



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

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**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
JULY 7, 1992**

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, Hauser, and Hegberg. Absent none. Chairman Scheel presided. Also present were Charles Swanson, County Administrator; Virginia Erdahl, Deputy Administrator; Richard Arney, County Attorney; Don Wisniewski, Public Works Director; Don Theisen, Deputy Public Works Director; Mark Mattson, Public Works Department; Mary McGlothlin, Public Health Director; Doug Ryan, Public Health Division Manager; Judy Arends, Public Health Department; David Hagen, Public Health Department; Dennis O'Donnell, Public Health Department; Jim Schug, Community Services Director; and Judy Honmyhr, Human Resources Director.

**CONSENT CALENDAR**

Commissioner Hegberg moved, seconded by Commissioner McMullen to adopt the following Consent Calendar:

1. Approval of the June 16 and 23, 1992 Board meeting minutes.
2. Adoption of **Resolution No. 92-074** as follows:

Ramsey-Washington Metro Watershed District  
Administrative Fund Levy

WHEREAS, Minnesota Statutes 103D.905, Subd. 3 provide for watershed districts to levy for an administrative fund not to exceed 0.02418 percent of taxable market value, or \$125,000, whichever is less; and,

WHEREAS, the 1988 Minnesota Legislature, Chapter 702, Sec. 16, increased the levy authority from \$125,000 to \$200,000 only with the approval of the Ramsey and Washington Counties Board of Commissioners; and,

WHEREAS, the Ramsey-Washington Metro Watershed District has requested the Washington County Board of Commissioners to approve the administrative fund levy of \$200,000 for taxes payable 1993; and,

WHEREAS, the Washington County Board of Commissioners have reviewed this request and the proposed fiscal year 1993 budget.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners do hereby approve of the \$200,000 administrative fund levy for 1993 as requested by the Ramsey-Washington Metro Watershed District.

3. Approval of abatement applications as follows:

July 7, 1992

<u>Type</u>	<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
Red/Value	9033-2356	Augustine Bros.	\$2,639.90
Red/Value	9033-2357	Augustine Bros.	1,555.70
Red/Value	10692-3550	Cummings, James	1,800.70
Red/Value	28395-3250	Cottage Grove Partners	1,947.86
Red/Value	54025-4000	Bailey's Nursery	1,562.28
Red/Value	95665-2005	Bernard Gaffney	258.30
Disaster	22118-6940	Buchanan-Malek, Carol	2,090.14
Penalty	89484-2100	Stefan, Donald L	31.15

4. Approval to sign and submit provider agreement and plan for the Traumatic Brain Injury (TBI) Home and Community Based Services Waiver Program.
5. Approval of grant amendment for Drug Assessment Grant; and authorization for Russ Reetz, Court Services Director, to sign any and all amendments associated with drug assessment grant.
6. Approval to authorize an Attraction and Retention Salary Range for the classification of Facilities Technician III with a range of \$12.28 to \$16.15/hr.
7. Approval to authorize the labor relations consultant to proceed to grievance arbitration with AFSCME over Flod grievance; authorization for expenditure of up to \$6,500 from contingency fund to pay arbitration expenses.
8. Approval to execute agreements with the City of Afton and Stillwater and authorize payments for distribution of curbside recycling funds in the amount of \$79,338.
9. Approval and acceptance of annual report of operations for Public Works for 1991.
10. Bids were received as follows for Law Enforcement Center (L.E.C) console furniture:

Watson Furniture	\$36,399.36
Bainbridge Island, WA	

Adoption of **Resolution No. 92-075** as follows:

Award of Contract for Supply and Installation of  
Console Furniture in the L.E.C.  
to Watson Furniture

WHEREAS, in order to furnish the L.E.C. Communications Center with custom built Console Furniture, the County Solicited bids for this project; and



July 7, 1992

WHEREAS, bids were opened on May 22, 1992, with Watson Furniture being the lowest responsible bidder;

NOW, THEREFORE BE IT RESOLVED, that the bid of Watson Furniture be accepted and the County enter into a contract with Watson Furniture under the terms and conditions set forth in the bid specification documents; and,

BE IT FURTHER RESOLVED, that the contract between the County and Watson Furniture may be executed through the signature of the Chairman of the Washington County Board of Commissioners and the Washington County Administrator without further action of the County Board condition upon compliance with all bid specification requirements and approval as to form by the Washington County Attorney's Office.

