.25%	947,939	2,447,939	2,570,336
2003	2005	1,600,000	7.25%	839,189	2,439,189	2,561,148
2004	2006	1,725,000	7.25%	723,189	2,448,189	2,570,598
2005	2007	1,850,000	7.25%	598,126	2,448,126	2,570,532
2006	2008	1,975,000	7.25%	464,001	2,439,001	2,560,951
2007	2009	2,125,000	7.25%	320,813	2,445,813	2,568,104
2008	2010	2,300,000	7.25%	166,750	2,466,750	2,590,088
TOTALS:		24,800,000		24,558,933	49,358,933	51,826,879

Bond Years:	338,743.33	Annual Interest:	24,558,933
Avg. Maturity:	13.66	Plus Discount:	372,000
Avg. Annual Rate:	7.250%	Net Interest:	24,930,933
N.I.C. Rate:	7.360%		

Interest rates are estimates; changes may cause significant alterations of this schedule.

The actual underwriter's discount bid may also vary.

COMMISSIONER LARKIN MOVED TO ADJOURN TODAY'S MEETING, COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY. THE MEETING ADJOURNED AT 11:35 A.M.

  
JOHN V. JERGENS, CHAIRMAN  
COUNTY BOARD

ATTEST:

  
CHARLES J. SWANSON  
COUNTY ADMINISTRATOR



OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
MAY 23, 1989

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 9:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, JERGENS, SCHEEL AND LARKIN. ABSENT NONE. CHAIRMAN JERGENS PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; DON WISNIEWSKI, DIRECTOR PUBLIC WORKS; MIKE GRIPENTROG, MIS DIRECTOR; MARY LUTH, DIRECTOR PUBLIC HEALTH; JIM SCHUG, DIRECTOR SOCIAL SERVICES; JEFF HANSON, INTERGOVERNMENTAL RELATIONS COORDINATOR.

**CONSENT CALENDAR**

COMMISSIONER MCMULLEN MOVED, SECONDED BY COMMISSIONER LARKIN TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL OF THE WEEKLY BILL LIST IN THE AMOUNT OF \$200,263.26.  
(A COMPLETE COPY OF THE BILL LIST IS ON FILE IN THE AUDITOR-TREASURER'S OFFICE.)
2. APPROVAL OF THE MAY 2 AND 9, 1989 BOARD MEETING MINUTES.
3. APPROVAL OF A PROPOSAL FOR DETERMINATION OF NEED FOR A NEW ICF/MR FACILITY TO SERVE INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES AND/OR AUTISM IN WASHINGTON COUNTY.
4. AUTHORIZATION FOR MIS DIRECTOR TO OFFER UP TO AND INCLUDING STEP F OF THE SALARY RANGE TO FILL A PRESENT VACANCY OF PROGRAMMER/ANALYST.
5. APPROVAL OF RECLASSIFICATION OF COURT AIDE II TO COURT SPECIALIST I IN THE COURT ADMINISTRATOR'S OFFICE RETROACTIVE TO MARCH 20, 1989.
6. ADOPTION OF **RESOLUTION NO. 89-53** AS FOLLOWS:

TRAFFIC SIGNAL AGREEMENT WITH THE MINNESOTA  
DEPARTMENT OF TRANSPORTATION AND THE  
CITY OF FOREST LAKE

BE IT RESOLVED THAT THE COUNTY OF WASHINGTON ENTER INTO AN AGREEMENT WITH THE STATE OF MINNESOTA, DEPARTMENT OF TRANSPORTATION FOR THE FOLLOWING PURPOSES, TO WIT:

TO REVISE THE EXISTING TRAFFIC CONTROL SIGNAL WITH STREET LIGHTS AND SIGNING ON TRUNK HIGHWAY NO. 61 AT COUNTY STATE AID HIGHWAY NO. 34 (11TH AVENUE SOUTHEAST) - COUNTY ROAD 83 (11TH AVENUE SOUTHWEST); INSTALL A NEW TRAFFIC CONTROL SIGNAL

MAY 23, 1989

WITH STREET LIGHTS AND SIGNING ON TRUNK HIGHWAY NO. 61 AT 8TH AVENUE SOUTHEAST-SHOPPING CENTER ENTRANCE; AND INSTALL INTERCONNECT ON TRUNK HIGHWAY NO. 61 FROM 8TH AVENUE SOUTHEAST-SHOPPING CENTER ENTRANCE TO TRUNK HIGHWAY NO. 97 NORTH JUNCTION-BUSINESS ENTRANCE IN ACCORDANCE WITH THE TERMS AND CONDITIONS SET FORTH AND CONTAINED IN AGREEMENT NO. 65983, A COPY OF WHICH WAS BEFORE THE BOARD.

BE IT FURTHER RESOLVED THAT THE PROPER COUNTY OFFICERS BE AND HEREBY ARE AUTHORIZED TO EXECUTE SUCH AGREEMENT, AND THEREBY ASSUME FOR AND ON BEHALF OF THE COUNTY ALL OF THE CONTRACTUAL OBLIGATIONS CONTAINED THEREIN.

7. AUTHORIZATION FOR BOARD CHAIRMAN AND COUNTY ADMINISTRATOR TO EXECUTE COOPERATIVE AGREEMENT WITH LAKE ST. CROIX BEACH FOR CONSTRUCTION OF CSAH 31 (SAP 82-631-01).
8. AUTHORIZATION FOR BOARD CHAIRMAN AND COUNTY ADMINISTRATOR TO EXECUTE COOPERATIVE AGREEMENTS WITH STILLWATER FOR RECONSTRUCTION OF CSAH 23 (SAP 82-623-03) AND CSAH 23 AND 24 (SAP 82-623-02 AND SAP 82-624-04).
9. AUTHORIZATION FOR BOARD CHAIRMAN AND COUNTY ADMINISTRATOR TO EXECUTE THE FIRST AMENDMENT TO DEVELOPMENT GRANT AGREEMENT SG-86-25 FOR THE LAKE ELMO PARK RESERVE.
10. REASSIGNMENT OF COMMISSIONER LARKIN TO THE LIBRARY BOARD (FROM MICA) AND COMMISSIONER EVERT TO MICA (FROM LIBRARY BOARD).
11. APPROVAL TO PRESENT CERTIFICATE OF RECOGNITION AWARDS TO FOREST LAKE HIGH SCHOOL GIRLS SOFTBALL TEAM AND FOREST LAKE HIGH SCHOOL SPEECH TEAM FOR THEIR OUTSTANDING ACCOMPLISHMENTS.
12. APPROVAL TO APPOINT ROD HALE, COTTAGE GROVE, TO THE PARK AND OPEN SPACE COMMISSION, REPLACING SHARON SAWYER, AND FILLING OUT THE UNEXPIRED TERM TO 12/31/90.

THE FOREGOING CONSENT CALENDAR WAS UNANIMOUSLY ADOPTED.

#### PUBLIC HEALTH DEPARTMENT

COMMISSIONER LARKIN MOVED TO ADOPT **RESOLUTION NO. 89-54** AS FOLLOWS, AND TO APPOINT COMMISSIONER SCHEEL AS THE COMMISSIONER LIAISON TO THE METROPOLITAN SOLID WASTE MANAGEMENT TASK FORCE.

#### SOLID WASTE MANAGEMENT TASK FORCE

WHEREAS, THE COUNTIES OF ANOKA, CARVER, DAKOTA, HENNEPIN, RAMSEY, SCOTT, WASHINGTON, THE METROPOLITAN COUNCIL, THE LEGISLATIVE COMMISSION ON

MAY 23, 1989

WASTE MANAGEMENT, AND THE MINNESOTA POLLUTION CONTROL AGENCY RECOGNIZE THE NEED TO COOPERATIVELY ADDRESS SOLID WASTE MANAGEMENT ISSUES ON A REGIONAL BASIS, AND

WHEREAS, THE WASHINGTON COUNTY BOARD OF COMMISSIONERS ACKNOWLEDGES THE INTERACTION OF EXISTING AND PLANNED WASTE MANAGEMENT PROGRAMS AMONG MULTIPLE GOVERNMENTAL AUTHORITIES; AND

WHEREAS, RAPID CHANGES IN THE SOLID WASTE MANAGEMENT SYSTEM HAVE RESULTED IN THE NEED TO REASSESS THE REGIONAL COORDINATION EFFORTS.

NOW, THEREFORE, BE IT RESOLVED THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS CONCURS WITH THE NEED TO ESTABLISH A REGIONAL SOLID WASTE MANAGEMENT TASK FORCE CONSISTING OF REPRESENTATIVES FROM THE FOLLOWING: THE COUNTY BOARD CHAIR OR DESIGNEE AND ONE (1) STAFF PERSON FROM EACH METROPOLITAN COUNTY, THE CHAIR AND ONE (1) STAFF PERSON FROM THE METROPOLITAN COUNCIL, THE COMMISSIONER AND ONE (1) STAFF PERSON FROM THE MINNESOTA POLLUTION CONTROL AGENCY.

BE IT FURTHER RESOLVED THAT THE LEGISLATIVE COMMISSION ON WASTE MANAGEMENT IS REQUESTED TO APPOINT ONE (1) OF ITS MEMBERS AND ONE (1) STAFF PERSON.

BE IT FURTHER RESOLVED THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS APPOINT COMMISSIONER DONALD G. SCHEEL AND ZACK HANSEN AS THE STAFF PERSON TO SERVE ON THE TASK FORCE.

BE IT FURTHER RESOLVED THAT THE METROPOLITAN COUNCIL PROVIDE STAFF SUPPORT AND MEETING FACILITIES FOR ALL REGIONAL SOLID WASTE MANAGEMENT TASK FORCE MEETINGS.

BE IT FURTHER RESOLVED THAT AN ELECTED OFFICIAL SHALL BE SELECTED CHAIR OF THE TASK FORCE AT THE FIRST MEETING.

BE IT FURTHER RESOLVED THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS ENDORSES THE MISSION STATEMENT OF THE TASK FORCE ATTACHED HERETO.

THE TASK FORCE SHALL CONDUCT ITS FIRST MEETING PRIOR TO JUNE 16, 1989 AND COMPLETE ITS FIRST REPORT BY OCTOBER 31, 1989.

#### MISSION STATE FOR THE REGIONAL SOLID WASTE MANAGEMENT TASK FORCE

THE TASK FORCE SHALL EVALUATE THE REGIONAL SOLID WASTE SYSTEM IN A COMPREHENSIVE MANNER. IT SHALL RECOMMEND POLICIES AND ACTIONS WHICH WILL ENSURE THE IMPLEMENTATION OF A REALISTIC, CONSISTENT, AND COORDINATED REGIONAL SOLID WASTE MANAGEMENT SYSTEM.

THE EVALUATION SHALL EXAMINE THE CRITICAL ISSUES FACING THE FOLLOWING SYSTEM COMPONENTS: COLLECTION, PROCESSING, MARKETING, DISPOSAL, EDUCATION, AND FUNDING.

THE TASK FORCE CHARGE SHALL BE COMPLETED BY OCTOBER 31, 1989. THE METROPOLITAN COUNCIL SHALL PROVIDE STAFF SUPPORT FOR THIS TASK FORCE.

COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.



MAY 23, 1989

JOB TRAINING CENTERFUNDS FOR SENIOR'S PROGRAM - COMMISSIONER SCHEEL MOVED TO ACCEPT

FUNDS IN THE AMOUNT OF \$56,168 FOR SENIOR'S PROGRAM FOR PROGRAM YEAR 1989. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

1990 LOCAL SERVICE UNIT PLAN COMMISSIONER EVERT MOVED TO APPROVE THE 1990 LOCAL SERVICE UNIT PLAN AS PRESENTED. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

PUBLIC WORKS DEPARTMENT

CONTRACT AWARD FOR THREE-STORY ADDITION - BIDS WERE RECEIVED AS FOLLOWS FOR CONSTRUCTION OF THREE ADDITIONAL FLOORS TO THE SOUTH WING OF THE GOVERNMENT CENTER (TWO FLOORS FINISHED, THE THIRD FLOOR UNCOMPLETED.)

A&P	\$4,292,200
KNUTSON	\$4,308,000
SHEEHY	\$4,324,300
LOEFFEL-ENGSTRAND	\$4,411,000
MORTENSON	\$4,679,000
MADSEN/JOHNSON	\$4,917,000

THE PUBLIC WORKS DIRECTOR RECOMMENDED BID AWARD TO ADOLFSON & PETERSON INCORPORATED, WITH NO ALTERNATES TO THE BASE BID. SCHEDULED COMPLETION TIME IS ONE YEAR AND DOES NOT INCLUDE FURNISHINGS AND ADDITIONAL PARKING.

COMMISSIONER MCMULLEN STATED THE THREE FLOOR ADDITION DOES NOT PRECLUDE SATELLITE SERVICES, BUT WILL ACCOMMODATE OVERCROWDED CONDITIONS IN THE GOVERNMENT CENTER.

THE COUNTY ATTORNEY ADDRESSED THE BOARD CONCERNING BID ALTERNATE NO. 8 WHICH IS TO PROVIDE WINDOWS ACROSS THE INTERIOR WALL OF PRIVATE OFFICES FACING THE CENTRAL AREA OF THE COUNTY ATTORNEY'S OFFICE SPACE. THE PUBLIC WORKS DIRECTOR AND BUILDING ARCHITECT RESPONDED TO MR. ARNEY'S CONCERNS. THE BOARD CHOSE TO BE CONSISTENT WITH OVERALL OFFICE DESIGN.

COMMISSIONER SCHEEL MOVED TO AWARD THE CONTRACT FOR CONSTRUCTION OF THREE ADDITIONAL FLOORS TO THE SOUTH WING OF THE GOVERNMENT CENTER TO ADOLFSON & PETERSON INCORPORATED, MINNEAPOLIS, MN, LOWEST RESPONSIBLE BIDDER, IN THE AMOUNT OF \$4,292,200, WITH NO ALTERNATES TO THE BASE BID. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

MAY 23, 1989

COMMISSIONER EVERT MOVED THAT IF AND WHEN BOND PROCEEDS FROM THE SALE OF THE \$24.8 MILLION CIP BONDS BECOMES AVAILABLE, THE BOARD WILL MAKE A DECISION TO FUND THE THREE-STORY ADDITION TO THE GOVERNMENT CENTER FROM THE BOND PROCEEDS OR FUND BALANCE. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

CSAH 29 IN BIRCHWOOD/MAHTOMEDI - THE PUBLIC WORKS DIRECTOR PRESENTED A COURSE OF ACTION REGARDING ROAD IMPROVEMENTS TO CSAH 29 IN THE CITIES OF BIRCHWOOD AND MAHTOMEDI. REPRESENTATIVES FROM BIRCHWOOD AND MAHTOMEDI WERE PRESENT AND STATED THEIR CONCERNS. COMMISSIONER LARKIN MOVED TO APPROVE THE COURSE OF ACTION REGARDING IMPROVEMENTS TO CSAH 29 IN THE CITIES OF BIRCHWOOD AND MAHTOMEDI AS PRESENTED. COMMISSIONER SCHEEL SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

VARIANCE FOR CSAH 21 IN THE CITY OF AFTON - THE PUBLIC WORKS DIRECTOR PRESENTED AN OVERVIEW OF THE VARIANCE REQUEST FOR THE PROPOSED CSAH 21 PROJECT IN AFTON. COMMISSIONER SCHEEL MOVED TO ADOPT A RESOLUTION WHICH WOULD REQUEST A STATE VARIANCE FOR THE PROPOSED CSAH 21 PROJECT IN THE CITY OF AFTON. THE MOTION DIED FOR A LACK OF A SECOND.

#### GENERAL ADMINISTRATION

THE INTERGOVERNMENTAL RELATIONS COORDINATOR PRESENTED A LEGISLATIVE UPDATE.

#### BOARD CORRESPONDENCE

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE INCLUDING A LETTER FROM THE MINNESOTA ASSOCIATION OF URBAN COUNTIES CONCERNING A SEMINAR ON "24 HOUR COURTHOUSE", REFERRED TO ADMINISTRATION FOR FOLLOW UP; A LETTER FROM DAKOTA COUNTY CONCERNING ELECTRONIC MONITORING, REFERRED TO THE COMMUNITY CORRECTIONS ADVISORY COMMITTEE.

#### ADJOURNMENT

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER SCHEEL MOVED FOR ADJOURNMENT, SECONDED BY COMMISSIONER EVERT AND IT WAS ADOPTED UNANIMOUSLY. THE MEETING ADJOURNED AT 10:10 A.M. FOLLOWED BY A BOARD WORKSHOP WITH THE BUILDING COMMITTEE AND A CIP WORKSHOP.

#### BUILDING COMMITTEE MEETING

THE BOARD OF COMMISSIONERS MET IN WORKSHOP SESSION WITH THE BUILDING COMMITTEE TO DISCUSS VARIOUS ALTERNATIVES FOR USAGE OF COUNTY PROPERTY RECENTLY ANNEXED INTO THE CITY OF STILLWATER. THE MEETING WAS CALLED TO ORDER AT 10:30 A.M. NO BUSINESS WAS TRANSACTED AND THE

MAY 23, 1989

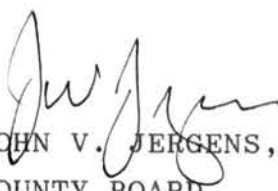
PUBLIC WAS WELCOME TO ATTEND. PRESENT WERE COMMISSIONERS JERGENS, MCMULLEN, EVERT, SCHEEL AND LARKIN. STAFF PRESENT, CHARLES SWANSON, VIRGINIA ERDAHL, JERRY TURNQUIST, DON WISNIEWSKI, DON MCGLOTHLIN, KEN BOYDEN, LYLE DOERR, AND FRED SHANK, BWBR.

THE PURPOSE OF TODAY'S MEETING IS TO GIVE A PRELIMINARY IDEA OF WHAT CAN BE PLACED ON THE COUNTY OWNED PROPERTY ADJACENT TO THE GOVERNMENT CENTER AND HOW THE OVERALL CAMPUS PLAN INCORPORATING A NEW LAW ENFORCEMENT CENTER, COURTS ADDITION AND PARKING MIGHT BE DEVELOPED. FRED SHANK OUTLINED PARKING REQUIREMENTS, INDICATING STILLWATER'S CRITERIA IS ONE PARKING SPACE FOR EVERY 200 FEET OF OFFICE SPACE.

A SLIDE PRESENTATION WAS MADE OF POSSIBLE SITE LAYOUTS FOR THE 192 BED JAIL AND LAW ENFORCEMENT CENTER, INCLUDING A PROPOSED JUVENILE CENTER, ADMINISTRATIVE OFFICES AND A PARKING RAMP. STAFF MEMBERS WERE ASKED TO BRING BACK LESS EXPENSIVE OPTIONS FOR CONSIDERATION, ALONG WITH COPIES OF THE VARIOUS SITE PLANS AND A WRITTEN PRO AND CON DISCUSSION OF THE VARIOUS OPTIONS. THE WORKSHOP SESSION CONCLUDED AT 11:25 A.M.

#### CIP WORKSHOP

THE BOARD OF COMMISSIONERS MET IN WORKSHOP SESSION FOR A FIRST REVIEW OF THE 1990-1994 CAPITAL IMPROVEMENTS PROGRAM. NO BUSINESS WAS CONDUCTED AND THE PUBLIC WAS WELCOME TO ATTEND. PRESENT FOR THE WORKSHOP WERE COMMISSIONERS EVERT, JERGENS, AND SCHEEL. STAFF PRESENT WERE CHARLES SWANSON, VIRGINIA ERDAHL, DON WISNIEWSKI, MARK MATTSON, DON MCGLOTHLIN. A DRAFT LETTER TO BE SENT TO COUNTY TOWNSHIPS AND CITIES REQUESTING INPUT AND COMMENTS WAS REVIEWED FOR CHANGES. DON WISNIEWSKI THEN PRESENTED AN OVERVIEW OF THE CIP PLAN AND STATED THAT AFTER COMMENTS ARE RECEIVED FROM THE MUNICIPALITIES ANOTHER CIP WORKSHOP WILL BE HELD IN AUGUST, 1989. THE CIP WORKSHOP CONCLUDED AT 12:10 P.M.

  
JOHN V. JERGENS, CHAIRMAN  
COUNTY BOARD

ATTEST:

  
CHARLES J. SWANSON  
COUNTY ADMINISTRATOR

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
JUNE 6, 1989

WASHINGTON COUNTY REGIONAL RAIL AUTHORITY

THE BOARD OF COMMISSIONERS CONVENED AS THE WASHINGTON COUNTY REGIONAL RAIL AUTHORITY AT 9:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. OFFICIAL PROCEEDINGS OF THE WASHINGTON COUNTY REGIONAL RAIL AUTHORITY ARE ON FILE IN THE OFFICE OF ADMINISTRATION.

COUNTY BOARD REGULAR SESSION

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 9:15 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, JERGENS, SCHEEL AND LARKIN. ABSENT NONE. CHAIRMAN JERGENS PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; DON WISNIEWSKI, DIRECTOR PUBLIC WORKS; LARRY BOUSQUET, PUBLIC WORKS; JIM SCHUG, DIRECTOR SOCIAL SERVICES; JUDY HONMYHR, DIRECTOR HUMAN RESOURCES; AND JEFF HANSON, INTERGOVERNMENTAL RELATIONS COORDINATOR.

THE COUNTY BOARD MEETING WAS PRECEDED BY AN INFORMAL MEETING WITH THE LIBRARY BOARD.

CONSENT CALENDAR

COMMISSIONER LARKIN MOVED, SECONDED BY COMMISSIONER EVERT TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL OF THE WEEKLY BILL LIST IN THE AMOUNT OF \$156,164.49.  
(A COMPLETE COPY OF THE BILL LIST IS ON FILE IN THE AUDITOR-TREASURER'S OFFICE.)
2. APPROVAL OF THE MAY 16 AND 18, 1989 BOARD MEETING MINUTES.
3. APPROVAL TO SET COUNTY BOARD MEETINGS FOR JULY 1989 WITH NO COUNTY BOARD MEETINGS ON JULY 4 AND JULY 18, 1989.
4. APPROVAL OF ON/SALE CLUB INTOXICATING LIQUOR LICENSE FOR NEW SCANDIA COMMUNITY/SENIOR CENTER, JULY 1, 1989 TO JUNE 30, 1990.
5. APPROVAL OF ON/SALE NON-INTOXICATING MALT LIQUOR LICENSE FOR STILLWATER VFW POST 323, AUGUST 3-6, 1989.
6. ADOPTION OF **RESOLUTION NO. 89-54A** AS FOLLOWS:

REPURCHASE OF TAX FORFEITED LAND BY  
OWNER, DAVID L. QUADE

JUNE 6, 1989

WHEREAS, DAVID L. QUADE THE OWNER, HAS MADE AND FILED AN APPLICATION WITH THE COUNTY AUDITOR FOR THE REPURCHASE OF THE HEREINAFTER DESCRIBED PARCEL OF TAX FORFEITED LAND, IN ACCORDANCE WITH THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, OF AMENDED, WHICH LAND IS SITUATED IN THE COUNTY OF WASHINGTON, MINNESOTA, AND DESCRIBED AS FOLLOWS TO-WIT:

PART OF THE E1/2 OF NW1/4 SECTION 1 TOWNSHIP 27 RANGE 22

ALL THAT PART OF NW1/4 LYING BETWEEN THE RIGHT OF WAY OF CHICAGO, MILWAUKEE, AND ST PAUL RAILWAY AND THE RIGHT OF WAY OF THE CHICAGO BURLINGTON, AND NORTHERN RAILWAY DESCRIBED AS FOLLOWS:

COMMENCE AT A POINT AT THE INTERSECTION OF THE WESTERLY LINE OF THE RIGHT OF WAY OF THE CHICAGO MILWAUKEE, AND ST PAUL RAILWAY WITH THE CENTER LINE RUNNING EAST AND WEST THROUGH SECTION 1 TOWNSHIP 27 RANGE 22, WASHINGTON COUNTY AND STATE OF MINNESOTA THENCE IN A NORTHWESTERLY DIRECTION 2584 FEET TO THE INTERSECTION OF THE WESTERLY RIGHT OF WAY LINE OF CHICAGO, MILWAUKEE, AND ST PAUL RAILWAY, AFORESAID WITH THE EASTERLY RIGHT OF WAY LINE OF THE CHICAGO BURLINGTON AND NORTHERN RAILWAY, THENCE IN A SOUTHEASTERLY DIRECTION ALONG THE EASTERLY LINE OF SAID CHICAGO, BURLINGTON AND NORTHERN RAILWAY RIGHT OF WAY 2480 FEET TO THE INTERSECTION WITH THE SAID EAST AND WEST CENTER LINE OF SAID SECTION 1 THENCE EAST ON SAID CENTER LINE 482 FEET TO THE PLACE OF BEGINNING. SUBJECT TO WILIAMS PIPELINE CO. R/W.

CITY OF NEWPORT PID # 54001-2550

;AND WHEREAS, SAID APPLICANT HAS SET FORTH IN HIS APPLICATION THAT HARDSHIP AND INJUSTICE HAS RESULTED BECAUSE OF FORFEITURE OF SAID LAND FOR THE FOLLOWING REASONS TO WIT: I WAS SHORT OF CASH AND HAD QUESTIONS REGARDING TAX INCREASES. REPURCHASE OF SAID LAND BY ME WILL PROMOTE AND BEST SERVE THE PUBLIC INTEREST BECAUSE A NEW BUILDING HAS BEEN BUILT ON THE LAND. THIS BUILDING IS PART OF MY BUSINESS. THE LAND WILL GO BACK ON THE TAX ROLLS.

;AND WHEREAS, THIS BOARD IF OF THE OPINION THAT SAID APPLICATION SHOULD BE GRANTED FOR SUCH REASONS,

NOW THEREFORE BE IT RESOLVED, THAT THE APPLICATION OF DAVID L. QUADE FOR THE PURCHASE OF THE ABOVE-DESCRIBED PARCEL OF TAX FORFEITED LAND BE AND THE SAME IS HEREBY GRANTED AND THE COUNTY AUDITOR IS HEREBY AUTHORIZED AND DIRECTED TO PERMIT SUCH REPURCHASE ACCORDING TO THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, AS AMENDED.

7. APPROVAL OF RECLASSIFICATION OF ACCOUNT CLERK I TO ACCOUNT CLERK II IN THE ACCOUNTING DEPARTMENT RETROACTIVE TO FEBRUARY 18, 1989; AUTHORIZATION TO EXCEED 1989 ACCOUNTING DEPARTMENT SALARY BUDGET BY \$396.
8. AUTHORIZATION TO ADD .3 FTE SOCIAL WORKER II POSITION IN COMMUNITY SOCIAL SERVICES DEPARTMENT EFFECTIVE JUNE 1, 1989.



JUNE 6, 1989

9. APPROVAL OF COUNTY PAID MEDICAL/HOSPITALIZATION INSURANCE PREMIUMS AT 80% IN ACCORDANCE WITH SECTION 11.D FOR RETIRED EMPLOYEE ADELINE PENDERS.
10. APPROVAL OF COUNTY PAID MEDICAL/HOSPITALIZATION INSURANCE PREMIUMS IN ACCORDANCE WITH SECTION 11.D FOR RETIRING EMPLOYEE HARTLAND G. BURNETT.
11. ADOPTION OF POLICY CONCERNING DISTRIBUTION OF WEEK IN REVIEW.
12. ADOPTION OF **RESOLUTION NO. 89-55** AS FOLLOWS:

LIMITING TERMS ON THE PLANNING  
ADVISORY COMMISSION

WHEREAS, THE WASHINGTON COUNTY BOARD OF COMMISSIONERS DESIRES TO PROVIDE OPPORTUNITY FOR A GREATER NUMBER OF CITIZENS TO PARTICIPATE IN THE ADVISORY PROCESS, AND

WHEREAS, THE WASHINGTON COUNTY BOARD OF COMMISSIONERS ALSO IS CONCERNED THAT CONTINUITY BE MAINTAINED IN ORDER TO RETAIN A CLEAR UNDERSTANDING OF THE PLANNING ADVISORY COMMISSION MISSION BY MEMBERS.

NOW, THEREFORE, BE IT RESOLVED THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONER DOES HEREBY AMEND THE RESOLUTION ESTABLISHING THE PLANNING ADVISORY COMMISSION, DATED SEPTEMBER 22, 1965 AS SET FORTH BELOW:

REPLACE 1.A. WITH THE FOLLOWING LANGUAGE: THE COUNTY COMMISSIONER SERVING ON THE PLANNING COMMISSION SHALL SERVE FOR A PERIOD OF ONE YEAR, BUT MAY SUCCEED HIMSELF ON THE COMMISSION. HE SHALL BE APPOINTED AT THE FIRST MEETING OF THE BOARD OF COUNTY COMMISSIONERS IN EACH CALENDAR YEAR AND SHALL ACT AS AN EX-OFFICIO NONVOTING MEMBER OF THE COMMISSION.

REPLACE 1.B WITH THE FOLLOWING LANGUAGE: THE MAXIMUM TERM OF OFFICE FOR ALL OTHER APPOINTEES TO THE PLANNING ADVISORY COMMISSION SHALL BE THREE, THREE-YEAR TERMS, PROVIDED HOWEVER, THAT AN APPOINTMENT TO FINISH OUT AN UNEXPIRED TERM OF A COMMISSION MEMBER SHALL NOT COUNTY TOWARD THE THREE, THREE YEAR TERM LIMIT.

DELETE 1.C

REPLACE 2. WITH THE FOLLOWING LANGUAGE: VACANCIES ON THE PLANNING ADVISORY COMMISSION SHALL BE FILLED AS SOON AS PRACTICAL AFTER THE VACANCY OCCURS. SUCH APPOINTMENT SHALL BE FOR THE UNEXPIRED TERM OF THE FORMER MEMBER, BUT SHALL NOT COUNT TOWARD THE THREE, THREE-YEAR TERM LIMIT.

13. APPROVAL TO EXECUTE JOINT POWERS AGREEMENT FOR THE DISTRIBUTION OF SOLID WASTE SURCHARGE FUNDS WITH DAKOTA AND SCOTT COUNTIES.

JUNE 6, 1989

14. ADOPTION OF **RESOLUTION NO. 89-56** AS FOLLOWS:JOINT POWERS AGREEMENT WITH THE CITY OF  
COTTAGE GROVE TO IMPLEMENT A HOUSEHOLD  
HAZARDOUS WASTE COLLECTION EVENT

WHEREAS, THE WASHINGTON COUNTY BOARD OF COMMISSIONERS HAS AUTHORIZED THE PUBLIC HEALTH DEPARTMENT TO IMPLEMENT A WASHINGTON COUNTY HOUSEHOLD HAZARDOUS WASTE COLLECTION PROGRAM; AND

WHEREAS, THE COUNTY AND CITY DESIRE TO ORGANIZE AND IMPLEMENT A HOUSEHOLD HAZARDOUS WASTE COLLECTION PROGRAM TO BE HELD FOR THE BENEFIT OF THE CITIZENS OF COTTAGE GROVE; AND

WHEREAS, MINNESOTA STATUTES 471.59 AUTHORIZES TWO OR MORE GOVERNMENTAL UNITS TO ENTER INTO AGREEMENTS TO JOINTLY OR COOPERATIVELY EXERCISE ANY POWER COMMON TO THE CONTRACTING PARTIES; AND

WHEREAS, A HOUSEHOLD HAZARDOUS WASTE COLLECTION PROGRAM HAS BEEN SCHEDULED IN COTTAGE GROVE FOR JUNE 10, 1989.

NOW, THEREFORE, BE IT RESOLVED, THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS AUTHORIZES THE EXECUTION OF A JOINT POWERS AGREEMENT WITH THE CITY OF COTTAGE GROVE FOR PURPOSES OF PLANNING AND CONDUCTING A HOUSEHOLD HAZARDOUS WASTE COLLECTION PROGRAM.

15. ADOPTION OF **RESOLUTION NO. 89-57** AS FOLLOWS:

## MINNESOTA TRAIL ASSISTANCE PROGRAM

WHEREAS, WASHINGTON COUNTY HAS DEVELOPED TRAIL SYSTEMS IN COTTAGE GROVE RAVINE REGIONAL PARK, PINE POINT PARK, AND LAKE ELMO PARK RESERVE;

NOW THEREFORE, BE IT RESOLVED, THAT ANY STATE GRANTS AND AIDS FOR THE DESCRIBED TRAILS, BE DIRECTED TO WASHINGTON COUNTY AND APPLICATION MAKE THEREFORE BY SAID COUNTY; AND

BE IT FURTHER RESOLVED: THAT THE CHAIRMAN AND ADMINISTRATOR OF THE WASHINGTON COUNTY BOARD OF COMMISSIONERS BE AUTHORIZED TO SIGN THE MINNESOTA ASSISTANCE PROGRAM AGREEMENTS DATED MAY 12, 1989.

16. AUTHORIZATION FOR CHAIRMAN AND ADMINISTRATOR TO EXECUTE A LOAN  
AGREEMENT WITH METROPOLITAN COUNCIL TO ASSIST IN ACQUISITION OF  
PROPERTIES FOR THE BIG MARINE PARK RESERVE.17. APPROVAL OF 200 HOURS TEMPORARY CLERK HIRE FOR 1989 IN THE  
VETERANS SERVICE OFFICE.

THE FOREGOING CONSENT CALENDAR WAS UNANIMOUSLY ADOPTED.

JUNE 6, 1989

WASHINGTON COUNTY REGIONAL RAIL AUTHORITY

COMMISSIONER LARKIN MOVED TO APPROVE THE RECOMMENDATION OF THE REGIONAL RAIL AUTHORITY TO AUTHORIZE STAFF TO ENTER INTO A CONTRACT WITH BRW FOR LIGHT RAIL TRANSIT COMPREHENSIVE PLAN. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

PUBLIC WORKS DEPARTMENT

THE PARKS DIRECTOR PRESENTED A RECOMMENDATION FOR PURCHASE OF THE ANDERSON AND FROGNER PROPERTIES FOR INCLUSION IN THE BIG MARINE PARK RESERVE. IT WAS BOARD CONSENSUS THAT STAFF ENTER INTO NEGOTIATIONS FOR PURCHASE OF THE PROPERTY ON A WILLING SELLER BASIS, AND IF UNSUCCESSFUL TO BRING THE MATTER BACK TO THE BOARD FOR FURTHER DIRECTION. THE BOARD INDICATED THAT EMINENT DOMAIN IS NOT A CONSIDERATION.

COUNTY ATTORNEY

COUNTY ATTORNEY STAFF PRESENTED AN UPDATE ON THE VICTIM-WITNESS PROGRAM IN WASHINGTON COUNTY.

GENERAL ADMINISTRATION

BOND SALE FOR BIG MARINE PARK RESERVE - RON LANGNESS, SPRINGSTED INCORPORATED, APPEARED BEFORE THE BOARD AND PRESENTED AN OVERVIEW ON A PROPOSED \$1.5 MILLION BOND SALE. COMMISSIONER SCHEEL MOVED TO ADOPT RESOLUTION NO. 89-58 AS FOLLOWS:

RESOLUTION AUTHORIZING ISSUANCE AND SALE OF  
\$1,500,000 GENERAL OBLIGATION PARK BONDS, SERIES  
1989B

BE IT RESOLVED by the Board of Commissioners of  
Washington County, Minnesota, as follows:

1. Bond Authorization. The Board hereby authorizes the issuance of \$1,500,000 principal amount of General Obligation Park Bonds, Series 1989B of the County under and pursuant to Minnesota Laws 1989, Chapter 335.

2. Sale Terms. Springsted Incorporated, bond consultants to the City, has presented to this Board a form of Official Terms of Offering for the sale of the bonds, and a form of Notice of Sale for publication, which forms are attached hereto and shall be placed on file in the office of the County Administrator. Each and all of the provisions of the Official Terms of Offering are hereby adopted as the terms and conditions of said bonds and of the sale thereof, and shall be made available to all prospective purchasers of the bonds. The County Administrator is authorized and directed to cause the Notice of Sale to be published once in the official newspaper of the County, and once in Northwestern Financial Review, a financial periodical published in Minneapolis, at least ten days before the date of sale.

3. Sale Meeting. This Board shall meet on Tuesday, June 20, 1989, at 10:30 A.M., to consider the bids received for the purchase of the bonds, and to take such actions thereon as is deemed in the best interests of the County.

JUNE 6, 1989

**OFFICIAL TERMS OF OFFERING****\$1,500,000****WASHINGTON COUNTY, MINNESOTA****GENERAL OBLIGATION PARK BONDS, SERIES 1989B**

Sealed bids for the Bonds will be opened by the County on Tuesday, June 20, 1989, at 10:30 A.M., Central Time, at the County Government Center, 14900 61st Street North, Stillwater, Minnesota. Consideration for award of the Bonds will immediately follow the opening of bids.

**DETAILS OF THE BONDS**

The Bonds will be dated July 1, 1989, as the date of original issue, and will bear interest payable on February 1 and August 1 of each year, commencing February 1, 1990. Interest will be computed upon the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to rules of the MSRB. The Bonds will be issued in the denomination of \$5,000 each, or in integral multiples thereof as requested by the Purchaser, and fully registered as to principal and interest. Principal will be payable at the main corporate office of the Registrar and interest on each Bond will be payable by check or draft of the Registrar mailed to the registered holder thereof at his address as it appears on the books of the Registrar as of the 15th day of the calendar month next preceding the interest payment.

The Bonds will mature February 1 in the amounts and years as follows:

\$140,000	1990	\$150,000	1993	\$150,000	1996	\$150,000	1998
\$150,000	1991	\$150,000	1994	\$150,000	1997	\$150,000	1999
\$160,000	1992	\$150,000	1995				

The Bonds will not be subject to payment in advance of their respective stated maturity dates.

**SECURITY AND PURPOSE**

The Bonds will be general obligations of the County for which the County will pledge its full faith and credit and power to levy direct general ad valorem taxes. In addition the County will pledge payments from the State of Minnesota in accordance with Chapter 335, Laws of 1989. The proceeds will be used to acquire and develop land for a regional park on Big Marine Lake.

**TYPE OF BID**

A sealed bid for not less than \$1,500,000 (par) and accrued interest on the total principal amount of the Bonds shall be filed with the undersigned prior to the time set for the opening of bids. Also prior to the time set for bid opening, a certified or cashier's check in the amount of \$15,000, payable to the order of the County, shall have been filed with the undersigned or SPRINGSTED Incorporated, the County's Financial Advisor. No bid will be considered for which said check has not been filed. The check of the Purchaser will be retained by the County as liquidated damages in the event the Purchaser fails to comply with the accepted bid. The County will deposit the check of the Purchaser, the amount of which will be deducted at settlement. No bid shall be withdrawn after the time set for opening bids unless the meeting of the County scheduled for consideration of the bids is adjourned, recessed, or continued to another date without award of the Bonds having been made. Rates offered by Bidders shall be in integral multiples of 5/100 or 1/8 of 1%. No rate for any maturity shall be more than 1/2% lower than any prior rate. Bonds of the same maturity shall bear a single rate from the date of the Bonds to the date of maturity.

**AWARD**

The Bonds will be awarded to the Bidder offering the lowest dollar interest cost to be determined by the deduction of the premium, if any, from, or the addition of any amount less than par, to the total dollar interest on the Bonds from their date to their final scheduled maturity. The County's computation of the total net dollar interest cost of each bid, in accordance with customary practice, will be controlling.

The County will reserve the right to: (i) waive non-substantive informalities of any bid or of matters relating to the receipt of bids and award of the Bonds, (ii) reject all bids without cause, and, (iii) reject any bid which the County determines to have failed to comply with the terms herein.



JUNE 6, 1989

## REGISTRAR

The County will name the Registrar which shall be subject to applicable SEC regulations. The County will pay for the services of the Registrar.

## CUSIP NUMBERS

If the Bonds qualify for assignment of CUSIP numbers such numbers will be printed on the Bonds, but neither the failure to print such numbers on any Bond nor any error with respect thereto will constitute cause for failure or refusal by the Purchaser to accept delivery of the Bonds. The CUSIP Service Bureau charge for the assignment of CUSIP identification numbers shall be paid by the Purchaser.

## SETTLEMENT

Within 40 days following the date of their award, the Bonds will be delivered without cost to the Purchaser at a place mutually satisfactory to the County and the Purchaser. Delivery will be subject to receipt by the Purchaser of an approving legal opinion of Dorsey & Whitney of Minneapolis, Minnesota, which opinion will be printed on the Bonds, and of customary closing papers, including a no-litigation certificate. On the date of settlement payment for the Bonds shall be made in federal, or equivalent, funds which shall be received at the offices of the County, or its designee, not later than 1:00 P.M., Central Time. Except as compliance with the terms of payment for the Bonds shall have been made impossible by action of the County, or its agents, the Purchaser shall be liable to the County for any loss suffered by the County by reason of the Purchaser's non-compliance with said terms for payment.

## OFFICIAL STATEMENT

Underwriters may obtain a copy of the Official Statement by request to the County's Financial Advisor prior to the bid opening. The Purchaser will be provided with 50 copies of the Official Statement.

Dated June 6, 1989

BY ORDER OF THE BOARD OF COMMISSIONERS

/s/ Charles J. Swanson  
Administrator

## NOTICE OF SALE

Washington County, Minnesota  
\$1,500,000 General Obligation Park  
Bonds, Series 1989B

These Bonds will be offered for sale on sealed bids on Tuesday, June 20, 1989. Bids will be accepted until 10:30 A.M., Central Time, at the County Government Center, 14900-61st Street North, Stillwater, Minnesota. The Bonds will be issuable in the denomination of \$5,000 or any integral multiple thereof, will be dated, as originally issued, as of July 1, 1989, will bear interest payable semiannually on each February 1 and August 1 to maturity, commencing February 1, 1990, and will mature on February 1 in the following years and amounts:

<u>Year</u>	<u>Amount</u>
1990	\$140,000
1991	150,000
1992	160,000
1993-1999	150,000

Bidders must specify a price of not less than \$1,500,000 plus accrued interest. A legal opinion on the Bonds will be furnished by Dorsey & Whitney, of Minneapolis, Minnesota. Proceeds will be used to acquire and develop land for a regional park, in the County.

Additional information may be obtained from the Issuer's financial consultants, Springsted Incorporated, 85 East Seventh Place, Suite 100, St. Paul, Minnesota 55101-2143 (612/223-3000).

BY ORDER OF THE BOARD OF  
COMMISSIONERS

Charles J. Swanson  
Administrator



JUNE 6, 1989

COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

COMMISSIONER MCMULLEN MOVED TO APPOINT SPRINGSTED INCORPORATED AS FINANCIAL CONSULTANT FOR THE \$1.5 MILLION GENERAL OBLIGATION BOND SALE FOR BIG MARINE PARK LAND ACQUISITION. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

COMMISSIONER SCHEEL MOVED TO APPROVE THE APPOINTMENT OF DORSEY & WHITNEY AS BOND COUNSEL FOR THE \$1.5 MILLION GENERAL OBLIGATION BOND SALE FOR BIG MARINE PARK ACQUISITION. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

CIP BOND SALE - COMMISSIONER EVERT MOVED THAT IT IS BOARDS' INTENT TO ISSUE CIP BONDS AS SCHEDULED. COMMISSIONER SCHEEL SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

TEMPORARY CHAIRMAN FOR JUNE 13 - COMMISSIONER EVERT MOVED THAT COMMISSIONER LARKIN BE APPOINTED AS TEMPORARY CHAIRMAN FOR THE JUNE 13, 1989 BOARD OF COMMISSIONERS' MEETING. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

#### BOARD CORRESPONDENCE

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE INCLUDING A LETTER FROM ST. PAUL RAMSEY MEDICAL CENTER CONCERNING INDIGENTS, REFERRED TO THE COUNTY ATTORNEY'S OFFICE; AND A LETTER FROM THE TENTH JUDICIAL DISTRICT CONCERNING 1990 BUDGET, REFERRED TO ADMINISTRATION.

#### ADJOURNMENT

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER LARKIN MOVED FOR ADJOURNMENT, SECONDED BY COMMISSIONER SCHEEL AND IT WAS ADOPTED UNANIMOUSLY. THE MEETING ADJOURNED AT 10:30 A.M., FOLLOWED BY A BOARD WORKSHOP WITH THE BUILDING COMMITTEE.

#### BUILDING COMMITTEE MEETING

THE BOARD OF COMMISSIONERS MET IN WORKSHOP SESSION TO DISCUSS THE LAW ENFORCEMENT CENTER AND THE LAKE ELMO BANK GIFT. NO BUSINESS WAS TRANSACTED AND THE PUBLIC WAS WELCOME TO ATTEND. THE MEETING WAS CALLED TO ORDER AT 10:50 A.M. BY BUILDING COMMITTEE CHAIRMAN SCHEEL.

LAKE ELMO BANK BUILDING GIFT - COMMISSIONER LARKIN MOVED THAT THE BUILDING COMMITTEE RECOMMEND TO THE COUNTY BOARD THAT THE LAKE ELMO BANK BUILDING GIFT BE REFERRED TO THE LIBRARY BOARD FOR A RECOMMENDATION. COMMISSIONER JERGENS SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

JUNE 6, 1989

**LAW ENFORCEMENT CENTER** - THE COMMITTEE DISCUSSED SIZE OF THE PROPOSED LAW ENFORCEMENT CENTER. COMMISSIONER EVERT MOVED THAT THE BUILDING COMMITTEE CONSIDER BUILDING TWO 48 BED PODS NOT TO INCLUDE WORK RELEASE, WITH THE INTENT TO FOOTPRINT FOUR PODS. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED 3-2 WITH COMMISSIONERS EVERT, MCMULLEN AND SCHEEL VOTING YES; AND JERGENS AND LARKIN VOTING NO. COMMISSIONER LARKIN MOVED THAT THE COMMITTEE CONSIDER A LAW ENFORCEMENT CENTER FOOTPRINT OF FOUR PODS WITH THREE PODS TO BE CONSTRUCTED. COMMISSIONER JERGENS SECONDED THE MOTION AND THE MOTION FAILED, WITH THREE NO AND TWO YES VOTES.

**JUVENILE DETENTION** - COMMISSIONER MCMULLEN MOVED THAT THE BUILDING COMMITTEE LOOK AT COSTS FOR A JUVENILE CENTER TO BE CONSTRUCTED ON A SEPARATE SITE. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

**WORK RELEASE**- IT WAS BUILDING COMMITTEE CONSENSUS THAT THE OLD JAIL, THE UNUSED CAPACITY OF THE PROPOSED NEW JAIL, AND AN OFF-SITE LOCATION BE CONSIDERED FOR WORK RELEASE PRISONERS.

**CONSULTANT PROPOSALS** - COMMISSIONER JERGENS MOVED THAT THE BUILDING COMMITTEE RECOMMEND TO COUNTY BOARD TO PROCEED WITH PROPOSALS FOR FINAL ARCHITECTURAL DESIGN SERVICE CONSULTANTS FOR THE LAW ENFORCEMENT CENTER COMPLEX. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

**PARKING LOTS** - COMMISSIONER SCHEEL SUGGESTED THE BUILDING COMMITTEE WORK WITH THE CITIES OF OAK PARK HEIGHTS AND STILLWATER, TO ACCOMMODATE PARKING REQUIREMENTS WITHOUT CONSIDERING PARKING RAMP CONSTRUCTION.

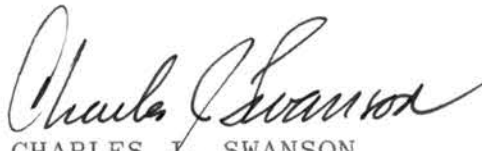
PHILL MCMULLEN AND RUSS LARKIN LEFT THE MEETING AT 11:45 A.M.

**SCALE MODEL** - COMMISSIONER JERGENS SUGGESTED A SCALE MODEL BE MADE OF THE PROPOSED LAW ENFORCEMENT COMPLEX (AFTER SELECTION OF THE DESIGN CONSULTANT).

**HRA FINANCING** - THE COUNTY ADMINISTRATOR REPORTED THAT THE COUNTY HRA MAY USE THEIR BONDING AUTHORITY TO FINANCE A NEW JAIL WITH NO FINANCE SERVICE COSTS TO THE COUNTY.

THE BUILDING COMMITTEE ADJOURNED AT 11:50 A.M.

  
JOHN V. JERGENS, CHAIRMAN  
COUNTY BOARD

ATTEST:   
CHARLES J. SWANSON  
COUNTY ADMINISTRATOR

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
JUNE 13, 1989**

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 9:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN AND LARKIN. ABSENT COMMISSIONERS SCHEEL AND JERGENS. TEMPORARY CHAIRMAN LARKIN PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; JEFF HANSON, INTERGOVERNMENTAL RELATIONS COORDINATOR; JOHN DEVINE, CONTROLLER; AND JIM SCHUG, DIRECTOR SOCIAL SERVICES.

**CONSENT CALENDAR**

COMMISSIONER EVERT MOVED, SECONDED BY COMMISSIONER MCMULLEN TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL OF THE WEEKLY BILL LIST IN THE AMOUNT OF \$87,474.68. (A COMPLETE COPY OF THE BILL LIST IS ON FILE IN THE AUDITOR-TREASURER'S OFFICE.)
2. APPROVAL OF THE MAY 23, 1989 BOARD MEETING MINUTES.
3. APPROVAL OF INCREASED BOARD AND CARE RATE FOR CROIXDALE RESIDENCE TO \$29 PER DAY EFFECTIVE JANUARY 1, 1989 AS SPECIFIED IN STATE STATUTE.
4. INFORMATION ONLY - QUARTERLY REPORT ON CASELOADS AND PROGRAM EXPENDITURES IN ECONOMIC ASSISTANCE AND CHILD SUPPORT PROGRAMS.
5. APPROVAL OF PERSONAL LEAVE OF ABSENCE WITHOUT PAY FOR PATTY BEHRENBRINKER, COURT SERVICES DEPARTMENT, FROM APRIL 10, TO SEPTEMBER 10, 1989.
6. ADOPTION OF **RESOLUTION NO. 89-59** AS FOLLOWS:

HRA AUTHORITY TO ADMINISTER MHFA  
DEFERRED LOAN PROGRAM FUNDS

WHEREAS, THE MINNESOTA HOUSING FINANCE AGENCY, STATE OF MINNESOTA, HAS BEEN AUTHORIZED TO UNDERTAKE A PROGRAM TO PROVIDE LOANS TO PROPERTY OWNERS FOR THE PURPOSE OF HOUSING REHABILITATION; AND

WHEREAS, THE WASHINGTON COUNTY HOUSING AND REDEVELOPMENT AUTHORITY HAS DEVELOPED AN APPLICATION AS AN ADMINISTERING ENTITY FOR THE MINNESOTA HOUSING FINANCE AGENCY DEFERRED LOAN PROGRAM; AND

JUNE 13, 1989

WHEREAS, THE WASHINGTON COUNTY HOUSING AND REDEVELOPMENT AUTHORITY HAS DEMONSTRATED THE ABILITY TO PERFORM THE REQUIRED ACTIVITIES OF THE MINNESOTA HOUSING FINANCE AGENCY DEFERRED LOAN PROGRAM;

NOW, THEREFORE, BE IT RESOLVED, THAT THE WASHINGTON COUNTY HOUSING AND REDEVELOPMENT AUTHORITY IS HEREBY AUTHORIZED TO MAKE APPLICATION TO THE MINNESOTA HOUSING FINANCE AGENCY FOR A GRANT OF FUNDS PURSUANT TO THE DEFERRED LOAN PROGRAM;

BE IT FURTHER RESOLVED, THAT THE WASHINGTON COUNTY HOUSING AND REDEVELOPMENT AUTHORITY IS HEREBY AUTHORIZED AS AN ENTITY TO BE CHARGED WITH THE ADMINISTRATION OF FUNDS MADE AVAILABLE THROUGH THE MINNESOTA HOUSING FINANCE AGENCY DEFERRED LOAN PROGRAM, IN THE COUNTY OF WASHINGTON.

7. BIDS WERE RECEIVED FOR RESURFACING OF CSAH 23 AND CSAH 24, CITIES OF STILLWATER AND OAK PARK HEIGHTS AS FOLLOWS:

SAP 82-624-04 & SAP 82-623-02

ALEXANDER CONSTRUCTION CO., INC.	\$350,723.64
SHAHER CONTRACTING	374,737.30
HARDRIVES, INC.	377,479.90

SAP 82-623-03

ALEXANDER CONSTRUCTION CO., INC.	\$478,638.67
SHAHER CONTRACTING	513,691.00
HARDRIVES, INC.	514,243.10

APPROVAL TO AWARD CONTRACTS FOR SAP 82-624-04, SAP 82-623-02 AND SAP 82-623-03, TO ALEXANDER CONSTRUCTION CO., INC., INVER GROVE HEIGHTS, MN, LOWEST RESPONSIBLE BIDDER IN THE FOLLOWING AMOUNTS: SAP 82-624-04 & SAP 82-623-02 - \$350,723.64; AND SAP 82-623-03 - \$478,638.67.

8. ADOPTION OF **RESOLUTION NO. 89-60**, AS FOLLOWS:

SPEED SURVEY ON CSAH 20

BE IT RESOLVED, THAT THE BOARD OF COUNTY COMMISSIONERS FOR WASHINGTON COUNTY, MINNESOTA HEREBY REQUEST THE COMMISSIONER OF THE MINNESOTA DEPARTMENT OF TRANSPORTATION TO CONDUCT A TRAFFIC SURVEY TO DETERMINE THE REASONABLE AND SAFE SPEED ON THE FOLLOWING COUNTY HIGHWAY:

1. COUNTY STATE AID HIGHWAY NO. 20 BETWEEN THE WEST COUNTY LINE AND PELLER AVE. SO. (ENTRANCE TO AFTON STATE PARK).

JUNE 13, 1989

BE IT FURTHER RESOLVED, THAT UPON DETERMINATION OF A REASONABLE AND SAFE SPEED ON THE ABOVE HIGHWAYS, WASHINGTON COUNTY BE AUTHORIZED BY THE COMMISSIONER OF THE MINNESOTA DEPARTMENT OF TRANSPORTATION TO POST SUCH SPEED LIMIT.

10. APPROVAL TO REFER THE LAKE ELMO BANK/LIBRARY PROPOSAL TO THE WASHINGTON COUNTY LIBRARY BOARD FOR REVIEW AND RECOMMENDATION.
11. AUTHORIZATION TO REQUEST PROPOSALS FOR DESIGN OF A LAW ENFORCEMENT/DETENTION FACILITY AS RECOMMENDED BY THE BUILDING COMMITTEE.
12. INFORMATION ONLY REPORT-RECORDER FEES FOR THE MONTH OF MAY, 1989.

THE FOREGOING CONSENT CALENDAR WAS UNANIMOUSLY ADOPTED; COMMISSIONERS SCHEEL AND JERGENS ABSENT.

#### UNITED STATES FLAG PRESENTATION

A UNITED STATES FLAG, FLOWN OVER THE CAPITOL AT WASHINGTON D.C., WAS PRESENTED TO THE BOARD BY RICHARD SERRA, ON BEHALF OF SENATOR BOSCHWITZ.

#### COMMUNITY SOCIAL SERVICES

COMMISSIONER MCMULLEN MOVED FOR APPROVAL OF NEW PAYMENT RATES FOR COUNTY BURIALS AS PRESENTED, AND EFFECTIVE JULY 1, 1989. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONERS JERGENS AND SCHEEL ABSENT.

COMMISSIONER EVERT MOVED TO APPROVE AN INCREASE IN DIFFICULTY OF CARE RATES FOR WASHINGTON COUNTY ADULT FOSTER CARE HOMES BY \$5.00 PER POINT EFFECTIVE JANUARY 1, 1989. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONERS JERGENS AND SCHEEL ABSENT.

#### BOARD CORRESPONDENCE

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE INCLUDING A LETTER FROM THE DEPARTMENT OF EMPLOYEE RELATIONS CONCERNING PUBLIC EMPLOYEE INSURANCE PLAN, REFERRED TO HUMAN RESOURCES DEPARTMENT FOR A RECOMMENDATION; AND A LETTER FROM PCA CONCERNING BAYTOWN TOWNSHIP GROUNDWATER ACTIVITIES.



JUNE 13, 1989

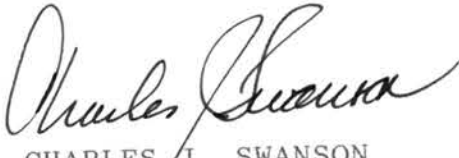
ADJOURNMENT

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER EVERT MOVED FOR ADJOURNMENT, SECONDED BY COMMISSIONER MCMULLEN AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONERS JERGENS AND SCHEEL ABSENT. THE MEETING ADJOURNED AT 9:20 A.M.



RUSS LARKIN, TEMPORARY CHAIRMAN  
COUNTY BOARD

ATTEST:



CHARLES J. SWANSON  
COUNTY ADMINISTRATOR

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
JUNE 20, 1989

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 9:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, JERGENS, SCHEEL AND LARKIN. ABSENT NONE. CHAIRMAN JERGENS PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; JEFF HANSON, INTERGOVERNMENTAL RELATIONS COORDINATOR; JIM SCHUG, DIRECTOR SOCIAL SERVICES; MARY LUTH, DIRECTOR PUBLIC HEALTH; BOB LOCKYEAR, PLANNING COORDINATOR; JOHN DEVINE, CONTROLLER; DON WISNIEWSKI, DIRECTOR PUBLIC WORKS; AND RICHARD STAFFORD, AUDITOR-TREASURER.

**CONSENT CALENDAR**

COMMISSIONER SCHEEL MOVED, SECONDED BY COMMISSIONER MCMULLEN TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL OF THE WEEKLY BILL LIST IN THE AMOUNT OF \$155,519.37. (A COMPLETE COPY OF THE BILL LIST IS ON FILE IN THE AUDITOR-TREASURER'S OFFICE.)
2. APPROVAL OF APPLICATIONS FOR HOMESTEAD CLASSIFICATIONS AS FOLLOWS:  
  
RICHARD & SALLY ERNST, (1989); JOHN M. AFFOLTER, (1989); RICHARD R. MCGEE, ('87, '88, '89); ALBERT JARRATT, (1989); ROY GORDON BABCOCK, (1989); RONALD & LINDA HAGEMEYER, (1989); ROGER L. NELSON, (1989); NANCY L. JACOBS, (1/2 '88 & '89); ERIC & CHRISTINE OLSON, ('87 & '88); DONALD & ANNE QUICK, ('88 & '89); RICHARD & CHRISTINE MEYERS, (1989); CHARLES MEISNER, (1/2 '89); JEFFREY J. HAGGERTY, (1989); BRUNETTE R. ANEZ, (1989); GEORGE VIENS & PATRICIA REYNOLDS, ('88 & '89); DELBERT & EUGENIA TYLER, ('88 & '89); CHRISTOPHER L. HOLTER, ('88 & '89); DONALD & SHIRLEY WATSON, (1/2 '89); JAMES & CINDY LUNDGREN, ('88 & '89); AND DOUGLAS & BARBARA GOERSS, (1989).
3. APPROVAL OF GRANT PROPOSAL FOR CHILD CARE RESOURCE AND REFERRAL SYSTEM.
4. ADOPTION OF **RESOLUTION NO. 89-61**, AS FOLLOWS:

MAY SOCIAL SERVICE AND  
ECONOMIC ASSISTANCE ACTIONS

WHEREAS, MINNESOTA STATUTES, CHAPTER 393.07 ESTABLISHES THE POWERS AND THE DUTIES OF THE COUNTY WELFARE BOARD INCLUDING THE AUTHORITY TO OPEN, CLOSE, DENY, OR SUSPEND SERVICES AND GRANTS PROVIDED UNDER THE SOCIAL SERVICE AND ECONOMIC ASSISTANCE PROGRAMS IT ADMINISTERS; AND

JUNE 20, 1989

WHEREAS, IN WASHINGTON COUNTY, THE POWERS AND DUTIES OF THE WELFARE BOARD ARE CARRIED OUT BY THE COUNTY BOARD OF COMMISSIONERS; AND

WHEREAS, THE SOCIAL SERVICE AND ECONOMIC ASSISTANCE PROGRAMS ARE ADMINISTERED BY THE COMMUNITY SOCIAL SERVICES DEPARTMENT.

NOW, THEREFORE, BE IT RESOLVED THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS APPROVE ALL SOCIAL SERVICE AND ECONOMIC ASSISTANCE ACTIONS FOR MAY AS DOCUMENTED IN THE RECORDS MAINTAINED BY THE COMMUNITY SOCIAL SERVICES DEPARTMENT.

THE FOREGOING CONSENT CALENDAR WAS UNANIMOUSLY ADOPTED.

#### **PLANNING DEPARTMENT**

COMMISSIONER SCHEEL MOVED TO APPROVE THE TRANSFER OF SALARY DOLLARS TO CAPITAL EXPENDITURES (DUE TO MID-YEAR HIRE), IN THE PLANNING DEPARTMENT. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

#### **ACCOUNTING AND BUDGETING**

JOHN LILJA, DELOITTE HASKINS & SELLS, APPEARED BEFORE THE BOARD AND PRESENTED THE GOVERNMENT FINANCE OFFICERS ASSOCIATION (GFOA) CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING TO WASHINGTON COUNTY FOR ITS COMPREHENSIVE ANNUAL FINANCIAL REPORT FY DECEMBER 31, 1987. AN AWARD OF FINANCIAL REPORTING ACHIEVEMENT WAS ALSO PRESENTED TO JOHN DEVINE, CONTROLLER, AND THE DEPARTMENT OF ACCOUNTING AND BUDGETING.

#### **AUDITOR-TREASURER'S DEPARTMENT**

THE AUDITOR-TREASURER APPEARED BEFORE THE BOARD AND PRESENTED THE FIRST ANNUAL REPORT ON ACTIVITIES IN THE AUDITOR-TREASURER'S DEPARTMENT.

#### **GENERAL ADMINISTRATION**

A PRELIMINARY OVERVIEW OF THE 1990 PROPOSED COUNTY BUDGET WAS PRESENTED BY VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR.

#### **BOARD CORRESPONDENCE**

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE INCLUDING A LETTER FROM ATTORNEY DAUBNEY CONCERNING POOR RICHARD'S INCORPORATED.

#### **EXECUTIVE (CLOSED) SESSION**

AT THIS TIME THE BOARD CHAIRMAN ANNOUNCED THAT THE BOARD WOULD GO INTO EXECUTIVE SESSION FOR ATTORNEY/CLIENT DISCUSSION ON MARINE ON

JUNE 20, 1989

ST. CROIX 201 LITIGATION; THE TIME BEING 10:05 A.M. PRESENT FOR THE CLOSED SESSION: COMMISSIONERS LARKIN, SCHEEL, EVERT, MCMULLEN, AND JERGENS. ALSO PRESENT CHARLES SWANSON, COUNTY ADMINISTRATOR; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; DICK ARNEY, COUNTY ATTORNEY; DICK HODSDON, ASSISTANT COUNTY ATTORNEY; BOB LOCKYEAR, PLANNING COORDINATOR; SHEILA NEUBAUER, OFFICE MANAGER; AND THOMAS HEFFELFINGER. THE CLOSED SESSION CONCLUDED AT 10:30 A.M.

#### ACCOUNTING AND BUDGETING

**\$1.5 MILLION GENERAL OBLIGATION PARK BONDS** - THE ADMINISTRATOR PRESENTED TO THE BOARD AFFIDAVITS SHOWING PUBLICATION IN THE OFFICIAL NEWSPAPER AND THE NORTHWESTERN FINANCIAL REVIEW OF A NOTICE OF SALE OF \$1,500,000 GENERAL OBLIGATION PARK BONDS, SERIES 1989B OF THE COUNTY, FOR WHICH BIDS WERE TO BE CONSIDERED AT THIS MEETING IN ACCORDANCE WITH A PRIOR RESOLUTION ADOPTED BY THE BOARD. SAID AFFIDAVITS WERE EXAMINED AND FOUND SATISFACTORY AND DIRECTED TO BE PLACED ON FILE IN THE OFFICE OF THE ADMINISTRATOR.

THE ADMINISTRATOR THEN ANNOUNCED THAT SIX SEALED BIDS HAD BEEN RECEIVED PURSUANT TO SAID NOTICE OF SALE, WHICH BIDS HAD BEEN OPENED, READ AND TABULATED, AND THE HIGHEST AND BEST BID OF EACH BIDDER WAS FOUND TO BE AS FOLLOWS:

BIDDER	INTEREST RATES		PRICE	NET INTEREST COST & RATE
DAIN BOSWORTH, INC.	7.00%	1990-1994	\$1,500,000.00	\$508,806.25 (6.65541%)
MERRILL LYNCH CAPITAL MARKETS	6.75%	1995		
MILLER SECURITIES, INCORPORATED	6.50%	1996-1999		
FIRST BANK NATIONAL ASSOCIATION	7.00%	1990-1994	\$1,500,000.00	\$510,468.75 (6.6771%)
NORWEST INVESTMENT SERVICES,	6.70%	1995		
INCORPORATED	6.50%	1996-1997		
	6.55%	1998		
	6.60%	1999		
SHEARSON LEHMAN HUTTON, INC.	7.00%	1990-1995	\$1,500,000.00	\$514,912.50 (6,7352%)
PRUDENTIAL-BACHE CAPITAL FUNDING	6.50%	1996		
DEAN WITTER REYNOLDS INCORPORATED	6.55%	1997		
	6.60%	1998		
SMITH BARNEY, HARRIS UPHAM & COMPANY INCORPORATED PAINEWEBBER INCORPORATED	6.65%	1999		
AMERICAN NATIONAL BANK ST. PAUL	7.00%	1990-1994	\$1,500,000.00	\$516,650.00 (6.7580%)
MARQUETTE BANK MINNEAPOLIS, N.A.	6.90%	1995		
MOORE JURAN AND COMPANY,	6.50%	1996		
INCORPORATED	6.60%	1997		
DOUGHERTY, DAWKINS, STRAND & YOST, INCORPORATED	6.70%	1998-1999		
PIPER, JAFFRAY & HOPWOOD INCORPORATED	6.80%	1990	\$1,500,031.50	\$516,692.67 (6.7585%)
	7.00%	1991-1995		
ALLISON-WILLIAMS COMPANY	6.70%	1996		
CRONIN & COMPANY, INCORPORATED	6.55%	1997		
JURAN & MOODY, INCORPORATED	6.60%	1998		
	6.65%	1999		

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BIDDER	INTEREST RATES	PRICE	NET INTEREST COST & RATE
THE NORTHERN TRUST COMPANY	6.625% 1990	\$1,500,121.00	\$519,279.83
LASALLE NATIONAL BANK	7.10% 1991-1194		(6.7924%)
	7.00% 1995		
	6.60% 1996-1997		
	6.65% 1998		
	6.70% 1999		

COMMISSIONER SCHEEL INTRODUCED THE FOLLOWING RESOLUTION AND MOVED ITS ADOPTION:

#### RESOLUTION NO. 89-62

RESOLUTION RELATING TO \$1,500,000 GENERAL OBLIGATION PARK BONDS, SERIES 1989B; AUTHORIZING THE ISSUANCE, FIXING THE FORM AND DETAILS, PROVIDING FOR EXECUTION AND DELIVERY, AND PROVIDING FOR THE SECURITY THEREOF

BE IT RESOLVED by the Board of Commissioners (the "Board") of Washington County, Minnesota (the "County"), as follows:

#### Section 1. Authorization and Sale.

1.01. Authorization of Bonds. This Board, by its Resolution No. 89-58 adopted on June 6, 1989, authorized the issuance and sale of \$1,500,000 principal amount of General Obligation Park Bonds, Series 1989B of the County (the Bonds). Said Resolution is incorporated herein by reference.