11. Bids were received for Law Enforcement Center (L.E.C.) Microwave Equipment as follows:

Microwave Data Systems	\$85,386.27
East Rochester, NY	

Adoption of **Resolution No. 92-076** as follows:

Award of Contract for the Supply and Installation  
of Microwave Radio Communications Equipment for the  
Washington County L.E.C. to Microwave Data Systems

WHEREAS, in order to furnish the L.E.C. Communications Center with microwave radio communications equipment, the County solicited bids for this project; and

WHEREAS, bids were opened on May 22, 1992, with Microwave Data Systems being the lowest responsible bidder;

NOW, THEREFORE BE IT RESOLVED, that the bid of Microwave Data Systems be accepted and the county enter into a contract with Microwave Data Systems under the terms and conditions set forth in the bid specification documents; and,

BE IT FURTHER RESOLVED, that the contract between the County and Microwave Data Systems may be executed through the signatures of the Chairman of the Washington County Board of Commissioners and the Washington County Administrator without further action of the County Board condition upon compliance with all bid specification requirements and approval as to form by the Washington county Attorney's Office.

The foregoing Consent Calendar was adopted unanimously.



July 7, 1992

**HUMAN RESOURCES DEPARTMENT**

The Board Chairman presented Employee Suggestion Awards in the Safety Category to the following employees: Judy Shefland, Attorney's Office, fill in cracks between cement squares outside the west entrance; and Catherine Boehm, Community Services, install a mesh screen in the area below the parking ramp stairway.

**PUBLIC WORKS DEPARTMENT****Washington County Parking Facilities Policy**

Commissioner Evert moved to adopt **Resolution No. 92-077** as follows:

Washington County  
Parking Facilities Policy

WHEREAS, the Washington County Board of County Commissioners is authorized pursuant to Minnesota Statute Section 373.26, subd. 2, to regulate and control parking on County owned and operated facilities.

THEREFORE, BE IT RESOLVED, that the Washington Board of County Commissioners hereby designate parking regulations for the County Government Center facilities as shown on the attached Exhibit No. A; and rescinds parking regulations for County Government Center Resolution No. 90-131.

BE IT FURTHER RESOLVED, that pursuant to Minnesota State Section 373.26, subd. 4, that a motor vehicle parking in violation of said regulations is deemed a public nuisance which may be abated by removal and towing to a secured facility at the owner's or operator's expense in such circumstances as enforcement authorities authorized to enforce these regulations under Minnesota State Section 373.26, subd. 3, deem necessary and appropriate.

BE IT FURTHER RESOLVED, that the County Engineer is directed to install and maintain the necessary regulatory signs in conformance to the attached exhibit.

Commissioner Hauser seconded the motion and it was adopted unanimously.

**CSAH 2 Improvement Agreements**

Commissioner Hegberg moved to approve agreements with City of Forest Lake and Centres, Inc. for the improvement of CSAH 2 from Anoka County line to I-35 in the amount of \$60,000, and approval of agreement with TKDA to prepare improvement plans in an amount not to exceed \$36,500. Commissioner Evert seconded the motion and it was adopted unanimously.

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**PUBLIC HEALTH DEPARTMENT****Findings of Fact - Mining Operations in May Township**

Commissioner Hegberg moved to adopt **Resolution No. 92-078** as follows:

Resolution of Negative Declaration for an  
Environmental Impact Statement Washington County  
Public Works Mining Operation - May Township

WHEREAS, Washington County Department of Public Works has applied for a Conditional Use Permit for a mining operation which indicates the operation will excavate approximately 40 acres or more of land to a mean depth of 10 feet or more during its existence, and Minnesota Rule 4410.4300, §12 and §1, require an Environmental Assessment Worksheet be prepared in this situation; and

WHEREAS, Washington County, as the Responsible Governmental Unit (RGU) has prepared an EAW which meets the requirements of Minnesota Rule 4410.1200 in terms of content and has been published and distributed as required by Minnesota Rule 4410.1500; and

WHEREAS, the comment period for review has elapsed pursuant to Minnesota Rule 4410.1600, and a decision on the need for an Environmental Impact Statement is required pursuant to Minnesota Rule 4410.1700; and

WHEREAS, the major environmental issues of concern as identified in the Environmental Assessment Worksheet are:

1. Impact of the mining operation on erodible soils. Any erosion will be contained on-site. A berm or drainage block will be maintained between the mining area and any wetland. All slopes will have a finished grade of 4:1 and be stabilized.
2. Impact of the mining operation on the quality of groundwater. No mining will occur below the groundwater. Finished mining depth will be 50 feet above the groundwater elevation which should provide adequate filtration. A containment system will be constructed below any portable fuel tanks.
3. Impact of the mining operation on stormwater management. The quantity of site run-off will be the same before and after mining. All run-off will be contained on-site during the mining operation.
4. General concerns about dust, noise, and traffic. Conditions relating to the management of dust and noise are contained in the Conditional Use Permit. Traffic is not expected to be a problem.

and

WHEREAS, the Washington County Mining Ordinance and Conditional Use Permit provisions in the Washington County Zoning Ordinance provide a mechanism for requiring an applicant to evaluate and demonstrate potential impacts and mitigate significant impacts; and

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WHEREAS, the Responsible Governmental Unit has compared the impacts that may reasonably be expected to occur from this project with the type, extent and reversibility of environmental effects, cumulative potential effects on related or anticipated future projects, extent to which the environmental effects are subject to mitigation by ongoing public regulatory authority, and the extent to which the environmental effects can be anticipated and controlled as a result of other environmental studies undertaken by public agencies or the project proposer, and has concluded that the identifiable major environmental issues can be adequately addressed through the Conditional Use Permit process.

BASED ON THE FOREGOING,

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners as the Responsible Governmental Unit, makes a negative declaration of the need for an Environmental Impact Statement in connection with the application of Washington County Department of Public Works for a Conditional Use Permit for this mining operation in May Township.

BE IT FURTHER RESOLVED, that the major areas of environmental issues be satisfied before the issuance of a Conditional Use Permit by the Washington County Planning Advisory Commission.

Commissioner Hauser seconded the motion and it was adopted unanimously.

Commissioner Hauser moved to adopt **Resolution No. 92-079** as follows:

Resolution of Negative Declaration for an  
Environmental Impact Statement BTG Property  
Company Mining Operation - May Township

WHEREAS, BTG Property Company has applied for a Conditional Use Permit for a mining operation which indicates the operation will excavate 40 acres or more of land to a mean depth of 10 feet or more during its existence, and Minnesota Rule 4410.4300, §12 and §1, require an Environmental Assessment Worksheet be prepared in this situation; and

WHEREAS, Washington County, as the Responsible Governmental Unit (RGU) has prepared an EAW which meets the requirements of Minnesota Rule 4410.1200 in terms of content and has been published and distributed as required by Minnesota Rule 4410.1500; and

WHEREAS, the comment period for review has elapsed pursuant to Minnesota Rule 4410.1600, and a decision on the need for an Environmental Impact Statement is required pursuant to Minnesota Rule 4410.1700; and

WHEREAS, the major environmental issues of concern as identified in the Environmental Assessment Worksheet are:

1. Impact of the mining operation on erodible soils. Any erosion will be contained on-site. A berm or drainage block will be maintained between the mining area and any wetland. Finished slopes will have a maximum of 4:1 slope and be stabilized.

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2. Impact of the mining operation on the quality of groundwater. No mining will occur below the groundwater. A containment system will be constructed below any portable fuel tanks.
3. Impact of the mining operation on stormwater management. The quantity of site run-off will be the same before and after mining. all run-off will be contained on-site during the mining operation.
4. General concerns about dust, noise, and traffic. Conditions relating to the management of dust and noise are contained in the Conditional Use Permit. Traffic is not expected to be a problem.

and

WHEREAS, the Washington County Mining Ordinance and Conditional Use Permit provisions in the Washington County Zoning Ordinance provide a mechanism for requiring an applicant to evaluate and demonstrate potential impacts and mitigate significant impacts; and

WHEREAS, the Responsible Governmental Unit has compared the impacts that may reasonably be expected to occur from this project with the type, extent and reversibility of environmental effects, cumulative potential effects on related or anticipated future projects, extent to which the environmental effects are subject to mitigation by ongoing public regulatory authority, and the extent to which the environmental effects can be anticipated and controlled as a result of other environmental studies undertaken by public agencies or the project proposer, and has concluded that the identifiable major environmental issues can be adequately addressed through the Conditional Use Permit process.