1.02. Notice of Sale; Bids. Notice of sale of the Bonds has been duly published, and the Board, having examined and considered all bids received pursuant to the published notice, does hereby find and determine that the most favorable bid received is that of Dain Bosworth Inc., of Minneapolis, Minnesota, and associates (the Underwriter), to purchase the Bonds at a price of \$1,500,000 plus accrued interest on all Bonds to the day of delivery and payment, on the further terms and conditions hereinafter set forth.

1.03. Sale of Bonds. The sale of the Bonds is hereby awarded to the Underwriter, and the Chairman and County Administrator are hereby authorized and directed on behalf of the County to execute a contract for the sale of the Bonds in accordance with the terms of said bid. The good faith check of the Underwriter shall be retained and deposited by the Auditor-Treasurer. The good faith checks of other bidders shall be returned to them forthwith.

1.04. Issuance of Bonds. All acts, conditions and things required by the Constitution and laws of the State of Minnesota to be done, to exist, to happen and to be performed prior to the issuance of the Bonds having been done, existing, having happened and having been performed, it is now necessary for this Board to establish the form and terms of the Bonds, to provide for the security thereof and to issue the Bonds forthwith.



JUNE 20, 1989

## Section 2. Bond Terms, Execution and Delivery.

2.01. Maturities; Interest Rates; Denominations; Payment; Dates. The Bonds shall be designated "General Obligation Park Bonds, Series 1989B," shall bear an original date of issue of July 1, 1989, shall be in denominations of \$5,000 or any integral multiple thereof of a single maturity, shall mature on February 1 in the years and amounts set forth below, and shall bear interest from date of issue until paid at the annual rates set forth opposite such years and amounts, as follows:

<u>Year</u>	<u>Amount</u>	<u>Rate</u>	<u>Year</u>	<u>Amount</u>	<u>Rate</u>
1990	\$150,000	7.00%	1995	\$150,000	6.75%
1991	150,000	7.00	1996	150,000	6.50
1992	150,000	7.00	1997	150,000	6.50
1993	150,000	7.00	1998	150,000	6.50
1994	150,000	7.00	1999	150,000	6.50

The Bonds shall be issued only in fully registered form. The interest thereon and, upon surrender of each Bond at the principal office of the Registrar designated herein, the principal thereof, shall be payable by check or draft issued by the Registrar. Each Bond shall be dated by the Registrar as of the date of authentication.

2.02. Interest Payment Dates. The interest on the Bonds shall be payable semiannually on February 1 and August 1 in each year, commencing February 1, 1990, to the owners of record thereof as they appear on the bond register at the close of business on the fifteenth day of the immediately preceding month, whether or not such day is a business day.

2.03. Registration. The County shall appoint, and shall maintain, a bond registrar, transfer agent and paying agent (the Registrar). The effect of registration and the rights and duties of the County and the Registrar with respect thereto shall be as follows:

(a) Register. The Registrar shall keep at its principal corporate trust office a bond register in which the Registrar shall provide for the registration of ownership of Bonds and the registration of transfers and exchanges of Bonds entitled to be registered, transferred or exchanged.

(b) Transfer of Bonds. Upon surrender to the Registrar for transfer of any Bond duly endorsed by the registered owner thereof or accompanied by a written instrument of transfer, in form satisfactory to the Registrar, duly executed by the registered owner thereof or by an attorney duly authorized by the registered owner in writing, the Registrar shall authenticate and deliver, in the name of the designated transferee or transferees, one or more new Bonds of a like series, aggregate principal amount, maturity and interest rate, as requested by the transferor. The Registrar may, however, close the books for registration of the transfer of any Bond or portion thereof selected or called for redemption.

(c) Exchange of Bonds. Whenever any Bond is surrendered by the registered owner for exchange, the Registrar shall authenticate and deliver one or more new Bonds of a like series, aggregate principal amount, maturity, and interest rate as requested by the registered owner or the owner's attorney duly authorized in writing.

(d) Cancellation. All Bonds surrendered upon any transfer or exchange shall be promptly cancelled by the Registrar and thereafter disposed of as directed by the County.

JUNE 20, 1989

(e) Improper or Unauthorized Transfer. When any Bond is presented to the Registrar for transfer, the Registrar may refuse to transfer the same until it is satisfied that the endorsement on such Bond or separate instrument of transfer is valid and genuine and that the requested transfer is legally authorized. The Registrar shall incur no liability for its refusal, in good faith, to make transfers which it, in its judgment, deems improper or unauthorized.

(f) Persons Deemed Owners. The County and the Registrar may treat the person in whose name any Bond is at any time registered in the bond register as the absolute owner of such Bond, whether such Bond shall be overdue or not, for the purpose of receiving payment of, or on account of, the principal of and interest on such Bond and for all other purposes, and all such payments so made to any such registered owner or upon the owner's order shall be valid and effectual to satisfy and discharge the liability of the County upon such Bond to the extent of the sum or sums so paid.

(g) Taxes, Fees and Charges. For every transfer or exchange of Bonds, the Registrar may impose a charge upon the owner thereof sufficient to reimburse the Registrar for any tax, fee or other governmental charge required to be paid with respect to such transfer or exchange.

(h) Mutilated, Lost, Stolen or Destroyed Bonds. In case any Bond shall become mutilated or be lost, stolen or destroyed, the Registrar shall deliver a new Bond of like series, principal amount, maturity date, interest rate and tenor in exchange and substitution for and upon cancellation of any such mutilated Bond or in lieu of and in substitution for any such Bond lost, stolen or destroyed, upon the payment of the reasonable expenses and charges of the Registrar in connection therewith; and, in the case of a Bond lost, stolen or destroyed, upon filing with the Registrar of evidence satisfactory to it that such Bond was lost, stolen or destroyed, and of the ownership thereof, and upon furnishing to the Registrar of an appropriate bond or indemnity in form, substance and amount satisfactory to it, in which both the County and the Registrar shall be named as obligees. All Bonds so surrendered to the Registrar shall be cancelled by it and evidence of such cancellation shall be given to the County. If the mutilated, lost, stolen or destroyed Bond has already matured or been called for redemption in accordance with its terms, it shall not be necessary to issue a new Bond prior to payment.

2.04. Appointment of Initial Registrar. The County hereby appoints American National Bank and Trust Company, in St. Paul, Minnesota, as the initial Registrar. The Chairman of the Board and the County Administrator are authorized to execute and deliver, on behalf of the County, a contract with the Registrar. Upon merger or consolidation of the Registrar with another corporation, if the resulting corporation is a bank or trust company authorized by law to conduct such business, such corporation shall be authorized to act as successor Registrar. The County agrees to pay the reasonable and customary charges of the Registrar for the services performed. The County reserves the right to remove any Registrar upon thirty (30) days notice and upon the appointment of a successor Registrar, in which event the predecessor Registrar shall deliver all cash and Bonds in its possession to the successor Registrar and shall deliver the bond register to the successor Registrar. On or before each principal or interest due date, without further order of this Board, the County Auditor-Treasurer shall transmit to the Registrar, from the Debt Service Fund described in Section 5.01 hereof, moneys sufficient for the payment of all principal and interest then due.

JUNE 20, 1989

2.05. Redemption. The Bonds shall not be subject to redemption and prepayment prior to their stated maturity dates.

2.06. Preparation and Delivery. The Bonds shall be prepared under the direction of the County Administrator and shall be executed on behalf of the County by the signatures of the Chairman of the Board and the County Administrator; provided that said signatures may be printed, engraved, or lithographed facsimiles thereof. In case any officer whose signature, or a facsimile of whose signature, shall appear on the Bonds shall cease to be such officer before the delivery of any Bond, such signature or facsimile shall nevertheless be valid and sufficient for all purposes, the same as if such officer had remained in office until delivery. Notwithstanding such execution, no Bond shall be valid or obligatory for any purpose or entitled to any security or benefit under this resolution unless and until a certificate of authentication on such Bond has been duly executed by the manual signature of an authorized representative of the Registrar. Certificates of authentication on different Bonds need not be signed by the same representative. The executed certificate of authentication on each Bond shall be conclusive evidence that it has been authenticated and delivered under this resolution. When the Bonds have been so executed and authenticated, they shall be delivered by the County Administrator to the Underwriter upon payment of the purchase price in accordance with the contract of sale heretofore made and executed, and the Underwriter shall not be obligated to see to the application of the purchase price.

### Section 3. Form of Bonds.

3.01. Form of Bonds. The Bonds shall be issued in substantially the following form:

[Face of the Bonds]

R- \_\_\_\_\_

\$ \_\_\_\_\_

UNITED STATES OF AMERICA  
STATE OF MINNESOTA  
COUNTY OF WASHINGTON

GENERAL OBLIGATION PARK BOND, SERIES 1989B

<u>Interest Rate</u>	<u>Maturity Date</u>	<u>Date of Original Issue</u>	<u>CUSIP</u>
		July 1, 1989	

REGISTERED OWNER:

PRINCIPAL AMOUNT:

DOLLARS

THE COUNTY OF WASHINGTON, STATE OF MINNESOTA (the County), hereby acknowledges itself to be indebted and for value received hereby promises to pay to the registered owner named above, or registered assigns, the principal amount specified above, on the maturity date specified above, without option of prior payment, with interest thereon from the date of



JUNE 20, 1989

original issue hereof or from the most recent interest payment date to which interest has been paid or duly provided for, at the annual rate specified above. Interest hereon is payable semiannually on February 1 and August 1 in each year, commencing February 1, 1990, to the person in whose name this Bond is registered at the close of business on the 15th day (whether or not a business day) of the immediately preceding month. The interest hereon and, upon presentation and surrender hereof at the principal corporate trust office of the Registrar described below, the principal hereof, are payable in lawful money of the United States of America by check or draft drawn on \_\_\_\_\_, in \_\_\_\_\_, Minnesota, as bond registrar, transfer agent and paying agent or its successor designated under the Resolution described herein (the Registrar). For the prompt and full payment of such principal and interest as the same become due, the full faith, credit and taxing powers of the County are hereby irrevocably pledged.

Additional provisions of this Bond are contained on the reverse hereof and such provisions shall for all purposes have the same effect as though fully set forth hereon.

This Bond shall not be valid or become obligatory for any purpose or be entitled to any security or benefit under the Resolution until the Certificate of Authentication hereon shall have been executed by the printed Registrar by manual signature of one of its authorized representatives.

IN WITNESS WHEREOF, the County of Washington, State of Minnesota, by its Board of Commissioners, has caused this Bond to be executed by the printed facsimile signatures of the Chairman of the Board and the County Administrator, as of the date of original issue set forth above.

Date of Authentication: \_\_\_\_\_

(Facsimile Signature)  
County Administrator

(Facsimile Signature)  
Chairman, Board of  
Commissioners

#### CERTIFICATE OF AUTHENTICATION

This is one of the Bonds delivered pursuant to the Resolution mentioned within.

\_\_\_\_\_,  
as Registrar

By \_\_\_\_\_  
Authorized Representative

[Reverse of the Bonds]

This Bond is one of an issue in the aggregate principal amount of \$1,500,000 (the Bonds), issued pursuant to a resolution adopted by the County Board of Commissioners on June 20, 1989 (the Resolution), to finance the acquisition and improvement of a regional park in the County, and is issued pursuant to and in full conformity with the provisions of the Constitution and laws of the State of Minnesota thereunto enabling, including Minnesota Laws 1989, Chapter 335 and Minnesota Statutes, Chapter 475. The Bonds are issuable only as fully registered bonds, in denominations of \$5,000 or any integral multiple thereof, of single maturities.

JUNE 20, 1989

As provided in the Resolution and subject to certain limitations set forth therein, this Bond is transferable upon the books of the County at the principal corporate trust office of the Registrar, by the registered owner hereof in person or by his attorney duly authorized in writing, upon surrender hereof together with a written instrument of transfer satisfactory to the Registrar, duly executed by the registered owner or his attorney; and may also be surrendered in exchange for Bonds of other authorized denominations. Upon such transfer or exchange, the County will cause a new Bond or Bonds to be issued in the name of the transferee or registered owner, of the same aggregate principal amount, bearing interest at the same rate and maturing on the same date, subject to reimbursement of any tax, fee or governmental charge required to be paid with respect to such transfer or exchange.

The County and the Registrar may deem and treat the person in whose name this Bond is registered as the absolute owner hereof, whether this Bond is overdue or not, for the purpose of receiving payment and for all other purposes, and neither the County nor the Registrar shall be affected by any notice to the contrary.

IT IS HEREBY CERTIFIED, RECITED, COVENANTED AND AGREED that all acts, conditions and things required by the Constitution and laws of the State of Minnesota to be done, to exist, to happen and to be performed precedent to and in the issuance of this Bond in order to make it a valid and binding general obligation of the County in accordance with its terms have been done, do exist, have happened and have been performed in regular and due form, time and manner as so required; that prior to the issuance hereof the County has levied ad valorem taxes on all taxable property in the County, which taxes are estimated to be collectible in amounts not less than five percent in excess of the principal of and interest on the Bonds as the same respectively become due; that, if necessary to pay such principal and interest, additional ad valorem taxes are required by law to be levied upon all taxable property in the County, without limitation as to rate or amount; and that the issuance of the Bonds does not cause the indebtedness of the County to exceed any constitutional or statutory limitation.

---

We certify that the above is a full, true and correct copy of the legal opinion rendered by bond counsel on the issue of Bonds of Washington County, Minnesota, which includes the within Bond, dated as of the date of delivery of and payment for the Bonds.

(Facsimile Signature)  
County Administrator

(Facsimile Signature)  
Chairman, Board of  
Commissioners

---

The following abbreviations, when used in the inscription on the face of this Bond, shall be construed as though they were written out in full according to the applicable laws or regulations:

TEN COM -- as tenants  
in common

UTMA.....Custodian.....  
(Cust) (Minor)

TEN ENT -- as tenants  
by the entireties

Under Uniform Transfers  
to Minors Act.....  
(State)



JUNE 20, 1989

JT TEN -- as joint tenants  
with right of  
survivorship and  
not as tenants in  
common

Additional abbreviations may also be used.

### ASSIGNMENT

FOR VALUE RECEIVED, the undersigned hereby sells, assigns and transfers unto \_\_\_\_\_, the within Bond and all rights thereunder, and hereby irrevocably constitutes and appoints \_\_\_\_\_ attorney to transfer the within Bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated: \_\_\_\_\_

PLEASE INSERT SOCIAL  
SECURITY OR OTHER  
IDENTIFYING NUMBER  
OF ASSIGNEE:

NOTICE: The signature(s) to this assignment must correspond with the name as it appears upon the face of the within Bond in every particular, without alternation or any change whatsoever.

\_\_\_\_\_  
SIGNATURE GUARANTEE:

Signature(s) must be guaranteed by a commercial bank or trust company or by a brokerage firm having a membership in one of the major stock exchanges.

Section 4. Bond Proceeds. There is hereby established on the official books and records of the County a separate and special park acquisition fund and the County shall continue to maintain said fund until all costs and expenses incurred in acquisition and improvement of the regional park project on Big Marine Lake financed by the Bonds have been duly paid or provided for. The County hereby appropriates to said fund all the proceeds of the Bonds (exclusive of accrued interest) and all interest earned on amounts on deposit in the fund. After payment of all costs incurred with respect to the project, the fund shall be discontinued and any proceeds of the Bonds remaining therein shall be credited to the Debt Service Fund described in Section 5.01 hereof.

### Section 5. Security Provisions.

5.01. Debt Service Fund. The Bonds shall be payable from a separate and special Park Bond Debt Service Fund (the "Debt Service Fund") of the County, which the County agrees to maintain until the Bonds have been paid in full. Into the Debt Service Fund shall be paid all proceeds of the Bonds received from the Underwriter constituting accrued interest, all moneys appropriated by and received from the State of Minnesota for payment of the principal of and interest on the Bonds, all ad valorem taxes levied and collected pursuant to Section 5.02, and any excess proceeds of the Bonds as provided in Section 4.

JUNE 20, 1989

Investment earnings on amounts on deposit in the Debt Service Fund shall accrue to the Debt Service Fund. The moneys on hand in the Debt Service Fund from time to time shall be used only to pay the principal of and interest on the Bonds, and costs and charges of the Registrar. If the moneys in the Debt Service Fund should at any time be insufficient to pay principal and interest due on the Bonds, such amounts shall be paid from moneys on hand in other funds of the County, which other funds shall be reimbursed therefor when sufficient moneys become available in the Debt Service Fund.

5.02. Ad Valorem Taxes. The full faith, credit and taxing powers of the County are hereby irrevocably pledged for the prompt and full payment of the principal of and interest on the Bonds when due. However, the principal and interest on the Bonds shall be payable primarily from moneys appropriated and to be appropriated by the Minnesota State Legislature for this purpose, and accordingly no tax is levied for this purpose at this time. If the moneys received from the State are ever insufficient or expected to be insufficient to pay such principal and interest when due, the County covenants and agrees to temporarily advance amounts needed for this purpose from the County general fund, and/or to levy a direct, irrepealable ad valorem tax on all taxable property in the County sufficient to repay such advances or to pay such principal and interest when due, and to use the proceeds of such tax for such purpose.

Section 6. Defeasance. When any Bond has been discharged as provided in this Section 6, all pledges, covenants and other rights granted by this resolution to the holder of such Bond shall cease. The County may discharge its obligations with respect to any Bonds which are due on any date by irrevocably depositing with the Registrar on or before that date a sum sufficient for the payment thereof in full; or, if any Bond should not be paid when due, it may nevertheless be discharged by depositing with the Registrar a sum sufficient for the payment thereof in full with interest accrued to the date of such deposit. The County may also discharge its obligations with respect to any prepayable Bonds called for redemption on any date when they are prepayable according to their terms, by depositing with the Registrar on or before that date a sum sufficient for the payment thereof in full. The County may also at any time discharge its obligations with respect to any Bonds, subject to the provisions of law now or hereafter authorizing and regulating such action, by depositing irrevocably in escrow, with a bank qualified by law as an escrow agent for this purpose, cash or securities which are general obligations of the United States or securities of United States agencies which are authorized by law to be so deposited, bearing interest payable at such times and at such rates and maturing on such dates as shall be required, without reinvestment, to pay all principal and interest to become due thereon to maturity.

#### Section 7. Miscellaneous.

7.01. Registration. The County Auditor-Treasurer is hereby authorized and directed to file a certified copy of this resolution in his office, together with such other information as he shall require, and to execute a certificate evidencing that the Bonds have been entered upon his bond register and that the tax levied by this resolution has been filed as required by law.

7.02. Certification of Proceedings. The officers of the County are hereby authorized and directed to prepare and furnish to the Underwriter and to Dorsey & Whitney, Bond Counsel, certified copies of all proceedings and records of the County and such other affidavits, certificates and information as may be required to show the facts relating to the legality and marketability of the Bonds as the same appear from the

JUNE 20, 1989

books and records under this custody and control or as otherwise known to them, and all such certified copies, certificates and affidavits, including any heretofore furnished, shall be deemed representations of the County as to the facts recited therein.

7.03. Covenant. The County covenants and agrees with the owners from time to time of the Bonds that it will not take or permit to be taken by any of its officers, employees or agents any action which would cause the interest on the Bonds to become subject to taxation under the Internal Revenue Code of 1986, as amended (the "Code") and applicable Treasury Regulations (the "Regulations"), and covenants to take any and all actions within its powers to ensure that the interest on the Bonds will not become subject to taxation under the Code and the Regulations.

7.04. Arbitrage Certification. The Chairman of the Board and the County Administrator, being the officers of the County charged with the responsibility for issuing the Bonds pursuant to this resolution, are authorized and directed to execute and deliver to the purchaser certificates in accordance with the provisions of Section 148 of the Code, and Sections 1.103-13, 1.103-14 and 1.103-15 of the Regulations, stating that on the basis of facts, estimates and circumstances in existence on the date of issue and delivery of the Bonds it is reasonably expected that the proceeds of the Bonds will not be used in a manner that would cause the Bonds to be "arbitrage bonds" within the meaning of the Code and the Regulations.

7.05. Investment of Money in the Debt Service Fund. The County shall ascertain monthly from and after February 1, 1998, the amount on deposit in the Debt Service Fund. If the amount on deposit therein ever exceeds by more than \$75,000 the aggregate amount of principal and interest due and payable from the Debt Service Fund within the next succeeding 12 months, such excess shall be invested at a yield less than or equal to the yield on the Bonds, based upon their amounts, maturities and interest rates on their date of issue, computed by the actuarial method. The County reserves the right to amend the provisions of this Section 7.05 at any time, whether before or after the delivery of the Bonds, if and to the extent that this Board determines that the provisions of this Section 7.05 are not necessary in order to ensure that the Bonds are not "arbitrage bonds" within the meaning of the Code and the Regulations.

7.06. Official Statement. The Official Statement relating to the Bonds, dated June 7, 1989, prepared and delivered on behalf of the County by Springsted Incorporated, is hereby approved, and the officers of the County are hereby authorized and directed to execute such certificates as may be appropriate concerning the accuracy, completeness and sufficiency thereof.

COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

#### PUBLIC WORKS DEPARTMENT

BIG MARINE PARK LAND ACQUISITION - THE PUBLIC WORKS DIRECTOR REPORTED TO THE BOARD THAT MICHAEL ANDERSON HAD BEEN CONTACTED REGARDING THE PURCHASE OF HIS LAND FOR INCLUSION WITHIN THE BIG MARINE PARK RESERVE; MR. ANDERSON INTENDS TO BUILD AND REQUESTS A BUILDING PERMIT. COMMISSIONER EVERT MOVED TO ISSUE A BUILDING

JUNE 20, 1989

PERMIT TO MICHAEL ANDERSON. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

WILDWOOD LIBRARY SITE CONCEPT - THE LIBRARY DIRECTOR PRESENTED A SCALE MODEL OF THE PROPOSED WILDWOOD LIBRARY BUILDING ALONG WITH PLANS FOR INTERIOR BUILDING LAYOUT. COMMISSIONER LARKIN MOVED TO APPROVE THE DESIGN AND SITE CONCEPT FOR THE PROPOSED WILDWOOD BRANCH LIBRARY. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

COUNTY ATTORNEY

AT THE REQUEST OF COMMISSIONER MCMULLEN, THE COUNTY ATTORNEY WILL REPORT BACK AT THE NEXT BOARD MEETING CONCERNING FUNDS OWED THE COUNTY FOR POOR RICHARD'S REVOCATION PROCEEDINGS.

ADJOURNMENT

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER MCMULLEN MOVED TO ADJOURN, SECONDED BY COMMISSIONER EVERT AND IT WAS ADOPTED UNANIMOUSLY. THE MEETING ADJOURNED AT 11:05 A.M., FOLLOWED BY 1990 DEPARTMENT BUDGET HEARINGS WITH THE LIBRARY, JOB TRAINING AND VETERANS SERVICE OFFICE.

  
JOHN V. JERGENS, CHAIRMAN  
COUNTY BOARD

ATTEST:

  
CHARLES J. SWANSON  
COUNTY ADMINISTRATOR



OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
JUNE 27, 1989

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 9:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, JERGENS, SCHEEL AND LARKIN. ABSENT NONE. CHAIRMAN JERGENS PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; RICHARD HODSDON, FIRST ASSISTANT ATTORNEY; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; JEFF HANSON, INTERGOVERNMENTAL RELATIONS COORDINATOR; MARY LUTH, DIRECTOR PUBLIC HEALTH; AND DON WISNIEWSKI, DIRECTOR PUBLIC WORKS.

**CONSENT CALENDAR**

COMMISSIONER LARKIN MOVED, SECONDED BY COMMISSIONER MCMULLEN TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL OF THE WEEKLY BILL LIST IN THE AMOUNT OF \$109,838.33.  
(A COMPLETE COPY OF THE BILL LIST IS ON FILE IN THE AUDITOR-TREASURER'S OFFICE.)
2. APPROVAL OF THE JUNE 6 AND JUNE 13, 1989 BOARD MEETING MINUTES.
3. APPROVAL TO SUBMIT SFY 1990 SEMI-INDEPENDENT LIVING SERVICES (SILS) PROPOSAL TO DEPARTMENT OF HUMAN SERVICES.
4. APPROVAL OF PREADMISSION SCREENING AND ALTERNATIVE CARE GRANT (PAS/ACG) FOR STATE FISCAL YEARS 1990 - 1991.
5. APPROVAL OF PERSONAL LEAVE OF ABSENCE, WITHOUT PAY, FOR MARLYS BRZOZOWSKI, JOB TRAINING CENTER, JULY 22 THROUGH SEPTEMBER 25, 1989.
6. APPROVAL OF PERSONAL LEAVE OF ABSENCE, WITHOUT PAY, FOR WANDA BRIDGES, FACILITIES DEPARTMENT, SEPTEMBER 25 THROUGH OCTOBER 14, 1989.
7. APPROVAL OF RECLASSIFICATIONS OF CLERK III TO CLERK SPECIALIST, AND CLERK II TO CLERK III IN THE ASSESSOR'S OFFICE EFFECTIVE JUNE 26, 1989.
8. APPROVAL OF RECLASSIFICATION OF FAMILY CASE AIDE TO SR. FAMILY CASE AIDE IN SOCIAL SERVICES DEPARTMENT RETROACTIVE TO APRIL 30, 1989.
9. AUTHORIZATION FOR BOARD CHAIRMAN AND ADMINISTRATOR TO RENEW ROAD MAINTENANCE AGREEMENTS WITH EIGHT CITIES AND TOWNSHIPS FOR THE PERIOD OF JULY 1, 1989 THROUGH JUNE 30, 1990.



JUNE 27, 1989

10. AUTHORIZATION TO TRANSFER GRAVEL PIT RESTORATION FUNDS TO ROAD AND BRIDGE FUND FOR FISCAL YEAR 1989, IN THE AMOUNT OF \$128,390.
11. AUTHORIZATION FOR BOARD CHAIRMAN AND ADMINISTRATOR TO SIGN LETTER OF COMMENTS TO MARINE ON ST. CROIX WATERSHED MANAGEMENT ORGANIZATION, WATER MANAGEMENT PLAN.
12. AUTHORIZATION TO ADVERTISE FOR BIDS FOR ROAD CONSTRUCTION PROJECTS SAP 82-631-01, SAP 82-634-04 AND CP 89-5501.

THE FOREGOING CONSENT CALENDAR WAS UNANIMOUSLY ADOPTED.

#### PUBLIC WORKS DEPARTMENT

COMMISSIONER LARKIN MOVED TO GRANT CONCEPT APPROVAL OF THE AGREEMENT WITH GRANT TOWNSHIP FOR JURISDICTIONAL CHANGES ON JAMACA AVENUE, AND TURNBACK OF CR 64, AND CR 63. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

#### PUBLIC HEALTH DEPARTMENT

CONTRACT AWARDS FOR SW1 PROJECTS - BIDS WERE RECEIVED FOR SW-1 PROJECTS AS FOLLOWS:

##### INSTALLATION OF GC4

KEYS WELL DRILLING CO.	\$42,294
NORTH STAR DRILLING, INC.	\$47,650
LAYNE MINNESOTA COMPANY	\$58,861
E.H. RENNER AND SONS, INC.	\$61,745
BERGERSON-CASWELL, INC.	\$72,642

##### CONSTRUCTION OF GC1 OFF-SITE DISCHARGE

RYBAK EXCAVATION INC.	\$70,246.16
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COMMISSIONER MCMULLEN MOVED TO AWARD THE CONTRACTS FOR SW1 PROJECTS AS FOLLOWS: KEYS WELL DRILLING CO, ST. PAUL, MINNESOTA, LOWEST RESPONSIBLE BIDDER, FOR INSTALLATION OF GC4, IN THE AMOUNT OF \$42,294; AND TO RYBAK EXCAVATION, INC., MINNEAPOLIS, MINNESOTA, ONLY RESPONSIBLE BIDDER, FOR CONSTRUCTION OF GC1 OFF-SITE DISCHARGE, IN THE AMOUNT OF \$70,246.16. COMMISSIONER SCHEEL SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

BUDGET ADJUSTMENTS - COMMISSIONER EVERT MOVED TO AUTHORIZE BUDGET ADJUSTMENTS FROM THE COUNTY SOLID WASTE FUND BALANCE TO PUBLIC HEALTH DEPARTMENT SERVICE 2610 TO COVER FINANCIAL TRANSACTIONS RELATED TO THE FOREGOING SW1 CONTRACTS. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

JUNE 27, 1989

EASEMENT AGREEMENT FOR GC1 OFF-SITE DISCHARGE - COMMISSIONER MCMULLEN MOVED TO AUTHORIZE THE BOARD CHAIRMAN AND ADMINISTRATOR SIGNATURE ON AN AGREEMENT WITH SCHAFER CONTRACTING COMPANY FOR EASEMENT FOR GC1 OFF-SITE DISCHARGE AT A COST NOT TO EXCEED \$13,000 PAYABLE IN THREE INSTALLMENTS. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

GENERAL ADMINISTRATION

REGIONAL TRANSIT BOARD - COMMISSIONER EVERT MOVED THAT A LETTER OF SUPPORT AND RECOMMENDATION BE SENT TO THE METROPOLITAN COUNCIL FOR APPOINTMENT OF THE FOLLOWING CITIZIENS TO THE REGIONAL TRANSIT BOARD: KEN MAHLE, RON DOCKERY, AND ROBERTA OPHEIM. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

1989 LEGISLATIVE SUMMARY - THE INTERGOVERNMENTAL RELATIONS COORDINATOR PRESENTED A SUMMARY OF THE 1989 LEGISLATIVE SESSION.

BOARD CORRESPONDENCE

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE INCLUDING A LETTER FROM J.A. LINDQUIST, WOODBURY, CONCERNING PLANNED UNIT DEVELOPMENT OF OVERLOOK POINTE; AND A LETTER FROM THE DEPARTMENT OF LABOR AND INDUSTRY CONCERNING EMPLOYEE RIGHT-TO-KNOW ACT, REFERRED TO HUMAN RESOURCES; AND A PROPOSAL TO ESTABLISH TAX INCREMENT FINANCING DISTRICT NO. 6 IN THE CITY OF WOODBURY, REFERRED TO PUBLIC WORKS FOR COMMENTS.

EXPENSES RELATED TO POOR RICHARD'S REVOCATION HEARING - FIRST ASSISTANT ATTORNEY HODSDON UPDATED THE BOARD ON STATUS OF RECOVERY OF FUNDS REGARDING POOR RICHARD'S INCORPORATED REVOCATION HEARING.

ADJOURNMENT

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER LARKIN MOVED FOR ADJOURNMENT, SECONDED BY COMMISSIONER MCMULLEN AND IT WAS ADOPTED UNANIMOUSLY. THE MEETING ADJOURNED AT 9:40 A.M., FOLLOWED BY 1990 DEPARTMENT BUDGET HEARINGS WITH PUBLIC WORKS AND ADMINISTRATION/COMMISSIONERS.

  
JOHN V. JERGENS, CHAIRMAN  
COUNTY BOARD

ATTEST:

  
CHARLES J. SWANSON  
COUNTY ADMINISTRATOR

OFFICIAL PROCEEDINGS OF THE BOARD OF EQUALIZATION  
OF  
WASHINGTON COUNTY, MINNESOTA  
JUNE 20, 1989

1:00 P.M.

THE BOARD OF EQUALIZATION MET PURSUANT TO LAW IN THE COUNTY BOARD ROOM, WASHINGTON COUNTY GOVERNMENT CENTER, STILLWATER, MINNESOTA 55082.

THE OATH OF OFFICE WAS ADMINISTERED TO SALLY EVERT, JOHN JERGENS, RUSSELL LARKIN, PHILLIP MCMULLEN, DON SCHEEL, COUNTY COMMISSIONERS, RICHARD STAFFORD, AUDITOR/TREASURER, AND TOM GREEDER, DEPUTY AUDITOR/TREASURER, BY SCOTT RENNE, NOTARY PUBLIC, AFTER WHICH THE BOARD ORGANIZED BY ELECTING PHILLIP MCMULLEN, CHAIRMAN, AND RICHARD STAFFORD, CLERK.

COUNTY ASSESSOR SCOTT RENNE AND ASSISTANT COUNTY ASSESSOR DENNY MONTAGUE WERE PRESENT TO DISCUSS THE MARKET VALUES AND SALES RATIOS WITH THE BOARD OF EQUALIZATION AS THEY PERTAIN TO THE COUNTY OF WASHINGTON.

THE FOLLOWING APPEARED BEFORE THE BOARD OF EQUALIZATION TO REVIEW THEIR ASSESSMENT FOR 1989, PRESENT INFORMATION AND COMPARISONS OF PROPERTY TYPES AND REQUEST CHANGES AND/OR REDUCTIONS:

CLARENCE AND EMILY SOLBERG, COTTAGE GROVE  
FRANK BARNES, COTTAGE GROVE  
WALTER PETRUSIC, COTTAGE GROVE  
HAROLD WALTON, COTTAGE GROVE  
LISA COTTRELL, COTTAGE GROVE  
JOHN DENZER, COTTAGE GROVE  
IRVINE KOMRO, COTTAGE GROVE  
STILLWATER MOTORS, RICHARD TIMM, BAYTOWN TOWNSHIP  
LYNN LINDSAY, OAK PARK HEIGHTS (ST. CROIX BOWL)

THE BOARD THANKED ALL WHO APPEARED AND INFORMED THEM THAT THEY WOULD TAKE THEIR REQUESTS UNDER CONSIDERATION AND WOULD NOTIFY THEM BY LETTER OF THEIR DECISION.

THE BOARD ON MOTION RECESSED UNTIL 9:00 A.M. JUNE 21, 1989.

9:00 A.M.

JUNE 21, 1989

THE BOARD OF EQUALIZATION RECONVENED; PHILLIP MCMULLEN, CHAIRMAN, PRESIDED.

THE FOLLOWING APPEARED BEFORE THE BOARD OF EQUALIZATION TO REVIEW THEIR ASSESSMENT FOR 1989, PRESENT INFORMATION AND COMPARISONS OF PROPERTY TYPES AND REQUEST CHANGES AND/OR REDUCTIONS:

ARTHUR OSTLUND, DELLWOOD  
SAM WERTHEIMER, MAHTOMEDI

JUNE 21, 1989

JAMES ROBINSON, FOREST LAKE CITY  
SUE CANNON, COTTAGE GROVE  
GERRY WEYGARTNER, COTTAGE GROVE  
KEITH PEDERSON, COTTAGE GROVE  
GOODHUE ADAMS, (JACK CLINTON), COTTAGE GROVE  
CARL ZIEGLER, HUGO  
RON HANCE, DELLWOOD  
RITA HAINES, (LAWYER DAVID MAGNUSON), STILLWATER TOWNSHIP  
DELLWOOD HILLS, (GLEN BALDWIN), DELLWOOD  
EDWIN BRANDL, OAK PARK  
JIM RUNK, NEW SCANDIA TOWNSHIP  
PAUL SOLUM, FOREST LAKE CITY  
LOWELL PRATT, DELLWOOD  
ROBERT BESTER, HUGO  
ART THORNQUIST, HUGO  
GERALD GROSS, AFTON  
BRUCE FILSON, ST. MARY'S POINT  
ROD LAWSON, (RAY MARSHALL), BAYPORT (CROIXDALE)  
MARY LESLIE, LAKE ELMO

THE BOARD INFORMED THEM THAT THEY WOULD TAKE THEIR REQUESTS UNDER CONSIDERATION AND WOULD NOTIFY THEM BY LETTER OF THEIR DECISION.

THE BOARD REVIEWED REQUESTS OF JUNE 20 AND JUNE 21, 1989 AND TOOK THE FOLLOWING ACTION:

MOTION BY COMMISSIONER LARKIN, SECONDED BY COMMISSIONER JERGENS, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF CLARENCE SOLBERG FOR A CHANGE IN CLASSIFICATION FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER JERGENS, SECONDED BY COMMISSIONER LARKIN, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL # 28501-2100, NEW MARKET VALUE FOR 1989 ASSESSMENT \$85,000. FRANK BARNES, COTTAGE GROVE. MOTION CARRIED.

MOTION BY COMMISSIONER JERGENS, SECONDED BY COMMISSIONER LARKIN, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL #28491-3680, NEW MARKET VALUE FOR 1989 ASSESSMENT \$70,000. LISA COTTRELL, COTTAGE GROVE. MOTION CARRIED.

MOTION BY COMMISSIONER JERGENS, SECONDED BY COMMISSIONER LARKIN, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL #28730-4100, NEW MARKET VALUE FOR 1989 ASSESSMENT \$90,000. WALTER PETRUSIC, COTTAGE GROVE. MOTION CARRIED.

MOTION BY COMMISSIONER JERGENS, SECONDED BY COMMISSIONER LARKIN, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL #28220-6400, NEW MARKET VALUE FOR 1989 ASSESSMENT \$89,000. HAROLD WALTON, COTTAGE GROVE. MOTION CARRIED.

JUNE 21, 1989

MOTION BY COMMISSIONER JERGENS, SECONDED BY COMMISSIONER LARKIN, THAT THE BOARD OF EQUALIZATION APPROVES THE RECOMMENDATION OF THE LOCAL BOARD OF REVIEW AND HEREBY ORDERS A FURTHER REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL #28353-2400, NEW MARKET VALUE FOR 1989 ASSESSMENT \$207,000. UNION 76, (JOHN DENZER) COTTAGE GROVE. MOTION CARRIED.

MOTION BY COMMISSIONER JERGENS, SECONDED BY COMMISSIONER LARKIN, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL #28358-2050, NEW MARKET VALUE FOR 1989 ASSESSMENT \$133,800. COMMERCIAL BUILDING, (JOHN DENZER) COTTAGE GROVE. MOTION CARRIED.

MOTION BY COMMISSIONER JERGENS, SECONDED BY COMMISSIONER LARKIN, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL #28235-3350, NEW MARKET VALUE FOR 1989 ASSESSMENT \$44,000. TOWNHOUSE, (JOHN DENZER) COTTAGE GROVE. MOTION CARRIED.

MOTION BY COMMISSIONER LARKIN, SECONDED BY COMMISSIONER EVERT, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL #28493-3320, NEW MARKET VALUE FOR 1989 ASSESSMENT \$83,000. JOHN DENZER, COTTAGE GROVE. MOTION CARRIED.

MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER LARKIN, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF IRVIN KOMRO FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER SCHEEL, SECONDED BY COMMISSIONER LARKIN, THAT THE BOARD OF EQUALIZATION APPROVES THE RECOMMENDATION OF THE LOCAL BOARD OF REVIEW AND DENIES THE REQUEST OF RICHARD TIMM, STILLWATER MOTORS FOR FURTHER REDUCTION IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER JERGENS, SECONDED BY COMMISSIONER LARKIN, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE ON THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PARCEL/PLAT #32640-2000, NEW MARKET VALUE FOR 1989 ASSESSMENT \$80,000. JAMES ROBINSON, FOREST LAKE. MOTION CARRIED.

RICHARD HOULE HAD AN APPOINTMENT BUD DID NOT APPEAR; HOWEVER, MOTION WAS MADE BY COMMISSIONER LARKIN, SECONDED BY COMMISSIONER JERGENS, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF RICHARD HOULE FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.



JUNE 21, 1989

MOTION BY COMMISSIONER LARKIN, SECONDED BY COMMISSIONER EVERT, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE ON THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PARCEL/PLAT #27670-2700, NEW MARKET VALUE FOR 1989 ASSESSMENT \$193,800. SUE CANNON, COTTAGE GROVE. MOTION CARRIED.

MOTION BY COMMISSIONER SCHEEL, SECONDED BY COMMISSIONER JERGENS, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE ON THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PARCEL/PLAT #28395-3120, NEW MARKET VALUE FOR 1989 ASSESSMENT \$580,800. GERRY WEYGARTNER, COTTAGE GROVE. MOTION CARRIED.

WILLIAM GOULETTE HAD AN APPOINTMENT BUT DID NOT APPEAR; HOWEVER, MOTION WAS MADE BY COMMISSIONER LARKIN, SECONDED BY COMMISSIONER JERGENS, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF WILLIAM GOULETTE FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER JERGENS, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE ON THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PARCEL/PLAT #28890-2150, NEW MARKET VALUE FOR 1989 ASSESSMENT \$275,000. KEITH PEDERSON, COTTAGE GROVE. MOTION CARRIED.

MOTION BY COMMISSIONER SCHEEL, SECONDED BY COMMISSIONER JERGENS, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE ON THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PARCEL/PLAT #27016-2150, NEW MARKET VALUE FOR 1989 ASSESSMENT \$290,000. GOODHUE ADAMS, COTTAGE GROVE. MOTION CARRIED.

MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER SCHEEL, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF CARL ZIELGLER FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER SCHEEL, SECONDED BY COMMISSIONER EVERT, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF RITA HAINES FOR A CHANGE IN CLASSIFICATION FOR THE YEAR 1989. RITA HAINES, STILLWATER TOWNSHIP. MOTION CARRIED.

TIMOTHY WILLIAMS HAD AN APPOINTMENT, BUT DID NOT APPEAR; HOWEVER, MOTION WAS MADE BY COMMISSIONER JERGENS, SECONDED BY COMMISSIONER LARKIN, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF TIMOTHY WILLIAMS FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

RICHARD BUTLER HAD AN APPOINTMENT BUT DID NOT APPEAR; HOWEVER, MOTION WAS MADE BY COMMISSIONER LARKIN, SECONDED BY COMMISSIONER JERGENS, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET

JUNE 21, 1989

VALUE ON THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PARCEL/PLAT #95490-2050, NEW MARKET VALUE FOR THE 1989 ASSESSMENT IS \$122,800. RICHARD BUTLER, STILLWATER. MOTION CARRIED.

PHILIP LUGER MADE REQUEST TO THE BOARD BY MAIL. MOTION BY COMMISSIONER LARKIN, SECONDED BY COMMISSIONER JERGENS, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE ON THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PARCEL/PLAT #91100-4100, NEW MARKET VALUE FOR 1989 ASSESSMENT \$30,700. PHILIP LUGER, NEW SCANDIA TOWNSHIP. MOTION CARRIED.

MOTION BY COMMISSIONER JERGENS, SECONDED BY COMMISSIONER LARKIN, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE ON THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PARCEL/PLAT #91013-2050, NEW MARKET VALUE FOR 1989 ASSESSMENT \$77,100. JIM RUNK, SCANDIA. MOTION CARRIED.

MOTION BY COMMISSIONER JERGENS, SECONDED BY COMMISSIONER LARKIN, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE ON THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PARCEL/PLAT #60162-2250, NEW MARKET VALUE FOR 1989 ASSESSMENT \$77,000. EDWIN BRANDL, OAK PARK. MOTION CARRIED.

MOTION BY COMMISSIONER LARKIN, SECONDED BY COMMISSIONER JERGENS, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE ON THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PARCEL/PLAT #30007-4200, NEW MARKET VALUE FOR 1989 ASSESSMENT \$292,000. LOWELL PRATT, DELLWOOD. MOTION CARRIED.

MOTION BY COMMISSIONER LARKIN, SECONDED BY COMMISSIONER JERGENS, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE ON THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PARCEL/PLAT #35135-0300, NEW MARKET VALUE FOR 1989 ASSESSMENT \$90,100. ART THORNQUIST, HUGO. MOTION CARRIED.

THE BOARD ON MOTION RECESSED UNTIL 9:00 A.M. JUNE 26, 1989.

9:00 A.M.

JUNE 26, 1989

THE BOARD OF EQUALIZATION RECONVENED. IN THE ABSENCE OF CHAIRMAN MCMULLEN, COMMISSIONER LARKIN PRESIDED.

THE FOLLOWING APPEARED BEFORE THE BOARD OF EQUALIZATION TO REVIEW THEIR ASSESSMENT FOR 1989, PRESENT INFORMATION AND COMPARISONS OF PROPERTY TYPES AND REQUEST CHANGES AND/OR REDUCTIONS:

JUNE 26, 1989

DOROTHY SCHROEDER, STILLWATER CITY  
RALPH GEIDEL, STILLWATER CITY  
MARK ANDERSON, NEW SCANDIA TOWNSHIP  
HENRIETTA UTECHT, BAYPORT (LYLE ECKBERG)  
TIM NELSON, WHITE BEAR  
JOSEPH ACKERMAN, STILLWATER  
MARTIN CHRISTENSEN, LAKELAND  
WILLIAM BROECKER, ST. MARY'S POINT  
C.J. FILLMORE, ST. MARY'S POINT  
CLIFFORD ADKINS, LAKE ELMO  
LYNN LINDSAY, WOODBURY (JIMMY W. DAVIDSON)  
JOSEPH CARD, HUGO  
LOREN RICHERT, AFTON  
ALFRED G. BERGSTROM, FOREST LAKE TOWNSHIP  
WILLIE'S HIDDEN HARBOR, ST. PAUL PARK  
MILTON KVITTEM, MAHTOMEDI  
STAN SUEDKAMP, LAKE ST. CROIX BEACH  
RIVER VALLEY ATHLETIC CLUB, STILLWATER CITY  
ELLEN THOMPSON, FOREST LAKE  
ROBERT BRACKEY, ST. PAUL  
REGINALD BENGSTON, MARINE  
RICHARD JAHNKE, MAHTOMEDI  
BARNEY SCHMIG, LAKELAND SHORES  
ROSEANNE HOPE, LAKE ELMO, OAKDALE  
LAVONNE RICHERT, LAKE ELMO  
FOREST HILLS GOLF COURSE, FOREST LAKE TOWNSHIP  
FRED HUMMEL, HUGO  
BOB AND MARY ROWE, HASTINGS

THE BOARD INFORMED THEM THAT THEY WOULD TAKE THEIR REQUESTS UNDER CONSIDERATION AND WOULD NOTIFY THEM BY LETTER OF THEIR DECISION.

THE BOARD REVIEWED REQUESTS OF JUNE 20, JUNE 21, AND JUNE 26, 1989 AND TOOK THE FOLLOWING ACTION:

MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER SCHEEL, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL #61401-2400, NEW MARKET VALUE FOR 1989 ASSESSMENT \$1,010,000. ST. CROIX BOWL, OAK PARK HEIGHTS. MOTION CARRIED.

MOTION BY COMMISSIONER SCHEEL, SECONDED BY COMMISSIONER EVERT, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL #30199-2750, NEW MARKET VALUE FOR 1989 ASSESSMENT \$182,200. ARTHUR OSTLUND, DELLWOOD. MOTION CARRIED.

MOTION BY COMMISSIONER SCHEEL, SECONDED BY COMMISSIONER EVERT, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL #30199-3700, NEW MARKET VALUE FOR 1989 ASSESSMENT \$154,100. RON HANCE, DELLWOOD. MOTION CARRIED.

MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER SCHEEL, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: NEW MARKET VALUE FOR 1989 ASSESSMENT \$1,882,900. DELLWOOD HILLS, WHITE BEAR LAKE. MOTION CARRIED.

JUNE 26, 1989

MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER SCHEEL, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL #32009-1250, NEW MARKET VALUE FOR 1989 ASSESSMENT \$89,100. PAUL SOLUM, FOREST LAKE. MOTION CARRIED.

MOTION BY COMMISSIONER SCHEEL, SECONDED BY COMMISSIONER EVERT, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL #93035-0300, NEW MARKET VALUE FOR 1989 ASSESSMENT \$57,000. ROBERT BESTER, HUGO. MOTION CARRIED.

MOTION BY COMMISSIONER EVERT, SECONDED BY AUDITOR/TREASURER STAFFORD, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF BRUCE FILSON FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER SCHEEL, SECONDED BY COMMISSIONER EVERT, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF ROD LAWSON FOR A CHANGE IN TAXABLE/EXEMPT STATUS FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER EVERT, SECONDED BY AUDITOR/TREASURER STAFFORD, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF MARY LESLIE FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER SCHEEL, SECONDED BY COMMISSIONER EVERT, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL #19016-3750, NEW MARKET VALUE FOR 1989 ASSESSMENT \$168,000. GERALD GROSS, AFTON. MOTION CARRIED.

MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER SCHEEL, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF DOROTHY SCHROEDER FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER SCHEEL, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF RALPH GEIDEL FOR A CHANGE IN CLASSIFICATION FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER SCHEEL, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF TIM NELSON FOR A CHANGE IN CLASSIFICATION FOR THE YEAR 1989. MOTION CARRIED.

DAVE CALIGUIRE HAD AN APPOINTMENT BUT DID NOT APPEAR; HOWEVER, MOTION BY COMMISSIONER SCHEEL, SECONDED BY COMMISSIONER EVERT, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE ON THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PARCEL/PLAT # 37485-2350, NEW MARKET VALUE FOR 1989 ASSESSMENT \$162,700. DAVE CALIGUIRE, LAKE ELMO. MOTION CARRIED.



JUNE 26, 1989

MOTION BY COMMISSIONER SCHEEL, SECONDED BY COMMISSIONER EVERT, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF JOSEPH ACKERMAN FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER SCHEEL, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF MARTIN CHRISTENSEN FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER SCHEEL, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF WILLIAM BROECKER FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER SCHEEL, SECONDED BY COMMISSIONER EVERT, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF LYNN LINDSAY, AGENT FOR JIMMY W. DAVIDSON, FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER JERGENS, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF ALFRED BERGSTROM FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER SCHEEL, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF WILLIE'S HIDDEN HARBOR FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER JERGENS, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION I MARKET VALUE ON THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PARCEL/PLAT #87275-6050, NEW MARKET VALUE FOR 1989 ASSESSMENT \$43,000. MILTON KVITTEM, MAHTOMEDI. MOTION CARRIED.

MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER JERGENS, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF STAN SUEDEKAMP FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER SCHEEL, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE ON THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PARCEL/PLAT #10200-2450, NEW MARKET VALUE FOR 1989 ASSESSMENT \$677,000. RIVER VALLEY ATHLETIC CLUB, STILLWATER CITY. MOTION CARRIED.

LOIS LANGENENKS HAD AN APPOINTMENT BUT DID NOT APPEAR; HOWEVER, MOTION BY COMMISSIONER SCHEEL, SECONDED BY COMMISSIONER JERGENS, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE ON THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PARCEL/PLAT # 81323-3450, NEW MARKET VALUE FOR 1989 ASSESSMENT \$42,000. LOIS LANGENENKS, FOREST LAKE. MOTION CARRIED.



JUNE 26, 1989

FRANK SVEC HAD AN APPOINTMENT BUT DID NOT APPEAR; HOWEVER, MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER SCHEEL, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE ON THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PARCEL/PLAT # 33355-2150, NEW MARKET VALUE FOR 1989 ASSESSMENT \$88,000. FRANK SVEC, FOREST LAKE. MOTION CARRIED.

MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER JERGENS, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE ON THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PARCEL/PLAT # 52036-2170, NEW MARKET VALUE FOR 1989 ASSESSMENT \$65,800. REGINALD BENGSTON, MARINE ON ST. CROIX. MOTION CARRIED.

MOTION BY COMMISSIONER SCHEEL, SECONDED BY COMMISSIONER JERGENS, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE ON THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PARCEL/PLAT #49955-3950, NEW MARKET VALUE FOR 1989 ASSESSMENT \$167,000. RICHARD JAHNKE, MAHTOMEDI. MOTION CARRIED.

MOTION BY COMMISSIONER SCHEEL, SECONDED BY COMMISSIONER EVERT, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF ROSEANNE HOPE, LAKE ELMO, FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER SCHEEL, SECONDED BY COMMISSIONER EVERT, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF ROSEANNE HOPE, OAKDALE, FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

FRANK BIEDNY HAD AN APPOINTMENT BUT DID NOT APPEAR; HOWEVER, MOTION BY COMMISSIONER JERGENS, SECONDED BY COMMISSIONER EVERT, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE ON THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PARCEL/PLAT # 81032-2000, NEW MARKET VALUE FOR 1989 ASSESSMENT OF \$172,500. FRANK BIEDNY, FOREST LAKE TOWNSHIP. MOTION CARRIED.

DON ELIASON HAD AN APPOINTMENT BUT DID NOT APPEAR; HOWEVER, MOTION BY COMMISSIONER SCHEEL, SECONDED BY COMMISSIONER EVERT, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE ON THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PARCEL/PLAT # 37445-7150, NEW MARKET VALUE FOR 1989 ASSESSMENT OF \$64,200. DON ELIASON, LAKE ELMO. MOTION CARRIED.

MOTION BY COMMISSIONER JERGENS, SECONDED BY COMMISSIONER SCHEEL, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF FOREST HILLS GOLF COURSE FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

THE BOARD ON MOTION RECESSED UNTIL 9:00 A.M. JUNE 30, 1989.

OFFICIAL PROCEEDINGS OF THE BOARD OF EQUALIZATION  
OF

WASHINGTON COUNTY, MINNESOTA

9:00 A.M.

JUNE 30, 1989

THE BOARD OF EQUALIZATION RECONVENED. IN THE ABSENCE OF CHAIRMAN MCMULLEN, COMMISSIONER LARKIN PRESIDED.

THE FOLLOWING APPEARED BEFORE THE BOARD OF EQUALIZATION TO REVIEW THEIR ASSESSMENT FOR 1989, PRESENT INFORMATION AND COMPARISONS OF PROPERTY TYPES AND REQUEST CHANGES AND/OR REDUCTIONS:

HARRY SEIM, STILLWATER CITY  
JAMES AND SUE NELSON, GRANT TOWNSHIP  
MARY LESLIE, LAKE ELMO  
PAUL ABBOT, DELLWOOD

THE BOARD INFORMED THEM THAT THEY WOULD TAKE THEIR REQUESTS UNDER CONSIDERATION AND WOULD NOTIFY THEM BY LETTER OF THEIR DECISION.

THE BOARD REVIEWED REQUESTS OF JUNE 20, JUNE 21, JUNE 26, AND JUNE 30, 1989 AND TOOK THE FOLLOWING ACTION:

MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER SCHEEL, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF HARRY SEIM FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER SCHEEL, SECONDED BY COMMISSIONER EVERT, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF JAMES & SUE NELSON FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER SCHEEL, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL # 30007-4250, NEW MARKET VALUE FOR 1989 ASSESSMENT \$179,900. PAUL ABBOT, DELLWOOD. MOTION CARRIED.

JAMES UNDERDAHL DID NOT APPEAR AND REQUESTED CHANGE BY LETTER. MOTION BY COMMISSIONER EVERT, SECONDED BY AUDITOR/TREASURER STAFFORD, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF JAMES UNDERDAHL FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

STILLWATER FORD DID NOT APPEAR AND REQUESTED CHANGE. MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER SCHEEL, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL #78006-2175, NEW MARKET VALUE FOR 1989 ASSESSMENT \$693,000. STILLWATER FORD, BAYTOWN. MOTION CARRIED.

ROBERT H. SCHMIDT DID NOT APPEAR. MOTION BY COMMISSIONER EVERT, SECONDED BY DON SCHEEL, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS

JUNE 30, 1989

A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL # 37024-2500, NEW MARKET VALUE FOR 1989 ASSESSMENT \$148,000. ROBERT H. SCHMIDT, LAKE ELMO. MOTION CARRIED.

MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER SCHEEL, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL #49955-3800, NEW MARKET VALUE FOR 1989 ASSESSMENT \$158,900. SAM WERTHEIMER, MAHTOMEDI. MOTION CARRIED.

MOTION BY COMMISSIONER EVERT, SECONDED BY AUDITOR/TREASURER STAFFORD, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL # 91151-2000, NEW MARKET VALUE FOR 1989 ASSESSMENT \$139,000. MARK ANDERSON, NEW SCANDIA TOWNSHIP. MOTION CARRIED.

RICHARD PAQUIN HAD AN APPOINTMENT BUT DID NOT APPEAR; HOWEVER, MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER SCHEEL, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF RICHARD PAQUIN FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER EVERT, SECONDED BY AUDITOR/TREASURER STAFFORD, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL # 22014-0030, NEW MARKET VALUE FOR 1989 ASSESSMENT \$111,000. HENRIETTA UTECHT, BAYPORT. MOTION CARRIED.

MOTION BY COMMISSIONER SCHEEL, SECONDED BY COMMISSIONER EVERT, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL # 65450-5900, NEW MARKET VALUE FOR 1989 ASSESSMENT \$80,000. CLARENCE FILLMORE, ST. MARY'S POINT. MOTION CARRIED.

MOTION BY COMMISSIONER SCHEEL, SECONDED BY COMMISSIONER EVERT, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL # 37024-0510, NEW MARKET VALUE FOR 1989 ASSESSMENT \$84,000. CLIFFORD ADKINS, LAKE ELMO. MOTION CARRIED.

STEPHEN KUEHN HAD AN APPOINTMENT BUT DID NOT APPEAR; HOWEVER, THE BOARD OF EQUALIZATION DENY THE REQUEST OF STEPHEN KUEHN FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER EVERT, SECONDED BY AUDITOR/TREASURER STAFFORD, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL #93745-3450, NEW MARKET VALUE FOR 1989 ASSESSMENT \$50,000. JOSEPH CARD, HUGO. MOTION CARRIED.

JUNE 30, 1989

MOTION BY COMMISSIONER SCHEEL, SECONDED BY COMMISSIONER EVERT, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION I MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL # 19005-2005, NEW MARKET VALUE FOR 1989 ASSESSMENT \$85,000. LOREN RICHERT, AFTON. MOTION CARRIED.

JIM ZELLER HAD AN APPOINTMENT BUT DID NOT APPEAR; HOWEVER, MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER SCHEEL, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL # 19040-3650, NEW MARKET VALUE FOR 1989 ASSESSMENT \$140,000. JIM ZELLER, AFTON. MOTION CARRIED.

BILL BARRETT HAD AN APPOINTMENT BUT DID NOT APPEAR; HOWEVER, MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER SCHEEL, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF BILL BARRETT FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY AUDITOR/TREASURER STAFFORD, SECONDED BY COMMISSIONER EVERT, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL # 9033-2115;2120, 89046-2100;2150, 95033-2150;2200, NEW MARKET VALUE FOR 1989 ASSESSMENT \$275,000. ROBERT BRACKEY, ST. PAUL. MOTION CARRIED.

EARL GOERSS HAD AN APPOINTMENT BUT DID NOT APPEAR; HOWEVER, MOTION BY COMMISSIONER EVERT , SECONDED BY COMMISSIONER SCHEEL, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF EARL GOERSS FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY AUDITOR/TREASURER STAFFORD, SECONDED BY COMMISSIONER EVERT, THAT THE BOARD OF EQUALIZATION HEREBY ORDERS A REDUCTION IN MARKET VALUE OF THE FOLLOWING PARCEL, AND THE NEW MARKET VALUE IS AS STATED: PLAT/PARCEL # 37016-2700, NEW MARKET VALUE FOR 1989 ASSESSMENT \$74,700. LAVONNE RICHERT, LAKE ELMO. MOTION CARRIED.

MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER SCHEEL, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF ELLEN THOMPSON FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER SCHEEL, SECONDED BY AUDITOR/TREASURER STAFFORD, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF BARNEY SCHMIG FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER SCHEEL, SECONDED BY COMMISSIONER EVERT, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF FRED HUMMEL FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

JUNE 30, 1989

MOTION BY COMMISSIONER EVERT, SECONDED BY COMMISSIONER SCHEEL, THAT THE BOARD OF EQUALIZATION DENY THE REQUEST OF BOB AND MARY ROWE FOR A CHANGE IN MARKET VALUE FOR THE YEAR 1989. MOTION CARRIED.

MOTION BY COMMISSIONER SCHEEL AND SECONDED BY COMMISSIONER EVERT TO ADOPT THE FOLLOWING RESOLUTION:

# RESOLUTION


WHEREAS THE BOARD OF EQUALIZATION HAS EXAMINED THE RETURNS OF THE ASSESSORS OF THE TOWNS AND CITIES OF WASHINGTON COUNTY FOR THE YEAR PAYABLE 1990, AND EQUALIZED THE SAME AS APPEAR IN THE MINUTES OF THE PROCEEDINGS.

THEREFORE, BE IT RESOLVED, THAT THE FOREGOING RECORDS AS SUBMITTED BY THE COUNTY ASSESSOR BE AND THE SAME ARE HEREBY APPROVED.

DATED AT STILLWATER, MINNESOTA 55082


JUNE 30, 1989

  
JOHN V. JERGENS

  
SALLY EVERT

  
RUSS LARKIN


  
PHILLIP MCMULLEN

  
DONALD G. SCHEEL

  
R.H. STAFFORD  
COUNTY AUDITOR-TREASURER

ATTEST:   
R.H. STAFFORD  
AUDITOR-TREASURER

ON MOTION, THE BOARD ADJOURNED.

  
R.H. STAFFORD, CLERK  
BOARD OF EQUALIZATION



3  
OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
JULY 11, 1989

WASHINGTON COUNTY REGIONAL RAIL AUTHORITY

THE BOARD OF COMMISSIONERS CONVENED AS THE WASHINGTON COUNTY REGIONAL RAIL AUTHORITY AT 9:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. OFFICIAL PROCEEDINGS OF THE WASHINGTON COUNTY REGIONAL RAIL AUTHORITY ARE ON FILE IN THE OFFICE OF ADMINISTRATION.

COUNTY BOARD REGULAR SESSION

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS CONVENED IN REGULAR SESSION AT 9:30 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS JERGENS, MCMULLEN, EVERT, SCHEEL AND LARKIN. ABSENT NONE. CHAIRMAN JERGENS PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; DON WISNIEWSKI, DIRECTOR PUBLIC WORKS; LARRY BOUSQUET, PUBLIC WORKS; JACK PERKOVICH, PARKS DIRECTOR; ROBERT LOCKYEAR, PLANNING COORDINATOR; RICHARD STAFFORD, AUDITOR/TREASURER; JEFF HANSON, INTERGOVERNMENTAL RELATIONS COORDINATOR, AND MARY LUTH, DIRECTOR PUBLIC HEALTH.

CONSENT CALENDAR

COMMISSIONER EVERT MOVED, SECONDED BY COMMISSIONER MCMULLEN TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL OF THE WEEKLY BILL LIST IN THE AMOUNT OF \$185,833.29.  
(A COMPLETE COPY OF THE BILL LIST IS ON FILE IN THE AUDITOR-TREASURER'S OFFICE.)
2. APPROVAL OF THE JUNE 20, AND JUNE 27, 1989 BOARD MEETING MINUTES.
3. ADOPTION OF RESOLUTION NO. 89-63 AS FOLLOWS:

REPURCHASE OF TAX FORFEITED LAND BY  
MORTGAGEE, FIRSTAR STILLWATER BANK N.A.

WHEREAS, FIRSTAR STILLWATER BANK, N.A. THE MORTGAGEE HAS MADE AND FILED AN APPLICATION WITH THE COUNTY AUDITOR FOR THE REPURCHASE OF THE HEREINAFTER DESCRIBED PARCEL OF TAX FORFEITED LAND, IN ACCORDANCE WITH THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, OF AMENDED, WHICH LAND IS SITUATED IN THE COUNTY OF WASHINGTON, MINNESOTA, AND DESCRIBED AS FOLLOWS, TO-WIT:

PT OF LOT 6 BLOCK 35, ORIGINAL TOWN, CITY OF STILLWATER, PID 10693-4100

JULY 11, 1989

ALL THAT PART OF LOT SIX (6) IN BLOCK THIRTY-FIVE (35) OF THE ORIGINAL TOWN (NOW CITY) OF STILLWATER, AS SURVEYED AND PLATTED AND NOW ON FILE AND OF RECORD IN THE OFFICE OF THE REGISTER OF DEEDS OF WASHINGTON COUNTY, MINNESOTA, DESCRIBED AS FOLLOWS, TO-WIT:

COMMENCING AT A POINT ON THE EAST LINE OF THIRD STREET, THIRTY-FIVE (35) FEET SOUTHERLY FROM THE NORTHWEST CORNER OF SAID LOT SIX (6); THENCE EASTERLY ON A LINE PARALLEL WITH THE NORTH LINE OF SAID LOT ONE HUNDRED TWENTY (120) FEET; THENCE NORTHERLY THIRTY-FIVE (35) FEET TO THE NORTH LINE OF SAID LOT SIX (6); THENCE WESTERLY ON THE NORTH LINE OF SAID LOT SIX (6) TO THE NORTHWEST CORNER OF SAID LOT SIX (6) ON THE EAST LINE OF THIRD STREET; THENCE SOUTHERLY ALONG THE EAST LINE OF THIRD STREET TO THE PLACE OF BEGINNING; TOGETHER WITH AN EASEMENT IN COMMON WITH OTHERS FOR VEHICULAR TRAFFIC OVER AND ACROSS THE FOLLOWING DESCRIBED EASEMENT, TO-WIT; COMMENCING AT A POINT IN THE EAST LINE OF SAID THIRD STREET, THIRTY-FIVE (35) FEET SOUTHERLY FROM THE NORTHWEST CORNER OF SAID LOT SIX (6) THENCE EASTERLY ON A LINE PARALLEL WITH THE NORTH LINE OF SAID LOT FIFTY (50) FEET; THENCE SOUTHERLY ON A LINE PARALLEL WITH THE EAST LINE OF THIRD STREET, SEVEN (7) FEET; THENCE WESTERLY ON A LINE PARALLEL WITH THE NORTH LINE OF SAID LOT TO THE EAST LINE OF THIRD STREET; THENCE NORTHERLY SEVEN (7) FEET TO THE PLACE OF BEGINNING OF SAID RIGHT OF WAY.

;AND WHEREAS, SAID APPLICANT HAS SET FORTH IN HIS APPLICATION THAT HARDSHIP AND INJUSTICE HAS RESULTED BECAUSE OF THE FORFEITURE OF SAID LAND, FOR THE FOLLOWING REASONS: IT WAS THE MORTGAGEES UNDERSTANDING THAT ALL TAXES WERE PAID A YEAR AGO. AT PRESENT THE BANK WANTS ITS INTEREST PROTECTED. REPURCHASE OF SAID LAND BY ME WILL PROMOTE AND BEST SERVE THE PUBLIC INTEREST, BECAUSE THE TAX PAYER CAN NOW CONTRIBUTE TO PAY TAXES AND BE A VIABLE CONTRIBUTOR TO THE COMMUNITY.

;AND WHEREAS, THIS BOARD IS OF THE OPINION THAT SAID APPLICATION SHOULD BE GRANTED FOR SUCH REASONS

NOW THEREFORE BE IT RESOLVED, THAT THE APPLICATION OF FIRSTAR STILLWATER BANK N.A. FOR THE PURCHASE OF THE ABOVE DESCRIBED PARCEL OF TAX FORFEITED LAND BE AND THE SAME IS HEREBY GRANTED AND THE COUNTY AUDITOR IS HERE BY AUTHORIZED AND DIRECTED TO PERMIT SUCH REPURCHASE ACCORDING TO THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, AS AMENDED.

JULY 11, 1989

## 4. ADOPTION OF RESOLUTION NO. 89-64 AS FOLLOWS:

CONVEYANCE OF TAX FORFEITED LAND  
DEPARTMENT OF NATURAL RESOURCES

WHEREAS, THE COUNTY BOARD OF WASHINGTON COUNTY, MINNESOTA, HAS EXAMINED INTO THE ALLEGATIONS OF THE APPLICATION OF THE DEPARTMENT OF NATURAL RESOURCES, DATED JUNE 26, 1989, FOR THE CONVEYANCE OF CERTAIN LANDS DESCRIBED AS FOLLOWS:

PID #37005-0025 LEGALLY DESCRIBED AS PART OF GOVERNMENT LOT 6, SECTION 5, TOWNSHIP 29N, RANGE 21W, BEING THE SOUTH 45 FEET LYING EAST OF THE EXISTING CENTERLINE OF DEMONTREVILLE TRAIL NORTH SUBJECT TO EASEMENTS OF RECORD.

THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF WASHINGTON COUNTY, MINNESOTA, THAT IT HEREBY APPROVES SAID APPLICATION AND RECOMMENDS THAT THE SAME BE GRANTED.