BASED ON THE FOREGOING,

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners as the Responsible Governmental Unit, makes a negative declaration of the need for an Environmental Impact Statement in connection with the application of BTG Property Company for a Conditional Use Permit for this mining operation in May Township.

BE IT FURTHER RESOLVED, that the major areas of environmental issues be satisfied before the issuance of a Conditional Use Permit by the Washington County Planning Advisory Commission.

Commissioner Evert seconded the motion and it was adopted unanimously.

Commissioner Hegberg moved to adopt **Resolution No. 92-080** as follows:

Resolution of Negative Declaration for an  
Environmental Impact Statement Indykiewicz/  
Northern Con-Agg Mining Operation - May Township

WHEREAS, George Indykiewicz/Northern Con-Agg have applied for a Conditional Use Permit for mining operation which indicates the operation will excavate 40 acres or more of land to a mean depth of 10 feet or more during its existence, and Minnesota Rule 4410.4300, §12 and §1, require an Environmental Assessment Worksheet be prepared in this situation; and

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WHEREAS, Washington County, as the Responsible Governmental Unit (RGU) has prepared an EAW which meets the requirements of Minnesota Rule 4410.1200 in terms of content and has been published and distributed as required by Minnesota Rule 4410.1500; and

WHEREAS, the comment period for review has elapsed pursuant to Minnesota Rule 4410.1600, and a decision on the need for an Environmental Impact Statement is required pursuant to Minnesota Rule 4410.1700; and

WHEREAS, the major environment issues of concern as identified in the Environmental Assessment Worksheet are:

1. Impact of the mining operation on erodible soils. Any erosion will be contained on-site. A berm or drainage block will be maintained between the mining area and any wetland. Restoration plan requires all slopes to have a maximum a 4:1 slope and be stabilized.
2. Impact of the mining operation on the quality of groundwater. No mining will occur below the groundwater. Finished mining depth will be well above the groundwater elevation. A containment system will be constructed below any portable fuel tanks.
3. Impact of the mining operation on stormwater management. The quantity of site run-off will be the same before and after mining. All run-off will be contained on-site during the mining operation.
4. General concerns about dust, noise, and traffic. Conditions relating to the management of dust and noise are contained in the Conditional Use Permit. Traffic is not expected to be a problem.

and

WHEREAS, the Washington County Mining Ordinance and Conditional Use Permit provisions in the Washington County Zoning Ordinance provide a mechanism for requiring an applicant to evaluate and demonstrate potential impacts and mitigate significant impacts; and

WHEREAS, the Responsible Government Unit has compared the impacts that may reasonably be expected to occur from this project with the type, extent and reversibility of environmental effects, cumulative potential effects on related or anticipated future projects, extent to which the environmental effects are subject to mitigation by ongoing public regulatory authority, and the extent to which the environmental effects can be anticipated and controlled as a result of other environmental studies undertaken by public agencies or the project proposer, and has concluded that the identifiable major environmental issues can be adequately addressed through the conditional Use Permit process.

BASED ON THE FOREGOING,

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners as the Responsible Governmental Unit, makes a negative declaration of the need for an Environmental Impact Statement in connection with the application of George Indykiewicz/Northern Con-Agg for a Conditional Use Permit for this mining operation in May Township.



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BE IT FURTHER RESOLVED, that the major areas of environmental issues be satisfied before the issuance of a Conditional Use Permit by the Washington County Planning Advisory Commission.

Commissioner McMullen seconded the motion and it was adopted unanimously.

#### **Solid Waste Management Master Plan**

Commissioner Hauser moved to adopt **Resolution No. 92-081** as follows:

##### **Solid Waste Management Master Plan**

WHEREAS, Minnesota Statutes Section §473.803 requires metropolitan counties to revise their Solid Waste Management Master Plans to implement the Metropolitan Council's Solid Waste Management Development Guide/Policy Plan (September 1991); and

WHEREAS, the Washington County Solid Waste Advisory Committee on June 24, 1992 recommended that the Washington County Board of Commissioners adopt the Washington County Solid Waste Master Plan and submit it to the Metropolitan Council.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners adopts the Washington County Solid Waste Management Master Plan and authorizes its submission to the Metropolitan Council.