5. APPROVAL OF APPLICATIONS FOR REDUCTION OF REAL ESTATE  
VALUES AS FOLLOWS:

<u>NAME</u>	<u>PARCEL NUMBER</u>	<u>AMOUNT REDUCED TO/ YEAR PAYABLE</u>
JOYCE A. ELLS	19015-3910	11.66 /89
JOANNE B. WOOLSEY	22119-7340	51.68 /89
JOANNE B. WOOLSEY	22119-7340	62.00 /89
TERRY HAYNER	22118-6200	1,356.48 /89
LYLE M. BISCOE	27012-2950	1,603.96 /89
SOO LINE RR	27020-2050	146,095.48 /89
ULMER CONST., INC.	27830-3200	3,711.18 /89
THOMAS J. MOHR	28200-2550	1,183.48 /89
DONALD NAPPIN	28224-4700	1,387.38 /89
ALEXANDER FREYBERSER	28230-3800	1,646.42 /89
PAUL AND LISA PRICE	28495-2950	REJECTED /89
C. ROBERT BINGER	30018-2100	479.38 /89
C. ROBERT BINGER	30930-2950	48.28 /88
C. ROBERT BINGER	30930-2950	51.82 /89
C. ROBERT BINGER	30930-3050	283.94 /88
C. ROBERT BINGER	30930-3050	305.40 /89
LIN AND RUTH LINDBECK	30198-3250	2,968.44 /89
JAMES E. DONOHUE	32500-3800	1,654.92 /88
JAMES E. DONOHUE	32500-3800	1,503.68 /89
WILLIAM A. BOHNAN	33170-2000	1,064.64 /89
WILLIAM A. BOHNAN	33170-2050	241.06 /89
WILLIAM A. BOHNAN	33170-2100	102.50 /89
CITY OF FOREST LAKE	33745-5500	EXEMPT /89
CITY OF FOREST LAKE	33745-5650	EXEMPT /89

July 11, 1989

<u>NAME</u>	<u>PARCEL NUMBER</u>	<u>AMOUNT REDUCED TO/ YEAR PAYABLE</u>
THOMAS AND PHYLLIS HAAS	32470-3900	REJECTED /89
THOMAS AND PHYLLIS HAAS	32740-3850	REJECTED /89
PAUL AND PATRICIA WEBSTER	32470-7100	1,053.30 /89
E. J. FASHINGBAUER	93032-2200	1,633.28 /89
RICHARD NELSON (GARDNER BROS.)	50495-2260	REJECTED /89
RICHARD NELSON (GARDNER BROS.)	50495-2200	REJECTED /89
RICHARD NELSON (GARDNER BROS.)	50495-2825	REJECTED /89
RICHARD NELSON (GARDNER BROS.)	50495-2850	REJECTED /89
RICHARD NELSON (GARDNER BROS.)	50495-2875	REJECTED /89
RICHARD NELSON (GARDNER BROS.)	50495-2900	REJECTED /89
RICHARD NELSON (GARDNER BROS.)	50495-2100	REJECTED /89
RICHARD NELSON (GARDNER BROS.)	50495-2225	REJECTED /89
RICHARD NELSON (GARDNER BROS.)	50495-2550	REJECTED /89
EDNA C. KING	54045-2300	REJECTED /89
ROBERT HOWARD	55325-3550	1,804.26 /89
CONS. FOR JOHN JULKOWSKY	57877-3575	1,546.76 /87
CONS. FOR JOHN JULKOWSKY	57877-3575	1,621.34 /88
GARDNER BROS. CONST.	58118-2375	REJECTED /89
GARDNER BROS. CONST.	58118-2400	REJECTED /89
GARDNER BROS. CONST.	58118-2425	REJECTED /89
GARDNER BROS. CONST.	58118-2450	REJECTED /89
GARDNER BROS. CONST.	58118-2475	REJECTED /89
GARDNER BROS. CONST.	58118-2500	REJECTED /89
GARDNER BROS. CONST.	58118-2525	REJECTED /89
GARDNER BROS. CONST.	58118-2550	REJECTED /89
GARDNER BROS. CONST.	58118-2575	REJECTED /89
GARDNER BROS. CONST.	58118-2600	REJECTED /89
GARDNER BROS. CONST.	58118-2625	REJECTED /89
GARDNER BROS. CONST.	58118-2650	REJECTED /89
GARDNER BROS. CONST.	58118-2675	REJECTED /89
GARDNER BROS. CONST.	58118-2700	REJECTED /89
GARDNER BROS. CONST.	58118-2725	REJECTED /89
GARDNER BROS. CONST.	58118-2825	REJECTED /89
GARDNER BROS. CONST.	58118-2850	REJECTED /89
GARDNER BROS. CONST.	58118-2875	REJECTED /89
GARDNER BROS. CONST.	58118-3250	REJECTED /89
GARDNER BROS. CONST.	58118-3275	REJECTED /89
GARDNER BROS. CONST.	58118-3300	REJECTED /89
GARDNER BROS. CONST.	58119-2025	REJECTED /89
GARDNER BROS. CONST.	58119-2050	REJECTED /89
GARDNER BROS. CONST.	58119-2075	REJECTED /89
GARDNER BROS. CONST.	58119-2100	REJECTED /89
GARDNER BROS. CONST.	58119-2125	REJECTED /89
GARDNER BROS. CONST.	58119-2150	REJECTED /89
GARDNER BROS. CONST.	58119-2175	REJECTED /89
GARDNER BROS. CONST.	58119-2200	REJECTED /89
GARDNER BROS. CONST.	58119-2225	REJECTED /89
GARDNER BROS. CONST.	58119-2250	REJECTED /89
GARDNER BROS. CONST.	58119-2275	REJECTED /89
GARDNER BROS. CONST.	58119-2300	REJECTED /89
GARDNER BROS. CONST.	58119-2325	REJECTED /89
GARDNER BROS. CONST.	58119-2350	REJECTED /89
GARDNER BROS. CONST.	58119-2375	REJECTED /89
GARDNER BROS. CONST.	58119-2400	REJECTED /89
GARDNER BROS. CONST.	58119-2425	REJECTED /89
GARDNER BROS. CONST.	58119-2450	REJECTED /89
GARDNER BROS. CONST.	58119-2475	REJECTED /89
GARDNER BROS. CONST.	58119-2500	REJECTED /89
GARDNER BROS. CONST.	58119-2525	REJECTED /89
GARDNER BROS. CONST.	58119-2550	REJECTED /89
GARDNER BROS. CONST.	58119-2575	REJECTED /89
GARDNER BROS. CONST.	58119-2600	REJECTED /89
GARDNER BROS. CONST.	58119-2625	REJECTED /89
GARDNER BROS. CONST.	58119-2650	REJECTED /89



July 11, 1989

<u>NAME</u>	<u>PARCEL NUMBER</u>	<u>AMOUNT REDUCED TO/ YEAR PAYABLE</u>
GARDNER BROS. CONST.	58119-2675	REJECTED /89
GARDNER BROS. CONST.	58119-2700	REJECTED /89
GARDNER BROS. CONST.	58119-2725	REJECTED /89
GARDNER BROS. CONST.	58119-2750	REJECTED /89
GARDNER BROS. CONST.	58119-2775	REJECTED /89
GARDNER BROS. CONST.	58119-2800	REJECTED /89
GARDNER BROS. CONST.	58119-2825	REJECTED /89
GARDNER BROS. CONST.	58119-2850	REJECTED /89
GARDNER BROS. CONST.	58119-2875	REJECTED /89
GARDNER BROS. CONST.	58119-2900	REJECTED /89
GARDNER BROS. CONST.	58119-2925	REJECTED /89
GARDNER BROS. CONST.	58119-2950	REJECTED /89
GARDNER BROS. CONST.	58119-2975	REJECTED /89
GARDNER BROS. CONST.	58119-3000	REJECTED /89
GARDNER BROS. CONST.	58119-3025	REJECTED /89
GARDNER BROS. CONST.	58119-3050	REJECTED /89
GARDNER BROS. CONST.	58119-3075	REJECTED /89
GARDNER BROS. CONST.	58119-3100	REJECTED /89
GARDNER BROS. CONST.	58119-3125	REJECTED /89
GARDNER BROS. CONST.	58119-3150	REJECTED /89
GARDNER BROS. CONST.	58119-3175	REJECTED /89
GARDNER BROS. CONST.	58119-3200	REJECTED /89
GARDNER BROS. CONST.	58119-3225	REJECTED /89
GARDNER BROS. CONST.	58119-3250	REJECTED /89
R. WARREN/D. SKOGEN	60600-2025	REJECTED /89
GARDNER BROS. CONST.	61463-2350	REJECTED /89
GARDNER BROS. CONST.	61463-2375	REJECTED /89
GARDNER BROS. CONST.	61463-2400	REJECTED /89
GARDNER BROS. CONST.	61463-2425	REJECTED /89
GARDNER BROS. CONST.	61463-2450	REJECTED /89
GARDNER BROS. CONST.	61463-2475	REJECTED /89
GARDNER BROS. CONST.	61463-2525	REJECTED /89
GARDNER BROS. CONST.	61463-2550	REJECTED /89
GARDNER BROS. CONST.	61463-2575	REJECTED /89
GARDNER BROS. CONST.	61463-2600	REJECTED /89
GARDNER BROS. CONST.	61463-2700	REJECTED /89
GARDNER BROS. CONST.	61463-2725	REJECTED /89
GARDNER BROS. CONST.	61463-2750	REJECTED /89
GARDNER BROS. CONST.	61463-2775	REJECTED /89
GARDNER BROS. CONST.	61463-2800	REJECTED /89
GARDNER BROS. CONST.	61463-2825	REJECTED /89
GARDNER BROS. CONST.	61463-2850	REJECTED /89
GARDNER BROS. CONST.	61463-2950	REJECTED /89
GARDNER BROS. CONST.	61463-2975	REJECTED /89
GARDNER BROS. CONST.	61463-3000	REJECTED /89
GARDNER BROS. CONST.	61463-3025	REJECTED /89
GARDNER BROS. CONST.	61463-3050	REJECTED /89
GARDNER BROS. CONST.	61463-3075	REJECTED /89
GARDNER BROS. CONST.	61463-3100	REJECTED /89
GARDNER BROS. CONST.	61463-3125	REJECTED /89
GARDNER BROS. CONST.	61463-3150	REJECTED /89
GARDNER BROS. CONST.	61463-3175	REJECTED /89
GARDNER BROS. CONST.	61463-3200	REJECTED /89
GARDNER BROS. CONST.	61463-3225	REJECTED /89
GARDNER BROS. CONST.	61463-3250	REJECTED /89
GARDNER BROS. CONST.	61463-3275	REJECTED /89
GARDNER BROS. CONST.	61463-3300	REJECTED /89
GARDNER BROS. CONST.	61463-3325	REJECTED /89
GARDNER BROS. CONST.	61463-3350	REJECTED /89
GARDNER BROS. CONST.	61463-3375	REJECTED /89
GARDNER BROS. CONST.	61463-3400	REJECTED /89
GARDNER BROS. CONST.	61463-3475	REJECTED /89
GARDNER BROS. CONST.	61463-3575	REJECTED /89
GARDNER BROS. CONST.	61463-3600	REJECTED /89
GARDNER BROS. CONST.	61463-3800	REJECTED /89



July 11, 1989

<u>NAME</u>	<u>PARCEL NUMBER</u>	<u>AMOUNT REDUCED TO/ YEAR PAYABLE</u>
GARDNER BROS. CONST.	61463-3825	REJECTED /89
GARDNER BROS. CONST.	61463-3850	REJECTED /89
GARDNER BROS. CONST.	61463-3875	REJECTED /89
GARDNER BROS. CONST.	61463-3900	REJECTED /89
GARDNER BROS. CONST.	61463-3925	REJECTED /89
GARDNER BROS. CONST.	61463-3950	REJECTED /89
GARDNER BROS. CONST.	61463-3975	REJECTED /89
GARDNER BROS. CONST.	61463-4000	REJECTED /89
GARDNER BROS. CONST.	61463-4025	REJECTED /89
GARDNER BROS. CONST.	61463-4050	REJECTED /89
GARDNER BROS. CONST.	61463-4075	REJECTED /89
GARDNER BROS. CONST.	61463-4100	REJECTED /89
GARDNER BROS. CONST.	61463-4125	REJECTED /89
GARDNER BROS. CONST.	61463-4150	REJECTED /89
GARDNER BROS. CONST.	61463-4175	REJECTED /89
GARDNER BROS. CONST.	61463-4200	REJECTED /89
GARDNER BROS. CONST.	61463-4225	REJECTED /89
GARDNER BROS. CONST.	61463-4250	REJECTED /89
GARDNER BROS. CONST.	61463-4275	REJECTED /89
VALLEY PRESCHOOL	09790-2150	EXEMPT /89
LEVERNE STEFAN	10691-2570	1,864.54 /89
GARY AND PATRICIA BALDING	73642-4420	594.14 /89
GARY AND PATRICIA BALDING	73642-4420	690.24 /88
WILLIAM J. PROETZ	73650-2300	8,442.14 /89
RAPHEAL AND JANET SCHNELLY	81015-2325	121.28 /87
RAPHEAL AND JANET SCHNELLY	81015-2325	136.24 /88
RAPHEAL AND JANET SCHNELLY	81015-2325	134.98 /89
MARGERY LARSON	81017-0180	790.76 /89
UNITED POWER ASSOCIATION	89004-2025	6,901.24 /89
PETER J. STOEHR	89477-2250	1,351.10 /89
GORDON RYDEEN	91034-2350	6.34 /89
HERBERT M. BOND	95016-2750	746.96 /89
HERBERT M. BOND	95016-3100	965.24 /89
STATE OF MINNESOTA	97034-2011	EXEMPT /89

6. APPROVAL OF CONTRACT WITH COURAGE CENTER FOR MR WAIVER AND THE COMMUNITY ALTERNATIVES FOR DISABLED INDIVIDUALS (CADI) WAIVER.
7. APPROVAL TO EXTEND THE CONTRACT WITH MELISSA SORMAN FOR SERVICES TO THE GUARDIAN AD LITEM PROGRAM TO AUGUST 31, 1989.
8. APPROVAL FOR JOB TRAINING CENTER TO HIRE TWO CASE MANAGERS TO ADMINISTER THE AFDC PATHS/JOBS PROGRAM TO BE TOTALLY FUNDED BY STATE AND FEDERAL FUNDING.
9. APPROVAL OF RECLASSIFICATIONS OF SECRETARY TO ADMINISTRATIVE AIDE I AND LEGAL SECRETARY TO PARALEGAL ASSISTANT IN COURT ADMINISTRATOR'S OFFICE EFFECTIVE JULY 9, 1989.
10. APPROVAL OF SEVERANCE PAYMENT FOR HARTLAND BURNETT, SHERIFF'S DEPARTMENT, IN THE AMOUNT OF \$4,050, PER SECTION 5.D.10 OF THE WASHINGTON COUNTY PERSONNEL RULES AND REGULATIONS.

JULY 11, 1989

11. APPROVAL TO REQUEST BIDS TO PURCHASE A TAPE DRIVE AS APPROVED IN THE 1989 MIS BUDGET.
12. APPROVAL OF COLLECTIONS MANAGEMENT POLICY FOR HISTORIC COURTHOUSE.
13. APPROVAL OF SUPPLEMENTAL AGREEMENT TO CONTRACT FOR ARCHITECTURAL SERVICES FOR THE WILDWOOD BRANCH LIBRARY PROJECT.
14. ADOPTION OF **RESOLUTION NO. 89-65** AS FOLLOWS:

## SPEED SURVEY ON CSAH 21

BE IT RESOLVED, THAT THE BOARD OF COUNTY COMMISSIONERS FOR WASHINGTON COUNTY, MINNESOTA HEREBY REQUEST THE COMMISSIONER OF THE MINNESOTA DEPARTMENT OF TRANSPORTATION TO CONDUCT A TRAFFIC SURVEY TO DETERMINE THE REASONABLE AND SAFE SPEED ON THE FOLLOWING COUNTY HIGHWAY:

1. COUNTY STATE AID HIGHWAY NO. 21 BETWEEN THE NORTH JUNCTION OF TH 95 AND CSAH 23.

2E IT FURTHER RESOLVED, THAT UPON DETERMINATION OF A REASONABLE AND SAFE SPEED ON THE ABOVE HIGHWAYS, WASHINGTON COUNTY BE AUTHORIZED BY THE COMMISSIONER OF THE MINNESOTA DEPARTMENT OF TRANSPORTATION TO POST SUCH SPEED LIMIT.

15. AUTHORIZATION TO ADVERTISE FOR A PROPERTY MANAGEMENT FIRM TO FURNISH SERVICES FOR THE RENTING, LEASING, OPERATING AND MANAGING PROPERTIES AS DIRECTED BY WASHINGTON COUNTY.
16. AUTHORIZATION FOR COUNTY CHAIRMAN AND ADMINISTRATOR TO EXECUTE COOPERATIVE AGREEMENT WITH OAK PARK HEIGHTS FOR RECONSTRUCTION OF CSAH 23 & 24 (ORLEANS) SAP 82-623-02 AND SAP 82-624-04.
17. AUTHORIZATION FOR COUNTY CHAIRMAN AND ADMINISTRATOR TO EXECUTE COOPERATIVE AGREEMENT WITH FOREST LAKE FOR RECONSTRUCTION OF CSAH 34, SAP 82-634-04.

THE FOREGOING CONSENT CALENDAR WAS UNANIMOUSLY ADOPTED.

**AUDITOR-TREASURER'S OFFICE**

COMMISSIONER SCHEEL MOVED TO APPROVE/DENY THE FOLLOWING APPLICATIONS FOR ABATEMENT OF PENALTY:

APPROVAL

DIANE SCHILLING, \$311.95; RECORDING SPECIALISTS, C/O DAMIAN BYERS, \$797; BAYPORT TITLE, \$33.81; SUSAN K. SANDAGER, \$416; DONALD A. MCLUCKIE, \$64.90; AND DANIEL OR JOANN FORD, \$27.64.

July 11, 1989

DENIAL

JANET LOUISE LIEDLE.

COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

PLANNING

THE PLANNING COORDINATOR INTRODUCED TWO NEW EMPLOYEES, LOIS YELLOWTHUNDER, PROGRAM DEVELOPMENT PLANNER IN THE HUMAN SERVICES AREA; AND JANE HARPER, PHYSICAL DEVELOPMENT PLANNER.

COMMISSIONER LARKIN MOVED TO ADOPT **RESOLUTION NO. 89-66** AS FOLLOWS:

## COUNTY-WIDE GROUNDWATER PLAN

WHEREAS, APPROXIMATELY 3 OF EVERY 4 MINNESOTANS, INCLUDING WASHINGTON COUNTY RESIDENTS, DEPEND ON GROUNDWATER FOR THEIR DRINKING WATER SUPPLY AND AN ESTIMATED 36.3% OF THE POPULATION IS SERVED BY PRIVATE WATER WELL SYSTEMS, AND

WHEREAS, THERE IS A GROWING CONCERN OVER THE IMPACT OF HUMAN ACTIVITIES ON GROUNDWATER QUALITY, AND

WHEREAS, WASHINGTON COUNTY HAS IDENTIFIED AN INCREASING NUMBER OF CASES OF SIGNIFICANT CONTAMINATION OR DEGRADATION OF GROUNDWATER IN THE PAST DECADE, AND

WHEREAS, THE 1988-89 WASHINGTON COUNTY COMMUNITY HEALTH SERVICES PLAN IDENTIFIED GROUNDWATER QUALITY AS A SIGNIFICANT PUBLIC HEALTH PROBLEM WARRANTING PRIORITY ATTENTION IN 1988-89, AND

WHEREAS, THE GOAL OF WASHINGTON COUNTY IS TO INSURE THAT RESIDENTS WILL HAVE ACCESS TO POTABLE WATER AND PREVENT FURTHER CONTAMINATION OF GROUNDWATER WITHIN THE COUNTY, AND

WHEREAS, THE 1987 MINNESOTA LEGISLATURE AUTHORIZED METROPOLITAN COUNTIES TO PREPARE AND ADOPT GROUNDWATER MANAGEMENT PLANS FOR THE PROTECTION, PRESERVATION, AND PROPER MANAGEMENT OF GROUNDWATER RESOURCES, AND

NOW, THEREFORE, BE IT RESOLVED, THAT THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY DIRECTS THE WASHINGTON COUNTY PLANNING DEPARTMENT TO DEVELOP A GROUNDWATER MANAGEMENT PLAN CONSISTENT WITH THE PROVISIONS OF M.S. 473.8785, AND

BE IT FURTHER RESOLVED, THAT AN ADVISORY COMMISSION OF 15 MEMBERS REPRESENTING VARIOUS LOCAL AGENCIES AND CONSTITUENTS COMMITTED TO PROPER MANAGEMENT OF GROUNDWATER AND RELATED RESOURCES AND A WORK GROUP OF AGENCY STAFF INVOLVED IN SOME FACET OF GROUNDWATER MANAGEMENT BE ESTABLISHED TO GUIDE THE PLANNING PROCESS, REVIEW AND COMMENT ON THE PLAN, AND ASSIST IN IMPLEMENTATION OF THE PLAN'S OBJECTIVES.

JULY 11, 1989

COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

PUBLIC WORKS DEPARTMENT

PROPOSED PINE POINT MASTER PLAN - THE PARKS DIRECTOR GAVE A BRIEF UPDATE ON THE PINE POINT MASTER PLAN. COMMISSIONER SCHEEL MOVED TO AUTHORIZE THE PARK AND OPEN SPACE COMMISSION TO SET A PUBLIC INFORMATION MEETING TO DISCUSS THE PROPOSED PINE POINT MASTER PLAN FOR THE EVENING OF AUGUST 17, 1989. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

PARK MAINTENANCE BUILDING AT LAKE ELMO PARK RESERVE - THE PARKS DIRECTOR PRESENTED PLANS FOR A PARK MAINTENANCE BUILDING AT LAKE ELMO PARK RESERVE. COMMISSIONER LARKIN MOVED TO TABLE THIS MATTER FOR TWO WEEKS FOR FURTHER DISCUSSION. COMMISSIONER SCHEEL SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

LAKE ELMO BANK BUILDING - COMMISSIONER SCHEEL MOVED THAT THE COUNTY NOT PURCHASE THE LAKE ELMO BANK BUILDING PROPERTY, AND THAT THIS DOES NOT PRECLUDE FURTHER DISCUSSION WITH THE BANK FOR LEASING OR OTHER ARRANGEMENTS. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

GENERAL ADMINISTRATION

\$24.8 MILLION GENERAL OBLIGATION CIP BONDS

COMMISSIONER SCHEEL MOVED TO ADOPT **RESOLUTION NO. 89-67** AS FOLLOWS:

CONVERSION OF THE INTEREST RATE ON THE \$24,800,000  
GENERAL OBLIGATION CAPITAL IMPROVEMENT BONDS, SERIES 1989  
TO FIXED RATES, AND MODIFYING THE LEVY THEREFORE

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF WASHINGTON COUNTY, MINNESOTA AS FOLLOWS:

SECTION 1. FINDINGS

1.01. WASHINGTON COUNTY MINNESOTA (THE "COUNTY") HAS PREVIOUSLY ISSUED ITS GENERAL OBLIGATION CAPITAL IMPROVEMENT BONDS, SERIES 1989A IN THE AGGREGATE PRINCIPAL AMOUNT OF \$24,800,000 (THE "BONDS"), PURSUANT TO RESOLUTION NO. 89-52, ADOPTED MAY 18, 1989 (THE "AUTHORIZING RESOLUTION"). THE BONDS, AS ORIGINALLY ISSUED, BEAR INTEREST AT A VARIABLE RATE, BUT BY THEIR TERMS ALLOW FOR THE INTEREST RATE TO BE CONVERTED TO A SCHEDULE OF FIXED RATES AT THE OPTION OF THE COUNTY, SUCH CONVERSION TO OCCUR ON CERTAIN DATES SPECIFIED IN THE AUTHORIZING RESOLUTION AFTER NOTICE AS REQUIRED BY THE AUTHORIZING RESOLUTION.

JULY 11, 1989

1.02 THE REMARKETING AGENT IDENTIFIED IN THE AUTHORIZING RESOLUTION HAS PRESENTED A SCHEDULE OF FIXED RATES TO THE COUNTY IN ACCORDANCE WITH THE TERMS OF THE AUTHORIZING RESOLUTION.

SECTION 2. INTEREST RATES. THE COUNTY HEREBY APPROVES THE CONVERSION OF THE INTEREST RATE ON THE BONDS, TO THE FOLLOWING RATES FOR THE FOLLOWING MATURITIES, SUCH CONVERSION TO BE EFFECTIVE AS OF JULY 19, 1989:

<u>YEAR</u>	<u>RATE</u>	<u>YEAR</u>	<u>RATE</u>
1992	6.20%	2002	6.75%
1993	6.25	2003	6.80
1994	6.30	2004	6.85
1995	6.35	2005	6.90
1996	6.40	2006	7.00
1997	6.50	2007	7.00
1998	6.55	2008	7.00
1999	6.60	2009	7.00
2000	6.65	2010	7.00
2001	6.70		

SECTION 3. CONFIRMATION OF NOTICES. THE COUNTY ADOPTS AND APPROVES THE NOTICES GIVEN TO THE REGISTRAR, THE INVESTMENT AGREEMENT PROVIDER, AND THE OWNER OF THE BONDS IN ORDER TO EFFECTUATE THE CONVERSION HEREIN-APPROVED.

SECTION 4. MODIFICATION OF LEVY. THE COUNTY HEREBY MODIFIES THE LEVY OF TAXES MADE BY THE AUTHORIZING RESOLUTION, AS DIRECTED BY MINNESOTA STATUTES, SECTION 475.56(B), THE MODIFIED LEVY TO BE AS FOLLOWS:

<u>LEVY YEAR</u>	<u>COLLECTION YEAR</u>	<u>AMOUNT LEVIED</u>
1989	1990	\$2,703,755
1990	1991	2,445,819
1991	1992	2,456,004
1992	1993	2,462,566
1993	1994	2,465,454
1994	1995	2,464,614
1995	1996	2,486,244
1996	1997	2,475,612
1997	1998	2,487,306
1998	1999	2,493,291
1999	2000	2,493,488
2000	2001	\$2,514,068
2001	2002	2,526,930
2002	2003	2,531,970
2003	2004	2,529.083
2004	2005	2,544,413
2005	2006	2,548,875
2006	2007	2,544,150
2007	2008	2,556,488
2008	2009	2,584,050

A COPY OF THIS RESOLUTION SHALL BE FILED WITH THE COUNTY AUDITOR OF WASHINGTON COUNTY.

SECTION 5. PROVISION FOR ADVANCE OF INTEREST. THE COUNTY HEREBY DIRECTS AN ADVANCE FROM THE CAPITAL ACCOUNT TO THE DEBT SERVICE ACCOUNT TO BE USED FOR THE PAYMENT OF INTEREST ON THE BONDS ON FEBRUARY 1, 1990 IN THE AMOUNT OF \$895,653.32. UPON RECEIPT IN 1990 OF PROCEEDS OF THE LEVY AUTHORIZED BY SECTION 4, THE CAPITAL ACCOUNT SHALL BE REIMBURSED FOR SUCH ADVANCE.



JULY 11, 1989

COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

THE BOARD CONFIRMED THERE WILL BE NO BOARD MEETING ON JULY 18, 1989, NACO CONFERENCE.

**BOARD CORRESPONDENCE**

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE INCLUDING A LETTER FROM THE MINNESOTA DEPARTMENT OF REVENUE REGARDING 1989 PROPERTY TAX CERTIFICATION TIMETABLE FOR COUNTIES; AND A LETTER FROM THE CITY OF LAKE ELMO REGARDING THE LAKE ELMO BANK BUILDING.

THE BOARD RECEIVED A LETTER FROM AN ATTORNEY FOR FOREST LAKE TOWNSHIP, IN REGARD TO LIQUOR LICENSE FOR SHORELINE LOUNGE. CHAIRMAN JERGENS REQUESTED AN ANALYSIS FROM THE COUNTY ATTORNEY'S OFFICE IF AND WHEN THIS MATTER COMES BEFORE THE BOARD.

**ADJOURNMENT**

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD COMMISSIONER EVERT MOVED FOR ADJOURNMENT, SECONDED BY COMMISSIONER LARKIN AND IT WAS ADOPTED UNANIMOUSLY. THE BOARD MEETING ADJOURNED AT 10:50 A.M., FOLLOWED BY 1990 DEPARTMENT BUDGET HEARINGS WITH ASSESSOR, AUDITOR-TREASURER, RECORDER, SURVEYOR, ACCOUNTING & BUDGETING, AND SHERIFF.

  
JOHN V. JERGENS, CHAIRMAN  
COUNTY BOARD

ATTEST:

  
CHARLES J. SWANSON  
COUNTY ADMINISTRATOR

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
JULY 25, 1989

WASHINGTON COUNTY REGIONAL RAIL AUTHORITY

THE BOARD OF COMMISSIONERS CONVENED AS THE WASHINGTON COUNTY REGIONAL RAIL AUTHORITY AT 8:20 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. OFFICIAL PROCEEDINGS OF THE WASHINGTON COUNTY REGIONAL RAIL AUTHORITY ARE ON FILE IN THE OFFICE OF ADMINISTRATION.

COUNTY BOARD REGULAR SESSION

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS CONVENED IN REGULAR SESSION AT 8:45 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, JERGENS, SCHEEL AND LARKIN. ABSENT NONE. CHAIRMAN JERGENS PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; JUDY HONMYHR, HUMAN RESOURCES DIRECTOR; JEFF HANSON, INTERGOVERNMENTAL RELATIONS COORDINATOR; AND CHRIS BOHRER, PUBLIC INFORMATION SPECIALIST.

CONSENT CALENDAR

COMMISSIONER EVERT MOVED, SECONDED BY COMMISSIONER MCMULLEN TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL OF THE WEEKLY BILL LIST IN THE AMOUNT OF \$205,137.79.  
(A COMPLETE COPY OF THE BILL LIST IS ON FILE IN THE AUDITOR-TREASURER'S OFFICE.)
2. APPROVAL OF THE JULY 11, 1989 BOARD MEETING MINUTES.
3. APPROVAL OF ENDORSEMENT OF RAMSEY COUNTY COMMISSIONER JOHN FINLEY AS COMMISSIONER APPOINTMENT TO THE REGIONAL TRANSIT BOARD (RTB).
4. ADOPTION OF **RESOLUTION NO. 89-68** AS FOLLOWS:

RAMSEY/WASHINGTON METRO WATERSHED DISTRICT  
LEVY OF \$200,000 FOR TAXES PAYABLE 1990  
FOR AN ADMINISTRATIVE FUND

BE IT RESOLVED, THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS DOES HEREBY APPROVE THE RAMSEY WASHINGTON METRO WATERSHED DISTRICT LEVY OF \$200,000 FOR TAXES PAYABLE 1990 FOR AN ADMINISTRATIVE FUND, PURSUANT TO 1988 SPECIAL LAWS OF MINNESOTA RELATING TO LOCAL GOVERNMENT UNITS, CHAPTER 702, SEC. 16.

5. APPROVAL OF REQUEST TO RAISE ASSESSMENT SERVICE CHARGES CONTRACTED TO WASHINGTON COUNTY ASSESSOR'S DEPARTMENT AS FOLLOWS:

JULY 25, 1989

ESTIMATED MARKET VALUE				
RESIDENTIAL PARCELS	=	\$ 100 - - -	\$ 100,000	@ \$ 5.25
		\$ 100,001 -	\$ 200,000	@ \$ 6.25
		OVER \$ 200,001 -		@ \$ 7.25
COMMERCIAL / INDUSTRIAL / APARTMENT PARCELS				@ \$ 9.00
FARM PARCELS (WITH OUTBUILDINGS)				@ \$ 9.00
VACANT LAND & MISCELLANEOUS PARCELS				@ \$ 4.85

6. APPROVAL OF APPLICATIONS FOR HOMESTEAD CLASSIFICATION AS FOLLOWS:

MARYBETH EVANS, (1989); JAMES & ANN SCHAEFER, (1/2 '89); RICHARD & MARTHA DRUDE, (1989); ROBERT & SHIRLEY SCHWARTZ, (1989); DON & JOANNE BAKER, (1/2 '89); JAMES NAGLE, (1988); CYNTHIA PATRICK, (1989); DANIEL CONLIN, (1989); STEVEN ANDERSON, (1/2 '89); DAVID L. SAUNDERS, (1989); LONNIE & SUE HESS, (1989); JOEL MECHELKE, ('87, '88, '89); NEAL JOHNSON, ('88, '89).

7. APPROVAL OF ON/SALE NON-INTOXICATING MALT LIQUOR LICENSE FOR HUFF-N-PUFF DAYS, LAKE ELMO JAYCEES, WASHINGTON COUNTY FAIRGROUNDS, FOR AUGUST 10, 11, 12 AND 13, 1989.

8. ADOPTION OF **RESOLUTION NO. 89-69** AS FOLLOWS:

REPURCHASE OF TAX FORFEITED LAND, BY OWNER,  
TRINITY EVANGELICAL LUTHERAN CHURCH

WHEREAS, TRINITY EVANGELICAL LUTHERAN CHURCH THE OWNER HAS MADE AND FILED AN APPLICATION WITH THE COUNTY AUDITOR FOR THE REPURCHASE OF THE HEREINAFTER DESCRIBED PARCEL OF TAX FORFEITED LAND, IN ACCORDANCE WITH THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, OF AMENDED, WHICH LAND IS SITUATED IN THE COUNTY OF WASHINGTON, MINNESOTA, AND DESCRIBED AS FOLLOWS, TO-WIT:

PID 60245-2050 BEING SOUTH 100 FEET BEACHS RESERVE CROFERT & BEACHS ADD  
PID 60130-3550 LOTS 1 THRU 12 BLOCK 7 BEACHS ADD  
PID 60003-4550 PART OF SE1/4-NW1/4 SEC 3 TWP 29 RNG 20  
PID 60003-3950 PART OF SW1/4-NE1/4 SEC 3 TWP 29 RNG 20

;AND WHEREAS, SAID APPLICANT HAS SET FORTH IN HIS APPLICATION THAT HARDSHIP AND INJUSTICE HAS RESULTED BECAUSE OF THE FORFEITURE OF SAID LAND, FOR THE FOLLOWING REASONS, TO-WIT: A SUBSTANTIAL LOSS OF EQUITY WILL OCCUR. REPURCHASE OF SAID LAND WILL PROMOTE AND BEST SERVE THE PUBLIC INTEREST, BECAUSE THE PROPERTY WILL BE RETURNED TO THE TAX ROLLS.

;AND WHEREAS, THIS BOARD IS OF THE OPINION THAT SAID APPLICATION SHOULD BE GRANTED FOR SUCH REASONS,

NOW THEREFORE BE IT RESOLVED, THAT THE APPLICATION OF TRINITY EVANGELICAL LUTHERAN CHURCH FOR THE PURCHASE OF THE ABOVE DESCRIBED PARCEL OF TAX FORFEITED LAND BE AND THE SAME IS HEREBY GRANTED AND THE COUNTY AUDITOR IS HEREBY AUTHORIZED AND DIRECTED TO PERMIT SUCH REPURCHASE ACCORDING TO THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, AS AMENDED.

JULY 25, 1989

9. ADOPTION OF **RESOLUTION NO. 89-70** AS FOLLOWS:SOCIAL SERVICE AND ECONOMIC ASSISTANCE  
ACTIONS FOR THE MONTH OF JUNE

WHEREAS, MINNESOTA STATUTES, CHAPTER 393.07 ESTABLISHES THE POWERS AND THE DUTIES OF THE COUNTY WELFARE BOARD INCLUDING THE AUTHORITY TO OPEN, CLOSE, DENY, OR SUSPEND SERVICES AND GRANTS PROVIDED UNDER THE SOCIAL SERVICE AND ECONOMIC ASSISTANCE PROGRAMS IT ADMINISTERS; AND

WHEREAS, IN WASHINGTON COUNTY, THE POWERS AND DUTIES OF THE WELFARE BOARD ARE CARRIED OUT BY THE COUNTY BOARD OF COMMISSIONERS; AND

WHEREAS, THE SOCIAL SERVICE AND ECONOMIC ASSISTANCE PROGRAMS ARE ADMINISTERED BY THE COMMUNITY SOCIAL SERVICES DEPARTMENT.

NOW, THEREFORE, BE IT RESOLVED THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS APPROVE ALL SOCIAL SERVICE AND ECONOMIC ASSISTANCE ACTIONS FOR JUNE AS DOCUMENTED IN THE RECORDS MAINTAINED BY THE COMMUNITY SOCIAL SERVICES DEPARTMENT.

10. APPROVAL OF SUPPLEMENTS TO CONTRACTS WITH NEKTON INCORPORATED, HUMAN SERVICES SUPPORT NETWORK, AND ADAPTED LIVING PROGRAMS FOR TITLE XIX HOME AND COMMUNITY-BASED SERVICES TO PERSONS WITH DEVELOPMENTAL DISABILITIES.

11. APPROVAL OF CONTRACT WITH BOSTON HEALTH CARE SYSTEMS, INC.

12. APPROVAL OF WORKING CONDITION CHANGE FROM 2 TO 3 OF ALL CLASSIFICATIONS IN THE SURVEY TECHNICIAN SERIES IN THE COUNTY SURVEYOR'S OFFICE RETROACTIVE TO 7/9/89.

13. AUTHORIZATION OF A "FREE PARKS WEEKEND", AUGUST 19 AND 20, 1989 AS PART OF THE 140 YEARS OF SERVICE CELEBRATION.

14. ADOPTION OF **RESOLUTION NO. 89-71** AS FOLLOWS:

## NSP SELF-INSURANCE

WHEREAS, THE WASHINGTON COUNTY SOLID WASTE ORDINANCE #42 REQUIRES THE COUNTY BOARD TO APPROVE ANY SUBSTITUTIONS FOR THE ORDINANCE'S INSURANCE REQUIREMENTS FOR SOLID WASTE FACILITIES.

WHEREAS, NORTHERN STATES POWER HAS REQUESTED THAT ITS SELF-INSURANCE BE SUBSTITUTED FOR THE INSURANCE POLICY REQUIREMENTS OF THE ORDINANCE.

WHEREAS, NORTHERN STATES POWER HAS SUBMITTED SUITABLE DOCUMENTATION OF ITS SELF-INSURANCE,

NOW, THEREFORE, BE IT RESOLVED THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS HEREBY ACCEPTS NORTHERN STATES POWER'S SELF-INSURANCE IN LIEU OF THE INSURANCE POLICY REQUIRED BY WASHINGTON COUNTY SOLID WASTE ORDINANCE #42.

JULY 25, 1989

15. APPROVAL OF FUND BALANCE TRANSFER OF \$154,439.11 FROM FUND 41, SERVICE 4184 OBJECT 6820 TO FUND 42, SERVICE 4289, OBJECT 5920.

16. ADOPTION OF **RESOLUTION NO. 89-72** AS FOLLOWS:

VACATION OF CSAH 7 RIGHT OF WAY  
IN MAY TOWNSHIP

WHEREAS, IN 1988 THE WASHINGTON COUNTY PUBLIC WORKS DEPARTMENT PURCHASED ADDITIONAL RIGHT OF WAY TO REALIGN SEVERAL PORTIONS OF CSAH 7; AND

WHEREAS, BECAUSE OF THE REALIGNMENT OF THE ROAD, SEVERAL PARCELS OF EXISTING RIGHT OF WAY ARE NO LONGER NEEDED.

NOW, THEREFORE, BE IT RESOLVED, THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS VACATE, PURSUANT TO MINN. STAT. 163.11, SEC. 4, RIGHT OF WAY INCORPORATED HEREIN BY REFERENCE AS EXHIBIT A AND ON FILE IN THE DEPARTMENT OF PUBLIC WORKS AND THE DEPARTMENT OF ADMINISTRATION.

BE IT FURTHER RESOLVED THAT A COPY OF THIS RESOLUTION BE PERSONALLY SERVED ON ALL OCCUPANTS OF LAND THROUGH WHICH THE VACATED PORTION OF CSAH 7 PASSES AND THAT A COPY OF THIS RESOLUTION BE POSTED FOR AT LEAST 10 DAYS IN THE WASHINGTON COUNTY GOVERNMENT CENTER AND THE MAY TOWNSHIP TOWN HALL.

17. AUTHORIZATION FOR THE BOARD CHAIRMAN AND ADMINISTRATOR TO EXECUTE THE COUNTY/CLUB AGREEMENT WITH THE WASHINGTON COUNTY STAR TRAIL ASSOCIATION.

18. APPROVAL OF THE PLAT OF CHESNUT ADDITION, GRANT TOWNSHIP.

19. REVIEW AND APPROVAL OF THE CARNELIAN SHORES PLAT, STILLWATER TOWNSHIP.

20. INFORMATION ON RECORDERS FEES FOR JUNE, 1989.

21. APPROVAL OF CONTRACT WITH SKD FOR THE DESIGN OF A SHERIFF'S FIRING RANGE.

THE FOREGOING CONSENT CALENDAR WAS UNANIMOUSLY ADOPTED.

**HUMAN RESOURCES**

COMMISSIONER LARKIN MOVED TO TABLE TO THE NEXT BOARD MEETING, APPROVAL OF A NEW JOB CLASSIFICATION OF ASSESSMENT ADMINISTRATOR COORDINATOR IN THE COUNTY ASSESSOR'S OFFICE. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.



JULY 25, 1989

COMMISSIONER SCHEEL MOVED TO APPROVE THE FOLLOWING RECOMMENDATIONS OF THE HUMAN RESOURCES DEPARTMENT: IMPLEMENTATION OF SUPERVISORY SKILLS ENHANCEMENT PROGRAM, CREATION OF A TRAINING COMMITTEE, AND MODIFICATION TO THE EMPLOYEE PERFORMANCE EVALUATION SYSTEM. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

#### WASHINGTON COUNTY HRA

AT THIS TIME COMMISSIONER EVERT MOVED TO TABLE CONSIDERATION OF A RESOLUTION AUTHORIZING HRA ISSUANCE OF MORTGAGE REVENUE BONDS, UNTIL ADDITIONAL INFORMATION IS PRESENTED. COMMISSIONER SCHEEL SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

#### CLEAR LAKE RESIDENT'S ASSOCIATION

DONALD WILLCOXEN, REPRESENTING THE CLEAR LAKE RESIDENT'S ASSOCIATION, APPEARED BEFORE THE BOARD TO REPORT ON RICE CREEK WATERSHED'S GRANT APPLICATION FOR A DIAGNOSTIC AND FEASIBILITY STUDY OF CLEAR LAKE. MR. WILLCOXEN REQUESTED BOARD SUPPORT OF THE APPLICATION AND FINANCIAL ASSISTANCE FROM THE COUNTY. COMMISSIONER EVERT MOVED THAT A LETTER OF SUPPORT BE DRAFTED ACKNOWLEDGING COUNTY BOARD SUPPORT OF THE GRANT APPLICATION TO STUDY CLEAR LAKE. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

IT WAS BOARD CONSENSUS THAT FUNDING FOR THE PROJECT SHOULD REMAIN WITH THE WATERSHED DISTRICT. CHAIRMAN JERGENS OFFERED THE SUPPORT OF ADMINISTRATION STAFF IN APPLYING FOR THE GRANT.

#### JOB TRAINING CENTER

THE JOB TRAINING CENTER DIRECTOR READ INTO THE RECORD A PROCLAMATION FROM THE GOVERNOR IN RECOGNITION OF INDIVIDUALS PARTICIPATING IN PRIORITY ACCESS TO HUMAN SERVICES (PATHS) PROGRAM. PATHS PARTICIPANTS PRESENT IN THE AUDIENCE WERE PRESENTED WITH CERTIFICATES OF RECOGNITION FROM THEIR DISTRICT COMMISSIONER.

#### PUBLIC HEALTH DEPARTMENT

PUBLIC HEALTH DEPARTMENT STAFF PRESENTED INFORMATION ON AN IN-HOUSE RECYCLING PROGRAM SCHEDULED TO BEGIN IN COUNTY OFFICES IN SEPTEMBER, 1989. COMMISSIONER SCHEEL MOVED TO AUTHORIZE THE IN-HOUSE RECYCLING PROGRAM AS PRESENTED. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

JULY 25, 1989

WASHINGTON COUNTY HRA

AT THIS TIME THE BOARD CHAIRMAN ANNOUNCED THAT ADDITIONAL INFORMATION HAD BEEN RECEIVED REGARDING THE HRA RESOLUTION. COMMISSIONER EVERT MOVED TO REMOVE FROM TABLE THE MATTER OF THE HRA RESOLUTION. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

COMMISSIONER EVERT MOVED TO ADOPT **RESOLUTION NO. 89-73** AS FOLLOWS:

## ISSUANCE OF MORTGAGE BONDS

WHEREAS, IN ACCORDANCE WITH MINNESOTA STATUTES, CHAPTER 462C (THE "ACT"), THE WASHINGTON COUNTY HOUSING AND REDEVELOPMENT AUTHORITY (THE "HRA") PROPOSES TO ISSUE UP TO \$10,000,000 IN QUALIFIED MORTGAGE BONDS (THE "BONDS") PURSUANT TO A JOINT POWERS AGREEMENT WITH OTHER GOVERNMENTAL UNITS AUTHORIZED TO ISSUE BONDS UNDER THE ACT IN ORDER TO FINANCE THE ACQUISITION BY LOW AND MODERATE INCOME FIRST-TIME HOMEBUYERS OF SINGLE FAMILY HOMES; AND

WHEREAS, PURSUANT TO SECTION 147(F) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED (THE "CODE"), THE ISSUANCE OF THE BONDS MUST BE APPROVED BY THE "APPLICABLE ELECTED REPRESENTATIVE" OF THE HRA; AND

WHEREAS, PURSUANT TO SECTION 147(F)(II)(E) OF THE CODE THE WASHINGTON COUNTY BOARD OF COMMISSIONERS IS THE "APPLICABLE ELECTED REPRESENTATIVE" FOR THE ISSUANCE OF TAX-EXEMPT BONDS BY THE HRA.

NOW, THEREFORE, BE IT RESOLVED, BY THE WASHINGTON COUNTY BOARD OF COMMISSIONERS, THAT THE ISSUANCE OF THE BONDS BY THE HRA OR BY THE HRA AND OTHER GOVERNMENTAL UNITS PURSUANT TO MINNESOTA STATUTES, SECTION 471.59, IS HEREBY APPROVED.

COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

COMMUNITY SOCIAL SERVICES

ANNUAL REPORT OF MENTAL HEALTH ADVISORY COMMITTEE - ELIEEN HERBERT, MENTAL HEALTH ADVISORY COUNCIL CHAIRMAN, REPORTED ON ACTIVITIES OF THE MENTAL HEALTH ADVISORY COMMITTEE. ROBERT BUTLER, HSI, ALSO ADDRESSED THE BOARD.

1990 LOCAL MENTAL HEALTH PLAN - COMMISSIONER LARKIN MOVED TO APPROVE THE 1990-91 LOCAL MENTAL HEALTH PLAN FOR SUBMISSION TO THE DEPARTMENT OF HUMAN SERVICES. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

JULY 25, 1989

1990 CSSA PRELIMINARY PLAN - ARLINE BEUTEL, REPRESENTING THE COMMUNITY SOCIAL SERVICES ADVISORY COMMITTEE, REPORTED ON THE PRELIMINARY COMMUNITY SOCIAL SERVICES ACT PLAN. COMMISSIONER EVERT MOVED TO APPROVE THE 1990-91 COMMUNITY SOCIAL SERVICES ACT PRELIMINARY PLAN FOR SUBMISSION TO THE DEPARTMENT OF HUMAN SERVICES. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

#### GENERAL ADMINISTRATION

THE BOARD CHAIRMAN PRESENTED A NACO ACHIEVEMENT AWARD TO THE HUMAN RESOURCES DEPARTMENT, REPRESENTED BY JUDY HONMYHR, FOR THEIR ACHIEVEMENT IN DEVELOPING THE TRAINING MODEL.

#### BOARD CORRESPONDENCE

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE INCLUDING A LETTER FROM BRIGGS AND MORGAN CONCERNING TIF DISTRICT NO. 7, CITY OF WOODBURY; A LETTER FROM THE CITY OF OAK PARK HEIGHTS CONCERNING TIF DISTRICT ST. CROIX MALL, PUBLIC HEARING; AND A LETTER FROM THE FOREST LAKE TOWNSHIP ATTORNEY CONCERNING THE SHORELINE LOUNGE LIQUOR APPLICATION.

#### ADJOURNMENT

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER LARKIN MOVED TO ADJOURN, SECONDED BY COMMISSIONER MCMULLEN AND IT WAS ADOPTED UNANIMOUSLY. THE MEETING ADJOURNED AT 10:40 A.M., FOLLOWED BY 1990 DEPARTMENT BUDGET HEARINGS WITH COURT ADMINISTRATION, COUNTY ATTORNEY, SOIL AND WATER CONSERVATION, MINNESOTA EXTENSION, AND COUNTY AGRICULTURAL SOCIETY.



JOHN JERGENS, CHAIRMAN  
COUNTY BOARD

ATTEST:



CHARLES J. SWANSON  
COUNTY ADMINISTRATOR

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
AUGUST 1, 1989

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 9:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, JERGENS, SCHEEL AND LARKIN. ABSENT NONE. CHAIRMAN JERGENS PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; RICHARD STAFFORD, AUDITOR-TREASURER; DON WISNIEWSKI, DIRECTOR PUBLIC WORKS; JIM SCHUG, DIRECTOR SOCIAL SERVICES; JIM TRUDEAU, SHERIFF; AND SHARI BOWERS, HUMAN RESOURCES.

**ASSESSOR'S OFFICE**

COMMISSIONER LARKIN MOVED TO REMOVE FROM TABLE AN ITEM REGARDING A NEW CLASSIFICATION OF ASSESSMENT ADMINISTRATION COORDINATOR IN THE COUNTY ASSESSOR'S OFFICE. (TABLED ON JULY 25, 1989) COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

COMMISSIONER LARKIN MOVED TO ADD THE NEW CLASSIFICATION OF ASSESSMENT ADMINISTRATION COORDINATOR TO THE CONSENT CALENDAR. COMMISSIONER SCHEEL SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

**CONSENT CALENDAR**

COMMISSIONER EVERT MOVED, SECONDED BY COMMISSIONER LARKIN TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL OF THE WEEKLY BILL LIST IN THE AMOUNT OF \$120,852.28.  
(A COMPLETE COPY OF THE BILL LIST IS ON FILE IN THE AUDITOR-TREASURER'S OFFICE.)
2. APPROVAL TO APPOINT LINDA STONE, LAKE ELMO, TO THE COMMUNITY SOCIAL SERVICES ADVISORY COMMITTEE REPLACING WILLIAM SHIELDS, TO A TERM EXPIRING DECEMBER 31, 1989.
3. ADOPTION OF **RESOLUTION NO. 89-74** as follows:

CONVEYANCE OF TAX FORFEITED LAND BY THE  
CITY OF LAKE ST. CROIX BEACH

WHEREAS, THE COUNTY BOARD OF WASHINGTON COUNTY, MINNESOTA HAS EXAMINED INTO THE ALLEGATIONS OF THE APPLICATIONS OF THE CITY OF LAKE ST. CROIX BEACH, DATED JULY 17, 1989, FOR THE CONVEYANCE OF CERTAIN LANDS DESCRIBED AS FOLLOWS:

PARCEL NO. 44800-0080  
PARCEL NO. 44795-3121  
PARCEL NO. 44810-0080

THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF WASHINGTON COUNTY, MINNESOTA, THAT IT HEREBY APPROVES SAID APPLICATIONS AND RECOMMENDS THAT THE SAME BE GRANTED.

AUGUST 1, 1989

4. APPROVAL OF CONTRACT WITH FAIRVIEW-GRANVILLE CENTER TO PROVIDE CHEMICAL DEPENDENCY TREATMENT SERVICES.
5. APPROVAL TO SPLIT 1.0 FTE CURRENT SECRETARY POSITION INTO .50 SECRETARY AND .50 COURT AIDE I AND SHIFT THE .50 COURT AIDE POSITION TO THE COURT ADMINISTRATOR'S BUDGET FOR THE REMAINDER OF 1989.
6. APPROVAL OF NEW JOB CLASSIFICATIONS OF ASSESSMENT ADMINISTRATION COORDINATOR IN THE COUNTY ASSESSOR'S OFFICE TO BE BANDED AND GRADED AS A C4-2-1 JOB; APPROVAL OF NEW JOB DESCRIPTION; AUTHORIZATION TO RECLASSIFY PRESENT ADMINISTRATIVE TECHNICIAN TO NEW CLASSIFICATION EFFECTIVE 7/23/89.
7. APPROVAL OF SECTIONS 7, 8, 9 AND 10 OF THE COUNTY PERSONNEL RULES AND REGULATIONS.
8. AUTHORIZATION FOR COUNTY BOARD CHAIRMAN AND ADMINISTRATOR TO SIGN AMENDMENT TO CONTRACT #12600-16237-01 (MCH GRANT BETWEEN WASHINGTON COUNTY AND MINNESOTA DEPARTMENT OF HEALTH.)
9. AUTHORIZATION FOR THE PUBLIC HEALTH DEPARTMENT TO PAY APTUS ENVIRONMENTAL SERVICES, LAKEVILLE, MN, FOR HAZARDOUS WASTE DISPOSAL IN THE AMOUNT OF \$21,655.15.
10. ADOPTION OF **RESOLUTION NO. 89-75** AS FOLLOWS:

REQUEST MN/DOT TO BUDGET FUNDS FOR PAVING OF CSAH 7

WHEREAS, THE WASHINGTON COUNTY AND THE MINNESOTA DEPARTMENT OF TRANSPORTATION (MN/DOT) DESIRE TO PAVE CSAH 7 FROM CR 59 TO TANGLEFOOT LANE IN MAY TOWNSHIP AND THE CITY OF MARINE (COUNTY PROJECT 89-0704); AND

WHEREAS, THE COUNTY DESIRES TO PAVE THIS ROAD AS SOON AS POSSIBLE AND WILL AGREE TO ADMINISTER THE CONSTRUCTION CONTRACT.

NOW THEREFORE, BE IT RESOLVED THAT:

1. THE COUNTY REQUESTS MN/DOT TO BUDGET FUNDS FROM THE COOPERATIVE AGREEMENT FUND FOR THE FISCAL YEAR 1989 TO BE USED TO PAY THE STATE'S (MN/DOT) SHARE OF THE COSTS OF COUNTY PROJECT 89-0704.
2. THE COUNTY AGREES TO ADMINISTER THE CONSTRUCTION CONTRACT.

11. ADOPTION OF **RESOLUTION NO. 89-76** AS FOLLOWS:

SPEED SURVEY ON CR 71

BE IT RESOLVED, THAT THE BOARD OF COUNTY COMMISSIONERS FOR WASHINGTON COUNTY, MINNESOTA HEREBY REQUEST THE COMMISSIONER OF THE MINNESOTA



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DEPARTMENT OF TRANSPORTATION TO CONDUCT A TRAFFIC SURVEY TO DETERMINE THE REASONABLE AND SAFE SPEED ON THE FOLLOWING COUNTY HIGHWAY:

1. COUNTY ROAD NO. 71 BETWEEN CSAH 20 AND CSAH 10.

BE IT FURTHER RESOLVED, THAT UPON THE DETERMINATION OF A REASONABLE AND SAFE SPEED ON THE ABOVE HIGHWAY, WASHINGTON COUNTY BE AUTHORIZED BY THE COMMISSIONER OF THE MINNESOTA DEPARTMENT OF TRANSPORTATION TO POST SUCH SPEED LIMIT.

12. ADOPTION OF **RESOLUTION NO. 89-77** AS FOLLOWS:

REVISION TO THROUGH HIGHWAY TRAFFIC  
CONTROL ON CSAH 30.

BE IT RESOLVED, THAT COUNTY STATE AID HIGHWAY NO. 30 FROM THE NORTH JUNCTION OF TRUNK HIGHWAY NO. 95 TO THE SOUTH JUNCTION OF TRUNK HIGHWAY NO. 95 BE AND HEREBY IS DESIGNATED AS A "THROUGH HIGHWAY", AND

BE IT FURTHER RESOLVED, THAT COUNTY STATE AID HIGHWAY NO. 30 SHALL STOP AT THE NORTH JUNCTION WITH TRUNK HIGHWAY 95, AND

BE IT FURTHER RESOLVED, THAT SOUTHBOUND COUNTY STATE AID HIGHWAY NO. 30 SHALL STOP AT QUINNELL AVENUE NORTH, AND

BE IT FURTHER RESOLVED, THAT SOUTHBOUND QUINNELL AVENUE NORTH SHALL NOT STOP AT COUNTY STATE AID HIGHWAY NO. 30, AND

BE IT FURTHER RESOLVED, THAT COUNTY STATE AID HIGHWAY NO. 30 WILL STOP IN BOTH DIRECTIONS AT FOURTH STREET NORTH (FOUR WAY STOP), AND

BE IT FURTHER RESOLVED, THAT COUNTY STATE AID HIGHWAY NO. 30 SHALL STOP AT THE SOUTH JUNCTION WITH TRUNK HIGHWAY NO. 95, AND

BE IT FURTHER RESOLVED, THAT THE COUNTY ENGINEER IS AUTHORIZED AND DIRECTED TO ERECT AND MAINTAIN THE APPROPRIATE SIGNS AT THE ABOVE REFERENCED LOCATIONS.

THE FOREGOING CONSENT CALENDAR WAS ADOPTED UNANIMOUSLY.

**APPOINTMENT TO REGIONAL TRANSIT BOARD**

COMMISSIONER LARKIN MOVED THAT A LETTER BE SENT TO GOVERNOR PERPICH RECOMMENDING APPOINTMENT OF A WASHINGTON COUNTY RESIDENT TO THE REGIONAL TRANSIT BOARD IN EITHER THE HANDICAPPED OR SENIOR CITIZEN CATEGORIES. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

**HUMAN RESOURCES DEPARTMENT**

COMMISSIONER LARKIN PRESENTED EMPLOYEE SUGGESTION AWARDS TO THE FOLLOWING EMPLOYEES: NANCY GRABOWSKI, SURVEYOR'S DEPARTMENT AND GARY

AUGUST 1, 1989

POSER, AUDITOR/TREASURER'S DEPARTMENT FOR THEIR SUGGESTION OF PLACING THE PERFORMANCE APPRAISAL ON THE PC SYSTEMS; AND DEBBIE SHAFFER-JOHNSON, CENTRAL SERVICES DEPARTMENT FOR HER SUGGESTION TO INSTALL CANNED POP MACHINES RATHER THAN THE CUP DISPENSING POP MACHINES.

THE COUNTY BOARD VIEWED A VIDEO TAPE ENTITLED "AND A SLIGHT CHANCE OF SNOW" PREPARED BY JACK NELSON, PUBLIC WORKS DEPARTMENT. COMMISSIONER LARKIN PRESENTED MR. NELSON WITH AN EMPLOYEE SUGGESTION AWARD FOR HIS VIDEO PRESENTATION, WHICH SHOWS SAFETY MEASURES AND PROCEDURES USED BY THE PUBLIC WORKS DEPARTMENT DURING SNOW REMOVAL AND SANDING.

#### PUBLIC WORKS DEPARTMENT

##### RFP FOR TELEPHONE VOICE MAIL SYSTEM

COMMISSIONER EVERT MOVED TO AUTHORIZE THE DISTRIBUTION OF REQUESTS FOR PROPOSALS FOR TELEPHONE VOICE MAIL SYSTEM UPGRADE. COMMISSIONER SCHEEL SECONDED THE MOTION AND IT WAS ADOPTED WITH THE VOTE AS FOLLOWS: YES, COMMISSIONERS EVERT, MCMULLEN, SCHEEL AND JERGENS; NO, COMMISSIONER LARKIN.

ROAD AND BRIDGE CONTRACT AWARDS - BIDS WERE RECEIVED AS FOLLOWS FOR BITUMINOUS SURFACING ON CSAH 34, PROJECT NO. SAP 82-634-04:

FOREST LAKE CONTRACTING \$562,284.81  
 ARNT CONSTRUCTION \$563,962.26  
 HARDRIVES \$572,169.62  
 SHAFER CONTRACTING \$592,055.09  
 FRATTALONE EXCAVATING \$610,494.71

COMMISSIONER SCHEEL MOVED TO AWARD SAP 82-634-04, BITUMINOUS SURFACING ON CSAH 34 TO FOREST LAKE CONTRACTING, FOREST LAKE, MN, LOWEST RESPONSIBLE BIDDER, IN THE AMOUNT OF \$562,284.81. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

BIDS WERE RECEIVED AS FOLLOWS FOR BITUMINOUS SURFACING ON COUNTY HIGHWAY NO. 55, PROJECT NO. CP 89-5501:

HARDRIVES \$255,517.25  
 VALLEY PAVING, INC. \$265,862.11  
 ALEXANDER CONSTRUCTION \$274,569.30  
 W.B. MILLER, INC. \$290,318.35

COMMISSIONER LARKIN MOVED TO AWARD CP 89-5501, BITUMINOUS SURFACING ON COUNTY HIGHWAY NO. 55 TO HARDRIVES, INC., MAPLE GROVE, MN, LOWEST RESPONSIBLE BIDDER, IN THE AMOUNT OF \$255,517.25. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

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CONTRACT MODIFICATION IN THREE STORY ADDITION - COMMISSIONER SCHEEL MOVED TO MODIFY THE CONTRACT FOR THE THREE STORY ADDITION TO THE GOVERNMENT CENTER TO ALLOW THE ACCOUNTING DEPARTMENT TO MOVE TO THE FIFTH FLOOR. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

J.A.R. BRIDGE - THE PUBLIC WORKS DIRECTOR PRESENTED AN UPDATE AND RECOMMENDATION ON STAFF FINDINGS REGARDING THE J.A.R. BRIDGE, INC. COMMISSIONER MCMULLEN MOVED TO APPROVE THE RECOMMENDATIONS AS PRESENTED, WITH THE MODIFICATION THAT DAKOTA AND WASHINGTON COUNTY INCLUDE IN THEIR DISCUSSIONS, CITIES WHICH MAY BE AFFECTED BY THE BRIDGE. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

ARCHITECT SERVICE CONTRACT FOR LAW ENFORCEMENT CENTER PROJECT - COMMISSIONER EVERT MOVED TO APPROVE THE CONTRACT WITH BWBR FOR ARCHITECTURAL SERVICES FOR THE LAW ENFORCEMENT CENTER PROJECT. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

#### GENERAL ADMINISTRATION

#### AUGUST MEETING DATES

COMMISSIONER SCHEEL MOVED TO NOT MEET ON AUGUST 15, 1989. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

COUNTY BOARD WORKSHOP WITH HRA - THE BOARD SET AUGUST 22, 1989 AS THE DATE FOR A WORKSHOP SESSION WITH HRA TO BE HELD IN THE COTTAGE GROVE AREA.

THE BOARD ALSO SET AUGUST 22, 1989 AS THE DATE FOR THE ANNUAL LUNCHEON WITH THE SOIL AND WATER CONSERVATION DISTRICT, TO BE HELD PRIOR TO THE BOARD WORKSHOP WITH HRA.

CRIMINAL JUSTICE COORDINATING COMMITTEE - THE BOARD DISCUSSED ESTABLISHMENT OF A CRIMINAL JUSTICE COORDINATING COMMITTEE. COMMISSIONER SCHEEL MOVED TO BRING THIS MATTER BACK AS AN AGENDA ITEM FOR FURTHER DISCUSSION. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

#### BOARD CORRESPONDENCE

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE INCLUDING A LETTER FROM MR. AND MRS. GEB KUENG REGARDING A COLLECTION OF NATIONAL GEOGRAPHIC MAGAZINES, REFERRED TO ADMINISTRATION.

AUGUST 1, 1989

ADJOURNMENT

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD COMMISSIONER MCMULLEN MOVED TO ADJOURN, SECONDED BY COMMISSIONER EVERT AND IT WAS ADOPTED UNANIMOUSLY. THE BOARD MEETING ADJOURNED AT 10:35 A.M., FOLLOWED BY 1990 DEPARTMENT BUDGET HEARINGS WITH COMMUNITY SOCIAL SERVICES, COURT SERVICES AND PUBLIC HEALTH.



JOHN V. JERGENS, CHAIRMAN  
COUNTY BOARD

ATTEST:



CHARLES J. SWANSON  
COUNTY ADMINISTRATOR

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
AUGUST 8, 1989

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 9:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, SCHEEL AND LARKIN. ABSENT, COMMISSIONER JERGENS. VICE-CHAIRMAN SCHEEL PRESIDED. ALSO PRESENT WERE VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; DICK ARNEY, COUNTY ATTORNEY; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; JEFF HANSON, INTERGOVERNMENTAL RELATIONS COORDINATOR; FRED FEUERPFEL, DIRECTOR JOB TRAINING CENTER; JOHN FRANZEN, RECORDER; RICHARD STAFFORD, AUDITOR-TREASURER; JIM TRUDEAU, SHERIFF; AND MARY LUTH, DIRECTOR PUBLIC HEALTH.

**CONSENT CALENDAR**

COMMISSIONER LARKIN MOVED, SECONDED BY COMMISSIONER MCMULLEN TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL OF THE WEEKLY BILL LIST IN THE AMOUNT OF \$119,946.77.  
(A COMPLETE COPY OF THE BILL LIST IS ON FILE IN THE AUDITOR-TREASURER'S OFFICE.)
2. APPROVAL OF THE JULY 25, 1989 BOARD MEETING MINUTES.
3. APPROVAL OF APPLICATIONS FOR REDUCTION OF REAL ESTATE VALUES AS FOLLOWS:

<u>NAME</u>	<u>PARCEL NUMBER</u>	<u>AMOUNT REDUCED TO/ YEAR PAYABLE</u>
NORMAN JACKSON	28385-2125	738.28 /89
PAUL & LISA PRICE	28495-2950	674.22 /89
C. ROBERT BINGER	30190-4100	REJECTED
NEIL R. FAGERHAUGH	93025-2750	129.86 /89
VALLEY BRANCH WATERSHED	37021-2350	EXEMPT /89
DARRELL & DARLENE ANDERSON	44810-4650	7,139.10 /89
DARRELL & DARLENE ANDERSON	44810-4700	761.68 /89
DARRELL & DARLENE ANDERSON	44810-4650	7,008.70 /88
DARRELL & DARLENE ANDERSON	44810-4700	713.50 /88
LEO M. STEINER	54530-2275	104.10 /89
LEO M. STEINER	54530-2300	78.32 /89
LEO M. STEINER	54530-2325	155.64 /89
LEO M. STEINER	54530-2350	155.64 /89
LEO M. STEINER	54530-2375	104.10 /89
LEO M. STEINER	54530-2400	104.10 /89
LEO M. STEINER	54530-2425	78.32 /89
LEO M. STEINER	54530-2450	155.64 /89
MN TRANSPORTATION MUSEUM	09021-1200	184.02 /89
MN TRANSPORTATION MUSEUM	09021-1201	662.06 /89
MN TRANSPORTATION MUSEUM	09270-6050	121.00 /89
MN TRANSPORTATION MUSEUM	09270-6055	53.00 /89
MN TRANSPORTATION MUSEUM	09270-6930	184.02 /89
MN TRANSPORTATION MUSEUM	09270-7470	714.06 /89
KERN & PAULEY	10200-2450	35,665.32 /89
DEL'S LAWN & LOG	10691-4970	8,707.66 /89
JAMES N. FRANCIS	11540-2250	550.16 /89
JAMES N. FRANCIS	11540-2250	499.28 /88
WAYNE G. WOHLERS	10691-5330	5,086.50 /89
WAYNE G. WOHLERS	10691-5330	4,450.88 /88
WAYNE G. WOHLERS	10691-5330	4,380.44 /87
J & J INVESTMENTS	72183-2300	26,874.52 /89



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<u>NAME</u>	<u>PARCEL NUMBER</u>	<u>AMOUNT REDUCED TO/ YEAR PAYABLE</u>
BETH & BRAD LARSON	73475-2250	REJECTED
WILLIAM PROETZ	73650-2300	REJECTED
GREGORY & LORENE CLARK	78016-3030	REJECTED
GREGORY & LORENE CLARK	78016-3035	REJECTED
ELLSWORTH KNEAL	79678-2450	294.18 /89
ELLWORTH KNEAL	79678-2450	261.84 /88
GERALD HOOVER	81001-2280	416.14 /89
GERALD HOOVER	81001-2280	397.76 /88
DONALD L. WATSON	81013-2350	2,091.58 /89
MIKE E. ANDERSON	81036-2550	983.46 /89
MARK & DEBBY BANKEN	81673-2450	1,756.18 /89
WILLIAM HUERSTEL & I. SOLVEIG	81741-2100	REJECTED
WILLIAM HEURSTEL & I. SOLVEIG	81741-2150	REJECTED
MN TRANSPORTATION MUSEUM	83023-4000	5,392.22 /89
THOMAS B. OBST	91035-2650	REJECTED
WASHINGTON COUNTY	92001-0001	EXEMPT /89
MN TRANSPORTATION MUSEUM	95019-2901	4,382.88 /89

## APPROVAL OF HOMESTEAD CLASSIFICATIONS AS FOLLOWS:

MICHAEL D. HAYES ('87, '88, '89); GERALD B. STENSON, (1989); HARLAN BRUETTE, (1989); JAMES MARTIN JOHNSON, (1989); MICHELLE BRUETTE, (1989); AND TIM MOOSBRUGGER (1989).

4. ADOPTION OF **RESOLUTION NO. 89-78**, AS FOLLOWS:

## SALE OF TAX FORFEITED LAND

BE IT HEREBY RESOLVED THAT THE PARCELS OF LAND FORFEITED TO THE STATE FOR NON-PAYMENT OF TAXES APPEARING ON THE LIST FILED WITH THE COUNTY AUDITOR-TREASURER, BE CLASSIFIED AS NON-CONSERVATION: THAT THE PARCELS HAVE BEEN APPRAISED AS PROVIDED BY MINNESOTA STATUTE CHAPTER 282; THAT THE PARCELS SHALL BE OFFERED FOR SALE BY THE COUNTY AUDITOR-TREASURER, SAID SALE TO COMMENCE AT 9:00 A.M. ON THE 13TH DAY OF NOVEMBER, 1989; AND THAT THE COUNTY AUDITOR-TREASURER IS HEREBY DIRECTED TO PUBLISH A NOTICE OF SALE AS PROVIDED BY LAW.

BE IT FURTHER RESOLVED, THAT THE TERMS OF SALE SHALL BE FOR CASH ONLY.

5. APPROVAL OF RECLASSIFICATION OF COURT AIDE II TO COURT AIDE III IN COURT ADMINISTRATOR'S OFFICE RETROACTIVE TO JULY 9, 1989.
6. APPROVAL TO AMEND ENDING DATE FOR A PERSONAL LEAVE OF ABSENCE, WITHOUT PAY, FOR PATTY BEHRENBRINKER, COURT SERVICES DEPARTMENT, TO A NEW TERM ENDING OCTOBER 16, 1989.
7. APPROVAL TO REAPPOINT THE FOLLOWING TO THE PRIVATE INDUSTRY COUNCIL (PIC) TO A NEW TERM OF 6/30/91: JUDY PETERSON, BILL MATHEWS, PHILIP JACKSON, DEAN FUNKE AND FLOYD NETTLETON.
8. APPROVAL TO APPOINT THE FOLLOWING TO THE PRIVATE INDUSTRY COUNCIL (PIC): JOHN WEIDENBACH, BARB SWANSON, AND CLIFF RUSCHMEYER.

THE FOREGOING CONSENT CALENDAR WAS UNANIMOUSLY ADOPTED; COMMISSIONER JERGENS ABSENT.

AUGUST 8, 1989

**COUNTY ATTORNEY'S OFFICE**

THE COUNTY ATTORNEY PRESENTED HIS REQUEST FOR IMMEDIATE HIRE OF A COUNTY ATTORNEY II POSITION, LEVEL A-G. COMMISSIONER LARKIN MOVED, SECONDED BY COMMISSIONER MCMULLEN TO APPROVE THE COUNTY ATTORNEY'S REQUEST. UPON FURTHER DISCUSSION BY THE BOARD, COMMISSIONERS LARKIN AND MCMULLEN WITHDREW THEIR MOTION AND SECOND. COMMISSIONER LARKIN MOVED TO TABLE THE COUNTY ATTORNEY'S REQUEST FOR IMMEDIATE HIRE OF COUNTY ATTORNEY II POSITION, LEVEL A-G TO THE NEXT BOARD MEETING FOR FURTHER DISCUSSION. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER JERGENS ABSENT.

**SHERIFF'S DEPARTMENT**

THE COUNTY SHERIFF INTRODUCED DR. ELSON, ST. CROIX VALLEY CLINIC, WHO UPDATED THE BOARD ON HEALTH CARE FOR INMATES IN THE COUNTY JAIL. COMMISSIONER MCMULLEN MOVED THAT A COMMITTEE BE ESTABLISHED REPRESENTING THE PUBLIC HEALTH DEPARTMENT AND SHERIFF'S DEPARTMENT TO EXPLORE THE POSSIBILITY OF COUNTY PUBLIC HEALTH NURSES BEING INVOLVED IN THE HEALTH CARE OF COUNTY INMATES. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER JERGENS ABSENT.

**GENERAL ADMINISTRATION**

THE DEPUTY ADMINISTRATOR ANNOUNCED THAT OCTOBER 27, 1989 HAS BEEN SELECTED AS "CAPITOL FOR A DAY".

**PUBLIC BUDGET HEARING DATE**

COMMISSIONER EVERT MOVED TO SET THE PUBLIC BUDGET HEARING FOR OCTOBER 25, 1989, 7:00 P.M. IN THE WASHINGTON COUNTY BOARD ROOM. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER JERGENS ABSENT.

COMMISSIONER MCMULLEN MOVED TO SET A FOLLOW UP DATE FOR PUBLIC BUDGET HEARING FOR OCTOBER 30, 1989, 7:00 P.M. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER JERGENS ABSENT.

**OCTOBER MEETING DATES**

IT WAS COUNTY BOARD CONSENSUS TO NOT MEET ON OCTOBER 31, 1989 (FIFTH TUESDAY).

**BOARD CORRESPONDENCE**

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE.

AUGUST 8, 1989

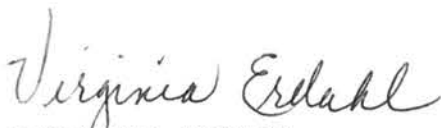
ADJOURNMENT

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER EVERT MOVED TO ADJOURN, SECONDED BY COMMISSIONER MCMULLEN AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER JERGENS ABSENT. THE BOARD MEETING ADJOURNED AT 10:20 A.M., FOLLOWED BY 1990 DEPARTMENT BUDGET HEARINGS WITH CENTRAL SERVICES, MIS, HUMAN RESOURCES, AND HOUSING AND REDEVELOPMENT AUTHORITY.



DONALD G. SCHEEL, VICE-CHAIRMAN  
COUNTY BOARD

ATTEST:



VIRGINIA ERDAHL

DEPUTY ADMINISTRATOR

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
AUGUST 22, 1989**

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 9:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, SCHEEL AND LARKIN. DUE TO THE RECENT DEATH OF DISTRICT 1 COMMISSIONER, ACTING CHAIRMAN SCHEEL PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; DICK ARNEY, COUNTY ATTORNEY; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; JUDY HONMYHR, HUMAN RESOURCES DIRECTOR; JIM SCHUG, DIRECTOR SOCIAL SERVICES; MARY LUTH, DIRECTOR PUBLIC HEALTH; ZACK HANSEN, PUBLIC HEALTH; DON WISNIEWSKI, DIRECTOR PUBLIC WORKS; ROBERT LOCKYEAR, PLANNING COORDINATOR; DENNIS O'DONNELL, PLANNING DEPARTMENT; RICHARD STAFFORD, AUDITOR-TREASURER; AND TOM GREEDER, ASSISTANT AUDITOR-TREASURER.

THE MEETING WAS CALLED TO ORDER BY ACTING CHAIRMAN DONALD SCHEEL WHO ASKED THAT ALL THOSE PRESENT STAND FOR A MOMENT OF SILENCE IN MEMORY OF COUNTY COMMISSIONER AND BOARD CHAIRMAN JOHN JERGENS, WHO DIED ON AUGUST 18, 1989.

THE COUNTY ADMINISTRATOR ANNOUNCED THAT COUNTY ATTORNEY'S AGENDA ITEM AND THE BOARD WORKSHOP WITH HRA ARE POSTPONED TO A FUTURE MEETING.

**CONSENT CALENDAR**

COMMISSIONER LARKIN MOVED, SECONDED BY COMMISSIONER MCMULLEN TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL OF THE WEEKLY BILL LIST IN THE AMOUNT OF \$108,247.59.  
(A COMPLETE COPY OF THE BILL LIST IS ON FILE IN THE AUDITOR-TREASURER'S OFFICE.)
2. APPROVAL OF THE AUGUST 1 AND 8 BOARD MEETING MINUTES.
3. APPROVAL OF ON/SALE NON-INTOXICATING MALT LIQUOR LICENSE FOR SCANDIA TACO DAYS, SEPTEMBER 9, 1989.
4. ADOPTION OF THE FOLLOWING RESOLUTIONS:

**RESOLUTION NO. 89-79**

**REPURCHASE OF TAX FORFEITED LAND BY  
LAND AND OAKS, INC.**

WHEREAS, LAND AND OAKS, INC. THE OWNER HAS MADE AND FILED AN APPLICATION WITH THE COUNTY AUDITOR FOR THE REPURCHASE OF THE HEREINAFTER DESCRIBED PARCEL OF TAX FORFEITED LAND, IN ACCORDANCE WITH THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, OF AMENDED, WHICH LAND IS SITUATED IN THE COUNTY OF WASHINGTON, MINNESOTA, AND DESCRIBED AS FOLLOWS, TO-WIT:

AUGUST 22, 1989

LOT 10 BLOCK 2 PID 32640-3250  
HELENA'S LAKEVIEW ADDITION

LOT 13 BLOCK 2 PID 32460-3400  
HELENA'S LAKEVIEW ADDITION FOREST LAKE CITY

;AND WHEREAS, SAID APPLICANT HAS SET FORTH IN HIS APPLICATION THAT HARDSHIP AND INJUSTICE HAS RESULTED BECAUSE OF THE FORFEITURE OF SAID LAND FOR THE FOLLOWING REASONS TO WIT: OPTION FOR PROPERTY HAD BEEN GIVEN TO ANOTHER PARTY WHOSE NAME APPEARED ON THE COUNTY RECORDS AND THE DELINQUENT NOTICE AND FORFEITURE NOTICE WERE SENT TO HIM, CONSEQUENTLY WE DIDN'T REALIZE THE PROPERTY WAS DELINQUENT. REPURCHASE OF SAID LAND BY ME WILL PROMOTE AND BEST SERVE THE PUBLIC INTEREST, BECAUSE A HOME IS BEING CONSTRUCTED ON THE PROPERTY WHICH WILL BRING IN ADDITIONAL REVENUE AND THE PROPERTY WILL GO BACK ON THE TAX ROLLS.

;AND WHEREAS, THIS BOARD IS OF THE OPINION THAT SAID APPLICATION SHOULD BE GRANTED FOR SUCH REASONS,

NOW THEREFORE BE IT RESOLVED, THAT THE APPLICATION OF LAND AND OAKS, INC. FOR THE PURCHASE OF THE ABOVE DESCRIBED PARCEL OF TAX FORFEITED LAND BE AND THE SAME IS HEREBY GRANTED AND THE COUNTY AUDITOR IS HEREBY AUTHORIZED AND DIRECTED TO PERMIT SUCH REPURCHASE ACCORDING TO THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, AS AMENDED.

#### RESOLUTION NO. 89-80

#### REPURCHASE OF TAX FORFEITED LAND BY FUTURE PROPERTIES INC.

WHEREAS, FUTURE PROPERTIES INC. THE OWNER HAS MADE AND FILED AN APPLICATION WITH THE COUNTY AUDITOR FOR THE REPURCHASE OF THE HEREINAFTER DESCRIBED PARCEL OF TAX FORFEITED LAND, IN ACCORDANCE WITH THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, OF AMENDED, WHICH LAND IS SITUATED IN THE COUNTY OF WASHINGTON, MINNESOTA, AND DESCRIBED AS FOLLOWS, TO-WIT:

PT W1/2 OF NE1/4 042821  
DESC AS FOLLOWS COMM AT THE SW COR OF SD NE1/4 THN NLY ALONG THE W LINE OF SD NE1/4 A DIST OF 1510.7 FT THN ELY AT R ANG DIST OF 183FT THN NLY PAR WITH THE W LINE OF SD NE1/4 A DIST OF 334.7 FT TO THE ACTUAL PT OF BEG OF THE LAND TO BE DESC THN CONT NLY ALONG THE LAST DESC LINE A DISTANCE OF 334 FT THN DEFLECT TO THE R 89DEG10' A DIST OF 200 FT THN SLY PAR WITH THE W LINE OF SD NE1/4 A DIST OF 334 FT THN DEFL TO THE R 89DEG10' A DIST OF 200 FT TO THE ACTUAL PT OF BEG  
EXCEPT THAT PART OF THE W1/2 OF NE1/4

DESC AS FOLLOWS COMM AT THE SW COR OF SD NE1/4 THN NLY ALONG THE W LINE OF SD NE1/4 A DIST OF 1845.4 FT TO THE ACTUAL PT OF BEG OF THE LAND TO BE DESC THN ELY AT R ANG A DIST OF 383 FT THN NLY PAR WITH THE W LINE OF SD NE1/4 A DIST OF 272 FT THN WLY AT R ANG A DIST OF 383 FT TO THE W LINE OF SD NE1/4 THN SLY ALONG SD W LINE A DIST OF 272 FT TO THE ACTUAL PT OF BEG SUBJ TO AN EASE OVER & ACROSS THE WLY 33 FT THEREOF FOR RD PURPOSES  
CITY OF WOODBURY PID#72004-2252



AUGUST 22, 1989

;AND WHEREAS, SAID APPLICANT HAS SET FORTH IN HIS APPLICATION THAT HARDSHIP AND INJUSTICE HAS RESULTED BECAUSE OF THE FORFEITURE OF SAID LAND FOR THE FOLLOWING REASONS TO WIT: THE LAND IS NEEDED FOR DEVELOPMENT WITH THE ADJACENT LAND. REPURCHASE OF SAID LAND BY THE OWNER WILL PROMOTE AND BEST SERVE THE PUBLIC INTEREST, BECAUSE THE PROPERTY WILL BE RETURNED TO THE TAX ROLLS AND WILL AID IN THE DEVELOPMENT OF ADJACENT PROPERTY.

;AND WHEREAS, THIS BOARD IS OF THE OPINION THAT SAID APPLICATION SHOULD BE GRANTED FOR SUCH REASONS,

NOW THEREFORE BE IT RESOLVED, THAT THE APPLICATION OF FUTURE PROPERTIES INC. FOR THE PURCHASE OF THE ABOVE DESCRIBED PARCEL OF TAX FORFEITED LAND BE AND THE SAME IS HEREBY GRANTED AND THE COUNTY AUDITOR IS HEREBY AUTHORIZED AND DIRECTED TO PERMIT SUCH REPURCHASE ACCORDING TO THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, AS AMENDED.

#### RESOLUTION NO. 89-81

##### REPURCHASE OF TAX FORFEITED LAND BY MERLINWOOD, INC.

WHEREAS, MERLINWOOD, INC. THE OWNER HAS MADE AND FILED AN APPLICATION WITH THE COUNTY AUDITOR FOR THE REPURCHASE OF THE HEREINAFTER DESCRIBED PARCEL OF TAX FORFEITED LAND, IN ACCORDANCE WITH THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, OF AMENDED, WHICH LAND IS SITUATED IN THE COUNTY OF WASHINGTON, MINNESOTA, AND DESCRIBED AS FOLLOWS, TO-WIT:

OUTLOT A      MERLINWOOD      PID 68100-2000  
CITY OF ST. PAUL PARK

;AND WHEREAS, SAID APPLICANT HAS SET FORTH IN HIS APPLICATION THAT HARDSHIP AND INJUSTICE HAS RESULTED BECAUSE OF THE FORFEITURE OF SAID LAND FOR THE FOLLOWING REASONS TO WIT: THE CORPORATE OFFICES WERE NOT AWARE OF THE FORFEITURE. THE CORPORATION WAS WITHOUT FUNDS DURING THE PERIOD WHEN TAXES ACCRUED. REPURCHASE OF SAID LAND BY THE OWNER WILL PROMOTE AND BEST SERVE THE PUBLIC INTEREST BECAUSE, THE PROPERTY WILL BE RETURNED TO THE TAX ROLLS AND WILL BE DEVELOPED.

;AND WHEREAS, THIS BOARD IS OF THE OPINION THAT SAID APPLICATION SHOULD BE GRANTED FOR SUCH REASONS,

NOW THEREFORE BE IT RESOLVED, THAT THE APPLICATION OF MERLINWOOD, INC. FOR THE PURCHASE OF THE ABOVE DESCRIBED PARCEL OF TAX FORFEITED LAND BE AND THE SAME IS HEREBY GRANTED AND THE COUNTY AUDITOR IS HEREBY AUTHORIZED AND DIRECTED TO PERMIT SUCH REPURCHASE ACCORDING TO THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, AS AMENDED.

#### RESOLUTION NO. 89-82

##### CONVEYANCE OF TAX FORFEITED LAND BY STILLWATER TOWNSHIP

WHEREAS, THE COUNTY BOARD OF WASHINGTON COUNTY, MINNESOTA HAS EXAMINED INTO THE ALLEGATIONS OF THE APPLICATIONS OF THE TOWNSHIP OF STILLWATER DATED JULY 27, 1989, FOR THE CONVEYANCE OF CERTAIN LANDS

AUGUST 22, 1989

DESCRIBED AS FOLLOWS:

PARCEL NO. 95007-2580      PARCEL NO. 95008-2400

THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF WASHINGTON COUNTY, MINNESOTA, THAT IT HEREBY APPROVES SAID APPLICATIONS AND RECOMMENDS THAT THE SAME BE GRANTED.

**RESOLUTION NO. 89-83**

CONVEYANCE OF TAX FORFEITED LAND BY  
THE CITY OF STILLWATER

WHEREAS, THE COUNTY BOARD OF WASHINGTON COUNTY, MINNESOTA HAS EXAMINED INTO THE ALLEGATIONS OF THE APPLICATIONS OF THE CITY OF STILLWATER DATED AUGUST 4, 1989, FOR THE CONVEYANCE OF CERTAIN LANDS DESCRIBED AS FOLLOWS:

PARCEL NO. 9033-3025	PARCEL NO. 9270-2035
PARCEL NO. 9400-2000	PARCEL NO. 10980-5050
PARCEL NO. 10691-4000	PARCEL NO. 11080-2001
PARCEL NO. 11080-2002	PARCEL NO. 11080-2003
PARCEL NO. 11080-2004	PARCEL NO. 11080-2005
PARCEL NO. 11080-2110	PARCEL NO. 11221-6940

THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF WASHINGTON COUNTY, MINNESOTA, THAT IT HEREBY APPROVES SAID APPLICATIONS AND RECOMMENDS THAT THE SAME BE GRANTED.

5. AUTHORIZATION TO RENEW TELEPHONE MAINTENANCE CONTRACT WITH TEL PLUS COMMUNICATIONS, INC., FOR PERIOD JULY 1, 1989 THROUGH JUNE 30, 1990.
6. APPROVAL TO SOLICIT REQUEST FOR PROPOSALS FOR AN OFFICE SUPPLY CONTRACT FOR OCTOBER 1, 1989 THROUGH SEPTEMBER 30, 1990 WITH OPTION TO RENEW TWO CONSECUTIVE TWELVE MONTH PERIODS.
7. APPROVAL OF CONTRACT WITH KINDER-CARE LEARNING CENTERS, INC.
8. ADOPTION OF **RESOLUTION NO. 89-84** AS FOLLOWS:

SOCIAL SERVICE AND ECONOMIC  
ASSISTANCE ACTIONS FOR JULY, 1989

WHEREAS, MINNESOTA STATUTES, CHAPTER 393.07 ESTABLISHES THE POWERS AND THE DUTIES OF THE COUNTY WELFARE BOARD INCLUDING THE AUTHORITY TO OPEN, CLOSE, DENY, OR SUSPEND SERVICES AND GRANTS PROVIDED UNDER THE SOCIAL SERVICE AND ECONOMIC ASSISTANCE PROGRAMS IT ADMINISTERS; AND

WHEREAS, IN WASHINGTON COUNTY, THE POWERS AND DUTIES OF THE WELFARE BOARD ARE CARRIED OUT BY THE COUNTY BOARD OF COMMISSIONERS; AND

WHEREAS, THE SOCIAL SERVICE AND ECONOMIC ASSISTANCE PROGRAMS ARE ADMINISTERED BY THE COMMUNITY SOCIAL SERVICES DEPARTMENT.

NOW, THEREFORE, BE IT RESOLVED THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS APPROVE ALL SOCIAL SERVICE AND ECONOMIC ASSISTANCE ACTIONS FOR JULY AS DOCUMENTED IN THE RECORDS MAINTAINED BY THE COMMUNITY SOCIAL SERVICES DEPARTMENT.

AUGUST 22, 1989

9. AUTHORIZATION TO EXTEND CONTRACT FOR SERVICES TO THE GUARDIAN AD LITEM PROGRAM TO OCTOBER 30, 1989, OR UNTIL NEW CONTRACTS ARE NEGOTIATED, WHICHEVER OCCURS FIRST.
10. APPROVAL OF COUNTY PAID MEDICAL/HOSPITALIZATION INSURANCE PREMIUMS IN ACCORDANCE WITH SECTION 11.D, FOR RETIRING EMPLOYEE DAVID OTTO.
11. ADOPTION OF **RESOLUTION NO. 89-85** AS FOLLOWS:

AGREEMENT WITH MN/DOT ON CONSTRUCTION  
OF CSAH 21 IN LAKE ST. CROIX BEACH

BE IT RESOLVED THAT THE COUNTY OF WASHINGTON ENTER INTO AN AGREEMENT NO. 66143 WITH THE STATE OF MINNESOTA, DEPARTMENT OF TRANSPORTATION FOR THE FOLLOWING PURPOSES, TO-WIT:

TO PROVIDE FOR PAYMENT BY THE STATE TO THE COUNTY OF THE STATE'S SHARE OF THE COST OF TURN LANE AND BY-PASS LANE CONSTRUCTION TO BE PERFORMED ON TRUNK HIGHWAY NO. 95 IN LAKE ST. CROIX BEACH IN ACCORDANCE WITH PLANS DESIGNATED BY THE COUNTY AS COUNTY PROJECT NO. 89-3101 AND BY THE STATE AS STATE PROJECT NO. 8202-24 (T.H. 95-95) AND STATE AID PROJECT NO. 82-631-01.

BE IT FURTHER RESOLVED THAT THE CHAIRMAN OF THE COUNTY BOARD AND THE COUNTY ADMINISTRATOR ARE HEREBY AUTHORIZED AND DIRECTED TO EXECUTE SUCH AGREEMENT.

12. AUTHORIZATION FOR CHAIRMAN AND ADMINISTRATOR TO EXECUTE AN AGREEMENT WITH SCHWARTZ/WEBER ARCHITECTS FOR DESIGN OF THE SQUARE LAKE PARK BEACH BUILDING.
13. INFORMATION ONLY REPORT ON THE BAILEY PARK PROPERTY.
14. APPROVAL OF THE PLAT OF ST. CROIX HARBOR, DENMARK TOWNSHIP.
15. INFORMATION ONLY REPORT ON RECORDER FEES FOR THE MONTH OF JULY, 1989.

THE FOREGOING CONSENT CALENDAR WAS UNANIMOUSLY ADOPTED.

**COMMUNITY SOCIAL SERVICES**

COMMISSIONER MCMULLEN MOVED TO AUTHORIZE THE HIRE OF A .3 FTE ELIGIBILITY TECHNICIAN ON AN INTERMITTENT STATUS TO COVER VACANCIES IN THE ECONOMIC ASSISTANCE DIVISION OF THE COMMUNITY SOCIAL SERVICES DEPARTMENT. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

AUGUST 22, 1989

AUDITOR-TREASURER'S OFFICE

ACCOUNTS PAYABLE POLICY - COMMISSIONER LARKIN MOVED TO ADOPT  
RESOLUTION NO. 89-86 AS FOLLOWS:

POLICY AND PROCEDURES  
FOR PAYMENT OF COUNTY OBLIGATIONS

WHEREAS, WASHINGTON COUNTY DESIRES TO UPDATE ITS  
ACCOUNTS PAYABLE PROCEDURE, AND

WHEREAS, CHAPTER 13 SESSION LAWS OF 1989 HAVE  
GRANTED SUCH AUTHORITY TO WASHINGTON COUNTY, AND

WHEREAS, CHAPTER 13 REQUIRES THE COUNTY BOARD TO  
ADOPT PROCEDURES THAT INCLUDE REGULAR AND FREQUENT  
REVIEW OF THE PROCESS, AND

WHEREAS, WASHINGTON COUNTY HAS APPROVED OF THIS  
ACT BY COMPLYING WITH M.S. 645.021 (3).

THEREFORE BE IT RESOLVED, THAT THE FOLLOWING  
POLICY AND PROCEDURES ARE HEREBY ENACTED AND  
ADOPTED EFFECTIVE SEPTEMBER 1, 1989:

1. DEPARTMENT HEADS OR THEIR DESIGNEES SHALL  
VALIDATE PERTINENT CLAIMS AGAINST THE COUNTY  
AND ORIGINATE PURCHASE ORDERS.
2. THE ACCOUNTING DEPARTMENT SHALL VALIDATE AND  
PROCESS PURCHASE ORDERS.
3. THE AUDITOR-TREASURER SHALL CONTROL CHECK  
INVENTORY AND SIGNATURE PLATES. CHECKS SHALL  
NO LONGER BE IDENTIFIED AS "COMMISSIONER  
WARRANTS" OR "AUDITOR WARRANTS".
4. COUNTY CHECKS SHALL BE MECHANICALLY SIGNED BY  
THE CHAIRMAN OF THE BOARD AND THE  
AUDITOR-TREASURER OR THEIR RESPECTIVE  
DESIGNEES.
5. THE MIS DEPARTMENT SHALL PRINT AUTHORIZED  
CHECKS AND PROCESS THEM THROUGH A CHECK  
SIGNING DEVICE UNDER THEIR CONTROL. THE  
AUDITOR-TREASURER'S OFFICE SHALL CONTROL THE  
SIGNATURE PLATE AND OBSERVE THE SIGNING OF  
CHECKS.
6. THE AUDITOR-TREASURER'S OFFICE SHALL MAIL  
CHECKS IN A TIMELY MANNER.
7. THE AUDITOR-TREASURER'S OFFICE SHALL CONDUCT  
MONTHLY CHECK RECONCILIATION.
8. THE AUDITOR-TREASURER'S OFFICE AND/OR  
INTERNAL AUDITOR SHALL CONDUCT REGULAR AND  
FREQUENT ACCOUNTS PAYABLE AUDITS.
9. THE ACCOUNTING DEPARTMENT SHALL MAINTAIN A  
LIST OF ALL CHECKS ISSUED.
10. THE INTERNAL AUDITOR SHALL AUDIT COMPLIANCE  
WITH THIS POLICY AND REPORT VARIANCES AS  
APPROPRIATE.

BE IT FURTHER RESOLVED, THAT UPON ADOPTION, THIS  
ACTION WILL BECOME A PART OF THE FISCAL POLICY  
ADOPTED IN RESOLUTION 83-112, DATED OCTOBER 11,  
1983.

AUGUST 22, 1989

COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

**NOTICE OF 1990 BUDGET HEARING** - THE AUDITOR-TREASURER PRESENTED A DRAFT NEWSPAPER AD OUTLINING PUBLIC HEARING DATES FOR THE COUNTY'S 1990 BUDGET AND TAX LEVY. SAID NOTICE WILL BE PUBLISHED ACCORDING TO STATE STATUTE AND SETS HEARING DATES FOR 7:00 P.M., OCTOBER 25, AND 30, 1989, AT THE GOVERNMENT CENTER.

**SPECIAL ELECTION CALENDAR** - THE AUDITOR-TREASURER PRESENTED THE SPECIAL ELECTION CALENDAR SCHEDULED TO FILL THE VACANCY IN THE OFFICE OF COUNTY COMMISSIONER FIRST DISTRICT.

**PUBLIC HEALTH DEPARTMENT**

PUBLIC HEALTH DEPARTMENT STAFF REPORTED ON ISSUES RELATED TO A PETITION BY THE CITY OF LAKELAND FOR ENVIRONMENTAL REVIEW OF A CONTAMINATED SOIL PROCESSING OPERATION, AND REQUESTED BOARD APPROVAL TO DRAFT A LETTER TO MPCA WHICH EXPLAINS THE PROBLEM AND REQUESTS THEIR COOPERATION. COMMISSIONER LARKIN MOVED TO AUTHORIZE A LETTER TO BE SENT TO THE MPCA REQUESTING THEIR COOPERATION IN COORDINATING SPILL RESPONSE/CONTAMINATED SOIL DISPOSAL. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

**SHERIFF'S DEPARTMENT**

MR. DENNIS FALENSCHEK, MINNESOTA DEPARTMENT OF CORRECTIONS DETENTION PROGRAM MANAGER, ADDRESSED THE BOARD REGARDING COUNTY BOARD PROGRESS IN PLANNING FOR A NEW COUNTY JAIL FACILITY. MR. FALENSCHEK WILL BRING BACK A DRAFT SCHEDULE FOR BOARD APPROVAL WITHIN THE NEXT 60 DAYS.

**GENERAL ADMINISTRATION**

**ELECTION OF VICE-CHAIRMAN FOR 1989** - NOMINATIONS WERE DECLARED OPEN FOR VICE-CHAIRMAN OF THE WASHINGTON COUNTY BOARD OF COMMISSIONERS FOR THE REMAINDER OF 1989. COMMISSIONER SCHEEL NOMINATED PHILL MCMULLEN FOR VICE-CHAIRMAN OF THE WASHINGTON COUNTY BOARD OF COMMISSIONERS. THERE WERE NO FURTHER NOMINATIONS AND COMMISSIONER MCMULLEN WAS UNANIMOUSLY ELECTED VICE-CHAIRMAN OF THE WASHINGTON COUNTY BOARD OF COMMISSIONERS FOR THE REMAINDER OF 1989.

**BOARD CORRESPONDENCE**

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE INCLUDING A LETTER FROM THE STATE DEPARTMENT OF HUMAN SERVICES REGARDING CHILDREN ADMITTED TO REGIONAL TREATMENT CENTERS; A LETTER FROM STATE SENATOR DIESSNER, REGARDING A MEETING WITH THE LEGISLATIVE DELEGATION; AND A LETTER FROM THE CITY OF STILLWATER CONCERNING MODIFICATION OF



AUGUST 22, 1989

DEVELOPMENT PROGRAM AND TAX INCREMENT FINANCING PLAN FOR DISTRICT 1.

ADJOURNMENT

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD COMMISSIONER LARKIN MOVED FOR ADJOURNMENT, SECONDED BY COMMISSIONER MCMULLEN AND IT WAS ADOPTED UNANIMOUSLY. THE MEETING ADJOURNED AT 10:15 A.M.



DONALD G. SCHEEL, ACTING CHAIRMAN  
COUNTY BOARD

ATTEST:



CHARLES J. SWANSON  
COUNTY ADMINISTRATOR

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
AUGUST 29, 1989

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 9:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, AND LARKIN. ABSENT COMMISSIONER SCHEEL. DISTRICT 1 COMMISSIONER OFFICE VACANT. VICE CHAIRMAN MCMULLEN PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; JEFF HANSON, INTERGOVERNMENTAL RELATIONS COORDINATOR; RICHARD SLIVIK, DIRECTOR CENTRAL SERVICES; JOHN DEVINE, CONTROLLER; MARIE SUNLITIS, COURT ADMINISTRATOR; BOB LOCKYEAR, PLANNING COORDINATOR; LOIS YELLOWTHUNDER, PLANNING; AND JANE HARPER, PLANNING.

CONSENT CALENDAR

COMMISSIONER EVERT MOVED, SECONDED BY COMMISSIONER LARKIN TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL OF THE WEEKLY BILL LIST IN THE AMOUNT OF \$203,529.17.  
(A COMPLETE COPY OF THE BILL LIST IS ON FILE IN THE AUDITOR-TREASURER'S OFFICE.)
2. AUTHORIZATION TO SPEND \$200 ON A COUNTY WIDE SCHOOL DISTRICT HISTORICAL ESSAY CONTEST AS PART OF THE COUNTY'S 140TH ANNIVERSARY CELEBRATION.
3. AUTHORIZATION FOR COUNTY ENGINEER TO ENTER INTO AGREEMENT WITH WISCONSIN CENTRAL LTD. RAILROAD FOR GRADE CROSSING IMPROVEMENT OF TWO GRADE CROSSINGS ON CSAH 15.
4. ADOPTION OF **RESOLUTION NO. 89-87** AS FOLLOWS:

AUTHORIZING THE CONVEYANCE OF THE STIFTER  
GRAVEL PIT AND ESTABLISHING RESTORATION TIMETABLE

WHEREAS, WASHINGTON COUNTY IS THE OWNER OF A GRAVEL PIT LOCATED ON NORELL AVENUE NORTH IN MAY TOWNSHIP, COMMONLY KNOWN AS THE STIFTER PIT; AND

WHEREAS, WASHINGTON COUNTY WOULD LIKE TO CONVEY THE STIFTER PIT TO MAY TOWNSHIP ON THE CONDITION THAT IT BE USED FOR PUBLIC PURPOSES; AND

WHEREAS, MAY TOWNSHIP WOULD ACCEPT THE STIFTER PIT TO BE USED FOR PUBLIC PURPOSES UPON CONDITION THAT WASHINGTON COUNTY PERFORM CERTAIN RESTORATION WORK; AND

WHEREAS, WASHINGTON COUNTY AGREES TO PERFORM THE REQUESTED RESTORATION WORK,

NOW, THEREFORE, BE IT RESOLVED, THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS HEREBY AUTHORIZES ITS CHAIRMAN AND ADMINISTRATOR TO EXECUTE ON BEHALF OF WASHINGTON COUNTY THE QUIT CLAIM DEED ATTACHED HERETO AS EXHIBIT A.

AUGUST 29, 1989

BE IT FURTHER RESOLVED THAT WASHINGTON COUNTY SHALL PERFORM THE FOLLOWING RESTORATION WORK ON THE SCHEDULE:

TO FREEZE UP 1989: HAUL IN FILL MATERIAL FOR HOLE, REMOVE GRAVEL STOCKPILE, START SHAPING SLOPES WITH FILL MATERIAL.

THAW OF 1990 TO NOVEMBER 1, 1990: HAUL IN TOP SOIL, FINISH AND SEED SLOPES.

EXHIBIT A

THAT PART OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 22 AND THAT PART OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 27, ALL IN TOWNSHIP 31 NORTH, RANGE 20, MAY TOWNSHIP, WASHINGTON COUNTY, MINNESOTA, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 22; THENCE NORTH 00 DEGREES 00 MINUTES 43 SECONDS WEST, ALONG THE WEST LINE OF SAID SECTION 22, A DISTANCE OF 168.30 FEET; THENCE NORTH 89 DEGREES 59 MINUTES 17 SECONDS EAST, 59.38 FEET TO THE POINT OF BEGINNING OF THE PARCEL TO BE DESCRIBED; THENCE NORTH 89 DEGREES 59 MINUTES 17 SECONDS EAST, 760.62 FEET TO A POINT, SAID POINT ALSO BEING THE NORTHEAST CORNER OF A PARCEL DESCRIBED IN BOOK 292 OF DEEDS, PAGE 567, AS RECORDED AND ON FILE IN THE OFFICE OF COUNTY RECORDER, WASHINGTON COUNTY, MINNESOTA; THENCE SOUTH 00 DEGREES 00 MINUTES 43 SECONDS EAST, 584.50 FEET TO A POINT, SAID POINT ALSO BEING THE NORTHEAST CORNER OF A PARCEL DESCRIBED IN DOCUMENT NO. 464745, AS RECORDED AND ON FILE IN THE OFFICE OF THE COUNTY RECORDER, WASHINGTON COUNTY, MINNESOTA; THENCE SOUTH 89 DEGREES 59 MINUTES 17 SECONDS WEST, 621.36 FEET TO A POINT, SAID POINT ALSO BEING THE NORTHWEST CORNER OF A PARCEL DESCRIBED IN SAID DOCUMENT NO. 464745; THENCE NORTH 24 DEGREES 39 MINUTES 28 SECONDS WEST, 165.41 FEET; THENCE NORTHWESTERLY 131.50 FEET ALONG A TANGENTIAL CURVE CONCAVE TO THE NORTHEAST HAVING A RADIUS OF 731.98 FEET AND A CENTRAL ANGLE OF 10 DEGREES 17 MINUTES 36 SECONDS; THENCE NORTHWESTERLY 33.82 FEET ALONG A COMPOUND CURVE CONCAVE TO THE EAST HAVING A RADIUS OF 253.79 FEET AND A CENTRAL ANGLE OF 07 DEGREES 38 MINUTES 04 SECONDS; THENCE NORTHERLY 221.10 FEET ALONG A COMPOUND CURVE CONCAVE TO THE EAST HAVING A RADIUS OF 3012.78 AND A CENTRAL ANGLE OF 04 DEGREES 12 MINUTES 18 SECONDS; THENCE NORTH 02 DEGREES 31 MINUTES 30 SECONDS WEST, 56.86 FEET TO THE POINT OF BEGINNING.

THIS PARCEL IS BEING CONVEYED WITH THE CONDITION THAT IT BE USED FOR PUBLIC PURPOSES ONLY IT IS HEREBY UNDERSTOOD THAT IF THE CONDITIONED USE CEASES, THE PROPERTY WILL AUTOMATICALLY REVERT BACK TO WASHINGTON COUNTY. THIS CONDITION WILL CONTINUE IN FULL FORCE AND EFFECT UNTIL SPECIFICALLY RELEASED BY WASHINGTON COUNTY.

THE INTENT OF THIS DOCUMENT IS TO CONVEY ALL THAT PART OF THE TWO PARCELS DESCRIBED IN WARRANTY DEEDS RECORDED IN BOOK 214 OF DEEDS, PAGE 354, AND IN BOOK 292 OF DEEDS, PAGE 567, ON FILE IN THE OFFICE OF COUNTY RECORDER, WASHINGTON COUNTY, MINNESOTA, EXCEPT THAT PARCEL PREVIOUSLY CONVEYED TO MAY TOWNSHIP BY QUIT CLAIM DEED AND RECORDED AS SAID DOCUMENT NO. 464745, AND ALSO EXCEPT A 60 FOOT WIDE STRIP TO BE RETAINED BY WASHINGTON COUNTY FOR HIGHWAY PURPOSES.

AUGUST 29, 1989

THE FOREGOING CONSENT CALENDAR WAS UNANIMOUSLY ADOPTED; COMMISSIONER SCHEEL ABSENT.

#### CENTRAL SERVICES

COMMISSIONER LARKIN MOVED TO APPROVE, CONTINGENT UPON COUNTY ATTORNEY REVIEW, THE EXPENDITURE OF \$25,000 IN ADDITIONAL FUNDS TO EXTEND THE CONTRACT FOR MICROFILMING OF COUNTY RECORDS. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER SCHEEL ABSENT.

#### PLANNING DEPARTMENT

COMMISSIONER EVERT MOVED TO ADOPT **RESOLUTION NO. 89-88** AS FOLLOWS:

##### STRATEGIC PLANNING PROCESS

WHEREAS, WASHINGTON COUNTY CONDUCTED ITS FIRST STRATEGIC PLANNING PROCESS IN 1986, AND

WHEREAS, WASHINGTON COUNTY HAS INITIATED ACTIVITIES TO RESOLVE THE FOUR CRITICAL ISSUES IDENTIFIED IN THE 1986 STRATEGIC PLAN, AND

WHEREAS, THERE ARE REMAINING UNRESOLVED ISSUES WHICH NEED TO BE ADDRESSED, AND

WHEREAS, STRATEGIC PLANNING IS AN EFFECTIVE VEHICLE TO SYSTEMATICALLY IDENTIFY AND RESOLVE CRITICAL ISSUES, AND

WHEREAS, STRATEGIC PLANNING WILL ENABLE WASHINGTON COUNTY TO BE MORE PROACTIVE IN MEETING THE NEEDS OF ITS CITIZENS, AND

WHEREAS, WASHINGTON COUNTY WOULD LIKE TO USE STRATEGIC PLANNING TO GUIDE ITS ANNUAL BUDGET DECISIONS IN IMPLEMENTING MULTI-YEAR SOLUTIONS TO CRITICAL ISSUES,

NOW, THEREFORE, BE IT RESOLVED, THAT THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY ENDORSES THE PROPOSED STRATEGIC PLANNING PROCESS, AND

BE IT FURTHER RESOLVED, THAT THE PLANNING DEPARTMENT FACILITATE THE STRATEGIC PLANNING PROCESS AND THAT ALL EXECUTIVE STAFF OF WASHINGTON COUNTY PARTICIPATE IN THE PROCESS TO ENSURE THAT ALL SERVICE AREAS ARE CONSIDERED.

COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER SCHEEL ABSENT.

#### GENERAL ADMINISTRATION

VICE CHAIRMAN MCMULLEN DECLARED NOMINATIONS OPEN FOR CHAIR OF THE WASHINGTON COUNTY BOARD OF COMMISSIONERS FOR THE REMAINDER OF 1989. COMMISSIONER LARKIN NOMINATED DONALD SCHEEL AS CHAIRMAN OF THE WASHINGTON COUNTY BOARD OF COMMISSIONERS FOR THE REMAINDER OF 1989.

AUGUST 29, 1989

THERE WERE NO FURTHER NOMINATIONS AND COMMISSIONER DONALD SCHEEL WAS UNANIMOUSLY ELECTED CHAIRMAN OF THE WASHINGTON COUNTY BOARD OF COMMISSIONERS FOR THE REMAINDER OF 1989.

**BOARD CORRESPONDENCE**

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE INCLUDING A LETTER FROM THE CITY OF STILLWATER CONCERNING THE JUNKER SANITATION COUNTY ORDINANCE VIOLATION; A CITIZEN LETTER CONCERNING INCREASED TAXES; AND SEVERAL CITIZENS LETTERS IN SUPPORT OF PINE POINT PARK HORSE TRAILS.

**ADJOURNMENT**

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER EVERT MOVED TO ADJOURN, SECONDED BY COMMISSIONER LARKIN AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER SCHEEL ABSENT. THE MEETING ADJOURNED AT 9:35 A.M.



PHILLIP R. MCMULLEN, VICE CHAIRMAN  
COUNTY BOARD

ATTEST:



CHARLES J. SWANSON  
COUNTY ADMINISTRATOR



OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
SEPTEMBER 5, 1989

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 10:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, SCHEEL AND LARKIN. ABSENT NONE. DISTRICT 1 COMMISSIONER OFFICE VACANT. CHAIRMAN SCHEEL PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; JUDY HONMYHR, DIRECTOR HUMAN RESOURCES; MARY LUTH, DIRECTOR PUBLIC HEALTH; ZACK HANSEN, PUBLIC HEALTH; SUE HEDLUND, PUBLIC HEALTH; AND DON WISNIEWSKI, DIRECTOR PUBLIC WORKS.

CONSENT CALENDAR

COMMISSIONER LARKIN MOVED, SECONDED BY COMMISSIONER EVERT TO ADOPT THE FOLLOWING CONSENT CALENDAR:

- 1. APPROVAL OF THE AUGUST 22 AND 29 BOARD MEETING MINUTES.
- 2. APPROVAL OF THE RAMSEY WASHINGTON METRO WATERSHED DISTRICT'S 1990-1994 CAPITAL IMPROVEMENTS BUDGET.
- 3. APPROVAL OF THE FOLLOWING APPLICATIONS FOR REDUCTION OF REAL ESTATE VALUES AND HOMESTEAD CLASSIFICATIONS:

NAME	PARCEL NUMBER	AMOUNT REDUCED TO/ YEAR PAYABLE
MARK CHILDS	22118-3440	1,859.96 /89
MARK CHILDS	22118-3440	1,628.10 /88
THOMAS & KATHLEEN MAHIGAN	27457-2475	3,456.56 /89
LINDA STRACHOTA	28220-4320	1,143.30 /89
DENISE FROST	34870-0006	0 /89
CLARENCE N. JENSEN	87883-2200	REJECTED
MICHAEL JENSEN	09850-7640	709.40 /89
GREGORY & LORENE CLARK	78016-3030	1,409.12 /88
GREGORY & LORENE CLARK	78016-3035	930.78 /88
CAROL L. CROWLEY	81125-3650	REJECTED
ESTHER SOVDE	81745-2950	0 /89

HOMESTEAD CLASSIFICATIONS

JOHN & MARILYN RUDDY, (1/2 '89); JAMES & JOLENE BOREK, (1989); LAURA CHRISTIANSON, (1989); ROBERT MCKAY, (1989); WILLIAM GRAY, (1989); LEANNE BLAHNA, (1989); GARY & NANCY STRUSS, (1/2 '89); SHEILA LEITER, ('87, '88 & '89); WILLIAM WEIDELL, (1989); STEVEN & PATRICIA BINKLEY, (1989); ROLAND HAUKOM, (1989); DAVID A. HART, (1/2 '89); BARBARA & ORVILLE RINEHART, (1/2 '88 & '89); AND JOSEPH & NANCY MOLLNER, (1/2 '89).

- 4. APPROVAL OF COURT SERVICES 1989 REVISED BUDGET FOR SUBMITTAL TO THE DEPARTMENT OF CORRECTIONS.

SEPTEMBER 5, 1989

5. APPROVAL OF SEVERANCE PAYMENT IN THE AMOUNT OF \$3,969.35 FOR RETIRING EMPLOYEE DAVID OTTO, PER SECTION 5.D.10 OF THE WASHINGTON COUNTY PERSONNEL RULES AND REGULATIONS.
6. APPROVAL TO TRANSFER \$1,500 FROM DIRECT PAYMENTS (OBJECT 6050) TO CLERICAL/TECHNICAL/BAILIFF (OBJECT 6108) FOR MINNESOTA EXTENSION SERVICE.
7. AUTHORIZATION TO PUBLISH AND DISTRIBUTE NOTICE OF COUNTY'S INTENT TO ISSUE REQUEST FOR PROPOSALS FOR CONTRACTUAL PROVISION OF NURSING, HOME HEALTH AIDE, HOMEMAKER, RESPITE CARE, PERSONAL CARE ATTENDANTS, CRITICAL CARE NURSING, AND ADULT DAY CARE SERVICES TO ELIGIBLE COUNTY RESIDENTS.
8. AUTHORIZATION FOR PUBLIC WORKS DEPARTMENT TO EXCEED 1989 BUDGET, SERVICE 1110, BY THE AMOUNT OF \$68,000 FOR REPLACEMENT OF FIVE EXISTING HOISTS AND REPAIR AND REPLACEMENT OF UNDERGROUND STORAGE TANKS.
8. AUTHORIZATION TO EXECUTE CONTRACT FOR ARCHITECTURAL SERVICES FOR THE GOVERNMENT CENTER REMODELING (TO ACCOMMODATE RELOCATION OF DEPARTMENTS) WITH BWBR ARCHITECTS.

THE FOREGOING CONSENT CALENDAR WAS UNANIMOUSLY ADOPTED.

#### PUBLIC HEALTH DEPARTMENT

UPDATE OF 1990-91 HEALTH PLAN - COMMISSIONER LARKIN MOVED TO ACCEPT THE DRAFT 1990-91 HEALTH PLAN UPDATE AS RECOMMENDED BY THE PUBLIC HEALTH ADVISORY COMMITTEE. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

COMMISSIONER EVERT MOVED THAT THE PUBLIC HEALTH ADVISORY COMMITTEE CONDUCT THE PUBLIC MEETING TO RECEIVE COMMENTS ON THE 1990-91 HEALTH PLAN, THAT THE MEETING BE HELD IN THE EVENING TO ACCOMMODATE THE PUBLIC, AND FURTHER, THAT ADDITIONAL NEWSPAPER ARTICLES BE PUBLISHED (IN ADDITION TO THE REQUIRED LEGAL NOTICE), TO ENCOURAGE CITIZEN PARTICIPATION. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

1990-MATERNAL AND CHILD HEALTH GRANT - COMMISSIONER MCMULLEN MOVED TO APPROVE THE 1990-91 FORMULA MATERNAL AND CHILD HEALTH SPECIAL GRANT APPLICATION FOR SUBMITTAL TO THE MINNESOTA DEPARTMENT OF HEALTH. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

SEPTEMBER 5, 1989

**PUBLIC HEARING-REVISIONS TO HAZARDOUS WASTE MANAGEMENT ORDINANCE**

COMMISSIONER MCMULLEN MOVED TO SET TUESDAY, SEPTEMBER 26, 9:00 A.M. AS THE PUBLIC HEARING DATE, HELD BY THE COUNTY BOARD OF COMMISSIONERS, ON PROPOSED REVISIONS TO THE COUNTY HAZARDOUS WASTE MANAGEMENT WASTE ORDINANCE. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

**GENERAL ADMINISTRATION**

**WATERSHED LEVY LEGISLATION** - COMMISSIONER EVERT MOVED TO SUPPORT WATERSHED LEVY LEGISLATION TO REINSTATE LEVY EXEMPTION FOR COUNTY'S FUNDING OF RAMSEY-WASHINGTON METRO WATERSHED DISTRICTS' CAPITAL IMPROVEMENT PROGRAMS. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

**RATIFICATION OF BUILDING COMMITTEE ACTIONS** - COMMISSIONER LARKIN MOVED TO APPROVE THE FOLLOWING BUILDING COMMITTEE RECOMMENDATIONS REGARDING THE PROPOSED LAW ENFORCEMENT CENTER: AUTHORIZATION FOR STAFF AND CONSULTANTS TO PROCEED WITH STUDIES FOR THE SITE MASTER PLAN, A JUVENILE CENTER-REMOTE LOCATION, AND A WORK RELEASE PROGRAM USING REMOTE, ADJACENT, OR EXISTING JAIL LOCATION; CONCEPT APPROVAL FOR A TRANSITION COORDINATOR POSITION; AUTHORIZATION FOR THE PRIME ARCHITECTURAL CONSULTANT TO SELECT STRUCTURAL, MECHANICAL AND ELECTRICAL, CORRECTION, SECURITY, FOOD SERVICE, AND TRAFFIC SUBCONTRACTORS AS PART OF THE OVERALL ARCHITECTURAL CONTRACT. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

THE PUBLIC WORKS DIRECTOR REPORTED ON THE STATUS OF LOW WATER LEVEL PROBLEMS FOR PROPERTY OWNERS ON WHITE BEAR LAKE.

**BOARD CORRESPONDENCE**

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE INCLUDING A LETTER FROM THE DEPARTMENT OF REVENUE CONCERNING BUDGET HEARING NOTICES TO BE PUBLISHED FOR TAXES PAYABLE IN 1990.

**ADJOURNMENT**

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD COMMISSIONER EVERT MOVED TO ADJOURN, SECONDED BY COMMISSIONER LARKIN, AND IT WAS ADOPTED UNANIMOUSLY. THE MEETING ADJOURNED AT 10:50 A.M.

**BUILDING COMMITTEE MEETING**

THE BOARD OF COMMISSIONERS MET IN WORKSHOP SESSION PRECEDING THE BOARD MEETING AT 9:00 A.M. IN CONFERENCE ROOM B IN THE GOVERNMENT CENTER TO DISCUSS STATUS OF THE LAW ENFORCEMENT CENTER PROJECT. NO

SEPTEMBER 5, 1989

BUSINESS WAS TRANSACTED AND THE PUBLIC WAS WELCOME TO ATTEND. THE MEETING WAS CALLED TO ORDER AT 9:00 A.M. BY BUILDING COMMITTEE CHAIRMAN SCHEEL. PRESENT WERE COMMISSIONERS EVERT, LARKIN, SCHEEL AND MCMULLEN; STAFF, CHUCK SWANSON, VIRGINIA ERDAHL, JERRY TURNQUIST, DICK ARNEY, DON WISNIEWSKI, LYLE DOERR; CONSULTANTS, FRITZ ROHKOHL AND FRED SHANK, BWBR; KATHY BUCK, CITIZEN; AND REPORTERS JANE MCCLURE AND JIM ADAMS.

**SITE MASTER PLAN** - THE COMMITTEE DISCUSSED COMPONENTS OF THE SITE MASTER PLAN. COMMISSIONER LARKIN MOVED TO RECOMMEND TO COUNTY BOARD THAT STAFF BE AUTHORIZED TO PROCEED WITH THE SITE MASTER PLAN STUDY. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

**JUVENILE CENTER-REMOTE LOCATION** COMMISSIONER EVERT MOVED TO RECOMMEND TO COUNTY BOARD THAT STAFF BE AUTHORIZED TO PROCEED WITH THE STUDY FOR SITING OF A JUVENILE CENTER. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

**WORK RELEASE** - COMMISSIONER EVERT MOVED TO RECOMMEND TO COUNTY BOARD THAT STAFF PROCEED WITH A COMPARISON SITE STUDY OF WORK RELEASE PROGRAM, AS PART OF THE NEW LAW ENFORCEMENT CENTER, OR LOCATED IN THE EXISTING JAIL, OR AT A REMOTE LOCATION. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY

**TRANSITION COORDINATOR** - COMMISSIONER MCMULLEN MOVED TO RECOMMEND TO COUNTY BOARD THAT CONCEPT APPROVAL BE GIVEN FOR THE POSITION OF TRANSITION COORDINATOR. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

**CONSULTANTS** - COMMISSIONER EVERT MOVED TO RECOMMEND TO COUNTY BOARD TO AUTHORIZE BWBR TO PROCEED WITH INTERVIEW AND CONSULTANT SELECTION OF STRUCTURAL, MECHANICAL AND ELECTRICAL, CORRECTION, SECURITY AND OTHER SUBCONTRACTORS. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

A PROJECT CALENDAR INDICATING WEEKS FOR COMPLETION OF VARIOUS COMPONENTS OF THE LAW ENFORCEMENT CENTER PROJECT WAS DISTRIBUTED AND DISCUSSED.

COMMISSIONER MCMULLEN SUGGESTED THAT REMOTE EMPLOYEE PARKING INCLUDING SHUTTLE BUSES SHOULD BE CONSIDERED.

THE COMMITTEE DISCUSSED TOURS OF JAIL FACILITIES ON A NATIONAL BASIS, STAFF WILL PREPARE SPECIFICS AND RETURN FOR CONSIDERATION.

IT WAS COMMITTEE CONSENSUS THAT FUTURE BUILDING COMMITTEE MEETINGS BE HELD PRIOR TO BOARD MEETINGS.

SEPTEMBER 5, 1989

COMMISSIONER EVERT MOVED TO ADJOURN, SECONDED BY COMMISSIONER MCMULLEN AND IT WAS ADOPTED UNANIMOUSLY. THE MEETING ADJOURNED AT 10:00 A.M.



DONALD G. SCHEEL, CHAIRMAN  
COUNTY BOARD

ATTEST:



CHARLES J. SWANSON  
COUNTY ADMINISTRATOR



OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
SEPTEMBER 12, 1989

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 9:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, SCHEEL AND LARKIN. ABSENT NONE. DISTRICT 1 COMMISSIONER OFFICE VACANT. CHAIRMAN SCHEEL PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; RICHARD STAFFORD, AUDITOR-TREASURER; GARY POSER, AUDITOR-TREASURER; AND RESOURCE RECOVERY PROJECT MANAGER PAT STORY.

**CONSENT CALENDAR**

COMMISSIONER LARKIN MOVED, SECONDED BY COMMISSIONER MCMULLEN TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. INFORMATION ONLY REPORT ON RECORDER FEES FOR THE MONTH OF AUGUST, 1989.
2. APPROVAL OF THE RESOURCE RECOVERY PROJECT BOARD'S 1990 OPERATING BUDGET IN THE AMOUNT OF \$884,167.
3. APPROVAL OF AMENDMENT TO THE SERVICE AGREEMENT BETWEEN RAMSEY AND WASHINGTON COUNTIES AND NSP, EFFECTIVE JANUARY 1, 1989 WHICH AMENDS THE SERVICE FEE FORMULA.
4. APPROVAL OF ON/SALE NON-INTOXICATING MALT LIQUOR LICENSE FOR MINNESOTA THOROUGHBRED BREEDERS ASSOCIATION, SEPTEMBER 18, 1989.
5. APPROVAL TO ENDORSE APPOINTMENT OF THOMAS DWIGHT, MAHTOMEDI, TO THE METROPOLITAN PARKS AND OPEN SPACE COMMISSION.

THE FOREGOING CONSENT CALENDAR WAS UNANIMOUSLY ADOPTED.

**PUBLIC HEALTH DEPARTMENT**

COMMISSIONER EVERT MOVED TO ADOPT **RESOLUTION NO. 89-89** AS FOLLOWS:

APPOINTMENT OF ADMINISTRATIVE LAW JUDGE

WHEREAS, ON OR ABOUT AUGUST 14, 1989, THE WASHINGTON COUNTY DEPARTMENT OF PUBLIC HEALTH SERVED UPON JUNKER SANITATION SERVICE, INC., A NOTICE OF SUSPENSION OF COMMERCIAL WASTE HAULER'S LICENSE, AND

WHEREAS, THE LICENSEE HAS REQUESTED A FORMAL HEARING ON THE SUSPENSION, AND

WHEREAS, THE LICENSEE REQUESTED AN EXTENSION OF TIME TO HOLD THE SUSPENSION HEARING TO 90 DAYS FROM THE DATE OF SERVICE OF REQUEST FOR A HEARING, AND

SEPTEMBER 12, 1989

WHEREAS, THE MINNESOTA OFFICE OF ADMINISTRATIVE HEARINGS HAS TRAINED LEGAL STAFF AVAILABLE TO ACT AS A HEARING EXAMINER FOR SAID PROCEEDINGS, AND

WHEREAS, WASHINGTON COUNTY ORDINANCE 36, SECTION VI(D) AUTHORIZES THE BOARD TO APPOINT A HEARING EXAMINER TO CONDUCT THE LICENSE SUSPENSION HEARING,

BE IT RESOLVED,

1. THAT THE MINNESOTA OFFICE OF ADMINISTRATIVE HEARINGS IS APPOINTED, EFFECTIVE RETROACTIVE TO AUGUST 23, 1989, TO APPOINT AN ADMINISTRATIVE LAW JUDGE TO ACT AS HEARING OFFICER FOR PURPOSES OF THE ABOVE-NAMED LICENSE PROCEEDINGS;
2. THAT SAID HEARING BE HELD NO LATER THAN 90 DAYS FROM THE DATE OF SERVICE OF REQUEST FOR A HEARING EXCLUSIVE OF THE DATE OF SERVICE;
3. THAT THE ACTIONS OF THE WASHINGTON COUNTY STAFF AND ITS AGENTS, INCLUDING THE SCHEDULING OF THE HEARING IN THE ABOVE-NAMED MATTER AND ACTIONS RELATED THERETO, ARE APPROVED AND AUTHORIZED AS ACTIONS OF THE WASHINGTON COUNTY BOARD.

COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

#### AUDITOR-TREASURER'S OFFICE

COUNTY CANVASS BOARD FOR SPECIAL ELECTION - COMMISSIONER MCMULLEN MOVED TO APPOINT COMMISSIONERS LARKIN AND SCHEEL TO THE COUNTY CANVASS BOARD FOR COMMISSIONER DISTRICT 1 SPECIAL PRIMARY AND GENERAL ELECTION. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

COMMISSIONER DISTRICT 1 SPECIAL ELECTION - DEPARTMENT STAFF PRESENTED THE SPECIAL ELECTION CALENDAR FOR THE VACANCY IN THE OFFICE OF COUNTY COMMISSIONER FIRST DISTRICT AND INDICATED THAT NINE CANDIDATES HAVE FILED.

WOODBURY LICENSE BUREAU - STAFF REPORTED ON A PROPOSAL TO ESTABLISH A BRANCH OF THE COUNTY LICENSE BUREAU IN THE CITY OF WOODBURY AND REQUESTED FINAL APPROVAL TO PROCEED. COMMISSIONER LARKIN MOVED TO TABLE THE MATTER. THE MOTION DIED FOR LACK OF A SECOND. COMMISSIONER MCMULLEN MOVED THAT A WESTERN BRANCH OF THE COUNTY LICENSE BUREAU BE ESTABLISHED IN THE CITY OF WOODBURY, AND FURTHER TO ALLOCATE 1989 START-UP COSTS IN THE AMOUNT OF \$93,862. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED WITH THE VOTE AS FOLLOWS: YES, COMMISSIONERS EVERT, MCMULLEN AND SCHEEL; OPPOSED, COMMISSIONER LARKIN.

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GENERAL ADMINISTRATION

CHAIRMAN SCHEEL ANNOUNCED THAT THE BOARD HAD RECEIVED A PLAQUE FROM AMC IN APPRECIATION FOR THE COUNTY'S SUPPORT OF THE NEW AMC HEADQUARTERS BUILDING.

THE BOARD HELD A BRIEF DISCUSSION ON APPOINTMENTS TO THE HOUSING REDEVELOPMENT AUTHORITY BOARD OF DIRECTORS. COMMISSIONER MCMULLEN INDICATED HE STRONGLY SUPPORTS THE REAPPOINTMENT OF ROBERT LAFAYETTE TO THE HRA BOARD IN 1990.

COMMISSIONER LARKIN LED A BRIEF DISCUSSION ON WASTE REDUCTION AND RECOVERY OF FERROUS METALS AT THE RESOURCE RECOVERY PLANT IN NEWPORT. PAT STORY, RESOURCE RECOVERY PROJECT BOARD ALSO COMMENTED ON THE MATTER. COMMISSIONER LARKIN MOVED TO REQUEST THE RESOURCE RECOVERY PROJECT BOARD TO ASK THEIR STAFF TO BRING BACK A PLAN FOR RECOVERY OF FERROUS METAL AND WASTE VOLUME REDUCTION. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

CHAIRMAN SCHEEL ASKED FOR ADDITIONAL COMMENTS FROM THE BOARD AND FROM THE AUDIENCE. NONE WERE HEARD.

BOARD CORRESPONDENCE

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE.

ADJOURNMENT

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER MCMULLEN MOVED TO ADJOURN, SECONDED BY COMMISSIONER LARKIN AND IT WAS ADOPTED UNANIMOUSLY. THE MEETING ADJOURNED AT 9:50 A.M.



DONALD G. SCHEEL, CHAIRMAN  
COUNTY BOARD

ATTEST:



CHARLES J. SWANSON  
COUNTY ADMINISTRATOR

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
SEPTEMBER 19, 1989

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 9:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS MCMULLEN, SCHEEL AND LARKIN. ABSENT, COMMISSIONER EVERT. DISTRICT 1 COMMISSIONER OFFICE VACANT. CHAIRMAN SCHEEL PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; JEFF HANSON, INTERGOVERNMENTAL RELATIONS COORDINATOR; FRED FEUERPFEL, DIRECTOR JOB TRAINING CENTER; MARY LUTH, DIRECTOR PUBLIC HEALTH; JIM SCHUG, DIRECTOR SOCIAL SERVICES; AND MARLENE WORKMAN, HISTORIC COURTHOUSE COORDINATOR.

**CONSENT CALENDAR**

COMMISSIONER MCMULLEN MOVED, SECONDED BY COMMISSIONER LARKIN TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL TO RENEW CONTRACT WITH CORPORATE RISK MANAGERS FOR THE PERIOD AUGUST 7, 1989, THROUGH AUGUST 7, 1990.
2. APPROVAL FOR EARLY HIRE OF AN ENVIRONMENTAL HEALTH DIVISION MANAGER IN PUBLIC HEALTH AND A COURT ADMINISTRATION SUPERVISOR FOR COTTAGE GROVE OFFICE.
3. REVIEW OF GAMBLING LICENSE RENEWAL APPLICATION FROM HASTINGS LIONS CLUB OF HASTINGS, TO BE USED AT THE COUNTY POINT.
4. ADOPTION OF **RESOLUTION NO. 89-90** AS FOLLOWS:

CONVEYANCE OF TAX FORFEITED LAND  
CITY OF BAYPORT

WHEREAS, THE COUNTY BOARD OF WASHINGTON COUNTY, MINNESOTA, HAS EXAMINED INTO THE ALLEGATIONS OF THE APPLICATION OF THE CITY OF BAYPORT, DATED AUGUST 31, 1989, FOR THE CONVEYANCE OF CERTAIN LANDS DESCRIBED AS FOLLOWS:

LOT 10, BLOCK 27 BAYPORT (FORMERLY SOUTH STILLWATER) CITY OF BAYPORT, PID 22118-3940

THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF WASHINGTON COUNTY, MINNESOTA, THAT IT HEREBY APPROVES SAID APPLICATION AND RECOMMENDS THAT THE SAME BE GRANTED.

5. ADOPTION OF **RESOLUTION NO. 89-91** AS FOLLOWS:

SOCIAL SERVICE AND ECONOMIC  
ASSISTANCE ACTIONS FOR THE MONTH OF AUGUST

WHEREAS, MINNESOTA STATUTES, CHAPTER 393.07 ESTABLISHES THE POWERS AND THE DUTIES OF THE

SEPTEMBER 19, 1989

COUNTY WELFARE BOARD INCLUDING THE AUTHORITY TO OPEN, CLOSE, DENY, OR SUSPEND SERVICES AND GRANTS PROVIDED UNDER THE SOCIAL SERVICE AND ECONOMIC ASSISTANCE PROGRAMS IT ADMINISTERS; AND

WHEREAS, IN WASHINGTON COUNTY, THE POWERS AND DUTIES OF THE WELFARE BOARD ARE CARRIED OUT BY THE COUNTY BOARD OF COMMISSIONERS; AND

WHEREAS, THE SOCIAL SERVICE AND ECONOMIC ASSISTANCE PROGRAMS ARE ADMINISTERED BY THE COMMUNITY SOCIAL SERVICES DEPARTMENT.

NOW, THEREFORE, BE IT RESOLVED THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS APPROVE ALL SOCIAL SERVICE AND ECONOMIC ASSISTANCE ACTIONS FOR AUGUST AS DOCUMENTED IN THE RECORDS MAINTAINED BY THE COMMUNITY SOCIAL SERVICES DEPARTMENT.

6. APPROVAL OF BANDING AND GRADING CHANGE FOR NEWLY WRITTEN JOB DESCRIPTION FOR EMERGENCY SERVICES MANAGER (FROM C4-1-1 TO C4-4-1) EFFECTIVE 9/17/89.
7. BIDS WERE RECEIVED FOR BITUMINOUS OVERLAY, PROJECT NO. SAP 82-631-01, CSAH 31 AS FOLLOWS:

TOWER ASPHALT, INC.	\$57,983.75
LAKELAND, MN	

VALLEY PAVING, INC.	\$71,696.50
SHAKOPEE, MN	

APPROVAL TO AWARD CONTRACT FOR BITUMINOUS OVERLAY ON CSAH 31, SAP 82-631,01 TO TOWER ASPHALT, INC., LAKELAND, MN, LOWEST RESPONSIBLE BIDDER IN THE AMOUNT OF \$57,983.75, SUBJECT TO SIGNED AGREEMENT WITH MN/DOT, APPROVAL OF MN/DOT TO THIS BID, AND DEED FROM LAKE ST. CROIX BEACH FOR RIGHT OF WAY.