Commissioner McMullen seconded the motion and it was adopted unanimously.

#### **GENERAL ADMINISTRATION**

##### **Presentation by DYNEX for Household Hazardous Waste Contract**

Donald J. Wodek, DYNEX, gave a brief presentation to the County Board requesting they consider awarding the contract for Household Hazardous Waste to his company. The Board Chairman indicated that discussion of this issue would be held on July 14, 1992.

##### **Rebate Payment From NSP to the County**

Jean Lynch, NSP Electric Marketing Representative, and Dave Schwartz, NSP Community Services Manager, presented the County Board with the first of a series of rebate payments earned by the County by virtue of the selection of energy efficient equipment and systems for the new Law Enforcement Center. The initial rebate is for the two centrifugal water chillers, in the amount of \$14,064.

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**Board Correspondence**

Board Correspondence was received and placed on file.

**ADJOURNMENT**

There being no further business to come before the Board, Commissioner Hauser moved to adjourn, seconded by Commissioner McMullen and it was adopted unanimously. The Board meeting adjourned at 9:50 a.m.

**BOARD WORKSHOP WITH OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration to discuss the draft 1993-1997 Capital Improvement Plan for review by local governments. No business was conducted and the public was welcome to attend. Present for the workshop session were Commissioners Evert, Hegberg, Scheel Hauser, and McMullen. Also present were Charles Swanson, Virginia Erdahl, Richard Arney, Brendan McLaughlin, Jane Harper, John Devine, Don Theisen, Don Wisniewski, Mark Mattson, and Richard Stafford.

**BOARD WORKSHOP WITH PUBLIC WORKS DEPARTMENT**

The Board met in workshop session with the Public Works Department to discuss Public Works staffing for the Law Enforcement Center. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, McMullen, Evert, Hauser, and Scheel. Also present were Charles Swanson, Virginia Erdahl, Richard Arney, Brendan McLaughlin, Don Wisniewski, Jack Perkovich, Ed Kapler, Mark Mattson, Randy Hill, Jim Trudeau, Judy Honmyhr, and Jane Harper.



Donald G. Scheel, Chairman

County Board

Attest:



Charles J. Swanson

County Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
JULY 14, 1992**

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, Scheel, Hauser, and Hegberg. Absent: Commissioner McMullen. Chairman Scheel presided. Also present were Charles Swanson, County Administrator; Virginia Erdahl, Deputy Administrator; Richard Arney, County Attorney; Don Wisniewski, Public Works Director; Don Theisen, Deputy Public Works Director; Mark Mattson, Public Works Department; Mary McGlothlin, Public Health Director; Doug Ryan, Public Health Department; Judy Arends, Public Health Department; Ann Thorson, Public Health Department; Dennis O'Donnell, Public Health Department; Jim Schug, Community Services Director; Jeff Hanson, Administration; Sue Fennern, Human Resources; Shari Bowers, Human Resources; Larry Nybeck, Surveyor; George Kuprian, Assistant County Attorney; Rick Backman, Community Services; Kae Christensen, Community Services.

Chairman Scheel asked for a moment of silence to remember Dean McGowan, former Commissioner from Forest Lake.

**CONSENT CALENDAR**

Commissioner Hegberg moved, seconded by Commissioner Evert to adopt the following Consent Calendar:

1. Approval of revised contract guidelines.
2. Approval to appoint Commissioner Evert, and Commissioner Scheel as alternate, to the Resource Recovery Project Subcommittee to negotiate with NSP and waste haulers regarding alternatives to designation.
3. Approval to raise assessment service charges that are contracted to Washington County Assessor's Department for 1993.
4. Adoption of **Resolution No. 92-082** as follows:

**Valley Branch Watershed District  
Washington and Ramsey Counties, Minnesota**

**A Resolution Relating to Acquisition  
of Tax Forfeited Property**

WHEREAS, the County Board of Washington County, Minnesota, has examined into the allegations of the application of Valley Branch Watershed, dated June 25, 1992, for the conveyance of certain lands described as follows:



July 14, 1992

NE 1/4-NE 1/4 & pt. N 1/2-SE 1/4-NE 1/4/Exc. for that pt of above desc. property heretofore conveyed by grantor herein to grantee herein by that warranty deed dated 1-18-75 and rec. 1-21-75 as Doc. #330569 in Ofc. of Rec. of Deeds exc part platted as Tablyn Park 2nd Add. Lake Elmo

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 Alternative Care Budget for Washington County for State fiscal year 1993.
6. Approval of policy and corresponding procedures for County compliance with the Americans with Disabilities Act.
7. Approval to enter into professional services agreement with Hazard Information Services in the amount of \$5,000.
8. Approval to enter into environmental services agreement with Bay West, Inc., in the amount of \$5,000.
9. Approval of **Resolution No. 92-083** authorizing final payment to Valley Paving, Inc., as follows:

**Project CP-91-1201, 1203  
Road Reconstruction on CSAH 12**

WHEREAS, the Washington County Board of Commissioners, on May 28, 1991, signed a contract with Valley Paving, Inc., for the road reconstruction of CSAH 12 from TH 244 in Mahtomedi to Brick Street in Stillwater,

WHEREAS, Valley Paving, Inc., has satisfactorily completed all work in accordance with the terms and conditions of the contract,

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

10. Approval of **Resolution No. 92-084** authorizing final payment to Valley Paving, Inc., as follows:

**Project CP 91-2405, 6201, 6301, 6601  
Bituminous Overlay on CSAH 24, CR 62, CR 63, CR 66**

WHEREAS, the Washington County Board of Commissioners, on June 25, 1991, signed a contract with Valley Paving, Inc., for the bituminous overlay of CSAH 24, CR 62, 63 and 66,

July 14, 1992

WHEREAS, Valley Paving, Inc., has satisfactorily completed all work in accordance with the terms and conditions of the contract,

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

11. Approval to advertise for bids for Harrow Avenue Bridge replacement, SAP 82-599-07.
12. Information only - Recorder fees for the month of June, 1992.
13. Approval of plat of Lake McDonald Woods, Town of Baytown.
14. Approval of plat of Blackwood 3rd Addition, Town of Baytown.
15. Approval to advertise for bids for an electrostatic plotter.
16. Approval of plat of Hidden Glade Estates, Grant Township.
17. Approval to change name from the Audit Committee to the Internal Audit Advisory Committee.

The foregoing Consent Calendar was adopted unanimously; Commissioner McMullen absent.

#### **PUBLIC HEARING - PUBLIC HEALTH DEPARTMENT**

##### **Rezoning Request by Ruvelson/Keefer Partnership**

The Board Chairman presented an overview of today's public hearing to consider a request by Ruvelson/Keefer Partnership to rezone 40 acres of land from Agricultural (A-1) to Residential (R-1).

The Secretary to the Board read into the record the notice of intent to adopt the rezoning request. The Board Chairman declared the public hearing open at 9:04 a.m.

Dennis O'Donnell, Public Health Department, presented an overview of the request by Ruvelson/Keefer Partnership to rezone 40 acres from Agricultural (A-1) to Residential (R-1). There was no appearance by the applicants.

The Board Chairman asked for further comments. None were heard. The Chairman declared the public hearing closed at 9:12 a.m.

July 14, 1992

Commissioner Hegberg moved to approve the rezoning request by Ruvelson/Keefer to rezone 40 acres from Agricultural (A-1) to Residential (R-1). Commissioner Hauser seconded the motion and it was adopted unanimously; Commissioner McMullen absent.

The County Attorney's office was directed to prepare a resolution approving the rezoning request. It was noted that all documentary evidence was made part of this record.

#### **Household Hazardous Waste Management Services Contract**

Ann Thorson, Public Health Department, gave an overview of the process used in the selection of a vendor for household hazardous waste management services and indicated that staff recommends adoption of a resolution which awards the contract to Aptus and approves a contract between Washington County and the MPCA for the operation of a Metro Household Hazardous Waste Program.

Bruce Berniece, Aptus, and Don Wodek, Dynex, gave brief presentations on their respective companies backgrounds and qualifications.