8. ADOPTION OF **RESOLUTION NO. 89-92** AS FOLLOWS:

CLARIFICATION OF TITLE ON LAND PARCEL  
PID 44800-0085 IN LAKE ST. CROIX BEACH  
SECTION 3

WHEREAS, WASHINGTON COUNTY AND THE CITY OF LAKE ST. CROIX BEACH DESIRE TO JOINTLY RELOCATE, CONSTRUCT AND REBUILD A SECTION OF COUNTY STATE AID HIGHWAY 31 (CSAH 31) FROM QUINLAN AVENUE SO. TO TRUNK HIGHWAY 95 APPROXIMATELY 100 FEET SOUTH OF ITS EXISTING LOCATION; AND

WHEREAS, THE CITY OF LAKE ST. CROIX BEACH HAS AGREED TO CONVEY TO WASHINGTON COUNTY THE NEW RIGHT-OF-WAY FOR CSAH 31 IN EXCHANGE FOR THE VACATION OF THE EXISTING CSAH 31; AND

WHEREAS, WASHINGTON COUNTY ACQUIRED TITLE TO A PORTION OF THE EXISTING CSAH 31 LEGALLY DESCRIBED AS:



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PART OF GOVERNMENT LOT 2 IN SECTION 11, TOWNSHIP 28 NORTH, RANGE 20 WEST BEING FORMERLY RAILROAD RIGHT-OF-WAY ADJACENT TO LOTS 2884 THROUGH 2887 IN LAKE ST. CROIX BEACH, SECTION 3 (PID 44800-0085)

SUBJECT TO A REVERSIONARY CLAUSE THAT IT BE EXCLUSIVELY USED FOR PURPOSES OF RIGHT-OF-WAY FOR CSAH 31; AND

WHEREAS, IT WILL BE NECESSARY TO REMOVE THE REVERSIONARY CLAUSE PRIOR TO THE VACATION OF CSAH 31; AND

WHEREAS, THAT CAN BE ACCOMPLISHED BY RECONVEYING THE PROPERTY TO THE STATE, HAVING THE PROPERTY APPRAISED AND REACQUIRING THE PROPERTY FROM THE STATE FOR ITS APPRAISED VALUE.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. THE CHAIRMAN AND ADMINISTRATOR OF THE WASHINGTON COUNTY BOARD BE AUTHORIZED TO EXECUTE A RECONVEYANCE OF FORFEITED LANDS BY GOVERNMENTAL SUBDIVISIONS TO PART OF GOVERNMENT LOT 2 IN SECTION 11, TOWNSHIP 28 NORTH, RANGE 20 WEST BEING FORMERLY RAILROAD RIGHT-OF-WAY ADJACENT TO LOT 2884 THROUGH 2887 IN LAKE ST. CROIX BEACH SECTION 3 (PID 44880-0085).
2. THE WASHINGTON COUNTY ASSESSOR ESTABLISH THE FAIR MARKET VALUE OF THE ABOVE DESCRIBED PROPERTY AND THAT THE WASHINGTON COUNTY TREASURER PAY TO THE WASHINGTON COUNTY AUDITOR THE AMOUNT OF SAID APPRAISED VALUE FOR THE PURPOSES OF REACQUIRING THE PROPERTY FROM THE STATE OF MINNESOTA FREE FROM THE REVERSIONARY CLAUSE SO THAT CSAH 31 CAN BE VACATED.
3. THAT UPON PAYMENT BY THE COUNTY TREASURER TO THE COUNTY AUDITOR, THE COUNTY AUDITOR SHALL CERTIFY SUCH SALE TO THE COMMISSIONER OF REVENUE, USING AN AUDITOR'S CERTIFICATE OF PAYMENT IN FULL OF LAND SOLD, REQUESTING THAT THE COMMISSIONER OF REVENUE ISSUE A STATE DEED TO WASHINGTON COUNTY.

BE IT FURTHER RESOLVED THAT THE CHAIRMAN OF THE WASHINGTON COUNTY BOARD AND THE WASHINGTON COUNTY ADMINISTRATOR BE AUTHORIZED TO EXECUTE ALL DOCUMENTS NECESSARY TO COMPLETE THE TRANSACTION AUTHORIZED BY THIS RESOLUTION.

9. APPROVAL OF AGREEMENT FOR PERFORMANCE OF ENGINEERING SERVICES TO DESIGN CSAH 29 FROM CSAH 27 TO TH 244 IN BIRCHWOOD AND MAHTOMEDI.

THE FOREGOING CONSENT CALENDAR WAS UNANIMOUSLY ADOPTED; COMMISSIONER EVERT ABSENT.

#### JOB TRAINING CENTER

COMMISSIONER LARKIN MOVED AUTHORIZATION FOR COUNTY BOARD CHAIRMAN TO CO-SIGN LETTER OF SUPPORT WITH THE PRIVATE INDUSTRY COUNCIL CHAIRMAN FOR JOB TRAINING PARTNERSHIP ACT (JTPA) AMENDMENTS. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER EVERT ABSENT.

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PUBLIC WORKS/HISTORIC COURTHOUSE

THE BOARD CHAIRMAN ACCEPTED A CHECK IN THE AMOUNT OF \$1,400 AS A CONTRIBUTION TO THE HISTORIC COURTHOUSE RESTORATION FUND FROM THE FRIDAY COURTHOUSE QUILTERS.

COMMUNITY SOCIAL SERVICES

COMMISSIONER MCMULLEN MOVED TO AUTHORIZE THE ACCEPTANCE OF A CHILD CARE RESOURCE AND REFERRAL GRANT FROM THE DEPARTMENT OF HUMAN SERVICES, AND APPROVAL TO HIRE A SENIOR FAMILY CASE AIDE ON A SPECIAL PROJECT BASIS TO PROVIDE SERVICES UNDER THE GRANT PROGRAM.

COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER EVERT ABSENT.

BOARD CORRESPONDENCE

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE.

CHAIRMAN SCHEEL ASKED FOR ADDITIONAL COMMENTS FROM THE BOARD AND FROM THE AUDIENCE. NONE WERE HEARD.

ADJOURNMENT

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER LARKIN MOVED, SECONDED BY COMMISSIONER MCMULLEN AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER EVERT ABSENT. THE MEETING ADJOURNED AT 9:15 A.M.



DONALD G. SCHEEL, CHAIRMAN  
COUNTY BOARD

ATTEST:



CHARLES J. SWANSON  
COUNTY ADMINISTRATOR

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
SEPTEMBER 26, 1989

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 9:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS MCMULLEN, SCHEEL AND LARKIN. ABSENT, COMMISSIONER EVERT. DISTRICT 1 COMMISSIONER OFFICE VACANT. CHAIRMAN SCHEEL PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; JEFF HANSON, INTERGOVERNMENTAL RELATIONS COORDINATOR; MARY LUTH, DIRECTOR PUBLIC HEALTH; TOM DELLENBACH, PUBLIC HEALTH; ZACK HANSEN, PUBLIC HEALTH; RICHARD STAFFORD, AUDITOR-TREASURER; PATRICK STORY, RESOURCE RECOVERY PROJECT MANAGER; AND JIM SCHUG, DIRECTOR SOCIAL SERVICES.

CONSENT CALENDAR

COMMISSIONER LARKIN MOVED, SECONDED BY COMMISSIONER MCMULLEN TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL OF THE SEPTEMBER 5, 12, AND 19 BOARD MEETING MINUTES.
2. APPROVAL TO ADVERTISE FOR BIDS FOR 1990 NEWSPAPER PUBLISHING OF COUNTY LEGAL NOTICES.
3. APPROVAL OF SUPPLEMENTS TO THE CONTRACT WITH REM METRO SERVICES, INC., FOR TITLE XIX HOME AND COMMUNITY BASED SERVICES TO PERSONS WITH DEVELOPMENTAL DISABILITIES.
4. INFORMATION ONLY REPORT ON QUARTERLY CASELOADS. PROGRAM EXPENDITURES, AND FRAUD ACTIVITY IN ECONOMIC ASSISTANCE AND CHILD SUPPORT PROGRAMS.
5. APPROVAL OF SEVERANCE PAYMENT IN THE AMOUNT OF \$4,050 FOR KATHERINE LAURSEN, COURT SERVICES PER SECTION 5.D.10 OF THE WASHINGTON COUNTY PERSONNEL RULES AND REGULATIONS.
6. APPROVAL TO AMEND ENDING DATE FOR PERSONAL LEAVE OF ABSENCE, WITHOUT PAY, FOR MARY FARMER KUBLER, SOCIAL SERVICES, TO A NEW ENDING DATE OF OCTOBER 20, 1989.
7. ADOPTION OF **RESOLUTION NO. 89-92A** AS FOLLOWS:

CO-COMPOSTING FEASIBILITY STUDY

WHEREAS, Ramsey and Washington County and NSP agreed under the service agreement to complete a residue co-composting feasibility study by December 31, 1989, and

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WHEREAS, the Resource Recovery Project Board issued a request for proposals for a residue co-composting feasibility study and has received bids for consideration, and

WHEREAS, Ramsey and Washington County and NSP staff reviewed the bids and recommend RIS/RCC Incorporated to complete the study, and

WHEREAS, Briggs and Morgan, bond counsel for the project have provided an opinion that the remaining proceeds of the G.O. bonds can be used for this project,

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the Washington County Board of Commissioners hereby approves the contract with RIS/RCC, Incorporated for a co-composting feasibility study to be completed by December 31, 1989 in an amount not to exceed \$30,000, and

BE IT FURTHER RESOLVED, that the Board hereby approves a transfer of \$30,000 from remaining G.O. bonds at Washington County to the Resource Recovery Project to fund this study.

8. APPROVAL OF NEW APPRAISER II POSITION IN THE COUNTY ASSESSOR'S OFFICE.

RESOLUTION 89-93 RESCINDED ON 12/19/89

9. ADOPTION OF RESOLUTION NO. 89-93, AS FOLLOWS:

RESOURCE RECOVERY TIPPING FEE

WHEREAS, RAMSEY AND WASHINGTON COUNTIES ARE AUTHORIZED BY THE JOINT POWERS AGREEMENT DATED DECEMBER 30, 1986 TO ESTABLISH BY RESOLUTION THE TIPPING FEE PROPOSED BY THE PROJECT BOARD;

WHEREAS, IN ORDER TO ELIMINATE A SUBSIDY OF THE TIPPING FEE AT THE RESOURCE RECOVERY FACILITY AND FUND THE PROJECT BUDGET.

NOW, THEREFORE, BE IT RESOLVED THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS HEREBY APPROVE A TIPPING FEE OF \$59.25, EFFECTIVE JANUARY 1, 1990, AT THE RESOURCE RECOVERY FACILITY, AND,

BE IT FURTHER RESOLVED THAT FOR HAULERS UNDER CONTRACT, THE TIPPING FEE OF \$47.89 SHALL BE EFFECTIVE UNTIL JULY 30, 1990.

10. APPROVAL OF 1989 SHERIFF LAW ENFORCEMENT CONTRACTS WITH FOREST LAKE TOWNSHIP; MAHTOMEDI, DELLWOOD, WILLERNIE; LAKE ELMO; HUGO; AND AFTON, LAKELAND, LAKELAND SHORES, LAKE ST. CROIX BEACH, AND ST. MARY'S POINT.

THE FOREGOING CONSENT CALENDAR WAS ADOPTED UNANIMOUSLY; COMMISSIONER EVERT ABSENT.

PUBLIC HEARING - HAZARDOUS WASTE MANAGEMENT ORDINANCE

TOM DELLENBACH, PUBLIC HEALTH DEPARTMENT, OUTLINED THE REVISIONS TO THE HAZARDOUS WASTE MANAGEMENT ORDINANCE.

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HE BOARD CHAIRMAN OPENED THE PUBLIC HEARING FOR THE PURPOSE OF RECEIVING COMMENT ON THE PROPOSED HAZARDOUS WASTE MANAGEMENT ORDINANCE. NO COMMENTS WERE HEARD. THE BOARD CHAIRMAN DECLARED THE PUBLIC HEARING CLOSED.

COMMISSIONER MCMULLEN MOVED TO ADOPT ORDINANCE NO. 78 AS FOLLOWS:

WASHINGTON COUNTY  
HAZARDOUS WASTE MANAGEMENT ORDINANCE  
ORDINANCE NO. 78

"The County Board of Washington County ordains:"

SECTION I.        PURPOSE

- 1.01 PURPOSE: It is the purpose and intent of this Ordinance to establish rules, regulations, and standards for hazardous waste management in Washington County, Minnesota for: the identification, labeling, and classification of hazardous wastes; the handling, collection, transportation, and storage of hazardous waste; the treatment, processing, and/or disposal of hazardous waste; requiring the licensing of hazardous waste generators and hazardous waste facilities; payment of license fees; penalties for failure to comply with the provisions of this ordinance; issuing, denying, modifying, imposing conditions upon, suspending, revoking licenses, and other matters as determined to be necessary for the health, welfare, and safety of the public.
- 1.02 AUTHORITY: This ordinance is adopted pursuant to Minnesota Statutes, Chapters 116, 145A and 473.

SECTION II.      GENERAL PROVISIONS

- 2.01 ADMINISTRATIVE ORDINANCE: All of the provisions of the Washington County Administrative Ordinance relating to application of ordinance; definitions; unlawful activities; enforcement; licensing procedures (except Section V.A.5. 1. and 2. relating to issuance or denial of license); hearings; inspection; severability; provisions cumulative; and no consent, shall apply as if fully set forth herein.
- 2.02 ADMINISTRATION: This ordinance shall be administered by the Washington County Public Health Department. The term "Department," where used in this ordinance and the Washington County Administrative Ordinance, shall mean the Washington County Public Health Department.
- 2.03 DEFINITIONS: The following words and phrases when used in this ordinance, unless the context clearly indicates otherwise, shall have the meanings ascribed to them in this section:
- A. "County Board" shall mean the Washington County Board of Commissioners.
- B. "Embargo" shall mean an order by the Department prohibiting the movement, removal, transport, use, treatment or disposal of a material which is, or is suspected to be, a hazardous waste and which is being mismanaged, or which the Department has reason to suspect is being or will be managed in violation of this ordinance.



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- C. "Hazardous Waste" shall mean any refuse, sludge, or other waste material or combinations of refuse, sludge or other waste materials in solid, semisolid, liquid, or contained gaseous form which because of its quantity, concentration, or chemical, physical, or infectious characteristics may (a) cause or significantly contribute to an increase in mortality or an increase in serious irreversible, or incapacitating reversible illness; or (b) pose a substantial present or potential hazard to human health or the environment when improperly treated, stored, transported, or disposed of, or otherwise managed. Categories of hazardous waste materials include, but are not limited to: explosives, flammables, oxidizers, poisons, irritants, and corrosives. Hazardous waste does not include source, special nuclear, or by-product material as defined by the Atomic Energy Act of 1954, as amended.
- D. "Management Plan" shall mean a plan developed by the generator and submitted for approval as part of the generator license application which will detail proposals for identification, handling, storage, transportation, processing, and disposal of all hazardous waste generated and shall include the information required in Minn. Rule Parts 7045.0220-7045.0255.
- E. "Person" shall mean any human being, any municipality or other governmental or political subdivision or other public agency, any public or private corporation, any partnership, firm, association, or other organization, any receiver, trustee, assignee, agent, or other legal representative of any of the foregoing or any other legal entity.
- 2.04 COMPLIANCE: No person shall cause or permit the generation, transportation, disposal, or processing of hazardous waste, or the construction or operation of hazardous waste facilities, except in full compliance with the provisions of this ordinance, including but not limited to all provisions requiring full disclosure of information regarding such generation, transportation, disposal, or processing.
- 2.05 CONDITIONS: Violation of any condition imposed by the County on a license, permit, or variance shall be deemed a violation of this ordinance, and subject to the penalty provisions set forth in this ordinance.
- 2.06 FALSE INFORMATION: Omission of any information or submission of false information shall be deemed a violation of this ordinance.
- 2.07 LISTING, DELISTING, AND WASTE CLASSIFICATION: In the event the agency modifies the lists of wastes by listing or delisting, or classifies a waste as hazardous, the County Board may, by resolution, amend the lists of wastes set forth in this ordinance, or classify certain wastes as hazardous, to incorporate said agency action.
- 2.08 RIGHT OF ENTRY: Whenever necessary to enforce any of the provisions of this ordinance, or whenever the Department has reasonable cause to believe that hazardous waste exists in any building or upon any premises, the Department or its authorized agent may enter such building or premises at all reasonable times to inspect the same or to perform any duty imposed upon the Department by this ordinance, provided that if such building or premises be occupied, the authorized agent shall first present proper credentials and demand entry; and if such building or premises be unoccupied, the Department shall first make a reasonable effort to locate

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the owner or other persons having charge or control of the building or premises and demand entry. If such entry is refused, the Department shall have recourse to every remedy provided by law to secure entry including administrative search warrants.

**SECTION III. STANDARDS FOR HEALTH, SAFETY, AND ENVIRONMENTAL PRESERVATION**

**3.01 STANDARDS ADOPTED:** Minn. Rule Chapter 7045 except for parts 7045.1000 through 7045.1030 inclusive, relating to hazardous waste, which are in effect on September 19, 1989 are hereby adopted by reference and made a part of this ordinance.

**3.02 STANDARDS AMENDED:** The above adopted rules are hereby amended as follows:

- A. Wherever the term "Minnesota Pollution Control Agency," or "agency," appears in these adopted rules, it shall be held to mean the "Department," except in Minn. Rule Parts: 7045.0020 subparts 4., 17.; 7045.0070; 7045.0075; 7045.0080; 7045.0129; 7045.0133; 7045.0135 subp. 1., paragraph 3; 7045.0139; 7045.0218; 7045.0230 subp. 1.H.(6).; 7045.0261 subp. 5.B., 6.; 7045.0275 subp. 2.; 7045.0296 subp. 2.B.(1).; 7045.0302; 7045.0361; 7045.0395; 7045.0397; 7045.0450 subp. 1.; 7045.0452 subp. 2.; 7045.0468 subp. 2., 5.B., 6.; 7045.0498 to 7045.0524; 7045.0552 subp. 3.A.; 7045.0554; 7045.0556 subp. 2.; 7045.0574 subp. 2., 5.B., 6.; 7045.0608 to 7045.0624; 7045.0655 subp. 1.; and where used with "Environmental Protection Agency," or "federal or state agency," where they shall remain unchanged.
- B. Wherever the term "Director" or "Commissioner" appears in these adopted rules, it shall be held to mean "Department" except in Minn. Rule Parts: 7045.0020 subp. 6.a. item B., 17., 43.a.; 7045.0075; 7045.0080; 7045.0125 subp. 5.B.(4)., 6.A.(1).; 7045.0129; 7045.0218; 7045.0219 subp. 5., items A.3. and B.7.; 7045.0261 subp. 9.; 7045.0265; 7045.0302; 7045.0395 subp. 5.A.; 7045.0454 subp. 2.; 7045.0474; 7045.0476 subp. 3.A.; 7045.0498 to 7045.0524; 7045.0528 subp. 4. D.4.; 7045.0528 subp. 8. D.1.; 7045.0532 subp. 10.C.; 7045.0534 subp. 10.C.; 7045.0536 subp. 11.C.; 7045.0538 subp. 13.C.; 7045.0558 subp. 2.; 7045.0580; 7045.0582 subp. 3.A.; 7045.0608 to 7045.0624; 7045.0628 subp. 4 D.4.; 7045.0628 subp. 8. D.1.; and 7045.0652 subp. 2.B.; where it shall remain unchanged.
- C. Wherever the term "permit," "permittee," "permitting," or "permitted" appears in these adopted rules, it shall mean "license," "licensee," "licensing," or "licensed" except in Minn. Rule Parts: 7045.0020 subp. 15.A.(4).; 7045.0020 subp. 58.A.; 7045.0210; 7045.0230 subp. 1.H.(6).; 7045.0261 subp. 2., 5., 6.; 7045.0292 subp. 1.A. (second and third occurrences only); 7045.0296 subp. 2.F.(1).; 7045.0397; 7045.0450 subp. 1., 3.F.; 7045.0485; 7045.0498 to 7045.0524; 7045.0552 subp. 2., 3.A.; 7045.0608 to 7045.0624; 7045.0652 subp. 2.B.; 7045.1380 subp. 1.A.; and where used with "National Pollutant Discharge Elimination System Permit," "NPDES Permit," "State Disposal System Permit," "Emission Facility Operating Permit," or "air quality permit," where they shall remain unchanged.
- D. The terms "Minnesota" or "State of Minnesota" shall be held to mean "County of Washington" in Minn. Rule Parts: 7045.0210; 7045.0212; 7045.0214; 7045.0240

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(except for the phrase "outside the state of Minnesota" which shall remain unchanged); 7045.0261 subp. 5.; 7045.0261 subp. 6. (except the phrases "Specific Minnesota" and "in Minnesota" which shall remain unchanged); 7045.0302 subp. 1.; 7045.0351 subp. 1.; 7045.0355; and 7045.0361.

E. Minn. Rule Part 7045.0020, subp. 66. is deleted in its entirety.

F. Minn. Rule Part 7045.0060 is amended to read as follows:

No variance may be granted if granting the variance would result in noncompliance with EPA regulations and MPCA rules for the generation, storage, processing, treatment, transportation, or disposal of hazardous waste or the operation of hazardous waste facilities.

G. Minn. Rule Part 7045.0120 M. is amended to read as follows:

M. used oil which is certified in a disclosure by the person producing or accumulating the waste oil not to knowingly contain waste listed in part 7045.0135 and is to be recycled.

H. Minn. Rule Part 7045.0261 subp. 5. is amended to read as follows:

Subp. 5. Permitted facilities. The facilities shall be licensed or permitted by:

- A. the agency if the hazardous waste facility is located in Minnesota; or
- B. the state agency with a hazardous waste program authorized by the Environmental Protection Agency pursuant to Code of Federal Regulations, title 40, part 271 (1983); or
- C. the Environmental Protection Agency; or
- D. having interim status.

I. Minn. Rule Part 7045.0296 subp. 1. is amended to read as follows:

Subpart 1. Generators who ship wastes. A generator who ships hazardous waste off-site must submit annual reports to the Department on the forms provided no later than January 31 for the preceding calendar year.

J. Minn. Rule Part 7045.0302 subp. 2. is amended to read as follows:

Subpart 2. Notification. When shipping hazardous waste outside the state of Minnesota to a foreign country the primary exporter must notify the director, the Department, and the EPA of an intended export before the waste is scheduled to leave the United States. A complete notification should be submitted 60 days before the initial shipment is intended to be shipped off site. This notification may cover export activities extending over a 12-month or lesser period. The notification must be in writing, signed by the primary exporter, and include the following information:



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K. Minn. Rule Part 7045.0460 subp. 1.A. is amended to read as follows:

A. Procedures are in effect which will cause the waste to be removed safely before flood waters can reach the facility to a location where the wastes will not be vulnerable to floodwaters. The location to which wastes are moved must be a facility which is either licensed by this Department, or permitted by the Environmental Protection Agency, or by a state with a hazardous waste management program authorized by the Environmental Protection Agency, or which has interim status.

L. The term "in Chapter 7001" is deleted wherever it appears in these adopted regulations.

#### SECTION IV. LICENSING

4.01 LICENSE REQUIRED: Unless otherwise provided by this ordinance, no person shall, within the County, make or allow property under his or its control to be used for any activity which generates hazardous waste except at an individual generation site for which a hazardous waste generator license has been granted by the Department. Unless otherwise provided by this ordinance, no person shall, within the County, store, deposit, keep, accumulate, process, treat, reclaim, dispose of, or otherwise handle, process, or cause to be transported hazardous waste except at a site or facility for which a license has been granted by the Department.

4.02 LICENSE ON PREMISES: The hazardous waste license shall be kept at the licensed location and shall be conspicuously displayed at all times.

4.03 LICENSING NOT EXCLUSIVE: The obtaining of a hazardous waste license shall not be deemed to exclude the necessity of obtaining other appropriate licenses or permits except as expressly provided herein.

#### 4.04 FEES:

A. The County Board shall, by resolution, establish fees, including fees for the initial license, initial application and plan review, and renewal of licenses.

B. The County Board may, by resolution, establish such other fees as may be necessary for the administration of this ordinance.

C. Fees for the new licenses are due thirty (30) days after the billing date. Fees for renewal of licenses are due 30 days prior to the expiration of the current license. As used above, fees include license fees, MPCA surcharges, application fees, and penalties for late renewal. The penalties for late fee payment are outlined in the Administrative Ordinance.

D. Fees for license renewal shall be based on the past year's rate of generation. If the license is for new waste generation, the fee shall be based on an estimated rate of generation which is acceptable to the Department.

4.05 LICENSE TERM: Unless otherwise provided by the County Board, each license granted pursuant to the provisions of this ordinance shall be nontransferable and shall be for a period of not more than one year, unless earlier suspended

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or revoked. The license year for hazardous waste sites and facilities shall be from July 1 - June 30. The license year for hazardous waste generators shall be from April 1 - March 31. Hazardous waste generator licenses in force at the time of adoption of this ordinance shall be renewed or extended to the new license year date upon payment of the appropriate prorated license fee at the time of their next issuance.

#### 4.06 LICENSE APPLICATIONS:

- A. Applications for license or license renewal shall be submitted to the Department on forms provided by the Department. Applications shall provide such information as may be needed for the administration of this ordinance. Such information shall include, but not necessarily be limited to: name; address; telephone number; identification numbers; person responsible for hazardous waste management; management plan; disposal, treatment, or recovery methods, or process to be used; and special procedures and/or instructions. The application must be accompanied by the appropriate plan for the facility or generator. Applicants for a facility license shall submit to the Department, on request, all of the documents and supporting information required by the agency in its permitting procedures.
- B. Applications for a generator license received more than 75 days after commencement of operation, or applications for license renewal received after January 31, shall be considered late and subject to a late application penalty. Applications for license modification shall be deemed late, and subject to a late application penalty, if received later than as set forth in Section 4.10 B.
- C. Applicants for a facility license shall not commence any construction or operation until the license application has been approved by the County, nor shall they commence any operation until a license is issued. A facility license shall not be issued until the facility construction has been completed in compliance with this ordinance and the approved plans, and has been approved by the Department.

#### 4.07 INCOMPLETE OR NONCONFORMING APPLICATION:

- A. Generator. If an application for a generator license or license renewal is not complete or otherwise does not conform with the requirements set forth in this ordinance, the Department shall advise the applicant within sixty (60) days of application receipt, in writing, of the reasons for nonacceptance and may request that the applicant resubmit, modify, or otherwise alter the application. The applicant shall comply with such requests within the time specified by the Department.
- B. Facility. If an application for a facility license or license renewal is not complete or otherwise does not conform with the requirements set forth in this ordinance, the Department shall advise the applicant within one hundred twenty (120) days of application receipt, in writing, of the reasons for nonacceptance and may request that the applicant resubmit, modify, or otherwise alter the application. The applicant shall comply with such requests within the time specified by the Department.



**4.08 RENEWAL:**

- A. Generator. Generator applications for license renewal shall be received by the Department no later than January 31. Applications for license renewal must be accompanied by a statement of any change in information submitted in the last approved license or in the license renewal application. If there are no changes, it shall be so stated in the license renewal application. If the Department does not act on a generator license renewal application, which is complete and submitted on time, the current license shall continue in force until action is taken.
- B. Facility. Facility applications for license renewal shall be received by the Department no later than February 28. Applications for license renewal must be accompanied by a statement of any change in information submitted in the last approved license or in the license renewal application. If there are no changes, it shall be so stated in the license renewal application. If the County does not act on a facility license renewal application, which is complete and submitted on time, the current license shall continue in force until action is taken.

**4.09 DENIAL:**

- A. Generator. Failure by the County to act on an initial generator license application within sixty (60) days, from the date of receipt of a completed application, shall constitute grounds for the applicant to request a hearing. The request for a hearing shall be governed by Section 2.01 of this ordinance. Failure to act shall be construed as denial without prejudice.
- B. Facility. Except as provided in Section 4.11 D., failure by the County to act on an initial facility license application within one hundred twenty (120) days from the date of receipt of a completed application, shall constitute grounds for the applicant to request a hearing. The request for a hearing shall be governed by Section 2.01 of this ordinance. Failure to act shall be construed as denial without prejudice.

**4.10 GENERATORS:**

- A. Management Plan. Applications for a generator license must include a management plan for each hazardous waste stream. Such plan shall provide for the proper identification, evaluation, handling, labeling, and storage of hazardous wastes; for the collection and transportation of said waste by Environmental Protection Agency registered transporters; and for the disposal or recycling of all hazardous waste generated.
- B. Change in Management Plan. Any change in hazardous waste generation, other than an increase in volume, which changes the physical or chemical characteristics of a hazardous waste currently covered by an approved management plan, or produces a new hazardous waste not covered by an approved management plan, must be submitted to the Department for approval before any shipment may occur. These procedures must be complied with in addition to the provisions of Section 4.08.
- C. Denial of Change in Management Plan. The Department shall have sixty (60) days after receipt to approve or deny a requested change in a management plan. If denied, notice of denial and the reasons therefore,

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shall be served upon the generator by mail. The notice shall inform the generator of his right to request a hearing. The generator's request for a hearing shall be governed by Section 2.01 of this ordinance.

- D. On-site Treatment. For licensing purposes, the Department may consider on-site treatment, by the generator, of on-site generated hazardous waste as part of the generator's licensure and may exempt such on-site treatment from facility licensing requirements. Such exemption shall be limited to the following types of treatment: elementary neutralization for pH adjustment; pretreatment prior to sewerage; recovery of reusable solvents by distillation; combustion with fuel for energy recovery of D001 wastes; and/or thermal treatment of aqueous wastes to reduce volume. The treatment must be described in the generator license application and approved by the Department. The Department may impose such license conditions as may be deemed necessary to monitor the treatment operation and ensure community health and safety.
- E. Fee Exemptions. Hazardous waste generators producing a total of ten (10) gallons or less per year of hazardous wastes shall be exempted from the license fee requirement. Hazardous wastes which are feedstocks shall be exempted from the license fee requirement.
- F. Sewered Wastes. Generators utilizing the sanitary sewer system for the disposal of hazardous wastes shall comply with all of the requirements of this ordinance. They shall maintain on site a copy of reports required by the Metropolitan Waste Control Commission concerning the character, concentration, and quantity of the sewered hazardous waste for inspection by the Department. These reports shall be maintained for a period of three (3) years from the report date. Generators shall not discharge hazardous wastes to on-site sewage tanks, soil absorption, or disposal systems.

4.11 TRANSFER, STORAGE, RESOURCE RECOVERY, DISPOSAL, TREATMENT, AND OTHER HANDLING OR PROCESSING SITES AND FACILITIES:

- A. Bonds. Unless otherwise provided by the County Board, issuance of a hazardous waste transfer, storage, resource recovery, disposal, treatment, or other handling or processing site or facility license, pursuant to the provisions of this ordinance, shall be contingent upon the applicant furnishing to the County a bond in an amount to be set by resolution of the County Board and naming the County as obligee with sufficient sureties duly licensed and authorized to transact corporate surety business in the State of Minnesota as sureties. The condition of such bond shall be that if the principal fails to obey any of the requirements or do any of the acts required by this ordinance or the license in the operation of the site or facility, or if, for any reason, the applicant ceases to operate or abandons the site or facility, and the County is required to expend monies or expend any labor or material to restore the site or facility to the condition and requirements as provided by the ordinance or license, the principal and the sureties on its bond shall reimburse the County for any and all expenses incurred to remedy the failure of the principal to comply with the terms of the ordinance or license, and that the principal and its sureties will indemnify and save the County harmless from all losses, costs, and charges that may occur to the County because

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of any default of the principal under the terms of his license to operate and the ordinance of the County. In lieu of the above, for facilities permitted or granted interim status by the agency, the license applicant shall submit, in a form acceptable to the County Board, satisfactory evidence of compliance with the agency's financial assurance requirements.

- B. Insurance. Unless otherwise provided by the County Board, issuance of a hazardous waste transfer, storage, resource recovery, disposal, treatment, or other handling or processing site or facility license, pursuant to the provisions of this ordinance, shall be contingent upon the applicant furnishing to the County satisfactory evidence of compliance with Minn. Rule Parts 7045.0518 and 7045.0620. The County shall be notified thirty (30) days prior to the effective date of a cancellation or change of insurance.
- C. Change in Facility Operation. No change shall be made in the operation of a hazardous waste facility unless such change is first approved by the County.
- D. Interim Status. Any person who, on the day this ordinance becomes effective, owns or operates a hazardous waste transfer, storage, disposal, resource recovery, treatment, or other handling or processing site or facility shall apply for a hazardous waste facility license within one hundred twenty (120) days of the effective date of this ordinance. Said person shall operate the hazardous waste site or facility in conformance with Minn. Rule Parts 7045.0552 - 7045.0606 and 7045.0626 - 7045.0642. Any person operating in full compliance with this paragraph shall be considered to be in compliance with Section 4.01 until the County acts to grant or deny the license.

#### SECTION V. VIOLATIONS AND PENALTIES

- 5.01 MISDEMEANOR: Any person who fails to comply with the provisions of this ordinance is guilty of a full misdemeanor. A separate offense shall be deemed committed upon each day during or on which a violation occurs or continues.
- 5.02 INJUNCTIVE RELIEF: In the event of a violation or a threat of violation of this ordinance, the County may institute appropriate actions or proceedings, including requesting injunctive relief to prevent, restrain, correct, or abate such violations or threatened violations.
- 5.03 CIVIL ACTION OR COST AS SPECIAL TAX: If a person fails to comply with the provisions of this ordinance, the County may recover cost incurred for corrective action in a civil action in any court of competent jurisdiction or, at the discretion of the County Board, the costs may be certified to the County Auditor as a special tax against the real property.
- 5.04 LATE APPLICATION AND PAYMENT PENALTIES: The penalty for late initial license application, late license renewal application, and late fee payment shall be as follows:
  - A. One (1) to fourteen (14) days late, a fifteen percent (15%) penalty.
  - B. Fifteen (15) to thirty (30) days late, a twenty-five percent (25%) penalty.



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- C. Thirty-one (31) days late to forty-five (45) days late (for initial licensees) or thirty-one (31) days late to the date of license expiration (for renewal licensees), a fifty percent (50%) penalty.

The penalty shall be a percentage of the license fee for the forthcoming license year. The penalty for late initial application and late renewal application shall be assessed in addition to the license fee and to any other penalties which may be incurred. A renewal application form received after expiration of the current license year shall be considered an initial license application, and shall be assessed initial application fees, the 50% late application penalty, and the license fee.

- 5.05 CITATIONS: Citations may be issued by the Department pursuant to Section IV. of the Administrative Ordinance.
- 5.06 EMBARGO: The Department may embargo and forbid the removal, transport, disposal, treatment, or use of any material which is or is suspected to be a hazardous waste and which is being mismanaged, or which the Department has reason to suspect is being or will be managed in violation of this ordinance. The Department shall place a tag to indicate the embargo on the suspect material. No person shall remove the tag or remove, transport, dispose, treat, or use such embargoed material except as authorized by the Department.

#### SECTION VI. MODIFICATION OF REQUIREMENTS

- 6.01 WAIVERS OR MODIFICATIONS: The County Board may waive or modify the strict application of the provisions of this ordinance by reducing or waiving certain requirements when such requirements are unnecessary or impractical, or by imposing additional requirements necessary to reduce risk of harm to persons, property, or the environment.
- 6.02 AGENCY APPROVAL: No modification or waiver may be granted if it would result in noncompliance with Minn. Rules Chapter 7045, unless such modification or waiver has been approved or granted by the agency.
- 6.03 CLOSURE/POST-CLOSURE: For facilities permitted or granted interim status by the agency, amendments to the facility closure/post-closure plans and extensions to the closure/post-closure period shall be granted by the Department only where said amendment has been approved by the agency.

#### SECTION VII. REPEAL OF WASHINGTON COUNTY HAZARDOUS WASTE MANAGEMENT ORDINANCE

- 7.01 ORDINANCE REPEALED: The Washington County Hazardous Waste Management Ordinance #64 as adopted on May 17, 1988, is repealed and superceded by this ordinance.

#### SECTION VIII. EFFECTIVE DATE

- 8.01 EFFECTIVE DATE: This ordinance shall become effective immediately upon passage by the County Board and publication according to law.

Passed by the Board of County Commissioners of Washington County, Minnesota, this 26th day of September, 1989.

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/S/DONALD G. SCHEEL

DON SCHEEL, CHAIRMAN  
BOARD OF COUNTY COMMISSIONERS

ATTEST:

APPROVED AS TO FORM:

/S/CHARLES J. SWANSON

CHARLES SWANSON  
COUNTY ADMINISTRATOR

/S/RICHARD M. ARNEY

RICHARD M. ARNEY  
COUNTY ATTORNEY

RECOMMENDED BY:

/S/MARY LUTH

MARY LUTH  
DIRECTOR OF PUBLIC HEALTH

ORDINANCE PREPARED BY THE DEPARTMENT OF PUBLIC HEALTH.

COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED  
UNANIMOUSLY; COMMISSIONER EVERT ABSENT.

**NATIONAL MENTAL ILLNESS AWARENESS WEEK**

COMMISSIONER MCMULLEN MOVED TO PROCLAIM OCTOBER 1 - 7 AS NATIONAL  
MENTAL ILLNESS AWARENESS WEEK IN WASHINGTON COUNTY. COMMISSIONER  
LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY;  
COMMISSIONER EVERT ABSENT.

**LEGISLATIVE UPDATE**

THE INTERGOVERNMENTAL RELATIONS COORDINATOR UPDATED THE BOARD ON THE  
SPECIAL LEGISLATIVE SESSION.

**GENERAL ADMINISTRATION**

COMMISSIONER MCMULLEN MOVED TO RESCHEDULE THE PUBLIC BUDGET HEARING  
DATES FROM OCTOBER 25 AND OCTOBER 30, 1989 TO NOVEMBER 29 AND  
DECEMBER 4, 1989. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS  
ADOPTED UNANIMOUSLY; COMMISSIONER EVERT ABSENT.

THE BOARD DISCUSSED THE POSSIBILITY OF NOT MEETING ON DECEMBER 26,  
1989.



SEPTEMBER 26, 1989

**EXECUTIVE (CLOSED) SESSION**

COMMISSIONER LARKIN MOVED TO GO INTO EXECUTIVE (CLOSED) SESSION FOR ATTORNEY/CLIENT DISCUSSION ON PENDING LITIGATION STRATEGY REGARDING J.A.R. BRIDGE COMPANY. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER EVERT ABSENT. THE TIME BEING 9:35 A.M. PRESENT FOR THE CLOSED SESSION: COMMISSIONERS MCMULLEN, SCHEEL, AND LARKIN. STAFF PRESENT CHARLES SWANSON, COUNTY ADMINISTRATOR; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; BOB TURRENTINE, ASSISTANT COUNTY ATTORNEY; TOM GREEDER, ASSISTANT AUDITOR-TREASURER; RICHARD STAFFORD, AUDITOR-TREASURER; MARK MATTSON, PUBLIC WORKS; DON WISNIEWSKI, DIRECTOR PUBLIC WORKS; AND PATRICIA RADDATZ, ADMINISTRATION SECRETARY.

COMMISSIONER LARKIN MOVED TO RISE OUT OF CLOSED SESSION. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER EVERT ABSENT. THE CLOSED SESSION CONCLUDED AT 10:05 A.M.

**BOARD CORRESPONDENCE**

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE.

THE BOARD CHAIRMAN ASKED FOR ANY ADDITIONAL COMMENTS FROM THE BOARD AND AUDIENCE; NONE WERE HEARD.

**ADJOURNMENT**

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER MCMULLEN MOVED TO ADJOURN, SECONDED BY COMMISSIONER LARKIN AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER EVERT ABSENT. THE MEETING ADJOURNED AT 10:10 A.M.



DONALD G. SCHEEL, CHAIRMAN  
COUNTY BOARD

ATTEST:



CHARLES J. SWANSON  
COUNTY ADMINISTRATOR

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
OCTOBER 3, 1989

WASHINGTON COUNTY REGIONAL RAIL AUTHORITY

THE BOARD OF COMMISSIONERS CONVENED AS THE WASHINGTON COUNTY REGIONAL RAIL AUTHORITY AT 9:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. OFFICIAL PROCEEDINGS OF THE WASHINGTON COUNTY REGIONAL RAIL AUTHORITY ARE ON FILE IN THE OFFICE OF ADMINISTRATION.

COUNTY BOARD REGULAR SESSION

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 9:05 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, SCHEEL AND LARKIN. ABSENT NONE. DISTRICT 1 COMMISSIONER OFFICE VACANT. CHAIRMAN SCHEEL PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; JIM SCHUG, SOCIAL SERVICES DIRECTOR; JACK PERKOVICH, PARKS DIRECTOR; DON WISNIEWSKI, PUBLIC WORKS DIRECTOR; RICHARD STAFFORD, AUDITOR-TREASURER; LYLE DOERR, FACILITIES MANAGER; DENNIS HEGBERG, CANDIDATE, COMMISSIONER DISTRICT 1.

CONSENT CALENDAR

COMMISSIONER LARKIN MOVED, SECONDED BY COMMISSIONER EVERT TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL FOR PRESENTATION OF UNCOLLECTED WARRANTS TO THE COURT ADMINISTRATOR FOR CITATION ISSUANCE.
2. REVIEW OF GAMBLING LICENSE RENEWAL APPLICATION FROM FOREST LAKE HOCKEY ASSOCIATION TO BE USED AT WILLOW POINT SUPPER CLUB, FOREST LAKE TOWNSHIP.
3. BIDS WERE RECEIVED FOR ANNUAL OFFICE SUPPLY CONTRACT AS FOLLOWS:

	<u>NET TOTAL</u>
S & T OFFICE PRODUCTS, INC. ST. PAUL, MN	\$36,940
A & E BUSINESS PRODUCTS BLOOMINGTON, MN	\$37,433

APPROVAL TO AWARD OFFICE SUPPLY CONTRACT TO S & T OFFICE PRODUCTS INC., ST. PAUL, MN, LOWEST RESPONSIBLE BIDDER FOR THE PERIOD OF OCTOBER 1, 1989 THROUGH SEPTEMBER 30, 1990 WITH OPTION TO RENEW TWO CONSECUTIVE TWELVE MONTH TIME PERIODS.

OCTOBER 3, 1989

4. APPROVAL OF CONTRACT AMENDMENT WITH EAST SUBURBAN RESOURCES TO ADD CENTRAL INTAKE AND REFERRAL SERVICES, FOR THE PERIOD SEPTEMBER 30, 1989 TO JANUARY 1, 1990.
5. AUTHORIZATION FOR UP TO A MAXIMUM OF 100 OVERTIME HOURS IN THE PLANNING DEPARTMENT TO FULFILL CONTRACTED BUILDING INSPECTION AND 201 OPERATION AND MAINTENANCE AND CLOSEOUT.
6. INFORMATION ONLY REPORT ON FUNDING FOR AN 84 FOOT FISHING PIER ON LAKE ELMO.
7. AUTHORIZATION FOR CHAIRMAN AND ADMINISTRATOR TO EXECUTE A PROPERTY MANAGEMENT SERVICES AGREEMENT WITH JUDD ORFF AND ASSOCIATES, STILLWATER.
8. APPROVAL OF EXTENSION TO DEPARTMENT OF CORRECTIONS GRANT AWARD INCLUDING MATCHING FUNDS.

THE FOREGOING CONSENT CALENDAR WAS UNANIMOUSLY ADOPTED.

#### PUBLIC WORKS DEPARTMENT

THE PARKS DIVISION MANAGER APPEARED BEFORE THE BOARD AND PRESENTED A REVIEW OF THE PINE POINT PARK MASTER PLAN DRAFT AND REQUESTED BOARD APPROVAL OF THE PLAN AS AMENDED FROM THE PUBLIC MEETING. COMMISSIONER EVERT SUGGESTED THAT ONGOING MEETINGS BE HELD WITH PROPERTY OWNERS ADJACENT TO THE PARK TO IMPROVE COMMUNICATION. KATHY BUCK, CHAIRMAN OF THE STILLWATER TOWNSHIP BOARD, AND DENNIS HEGBERG, CANDIDATE COMMISSIONER DISTRICT 1, ALSO COMMENTED ON THE MASTER PLAN. COMMISSIONER LARKIN MOVED TO TABLE APPROVAL OF THE PINE POINT PARK MASTER PLAN UNTIL AFTER THE SPECIAL ELECTION IS HELD IN COMMISSIONER DISTRICT 1. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

#### AUDITOR-TREASURER/PUBLIC WORKS

THE AUDITOR-TREASURER AND THE PUBLIC WORKS DIRECTOR ADDRESSED THE BOARD CONCERNING OPTIONS FOR CONTINUING OPERATION OF THE J.A.R. TOLL BRIDGE OVER THE MISSISSIPPI RIVER BETWEEN ST. PAUL PARK AND INVER GROVE HEIGHTS. (THE BRIDGE COMPANY HAS FAILED TO MAKE TAX PAYMENTS TO THE COUNTY FOR FOUR YEARS.)

COMMISSIONER LARKIN MOVED TO REVOKE THE PERMIT TO OPERATE AND MAINTAIN J.A.R. TOLL BRIDGE, ST. PAUL PARK. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

COMMISSIONER MCMULLEN MOVED TO DIRECT STAFF TO REPORT BACK ON THE ADVISABILITY OF AUTHORIZING J.A.R. TO INCREASE THE TOLL FOR USE OF ITS BRIDGE BETWEEN ST. PAUL PARK AND INVER GROVE HEIGHTS; WITH SAID REPORT TO INCLUDE INPUT FROM DAKOTA COUNTY. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

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**GENERAL ADMINISTRATION**

THE DEPUTY ADMINISTRATOR, HEALTH AND HUMAN SERVICES, REPORTED ON THE RELOCATION OF EAST SUBURBAN RESOURCES (ESR) IN ORDER TO ACCOMMODATE EXPANDED COUNTY SERVICES IN THE COTTAGE GROVE FACILITY. COMMISSIONER MCMULLEN MOVED TO APPROVE ESR MOVE DATES OF JANUARY 1, AND JULY 1, 1990, AND FUNDS UP TO \$7,000 FOR RELOCATION COSTS. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

**BOARD CORRESPONDENCE**

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE INCLUDING A LETTER FROM FAEGRE & BENSON CONCERNING JUNKER SANITATION, REFERRED TO THE COUNTY ATTORNEY'S OFFICE.

**ADJOURNMENT**

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER MCMULLEN MOVED TO ADJOURN, SECONDED BY COMMISSIONER EVERT AND IT WAS ADOPTED UNANIMOUSLY. THE MEETING ADJOURNED AT 10:30 A.M., FOLLOWED BY A BOARD WORKSHOP WITH THE LIBRARY BOARD OF DIRECTORS AND PUBLIC WORKS CONCERNING CAPITAL IMPROVEMENT PLAN (CIP) FUNDING.

**BOARD WORKSHOP**

THE BOARD OF COMMISSIONERS HELD A WORKSHOP SESSION WITH PUBLIC WORKS DEPARTMENT AND THE LIBRARY BOARD OF DIRECTORS TO DISCUSS CAPITAL IMPROVEMENT FUNDING OPTIONS FOR LIBRARY AND HIGHWAY PROJECTS. NO BUSINESS WAS TRANSACTED AND THE PUBLIC WAS WELCOME TO ATTEND. THE MEETING WAS CALLED TO ORDER AT 10:50 A.M. AND THE FOLLOWING INDIVIDUALS WERE PRESENT: COMMISSIONERS LARKIN, SCHEEL, EVERT, AND MCMULLEN; JIM WELLS, LIBRARY DIRECTOR; BURTON BAKER; JUDY BULL, LIBRARY BOARD; CHARLES SWANSON; DON WISNIEWSKI; MARK MATTSON; VIRGINIA ERDAHL; JERRY TURNQUIST. THE WORKSHOP SESSION CONCLUDED AT 11:45 A.M.



DONALD G. SCHEEL, CHAIRMAN  
COUNTY BOARD

ATTEST:



CHARLES J. SWANSON  
COUNTY ADMINISTRATOR

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
OCTOBER 10, 1989

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 9:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, SCHEEL AND LARKIN. ABSENT NONE. DISTRICT 1 COMMISSIONER OFFICE VACANT. CHAIRMAN SCHEEL PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; DON WISNIEWSKI, DIRECTOR PUBLIC WORKS; JEFF HANSON, INTERGOVERNMENTAL RELATIONS COORDINATOR; MARY LUTH, DIRECTOR PUBLIC HEALTH; ZACK HANSEN, PUBLIC HEALTH; JUDY ARENDS, PUBLIC HEALTH; JACK PERKOVICH, PARKS DIVISION MANAGER; RICK BACKMAN, SOCIAL SERVICES; JIM SCHUG, DIRECTOR SOCIAL SERVICES; DOUG KARSKY, SOCIAL SERVICES; AND LESTER RYDEEN, CANDIDATE COMMISSIONER DISTRICT 1.

**CONSENT CALENDAR**

COMMISSIONER EVERT MOVED, SECONDED BY COMMISSIONER LARKIN TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL OF THE SEPTEMBER 26 BOARD MEETING MINUTES.
2. APPROVAL TO APPOINT GORDON MOOSBRUGGER, WEST LAKE LAND TOWNSHIP, TO THE VALLEY BRANCH WATERSHED DISTRICT BOARD OF MANAGERS FOR A NEW TERM BEGINNING NOVEMBER 13, 1989 TO NOVEMBER 13, 1992.
3. INFORMATION ONLY - TOM DWIGHT, MAHTOMEDI, HAS BEEN APPOINTED TO THE METROPOLITAN PARKS AND OPEN SPACE COMMISSION.
4. ADOPTION OF **RESOLUTION NO. 89-94** AS FOLLOWS:

APPROVAL OF HOUSING AND REDEVELOPMENT  
BOND WAIVER, MN LAWS 1989

WHEREAS, MN STATE STATUTE 645.021 REQUIRES LOCAL APPROVAL OF SPECIAL LAWS, AND

WHEREAS, LOCAL APPROVAL MUST COME AFTER FINAL ENACTMENT OF THE BILL AND MUST BE FILED BEFORE THE FIRST DAY OF THE NEXT REGULAR SESSION OF THE STATE LEGISLATURE,

NOW, THEREFORE, BE IT RESOLVED, THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS HEREBY APPROVES ENACTMENT OF MN LAWS 1989, CHAPTER 79, HOUSING AND REDEVELOPMENT BOND WAIVER.

BE IT FURTHER RESOLVED THAT A COPY OF THIS RESOLUTION ALONG WITH THE CERTIFICATE OF APPROVAL OF SPECIAL LAW BE FILED WITH THE OFFICE OF THE SECRETARY OF STATE.

5. APPROVAL OF CLUB ON-SALE INTOXICATING LIQUOR LICENSE FOR WITHROW BALLROOM, HUGO, MN, JULY 1, 1989 TO JUNE 31, 1990.



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6. REVIEW OF CHARITABLE GAMBLING LICENSE APPLICATION AND REQUEST FOR 60 DAY WAIVER NOTICE PERIOD FOR NORTHWEST SADDLE CLUB, HUGO, MN, FOR USE AT THE OLD LOG CABIN, FOREST LAKE TOWNSHIP.

7. ADOPTION OF **RESOLUTION NO. 89-95** AS FOLLOWS:

REPURCHASE OF TAX FORFEITED LAND BY  
OWNER W.D. LARSON

WHEREAS, W.D. LARSON THE OWNER HAS MADE AND FILED AN APPLICATION WITH THE COUNTY AUDITOR FOR THE REPURCHASE OF THE HEREINAFTER DESCRIBED PARCEL OF TAX FORFEITED LAND, IN ACCORDANCE WITH THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, OF AMENDED, WHICH LAND IS SITUATED IN THE COUNTY OF WASHINGTON, MINNESOTA, AND DESCRIBED AS FOLLOWS, TO-WIT:

PID #10692-2050 PART OF LOT 1 BLOCK 28 ORIGINAL TOWN OF STILLWATER

AND WHEREAS, SAID APPLICANT HAS SET FORTH IN HIS APPLICATION THAT HARDSHIP AND INJUSTICE HAS RESULTED BECAUSE OF THE FORFEITURE OF SAID LAND, FOR THE FOLLOWING REASONS, TO WIT: MY AVAILABLE CASH FLOW WAS NEEDED TO PUT INTO MY BUSINESS, DURING THAT PERIOD OF TIME. THAT THE REPURCHASE OF SAID LAND BY ME WILL PROMOTE AND BEST SERVE THE PUBLIC INTEREST, BECAUSE I FEEL IT IS TO THE ADVANTAGE OF THE CITY OF STILLWATER TO HAVE AN OWNER THAT KEEPS UP HIS PROPERTY AND BRINGS BUSINESS TO THE CITY.

AND WHEREAS, THIS BOARD IS OF THE OPINION THAT SAID APPLICATION SHOULD BE GRANTED FOR SUCH REASONS,

NOW THEREFORE BE IT RESOLVED, THAT THE APPLICATION OF W.D. LARSON FOR THE PURCHASE OF THE ABOVE DESCRIBED PARCEL OF TAX FORFEITED LAND BE AND THE SAME IS HEREBY GRANTED AND THE COUNTY AUDITOR IS HEREBY AUTHORIZED AND DIRECTED TO PERMIT SUCH REPURCHASE ACCORDING TO THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, AS AMENDED.

8. ADOPTION OF **RESOLUTION NO. 89-96** AS FOLLOWS:

REPURCHASE OF TAX FORFEITED LAND BY  
OWNER W.D. LARSON

WHEREAS, W.D. LARSON THE OWNER HAS MADE AND FILED AN APPLICATION WITH THE COUNTY AUDITOR FOR THE REPURCHASE OF THE HEREINAFTER DESCRIBED PARCEL OF TAX FORFEITED LAND, IN ACCORDANCE WITH THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, OF AMENDED, WHICH LAND IS SITUATED IN THE COUNTY OF WASHINGTON, MINNESOTA, AND DESCRIBED AS FOLLOWS, TO-WIT:

PID #10691-6080 PART OF LOT 5 BLOCK 27 ORIGINAL TOWN OF STILLWATER

AND WHEREAS, SAID APPLICANT HAS SET FORTH IN HIS APPLICATION THAT HARDSHIP AND INJUSTICE HAS RESULTED BECAUSE OF THE FORFEITURE OF SAID LAND,

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FOR THE FOLLOWING REASONS, TO WIT: MY AVAILABLE CASH FLOW WAS NEEDED TO PUT INTO MY BUSINESS, DURING THAT PERIOD OF TIME. THAT THE REPURCHASE OF SAID LAND BY ME WILL PROMOTE AND BEST SERVE THE PUBLIC INTEREST, BECAUSE I FEEL IT IS TO THE ADVANTAGE OF THE CITY OF STILLWATER TO HAVE AN OWNER THAT KEEPS UP HIS PROPERTY AND BRINGS BUSINESS TO THE CITY.

AND WHEREAS, THIS BOARD IS OF THE OPINION THAT SAID APPLICATION SHOULD BE GRANTED FOR SUCH REASONS,

NOW THEREFORE BE IT RESOLVED, THAT THE APPLICATION OF W.D. LARSON FOR THE PURCHASE OF THE ABOVE DESCRIBED PARCEL OF TAX FORFEITED LAND BE AND THE SAME IS HEREBY GRANTED AND THE COUNTY AUDITOR IS HEREBY AUTHORIZED AND DIRECTED TO PERMIT SUCH REPURCHASE ACCORDING TO THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, AS AMENDED.

9. ADOPTION OF **RESOLUTION NO. 89-97** AS FOLLOWS:

REPURCHASE OF TAX FORFEITED LAND BY  
OWNER JOHN B. RACHIE

WHEREAS, JOHN B. RACHIE THE OWNER HAS MADE AND FILED AN APPLICATION WITH THE COUNTY AUDITOR FOR THE REPURCHASE OF THE HEREINAFTER DESCRIBED PARCEL OF TAX FORFEITED LAND, IN ACCORDANCE WITH THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, OF AMENDED, WHICH LAND IS SITUATED IN THE COUNTY OF WASHINGTON, MINNESOTA, AND DESCRIBED AS FOLLOWS, TO-WIT:

PID #81024-0300 PART OF LOT 1 SECTION 24 TOWNSHIP 32 RANGE 21

AND WHEREAS, SAID APPLICANT HAS SET FORTH IN HIS APPLICATION THAT HARDSHIP AND INJUSTICE HAS RESULTED BECAUSE OF THE FORFEITURE OF SAID LAND, FOR THE FOLLOWING REASONS, TO WIT: THE OWNERS OF SAID PROPERTY DID NOT RECEIVE ACTUAL NOTICE OF THE IMPENDING FORFEITURE. (ALTHOUGH WASHINGTON COUNTY APPEARS TO HAVE SENT TWO REGISTERED LETTERS, THERE IS NOT ANY SIGNED RECEIPT FOR THE SAME, EVEN THOUGH AT THE TIME THIS OWNER WAS HOSPITALIZED AT HOME WITH THREE BROKEN BONES IN HIS NECK.) THE PROPERTY IN QUESTION IS A PART OF THE OWNERS HOMESTEAD AND INCLUDES THE DRIVEWAY FROM THE TOWNSHIP ROAD AND PERHAPS THE NECESSARY SIDE YARD SET BACK FOR THE GARAGE. REPURCHASE OF SAID LAND BY ME WILL PROMOTE AND BEST SERVE THE PUBLIC INTEREST, BECAUSE IF SAID LAND IS NOT REPURCHASED A NEW CULVERT WILL HAVE TO BE INSTALLED ON THE TOWNSHIP ROAD TO ACCESS THE HOMESTEAD.

AND WHEREAS, THIS BOARD IS OF THE OPINION THAT SAID APPLICATION SHOULD BE GRANTED FOR SUCH REASONS,

NOW THEREFORE BE IT RESOLVED, THAT THE APPLICATION OF JOHN B. RACHIE FOR THE PURCHASE OF THE ABOVE DESCRIBED PARCEL OF TAX FORFEITED LAND BE AND THE SAME IS HEREBY GRANTED AND THE COUNTY AUDITOR IS

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HEREBY AUTHORIZED AND DIRECTED TO PERMIT SUCH REPURCHASE ACCORDING TO THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, AS AMENDED.

10. APPROVAL OF 1989-1990 CONTRACT WITH FRANK MADDEN & ASSOCIATES FOR SERVICES AS THE COUNTY'S LABOR RELATIONS CONSULTANT AND AUTHORIZATION TO THE COUNTY ATTORNEY TO FINALIZE THE WRITTEN CONTRACT.

11. ADOPTION OF **RESOLUTION NO. 89-98** AS FOLLOWS:

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT

BE IT RESOLVED, THAT WASHINGTON COUNTY ENTER INTO A GRANT AGREEMENT WITH THE STATE OF MINNESOTA FOR THE PROJECT ENTITLED "BIG MARINE PARK PROJECT" TO BE CONDUCTED DURING THE PERIOD FROM JULY 1, 1989 THROUGH DECEMBER 31, 1992.

BE IT ALSO RESOLVED, THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS HEREBY AUTHORIZES ITS CHAIRMAN AND THE COUNTY ADMINISTRATOR TO EXECUTE SUCH AGREEMENTS AS ARE NECESSARY TO IMPLEMENT THE PROJECT ON BEHALF OF WASHINGTON COUNTY.

12. APPROVAL TO AUTHORIZE THE PLANNING DEPARTMENT TO ISSUE A BUILDING PERMIT TO THE VETERAN'S REST CAMP, BIG MARINE PARK RESERVE, TO REPLACE A GARAGE.

13. APPROVAL OF PLAT OF PHEASANT RIDGE 3RD ADDITION, WEST LAKELAND TOWNSHIP.

14. ADOPTION OF **RESOLUTION NO. 89-100** AS FOLLOWS:

STAY OF PROCEEDING, APPEAL OF SUSPENSION OF  
JUNKER SANITATION SERVICES LICENSE

THIS MATTER CAME BEFORE THE WASHINGTON COUNTY BOARD OF COMMISSIONERS ON A REQUEST BY JUNKER SANITATION SERVICES, INC., TO STAY THE PROCEEDINGS ON ITS APPEAL OF ITS LICENSE SUSPENSION PENDING FINAL DISPOSITION OF THE PARALLEL CRIMINAL CHARGES BROUGHT AGAINST APPELLANT.

WHEREAS, A HEARING ON THE APPEAL OF THE SUSPENSION OF JUNKER SANITATION SERVICES, INC.'S LICENSE FOR THE COLLECTION AND TRANSPORTATION OF SOLID WASTE IS SCHEDULED TO TAKE PLACE ON NOVEMBER 6, 1989 BEFORE ADMINISTRATIVE LAW JUDGE HOWARD L. KAIBEL, JR.;

WHEREAS, JUNKER SANITATION SERVICES, INC., MAY ENCOUNTER SUBSTANTIAL PREJUDICE TO ITS RIGHTS IF THE APPEAL OF ITS LICENSE SUSPENSION PROCEEDS IN TANDEM WITH THE CRIMINAL CHARGES; AND

WHEREAS, AS IS EVIDENCED BY THE STIPULATION SIGNED BY THE ATTORNEYS FOR APPELLANT AND THE WASHINGTON

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COUNTY DEPARTMENT OF PUBLIC HEALTH, THE PARTIES HAVE AGREED THAT JUSTICE WOULD BE BEST SERVED IF THIS MATTER WERE STAYED UNTIL AFTER THE CRIMINAL MATTER PROCEEDED TO FINAL RESOLUTION,

NOW, THEREFORE, BE IT RESOLVED THAT ALL PROCEEDINGS IN THE APPEAL OF THE SUSPENSION OF JUNKER SANITATION SERVICES, INC.'S LICENSE TO COLLECT AND TRANSPORT SOLID WASTE IN WASHINGTON COUNTY BE AND HEREBY IS STAYED PENDING FINAL RESOLUTION IN DISTRICT COURT OF THE CRIMINAL MATTER IDENTIFIED AS STATE OF MINNESOTA V. JUNKER, INC., COURT CASE NO. K2-89-4039. ONCE FINAL RESOLUTION OF THE CRIMINAL MATTER HAS BEEN MADE IN DISTRICT COURT, THE HEARING OF THE APPEAL ON THE LICENSE SUSPENSION SHALL BE HELD NO LATER THAN NINETY (90) DAYS AFTER THE DATE OF FINAL DISPOSITION OF THE ABOVE-ENTITLED CRIMINAL PROCEEDING.

THE FOREGOING CONSENT CALENDAR WAS UNANIMOUSLY ADOPTED.

#### PUBLIC HEALTH DEPARTMENT

THE ENVIRONMENTAL HEALTH SPECIALIST PRESENTED A REPORT ON THE ALLOCATION OF 1989 RECYCLING BONUS GRANT FUNDS TO ELIGIBLE CITIES AND TOWNSHIPS IN THE COUNTY.

#### COMMUNITY SOCIAL SERVICES

COMMISSIONER LARKIN MOVED TO AUTHORIZE STAFF TO ISSUE A REQUEST FOR PROPOSAL FOR DEVELOPMENT OF AN ICF-MR FACILITY FOR PERSONS BEING DISPLACED BY THE CLOSURE OF THE VALOR-HEMINGWAY FACILITY IN COTTAGE GROVE. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

#### PUBLIC WORKS DEPARTMENT

**CSAH 21** - COMMISSIONER SCHEEL MOVED TO ADOPT **RESOLUTION NO. 89-99** AS FOLLOWS:

##### EMINENT DOMAIN PROCEEDINGS FOR CSAH 21

WHEREAS, WASHINGTON COUNTY PROPOSES TO CONSTRUCT AND IMPROVE COUNTY STATE AID HIGHWAY NO. 21 FROM CSAH 20 TO ONE-QUARTER MILE SOUTH OF 45TH STREET; AND

WHEREAS, THE IMPROVEMENTS CONSIST OF REALIGNING AND RECONSTRUCTING SAID ROADWAY AS HEREIN DETERMINED NECESSARY TO PROVIDE FOR THE SAFETY OF THE TRAVELING PUBLIC; AND

WHEREAS, THE ACQUISITION OF RIGHT-OF-WAY OVER CERTAIN LANDS IS NECESSARY TO PROVIDE FOR SAID CONSTRUCTION; AND

WHEREAS, WASHINGTON COUNTY HAS AUTHORITY TO ACQUIRE RIGHT-OF-WAY FOR HIGHWAY PURPOSES BY EMINENT DOMAIN PURSUANT TO MINN. STAT. 162.02, SUBD. 5; AND

WHEREAS, WASHINGTON COUNTY HAS THE RIGHT TO ACQUIRE RIGHT-OF-WAY PRIOR TO THE FILING OF AN

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AWARD BY THE COURT APPOINTED COMMISSIONERS  
PURSUANT TO MINN. STAT. 117.011 AND 117.042;  
AND

WHEREAS, WASHINGTON COUNTY HAS BEEN UNABLE TO  
SUCCESSFULLY NEGOTIATE THE ACQUISITION OF THE  
REQUIRED RIGHT-OF-WAY FOR THE FOLLOWING PARCELS:

RIGHT-OF-WAY PLAT NO. 64 PARCEL NOS. 1, 2  
RIGHT-OF-WAY PLAT NO. 65 PARCEL NOS. 4, 6  
RIGHT-OF-WAY PLAT NO. 66 PARCEL NOS. 1, 6, 7, 8,  
9, 10  
RIGHT-OF-WAY PLAT NO. 67 PARCEL NOS. 1, 3, 9, 12  
RIGHT-OF-WAY PLAT NO. 68 PARCEL NOS. 1, 3, 4, 5

TOGETHER WITH THE SLOPE, DRAINAGE AND CONSTRUCTION  
EASEMENTS AS SET FORTH IN THE ENGINEER'S PLANS AND  
SPECIFICATIONS.

NOW, THEREFORE, BE IT RESOLVED THAT THE WASHINGTON  
COUNTY BOARD OF COMMISSIONERS HEREBY AUTHORIZES  
THE ACQUISITION OF SAID LAND BY EMINENT DOMAIN AND  
TO TAKE TITLE AND POSSESSION OF THAT LAND PRIOR TO  
THE FILING OF AN AWARD BY THE COURT APPOINTED  
COMMISSIONERS PURSUANT TO MINN. STAT. 162.02,  
SUBD. 5, 117.011 AND 117.042.

BE IT FURTHER RESOLVED THAT THE WASHINGTON COUNTY  
ATTORNEY IS REQUESTED TO FILE THE NECESSARY  
PETITION THEREFOR AND TO PROSECUTE SAID ACTION TO  
A SUCCESSFUL CONCLUSION OR UNTIL IT IS ABANDONED,  
DISMISSED OR TERMINATED BY THE COUNTY OR THE  
COURT.

COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED  
UNANIMOUSLY.

**SQUARE LAKE PARK** - THE PARKS DIRECTOR REPORTED ON SITE LOCATION  
FOR THE PROPOSED NEW BEACH BUILDING AT SQUARE LAKE PARK ALONG WITH  
OPTIONS FOR FUTURE PARK EXPANSION. ALSO COMMENTING WAS JAMES SEIDL,  
MAY TOWNSHIP BOARD MEMBER.

#### **GENERAL ADMINISTRATION**

**BOARD CORRESPONDENCE** - BOARD CORRESPONDENCE WAS RECEIVED AND  
PLACED ON FILE INCLUDING A REPORT FROM THE MINNESOTA DEPARTMENT OF  
CORRECTIONS CONCERNING THE COUNTY JAIL; AND A LETTER FROM THE STATE  
DEPARTMENT OF JOBS AND TRAINING REFERRED TO THE CONTROLLER.

#### **ADJOURNMENT**

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD COMMISSIONER  
LARKIN MOVED TO ADJOURN, SECONDED BY COMMISSIONER MCMULLEN AND IT WAS  
ADOPTED UNANIMOUSLY. THE MEETING ADJOURNED AT 9:35 A.M., FOLLOWED BY  
A BOARD WORKSHOP WITH PUBLIC WORKS TO DISCUSS CAPITAL IMPROVEMENT  
PLANNING.



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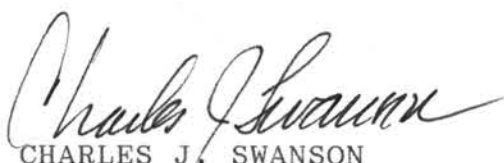
**BOARD WORKSHOP**

THE BOARD OF COMMISSIONERS HELD A WORKSHOP SESSION WITH PUBLIC WORKS DEPARTMENT TO CONTINUE DISCUSSION ON CAPITAL IMPROVEMENT PLAN FUNDING OPTIONS. NO BUSINESS WAS TRANSACTED AND THE PUBLIC WAS WELCOME TO ATTEND. PRESENT FOR THE SESSION WERE COMMISSIONERS MCMULLEN, SCHEEL AND EVERT; STAFF, JOHN DEVINE, DON WISNIEWSKI, MARK MATTSON, CHARLES SWANSON, VIRGINIA ERDAHL, JERRY TURNQUIST, JANE HARPER. THE WORKSHOP SESSION CONCLUDED AT 11:00 A.M.



DONALD G. SCHEEL, CHAIRMAN  
COUNTY BOARD

ATTEST:



CHARLES J. SWANSON  
COUNTY ADMINISTRATOR

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
OCTOBER 17, 1989

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 9:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, SCHEEL AND LARKIN. ABSENT NONE. DISTRICT 1 COMMISSIONER OFFICE VACANT. CHAIRMAN SCHEEL PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; MARY LUTH, DIRECTOR PUBLIC HEALTH; JIM SCHUG, DIRECTOR SOCIAL SERVICES; JEFF HANSON, INTERGOVERNMENTAL RELATIONS COORDINATOR; AND LESTER RYDEEN, CANDIDATE FOR COMMISSIONER DISTRICT 1.

**CONSENT CALENDAR**

COMMISSIONER MCMULLEN MOVED, SECONDED BY COMMISSIONER EVERT TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL OF THE OCTOBER 3, 1989 BOARD MEETING MINUTES.
2. ADOPTION OF **RESOLUTION NO. 89-101**, AS FOLLOWS:

CONVEYANCE OF TAX FORFEITED LAND  
CITY OF COTTAGE GROVE

WHEREAS, THE COUNTY BOARD OF WASHINGTON COUNTY, MINNESOTA HAS EXAMINED INTO THE ALLEGATIONS OF THE APPLICATIONS OF THE CITY OF COTTAGE GROVE, DATED SEPTEMBER 11, 1989, FOR THE CONVEYANCE OF CERTAIN LANDS DESCRIBED AS FOLLOWS:

TAX PARCEL 27019-2200-1

PROPERTY ID #28900-2151-1 OUTLOT F, WOODRIDGE PARK ADDITION, CITY OF COTTAGE GROVE

PROPERTY ID #28900-2000-1 OUTLOT A, WOODRIDGE PARK ADDITION, CITY OF COTTAGE GROVE

CITY OF COTTAGE GROVE, OUTLOT A, HINTON HEIGHTS 1ST ADDITION, (27500-2000-1)

TAX PARCEL NO. 27007-2800-1

THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF WASHINGTON COUNTY, MINNESOTA, THAT IT HEREBY APPROVES SAID APPLICATION AND RECOMMENDS THAT THE SAME BE GRANTED.

3. APPROVAL OF 1990 CONTRACT WITH KEY COMPUTER SERVICES, INC., TO PROVIDE COMPUTER SUPPORT SERVICES FOR THE FOOD STAMP PROGRAM, WELFARE INFORMATION AND PAYMENT SYSTEM, AND THE SOCIAL WELFARE FUND SYSTEM.
4. AUTHORIZATION FOR THE COUNTY BOARD CHAIRMAN AND VICE-CHAIRMAN TO SIGN AGREEMENTS WITH THE STATE OF MINNESOTA DEPARTMENT OF HEALTH FOR THE ADMINISTRATION OF THE 1990-91 WIC PROGRAM.

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5. ADOPTION OF THE FOLLOWING RESOLUTIONS CONCERNING BIG MARINE PARK RESERVE:

**RESOLUTION NO. 89-102**

PURCHASE OF PROPERTY LOCATED AT 11303  
LOMOND TRAIL NORTH - BIG MARINE PARK

WHEREAS, WASHINGTON COUNTY IS INTERESTED IN ACQUIRING THE PROPERTY LOCATED AT 11303 LOMOND TRAIL NORTH, IN MAY TOWNSHIP, FOR INCLUSION INTO THE BIG MARINE PARK RESERVE AND WHEREAS THE OWNERS AGREE TO SELL THE PROPERTY.

NOW, THEREFORE BE IT RESOLVED, THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS HEREBY AUTHORIZES ITS CHAIRMAN AND ADMINISTRATOR TO EXECUTE ON BEHALF OF THE COUNTY A PURCHASE AGREEMENT AND ANY OTHER DOCUMENT NECESSARY FOR THE COUNTY TO PURCHASE THE PROPERTY LOCATED AT 11303 LOMOND TRAIL NORTH, MAY TOWNSHIP, LEGALLY DESCRIBED AS:

SEE ADDENDUM NO. 1 - LEGAL DESCRIPTION

FOR THE SUM OF \$189,200.00; IN TOTAL, UPON THE FOLLOWING TERMS AND CONDITIONS:

1. CONVEYANCE SHOULD BE BY WARRANTY DEED PURSUANT TO THE TERMS AND CONDITIONS OF A STANDARD MILLER-DAVIS PURCHASE AGREEMENT FREE AND CLEAR OF ALL LIENS, CHARGES AND ENCUMBRANCES;
2. SELLER TO PAY ALL LEVIED OR PENDING SPECIAL ASSESSMENTS (IF ANY);
3. SELLER TO PAY STATE DEED TAX AND ABSTRACT EXPENSES;
4. REAL ESTATE TAXES SHALL BE PRO RATED AS OF DECEMBER 1, 1989;
5. BUYER TO PAY RECORDING FEE(S);
6. CLOSING IS TO BE ON OR BEFORE DECEMBER 1, 1989. THE CLOSING SHALL BE HANDLED THROUGH THE WASHINGTON COUNTY ATTORNEY'S OFFICE.
7. SELLERS MAY RETAIN POSSESSION, RENT FREE, THROUGH MAY 31, 1990. SELLERS TO GIVE WASHINGTON COUNTY 60 DAYS WRITTEN NOTICE OF INTENT TO VACATE PROPERTY. THE SELLERS SHALL BE OBLIGATED TO PAY ALL UTILITIES, INCLUDING FUEL OIL, GAS, ELECTRICITY, WATER, TELEPHONE, SEWER, AND GARBAGE HAULING, WHILE THEY ARE IN POSSESSION OF THE PROPERTY. SELLERS SHALL BE OBLIGATED TO PERFORM ALL MAINTENANCE IN ORDER TO KEEP THE PROPERTY IN A REASONABLE REPAIR, NORMAL WEAR AND TEAR EXCEPTED.
8. SELLERS HAVE AGREED TO WAIVE RELOCATION BENEFITS IN RETURN FOR AN ADDITIONAL PAYMENT OF \$5,000. SAID PAYMENT IS OVER AND ABOVE STATED SALESPRICE OF \$189,200.
9. SELLERS SHALL REMOVE BARBED WIRE FENCING AND FENCEPOSTS FROM PROPERTY. SELLERS HAVE THE OPTION OF REMOVING FROM THE PROPERTY ASSORTED ROSE BUSHES, ELECTRIC GARAGE DOOR OPENERS, FIREPLACE INSERT (FIREPLACE TO BE LEFT FUNCTIONAL), REFRIGERATOR, WASHER AND DRYER, AND CEILING FAN IN KITCHEN (SELLER SHALL INSTALL FIXTURE TO REPLACE CEILING FAN).
10. FUEL OIL SHALL BE PRORATED AT TIME SELLER VACATES PROPERTY.

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ADDENDUM NO. 1  
HEGNA LEGAL DESCRIPTION

PARCEL ONE:

THAT PART OF THE NORTH HALF OF THE SOUTHEAST QUARTER (N1/2 OF SE1/4) OF SECTION SIX (6), IN TOWNSHIP 31 NORTH, RANGE 20 WEST, WASHINGTON COUNTY, MINNESOTA, DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF THE NORTH HALF OF THE SOUTHEAST QUARTER (N1/2 OF SE1/4) OF SECTION 6; THENCE WEST, ALONG THE NORTH LINE OF THE NORTH HALF OF SOUTHEAST QUARTER (N1/2 OF SE1/4), A DISTANCE OF TWO HUNDRED SIXTY-FIVE AND THREE TENTHS (265.3) FEET; THENCE SOUTHERLY, PARALLEL WITH THE EAST LINE OF THE NORTH HALF OF SOUTHEAST QUARTER (N1/2 OF SE1/4), A DISTANCE OF THIRTEEN HUNDRED TWENTY (1320) FEET, MORE OR LESS, TO THE SOUTH LINE OF THE NORTH HALF OF SOUTHEAST QUARTER (N1/2 OF SE1/4); THENCE EASTERLY, ALONG SAID SOUTH LINE A DISTANCE OF TWO HUNDRED SIXTY-FIVE (265) FEET, MORE OR LESS, TO THE SOUTHEAST CORNER OF THE NORTH HALF OF SOUTHEAST QUARTER (N1/2 OF SE1/4) OF SECTION SIX (6); THENCE NORTHERLY, ALONG THE EAST LINE OF THE NORTH HALF OF SOUTHEAST QUARTER (N1/2 OF SE1/4), A DISTANCE OF THIRTEEN HUNDRED TWENTY (1320) FEET, MORE OR LESS, TO THE POINT OF BEGINNING, AND THAT PART OF THE N1/2 OF SE1/4 OF SECTION 6, TOWNSHIP 31 NORTH, RANGE 20 WEST, DESCRIBED AS FOLLOWS: COMMENCING AT THE EAST 1/4 CORNER OF SECTION 6; THENCE W'LY ALONG THE EAST-WEST 1/4 LINE OF SECTION 6 A DISTANCE OF 265.3 FEET; THENCE S'LY PARALLEL WITH THE EAST LINE OF SECTION 6 A DISTANCE OF 241.7 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING S'LY ALONG SAID PARALLEL LINE A DISTANCE OF 208.7 FEET; THENCE W'LY PARALLEL WITH THE EAST-WEST 1/4 LINE OF SECTION 6 A DISTANCE OF 208.7 FEET; THENCE N'LY PARALLEL WITH THE EAST LINE OF SECTION 6 A DISTANCE OF 208.7 FEET; THENCE E'LY PARALLEL WITH THE EAST-WEST 1/4 LINE OF SECTION 6 A DISTANCE OF 208.7 FEET TO THE POINT OF BEGINNING, ACCORDING TO THE U.S. GOVERNMENT SURVEY THEREOF. SUBJECT TO LOMOND TRAIL NORTH AND EASEMENTS OF RECORD.

PARCEL TWO:

THAT PART OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 6, TOWNSHIP 31 NORTH, RANGE 20 WEST, WASHINGTON COUNTY, MINNESOTA, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE NORTH LINE OF SAID NORTHEAST QUARTER OF THE SOUTHEAST QUARTER DISTANT 474 FEET WESTERLY OF THE NORTHEAST CORNER THEREOF; THENCE SOUTH, PARALLEL WITH THE EAST LINE OF SAID SECTION 6 A DISTANCE OF 450.4 FEET; THENCE EAST, PARALLEL WITH THE NORTH LINE OF SAID NORTHEAST QUARTER OF THE SOUTHEAST QUARTER, 208.7 FEET; THENCE SOUTH, PARALLEL WITH THE EAST LINE OF SAID SECTION 6 A DISTANCE OF 870 FEET, MORE OR LESS, TO THE SOUTH LINE OF SAID NORTHEAST QUARTER OF THE SOUTHEAST QUARTER; THENCE WEST ALONG SAID SOUTH LINE 645 FEET, MORE OR LESS, TO THE WEST LINE OF THE EAST 910 FEET OF SAID NORTHEAST QUARTER OF THE SOUTHEAST QUARTER; THENCE NORTH ALONG SAID WEST LINE 1320 FEET, MORE OR LESS, TO THE NORTH LINE OF SAID NORTHEAST QUARTER OF THE SOUTHEAST QUARTER; THENCE EAST ALONG SAID NORTH LINE 436 FEET, MORE OR LESS, TO THE POINT OF BEGINNING. SUBJECT TO LOMOND TRAIL NORTH ALONG THE NORTH LINE AND OTHER VALID EASEMENTS, RESERVATIONS AND RESTRICTIONS, IF ANY.

RESOLUTION NO. 89-103

PURCHASE OF TORNING PROPERTY - BIG MARINE PARK

WHEREAS, WASHINGTON COUNTY IS INTERESTED IN ACQUIRING THE TORNING PROPERTY LOCATED IN MAY TOWNSHIP, FOR INCLUSION INTO THE BIG MARINE PARK RESERVE AND WHEREAS THE OWNER AGREES TO SELL THE PROPERTY.

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NOW, THEREFORE BE IT RESOLVED, THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS HEREBY AUTHORIZES ITS CHAIRMAN AND ADMINISTRATOR TO EXECUTE ON BEHALF OF THE COUNTY A PURCHASE AGREEMENT AND ANY OTHER DOCUMENT NECESSARY FOR THE COUNTY TO PURCHASE THE PROPERTY, LEGALLY DESCRIBED AS:

LOT 6, OAK LANE ADDITION, WASHINGTON COUNTY, MINNESOTA

FOR THE SUM OF \$2,000.00; IN TOTAL, UPON THE FOLLOWING TERMS AND CONDITIONS:

1. CONVEYANCE SHOULD BE BY WARRANTY DEED PURSUANT TO THE TERMS AND CONDITIONS OF A STANDARD MILLER-DAVIS PURCHASE AGREEMENT FREE AND CLEAR OF ALL LIENS, CHARGES AND ENCUMBRANCES;
2. SELLER TO PAY ALL LEVIED OR PENDING SPECIAL ASSESSMENTS (IF ANY) AND ALL BACK TAXES;
3. SELLER TO PAY ABSTRACT EXPENSES;
4. REAL ESTATE TAXES SHALL BE PRO RATED AS OF THE DATE OF CLOSING;
5. BUYER TO PAY RECORDING FEE(S) AND STATE DEED TAX;
6. CLOSING IS TO BE ON OR BEFORE DECEMBER 1, 1989. THE CLOSING SHALL BE HANDLED THROUGH THE WASHINGTON COUNTY ATTORNEY'S OFFICE.
7. ALL PERSONAL ITEMS SHALL BE REMOVED FROM THE PROPERTY PRIOR TO CLOSING.

**RESOLUTION NO. 89-104**

**PURCHASE OF REIBEL PROPERTY - BIG MARINE PARK**

WHEREAS, WASHINGTON COUNTY IS INTERESTED IN ACQUIRING THE REIBEL PROPERTY LOCATED ON MARGO AVENUE IN NEW SCANDIA TOWNSHIP, FOR INCLUSION INTO THE BIG MARINE PARK RESERVE AND WHEREAS THE OWNERS AGREE TO SELL THE PROPERTY.

NOW, THEREFORE BE IT RESOLVED, THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS HEREBY AUTHORIZES ITS CHAIRMAN AND ADMINISTRATOR TO EXECUTE ON BEHALF OF THE COUNTY A PURCHASE AGREEMENT AND ANY OTHER DOCUMENT NECESSARY FOR THE COUNTY TO PURCHASE THE PROPERTY, LEGALLY DESCRIBED AS:

LOT 1, BLOCK 2, BIG LAKE ESTATES, WASHINGTON COUNTY, MINNESOTA

FOR THE SUM OF \$81,600.00; IN TOTAL, UPON THE FOLLOWING TERMS AND CONDITIONS:

1. CONVEYANCE SHOULD BE BY WARRANTY DEED PURSUANT TO THE TERMS AND CONDITIONS OF A STANDARD MILLER-DAVIS PURCHASE AGREEMENT FREE AND CLEAR OF ALL LIENS, CHARGES AND ENCUMBRANCES;
2. SELLER TO PAY ALL LEVIED OR PENDING SPECIAL ASSESSMENTS (IF ANY);
3. BUYER TO PAY STATE DEED TAX, RECORDING FEE AND ABSTRACT EXPENSES;
4. REAL ESTATE TAXES SHALL BE PRO RATED AS OF DECEMBER 31, 1989;
5. CLOSING IS TO BE ON OR BEFORE NOVEMBER 15, 1989. THE CLOSING SHALL BE HANDLED THROUGH THE WASHINGTON COUNTY ATTORNEY'S OFFICE.



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6. SELLERS MAY RETAIN POSSESSION, RENT FREE, THROUGH MAY 31, 1990. THE SELLERS SHALL BE OBLIGATED TO PAY ALL UTILITIES, INCLUDING FUEL OIL, GAS, ELECTRICITY, WATER, TELEPHONE, SEWER, AND GARBAGE HAULING, WHILE THEY ARE IN POSSESSION OF THE PROPERTY. SELLERS SHALL BE OBLIGATED TO PERFORM ALL MAINTENANCE IN ORDER TO KEEP THE PROPERTY IN A REASONABLE REPAIR, NORMAL WEAR AND TEAR EXCEPTED. SELLERS ARE TO WINTERIZE THE MOBILE HOME PRIOR TO THE WINTER OF 1989/1990.
7. SELLERS SHALL HAVE THE FIRST RIGHT TO RENT THE SUBJECT PROPERTY AFTER MAY 31, 1990 (THE DATE OF POSSESSION). THE RENT SHALL BE DETERMINED AT THAT TIME AND WILL BE BASED ON THE RENTAL PROPERTY MARKET. SELLERS SHALL GIVE 60 DAYS NOTICE OF INTENT TO MOVE OR RENT.
8. SELLERS TO REMOVE RED MAPLE SAPLING, LOCUST SAPLING, SMALL LILAC BUSH, DOCK, AND CEILING FAN IN KITCHEN. SELLERS TO REPLACE CEILING FAN IN KITCHEN WITH LIGHT FIXTURE. STOVE AND REFRIGERATOR TO REMAIN WITH MOBILE HOME.
9. TOTAL SALESPRICE OF THE PROPERTY IS \$81,600; WITH \$20,000 TO BE PAID AT CLOSING AND THE REMAINING BALANCE OF \$61,600 TO BE PAID JANUARY 10, 1990. THIS SPLIT PAYMENT IS AT THE REQUEST OF THE SELLER. INTEREST DOES NOT ACCRUE ON THE UNPAID BALANCE.

**RESOLUTION NO. 89-105****PURCHASE OF WILSON PROPERTY - BIG MARINE PARK**

WHEREAS, WASHINGTON COUNTY IS INTERESTED IN ACQUIRING THE PROPERTY LOCATED AT 12015 165TH STREET NORTH, IN MAY TOWNSHIP, FOR INCLUSION INTO THE BIG MARINE PARK RESERVE AND WHEREAS THE OWNERS AGREE TO SELL THE PROPERTY.

NOW, THEREFORE BE IT RESOLVED, THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS HEREBY AUTHORIZES ITS CHAIRMAN AND ADMINISTRATOR TO EXECUTE ON BEHALF OF THE COUNTY A PURCHASE AGREEMENT AND ANY OTHER DOCUMENT NECESSARY FOR THE COUNTY TO PURCHASE THE PROPERTY LOCATED AT 12015 165TH STREET NORTH, MAY TOWNSHIP, LEGALLY DESCRIBED AS:

**LEGAL DESCRIPTION ON SEPARATE PAGE**

FOR THE SUM OF \$147,500.00; IN TOTAL, UPON THE FOLLOWING TERMS AND CONDITIONS:

1. CONVEYANCE SHOULD BE BY WARRANTY DEED PURSUANT TO THE TERMS AND CONDITIONS OF A STANDARD MILLER-DAVIS PURCHASE AGREEMENT FREE AND CLEAR OF ALL LIENS, CHARGES AND ENCUMBRANCES;
2. SELLER TO PAY ALL LEVIED OR PENDING SPECIAL ASSESSMENTS (IF ANY);
3. SELLER TO PAY STATE DEED TAX AND ABSTRACT EXPENSES;
4. REAL ESTATE TAXES SHALL BE PRO RATED AS OF NOVEMBER 15, 1989;
5. BUYER TO PAY RECORDING FEE(S);
6. CLOSING IS TO BE ON OR BEFORE NOVEMBER 15, 1989. THE CLOSING SHALL BE HANDLED THROUGH THE WASHINGTON COUNTY ATTORNEY'S OFFICE.
7. SELLERS MAY RETAIN POSSESSION, RENT FREE, THROUGH FEBRUARY 28, 1990. THE SELLERS SHALL BE OBLIGATED TO PAY ALL UTILITIES, INCLUDING FUEL OIL, GAS, ELECTRICITY, WATER, TELEPHONE, SEWER, AND GARBAGE HAULING, WHILE THEY ARE IN POSSESSION OF THE PROPERTY.

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SELLERS SHALL BE OBLIGATED TO PERFORM ALL MAINTENANCE IN ORDER TO KEEP THE PROPERTY IN A REASONABLE REPAIR, NORMAL WEAR AND TEAR EXCEPTED.

8. SELLERS HAVE AGREED TO WAIVE RELOCATION BENEFITS IN RETURN FOR AN ADDITIONAL PAYMENT OF \$5,000. SAID PAYMENT IS OVER AND ABOVE STATED SALESPRICE OF \$147,500.

#### WILSON LEGAL DESCRIPTION

THE NORTH HALF OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER, (N1/2NW1/4SE1/4) OF SECTION 8, TOWNSHIP 31 NORTH, RANGE 20 WEST, EXCEPT THAT PART THEREOF LYING EASTERLY OF THE FOLLOWING DESCRIBED LINE: COMMENCING AT A POINT ON THE NORTH LINE OF THE N1/2 OF THE NW1/4 OF SE1/4 OF SAID SECTION 8, WHICH POINT IS 50 FEET WEST OF THE NORTHEAST CORNER THEREOF; THENCE SOUTHWESTERLY IN A STRAIGHT LINE TO A POINT ON THE SOUTH LINE OF THE N1/2NW1/4SE1/4 OF SAID SECTION 8, WHICH POINT IS 79 FEET WEST OF THE SOUTHEAST CORNER THEREOF AND TERMINATING.

TOGETHER WITH A NON-EXCLUSIVE EASEMENT FOR ROADWAY AND DRIVEWAY PURPOSES, INCLUDING THE RIGHT OF INGRESS AND EGRESS BY PEDESTRIANS AND MOTOR VEHICLES AND THE RIGHT OF MAINTENANCE AND REPAIR OF SAID ROAD OR ROADWAY OVER AND ACROSS THE FOLLOWING DESCRIBED PROPERTY: ALL THAT PART OF THE N1/2NW1/4SE1/4 OF SECTION 8, TOWNSHIP 31 NORTH, RANGE 20 WEST, LEGALLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF THE N1/2NW1/4SE1/4 OF SAID SECTION 8 (POINT OF BEGINNING); THENCE WESTERLY ALONG THE NORTH LINE OF SAID N1/2 A DISTANCE OF 50 FEET; THENCE SOUTHWESTERLY IN A STRAIGHT LINE TO A POINT ON THE SOUTH LINE OF THE N1/2NW1/4SE1/4 OF SECTION 8, WHICH POINT IS 79 FEET WEST OF THE SOUTHEAST CORNER THEREOF, THENCE EASTERLY ALONG SAID SOUTH LINE OF SAID N1/2NW1/4SE1/4 OF SECTION 8 A DISTANCE OF 50 FEET; THENCE NORTHEASTERLY IN A STRAIGHT LINE TO A POINT ON THE EAST LINE OF THE N1/2NW1/4SE1/4 OF SECTION 8 WHICH IS 60 FEET SOUTH OF THE NORTHEAST CORNER OF SAID N1/2; THENCE NORTHERLY ALONG SAID EASTERLY LINE TO THE NORTHEAST CORNER OF SAID N1/2NW1/4SE1/4, THE POINT OF BEGINNING, AND THERE TERMINATING.

#### RESOLUTION NO. 89-106

#### PURCHASE TREML PROPERTY - BIG MARINE PARK

WHEREAS, WASHINGTON COUNTY IS INTERESTED IN ACQUIRING THE TREML PROPERTY LOCATED ON MAY AVENUE IN MAY TOWNSHIP, FOR INCLUSION INTO THE BIG MARINE PARK RESERVE AND WHEREAS THE OWNER AGREES TO SELL THE PROPERTY.

NOW THEREFORE BE IT RESOLVED, THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS HEREBY AUTHORIZES ITS CHAIRMAN AND ADMINISTRATOR TO EXECUTE ON BEHALF OF THE COUNTY A PURCHASE AGREEMENT AND ANY OTHER DOCUMENT NECESSARY FOR THE COUNTY TO PURCHASE THE PROPERTY, LEGALLY DESCRIBED AS:

#### SEE ATTACHED LEGAL DESCRIPTION

FOR THE SUM OF \$190,800.00; IN TOTAL, UPON THE FOLLOWING TERMS AND CONDITIONS:

1. CONVEYANCE SHOULD BE BY WARRANTY DEED PURSUANT TO THE TERMS AND CONDITIONS OF A STANDARD MILLER-DAVIS PURCHASE AGREEMENT FREE AND CLEAR OF ALL LIENS, CHARGES AND ENCUMBRANCES;
2. SELLER TO PAY ALL LEVIED OR PENDING SPECIAL ASSESSMENTS (IF ANY);
3. SELLER TO PAY STATE DEED TAX AND ABSTRACT EXPENSES;

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4. REAL ESTATE TAXES SHALL BE PRO RATED AS OF NOVEMBER 15, 1989.
5. BUYER TO PAY RECORDING FEE(S);
6. CLOSING IS TO BE ON OR BEFORE NOVEMBER 15, 1989. THE CLOSING SHALL BE HANDLED THROUGH THE WASHINGTON COUNTY ATTORNEY'S OFFICE.
7. SELLER MAY RETAIN POSSESSION, RENT FREE, THROUGH FEBRUARY 28, 1990. THE SELLERS SHALL BE OBLIGATED TO PAY ALL UTILITIES, INCLUDING FUEL OIL, GAS, ELECTRICITY, WATER, TELEPHONE, SEWER, AND GARBAGE HAULING, WHILE THEY ARE IN POSSESSION OF THE PROPERTY. SELLERS SHALL BE OBLIGATED TO PERFORM ALL MAINTENANCE IN ORDER TO KEEP THE PROPERTY IN A REASONABLE REPAIR, NORMAL WEAR AND TEAR EXCEPTED.
8. SELLERS SHALL HAVE THE FIRST RIGHT TO RENT THE SUBJECT PROPERTY AFTER FEBRUARY 28, 1990 (THE DATE OF POSSESSION). THE RENT SHALL BE DETERMINED AT THAT TIME AND WILL BE BASED ON THE RENTAL PROPERTY MARKET.
9. THE SELLER SHALL BE REIMBURSED FOR FUEL OIL REMAINING AT THE DATE OF POSSESSION. THIS REIMBURSEMENT WILL BE BASED ON THE COST OF FUEL OIL AT THAT DATE.

#### TREML LEGAL DESCRIPTION

PARCEL 1: THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 17, TOWNSHIP 31 NORTH, RANGE 20 WEST, EXCEPTING THEREFROM THAT PART DESCRIBED AS FOLLOWS: COMMENCING ON THE SOUTH LINE OF SAID 40 ACRE TRACT ON THE WEST LINE OF THE ROAD RUNNING NORTH AND SOUTH ALONG THE EAST LINE OF SAID 40 ACRE TRACT, THENCE NORTHERLY ALONG THE WEST LINE OF SAID ROAD 30 RODS; THENCE WESTERLY ON A LINE PARALLEL WITH THE SOUTH LINE OF SAID 40 ACRE TRACT 6 RODS; THENCE SOUTHERLY PARALLEL WITH THE EAST LINE OF SAID 40 ACRE TRACT TO THE SOUTH LINE THEREOF; THENCE EASTERLY ALONG THE SOUTH LINE OF SAID 40 ACRE TRACT 6 RODS TO THE PLACE OF BEGINNING. AND EXCEPT THE NORTH 1/2 OF THE NORTH 1/2 OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 17, TOWNSHIP 31 NORTH, RANGE 20 WEST, AND EXCEPT THE EAST 1/2 OF THE WEST 1/2 OF THE SOUTH 1/2 OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 17, TOWNSHIP 31 NORTH, RANGE 20, SUBJECT TO COUNTY ROAD 81 OVER AND ACROSS THE SOUTH SIDE THEREOF AND EAST SIDE THEREOF.

PARCEL 2: THE EAST 1/2 OF THE WEST 1/2 OF THE SOUTH 1/2 OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 17, TOWNSHIP 31 NORTH, RANGE 20 WEST, SUBJECT TO COUNTY ROAD 81 OVER AND ACROSS THE SOUTH SIDE THEREOF.

6. INFORMATION ONLY - RECORDER FEES FOR THE MONTH OF SEPTEMBER, 1989.
7. APPROVAL OF THE SCHIFSKY GREEN RIDGE PLAT, GRANT TOWNSHIP.

THE FOREGOING CONSENT CALENDAR WAS UNANIMOUSLY ADOPTED.

#### PUBLIC HEALTH DEPARTMENT

1990-91 CHS PLAN - COMMISSIONER LARKIN MOVED TO ADOPT RESOLUTION NO. 89-107 AS FOLLOWS:

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## 1990-91 COMMUNITY HEALTH SERVICE PLAN UPDATE

WHEREAS, WASHINGTON COUNTY, IN COMPLIANCE WITH MINNESOTA STATUTE CHAPTER 145A., HAS DEVELOPED AN UPDATE TO ITS COMMUNITY HEALTH SERVICES PLAN, AND

WHEREAS, THE WASHINGTON COUNTY BOARD OF HEALTH RECEIVED AND HEARD THE RECOMMENDED PLAN UPDATE ON SEPTEMBER 5, 1989.

WHEREAS, THE WASHINGTON COUNTY BOARD OF HEALTH THROUGH ITS PUBLIC HEALTH ADVISORY COMMITTEE HELD A PUBLIC MEETING ON THE RECOMMENDED PLAN UPDATE ON SEPTEMBER 21, 1989.

NOW, THEREFORE, BE IT RESOLVED THAT THE 1990-91 COMMUNITY HEALTH SERVICES PLAN UPDATE IS TODAY ADOPTED IN ITS FINAL FORM.

BE IT FURTHER RESOLVED THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS (BOARD OF HEALTH) HEREBY DESIGNATES MARY LUTH, PUBLIC HEALTH DIRECTOR, AS THE AUTHORIZED OFFICIAL RESPONSIBLE FOR ADMINISTERING THE WASHINGTON COUNTY CHS PLAN AND DIRECTS HER TO SUBMIT SAID ADOPTED PLAN UPDATE TO THE MINNESOTA DEPARTMENT OF HEALTH.

COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

COMMISSIONER EVERT MOVED TO ADOPT **RESOLUTION NO. 89-108** AS FOLLOWS:

## DESIGNATION OF AGENT

WHEREAS, MINNESOTA STATUTES 145A.04, SUBD. 2 REQUIRES THAT "A BOARD OF HEALTH MUST APPOINT, EMPLOY, OR CONTRACT WITH A PERSON OR PERSONS TO ACT ON ITS BEHALF" AND,

WHEREAS, MINNESOTA STATUTES 145A.04, SUBD. 2 FURTHER REQUIRES THAT "THE BOARD SHALL NOTIFY THE COMMISSIONER (OF HEALTH) OF THE AGENT'S NAME, ADDRESS, AND PHONE NUMBER WHERE THE AGENT MAY BE REACHED BETWEEN BOARD MEETINGS AND SUBMIT A COPY OF THE RESOLUTION AUTHORIZING THE AGENT TO ACT ON THE BOARD'S BEHALF."

NOW, THEREFORE, BE IT RESOLVED THAT THE WASHINGTON COUNTY BOARD OF HEALTH HEREBY DESIGNATES MARY L. LUTH, PUBLIC HEALTH DIRECTOR, 14900 NORTH 61ST STREET, P.O. BOX 6, STILLWATER, MN 55082, 612-779-5445 AS ITS DULY APPOINTED AGENT AND GIVES TO HER THE DUTIES AND AUTHORITIES DESCRIBED IN MINNESOTA STATUTE CHAPTER 145A.

COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

**1989 SW-1 EVALUATION REPORT** - THE PUBLIC HEALTH DIRECTOR APPEARED BEFORE THE BOARD AND PRESENTED A REVIEW OF THE 1989 EVALUATION REPORT ON SW-1. COMMISSIONER LARKIN MOVED TO AUTHORIZE THE SUBMITTAL OF THE



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1989 EVALUATION REPORT ON SW-1 TO THE MPCA. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

# PLANNING DEPARTMENT

KERN REZONING REQUEST - COUNTY PLANNER PRESENTED A REVIEW OF THE REZONING REQUEST AS SUBMITTED BY VIOLET KERN PROPERTY OWNER AT THE SOUTHWEST CORNER OF HIGHWAY 36 AND STATE HIGHWAY 5 IN BAYTOWN TOWNSHIP. COMMISSIONER EVERT MOVED TO APPROVE ORDINANCE NO. 79 AS FOLLOWS:

## ZONING ORDINANCE AMENDMENT

### WASHINGTON COUNTY ORDINANCE NO. 79

AN ORDINANCE AMENDING THE WASHINGTON COUNTY ZONING ORDINANCE REGULATING LAND USE IN WASHINGTON COUNTY.

THE BOARD OF COMMISSIONERS OF WASHINGTON COUNTY ORDAINS:

SECTION 1: THE WASHINGTON COUNTY ZONING ORDINANCE IS HEREBY AMENDED BY PLACING THE FOLLOWING LEGALLY DESCRIBED PROPERTY IN THE COMMERCIAL - GENERAL BUSINESS ZONING DISTRICT:

THAT PART OF THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 6, TOWNSHIP 29 NORTH, RANGE 20 WEST, WASHINGTON COUNTY, MINNESOTA DESCRIBED AS FOLLOWS: BEGINNING AT THE NORTHEAST CORNER OF SAID EAST HALF OF THE NORTHWEST QUARTER; THENCE SOUTH 89 DEGREES 54 MINUTES 46 SECONDS WEST, ASSUMED BEARING, ALONG THE NORTH LINE OF SAID EAST HALF OF THE NORTHWEST QUARTER A DISTANCE OF 226.64 FEET; THENCE SOUTH 00 DEGREES 05 MINUTES 14 SECONDS EAST 210.87 FEET; THENCE SOUTH 55 DEGREES 00 MINUTES 00 SECONDS WEST 125.70 FEET; THENCE SOUTH 38 DEGREES 00 MINUTES 00 SECONDS WEST 541.00 FEET; THENCE SOUTH 30 DEGREES 06 MINUTES 59 SECONDS WEST 481.27 FEET; THENCE SOUTH 22 DEGREES 00 MINUTES 00 SECONDS WEST 535.77 FEET; THENCE SOUTH 70 DEGREES 00 MINUTES 00 SECONDS WEST 169.52 FEET TO THE WEST LINE OF SAID EAST HALF OF THE NORTHWEST QUARTER; THENCE SOUTH 02 DEGREES 04 MINUTES 39 SECONDS EAST ALONG SAID WEST LINE 990.09 FEET TO THE SOUTHWEST CORNER OF SAID EAST HALF OF THE NORTHWEST QUARTER; THENCE NORTH 24 DEGREES 41 MINUTES 50 SECONDS EAST 2938.94 FEET TO THE POINT OF BEGINNING, CONTAINING 17.59 ACRES, MORE OR LESS.

SECTION 2: THE ZONING ADMINISTRATOR IS HEREBY DIRECTED TO CHANGE THE WASHINGTON COUNTY ZONING ORDINANCE IN ACCORDANCE WITH THE FOREGOING INSTRUMENT.

SECTION 3: EFFECTIVE DATE. THIS ORDINANCE SHALL BE AND IS HEREBY DECLARED TO BE IN FULL FORCE AND EFFECT FROM AND AFTER ITS PASSAGE AND PUBLICATION ACCORDING TO LAW.

PASSED BY THE BOARD OF COMMISSIONERS OF WASHINGTON COUNTY, MINNESOTA THIS 17TH DAY OF OCTOBER, 1989.

/S/DONALD SCHEEL

DONALD SCHEEL, CHAIRMAN  
BOARD OF COUNTY COMMISSIONERS

ATTEST:

/S/ CHARLES J. SWANSON

CHARLES SWANSON  
COUNTY ADMINISTRATOR



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APPROVED AS TO FORM:

/S/ HOWARD R. TURRENTINE  
ASSISTANT COUNTY ATTORNEY

ORDINANCE PREPARED BY:

WASHINGTON COUNTY PLANNING DEPARTMENT  
14900 - 61ST STREET NORTH  
STILLWATER, MN 55082

COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

EAW NECESSITY FOR BRACHT MINING OPERATION - THE BOARD CONSIDERED THE MATTER OF WHETHER OR NOT THERE IS NEED FOR AN EAW (ENVIRONMENTAL ASSESSMENT WORKSHEET) FOR THE BRACHT MINING OPERATION IN NEW SCANDIA. COUNTY PLANNER O'DONNELL ADVISED THE BOARD THAT CONDITIONAL USE PERMIT REQUIRMENTS WOULD ADDRESS THE CONCERNS RAISED BY THE EAW PETITIONERS.

TOM OAKES, ADJACENT PROPERTY OWNER WAS PRESENT AND SPOKE IN FAVOR OF THE EAW.

COMMISSIONER LARKIN MOVED TO DENY THE REQUEST FOR PREPARATION OF AN EAW FOR BRACHT MINING. COMMISSIONER EVERT SECONDED THE MOTION.

COMMISSIONER MCMULLEN MOVED TO TABLE THE MATTER UNTIL AFTER THE SPECIAL ELECTION IN COMMISSIONER DISTRICT 1. THE MOTION DIED FOR A LACK OF A SECOND.

THE MOTION TO DENY THE REQUEST FOR PREPARATION OF THE EAW WAS ADOPTED WITH THE VOTE AS FOLLOWS: YES, COMMISSIONERS EVERT, SCHEEL AND LARKIN. OPPOSED: COMMISSIONER MCMULLEN.

#### GENERAL ADMINISTRATION

LUCY CHAVES, WASHINGTON COUNTY HRA, PRESENTED A REVIEW OF SECTION 8 FEDERAL RENT SUBSIDY PROGRAM AND ITS IMPLEMENTATION IN WASHINGTON COUNTY.

#### BOARD CORRESPONDENCE

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE INCLUDING LETTERS FROM THE CITIES OF FOREST LAKE CONCERNING MODIFIED DEVELOPMENT PROGRAM FOR TIF DISTRICT 1, 2 AND 3 IN THE CITY OF FOREST LAKE; A LETTER FROM ANOKA COUNTY CONCERNING JUVENILE DETENTION IN TREATMENT SERVICES; ALSO A LETTER FROM THE COMMISSIONER OF MPCA CONCERNING COOPERATION BETWEEN THE MPCA AND WASHINGTON COUNTY.

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ADJOURNMENT

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,  
COMMISSIONER MCMULLEN MOVED TO ADJOURN, SECONDED BY COMMISSIONER  
EVERT AND IT WAS ADOPTED UNANIMOUSLY. THE MEETING ADJOURNED AT 10:15  
A.M.



DONALD G. SCHEEL, CHAIRMAN  
COUNTY BOARD

ATTEST:



CHARLES J. SWANSON  
COUNTY ADMINISTRATOR

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
OCTOBER 24, 1989

WASHINGTON COUNTY REGIONAL RAIL AUTHORITY

THE WASHINGTON COUNTY REGIONAL RAIL AUTHORITY CONVENED AT 9:00 A.M. IN THE HISTORIC COURTHOUSE, STILLWATER, MINNESOTA. OFFICIAL PROCEEDINGS OF THE WASHINGTON COUNTY REGIONAL RAIL AUTHORITY ARE ON FILE IN THE OFFICE OF ADMINISTRATION.

COUNTY BOARD REGULAR SESSION

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 9:25 A.M. IN THE HISTORIC COURTHOUSE, STILLWATER, MINNESOTA. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, SCHEEL AND LARKIN. ABSENT NONE. DISTRICT 1 COMMISSIONER OFFICE VACANT. CHAIRMAN SCHEEL PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; JOHN DEVINE, CONTROLLER; JUDY HONMYHR, HUMAN RESOURCES DIRECTOR; JEFF HANSON, INTERGOVERNMENTAL RELATIONS COORDINATOR; DON WISNIEWSKI, PUBLIC WORKS DIRECTOR; LYLE DOERR, FACILITIES MANAGER; JIM TRUDEAU, SHERIFF; AND MARLENE WORKMAN, HISTORIC COURTHOUSE COORDINATOR.

TODAY'S BOARD MEETING HELD IN THE HISTORIC COURTHOUSE IN RECOGNITION OF THE COUNTY'S 140 YEARS OF SERVICE.

CONSENT CALENDAR

COMMISSIONER EVERT MOVED, SECONDED BY COMMISSIONER MCMULLEN TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL OF THE OCTOBER 10 BOARD MEETING MINUTES.
2. THE BOARD OF COMMISSIONERS WILL NOT MEET ON TUESDAY, NOVEMBER 28, 1989 DUE TO THE ANNUAL AMC CONFERENCE.
3. APPROVAL OF CONTRACT WITH THK ASSOCIATES INCORPORATED, ENGLEWOOD, COLORADO, FOR FEASIBILITY STUDY OF OAK GLEN GOLF COURSE; CONTRACT AMOUNT IS \$9,500 PLUS EXPENSES.
4. APPROVAL OF CONSULTANT AGREEMENT WITH GARY SPOONER, COTTAGE GROVE, MINNESOTA, FOR WOODBURY BRANCH OF COUNTY LICENSE BUREAU.
5. APPROVAL OF ON/SALE NON-INTOXICATING MALT LIQUOR LICENSE FOR LAKE ELMO JAYCEES HALLOWEEN PARTY, OCTOBER 27 AND 28, 1989.

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6. APPROVAL OF APPLICATIONS FOR REDUCTION OF REAL ESTATE VALUES AND  
HOMESTEAD CLASSIFICATIONS AS FOLLOWS:

<u>NAME</u>	<u>PARCEL NUMBER</u>	<u>AMOUNT REDUCED TO/ YEAR PAYABLE</u>
SECURE PROPERTIES INC.	27005-3000	6,460.74 /89
SECURE PROPERTIES INC.	27005-3000	5,748.10 /88
SECURE PROPERTIES INC.	27008-3450	6,359.78 /89
SECURE PROPERTIES INC.	27008-3450	5,658.28 /88
SECURE PROPERTIES INC.	27008-3425	5,458.24 /89
SECURE PROPERTIES INC.	27008-3425	4,861.28 /88
SECURE PROPERTIES INC.	27008-2350	REJECTED /89
SECURE PROPERTIES INC.	27008-2350	REJECTED /88
SECURE PROPERTIES INC.	27008-2550	REJECTED /89
SECURE PROPERTIES INC.	27008-2550	REJECTED /88
SECURE PROPERTIES INC.	27459-2950	580.58 /89
SECURE PROPERTIES INC.	27459-2975	580.58 /89
SECURE PROPERTIES INC.	27459-3000	580.58 /89
SECURE PROPERTIES INC.	27459-3025	580.58 /89
SECURE PROPERTIES INC.	27459-3050	580.58 /89
SECURE PROPERTIES INC.	27459-3075	580.58 /89
SECURE PROPERTIES INC.	27459-3100	580.58 /89
SECURE PROPERTIES INC.	27459-3125	580.58 /89
SECURE PROPERTIES INC.	27459-3250	580.58 /89
SECURE PROPERTIES INC.	27459-3275	580.58 /89
SECURE PROPERTIES INC.	27459-3300	580.58 /89
SECURE PROPERTIES INC.	27459-3325	580.58 /89
RONALD DOUCETTE	27595-2700	1,233.70 /89
CHARLES W. TREACY	30199-2850	1,311.62 /89
DAVID GLEASON	32090-2300	812.72 /89
JAMES R. UNDERDAHL	32457-2700	27,144.50 /89
LEAD INC.	37209-2000	374.26 /89
LEAD INC.	37209-2000	336.22 /88
LAWRENCE P. KECK	48440-4560	121.10 /89
WILLIAM P. MCDONALD	52036-2160	3,784.42 /89
JAMES F. PREISSNER	55040-4820	REJECTED
JAMES CAPISTRANT	58230-2450	1,039.14 /89
GREYSTONE PARTNERS	58400-2050	7,537.92 /89
GREYSTONE PARTNERS	58400-2100	205.58 /89
GREYSTONE PARTNERS	58400-2150	411.16 /89
GREYSTONE PARTNERS	58400-2200	411.16 /89
FRANK H. FRAZER	58456-2525	916.76 /89
FRANK H. FRAZER	58456-2420	NO CHANGE /89
DELAINA OLSON	10690-7550	2,251.18 /89
ELLEN E. COCHRAN	73631-2975	1,126.00 /89
ELLEN E. COCHRAN	73631-2975	976.88 /88
WILLIAM PROETZ	73650-2300	10,615.92 /88
WILLIAM PROETZ	73650-2300	11,172.52 /87
DOUGLAS NIELSON	79020-2350	REJECTED
JOSEPH H. ALLENSPACH	84115-0007	72.46 /89
WARREN M. ADAMS	95030-2150	REJECTED
KUBALA/NELSEN	09370-2100	REJECTED

HOMESTEAD APPLICATIONS - GAYLORD D. OELKE, (1989); MICHAEL GREALISH, (1989); WILLIAM RICCE, (1989); RENAY R. THALER, ('87, '88 & '89); B.E. GARBER, (1989); TERESA SORENSON, (1989); DALE DARLING, ('88 & '89).

7. ADOPTION OF **RESOLUTION NO. 89-110** AS FOLLOWS:

SOCIAL SERVICE AND ECONOMIC  
ASSISTANCE ACTIONS FOR SEPTEMBER

WHEREAS, MINNESOTA STATUTES, CHAPTER 393.07  
ESTABLISHES THE POWERS AND THE DUTIES OF THE  
COUNTY WELFARE BOARD INCLUDING THE AUTHORITY TO  
OPEN, CLOSE, DENY, OR SUSPEND SERVICES AND GRANTS

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PROVIDED UNDER THE SOCIAL SERVICE AND ECONOMIC ASSISTANCE PROGRAMS IT ADMINISTERS; AND

WHEREAS, IN WASHINGTON COUNTY, THE POWERS AND DUTIES OF THE WELFARE BOARD ARE CARRIED OUT BY THE COUNTY BOARD OF COMMISSIONERS; AND

WHEREAS, THE SOCIAL SERVICE AND ECONOMIC ASSISTANCE PROGRAMS ARE ADMINISTERED BY THE COMMUNITY SOCIAL SERVICES DEPARTMENT.

NOW, THEREFORE, BE IT RESOLVED THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS APPROVE ALL SOCIAL SERVICE AND ECONOMIC ASSISTANCE ACTIONS FOR SEPTEMBER AS DOCUMENTED IN THE RECORDS MAINTAINED BY THE COMMUNITY SOCIAL SERVICES DEPARTMENT.

8. APPROVAL OF PRE-ADMISSION SCREENING/COMMUNITY ALTERNATIVES FOR DISABLED INDIVIDUALS COUNTY PLAN FOR 1990.
9. APPROVAL TO REDUCE PER DIEM FROM \$82.45 TO \$69.00 EFFECTIVE SEPTEMBER 18, 1989 AT JANE DICKMAN HOUSE.
10. APPROVAL OF .75 FTE SPECIAL PROJECT PROBATION AIDE IN COURT SERVICES DEPARTMENT.
11. APPROVAL OF RECLASSIFICATION OF SENIOR SECRETARY TO ADMINISTRATIVE AIDE I IN COURT SERVICES DEPARTMENT EFFECTIVE OCTOBER 15, 1989.
12. APPROVAL TO REMIT THE STATE SURCHARGE REBATE TO THE COMMUNITIES CONTRACTED WITH FOR BUILDING INSPECTION.
13. ADOPTION OF **RESOLUTION NO. 89-109** AS FOLLOWS:

EAW DENIAL FOR BRACHT  
BROTHERS MINING OPERATION

WHEREAS, BRACHT BROTHERS HAVE APPLIED FOR A CONDITIONAL USE PERMIT TO MINE APPROXIMATELY 28 ACRES IN NEW SCANDIA TOWNSHIP; AND

WHEREAS, AN ENVIRONMENTAL ASSESSMENT WORKSHEET IS NOT MANDATORY; AND

WHEREAS, WASHINGTON COUNTY HAS BEEN DESIGNATED AS THE RESPONSIBLE GOVERNMENTAL UNIT BY THE ENVIRONMENTAL QUALITY BOARD AS THE RESULT OF A PETITION FOR A DISCRETIONARY EAW; AND

WHEREAS, THE PETITION ALLEGES THAT THERE WILL BE SIGNIFICANT ENVIRONMENTAL EFFECTS AS A RESULT OF MINING INTO THE WATER TABLE AND THE POTENTIAL FOR NOISE POLLUTION RESULTING FROM THE GRAVEL CRUSHER AND GENERATOR NEED TO OPERATE THE WELL FOR THE WASH PLANT; AND

WHEREAS, A REVIEW OF THE MINING APPLICATION SUBMITTED BY BRACHT BROTHERS DOES NOT SHOW PLANS TO MINE INTO THE WATER TABLE; AND

WHEREAS, BOTH THE STATE AND COUNTY HAVE ORDINANCES



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REGULATING NOISE LEVELS THAT WILL BECOME A PART OF THE CONDITIONAL USE PERMIT.

NOW, THEREFORE, BE IT RESOLVED THAT IN VIEW OF THE FACT THAT NO MINING IS PROPOSED INTO THE GROUNDWATER TABLE AND NOISE LEVELS WILL BE REGULATED IN THE CONDITIONAL USE PERMIT PROCESS, THE BOARD FINDS THAT THE MINING APPLICATION BY BRACHT BROTHERS DOES NOT HAVE POTENTIAL FOR SIGNIFICANT ENVIRONMENTAL EFFECTS AND, THEREFORE, THE REQUEST FOR AN ENVIRONMENTAL ASSESSMENT WORKSHEET IS DENIED.

BE IT FURTHER RESOLVED THAT THE ENVIRONMENTAL QUALITY BOARD STAFF AND PETITIONERS BE NOTIFIED OF THIS DECISION WITHIN FIVE (5) DAYS.

14. ADOPTION OF **RESOLUTION NO. 89-111** AS FOLLOWS:

C.S.A.H. 20 THROUGH HIGHWAY

BE IT RESOLVED THAT COUNTY STATE AID HIGHWAY 20, LOCATED BETWEEN THE RAMSEY/WASHINGTON COUNTY LINE AND COUNTY STATE AID HIGHWAY 21, BE AND HEREBY IS DESIGNATED AS A "THROUGH HIGHWAY", AND

BE IT FURTHER RESOLVED THAT WESTBOUND COUNTY STATE AID HIGHWAY 20 SHALL STOP AT COUNTY STATE AID HIGHWAY 18, AND

BE IT FURTHER RESOLVED THAT THE INTERSECTION OF COUNTY STATE AID HIGHWAY 20 AND WOODLANE DRIVE SHALL BE A FOUR-WAY STOP, AND

BE IT FURTHER RESOLVED THAT THE INTERSECTION OF COUNTY STATE AID HIGHWAY 20 AND COUNTY ROAD 13A (TOWER DRIVE) SHALL BE A FOUR-WAY STOP, AND

BE IT FURTHER RESOLVED THAT THE INTERSECTION OF COUNTY STATE AID HIGHWAY 20 AND COUNTY STATE AID HIGHWAY 19 SHALL BE A FOUR-WAY STOP, AND

BE IT FURTHER RESOLVED THAT COUNTY STATE AID HIGHWAY 20 SHALL STOP AT TRUNK HIGHWAY 95, AND

BE IT FURTHER RESOLVED THAT COUNTY STATE AID HIGHWAY 20 SHALL STOP AT COUNTY STATE AID HIGHWAY 21, AND

BE IT FURTHER RESOLVED THAT THE COUNTY ENGINEER IS AUTHORIZED AND DIRECTED TO ERECT AND MAINTAIN THE APPROPRIATE SIGNS AT THE ABOVE REFERENCED LOCATIONS.

15. APPROVAL OF 1 FTE POSITION OF DEPUTY SHERIFF, SERGEANT TRANSITION TEAM COORDINATOR, FOR THE NEW LAW ENFORCEMENT CENTER TO BE FUNDED THROUGH JAIL CONSTRUCTION BONDS.

THE FOREGOING CONSENT CALENDAR WAS UNANIMOUSLY ADOPTED.

**PLANNING DEPARTMENT**

COMMISSIONER LARKIN MOVED TO ADOPT **RESOLUTION NO. 89-112** AS FOLLOWS:

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## GROUNDWATER PLANNING ADVISORY COMMITTEE

WHEREAS, THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY DIRECTED THE WASHINGTON COUNTY PLANNING DEPARTMENT TO DEVELOP A GROUNDWATER MANAGEMENT PLAN, AND

WHEREAS, THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY AUTHORIZED THE USE OF A 15-MEMBER ADVISORY COMMISSION TO GUIDE THE PLANNING PROCESS, REVIEW AND COMMENT ON THE PLAN, AND ASSIST IN IMPLEMENTATION OF THE PLAN'S OBJECTIVES,

NOW, THEREFORE BE IT RESOLVED, THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS HEREBY APPOINTS THE FOLLOWING MEMBERS TO THE WASHINGTON COUNTY GROUNDWATER ADVISORY COMMITTEE:

<u>District 1</u>	Bergeron, Louise I. 11123 Quirt Ave. N. Stillwater, MN 55082	Clunis, Kevin 311 Hallam Ave. S. Mahtomedi, MN 55115
	Larson, Dennis G. 20750 Kirby Ave. N. Scandia, MN 55073	Plowman, William M. 20923 Quint Ave. N. Scandia, MN 55073
	Riehle, Peter F. 11080 Norell Stillwater, MN 55082	
<u>District 2</u>	Dornfeld, Allen W. 2867 Hamlet Ave. N. Oakdale, MN 55128	
<u>District 3</u>	Bischoff, Paul W. 14435 30th St. N. Stillwater, MN 55082	Gruenhagen, Linda 690 Quinell Ave. N. Lakeland, MN 55043
	Thron, Richard A. 1392 St. Croix Trail N. Lakeland, MN 55043	
<u>District 4</u>	Gannaway, Pat 5060 S. 105th St. St. Paul Park, MN 55071	Brown, Glen 9670 Kimbro Ave. S. Cottage Grove, MN 55016
	Hollenstein, Glen 8927 Hallmark Ave. S. Cottage Grove, MN 55016	
<u>District 5</u>	Baker, Helen 512 S. Stagecoach Trail Afton, MN 55001	Phillips, Michael J. 1340 Glen Road Newport, MN 55055
<u>Legislative Liaison</u>	McPherson, Harriet 2398 N. Stagecoach Trail West Lakeland, MN 55043	

COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

CENTRAL SERVICES DEPARTMENT

BIDS WERE RECEIVED AS FOLLOWS FOR VOICE MAIL SYSTEM:

T.I.E. SYSTEM, INC.	\$51,790.00
EDEN PRAIRIE, MN	

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UNITED TELEPHONE	\$53,620.00
CHASKA, MN	
TEL PLUS	\$77,837.00
EDEN PRAIRIE, MN	
BELL SOUTH	\$82,000.00
EDEN PRAIRIE, MN	
U.S. WEST	\$84,377.50
EDEN PRAIRIE, MN	

COMMISSIONER SCHEEL MOVED TO AWARD THE PURCHASE OF A GENESIS CINDI III VOICE MAIL SYSTEM TO T.I.E. SYSTEMS, INC., EDEN PRAIRIE, MN, LOWEST RESPONSIBLE BIDDER, IN THE AMOUNT OF \$51,790. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

#### PUBLIC WORKS DEPARTMENT

THE HONORABLE HOWARD ALBERTSON, DISTRICT COURT JUDGE AND HISTORIC COURTHOUSE ADVISORY MEMBER, ADDRESSED THE BOARD AND ANNOUNCED THAT A PORTRAIT OF GEORGE WASHINGTON WAS GIFTED TO THE HISTORIC COURTHOUSE ON BEHALF OF THE METROPOLITAN FEDERAL BANK. BOARD MEMBERS AND THE AUDIENCE THEN VIEWED THE UNVEILING OF THE PORTRAIT.

#### COMMUNITY SOCIAL SERVICES

COMMISSIONER LARKIN MOVED TO APPROVE 1990 MEDICAL ASSISTANCE RATE RECOMMENDATION FOR TRAINING AND HABILITATION SERVICES AS PROVIDED BY EAST SUBURBAN RESOURCES INCORPORATED. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

#### GENERAL ADMINISTRATION

AN OVERVIEW OF CAPITAL FOR A DAY, OCTOBER 27, 1989, WAS PRESENTED BY THE INTERGOVERNMENTAL RELATIONS COORDINATOR.

COMMISSIONER MCMULLEN SUGGESTED THAT DURING THE INTERIM PERIOD BEFORE A NEW JAIL IS CONSTRUCTED, THAT THE BOARD CONSIDER REMODELING AN EXISTING FACILITY TO ACCOMMODATE THE WAITING LIST OF SENTENCED INDIVIDUALS IN WASHINGTON COUNTY.

#### BOARD CORRESPONDENCE

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE.

#### ADJOURNMENT

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,

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COMMISSIONER EVERT MOVED FOR ADJOURNMENT, SECONDED BY COMMISSIONER MCMULLEN AND IT WAS ADOPTED UNANIMOUSLY. THE MEETING ADJOURNED AT 10:10 A.M. FOLLOWED BY A BOARD WORKSHOP WITH THE BUILDING COMMITTEE.

#### BOARD WORKSHOP

THE BOARD OF COMMISSIONERS HELD A WORKSHOP SESSION WITH THE BUILDING COMMITTEE TO DISCUSS THE PROPOSED LAW ENFORCEMENT CENTER INCLUDING PLANS FOR A REMOTE OR ADJACENT JUVENILE CENTER AND A REMOTE OR ADJACENT WORK RELEASE CENTER. NO BUSINESS WAS TRANSACTED AND THE PUBLIC WAS WELCOME TO ATTEND. THE MEETING WAS CALLED TO ORDER AT 10:25 A.M. AND THE FOLLOWING INDIVIDUALS WERE PRESENT: COMMISSIONERS EVERT, MCMULLEN, SCHEEL AND LARKIN; STAFF, CHUCK SWANSON, RICHARD ARNEY, VIRGINIA ERDAHL, JERRY TURNQUIST, JIM TRUDEAU, DON WISNIEWSKI, LYLE DOERR, RUSS REETZ; CONSULTANTS, FRITZ ROHKOHL AND FRED SHANK, BWBR; REPORTERS JIM ADAMS AND JANE MCCLURE.

#### REMOTE VERSUS ADJACENT JUVENILE CENTER

THE COMMITTEE DISCUSSED ISSUES RELATED TO A REMOTE AND AN ADJACENT JUVENILE CENTER. COMMISSIONER SCHEEL MOVED TO RECOMMEND TO THE BOARD OF COMMISSIONERS THAT THE BOARD MOVE FORWARD WITH PLANS FOR A REMOTE JUVENILE CENTER. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED WITH THE VOTE AS FOLLOWS: YES, COMMISSIONERS SCHEEL, EVERT AND MCMULLEN. OPPOSED, COMMISSIONER LARKIN.

#### COMBINED JUVENILE CENTER-WORK RELEASE

FRED SHANK REPORTED ON COSTS ASSOCIATED WITH A COMBINED JUVENILE/WORK RELEASE CENTER.

#### WORK RELEASE PROGRAM IN EXISTING JAIL SPACE

SHERIFF TRUDEAU REPORTED ON A PROPOSAL TO VACATE EXISTING JAIL ADMINISTRATIVE FACILITIES TO PROVIDE ADDITIONAL SPACE FOR WORK RELEASE PROGRAM BACKLOG. ADMINISTRATIVE JAIL SPACE COULD THEN BE RELOCATED TO EITHER THE FIRST FLOOR OF THE GOVERNMENT CENTER OR FIFTH FLOOR OF THE THREE STORY ADDITION TO THE GOVERNMENT CENTER.

COMMISSIONER LARKIN LEFT THE MEETING AT 11:15 A.M.

COMMISSIONER MCMULLEN MOVED TO RECOMMEND TO THE COUNTY BOARD THAT THE BOARD MOVE AHEAD WITH PLANS TO RELOCATE JAIL ADMINISTRATIVE STAFF TO ALLOW ADDITIONAL EXPANSION FOR THE WORK RELEASE PROGRAM IN THE EXISTING JAIL. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER LARKIN ABSENT.

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THE SHERIFF ALSO REPORTED ON NEW ADVANCES IN ELECTRONIC MONITORING AND THE COSTS OF USING AN ELECTRONIC MONITORING SYSTEM VERSUS HOUSING PRISONERS IN SCOTT COUNTY.

PARKING LOT

THE COMMITTEE DISCUSSED PARKING LOT REQUIREMENTS FOR THE GOVERNMENT CENTER AND THE PROPOSED LAW ENFORCEMENT CENTER.

JAIL TOURS

THE COMMITTEE TENTATIVELY SET THE SECOND WEEK IN DECEMBER FOR A PROPOSED TOUR OF KANSAS CITY AREA JAILS. THE COMMITTEE ALSO SUGGESTED ANOTHER BUILDING COMMITTEE MEETING IN TWO WEEKS. THE WORKSHOP SESSION CONCLUDED AT 12:00 NOON.



DONALD G. SCHEEL, CHAIRMAN  
COUNTY BOARD

ATTEST:



CHARLES J. SWANSON  
COUNTY ADMINISTRATOR



OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
NOVEMBER 7, 1989

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 9:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, SCHEEL AND LARKIN. COMMISSIONER DISTRICT 1 OFFICE VACANT. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; MARY LUTH, DIRECTOR PUBLIC HEALTH; JIM SCHUG, DIRECTOR SOCIAL SERVICES; JUDY HONMYHR, DIRECTOR HUMAN RESOURCES; RICHARD STAFFORD, AUDITOR-TREASURER; ROBERT BUTLER, HUMAN SERVICES INC.; JEFF HANSON, INTERGOVERNMENTAL RELATIONS COORDINATOR; AND DON WISNIEWSKI, DIRECTOR PUBLIC WORKS.

**OATH OF OFFICE**

THE HONORABLE HOWARD ALBERTSON, DISTRICT COURT JUDGE, ADMINISTERED THE OATH OF OFFICE TO DENNIS C. HEGBERG, COMMISSIONER-ELECT, DISTRICT 1.

A NEW ROLL CALL WAS TAKEN. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, SCHEEL, HEGBERG, AND LARKIN. ABSENT NONE. CHAIRMAN SCHEEL PRESIDED.

**CONSENT CALENDAR**

COMMISSIONER EVERT MOVED, SECONDED BY COMMISSIONER LARKIN TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL TO ADVERTISE 1990 ADVISORY BOARD/COMMITTEE VACANCIES.
2. APPROVAL TO INCREASE COUNTY MILEAGE REIMBURSEMENT RATE FROM 24 CENTS TO 25 1/2 CENTS PER MILE EFFECTIVE NOVEMBER 26, 1989.
3. ADOPTION OF **RESOLUTION NO. 89-113** AS FOLLOWS:

REPURCHASE OF TAX FORFEITED LAND BY  
LAND & OAKS INC.

WHEREAS, LAND & OAKS INC., THE PERSON WHOM RIGHT TO PAY TAXES WAS GIVEN BY AGREEMENT, HAS MADE AND FILED AN APPLICATION WITH THE COUNTY AUDITOR FOR THE REPURCHASE OF THE HEREINAFTER DESCRIBED PARCEL OF TAX FORFEITED LAND, IN ACCORDANCE WITH THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, OF AMENDED, WHICH LAND IS SITUATED IN THE COUNTY OF WASHINGTON, MINNESOTA, AND DESCRIBED AS FOLLOWS, TO-WIT:

LOT 7 BLOCK 2 HELENA'S LAKEVIEW ADD  
CITY OF FOREST LAKE PID #32640-3100

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;AND WHEREAS, SAID APPLICANT HAS SET FORTH IN HIS APPLICATION THAT HARDSHIP AND INJUSTICE HAS RESULTED BECAUSE OF THE FORFEITURE OF SAID LAND, FOR THE FOLLOWING REASONS TO WIT: THIS PROPERTY HAS BEEN RESOLD AND CONSTRUCTION OF A HOME HAS BEEN STARTED ON IT. THAT REPURCHASE OF SAID LAND BY ME WILL PROMOTE AND BEST SERVE THE PUBLIC INTEREST, BECAUSE TAX REVENUES WILL BE PAID AND THE HOME WILL INCREASE THE VALUE OF THE ADJOINING PROPERTIES WHICH WILL INCREASE THE REVENUE TO THE COUNTY AND CITY.

;AND WHEREAS, THIS BOARD IS OF THE OPINION THAT SAID APPLICATION SHOULD BE GRANTED FOR SUCH REASONS,

NOW THEREFORE BE IT RESOLVED, THAT THE APPLICATION OF LAND & OAKS INC. FOR THE PURCHASE OF THE ABOVE DESCRIBED PARCEL OF TAX FORFEITED LAND BE AND THE SAME IS HEREBY GRANTED AND THE COUNTY AUDITOR IS HEREBY AUTHORIZED AND DIRECTED TO PERMIT SUCH REPURCHASE ACCORDING TO THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, AS AMENDED.

4. ADOPTION OF **RESOLUTION NO. 89-114** AS FOLLOWS:

REPURCHASE OF TAX FORFEITED BY  
LOMAS MORTGAGE USA

WHEREAS, LOMAS MORTGAGE USA THE MORTGAGEE, HAS MADE AND FILED AN APPLICATION WITH THE COUNTY AUDITOR FOR THE REPURCHASE OF THE HEREINAFTER DESCRIBED PARCEL OF TAX FORFEITED LAND, IN ACCORDANCE WITH THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, OF AMENDED, WHICH LAND IS SITUATED IN THE COUNTY OF WASHINGTON, MINNESOTA, AND DESCRIBED AS FOLLOWS, TO-WIT:

LOT 2      BLOCK 1      OAKDALE WOODS  
CITY OF OAKDALE      PID #58114-2050

;AND WHEREAS, SAID APPLICANT HAS SET FORTH IN HIS APPLICATION THAT HARDSHIP AND INJUSTICE HAS RESULTED BECAUSE OF THE FORFEITURE OF SAID LAND, FOR THE FOLLOWING REASONS TO WIT: LOMAS HOLDS THE MORTGAGE ON THIS PROPERTY AND THEY HAVE TO PROTECT THEIR INTEREST. REPURCHASE OF SAID LAND BY ME WILL PROMOTE AND BEST SERVE THE PUBLIC INTEREST, BECAUSE THE PROPERTY WILL GO BACK ON THE TAX ROLLS AND ALL THE DELINQUENT TAXES HAVE BEEN PAID.

;AND WHEREAS, THIS BOARD IS OF THE OPINION THAT SAID APPLICATION SHOULD BE GRANTED FOR SUCH REASONS,

NOW THEREFORE BE IT RESOLVED, THAT THE APPLICATION OF LOMAS MORTGAGE USA FOR THE PURCHASE OF THE ABOVE DESCRIBED PARCEL OF TAX FORFEITED LAND BE AND THE SAME IS HEREBY GRANTED AND THE COUNTY AUDITOR IS HEREBY AUTHORIZED AND DIRECTED TO PERMIT SUCH REPURCHASE ACCORDING TO THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, AS AMENDED.

5. ADOPTION OF **RESOLUTION NO. 89-115** AS FOLLOWS:

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REPURCHASE OF TAX FORFEITED LAND BY  
MICHAEL A. WALTZING

WHEREAS, MICHAEL A. WALTZING THE PERSON WHOM RIGHT TO PAY TAXES WAS GIVEN BY DEED, HAS MADE AND FILED AN APPLICATION WITH THE COUNTY AUDITOR FOR THE REPURCHASE OF THE HEREINAFTER DESCRIBED PARCEL OF TAX FORFEITED LAND, IN ACCORDANCE WITH THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, OF AMENDED, WHICH LAND IS SITUATED IN THE COUNTY OF WASHINGTON, MINNESOTA, AND DESCRIBED AS FOLLOWS, TO-WIT:

LOT 20 BLOCK 3  
DEMONTREVILLE HIGHLANDS 6TH ADDITION  
CITY OF LAKE ELMO PID #37164-3100

;AND WHEREAS, SAID APPLICANT HAS SET FORTH IN HIS APPLICATION THAT HARDSHIP AND INJUSTICE HAS RESULTED BECAUSE OF THE FORFEITURE OF SAID LAND, FOR THE FOLLOWING REASONS TO WIT: THE APPLICANT DIDN'T RECEIVE ANY TAX STATEMENTS AND DIDN'T KNOW THAT THE TAXES WERE DELINQUENT. HE THOUGHT THE OWNER HAD PAID THE TAXES. HE FOUND OUT THAT THE PROPERTY HAD FORFEITED. HE THEN PAID ALL THE BACK TAXES IN FULL. REPURCHASE OF SAID LAND WILL PROMOTE AND BEST SERVE THE PUBLIC INTEREST, BECAUSE THE APPLICANT INTENDS TO BUILD A HOME ON THIS PROPERTY AND THE LAND WILL GO BACK ON THE TAX ROLLS.

;AND WHEREAS, THIS BOARD IS OF THE OPINION THAT SAID APPLICATION SHOULD BE GRANTED FOR SUCH REASONS,

NOW THEREFORE BE IT RESOLVED, THAT THE APPLICATION OF MICHAEL A. WALTZING FOR THE PURCHASE OF THE ABOVE DESCRIBED PARCEL OF TAX FORFEITED LAND BE AND THE SAME IS HEREBY GRANTED AND THE COUNTY AUDITOR IS HEREBY AUTHORIZED AND DIRECTED TO PERMIT SUCH REPURCHASE ACCORDING TO THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, AS AMENDED.

6. ADOPTION OF **RESOLUTION NO. 89-116** AS FOLLOWS:

REPURCHASE OF TAX FORFEITED LAND BY  
ELWOOD J. HARE

WHEREAS, ELWOOD J. HARE, OWNER, HAS MADE AND FILED AN APPLICATION WITH THE COUNTY AUDITOR FOR THE REPURCHASE OF THE HEREINAFTER DESCRIBED PARCEL OF TAX FORFEITED LAND, IN ACCORDANCE WITH THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, OF AMENDED, WHICH LAND IS SITUATED IN THE COUNTY OF WASHINGTON, MINNESOTA, AND DESCRIBED AS FOLLOWS, TO-WIT:

LOT 30 BLOCK 98 AND 1/2 VACATED ALLEY  
ADJACENT ST. PAUL PARK DIVISION #4  
ST. PAUL PARK CITY PID #68446-4120;

AND WHEREAS, SAID APPLICANT HAS SET FORTH IN HIS APPLICATION THAT HARDSHIP AND INJUSTICE HAS RESULTED BECAUSE OF THE FORFEITURE OF SAID LAND, FOR THE FOLLOWING REASONS TO WIT: BECAUSE I WOULD NOT BE ABLE TO DEVELOP AND SELL THE ABOVE PROPERTY. REPURCHASE OF SAID LAND BY ME WILL PROMOTE AND BEST SERVE THE PUBLIC INTEREST BECAUSE

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I HOPE TO DEVELOP THE PROPERTY FOR RESALE AND RETURN THE PROPERTY TO THE TAX ROLLS.

;AND WHEREAS, THIS BOARD IS OF THE OPINION THAT SAID APPLICATION SHOULD BE GRANTED FOR SUCH REASONS,

NOW THEREFORE BE IT RESOLVED, THAT THE APPLICATION OF ELWOOD J. HARE FOR THE PURCHASE OF THE ABOVE DESCRIBED PARCEL OF TAX FORFEITED LAND BE AND THE SAME IS HEREBY GRANTED AND THE COUNTY AUDITOR IS HEREBY AUTHORIZED AND DIRECTED TO PERMIT SUCH REPURCHASE ACCORDING TO THE PROVISIONS OF MINNESOTA STATUTES 1945, SECTION 282.241, AS AMENDED.

7. ADOPTION OF **RESOLUTION NO. 89-117** AS FOLLOWS:

CONVEYANCE OF TAX FORFEITED LAND  
CITY OF STILLWATER

WHEREAS, THE COUNTY BOARD OF WASHINGTON COUNTY, MINNESOTA, HAS EXAMINED INTO THE ALLEGATIONS OF THE APPLICATIONS OF THE CITY OF STILLWATER, DATED OCTOBER 18, 1989, FOR THE CONVEYANCE OF CERTAIN LANDS DESCRIBED AS FOLLOWS:

PARCEL NO. 9033-3025 PT SW 1/4 OF NW 1/4 SEC33 TWP30 RANGE 20 PART SW 1/4 OF NW 1/4 LYING WEST OF THE C/L OF GREELEY STREET. EXCEPT THAT PARTY LYING NORTH OF A LINE 30 FEET NORTH OF AND PARALLEL TO THE SOUTH LINE OF NW1/4, SUBJ. TO STREET AND HIGHWAY EASEMENTS.

PARCEL NO. 10980-5050 LOT 2 BLK 3 REARRANGEMENT OF RADLES SUNNY SLOPE WEST OF BLOCK 1

THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF WASHINGTON COUNTY, MINNESOTA, THAT IT HEREBY APPROVES SAID APPLICATION AND RECOMMENDS THAT THE SAME BE GRANTED.

8. ADOPTION OF **RESOLUTION NO. 89-118** AS FOLLOWS:

CONVEYANCE OF TAX FORFEITED LAND  
TOWN OF FOREST LAKE

WHEREAS, THE COUNTY BOARD OF WASHINGTON COUNTY, MINNESOTA HAS EXAMINED INTO THE ALLEGATIONS OF THE APPLICATIONS OF THE TOWN OF FOREST LAKE, DATED OCTOBER 16, 1989, FOR THE CONVEYANCE OF CERTAIN LANDS DESCRIBED AS FOLLOWS:

OUTLOT B. VALLEY HILLS (81825-2050)  
OUTLOT A. GREEN VALLY 3RD PLAN (81282-2000)

THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF WASHINGTON COUNTY, MINNESOTA, THAT IT HEREBY APPROVES SAID APPLICATION AND RECOMMENDS THAT THE SAME BE GRANTED.

9. APPROVAL OF PROCLAMATION DESIGNATING THE WEEK OF NOVEMBER 19-25, 1989 AS FAMILY WEEK IN WASHINGTON COUNTY.

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10. APPROVAL OF GUARDIAN AD LITEM CONSULTATION AND DIRECT SERVICE CONTRACTS WITH MARY BUXTON, MELISSA SORMAN, AND JEAN KUBITSCHKE.
11. APPROVAL OF THE FOLLOWING APPOINTMENTS TO THE COMMUNITY CORRECTIONS ADVISORY BOARD:
  - LAW ENFORCEMENT - STEPHEN SULLIVAN, CHIEF OF POLICE, BAYPORT, MN  
JAMES TRUDEAU, SHERIFF
  - EDUCATION - VACANT
  - PUBLIC DEFENDER - GARY SCHURRER, PUBLIC DEFENDER
  - JUDICIARY - HONORABLE J.E. CASS (SEPTEMBER, 1989 TO  
JANUARY, 1990)  
HONORABLE SMITH EGGLESTON (JANUARY, 1990  
TO SEPTEMBER, 1990)
12. APPROVAL OF PERSONAL LEAVE OF ABSENCE WITHOUT PAY FOR RENEE MADIA-SCHIFSKY, SOCIAL SERVICES DEPARTMENT, FEBRUARY 7, 1990 THROUGH APRIL 29, 1990.
13. APPROVAL OF MEDICAL LEAVE OF ABSENCE WITHOUT PAY FOR KEVIN DAVIS, PUBLIC WORKS DEPARTMENT, NOVEMBER 29, 1989 THROUGH MAY 29, 1990.
14. APPROVAL OF BLACKWOOD 2ND ADDITION PLAT, BAYTOWN TOWNSHIP.
15. ADOPTION OF **RESOLUTION NO. 89-119** AS FOLLOWS:

AMENDS RESOLUTION NO. 89-112  
GROUNDWATER PLANNING ADVISORY COMMITTEE

WHEREAS, THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY DIRECTED THE WASHINGTON COUNTY PLANNING DEPARTMENT TO DEVELOP A GROUNDWATER MANAGEMENT PLAN, AND

WHEREAS, THE BOARD OF COUNTY COMMISSIONERS OF WASHINGTON COUNTY AUTHORIZED THE USE OF A 15-MEMBER ADVISORY COMMISSION TO GUIDE THE PLANNING PROCESS, REVIEW AND COMMENT ON THE PLAN, AND ASSIST IN IMPLEMENTATION OF THE PLAN'S OBJECTIVES,

NOW, THEREFORE BE IT RESOLVED, THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS HEREBY APPOINTS THE FOLLOWING MEMBERS TO THE WASHINGTON COUNTY GROUNDWATER ADVISORY COMMITTEE:

<u>District 1</u>	Bergeron, Louise I. 11123 Quirt Ave. N. Stillwater, MN 55082	Clunis, Kevin 311 Hallam Ave. S. Mahtomedi, MN 55115
	Larson, Dennis G. 20750 Kirby Ave. N. Scandia, MN 55073	Plowman, William M. 20923 Quint Ave. N. Scandia, MN 55073
	Riehle, Peter F. 11080 Norell Stillwater, MN 55082	
<u>District 2</u>	Dornfeld, Allen W. 2867 Hamlet Ave. N. Oakdale, MN 55128	Becker, Lloyd 916 Park Ave. Mahtomedi, MN 55115



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<u>District 3</u>	Bischoff, Paul W. 14435 30th St. N. Stillwater, MN 55082	Gruenhagen, Linda 690 Quinnell Ave. N. Lakeland, MN 55043
	Thron, Richard A. 1392 St. Croix Trail N. Lakeland, MN 55043	
<u>District 4</u>	Gannaway, Pat 5060 S. 105th St. St. Paul Park, MN 55071	Brown, Glen 9670 Kimbro Ave. S. Cottage Grove, MN 55016
	Hollenstein, Glen 8927 Hallmark Ave. S. Cottage Grove, MN 55016	
<u>District 5</u>	Baker, Helen 512 S. Stagecoach Trail Afton, MN 55001	Phillips, Michael J. 1340 Glen Road Newport, MN 55055
<u>Legislative Liaison</u>	McPherson, Harriet 2398 N. Stagecoach Trail West Lakeland, MN 55043	

THE FOREGOING CONSENT CALENDAR WAS UNANIMOUSLY ADOPTED.

#### PUBLIC WORKS DEPARTMENT

THE HISTORIC COURTHOUSE COORDINATOR APPEARED BEFORE THE BOARD AND PRESENTED A PRESERVATION AWARD TO WASHINGTON COUNTY FROM THE PRESERVATION ALLIANCE OF MINNESOTA.

#### HUMAN SERVICES INCORPORATED (HSI)

ROBERT BUTLER, HSI, PRESENTED AMENDMENTS TO THE MENTAL HEALTH PLAN FOR ADULTS AND THE PRELIMINARY MENTAL HEALTH PLAN FOR CHILDREN.

COMMISSIONER EVERT MOVED TO APPROVE THE AMENDMENTS TO THE 1990-91 MENTAL HEALTH PLAN FOR ADULTS. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

COMMISSIONER MCMULLEN MOVED TO APPROVE THE PRELIMINARY 1990-91 MENTAL HEALTH PLAN FOR CHILDREN; COMMISSIONER HEGBERG SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

#### COUNTY ATTORNEY

THE COUNTY ATTORNEY APPEARED BEFORE THE BOARD AND PRESENTED A REQUEST FOR IMMEDIATE HIRE OF A COUNTY ATTORNEY II BASED ON INCREASED CASELOAD IN THE CRIMINAL DIVISION. COMMISSIONER LARKIN MOVED TO APPROVE THE REQUEST FOR HIRE OF A COUNTY ATTORNEY II. COMMISSIONER HEGBERG SECONDED THE MOTION AND THE MOTION FAILED WITH COMMISSIONERS SCHEEL, EVERT AND MCMULLEN VOTING NO; COMMISSIONERS LARKIN AND HEGBERG YES.

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GENERAL ADMINISTRATION

UNITED WAY CONTRIBUTIONS - A CHECK IN THE AMOUNT OF \$11,570, REPRESENTING COUNTY EMPLOYEES CONTRIBUTIONS TO THE UNITED WAY FUND DRIVE, WAS PRESENTED TO SCOTT MCDONALD, ST. CROIX AREA UNITED WAY. THE BOARD CHAIRMAN RECOGNIZED TEAM LEADERS FROM DEPARTMENTS WITH 100% PARTICIPATION AS FOLLOWS: ACCOUNTING, ADMINISTRATION, JOB TRAINING, MIS, PUBLIC HEALTH, RECORDER AND VSO.

CSAH 21 IN AFTON - THE PUBLIC WORKS DIRECTOR APPEARED BEFORE THE BOARD AND PRESENTED AN UPDATE ON THE CSAH 21 SITUATION IN AFTON.

CAPITAL FOR A DAY - COMMISSIONER LARKIN COMMENDED THE INTERGOVERNMENTAL RELATIONS COORDINATOR, BOARD CHAIRMAN, AND THE MANY OTHERS WHO DID AN EXCELLENT JOB IN BRINGING ABOUT CAPITAL FOR A DAY FESTIVITIES IN WASHINGTON COUNTY.

BOARD CORRESPONDENCE

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE.

THE BOARD WENT INTO RECESS; THE TIME BEING 10:30 A.M.

BOARD WORKSHOP - 1990 BUDGET AND PROPOSED LEVY

THE BOARD RECESSED TO A WORKSHOP SESSION WITH THE OFFICE OF ADMINISTRATION FOR THE PURPOSES OF DISCUSSING THE 1990 COUNTY BUDGET AND PROPOSED LEVY. PRESENT WERE COMMISSIONERS MCMULLEN, LARKIN, SCHEEL, EVERT AND HEGBERG; STAFF, VIRGINIA ERDAHL, JOHN DEVINE, CHARLES SWANSON, MARY LUTH, ZACK HANSEN, RICHARD ARNEY, JIM SCHUG, JEFF HANSON, JANE HARPER, AND MATT NELSON, AFSCME REPRESENTATIVE. COMMISSIONER MCMULLEN MOVED IN SUPPORT OF CERTIFICATION OF A PROPOSED LEVY OF \$34,331,371. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY. THE WORKSHOP SESSION CONCLUDED AT 11:30 A.M., AND WAS FOLLOWED BY EXECUTIVE SESSION.

COMMISSIONER LARKIN AND MCMULLEN LEFT.

EXECUTIVE (CLOSED) SESSION

THE BOARD OF COMMISSIONERS WENT INTO CLOSED EXECUTIVE SESSION WITH THE LABOR RELATIONS CONSULTANT FOR THE PURPOSE OF NEGOTIATION STRATEGY FOR 1990 LABOR AGREEMENTS; THE TIME BEING 11:45 A.M. PRESENT FOR THE CLOSED SESSION WERE: COMMISSIONERS EVERT, SCHEEL AND HEGBERG; RICHARD ARNEY, COUNTY ATTORNEY; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; FRANK MADDEN, LABOR CONSULTANT; JUDY HONMYHR, DIRECTOR HUMAN RESOURCES; CHARLES SWANSON, COUNTY ADMINISTRATOR; SHEILA

NOVEMBER 7, 1989

NEUBAUER, OFFICE MANAGER. RICHARD ARNEY LEFT THE CLOSED SESSION AT 12:10 P.M. THE EXECUTIVE SESSION CONCLUDED AT 1:00 P.M.

ADJOURNMENT

THE BOARD RECONVENED IN REGULAR SESSION. THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER HEGBERG MOVED TO ADJOURN, SECONDED BY COMMISSIONER EVERT AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONERS MCMULLEN AND LARKIN ABSENT.



DONALD G. SCHEEL, CHAIRMAN  
COUNTY BOARD

ATTEST:



CHARLES J. SWANSON  
COUNTY ADMINISTRATOR

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
NOVEMBER 14, 1989

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 9:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, SCHEEL, HEGBERG, AND LARKIN. ABSENT NONE. CHAIRMAN SCHEEL PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; MARY LUTH, DIRECTOR PUBLIC HEALTH; JIM SCHUG, DIRECTOR SOCIAL SERVICES; ERIC MCGEE, PUBLIC HEALTH; AND JEFF HANSON, INTERGOVERNMENTAL RELATIONS COORDINATOR.

CONSENT CALENDAR

COMMISSIONER LARKIN MOVED, SECONDED BY COMMISSIONER EVERT TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL OF THE OCTOBER 17 AND 24 BOARD MEETING MINUTES.
2. APPROVAL OF PUBLIC DEFENDER, JUVENILE PUBLIC DEFENDER, AND FAMILY AND PROBATE PUBLIC DEFENDER CONTRACTS EFFECTIVE JULY 1, 1989.
3. APPROVAL OF RECLASSIFICATION OF ENVIRONMENTAL HEALTH SPECIALIST II TO III IN PUBLIC HEALTH DEPARTMENT, EFFECTIVE OCTOBER 30, 1989.
4. APPOINTMENT OF DAVID SCHWARTZ TO THE WASHINGTON COUNTY PRIVATE INDUSTRY COUNCIL (PIC) TO A TERM EXPIRING JUNE 30, 1991.
5. AUTHORIZATION TO MAKE FINAL PAYMENT ON CONTRACT WITH RYBAK EXCAVATING IN THE AMOUNT OF \$24,268.51.
6. APPROVAL OF AGREEMENT WITH THE CITY OF STILLWATER FOR THE DISTRIBUTION OF CURBSIDE RECYCLING FUNDS IN THE AMOUNT OF \$10,599.75, AND \$2,954.25 OF CURBSIDE RECYCLING FUNDS FOR THE CITY OF OAK PARK HEIGHTS.
7. APPROVAL TO EXECUTE AN AGREEMENT WITH THE CITY OF STILLWATER FOR DISTRIBUTION OF PERFORMANCE BASED RECYCLING FUNDS IN THE AMOUNT OF \$10,599.75.
8. APPROVAL TO EXECUTE A JOINT POWERS AGREEMENT FOR THE DISTRIBUTION OF SOLID WASTE SURCHARGE FUNDS WITH ANOKA COUNTY.
9. ADOPTION OF **RESOLUTION NO. 89-120** AS FOLLOWS:

ESTABLISHMENT OF THROUGH HIGHWAY ON CSAH 34

BE IT RESOLVED THAT COUNTY STATE AID HIGHWAY 34,  
LOCATED BETWEEN TRUNK HIGHWAY 61 AND TRUNK HIGHWAY

NOVEMBER 14, 1989

97, BE AND HEREBY IS DESIGNATED AS A "THROUGH HIGHWAY", AND

BE IT FURTHER RESOLVED THAT COUNTY STATE AID HIGHWAY 34 SHALL STOP AT TRUNK HIGHWAY 61, AND

BE IT FURTHER RESOLVED THAT EASTBOUND 11TH AVENUE S.E. SHALL STOP AT SOUTH SHORE DRIVE, AND

BE IT FURTHER RESOLVED THAT WESTBOUND 15TH AVENUE S.E. SHALL STOP AT SOUTH SHORE DRIVE, AND

BE IT FURTHER RESOLVED THAT EASTBOUND 15TH AVENUE S.E. SHALL STOP AT S.E. BAY DRIVE, AND

BE IT FURTHER RESOLVED THAT THE COUNTY STATE AID HIGHWAY 34 SHALL STOP AT TRUNK HIGHWAY 97, AND

BE IT FURTHER RESOLVED THAT THE COUNTY ENGINEER IS AUTHORIZED AND DIRECTED TO ERECT AND MAINTAIN THE APPROPRIATE SIGNS AT THE ABOVE REFERENCED LOCATIONS.

10. AUTHORIZATION FOR CHAIRMAN AND ADMINISTRATOR TO EXECUTE THE PROJECT AMENDMENT WITH THE DEPARTMENT OF TRADE AND ECONOMIC DEVELOPMENT FOR GRANTS TO BE USED FOR OUTDOOR RECREATION PURPOSES.

11. INFORMATION ONLY - RECORDER FEES FOR THE MONTH OF OCTOBER, 1989.

12. ADOPTION OF **RESOLUTION NO. 89-121** AS FOLLOWS:

COUNTY PARTICIPATION IN  
NARCOTICS CONTROL PROGRAM

WHEREAS, THE MINNESOTA DEPARTMENT OF PUBLIC SAFETY HAS BEEN DESIGNATED TO ADMINISTER LAW ENFORCEMENT FUNDS AVAILABLE THROUGH THE FEDERAL ANTI-DRUG ABUSE ACT OF 1986; AND

WHEREAS, THE COUNTY IS ELIGIBLE TO RECEIVE FUNDS FOR SERVICES SET FORTH IN ITS GRANT APPLICATION;

NOW, THEREFORE, IT IS RESOLVED THAT THE COUNTY OF WASHINGTON ENTER INTO AGREEMENT WITH THE STATE OF MINNESOTA, DEPARTMENT OF PUBLIC SAFETY, TO REIMBURSE THE COUNTY FOR MONEY SPENT FOR APPROVED ACTIVITIES IN CONNECTION WITH ITS GRANT APPLICATION.

BE IT FURTHER RESOLVED THAT THE WASHINGTON COUNTY ADMINISTRATOR AND THE WASHINGTON COUNTY SHERIFF'S DEPARTMENT BE AND HEREBY ARE AUTHORIZED TO EXECUTE SUCH AGREEMENT AND ANY AMENDMENT THERETO.

13. APPROVAL OF ONE YEAR CONTRACT EXTENSION WITH BEST FOODS, INC., FOR FOOD SERVICE TO THE COUNTY.

THE FOREGOING CONSENT CALENDAR WAS UNANIMOUSLY ADOPTED.



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**COMMUNITY SOCIAL SERVICES**

COMMISSIONER EVERT MOVED TO APPROVE THE RECOMMENDATION FOR DETERMINATION OF NEED FOR A NEW ICF-MR FACILITY TO REPLACE THE VALOR-HEMINGWAY FACILITY WHICH WILL BE CLOSING DECEMBER 1, 1989. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

COMMISSIONER MCMULLEN MOVED TO APPROVE THE COUNTY'S 1990-91 FINAL COMMUNITY SOCIAL SERVICES ACT PLAN FOR SUBMISSION TO THE DEPARTMENT OF HUMAN SERVICES. COMMISSIONER HEGBERG SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

**PUBLIC HEALTH DEPARTMENT**

THE PUBLIC HEALTH DIRECTOR PRESENTED THE 1990 SOLID WASTE PROGRAM FEE SCHEDULE FOR APPROVAL AND RECOMMENDED A THREE-YEAR PHASE-IN OF THE FEE INCREASES.

COMMISSIONER MCMULLEN MOVED THAT HAULERS BE NOTIFIED OF THE REVISED FEE SCHEDULE VIA COVER LETTER AND THAT A SUBSEQUENT MEETING DATE BE SET TO DISCUSS THE FEE SCHEDULE WITH THE HAULERS, AND FURTHER THAT FEE SCHEDULE INCREASES BE PHASED-IN OVER A FIVE-YEAR PERIOD (AFTER BOARD ADOPTION). COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

**CENTRAL SERVICES DEPARTMENT**

THE CENTRAL SERVICES DIRECTOR APPEARED BEFORE THE BOARD AND PRESENTED A REQUEST TO HIRE A TELECOMMUNICATIONS TECHNICIAN WHICH WOULD PROVIDE A COST SAVINGS OVER THE PRESENT CONTRACT FOR THIS SERVICE. COMMISSIONER LARKIN MOVED TO AUTHORIZE CENTRAL SERVICES TO HIRE A TELECOMMUNICATIONS TECHNICIAN. COMMISSIONER HEGBERG SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

COMMISSIONER LARKIN LEFT.

**GENERAL ADMINISTRATION****1990 BUDGET**

COMMISSIONER MCMULLEN MOVED TO ADOPT RESOLUTION NO. 89-122 AS FOLLOWS:

CERTIFYING PROPOSED PROPERTY TAX LEVY FOR  
WASHINGTON COUNTY FOR PAYABLE 1990

PURSUANT TO THE 1989 TAX LAW, THE WASHINGTON  
COUNTY BOARD OF COMMISSIONERS DOES HEREBY CERTIFY  
TO THE WASHINGTON COUNTY AUDITOR-TREASURER THE

FOLLOWING PROPOSED PROPERTY TAX LEVIES FOR PAYABLE 1990.

WASHINGTON COUNTY	\$34,321,371
WASHINGTON COUNTY HRA	256,000
WASHINGTON COUNTY REGIONAL RAIL AUTHORITY	137,370

COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER LARKIN ABSENT.

COMMISSIONER LARKIN RETURNED.

COMMISSIONER EVERT MOVED TO ADOPT RESOLUTION NO. 89-123 AS FOLLOWS:

ADOPTION OF PROPOSED WASHINGTON COUNTY BUDGET FOR PAYABLE 1990

	<u>Total Estimated Expenditures</u>	<u>Revenue Other Than Levy</u>	<u>Inc/(Dec) Fund Balance</u>	<u>Levy Requirements</u>
GENERAL GOVERNMENT	33,180,971	15,913,000	( 869,600)	16,398,371
PUBLIC WORKS ROAD & BRIDGE	12,510,040	8,887,000	( 279,000)	3,344,040
PUBLIC WORKS - PARKS	894,690	474,700	105,000	524,990
SOCIAL SERVICES	23,233,050	13,726,350	-0-	9,506,700
DEBT SERVICE (Excluding Library)	6,922,044	1,848,250	(3,058,380)	2,015,414
BIG MARINE REGIONAL PARK	200,000	1,000	( 199,000)	-0-
LAKE ELMO PARK RESERVE	24,700	20,000	( 4,700)	-0-
CIP PROJECTS	7,616,554	1,500,000	(6,116,554)	-0-
RESOURCE RECOVERY PROJECT	-0-	80,000	80,000	-0-
HISTORIC COURTHOUSE RESTORATION	100,000	100,000	-0-	-0-
Subtotal	84,682,049	42,550,300	(10,342,234)	31,789,515
LIBRARY	3,367,866	1,018,610	-0-	2,349,256
1986 LIBRARY BONDS	169,320	3,200	16,480	182,600
Subtotal	3,537,186	1,021,810	16,480	2,531,856
TOTAL	<u>88,219,235</u>	<u>43,572,110</u>	<u>(10,325,754)</u>	<u>34,321,371</u>
HOUSING & REDEVELOPMENT AUTH.				256,000
REGIONAL RAIL AUTHORITY				137,370
				<u>34,714,741</u>

COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

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THE AUDITOR-TREASURER APPEARED BEFORE THE BOARD AND PRESENTED A DRAFT NOTICE TO BE PUBLISHED CONCERNING THE PUBLIC HEARING FOR THE 1990 BUDGET, AS REQUIRED BY LAW. THE BOARD SUGGESTED CLARIFICATIONS TO THE AD WHICH WILL BE PUBLISHED IN COUNTY NEWSPAPERS AND THE ST. PAUL DISPATCH.

IT WAS BOARD CONSENSUS THAT THE PUBLIC HEARING ON THE COUNTY'S 1990 BUDGET BE CABLECAST.

DEPUTY ADMINISTRATOR ERDAHL ANNOUNCED THAT A STRATEGIC PLANNING SEMINAR IS SCHEDULED TO BE HELD AT THE OUTING LODGE AT PINE POINT AND REQUESTED BOARD CONCURRENCE FOR EITHER JANUARY 11 OR 12, 1990.

THE PUBLIC HEALTH DIRECTOR APPEARED BEFORE THE BOARD AND PRESENTED AN UPDATE ON THE SW-1 SITUATION REGARDING A RESIDENTIAL DRINKING WATER ADVISORY TO THE ARLYN CHRIST FAMILY IN LAKE ELMO. ALSO COMMENTING WAS DAVID DOUGLAS, MINNESOTA POLLUTION CONTROL AGENCY.

#### BOARD CORRESPONDENCE

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE INCLUDING A LETTER FROM THE ASSOCIATION OF MINNESOTA COUNTIES REQUESTING SUPPORT FOR THE TRANSPORTATION POLICY PLATFORM RESOLUTION; AND A LETTER FROM MINNESOTA HOUSING FINANCE AGENCY CONCERNING LOW INCOME HOUSING TAX CREDIT PROGRAM ALLOCATION PLAN TASK FORCE.

#### ADJOURNMENT

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER EVERT MOVED TO ADJOURN SECONDED BY COMMISSIONER MCMULLEN AND IT WAS ADOPTED UNANIMOUSLY. THE MEETING ADJOURNED AT 10:35 A.M., FOLLOWED BY A STRATEGIC PLANNING SEMINAR AND SUBSEQUENT BOARD WORKSHOP TO DISCUSS GROUNDWATER MANAGEMENT.

#### STRATEGIC PLANNING SEMINAR

THE BOARD OF COMMISSIONERS HELD A STRATEGIC PLANNING SEMINAR (WORKSHOP) WITH PLANNING DEPARTMENT STAFF TO DISCUSS THE STRATEGIC PLANNING PROCESS AND ITS IMPLICATIONS FOR COUNTY SERVICE DELIVERY. NO BUSINESS WAS TRANSACTED AND THE PUBLIC WAS WELCOME TO ATTEND. AMONG THOSE PRESENT WERE: COMMISSIONERS LARKIN, MCMULLEN, SCHEEL, HEGBERG, AND EVERT; STAFF, LOIS YELLOWTHUNDER, BOB LOCKYEAR, CHUCK SWANSON, VIRGINIA ERDAHL, RICHARD ARNEY, JERRY TURNQUIST, JIM SCHUG, RICHARD SLIVIK, JOHN DEVINE, JANE HARPER, JEFF HANSON, AND LARRY NYBECK. PRESENTERS WERE TOM GILLASPY, MINNESOTA STATE DEMOGRAPHER; VIC WARD, METROPOLITAN COUNCIL; AND PETER FALKMAN, DIRECTOR NORTHWESTERN NATIONAL LIFE INSURANCE COMPANY. THE SEMINAR CONCLUDED AT 12:20 P.M.

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BOARD WORKSHOP WITH PUBLIC HEALTH DEPARTMENT

THE BOARD OF COMMISSIONERS HELD A WORKSHOP SESSION WITH PUBLIC HEALTH DEPARTMENT STAFF TO DISCUSS A PROPOSED WATER WELL ORDINANCE. NO BUSINESS WAS TRANSACTED AND THE PUBLIC WAS WELCOME TO ATTEND. PRESENT FOR THE WORKSHOP WERE: COMMISSIONERS EVERT, HEGBERG, SCHEEL AND LARKIN; STAFF, VIRGINIA ERDAHL, JERRY TURNQUIST, CHUCK SWANSON, MARY LUTH, ZACK HANSEN, JOHN FRANZEN, AND JOE HIBBERD. THE WORKSHOP SESSION CONCLUDED AT 2:30 P.M.



DONALD G. SCHEEL, CHAIRMAN  
COUNTY BOARD

ATTEST:



CHARLES J. SWANSON  
COUNTY ADMINISTRATOR

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
NOVEMBER 21, 1989

EXECUTIVE (CLOSED) SESSION

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN EXECUTIVE SESSION AT 8:15 A.M. IN THE GOVERNMENT CENTER COMMISSIONER MEETING ROOM, FOR AN ATTORNEY/CLIENT DISCUSSION REGARDING THE ADERMAN ET AL LITIGATION. PRESENT WERE COMMISSIONERS LARKIN, EVERT, SCHEEL; RICHARD ARNEY, COUNTY ATTORNEY; RICHARD HODSDON, FIRST ASSISTANT COUNTY ATTORNEY; CHARLES SWANSON, COUNTY ADMINISTRATOR; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JUDY HONMYHR, HUMAN RESOURCES DIRECTOR; SHEILA NEUBAUER, ADMINISTRATION OFFICE MANAGER. ALSO PRESENT WERE DAYLE NOLAN, AND CHRIS DIETZEN, LARKIN, HOFFMAN, DAILY, LINDGREN LAW FIRM. COMMISSIONER MCMULLEN ARRIVED AT 8:30 A.M.; COMMISSIONER HEGBERG AT 8:45 A.M. THE CLOSED SESSION CONCLUDED AT 9:00 A.M.

WASHINGTON COUNTY REGIONAL RAIL AUTHORITY

THE WASHINGTON COUNTY REGIONAL RAIL AUTHORITY CONVENED AT 9:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. OFFICIAL PROCEEDINGS OF THE WASHINGTON COUNTY REGIONAL RAIL AUTHORITY ARE ON FILE IN THE OFFICE OF ADMINISTRATION.

COUNTY BOARD REGULAR SESSION

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 10:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, SCHEEL, HEGBERG, AND LARKIN. ABSENT NONE. CHAIRMAN SCHEEL PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; JEFF HANSON, INTERGOVERNMENTAL RELATIONS COORDINATOR; MARY LUTH, PUBLIC HEALTH DIRECTOR; ZACK HANSEN, PUBLIC HEALTH; RICHARD STAFFORD, AUDITOR-TREASURER; AND DON WISNIEWSKI, DIRECTOR PUBLIC WORKS.

CONSENT CALENDAR

COMMISSIONER EVERT MOVED, SECONDED BY COMMISSIONER LARKIN TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL TO CANCEL THE CONSULTANT CONTRACT FOR SERVICES WITH CORPORATE RISK MANAGERS.
2. APPROVAL OF LEASE FOR LICENSE BUREAU SPACE AND TELEPHONE SERVICE IN THE WOODBURY CITY HALL.
3. REVIEW OF GAMBLING LICENSE RENEWAL APPLICATION FROM LIONS CLUB COTTAGE GROVE, TO BE USED AT SHOWBOAT LANES AND LOUNGE, DENMARK TOWNSHIP.



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4. ADOPTION OF **RESOLUTION NO. 89-124** AS FOLLOWS:SOCIAL SERVICE AND ECONOMIC  
ASSISTANCE ACTIONS FOR OCTOBER

WHEREAS, MINNESOTA STATUTES, CHAPTER 393.07 ESTABLISHES THE POWERS AND THE DUTIES OF THE COUNTY WELFARE BOARD INCLUDING THE AUTHORITY TO OPEN, CLOSE, DENY, OR SUSPEND SERVICES AND GRANTS PROVIDED UNDER THE SOCIAL SERVICE AND ECONOMIC ASSISTANCE PROGRAMS IT ADMINISTERS; AND

WHEREAS, IN WASHINGTON COUNTY, THE POWERS AND DUTIES OF THE WELFARE BOARD ARE CARRIED OUT BY THE COUNTY BOARD OF COMMISSIONERS; AND

WHEREAS, THE SOCIAL SERVICE AND ECONOMIC ASSISTANCE PROGRAMS ARE ADMINISTERED BY THE COMMUNITY SOCIAL SERVICES DEPARTMENT.

NOW, THEREFORE, BE IT RESOLVED THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS APPROVE ALL SOCIAL SERVICE AND ECONOMIC ASSISTANCE ACTIONS FOR OCTOBER AS DOCUMENTED IN THE RECORDS MAINTAINED BY THE COMMUNITY SOCIAL SERVICES DEPARTMENT.

## 5. APPROVAL OF VOLUNTARY LAY-OFF FOR CONNIE PAULSON, SOCIAL SERVICES DEPARTMENT, FOR A PERIOD OF TWO YEARS TO ACCEPT EMPLOYMENT ON THE STATE MAXIS PROJECT; AUTHORIZATION FOR THE SOCIAL SERVICES DIRECTOR TO FILL THIS VACANCY AS A PERMANENT NEW HIRE.

## 6. APPROVAL OF NEW CLASSIFICATION OF TELECOMMUNICATIONS TECHNICIAN TO BE BANDED AND GRADED AS B2-3-1; APPROVAL OF NEW JOB DESCRIPTION.

7. ADOPTION OF **RESOLUTION NO. 89-125** AS FOLLOWS:

## AMC TRANSPORTATION POLICY PLATFORM

WHEREAS, counties have jurisdiction over thirty-five percent of road mileage and thirty-nine percent of bridges in Minnesota; and

WHEREAS, these roads and bridges are an important part of the total road system in this state that contributes greatly to our citizens' economic livelihood and quality of life; and

WHEREAS, counties in Minnesota have an excellent road system due to the continued efforts of counties and the legislature to secure and appropriate funding level both locally and at the state level; and

WHEREAS, Washington County in conjunction with the Association of Minnesota Counties has developed a transportation policy platform to direct lobbying efforts designed to promote and improve transportation in Minnesota; and

WHEREAS, Washington County and the Association of Minnesota Counties supports a transportation program based on users' fees including, but not limited to motor vehicle

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registration fees, motor vehicle excise taxes, gasoline taxes and wheelage taxes; and

WHEREAS, Washington County and the Association of Minnesota Counties supports transferring fifty percent of the Motor Vehicle Excise Tax from the general fund to the Highway Users Tax Distribution Fund; and

WHEREAS, Washington County and the Association of Minnesota Counties supports the repeal of the 1991 Motor Vehicle Excise tax transfer to the Highway Users' Tax Distribution Fund Sunset; and

WHEREAS, Washington County and the Association of Minnesota Counties supports reauthorization of the bridge replacement bonding program at an annual level of \$30 million as determined by the MN/DOT Bridge Replacement Task Force report of September 1988; and

WHEREAS, Washington County and the Association of Minnesota Counties supports continued use of the Constitutional formula (sixty-two percent state, twenty-nine percent county state aid, and nine percent municipal state aid) for distribution of the Highway Users Tax Distribution Fund; and

WHEREAS, Washington County and the Association of Minnesota Counties supports the Metro-Rural Task Force Report to the Minnesota County Highway Engineer's Association. Washington County and the Association of Minnesota Counties supports enactment of the recommendations requiring legislative action which include; adjusting the County State Aid Screening Board makeup, establishing a County wheelage tax without a property tax offset, changing the allocation formula to use lane miles instead of center line miles, and modifying municipal approval of CSAH system mileage changes.

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners supports and encourages the passage of legislation to implement the Association of Minnesota Counties Transportation Policy Platform.

8. ADOPTION OF **RESOLUTION NO. 89-126** AS FOLLOWS:

1990 FOOD PROTECTION AND LODGING PROGRAM  
LICENSE FEE SCHEDULE

WHEREAS, WASHINGTON COUNTY HAS ENTERED INTO A DELEGATION OF AUTHORITY AGREEMENT WITH THE MINNESOTA DEPARTMENT OF HEALTH FOR FOOD PROTECTION AND LODGING REGULATION; AND

WHEREAS, WASHINGTON COUNTY HAS ADOPTED ORDINANCES 34, 35 AND 40 WHICH REQUIRE LICENSURE AND PAYMENT OF LICENSE FEES FOR CERTAIN FOOD, BEVERAGE AND LODGING ESTABLISHMENTS; AND

WHEREAS, THE PUBLIC HEALTH DEPARTMENT HAS PREPARED A FEE SCHEDULE FOR THE FOOD PROTECTION AND LODGING PROGRAM FOR 1990.

NOW, THEREFORE, BE IT RESOLVED THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS HEREBY ADOPTS THE 1990 FOOD PROTECTION AND LODGING FEE SCHEDULE ATTACHED HERETO AND INCORPORATED HEREIN.

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## 1990 PROPOSED FEE SCHEDULE

<u>CATEGORY</u>	<u>FEE</u>
FOOD > 18	345
FOOD ≤ 18	265
ADDL. FACILITY	80
LIMITED FOOD	170
SEASONAL FOOD	140
NONPROFIT DAYCARE	80
PROFIT DAYCARE	115
BED & BREAKFAST	175
BOARD & LODGING	175
MOTEL/HOTEL	75 BASE + 2.75 /ROOM
TEMP. FOOD - PROFIT	45 / 10
TEMP. FOOD - NON PROFIT	0
CATERING VEHICLE	40
PLAN REVIEW	160 FIRST 3 HRS. 30 EACH ADDL. HR.
WELL TESTING	25

9. ADOPTION OF **RESOLUTION NO. 89-127** AS FOLLOWS:

## PURCHASE OF SCHMIDT PROPERTY - BIG MARINE PARK

WHEREAS, WASHINGTON COUNTY IS INTERESTED IN ACQUIRING THE SCHMIDT PROPERTY LOCATED ON LOMOND TRAIL AND LISBON AVENUE IN MAY TOWNSHIP, FOR INCLUSION INTO THE BIG MARINE PARK RESERVE AND WHEREAS THE OWNERS AGREE TO SELL THE PROPERTY.

NOW, THEREFORE BE IT RESOLVED, THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS HEREBY AUTHORIZES ITS CHAIRMAN AND ADMINISTRATOR TO EXECUTE ON BEHALF OF THE COUNTY A PURCHASE AGREEMENT AND ANY OTHER DOCUMENT NECESSARY FOR THE COUNTY TO PURCHASE THE PROPERTY, LEGALLY DESCRIBED AS:

LOTS 1 AND 2, BLOCK 2, WRANGHAM ADDITION, WASHINGTON COUNTY, MINNESOTA

FOR THE SUM OF \$50,000.00; IN TOTAL, UPON THE FOLLOWING TERMS AND CONDITIONS:

1. CONVEYANCE SHOULD BE BY WARRANTY DEED PURSUANT TO THE TERMS AND CONDITIONS OF A STANDARD MILLER-DAVIS PURCHASE AGREEMENT FREE AND CLEAR OF ALL LIENS, CHARGES AND ENCUMBRANCES;
2. SELLER TO PAY ALL LEVIED OR PENDING SPECIAL ASSESSMENTS (IF ANY);
3. SELLERS TO PAY STATE DEED TAX, CONSERVATION FEE AND ABSTRACT EXPENSES;
4. REAL ESTATE TAXES SHALL BE PRO RATED AS OF DECEMBER 31, 1989;
5. CLOSING IS TO BE ON OR BEFORE DECEMBER 31, 1989. THE CLOSING SHALL BE HANDLED THROUGH THE WASHINGTON COUNTY ATTORNEY'S OFFICE.
6. BUYER TO PAY RECORDING FEE.

10. ADOPTION OF **RESOLUTION NO. 89-128** AS FOLLOWS:

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## PURCHASE APPERT PROPERTY - BIG MARINE PARK

WHEREAS, WASHINGTON COUNTY IS INTERESTED IN ACQUIRING THE PROPERTY LOCATED AT 16752 MAY AVENUE NORTH, IN MAY TOWNSHIP, FOR INCLUSION INTO THE BIG MARINE PARK RESERVE AND WHEREAS THE OWNERS AGREE TO SELL THE PROPERTY.

NOW, THEREFORE BE IT RESOLVED, THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS HEREBY AUTHORIZES ITS CHAIRMAN AND ADMINISTRATOR TO EXECUTE ON BEHALF OF THE COUNTY A PURCHASE AGREEMENT AND ANY OTHER DOCUMENT NECESSARY FOR THE COUNTY TO PURCHASE THE PROPERTY LOCATED AT 16752 MAY AVENUE, MAY TOWNSHIP, LEGALLY DESCRIBED AS:

## SEE ADDENDUM NO. 1 - LEGAL DESCRIPTION

FOR THE SUM OF \$170,000.00; IN TOTAL UPON THE FOLLOWING TERMS AND CONDITIONS:

1. CONVEYANCE SHOULD BE WARRANTY DEED PURSUANT TO THE TERMS AND CONDITIONS OF A STANDARD MILLER-DAVIS PURCHASE AGREEMENT FREE AND CLEAR OF ALL LIENS, CHARGES AND ENCUMBRANCES;
2. SELLER TO PAY ALL LEVIED OR PENDING SPECIAL ASSESSMENTS ( IF ANY);
3. SELLER TO PAY STATE DEED TAX AND ABSTRACT EXPENSES;
4. REAL ESTATE TAXES SHALL BE PRO RATED AS OF DECEMBER 1, 1989;
5. BUYER TO PAY RECORDING FEES(S);
6. CLOSING IS TO BE ON OR BEFORE DECEMBER 1, 1989. THE CLOSING SHALL BE HANDLED THROUGH THE WASHINGTON COUNTY ATTORNEY'S OFFICE.
7. SELLERS MAY RETAIN POSSESSION, RENT FREE, THROUGH MAY 31, 1990. AFTER MAY 31, 1990, THE SELLERS MAY RENT THE PROPERTY AT MARKET RATE (TO BE DETERMINED BY WASHINGTON COUNTY) THROUGH SEPTEMBER 30, 1990. SELLERS TO GIVE WASHINGTON COUNTY 60 DAYS WRITTEN NOTICE OF INTENT TO VACATE OR RENT PROPERTY. THE SELLERS SHALL BE OBLIGATED TO PAY ALL UTILITIES, INCLUDING FUEL OIL, GAS, ELECTRICITY, WATER, TELEPHONE, SEWER, AND GARBAGE HAULING, WHILE THEY ARE IN POSSESSION OF THE PROPERTY. SELLERS SHALL BE OBLIGATED TO PERFORM ALL MAINTENANCE IN ORDER TO KEEP THE PROPERTY IN A REASONABLE REPAIR, NORMAL WEAR AND TEAR EXCEPTED.
8. SELLERS HAVE RELOCATION BENEFITS, AS PER STATE LAW, AVAILABLE TO THEM.
9. SELLERS TO REMOVE FROM PROPERTY TWO CEILING FANS, WOODBURNING STOVE, AND PLAYGROUND EQUIPMENT FROM BACKYARD. SELLER TO REPLACE CEILING FANS WITH OTHER FIXTURES.

ADDENDUM NO. 1  
APPERT LEGAL DESCRIPTION

ALL THAT PART OF THE NORTHEAST QUARTER OF SECTION 8, TOWNSHIP 31 NORTH, RANGE 20 WEST, MAY TOWNSHIP, WASHINGTON COUNTY, MINNESOTA DESCRIBED AS FOLLOWS:

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COMMENCING AT THE NORTHEAST CORNER OF SECTION 8, TOWNSHIP 31 NORTH, RANGE 20 WEST, WASHINGTON COUNTY, MINNESOTA; THENCE SOUTH, ALONG THE EAST LINE OF SAID SECTION 8 FOR 1107.3 FEET TO THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE CONTINUING SOUTH ALONG SAID EAST LINE OF SECTION 8 FOR 350.0 FEET; THENCE WEST AND PARALLEL WITH THE NORTH LINE OF SAID SECTION 8 FOR 507.0 FEET TO THE PRESENT EASTERLY SHORELINE OF THE UNMEANDERED LAKE; THENCE NORTHERLY ALONG SAID PRESENT EASTERLY SHORELINE OF THE LAKE FOR 375 FEET, MORE OR LESS, TO ITS INTERSECTION WITH A LINE DRAWN PARALLEL WITH THE LAST DESCRIBED COURSE AND AT A DISTANCE OF 350 FEET NORTHERLY THEREFROM, THENCE EAST AND PARALLEL WITH SAID NORTH LINE OF SECTION 8 FOR 515.7 FEET TO THE POINT OF BEGINNING. CONTAINING 4.0 ACRES, MORE OR LESS, SUBJECT TO THE RIGHT OF WAY OF COUNTY HIGHWAY NUMBER 4. AND, THE NORTH 137 FEET OF THE SOUTH 350 FEET OF THE EAST 515.7 FEET OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 8, TOWNSHIP 31 NORTH, RANGE 20 WEST.

11. APPROVAL OF RENTAL RATES FOR SINGLE FAMILY HOMES OWNED BY WASHINGTON COUNTY.
12. AUTHORIZATION FOR CHAIRMAN AND ADMINISTRATOR TO EXECUTE THE MINNESOTA TRAIL ASSISTANCE PROGRAM AGREEMENT WITH THE STATE OF MINNESOTA.
13. APPROVAL OF THE REGNIER OAKWOOD POND PLAT, GRANT TOWNSHIP.
14. APPROVAL TO APPOINT COMMISSIONER DENNIS HEGBERG TO THE METROPOLITAN MOSQUITO CONTROL COMMISSION.

THE FOREGOING CONSENT CALENDAR WAS ADOPTED UNANIMOUSLY.

#### PUBLIC HEALTH DEPARTMENT

#### SITE G EIS - AMENDMENTS TO AGREEMENTS

PUBLIC HEALTH DEPARTMENT STAFF PRESENTED AMENDMENTS TO THE ENVIRONMENTAL CONSULTING SERVICE AGREEMENT FOR THE SITE G EIS AND THE GRANT AGREEMENT FOR EIS FUNDS WITH THE METROPOLITAN COUNCIL. SPEAKING FROM THE AUDIENCE WAS RITA CONLIN, REPRESENTING REAPP, LAKE ELMO, WHO QUESTIONED THE RANDOMNESS OF THE SURVEY TAKEN OF CITIZENS USING THE LAKE ELMO REGIONAL PARK.

COMMISSIONER EVERT MOVED TO ADOPT **RESOLUTION NO. 89-129** AS FOLLOWS:

AUTHORIZATION TO EXECUTE AMENDMENTS TO THE ENVIRONMENTAL CONSULTING SERVICE AGREEMENT FOR SITE G EIS AND THE GRANT AGREEMENT FOR EIS WITH THE METROPOLITAN COUNCIL



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WHEREAS, THE METROPOLITAN COUNCIL'S SOLID WASTE MANAGEMENT DEVELOPMENT GUIDE/POLICY PLAN, DATED MARCH 1985, INDICATES THAT WASHINGTON COUNTY IS SCHEDULED TO DEVELOP A 2,494 ACRE-FOOT LANDFILL IN 1993; AND

WHEREAS, MINN. STAT. SECTION 473.833 SUBD. 2A. REQUIRES COUNTIES ON THE COUNCIL'S LAND DISPOSAL DEVELOPMENT SCHEDULE TO CONDUCT AN ENVIRONMENTAL REVIEW OF POTENTIAL LAND DISPOSAL SITES ON THE COUNCIL'S INVENTORY; AND

WHEREAS, WASHINGTON COUNTY HAS ONE SITE, SITE G, ON THE METROPOLITAN COUNCIL'S LAND DISPOSAL SITE INVENTORY; AND

WHEREAS, THE WASHINGTON COUNTY BOARD OF COMMISSIONERS HAS ADOPTED THE FINAL SCOPING DECISION FOR THE LANDFILL SITE G ENVIRONMENTAL IMPACT STATEMENT; AND

WHEREAS, THE METROPOLITAN COUNCIL AND WASHINGTON COUNTY HAVE ENTERED INTO A GRANT AGREEMENT FOR THE PURPOSE OF FUNDING PREPARATION AND ADOPTION OF AN EAW AND SCOPING DECISION; AND

WHEREAS, WASHINGTON COUNTY AND DONOHUE AND ASSOCIATES HAVE ENTERED INTO AN AGREEMENT FOR COMPLETION OF AN EIS; AND

WHEREAS, AMENDMENTS TO THE GRANT AGREEMENT BETWEEN THE COUNTY AND COUNCIL AND THE AGREEMENT BETWEEN DONOHUE AND ASSOCIATES AND THE COUNTY ARE NECESSARY IN ORDER FOR WASHINGTON COUNTY TO COMPLETE AN EIS.

NOW, THEREFORE, BE IT RESOLVED THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS HEREBY AUTHORIZES EXECUTION OF THE THIRD AMENDMENT TO THE GRANT AGREEMENT WITH THE METROPOLITAN COUNCIL, ATTACHED HERETO AND INCORPORATED HEREIN, AND AMENDMENT NO. 2 TO THE ENVIRONMENTAL CONSULTING SERVICES AGREEMENT BETWEEN WASHINGTON COUNTY AND DONOHUE AND ASSOCIATES, ATTACHED HERETO AND INCORPORATED HEREIN, SO THAT WASHINGTON COUNTY CAN PROCEED WITH THE ENVIRONMENTAL REVIEW OF LANDFILL IN INVENTORY SITE G.

#### THIRD AMENDMENT TO GRANT AGREEMENT

METROPOLITAN COUNCIL ("COUNCIL") AND THE COUNTY OF WASHINGTON ("COUNTY") HEREIN ENTER INTO A THIRD AMENDMENT TO GRANT AGREEMENT.

WHEREAS, MINN. STAT. SECTION 473.833, SUBD. 2A, REQUIRES THAT EACH METROPOLITAN COUNTY COMPLETE AN ENVIRONMENTAL IMPACT STATE ("EIS") ON THE ENVIRONMENTAL EFFECTS OF THE DECISION TO SELECT SPECIFIC MIXED MUNICIPAL SOLID WASTE DISPOSAL FACILITY SITES FROM THE METROPOLITAN INVENTORY OF DISPOSAL SITES; AND

WHEREAS, THE COUNTY HAS COMPLETED THE VARIOUS REQUIREMENTS AND PROCEEDED TO BEGIN TO IMPLEMENT THE WORK PLAN PREVIOUSLY APPROVED BY THE COUNCIL, LEADING TO THE COMPLETION OF THE EIS; AND

WHEREAS, THE COUNTY HAS BEEN ADVISED BY ITS CONTRACTOR THAT THE LOWEST COST OF COMPLETING PARK USER INTERVIEWS IS \$13,050.00 HIGHER THAN PROVIDED FOR IN THE GRANT AGREEMENT; AND

WHEREAS, THE COUNTY HAS BEEN NOTIFIED BY ITS CONTRACTOR THAT THE INCREASED COST FOR THE INTERVIEWS IS A NECESSARY AND REASONABLE EXPENSE FOR THE PREPARATION OF THE EIS.

NOW, THEREFORE, THE PARTIES HERETO AGREE THAT THE GRANT AGREEMENT ENTERED INTO ON THE 15TH DAY OF SEPTEMBER 1987, AND AMENDED ON SEPTEMBER 20, 1988, SHALL BE AND IS AMENDED AS FOLLOWS:

1. SECTION 1. PARAGRAPH B, IS AMENDED TO INCREASE TOTAL AMOUNT GRANTED BY \$13,050.00 TO A TOTAL OF \$849,217.26.

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2. EXHIBIT C IS REVISED, AS ATTACHED, TO REFLECT THE ABOVE CHANGE.

ALL OTHER PROVISIONS REMAIN IN FULL FORCE AND EFFECT.

AMENDMENT NO. 2 TO ENVIRONMENTAL CONSULTING SERVICES  
AGREEMENT FOR PREPARATION OF ENVIRONMENTAL IMPACT  
STATEMENT FOR WASHINGTON COUNTY PROPOSED LANDFILL SITE  
BETWEEN WASHINGTON COUNTY AND DONOHUE AND ASSOCIATES, INC.

WHEREAS, THE COUNTY AND THE CONSULTANT HAVE ENTERED INTO AN AGREEMENT (THE "AGREEMENT") DATED OCTOBER 1, 1988, FOR PREPARATION OF AN ENVIRONMENTAL IMPACT STATEMENT AND WHEREAS PARK USER INTERVIEWS WILL BE CONDUCTED FOR THREE ADDITIONAL PARK USER GROUPS CONSISTING OF VISITORS USING EQUESTRIAN TRAILS, VISITORS USING THE SWIMMING POND AND VISITORS USING THE GROUNDS FOR PICNICS.

NOW THEREFORE, THE COUNTY AND CONSULTANT MUTUALLY AGREE TO AMEND THE AGREEMENT AS FOLLOWS:

THIS AMENDMENT WILL RESULT IN AN INCREASE OF \$13,050.00 FOR PARK RESERVE USE/PARK RESERVE PLANNING IMPACTS BRINGING THE TOTAL ALLOWANCE TO \$20,410.00.

ARTICLE 4, SECTION 4, PARAGRAPH 1 IS REVISED AS FOLLOWS:

4. NOTWITHSTANDING ANY PROVISION TO THE CONTRARY, THE AMOUNT PAYABLE BY THE COUNTY FOR THE SERVICES OF THE CONSULTANT UNDER THIS AGREEMENT, INCLUDING ALL EXPENSES AND SUBCONTRACTORS, SHALL NOT EXCEED THE AMOUNTS LISTED FOR COMPLETION OF EACH WORK ELEMENT LISTED IN EXHIBIT A AND IN NO EVENT SHALL THE TOTAL AMOUNT PAYABLE EXCEED THE PROJECT MAXIMUM OF \$824,091.19. THE COUNTY'S AUTHORIZED REPRESENTATIVE MAY APPROVE, IN WRITING, CHANGES TO THE MAXIMUM COMPENSATION LISTED FOR COMPLETION OF EACH WORK ELEMENT LISTED IN EXHIBIT A, PROVIDED THAT THE PROJECT MAXIMUM OF \$824,091.19 IS NOT EXCEEDED.

THE COST LISTED IN EXHIBIT A, SECTION C, ENVIRONMENTAL IMPACTS, PAGE 19 OF THE WORK PLAN FOR PREPARATION OF AN ENVIRONMENTAL IMPACT STATEMENT FOR WASHINGTON COUNTY LANDFILL INVENTORY SITE G, WASHINGTON COUNTY, MINNESOTA IS REVISED AS FOLLOWS:

C. ENVIRONMENTAL IMPACTS

<u>COST</u>	\$244,465.07
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IN WITNESS WHEREOF, THE COUNTY AND THE CONSULTANT HAVE RESPECTIVELY CAUSED THIS AMENDMENT TO BE DULY EXECUTED AS OF THE 21ST DAY OF NOVEMBER, 1989.

COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED WITH THE VOTE AS FOLLOWS: YES, COMMISSIONERS EVERT, MCMULLEN, SCHEEL AND HEGBERG; NO, COMMISSIONER LARKIN.

SCORE LEGISLATION

THE PUBLIC HEALTH DIRECTOR PRESENTED A REVIEW OF THE GOVERNOR'S SELECT COMMITTEE ON RECYCLING AND THE ENVIRONMENT (SCORE LEGISLATION).

NOVEMBER 21, 1989

**GENERAL ADMINISTRATION****CITIZEN NEWSLETTERS FOR 1990**

COMMISSIONER MCMULLEN MOVED TO INCREASE THE NUMBER OF CITIZEN NEWSLETTERS FROM THREE TO FOUR ISSUES PER YEAR. COMMISSIONER SCHEEL SECONDED THE MOTION AND THE MOTION FAILED WITH THE VOTE AS FOLLOWS: YES, COMMISSIONERS MCMULLEN AND SCHEEL; NO, COMMISSIONERS EVERT, HEGBERG AND LARKIN.

**DATE FOR STRATEGIC PLANNING**

THE BOARD OF COMMISSIONERS SET JANUARY 11, 1990, AS THE DATE FOR A STRATEGIC PLANNING SESSION TO BE HELD AT OUTING LODGE AT PINE POINT.

**BOARD CORRESPONDENCE**

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE INCLUDING A LETTER FROM CASS COUNTY REGARDING A PROPOSED CHANGE IN MINIMUM STANDARDS FOR STATE AID HIGHWAY; AND A LETTER FROM MORRISON COUNTY REGARDING LEVY LIMIT EXEMPTION FOR NEW COUNTY JAILS.

**ADJOURNMENT**

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD COMMISSIONER EVERT MOVED FOR ADJOURNMENT, SECONDED BY COMMISSIONER HEGBERG AND IT WAS ADOPTED UNANIMOUSLY. THE MEETING ADJOURNED AT 10:30 A.M., FOLLOWED BY A STRATEGIC PLANNING SEMINAR AND SUBSEQUENT BOARD WORKSHOPS WITH THE BUILDING COMMITTEE AND OFFICE OF ADMINISTRATION.

**STRATEGIC PLANNING SEMINAR**

THE BOARD OF COMMISSIONERS HELD A STRATEGIC PLANNING SEMINAR (WORKSHOP) WITH PLANNING DEPARTMENT STAFF TO DISCUSS MAJOR INFLUENCES CHANGING THE COUNTY'S LAND BASE AND THE IMPLICATIONS FOR COUNTY SERVICE DELIVERY. NO BUSINESS WAS TRANSACTED AND THE PUBLIC WAS WELCOME TO ATTEND. AMONG THOSE PRESENT WERE: COMMISSIONERS LARKIN, EVERT, SCHEEL, HEGBERG AND MCMULLEN; STAFF, CHUCK SWANSON, VIRGINIA ERDAHL, JERRY TURNQUIST, JEFF HANSON, JOHN DEVINE, RICHARD STAFFORD, RICHARD ARNEY, JIM TRUDEAU, BOB LOCKYEAR, AND JANE HARPER. PRESENTERS WERE: DR. GEORGE DONOHUE, UNIVERSITY OF MINNESOTA; CARL ORHN, METROPOLITAN COUNCIL; JOHN ALMENDINGER, DEPARTMENT OF NATURAL RESOURCES; AND JOHN SEM, MINNESOTA EXTENSION SERVICE. THE SEMINAR CONCLUDED AT 12:30 P.M.

**BOARD WORKSHOP WITH BUILDING COMMITTEE**

THE BOARD OF COMMISSIONERS MET IN WORKSHOP SESSION WITH THE BUILDING

NOVEMBER 21, 1989

COMMITTEE TO DISCUSS STATUS OF THE PROPOSED LAW ENFORCEMENT CENTER PROJECT. NO BUSINESS WAS TRANSACTED AND THE PUBLIC WAS WELCOME TO ATTEND. THE MEETING WAS CALLED TO ORDER AT 1:00 P.M. BY COMMITTEE CHAIRMAN SCHEEL AND THE FOLLOWING INDIVIDUALS WERE PRESENT: COMMISSIONERS LARKIN, MCMULLEN, EVERT, SCHEEL AND HEGBERG; STAFF PRESENT, CHUCK SWANSON, VIRGINIA ERDAHL, JERRY TURNQUIST, DON WISNIEWSKI, RUSS REETZ, LYLE DOERR, JIM TRUDEAU; FRITZ ROHOKOHL, FRED SHANK, BWBR; DENNIS FALENCHEK, DEPARTMENT OF CORRECTIONS

COMMISSIONER HEGBERG MOVED TO APPROVE THE MINUTES OF THE OCTOBER 24, 1989 BUILDING COMMITTEE MEETING, SECONDED BY COMMISSIONER EVERT AND IT WAS ADOPTED UNANIMOUSLY.

#### WORK RELEASE

DENNIS FALENCHEK ADDRESSED THE GROUP REGARDING THE HISTORY OF WORK RELEASE AND FUTURE MOVEMENT TO LOCATE THIS PROGRAM IN JAIL ANNEXES.

SHERIFF TRUDEAU PRESENTED WORK RELEASE WAITING LIST REDUCTION PROJECTIONS AND COST ESTIMATES TO REMODEL EXISTING WORK RELEASE SPACE IN THE JAIL.

COMMISSIONER MCMULLEN MOVED TO RECOMMEND TO THE COUNTY BOARD TO PROCEED WITH THE WORK RELEASE REMODELING PROPOSAL AND INCLUDING USAGE OF ELECTRONIC SURVEILLANCE UNITS (BRACELETS), WITH PLANS FOR FINAL APPROVAL TO BE CONSIDERED AT THE NEXT BOARD MEETING. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

#### ANOKA JUVENILE FACILITY

THE COMMITTEE DISCUSSED A PROPOSAL FROM ANOKA COUNTY REGARDING CONTRACTING FOR BED SPACE FOR JUVENILE DETENTION.

COMMISSIONER EVERT MOVED TO RECOMMEND TO THE COUNTY BOARD TO REJECT THE PROPOSAL FROM ANOKA COUNTY REGARDING CONTRACTING FOR JUVENILE DETENTION BEDS. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED WITH THE VOTE AS FOLLOWS: YES, COMMISSIONERS LARKIN, MCMULLEN, EVERT AND HEGBERG; NO, COMMISSIONER SCHEEL .

#### PARKING

FRED SHANK REPORTED ON A LETTER TO THE CITY OF STILLWATER CONCERNING PROPOSED PARKING COUNT FOR THE GOVERNMENT CENTER COMPLEX. CHUCK SWANSON REPORTED ON COSTS OF OFF-SITE PARKING VIA SHUTTLE VAN FROM THE COUNTY FAIRGROUNDS.

NOVEMBER 21, 1989

**TOURS**

THE COMMITTEE DISCUSSED TOURING LOCAL AREA BOARD ROOMS IN DECEMBER AND A TOUR OF KANSAS CITY JAILS MID-JANUARY.  
THE WORKSHOP SESSION CONCLUDED AT 2:45 P.M.

**BOARD WORKSHOP - 1990 BUDGET**

THE BOARD OF COMMISSIONERS MET IN WORKSHOP SESSION TO DISCUSS THE PROPOSED 1990 BUDGET. NO BUSINESS WAS TRANSACTED AND THE PUBLIC WAS WELCOME TO ATTEND. PRESENT WERE COMMISSIONERS HEGBERG, SCHEEL, EVERT, MCMULLEN AND LARKIN. STAFF, VIRGINIA ERDAHL, CHUCK SWANSON, JOHN DEVINE, JIM SCHUG, LYLE DOERR, DON WISNIEWSKI, JEFF HANSON, RICHARD ARNEY, JIM TRUDEAU AND STAN KEELEY. THE WORKSHOP SESSION CONCLUDED AT 4:00 P.M.



DONALD G. SCHEEL, CHAIRMAN  
COUNTY BOARD

ATTEST:



CHARLES J. SWANSON  
COUNTY ADMINISTRATOR



OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
NOVEMBER 29, 1989

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS CONVENED AT 7:00 P.M. IN THE WASHINGTON COUNTY GOVERNMENT CENTER BOARD ROOM TO CONDUCT A PUBLIC HEARING FOR THE PURPOSES OF REVIEW AND ADOPTION OF THE 1990 COUNTY BUDGET.

PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, SCHEEL, HEGBERG AND LARKIN. ABSENT NONE. CHAIRMAN SCHEEL PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; JOHN DEVINE, CONTROLLER; JEFF HANSON, INTERGOVERNMENTAL RELATIONS COORDINATOR; RICHARD STAFFORD, AUDITOR-TREASURER; GARY POSER, AUDITOR-TREASURER'S OFFICE; DON WISNIEWSKI, DIRECTOR PUBLIC WORKS; JIM SCHUG, DIRECTOR SOCIAL SERVICES; LEO STEINER, ACCOUNTING; AND, JUDY ARENDS, PUBLIC HEALTH.

COMMISSIONER LARKIN MOVED TO OPEN THE PUBLIC HEARING FOR COMMENTS. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY. CHAIRMAN SCHEEL GAVE OPENING REMARKS AND EXPLAINED THE PURPOSE AND PROCEDURE OF TONIGHT'S HEARING. AN OVERVIEW OF THE PROPOSED 1990 BUDGET WAS PRESENTED BY THE COUNTY ADMINISTRATOR. THE AUDITOR-TREASURER ANNOUNCED THAT ALL LEGAL REQUIREMENTS HAD BEEN MET REGARDING PUBLIC NOTICE FOR THE HEARING. THE PROPOSED 1990 BUDGET WAS PRESENTED BY VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR.

COMMENTING FROM THE AUDIENCE WERE THE FOLLOWING INDIVIDUALS: ROLLAND ARNDT, ST. MARY'S POINT, WHO EXPRESSED CONCERN REGARDING TAXES INCREASING FASTER THAN INFLATION; JACK DIELENTHEIS, STILLWATER, WHO STATED HE BELIEVES WAGES AND BENEFITS TO BE A CONTROLLABLE COST, AND THAT INDIVIDUALS HIRED UNDER A GRANT APPLICATION SHOULD NOT BECOME PERMANENT EMPLOYEES WHEN THE GRANT EXPIRES.

CHAIRMAN SCHEEL CALLED FOR FURTHER COMMENTS. THERE WERE NONE. COMMISSIONER HEGBERG MOVED TO CLOSE THE PUBLIC HEARING, SECONDED BY COMMISSIONER EVERT AND IT WAS ADOPTED UNANIMOUSLY, THE TIME BEING 7:45 P.M.

COMMISSIONER LARKIN MOVED TO ADOPT **RESOLUTION NO. 89-130** AS FOLLOWS:

CERTIFIED PROPERTY TAX LEVY FOR  
WASHINGTON COUNTY FOR PAYABLE 1990

PURSUANT TO THE 1989 TAX LAW, THE WASHINGTON COUNTY BOARD OF COMMISSIONERS DOES HEREBY CERTIFY TO THE WASHINGTON COUNTY AUDITOR-TREASURER THE FOLLOWING PROPERTY TAX LEVIES FOR PAYABLE 1990.

WASHINGTON COUNTY	\$34,302,092
WASHINGTON COUNTY HRA	256,000
WASHINGTON COUNTY	
REGIONAL RAIL AUTHORITY	137,370

NOVEMBER 29, 1989

COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

COMMISSIONER EVERT MOVED TO ADOPT RESOLUTION NO. 89-131 AS FOLLOWS:

ADOPTION OF WASHINGTON COUNTY BUDGET FOR PAYABLE 1990

	<u>Total Estimated Expenditures</u>	<u>Revenue Other Than Levy</u>	<u>Inc/(Dec) Fund Balance</u>	<u>Levy Requirements</u>
GENERAL GOVERNMENT	34,166,773	16,809,400	( 978,281)	16,379,092
PUBLIC WORKS ROAD & BRIDGE	10,860,040	7,237,000	( 279,000)	3,344,040
PUBLIC WORKS - PARKS	694,690	274,700	105,000	524,990
SOCIAL SERVICES	23,878,090	14,121,060	( 250,330)	9,506,700
DEBT SERVICE (Excluding Library)	6,922,044	1,959,604	(2,947,026)	2,015,414
BIG MARINE REGIONAL PARK	200,000	1,000	( 199,000)	-0-
LAKE ELMO PARK RESERVE	24,700	20,000	( 4,700)	-0-
CIP PROJECTS	7,062,200	1,500,000	(5,562,200)	-0-
RESOURCE RECOVERY PROJECT	-0-	80,000	80,000	-0-
HISTORIC COURTHOUSE RESTORATION	100,000	100,000	-0-	-0-
Subtotal	83,908,537	42,102,764	(10,035,537)	31,770,236
LIBRARY	2,492,866	143,610	-0-	2,349,256
1986 LIBRARY BONDS	169,320	3,200	16,480	182,600
Subtotal	<u>2,662,186</u>	<u>146,810</u>	<u>16,480</u>	<u>2,531,856</u>
TOTAL	<u>86,570,723</u>	<u>42,249,574</u>	<u>(10,019,057)</u>	<u>34,302,092</u>
HOUSING & REDEVELOPMENT AUTH.				256,000
REGIONAL RAIL AUTHORITY				137,370
				<u>34,695,462</u>

COMMISSIONER HEGBERG SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER MCMULLEN MOVED TO ADJOURN, SECONDED BY COMMISSIONER HEGBERG AND IT WAS ADOPTED UNANIMOUSLY. THE MEETING ADJOURNED AT 7:45 P.M.

ATTEST:

  
CHARLES J. SWANSON  
COUNTY ADMINISTRATOR

  
DONALD G. SCHEEL, CHAIRMAN  
COUNTY BOARD

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
DECEMBER 5, 1989

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 9:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, SCHEEL, HEGBERG, AND LARKIN. ABSENT NONE. CHAIRMAN SCHEEL PRESIDED. ALSO PRESENT WERE VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; JIM SCHUG, DIRECTOR SOCIAL SERVICES; LYLE DOERR, FACILITIES MANAGER; MARY LUTH, DIRECTOR PUBLIC WORKS; RICHARD STAFFORD, AUDITOR-TREASURER; AND RUSS REETZ, DIRECTOR COURT SERVICES.

THE BOARD MEETING WAS PRECEDED BY A COMMISSIONER RECEPTION FOR COUNTY HOME CARE PROVIDERS IN RECOGNITION OF NATIONAL HOME CARE WEEK.

CONSENT CALENDAR

COMMISSIONER LARKIN MOVED, SECONDED BY COMMISSIONER HEGBERG TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL TO SET DECEMBER 19, 1989, 9:00 A.M. AS THE PUBLIC HEARING DATE FOR THE CAPITAL IMPROVEMENT PLAN (CIP).
2. APPROVAL OF THE NOVEMBER 7, 14 AND 21 BOARD MEETING MINUTES.
3. APPROVAL FOR COUNTY BOARD TO NOT MEET ON TUESDAY, DECEMBER 26, 1989.
4. APPROVAL OF SUPPLEMENTS/AMENDMENTS TO CONTRACTS WITH HUMAN SERVICES SUPPORT NETWORK AND ADAPTED LIVING PROGRAMS FOR TITLE XIX HOME AND COMMUNITY-BASED SERVICES TO PERSONS WITH DEVELOPMENTAL DISABILITIES.
5. APPROVAL OF NEED DETERMINATION FOR RATE VARIANCE FOR EAST SUBURBAN RESOURCES.
6. BOARD AUTHORIZATION TO MAKE FINAL PAYMENTS ON 1989 CONTRACTS WITH EAST COMMUNITIES FAMILY SERVICE, FOREST LAKE YOUTH SERVICE BUREAU, ST. CROIX VALLEY YOUTH SERVICE BUREAU, FAMILY VIOLENCE NETWORK, AND SOUTH COMMUNITIES COUNSELING SERVICES.
7. APPROVAL OF RECLASSIFICATION OF MIS ADMINISTRATIVE/OPERATIONS AIDE TO PROGRAMMER TRAINEE IN THE MIS DEPARTMENT RETROACTIVE TO SEPTEMBER 4, 1989.
8. APPROVAL TO EXECUTE AGREEMENTS WITH THE CITY OF MARINE ON ST. CROIX FOR YARD WASTE COMPOSTING IN THE AMOUNT OF \$11,900.

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9. AUTHORIZATION TO MAKE FINAL PAYMENTS TO THE CITY OF STILLWATER FOR 1989 CURBSIDE RECYCLING GRANT \$13,554, AND FOR THE 1989 PERFORMANCE BASED FUNDS \$10,599.75.
10. APPROVAL OF BUILDING COMMITTEE RECOMMENDATIONS REGARDING WORK RELEASE EXPANSION, RELOCATION OF SHERIFF'S INVESTIGATION UNIT, AND ELECTRONIC MONITORING SYSTEM.
11. ADOPTION OF **RESOLUTION NO. 89-132** AS FOLLOWS:

PURCHASE ADSITT PROPERTY - BIG MARINE PARK

WHEREAS, WASHINGTON COUNTY IS INTERESTED IN ACQUIRING THE ADSITT PROPERTY LOCATED ON LOMOND TRAIL IN MAY TOWNSHIP, FOR INCLUSION INTO THE BIG MARINE PARK RESERVE AND WHEREAS THE OWNER AGREES TO SELL THE PROPERTY.

NOW, THEREFORE BE IT RESOLVED, THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS HEREBY AUTHORIZES ITS CHAIRMAN AND ADMINISTRATOR TO EXECUTE ON BEHALF OF THE COUNTY A PURCHASE AGREEMENT AND ANY OTHER DOCUMENT NECESSARY FOR THE COUNTY TO PURCHASE THE PROPERTY, LEGALLY DESCRIBED AS:

SEE ADDENDUM NO. 1

FOR THE SUM OF \$89,000.00; IN TOTAL, UPON THE FOLLOWING TERMS AND CONDITIONS:

1. CONVEYANCE SHOULD BE BY WARRANTY DEED PURSUANT TO THE TERMS AND CONDITIONS OF A STANDARD MILLER-DAVIS PURCHASE AGREEMENT FREE AND CLEAR OF ALL LIENS, CHARGES AND ENCUMBRANCES;
2. SELLER TO PAY ALL LEVIED OR PENDING SPECIAL ASSESSMENTS (IF ANY);
3. SELLER TO PAY STATE DEED TAX AND ABSTRACT EXPENSES;
4. REAL ESTATE TAXES SHALL BE PRO RATED AS OF DECEMBER 31, 1989;
5. BUYER TO PAY RECORDING FEE(S);
6. CLOSING IS TO BE ON OR BEFORE DECEMBER 31, 1989. THE CLOSING SHALL BE HANDLED THROUGH THE WASHINGTON COUNTY ATTORNEY'S OFFICE.
7. SELLER MAY RETAIN POSSESSION, RENT FREE, THROUGH JUNE 30, 1990. THE SELLERS SHALL BE OBLIGATED TO PAY ALL UTILITIES, INCLUDING FUEL OIL, GAS, ELECTRICITY, WATER, TELEPHONE, SEWER, AND GARBAGE HAULING, WHILE THEY ARE IN POSSESSION OF THE PROPERTY. SELLERS SHALL BE OBLIGATED TO PERFORM ALL MAINTENANCE IN ORDER TO KEEP THE PROPERTY IN A REASONABLE REPAIR, NORMAL WEAR AND TEAR EXCEPTED.
8. SELLERS SHALL HAVE THE FIRST RIGHT TO RENT THE SUBJECT PROPERTY AFTER JUNE 30, 1990 (THE DATE OF POSSESSION). THE RENT SHALL BE DETERMINED AT THAT TIME AND WILL BE BASED ON THE RENTAL PROPERTY MARKET.

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9. SELLERS HAVE AGREED TO WAIVE RELOCATION BENEFITS IN RETURN FOR AN ADDITIONAL PAYMENT OF \$5,000. SAID PAYMENT IS OVER AND ABOVE STATED SALESPRICE OF \$89,000.
10. SELLERS TO REMOVE TWO LIGHT FIXTURES AND LARGE OAK KITCHEN PANTRY. SELLERS TO REPLACE LIGHT FIXTURES WITH FIXTURE OF SIMILAR VALUE.

ADDENDUM ONE  
ADSITT LEGAL DESCRIPTION

ALL THAT PART OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER (NE1/4 OF SE1/4) OF SECTION SIX (6), TOWNSHIP THIRTY-ONE (31), RANGE TWENTY (20), DESCRIBED AS FOLLOWS, TO-WIT: COMMENCING AT A POINT ON THE NORTH LINE OF SAID TRACT, 265.3 FEET WEST OF THE NORTHEAST CORNER THEREOF; THENCE CONTINUING ALONG SAID NORTH LINE FOR 208.7 FEET; THENCE SOUTH PARALLEL TO THE EAST LINE OF SAID TRACT FOR 241.7 FEET; THENCE EAST PARALLEL TO DESCRIBED FIRST COURSE FOR 208.7 FEET; THENCE NORTH 241.7 FEET TO THE POINT OF BEGINNING. WASHINGTON COUNTY, MINNESOTA.

THE FOREGOING CONSENT CALENDAR WAS UNANIMOUSLY ADOPTED.

**COMMUNITY SOCIAL SERVICES**

COMMISSIONER HEGBERG MOVED TO AUTHORIZE THE COMMUNITY SOCIAL SERVICES DEPARTMENT TO APPLY TO THE MINNESOTA DEPARTMENT OF HUMAN SERVICES TO BECOME A PILOT COUNTY FOR THE MAXIS PROJECT. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

**AUDITOR-TREASURER'S OFFICE**

COMMISSIONER EVERT MOVED TO APPROVE OR DENY APPLICATIONS FOR ABATEMENT OF PENALTY AS FOLLOWS:

**APPROVAL**

CHARLES H. ALLEN, \$13.83; LAND TITLE INC., \$351.50; BAYPORT TITLE, \$5.92; UNIVERSAL TITLE INS. CO., \$24.80; SHELDON EHMAN, \$136.25; BAYPORT TITLE, \$5.00; WASHINGTON COUNTY ABSTRACT, \$97.40; DEBRA STRANSKY, \$207.90; DAN DOLAN, \$199.87; LAND TITLE, INC., \$465.00; NORWEST MORTGAGE CLOSING, \$315.20; FIRST SECURITY TITLE, \$107.30; TITLE INSURANCE CO. OF MINN, \$2,097.85; SHAMROCK ESCROW SERVICES, \$39.65; ITT FINANCIAL SERVICES, \$61.58; WASHINGTON COUNTY HRA, \$1,082.60; WASHINGTON COUNTY ABSTRACT CO., \$147.33; AND UNIVERSAL TITLE INS. CO., \$524.75.

**DENIAL**

ROGER GOSWITZ, DONALD R. HUNT, AND PHILLIP S. TAYLOR.

COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.



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**COURT SERVICES**

COMMISSIONER EVERT MOVED TO APPROVE THE DEPARTMENT OF COURT SERVICES' 1990 COMPREHENSIVE PLAN. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

THE COURT SERVICES DIRECTOR PRESENTED AN OVERVIEW OF COUNTY FUNDING OF YOUTH SERVICE BUREAUS FOR 1990. COMMISSIONER HEGBERG MOVED TO EQUALIZE THE FUNDING DIFFERENCE BETWEEN THE ST. CROIX VALLEY AND THE FOREST LAKE YOUTH SERVICE BUREAU. COMMISSIONER SCHEEL SECONDED THE MOTION. COMMISSIONER MCMULLEN MOVED TO TABLE THE MATTER UNTIL AFTER AGENCY REPRESENTATIVES HAVE BEEN CONTACTED BY THE COURT SERVICES DIRECTOR TO OBTAIN FURTHER INFORMATION. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

**GENERAL ADMINISTRATION****BOARD CORRESPONDENCE**

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE INCLUDING A LETTER FROM METROPOLITAN COUNCIL CONCERNING FUND ACQUISITION AND DEVELOPMENT IN THE REGIONAL RECREATION OPEN SPACE SYSTEM.

**STRATEGIC PLANNING SEMINAR (WORKSHOP)**

AT THIS TIME THE BOARD OF COMMISSIONERS RECESSED TO A STRATEGIC PLANNING SEMINAR (WORKSHOP) WITH PLANNING DEPARTMENT STAFF TO DISCUSS ECONOMIC TRENDS AND THEIR RELATIONSHIP TO WASHINGTON COUNTY. NO BUSINESS WAS TRANSACTED AND THE PUBLIC WAS WELCOME TO ATTEND. AMONG THOSE PRESENT WERE: COMMISSIONERS LARKIN, MCMULLEN, HEGBERG, EVERT AND SCHEEL. ALSO PRESENT, VIRGINIA ERDAHL, JERRY TURNQUIST, RICHARD ARNEY, JANE HARPER, JOHN FRANZEN, JOHN DEVINE. PRESENTERS WERE: DR. THOMAS STINSON, STATE ECONOMIST AND UNIVERSITY OF MINNESOTA PROFESSOR; CRAIG MORRIS, STRATEGIC PLANNER, U.S. WEST COMMUNICATIONS; AND STEVEN ZINNEL, NORWEST BANK, STILLWATER. THE WORKSHOP SEMINAR CONCLUDED AT 12:00 NOON.

THE BOARD CHAIRMAN DECLARED THE BOARD MEETING BACK IN SESSION.

**PUBLIC WORKS DEPARTMENT**

THE PARKS DIRECTOR PRESENTED THE AMENDED PINE POINT PARK MASTER PLAN FOR BOARD APPROVAL. SPEAKING FROM THE AUDIENCE WAS KATHY BUCK, REPRESENTING STILLWATER TOWNSHIP, WHO EXPRESSED CONCERN REGARDING PUBLIC SAFETY ISSUES AND POSSIBLE NEGATIVE FINANCIAL IMPACT OF THE PLAN ON STILLWATER TOWNSHIP. COMMISSIONER MCMULLEN MOVED TO APPROVE THE PINE POINT PARK MASTER PLAN AS AMENDED. COMMISSIONER EVERT SECONDED THE MOTION AND OFFERED A FRIENDLY AMENDMENT TO INCLUDE THE FOLLOWING AMENDMENTS AS RAISED BY MS. BUCK, PARKING EXPANSION;

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DELETING THE WORD "HOWEVER" ON PAGE 35 ISSUE 6, THIRD SENTENCE; AND THE COMMITMENT OF COUNTY DOLLARS FOR METAL SIGNING. COMMISSIONER MCMULLEN ACCEPTED THE FRIENDLY AMENDMENT AND NO OBJECTIONS WERE RAISED. THE MOTION AS AMENDED WAS ADOPTED WITH THE VOTE AS FOLLOWS: YES, COMMISSIONERS MCMULLEN, EVERT, HEGBERG AND SCHEEL; OPPOSED, COMMISSIONER LARKIN.

#### PLANNING DEPARTMENT

THE BOARD HEARD AN APPEAL FROM THE PLANNING COMMISSION'S DECISION TO DENY A CONDITIONAL USE PERMIT FOR THE BRACHT BROTHERS MINING OPERATION IN NEW SCANDIA TOWNSHIP. THE PERMIT REQUEST WAS TO EXPAND AN EXISTING OPERATION TO ADD A CRUSHING AND WASHING PLANT. APPEARING ON BEHALF OF BRACHT BROTHERS MINING WAS GREG TENNIS, ATTORNEY, AND KJERSTEN PAULEY, SUNDE ENGINEERING. ALSO SPEAKING WAS CHUCK NORDIN, NEW SCANDIA TOWNSHIP AND PAUL BRACHT.

COMMISSIONER MCMULLEN MOVED TO PLACE A MORATORIUM ON THE ISSUANCE OF A MINING CONDITIONAL USE PERMIT FOR CRUSHING AND WASHING PLANTS UNTIL SUCH TIME AS THE COUNTY ORDINANCE CAN BE REVIEWED AND UPDATED. COMMISSIONER LARKIN SECONDED THE MOTION. ON THE ADVICE OF COUNTY ATTORNEY, COMMISSIONERS MCMULLEN AND LARKIN WITHDREW THEIR MOTION.

COMMISSIONER MCMULLEN MOVED TO TABLE THE MATTER OF THE BRACHT BROTHER'S REQUEST FOR A CONDITIONAL USE PERMIT. COMMISSIONER LARKIN SECONDED THE MOTION AND IT WAS ADOPTED WITH THE VOTE AS FOLLOWS: YES, COMMISSIONERS EVERT, MCMULLEN, AND LARKIN; OPPOSED: COMMISSIONERS SCHEEL AND HEGBERG.

COMMISSIONER MCMULLEN MOVED TO RECOMMEND A MORATORIUM ON THE ISSUANCE OF CONDITIONAL USE PERMITS FOR MINING OPERATIONS IN ORDER TO STUDY AND UPDATE COUNTY ORDINANCE. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY.

COMMISSIONER LARKIN LEFT.

#### ADJOURNMENT

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER MCMULLEN MOVED TO ADJOURN, SECONDED BY COMMISSIONER EVERT AND IT WAS ADOPTED UNANIMOUSLY. COMMISSIONER LARKIN ABSENT. THE MEETING ADJOURNED AT 2:40 P.M.

ATTEST:

*Virginia Erdaahl*  
VIRGINIA ERDAHL  
DEPUTY ADMINISTRATOR



DONALD G. SCHEEL, CHAIRMAN  
COUNTY BOARD

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
DECEMBER 12, 1989

THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 9:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, SCHEEL AND HEGBERG; ABSENT, COMMISSIONER LARKIN. CHAIRMAN SCHEEL PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; JUDY HONMYHR, HUMAN RESOURCES DIRECTOR; JIM SCHUG, DIRECTOR SOCIAL SERVICES; JAMES TRUDEAU, SHERIFF; RICHARD STAFFORD, AUDITOR-TREASURER; AND MARY LUTH, DIRECTOR PUBLIC HEALTH.

THE MEETING WAS PRECEDED BY A COUNTY BOARD BREAKFAST FOR DEPARTMENTS WITH 100% PARTICIPATION IN THE 1989 UNITED WAY FUND DRIVE.

**CONSENT CALENDAR**

COMMISSIONER MCMULLEN MOVED, SECONDED BY COMMISSIONER EVERT TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. APPROVAL OF THE NOVEMBER 29 BOARD MEETING MINUTES.
2. ADOPTION OF **RESOLUTION NO. 89-133** AS FOLLOWS:

RAMSEY-WASHINGTON METRO WATERSHED DISTRICT  
APPROPRIATION OF RESERVE ACCOUNT FUNDS  
FOR FISH CREEK PROJECT NO. 1

WHEREAS, THE FISH CREEK PROJECT IS NEARLY COMPLETE AND THE DISTRICT CAN ACCURATELY PROJECT TOTAL PROJECT COSTS; AND

WHEREAS, THESE PROJECTED COSTS WILL EXCEED THE FUNDS CURRENTLY APPROPRIATED TO THE PROJECT; AND

WHEREAS, THE PROJECT FUNDS HAVE EARNED APPROXIMATELY \$75,000 IN INTEREST; AND

WHEREAS, THE PROJECT JOINT POWERS AGREEMENT STATES THAT INTEREST EARNED ON PROJECT FUNDS SHALL BE HELD AS A RESERVE FUND FOR THE PROJECT; AND

WHEREAS, THE JPA ALSO REQUIRED THAT THE RESERVE FUNDS MUST BE REQUESTED TO BE APPROPRIATED TO THE PROJECT ACCOUNT BY THE DISTRICT AND APPROVED BY THE RAMSEY AND WASHINGTON COUNTY BOARDS;

WHEREAS, THE RAMSEY-WASHINGTON METRO WATERSHED DISTRICT BOARD OF MANAGERS APPROVED THE APPROPRIATION OF \$40,000 FROM THE FISH CREEK PROJECT INTEREST RESERVE FUND TO THE PROJECT CONSTRUCTION ACCOUNT;

NOW, THEREFORE BE IT RESOLVED THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS HEREBY APPROVES THE APPROPRIATION OF \$40,000 FROM THE FISH CREEK PROJECT INTEREST RESERVE FUND TO THE PROJECT CONSTRUCTION ACCOUNT.

DECEMBER 12, 1989

3. INFORMATION ONLY - QUARTERLY REPORT ON CASELOADS, PROGRAM EXPENDITURES AND FRAUD ACTIVITY IN ECONOMIC ASSISTANCE AND CHILD SUPPORT PROGRAMS.

4. ADOPTION OF **RESOLUTION NO. 89-134** AS FOLLOWS:

SOCIAL SERVICE AND ECONOMIC  
ASSISTANCE ACTIONS FOR NOVEMBER

WHEREAS, MINNESOTA STATUTES, CHAPTER 393.07 ESTABLISHES THE POWERS AND THE DUTIES OF THE COUNTY WELFARE BOARD INCLUDING THE AUTHORITY TO OPEN, CLOSE, DENY, OR SUSPEND SERVICES AND GRANTS PROVIDED UNDER THE SOCIAL SERVICE AND ECONOMIC ASSISTANCE PROGRAMS IT ADMINISTERS; AND

WHEREAS, IN WASHINGTON COUNTY, THE POWERS AND DUTIES OF THE WELFARE BOARD ARE CARRIED OUT BY THE COUNTY BOARD OF COMMISSIONERS; AND

WHEREAS, THE SOCIAL SERVICE AND ECONOMIC ASSISTANCE PROGRAMS ARE ADMINISTERED BY THE COMMUNITY SOCIAL SERVICES DEPARTMENT.

NOW, THEREFORE, BE IT RESOLVED THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS APPROVE ALL SOCIAL SERVICE AND ECONOMIC ASSISTANCE ACTIONS FOR NOVEMBER AS DOCUMENTED IN THE RECORDS MAINTAINED BY THE COMMUNITY SOCIAL SERVICES DEPARTMENT.

5. APPROVAL FOR THE EARLY HIRE OF A .5 F.T.E. SECRETARY POSITION AS APPROVED IN THE 1990 BUDGET PROCESS FOR THE HUMAN RESOURCES DEPARTMENT.
6. APPROVAL TO CONTINUE THE COUNTY'S LEAVE OF ABSENCE WITHOUT PAY PLAN FOR 1990.
7. AUTHORIZATION TO ENTER INTO A REVISED ROAD MAINTENANCE AGREEMENT WITH THE CITY OF STILLWATER.
8. APPROVAL OF NEW LEASE FOR ST. CROIX VALLEY COMMUNITY ACCESS CORPORATION FOR STUDIO AND OFFICES AT THE HISTORIC COURTHOUSE.
9. AUTHORIZATION FOR NORTHERN STATES POWER COMPANY TO RELOCATE LINE 0838 ON HADLEY AVENUE AT 10TH STREET IN OAKDALE.
10. AUTHORIZATION FOR COUNTY CHAIRMAN AND ADMINISTRATOR TO SIGN AGREEMENT WITH GRANT TOWNSHIP FOR JURISDICTIONAL CHANGES.
11. INFORMATION ONLY - RECORDER FEES FOR THE MONTH OF NOVEMBER, 1989.
12. ADOPTION OF **RESOLUTION NO. 89-135** AS FOLLOWS:

ANNUAL BOAT AND WATER SAFETY AGREEMENT

WHEREAS, UNDER THE PROVISION OF M.S. SECTION 361.24 (1980) THE SHERIFF OF EACH COUNTY IS

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REQUIRED TO CARRY OUT THE PROVISIONS OF M.S. SECTION 361.01 TO 361.29, AND THE BOAT AND WATER SAFETY RULES, HEREINAFTER REFERRED TO AS THE "NR RULES," PROMULGATED BY THE COMMISSIONER OF NATURAL RESOURCES, INCLUDING PATROL, ENFORCEMENT, SEARCH AND RESCUE, WATERCRAFT INSPECTIONS, WATERWAY MARKING AND ACCIDENT INVESTIGATION, ALL HEREINAFTER REFERRED TO AS THE "SHERIFF'S DUTIES," AND

WHEREAS, IN CONNECTION WITH THE SHERIFF'S DUTIES, M.S. SECTION 361.24, SUB 2 AND 3, PROVIDES THE COUNTY SUBMIT TO THE COMMISSIONER OF NATURAL RESOURCES A BUDGET TO CARRY OUT THE SHERIFF'S DUTIES; AND

WHEREAS, THE COUNTY WILL BE SUBMITTING A PROPOSED BUDGET TO THE STATE, AND

WHEREAS, THE COUNTY IS ELIGIBLE TO RECEIVE \$29,485.00 TO ASSIST IN THE FUNDING OF THE SHERIFF'S DUTIES DURING THE PERIOD 1 JULY 1989 THROUGH 31 DECEMBER 1990,

NOW, THEREFORE BE IT RESOLVED THAT THE COUNTY OF WASHINGTON ENTER INTO AN AGREEMENT WITH THE STATE OF MINNESOTA, DEPARTMENT OF NATURAL RESOURCES FOR THE FOLLOWING PURPOSES: TO RECEIVE ASSISTANCE IN THE FUNDING OF CARRYING OUT THE SHERIFF'S DUTIES UNDER THE PROVISIONS OF M.S. SECTION 361.01 TO M.S. 361.29 DURING THE PERIOD 1 JULY 1989 THROUGH 31 DECEMBER 1990,

BE IT FURTHER RESOLVED, THAT THE CHAIRPERSON OF THE WASHINGTON COUNTY BOARD OF COMMISSIONERS, THE WASHINGTON COUNTY AUDITOR/TREASURER AND THE WASHINGTON COUNTY SHERIFF BE AND ARE HEREBY AUTHORIZED TO EXECUTE SAID AGREEMENT,

BE IT FINALLY RESOLVED, THAT A COPY OF THIS RESOLUTION BE ATTACHED TO THE ANNUAL BOAT AND WATER SAFETY AGREEMENT COVERING THE PERIOD FROM 1 JULY 1989 THROUGH 31 DECEMBER 1990.

13. AUTHORIZATION FOR BOARD CHAIRMAN AND ADMINISTRATOR TO SIGN AN AGREEMENT WITH SCOTT COUNTY FOR JAIL BED SPACE.

THE FOREGOING CONSENT CALENDAR WAS ADOPTED UNANIMOUSLY; COMMISSIONER LARKIN ABSENT.

#### HUMAN RESOURCES

THE BOARD CHAIRMAN PRESENTED CARL MANKE, PUBLIC WORKS, WITH A PROCLAMATION DESIGNATING DECEMBER 15, 1989 AS "CARL MANKE DAY" IN HONOR OF CARL'S 35 YEARS OF SERVICE TO THE COUNTY.

#### JOB TRAINING CENTER

COMMISSIONER EVERT MOVED TO APPROVE AND EXECUTE THE ANNUAL JTPA REPORT TO THE GOVERNOR. COMMISSIONER HEGBERG SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER LARKIN ABSENT.

COMMISSIONER MCMULLEN MOVED TO ACCEPT GRANT FUNDS FROM THE HUGH J. ANDERSEN FOUNDATION FOR THE STRIDE PROGRAM. COMMISSIONER HEGBERG



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SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER LARKIN ABSENT.

#### AUDITOR-TREASURER/PUBLIC WORKS

THE AUDITOR-TREASURER PRESENTED AN OUTLINE OF THE PROPOSAL TO REVOKE THE J.A.R. BRIDGE OPERATING PERMIT; WILLIAM GARDNER, J.A.R. BRIDGE DIRECTOR OF OPERATIONS, PRESENTED A PROPOSAL FOR PAYMENT OF TAXES AND INTEREST AND PENALTIES. COMMISSIONER MCMULLEN MOVED TO APPROVE THE J.A.R. BRIDGE PROPOSAL WHICH IS TO PAY TODAY, ALL TAXES OWED, TO SPREAD PAYMENT OF INTEREST AND PENALTIES OVER A SPECIFIC PERIOD OF TIME, CONTINGENT ON COUNTY ATTORNEY APPROVAL, AND TO BEGIN BRIDGE REPAIR WORK TO BRING THE STRUCTURE INTO COMPLIANCE WITH U.S. COAST GUARD STANDARDS; AND FURTHER, STAFF IS REQUESTED TO BRING BACK A RESOLUTION TO THIS EFFECT AT THE NEXT BOARD MEETING. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER LARKIN ABSENT.

#### PUBLIC HEALTH DEPARTMENT

COMMISSIONER EVERT MOVED TO AUTHORIZE THE PUBLIC HEALTH DEPARTMENT TO TRANSFER \$24,000 IN SOLID WASTE SERVICE FEE FUNDS FROM SERVICE 1584 TO SERVICE 2610. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER LARKIN ABSENT.

COMMISSIONER MCMULLEN MOVED TO AUTHORIZE AN AMENDMENT TO THE 1989 CONTRACT WITH WENK ASSOCIATES INCORPORATED FOR ENGINEERING CONSULTING SERVICES AT SW-1. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER LARKIN ABSENT.

COMMISSIONER EVERT MOVED TO APPROVE A RENEWAL CONTRACT WITH WENK ASSOCIATES FOR 1990 FOR ENGINEERING CONSULTANT SERVICES AT SW-1 IN THE AMOUNT OF \$154,690. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER LARKIN ABSENT.

#### PUBLIC HEALTH/SHERIFF'S DEPARTMENT

COMMISSIONER EVERT MOVED TO APPROVE CONTINGENCY FUND EXPENDITURE OF \$1,650 TO PURCHASE EQUIPMENT TO ACCOMMODATE HEALTH CARE SERVICE DELIVERY IN THE JAIL. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER LARKIN ABSENT.

#### BOARD CORRESPONDENCE

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE INCLUDING A LETTER FROM FOREST LAKE YOUTH SERVICE BUREAU REGARDING 1990 ADDITIONAL FUNDING; A LETTER FROM TED PREISLER, FOREST LAKE, REGARDING ADERMAN, ET AL, REFERRED TO THE COUNTY ATTORNEY'S OFFICE.

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ADJOURNMENT

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD COMMISSIONER MCMULLEN MOVED TO ADJOURN, SECONDED BY COMMISSIONER EVERT AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER LARKIN ABSENT. THE MEETING ADJOURNED AT 9:40 A.M., FOLLOWED BY A BOARD WORKSHOP WITH PUBLIC HEALTH DEPARTMENT, AND A STRATEGIC PLANNING WORKSHOP.

BOARD WORKSHOP WITH PUBLIC HEALTH DEPARTMENT

THE BOARD OF COMMISSIONERS HELD A WORKSHOP SESSION WITH PUBLIC HEALTH DEPARTMENT STAFF TO DISCUSS SW-1 EXPANDED WATER SAMPLING. NO BUSINESS WAS TRANSACTED AND THE PUBLIC WAS WELCOME TO ATTEND. PRESENT FOR THE WORKSHOP WERE COMMISSIONERS MCMULLEN, EVERT, HEGBERG AND SCHEEL. STAFF PRESENT, CHARLES SWANSON, JERRY TURNQUIST; AND WENK AND ASSOCIATES. WORKSHOP SESSION CONCLUDED AT 11:30 A.M.

STRATEGIC PLANNING WORKSHOP

THE BOARD OF COMMISSIONERS HELD A STRATEGIC PLANNING WORKSHOP WITH PLANNING DEPARTMENT STAFF. NO BUSINESS WAS TRANSACTED AND THE PUBLIC WAS WELCOME TO ATTEND. PRESENT WERE COMMISSIONERS MCMULLEN, HEGBERG, EVERT AND SCHEEL. ALSO PRESENT CHARLES SWANSON, JERRY TURNQUIST, BOB LOCKYEAR, LOIS YELLOWTHUNDER, JANE HARPER, RICHARD STAFFORD, AND LARRY NYBECK. THE WORKSHOP SESSION CONCLUDED AT 2:30 P.M.

ATTEST:

  
CHARLES J. SWANSON  
COUNTY ADMINISTRATOR

  
DONALD G. SCHEEL, CHAIRMAN  
COUNTY BOARD

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
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THE WASHINGTON COUNTY BOARD OF COMMISSIONERS MET IN REGULAR SESSION AT 9:20 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. PRESENT WERE COMMISSIONERS EVERT, MCMULLEN, SCHEEL, AND HEGBERG. ABSENT COMMISSIONER LARKIN. CHAIRMAN SCHEEL PRESIDED. ALSO PRESENT WERE CHARLES SWANSON, COUNTY ADMINISTRATOR; VIRGINIA ERDAHL, DEPUTY ADMINISTRATOR; JERRY TURNQUIST, DEPUTY ADMINISTRATOR; RICHARD ARNEY, COUNTY ATTORNEY; DON WISNIEWSKI, DIRECTOR PUBLIC WORKS; JIM SCHUG, DIRECTOR SOCIAL SERVICES; AND PATRICK STORY, RESOURCE RECOVERY PROJECT MANAGER.

CONSENT CALENDAR

COMMISSIONER MCMULLEN MOVED, SECONDED BY COMMISSIONER HEGBERG TO ADOPT THE FOLLOWING CONSENT CALENDAR:

1. AUTHORIZATION TO INCREASE THE RESERVE FOR WORKER'S COMPENSATION BY \$150,965 TO ESTIMATED LIABILITY OF \$907,965 FOR THE YEARS 1990 AND THEREAFTER.
2. AUTHORIZATION TO ESTABLISH FUND BALANCE RESERVES FOR FISCAL YEAR ENDING DECEMBER 31, 1989 IN THE AMOUNT OF \$6,716,036.16 AND TOTAL DESIGNATIONS FOR FISCAL YEAR ENDING DECEMBER 31, 1989 IN THE AMOUNT OF \$1,319,207.37.
3. APPROVAL OF APPLICATIONS FOR REDUCTION OF REAL ESTATE VALUES AND HOMESTEAD CLASSIFICATIONS AS FOLLOWS:

<u>NAME</u>	<u>PARCEL NUMBER</u>	<u>AMOUNT REDUCED TO/ YEAR PAYABLE</u>
PHYLLIS E. HANSON	94001-0200	83.08 /89
ANDREWS, INC.	37027-2000	556.14 /89
JEFFREY & MARILYN DOWNS	37015-5660	366.90 /89
JOAN F. GRANT	52001-2100	REJECTED
JOAN F. GRANT	52001-2200	REJECTED
WASHINGTON COUNTY	52475-7040	VOID/87/88/89
WASHINGTON COUNTY	52475-7100	VOID/85/87/89
WASHINGTON COUNTY	52475-7120	VOID/87/88/89
FIRSTAR STILLWATER BANK	60600-2050	4,055.26 /89
WASHINGTON COUNTY	63740-3100	VOID/86/87/88/89
DONALD MECHELKE	11080-5030	2,136.76 /89
DOUGLAS L. NIELSEN	79020-2350	2,693.72 /89
MOGROW INC.	83035-4350	14,721.30 /87
MOGROW INC.	83035-4350	14,278.34 /88
EVELYN & ROY MOODY	91010-2200	REJECTED
EVELYN & ROY MOODY	91010-2250	REJECTED

HOMESTEAD CLASSIFICATIONS

WIECHMAN ETAL, ('88, '89); KENNETH JOHNSON, (1989); ALBERT DEGE, (1989); HAI MALON, (1989); FARRELL RUDOLF, ('88, '89); DAVE MCGAUGHEY, (1989); MICHAEL F. CARROLL, (1/2 '87); MICHAEL F. CARROLL, (1/2 '87); KEN & JULIE NELSON, (1989); RICHARD M. MORRIS, ('88, '89); RICHARD AURON, (1/2 '89).

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4. APPROVAL OF ON/SALE NON-INTOXICATING MALT LIQUOR LICENSE FOR LAKE ELMO JAYCEES, WASHINGTON COUNTY FAIRGROUNDS, JANUARY 19, 1990.
5. INFORMATION ONLY - STATE APPROVAL OF CHILD FOSTER CARE RATES FOR CY 1990.
6. APPROVAL OF 2.5% INCREASE IN ADULT FOSTER HOME BASE RATE.
7. AUTHORIZATION FOR COUNTY BOARD CHAIR AND ADMINISTRATOR TO EXECUTE 1990 CONTRACT FOR FAMILY VIOLENCE NETWORK.
8. APPROVAL OF NEW CLASSIFICATION OF LAND USE SPECIALIST IN THE PUBLIC HEALTH DEPARTMENT TO BE BANDED AND GRADED AS C4-4-1; APPROVAL OF NEW JOB DESCRIPTION.
9. APPROVAL OF NEW CLASSIFICATION OF TECHNICAL SYSTEMS SPECIALIST IN THE MIS DEPARTMENT TO BE BANDED AND GRADED AS B2-4-1; APPROVAL OF NEW JOB DESCRIPTION.
10. APPROVAL OF RECLASSIFICATION OF PARK MAINTENANCE WORKER I TO II IN PARKS DEPARTMENT EFFECTIVE JANUARY 7, 1990.
11. APPROVAL OF RECLASSIFICATION OF PLANNER II LAND USE SPECIALIST IN PLANNING DEPARTMENT RETROACTIVE TO JULY 9, 1989.
12. ADOPTION OF **RESOLUTION NO. 89-136** AS FOLLOWS:

APPROPRIATION FOR COUNTY EXTENSION WORK

BE IT RESOLVED: THAT THE SUM OF \$253,140 (BE SET APART FROM THE GENERAL REVENUE FUND) AND APPROPRIATED TO THE ORDER OF THE DEPUTY VICE PRESIDENT OF THE INSTITUTE OF AGRICULTURE OF THE UNIVERSITY OF MINNESOTA FOR THE SUPPORT OF COUNTY EXTENSION WORK IN AGRICULTURE AND HOME ECONOMICS IN WASHINGTON COUNTY FOR THE YEAR BEGINNING JANUARY 1, 1990, IN ACCORDANCE WITH CHAPTER 202, LAWS 1953 AND ACTS SUPPLEMENTARY THERETO.

13. AUTHORIZATION FOR BOARD CHAIRMAN AND ADMINISTRATOR TO SIGN AGREEMENT WITH THE CITY OF WOODBURY FOR DISTRIBUTION OF CURBSIDE RECYCLING FUNDS IN THE AMOUNT OF \$18,870.
14. APPROVAL OF TWO CONTRACT MODIFICATIONS TO THE GOVERNMENT CENTER THREE STORY ADDITION PROJECT, TOTALING \$99,462.
15. INFORMATION ONLY - RECEIPT OF MINNESOTA HISTORICAL SOCIETY GRANT FOR HISTORIC COURTHOUSE HANDICAPPED ACCESSIBILITY PROJECT.
16. APPROVAL OF ADJUSTMENTS AND REVISIONS FOR 1990 HISTORIC COURTHOUSE RENTAL AND TOUR FEES AND POLICIES.

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17. AUTHORIZATION FOR CHAIRMAN AND ADMINISTRATOR TO EXECUTE THE SKI TRAIL GROOMING AGREEMENT WITH THE CITY OF LAKE ELMO.
18. APPROVAL OF THE PLAT OF KERN CENTER, TOWN OF BAYTOWN.
19. APPROVAL OF THE TUDOR MEADOWS PLAT, WEST LAKELAND TOWNSHIP.
20. APPROVAL OF THE WATERFORD EAST PLAT, WEST LAKELAND TOWNSHIP.
21. ADOPTION OF **RESOLUTION NO. 89-138** AS FOLLOWS:

APPLICATION FOR STREAM MAINTENANCE ASSISTANCE  
ON BEHALF OF THE CARNELIAN-MARINE  
WATERSHED DISTRICT

WHEREAS, THE DEPARTMENT OF NATURAL RESOURCES HAS STATE FUNDS IN ACCORDANCE WITH M.S. SECTION 105.475 TO APPROPRIATE FOR THE REMOVAL OF DEBRIS AND RUBBLE FROM THE CHANNEL AND FLOODPLAIN OF STREAMS, AND

WHEREAS, THE CARNELIAN-MARINE WATERSHED DISTRICT HAS A PROPOSED PROJECT AT BIG MARINE LAKE, AND

WHEREAS, THE COUNTY AND CARNELIAN-MARINE WATERSHED DISTRICT WISH TO APPLY FOR SAID FUNDS TO ACCOMPLISH SAID PROJECT.

NOW, THEREFORE, BE IT RESOLVED, THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS DO HEREBY AUTHORIZE THE CHAIRMAN AND THE ADMINISTRATOR TO SUBMIT AN APPLICATION FOR STREAM MAINTENANCE ASSISTANCE ON BEHALF OF THE COUNTY AND THE CARNELIAN-MARINE WATERSHED DISTRICT.

22. AUTHORIZATION TO ISSUE A CHECK TO SOIL AND WATER CONSERVATION DISTRICT IN THE AMOUNT OF \$36,358.01 (EXCESS CONSERVATION FEES).

THE FOREGOING CONSENT CALENDAR WAS UNANIMOUSLY ADOPTED; COMMISSIONER LARKIN ABSENT.

**RESOURCE RECOVERY PROJECT**

COMMISSIONER MCMULLEN MOVED TO RESCIND COUNTY BOARD RESOLUTION NO. 89-93 (RESOURCE RECOVERY TIPPING FEES). COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER LARKIN ABSENT.

COMMISSIONER EVERT MOVED TO ADOPT **RESOLUTION NO. 89-137** AS FOLLOWS:

DELAY OF RESOURCE RECOVERY TIPPING FEE INCREASE  
(RESCINDS RESOLUTION NO. 89-93)

WHEREAS, THE WASHINGTON COUNTY BOARD OF COMMISSIONERS ACCEPTS THE PROPOSAL FROM THE RAMSEY/WASHINGTON RESOURCE RECOVERY PROJECT BOARD



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CONCERNING THE EFFECT OF TIPPING FEE DISPARITY  
BETWEEN CONTRACT HAULERS AND NON-CONTRACT HAULERS;

NOW THEREFORE BE IT RESOLVED, THAT THE WASHINGTON  
COUNTY BOARD OF COMMISSIONERS HEREBY STAYS THE  
INCREASE IN TIPPING FEE AT THE RESOURCE RECOVERY  
FACILITY, EFFECTIVE JANUARY 1, 1990; AND,

BE IT FURTHER RESOLVED, THAT THE WASHINGTON COUNTY  
BOARD OF COMMISSIONERS HEREBY ESTABLISHES THE  
RESOURCE RECOVERY FACILITY TIPPING FEE AT \$49.93  
(INCLUDING \$2.04 STATE SURCHARGE), AND EFFECTIVE  
JANUARY 1, 1990 UNTIL JULY 28, 1990, AT WHICH TIME  
A REVISED TIPPING FEE WILL BE IMPLEMENTED.

(THIS RESOLUTION RESCINDS RESOLUTION 89-93).

COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED  
UNANIMOUSLY; COMMISSIONER LARKIN ABSENT.

#### PUBLIC WORKS DEPARTMENT

#### PUBLIC HEARING - CIP

CHAIRMAN SCHEEL DECLARED THAT PURSUANT TO PUBLIC NOTICE, TODAY'S  
PUBLIC HEARING IS OPEN TO RECEIVE COMMENTS CONCERNING THE COUNTY'S  
CAPITAL IMPROVEMENT PROGRAM. CHAIRMAN SCHEEL ASKED FOR COMMENTS FROM  
THE AUDIENCE. THERE WERE NONE.

COMMISSIONER EVERT MOVED TO CLOSE THE PUBLIC HEARING FOR COMMENTS TO  
THE COUNTY CIP PROGRAM. COMMISSIONER HEGBERG SECONDED THE MOTION AND  
IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER LARKIN ABSENT.

COMMISSIONER EVERT MOVED TO ADOPT **RESOLUTION NO. 89-139** AS  
FOLLOWS:

#### ADOPTION AND SUBMITTAL OF THE 1990-1994 WASHINGTON COUNTY CAPITAL IMPROVEMENT PLAN

WHEREAS, THE WASHINGTON COUNTY BOARD OF  
COMMISSIONERS HAS CONSIDERED THE 1990-1994  
WASHINGTON COUNTY CAPITAL IMPROVEMENT PLAN  
COVERING A FIVE-YEAR PERIOD AND SETTING FORTH THE  
ESTIMATED SCHEDULE, TIMING AND DETAILS OF SPECIFIC  
CAPITAL IMPROVEMENTS BY YEAR, TOGETHER WITH THE  
ESTIMATED COST, THE NEED FOR THE IMPROVEMENT, AND  
SOURCES OF REVENUE TO PAY FOR THE IMPROVEMENT; AND

WHEREAS, IN PREPARING THE CAPITAL IMPROVEMENT  
PLAN, THE COUNTY BOARD OF COMMISSIONERS HAS  
CONSIDERED FOR EACH PROJECT AND FOR THE OVERALL  
PLAN:

- 1) THE CONDITION OF THE COUNTY'S EXISTING  
INFRASTRUCTURE, INCLUDING THE PROJECTED NEED  
FOR REPAIR OR REPLACEMENT;
- 2) THE LIKELY DEMAND FOR THE IMPROVEMENT;
- 3) THE ESTIMATED COST OF THE IMPROVEMENT;
- 4) THE AVAILABLE PUBLIC RESOURCES;
- 5) THE LEVEL OF OVERLAPPING DEBT IN THE COUNTY;
- 6) THE RELATIVE BENEFITS AND COSTS OF  
ALTERNATIVE USES OF THE FUNDS;

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- 7) OPERATING COSTS OF THE PROPOSED IMPROVEMENTS;  
AND
- 8) ALTERNATIVES FOR PROVIDING SERVICES MORE  
EFFICIENTLY THROUGH SHARED FACILITIES WITH  
OTHER COUNTIES OR LOCAL GOVERNMENT UNITS;  
AND,

WHEREAS, THE WASHINGTON COUNTY BOARD OF COMMISSIONERS AFTER PUBLIC NOTICE, CONDUCTED A PUBLIC HEARING ON DECEMBER 19, 1989, FOR THE PURPOSE OF RECEIVING COMMENTS ON THE PROPOSED 1989-1993 WASHINGTON COUNTY CAPITAL IMPROVEMENTS PLAN.

NOW, THEREFORE, BE IT RESOLVED THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS ADOPT THE 1990-1994 WASHINGTON COUNTY CAPITAL IMPROVEMENTS PLAN.

BE IT FURTHER RESOLVED THAT THE WASHINGTON COUNTY BOARD OF COMMISSIONERS AUTHORIZE SUBMITTAL OF THE PLAN TO THE COMMUNITY DEVELOPMENT DIVISION OF THE MINNESOTA DEPARTMENT OF TRADE AND ECONOMIC DEVELOPMENT FOR THEIR APPROVAL.

COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER LARKIN ABSENT.

IT WAS BOARD CONSENSUS TO HOLD OVER UNTIL JANUARY, THE PROPOSED POLICY FOR COUNTY HIGHWAY CONSTRUCTION COST PARTICIPATION.

#### PLANNING DEPARTMENT

#### PUBLIC HEARING-INTERIUM ZONING ORDINANCE

THE BOARD CHAIRMAN DECLARED THAT PURSUANT TO PUBLIC NOTICE, THE PUBLIC HEARING IS NOW OPEN TO RECEIVE COMMENTS CONCERNING AN INTERIM ZONING ORDINANCE IMPOSING A MORATORIUM ON THE ISSUANCE OF CONDITIONAL USE PERMITS FOR MINING OPERATIONS FOR A PERIOD OF SIX MONTHS. SPEAKING FROM THE AUDIENCE WAS GARY SAUER, OWNER OF BARTON SAND AND GRAVEL, WHO OFFERED TO PARTICIPATE IN DEVELOPING AND UPDATING THE COUNTY ORDINANCE DURING THE MORATORIUM; HE ALSO REQUESTED CLARIFICATION REGARDING CRUSHING AND/OR WASHING OPERATIONS. COMMISSIONER EVERT SUGGESTED THAT STAFF RENOTIFY MUNICIPALITIES EXPLAINING THE PURPOSE OF THE MORATORIUM.

THE BOARD CHAIRMAN ASKED FOR ADDITIONAL COMMENTS FROM THE AUDIENCE. THERE WERE NONE. COMMISSIONER MCMULLEN MOVED TO CLOSE THE PUBLIC HEARING ON THE INTERIM ZONING ORDINANCE. COMMISSIONER HEGBERG SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER LARKIN ABSENT.

COMMISSIONER EVERT MOVED TO ADOPT ORDINANCE NO. 80 AS FOLLOWS:

#### **WASHINGTON COUNTY ORDINANCE NO. 80**

AN ORDINANCE IMPOSING A MORATORIUM ON THE ISSUANCE OF CONDITIONAL USE PERMIT FOR MINING OPERATIONS IN

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THE UNINCORPORATED AREAS OF WASHINGTON COUNTY.

THE BOARD OF COMMISSIONERS OF WASHINGTON COUNTY ORDAINS:

SECTION 1: IN ORDER TO PROTECT THE PUBLIC HEALTH, SAFETY AND GENERAL WELFARE, A MORATORIUM ON THE ISSUANCE OF NEW CONDITIONAL USE PERMITS FOR MINING OPERATIONS AS THAT TERM IS DEFINED IN CHAPTER 6 OF THE WASHINGTON COUNTY DEVELOPMENT CODE AS AMENDED IS HEREBY ADOPTED. DURING THE EFFECTIVE DATES OF THIS MORATORIUM, NO CONDITIONAL USE PERMITS AUTHORIZING THE CREATION OR EXPANSION OF CRUSHING OR WASHING PLANTS, EITHER ON A TEMPORARY OR PERMANENT BASIS, TO BE USED IN CONNECTION WITH EITHER AN EXISTING OR NEW MINING OPERATION SHALL BE ISSUED.

SECTION 2: THIS MORATORIUM SHALL ONLY APPLY TO SITUATIONS WHERE AN APPLICANT SEEKS TO CREATE OR EXPAND A CRUSHING OR WASHING PLAN USED IN CONNECTION WITH AN EXISTING OR NEW MINING OPERATION.

SECTION 3: THIS MORATORIUM SHALL BE EFFECTIVE UPON PASSAGE BY THE COUNTY BOARD AND PUBLICATION THEREOF AND SHALL BE LIMITED TO SIX (6) MONTHS FROM THE DATE IT BECOMES EFFECTIVE, UNLESS EARLIER REPEALED OR EXTENDED.

PASSED BY THE BOARD OF COMMISSIONERS OF WASHINGTON COUNTY, MINNESOTA THIS 19TH DAY OF DECEMBER, 1989.

/S/DONALD G. SCHEEL, CHAIRMAN  
BOARD OF COMMISSIONERS

ATTEST:

APPROVED AS TO FORM:

/S/CHARLES SWANSON  
COUNTY ADMINISTRATOR

/S/HOWARD R. TURRENTINE  
ASSISTANT COUNTY  
ATTORNEY

COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER LARKIN ABSENT.

#### PUBLIC WORKS/AUDITOR-TREASURER

THE AUDITOR-TREASURER AND ASSISTANT ATTORNEY TURRENTINE PRESENTED A REVIEW OF DELINQUENT TAXES, PENALTIES AND INTEREST OWED THE COUNTY BY J.A.R. BRIDGE INCORPORATED. THEY FURTHER INDICATED THAT AGREEMENT HAD BEEN REACHED TO ENSURE THAT NECESSARY BRIDGE REPAIRS WOULD BE DONE IN ACCORDANCE WITH U.S. COAST GUARD REQUIREMENTS. COMMISSIONER MCMULLEN MOVED THAT J.A.R. BRIDGE BE REQUIRED TO IMMEDIATELY PAY ALL DELINQUENT REAL ESTATE TAXES AND PENALTIES OWED THE COUNTY, AND THAT THE COUNTY WAIVE THE INTEREST AMOUNT OWED. COMMISSIONER EVERT SECONDED THE MOTION AND IT WAS ADOPTED WITH THE VOTE AS FOLLOWS: YES, COMMISSIONERS MCMULLEN, EVERT AND SCHEEL; OPPOSED, COMMISSIONER HEGBERG. COMMISSIONER LARKIN ABSENT.

#### EXECUTIVE (CLOSED) SESSION

AT THIS TIME THE BOARD OF COMMISSIONERS WENT INTO CLOSED SESSION WITH

DECEMBER 19, 1989

THE LABOR RELATIONS CONSULTANT FOR PURPOSES OF NEGOTIATION STRATEGY FOR 1990 AGREEMENTS; THE TIME BEING 10:25 A.M. PRESENT FOR THE CLOSED SESSION WERE: COMMISSIONERS SCHEEL, HEGBERG, MCMULLEN AND EVERT; STAFF PRESENT, CHARLES SWANSON, JERRY TURNQUIST, RICHARD ARNEY, SHEILA NEUBAUER, AND FRANK MADDEN, LABOR RELATIONS CONSULTANT. THE CLOSED SESSION CONCLUDED AT 11:15 A.M.

THE BOARD CHAIRMAN ANNOUNCED THE COUNTY BOARD AS BACK IN OPEN SESSION.

#### PUBLIC WORKS DEPARTMENT

#### CONTEST AFTON VARIANCE REQUEST

THE PUBLIC WORKS DIRECTOR PRESENTED A RESOLUTION CONTESTING THE REQUEST BY THE CITY OF AFTON FOR VARIANCE TO STATE AID STANDARDS FOR CSAH 21. SPEAKING FROM THE AUDIENCE WAS WANDA RUSSELL, AFTON DEFENSE FUND, AND JOHN STANOCH, ATTORNEY REPRESENTING AFTON DEFENSE FUND.

COMMISSIONER EVERT MOVED TO ADOPT **RESOLUTION NO. 89-140** AS FOLLOWS:

RESOLUTION CONTESTING REQUEST BY THE CITY OF  
AFTON FOR VARIANCE TO STATE AID  
STANDARDS FOR CSAH 21

WHEREAS, THE CITY OF AFTON HAS REQUESTED A VARIANCE TO THE STATE AID STANDARDS FOR THE RECONSTRUCTION OF CSAH 21 (SAP 82-621-16); AND

WHEREAS, THE COUNTY HAS PREPARED PLANS FOR SAP 82-621-16 TO STATE AID STANDARDS AND THESE PLANS HAVE BEEN REVIEWED AND APPROVED BY THE OFFICE OF STATE AID; AND

WHEREAS, THESE PLANS DO NOT SHOW UNDUE TAKING OF PRIVATE PROPERTIES, ELIMINATION OF TREES AND THE DISRUPTION AND DESTRUCTION OF THE SCENIC QUALITY OF THE ROAD AND NATURAL RESOURCES WHEN WEIGHED AGAINST THE PUBLIC SAFETY; AND

WHEREAS, THE ROAD HAS WASHED OUT 2 TIMES IN THE PAST 3 YEARS, THE DITCHES ARE ERODING, AND THE SHOULDER ALONG THE ROAD WASHES OUT DURING THE HEAVY RAIN STORMS; AND

WHEREAS, THE PROPOSED DESIGN, AS SHOWN ON THE PLAN SAP 82-621-16, IS CONSISTENT WITH AIR POLLUTION AND NOISE POLLUTION REQUIREMENTS OF THE MINNESOTA POLLUTION CONTROL AGENCY; AND

WHEREAS, INSTALLING WARNING SIGNS IS A POOR SUBSTITUTE FOR ADEQUATE GEOMETRIC DESIGN; AND

WHEREAS, THE VARIANCE REQUEST DOES NOT DESCRIBE WHERE RESTRUCTURING THE ROADBED IS PROPOSED AND CLEARLY NEEDED; AND

WHEREAS, THE ULTIMATE RESPONSIBILITY FOR CONSTRUCTION AND MAINTENANCE OF CSAH 21 IS WASHINGTON COUNTY'S; AND

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WHEREAS, WASHINGTON COUNTY DOES NOT INTEND TO PASS A RESOLUTION THAT INDEMNIFIES THE STATE OF MINNESOTA FOR LIABILITY DUE TO DESIGN AT LESS THAN STATE AID STANDARDS AS A CONDITION OF RECEIVING THIS VARIANCE;

WHEREAS, THERE IS PENDING A MOTION BROUGHT BY WASHINGTON COUNTY IN THE DISTRICT COURT CHALLENGING THE LEGALITY OF A VARIANCE REQUEST UNDER THE CIRCUMSTANCES OF THIS CASE; AND

NOW, THEREFORE BE IT RESOLVED THAT, WASHINGTON COUNTY BOARD OF COMMISSIONERS DOES HEREBY CONTEST THE VARIANCE REQUEST SUBMITTED BY THE CITY OF AFTON NOVEMBER 30, 1989, TO WASHINGTON COUNTY PLAN SAP 82-621-16 AS SET FORTH IN THE CITY'S RESOLUTION NO. 1989-17.

COMMISSIONER HEGBERG SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER LARKIN ABSENT.

#### FUND ACQUISITION-REGIONAL OPEN SPACE SYSTEM

THE PARKS DIRECTOR READ INTO THE RECORD A PROPOSED COUNTY POSITION STATEMENT ON THE REGIONAL PARKS FINANCING PACKAGE. COMMENTING FROM THE AUDIENCE WAS MARY HAUSER AND PAT PAUL, METROPOLITAN COUNCIL MEMBERS. COMMISSIONER EVERT MOVED TO ADOPT THE FOLLOWING POSITION STATEMENT ON THE REGIONAL PARKS FINANCING PACKAGE:

TO SUPPORT STATE FUNDING OF THE METROPOLITAN COUNCIL'S FY 1990-91 REGIONAL RECREATION OPEN SPACE CAPITAL IMPROVEMENT PROGRAM; AND

FURTHER, SHOULD THE LEGISLATURE APPROPRIATE AN AMOUNT LESS THAN THE FULL REQUEST, THAT DISTRIBUTION OF FUNDS SHOULD BE DETERMINED ON A PRIORITY BASIS OF ACQUISITION PROJECTS FIRST AND DEVELOPMENT SECOND; AND

FURTHER, THAT ALL PROJECTS BE WEIGHTED BY THEIR REGIONAL SIGNIFICANCE AND THAT THE IMPLEMENTING AGENCIES BE INVOLVED IN THE EVALUATION AND RANKING PROCESS; AND

FURTHER, WASHINGTON COUNTY SUPPORTS THE SYSTEM-WIDE COSTS OF \$3.2 MILLION AS IDENTIFIED IN THE 1990-91 FY BIENNium. (EMERGENCY INHOLDING ACQUISITION RESERVE, EMERGENCY ACQUISITION & DEVELOPMENT RESERVE, NATURAL RESOURCE REHABILITATION, SYSTEM-WIDE RESEARCH, PLANNING & ADMINISTRATION, TAX EQUIVALENCY AND AUDIT PAYMENTS); AND

FURTHER, THAT WASHINGTON COUNTY DOES NOT SUPPORT METROPOLITAN COUNCIL'S ENDORSEMENT OF SPECIAL PROJECTS THAT ALLOW IMPLEMENTING AGENCIES TO SEPARATE PROJECTS FOR LINE ITEM FUNDING, WHEN A REGIONAL BONDING BILL IS APPROVED BY THE COUNCIL.

COMMISSIONER SCHEEL SECONDED THE MOTION. COMMISSIONER EVERT AMENDED THE FOREGOING MOTION AS CONTINGENT UPON REVIEW BY THE PARKS AND OPEN SPACE COMMISSION. COMMISSIONER SCHEEL ACCEPTED THE FRIENDLY AMENDMENT AND NO OBJECTIONS WERE RAISED. THE MOTION AS AMENDED WAS ADOPTED WITH THE VOTE AS FOLLOWS: YES: COMMISSIONERS, EVERT,



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SCHEEL, HEGBERG; OPPOSED, COMMISSIONER MCMULLEN; COMMISSIONER LARKIN ABSENT.

#### GENERAL ADMINISTRATION

##### COMMISSIONERS-SALARIES FOR 1990

COMMISSIONER EVERT MOVED TO SET 1990 SALARIES FOR BOARD OF COMMISSIONERS AT \$30,098. COMMISSIONER HEGBERG SECONDED THE MOTION. COMMISSIONER EVERT AMENDED THE FOREGOING MOTION TO INCLUDE AN ADDITIONAL 5% INCREASE FOR BOARD CHAIRMAN'S SALARY TO \$32,083. COMMISSIONER HEGBERG ACCEPTED THE FRIENDLY AMENDMENT AND NO OBJECTIONS WERE RAISED. THE MOTION AS AMENDED WAS ADOPTED UNANIMOUSLY; COMMISSIONER LARKIN ABSENT. (COMMISSIONER EXPENSES OF \$175 PER MONTH REMAIN THE SAME FOR 1990.)

##### COLLECTIONS DEPARTMENT

COMMISSIONER EVERT MOVED THAT THE WASHINGTON COUNTY COLLECTIONS DEPARTMENT, WHICH HAS BEEN OPERATING ON A SPECIAL PROJECT BASIS, BE ESTABLISHED AS A PERMANENT POSITION IN THE OFFICE OF ADMINISTRATION. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER LARKIN ABSENT.

##### BOARD CORRESPONDENCE

BOARD CORRESPONDENCE WAS RECEIVED AND PLACED ON FILE INCLUDING A LETTER FROM WILLIAM SALVERDA, FOREST LAKE, REGARDING THE PROPOSED WATER WELL ORDINANCE; AND A LETTER FROM THE CITY OF WOODBURY RESPONDING TO THE CIP PUBLIC HEARING.

##### ADJOURNMENT

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, COMMISSIONER EVERT MOVED TO ADJOURN, SECONDED BY COMMISSIONER HEGBERG AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER LARKIN ABSENT. THE MEETING ADJOURNED AT 12:30 P.M.

##### STRATEGIC PLANNING WORKSHOP

THE BOARD OF COMMISSIONERS HELD A STRATEGIC PLANNING WORKSHOP WITH PLANNING DEPARTMENT STAFF. NO BUSINESS WAS TRANSACTED AND THE PUBLIC WAS WELCOME TO ATTEND. PRESENT WERE COMMISSIONERS MCMULLEN, HEGBERG, SCHEEL AND EVERT. ALSO PRESENT, CHARLES SWANSON, JERRY TURNQUIST, BOB LOCKYEAR, LOIS YELLOWTHUNDER, JANE HARPER. THE WORKSHOP SESSION CONCLUDED AT 2:00 P.M.

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**BUILDING COMMITTEE WORKSHOP**

THE BOARD OF COMMISSIONERS MET IN WORKSHOP SESSION WITH THE BUILDING COMMITTEE TO DISCUSS STATUS OF THE PROPOSED LAW ENFORCEMENT CENTER. THE MEETING WAS HELD PRECEDING TODAY'S BOARD MEETING AT 8:00 A.M. IN THE GOVERNMENT CENTER BOARD ROOM. NO BUSINESS WAS TRANSACTED AND THE PUBLIC WAS WELCOME TO ATTEND. THE MEETING WAS CALLED TO ORDER BY BUILDING COMMITTEE CHAIRMAN SCHEEL AND THE FOLLOWING INDIVIDUALS WERE PRESENT: COMMISSIONERS MCMULLEN, EVERT, HEGBERG, AND SCHEEL; STAFF: CHARLES SWANSON, VIRGINIA ERDAHL, JERRY TURNQUIST, JIM TRUDEAU, LYLE DOERR, DON WISNIEWSKI, RICHARD ARNEY, AND FRED SHANK, BWBR.

**BUILDING COMMITTEE MEETING MINUTES**

COMMISSIONER EVERT MOVED TO APPROVE THE MINUTES OF THE NOVEMBER 21, 1989 BUILDING COMMITTEE MEETING. COMMISSIONER HEGBERG SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER LARKIN ABSENT.

**EAW**

DENNIS KIM, ENVIROSCIENCE INCORPORATED, MINNEAPOLIS, PRESENTED AN OVERVIEW OF THE EAW (ENVIRONMENTAL ASSESSMENT WORKSHEET) FOR THE LAW ENFORCEMENT CENTER. COMMISSIONER EVERT MOVED TO RECOMMEND TO THE COUNTY BOARD, APPROVAL OF THE EAW AS PRESENTED. COMMISSIONER HEGBERG SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER LARKIN ABSENT.

**MASTER SITE PLAN**

COMMISSIONER EVERT MOVED TO RECOMMEND TO THE COUNTY BOARD TO PROCEED WITH MASTER SITE PLAN OPTION A AS PRESENTED, WHICH PLANS FOR SURFACE PARKING FOR 611 VEHICLES. COMMISSIONER MCMULLEN SECONDED THE MOTION AND IT WAS ADOPTED UNANIMOUSLY; COMMISSIONER LARKIN ABSENT.

**WILDWOOD LIBRARY**

THE COMMITTEE DISCUSSED A GRANT APPLICATION FOR POSSIBLE FUNDING ASSISTANCE FOR THE WILDWOOD LIBRARY PROJECT. IT WAS COMMITTEE CONSENSUS TO FOREGO THE APPLICATION, AS THE TIME FRAME FOR GRANT APPROVAL WOULD DELAY THE PROJECT. STAFF WAS DIRECTED TO PROCEED WITH PLACING APPROVAL TO ADVERTISE FOR CONSTRUCTION BIDS ON A FUTURE BOARD CONSENT CALENDAR.

**TOUR OF KANSAS CITY JAILS**

FRED SHANK OUTLINED PLANS FOR A ONE DAY TOUR OF KANSAS CITY JAILS SCHEDULED FOR JANUARY 25, 1990.

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COMMISSIONER EVERT MOVED TO ADJOURN THE BUILDING COMMITTEE MEETING,  
SECONDED BY COMMISSIONER HEGBERG AND IT WAS ADOPTED UNANIMOUSLY;  
COMMISSIONER LARKIN ABSENT. THE MEETING ADJOURNED AT 9:00 A.M.



DONALD G. SCHEEL, CHAIRMAN  
COUNTY BOARD

ATTEST:



CHARLES J. SWANSON  
COUNTY ADMINISTRATOR