Commissioner Hauser moved to table approval until the County's insurance company, Meadowbrook Insurance Group, has had time to review the contract for liability. Commissioner Evert seconded the motion and it was adopted unanimously; Commissioner McMullen absent.

#### **PUBLIC WORKS DEPARTMENT**

Commissioner Hegberg moved to remove from tabling of September 25, 1990, discussion on stop signs in the City of Forest Lake. Commissioner Evert seconded the motion and it was adopted unanimously; Commissioner McMullen absent.

Commissioner Hegberg moved to adopt **Resolution No. 92-085** as follows:

#### **County State Aid Highway 34 Stop Sign Controls**

BE IT RESOLVED, that County State Aid Highway No. 34, located between Trunk Highway 61 and Trunk Highway 97, be and hereby is designated as a "Through Highway" except as modified below, and;

BE IT FURTHER RESOLVED, that the intersection of S.E. 11th Avenue and South Shore Drive shall have stop conditions for eastbound and southbound traffic,

BE IT FURTHER RESOLVED, that the intersection of 8th Street S.E. and S.E. 15th Avenue shall have stop conditions for northbound traffic, westbound traffic turning south, and yield condition for westbound traffic turning north,

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BE IT FURTHER RESOLVED, that the intersection of S.E. 15th Avenue and S.E. Bay Drive shall have stop condition for eastbound traffic turning north, and yield conditions for eastbound traffic turning south and southbound traffic,

BE IT FURTHER RESOLVED, that the County Engineer is authorized and directed to erect and maintain the appropriate signs.

Commissioner Hauser seconded the motion and it was adopted unanimously; Commissioner McMullen absent.

### **GENERAL ADMINISTRATION**

#### **1993 Proposed Budget Overview**

Virginia Erdahl, Deputy Administrator, gave an overview of the 1993 budget process and introduced Brendan McLaughlin, Budget and Policy Analyst.

#### **Board Correspondence**

Board correspondence was received and placed on file.

### **ADJOURNMENT**

There being no further business to come before the Board, Commissioner Hegberg moved to adjourn seconded by Commissioner Evert and it was adopted unanimously. Commissioner McMullen absent. The Board meeting adjourned at 10:00 a.m.

### **1993 DEPARTMENT BUDGET HEARING**

The Board meeting was followed by a 1993 budget hearing with the Public Works Department.



Donald G. Scheel, Chairman  
County Board

Attest:



Charles J. Swanson  
County Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**JULY 21, 1992**

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, Hauser, and Hegberg. Absent none. Chairman Scheel presided. Also present were Charles Swanson, County Administrator; Virginia Erdahl, Deputy Administrator; Richard Arney, County Attorney; Jim Trudeau, Sheriff; Don McGlothlin, Deputy Sheriff; Mary McGlothlin, Public Health Director; Doug Ryan, Public Health Division Manager; Judy Honmyhr, Human Resources Director; Jeff Hanson, Public Information Coordinator; Richard Stafford, Auditor-Treasurer; Gary Poser, Auditor-Treasurer's Office; Bob Turrentine, Assistant County Attorney; George Kuprian, Assistant County Attorney; John Franzen, County Recorder; Cindy Koosman, Recorder's Office; Don Theisen, Deputy Public Works Director; Jack Perkovich, Deputy Public Works Director; and Jim Schug, Community Services Director.

**CONSENT CALENDAR**

Commissioner Hauser moved, seconded by Commissioner Hegberg to adopt the following Consent Calendar:

1. Approval of the July 7, 1992, Board meeting minutes.
2. Approval to appoint Commissioner Hauser, delegate, and Commissioner Evert, alternate, to the Corridor Management Committee; and appointment of Mark Mattson, Public Works Department, as staff to the Technical Staff Committee.
3. Approval of Consumption and Display (set-up) permit for Withrow Ballroom for July 1, 1992 to June 30, 1993.
4. Approval of the following abatement applications:

<u>Type</u>	<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
Hmstd	73630-6100	Culver, Emily A	\$1,345.84
Hmstd	73630-6100	Culver, Emily A	1,401.88
Hmstd	73630-6100	Culver, Emily A	1,339.26

5. Approval to execute agreement with the City of Lake Elmo and authorize payment for distribution of curbside recycling funds in the amount of \$35,154.
6. Approval of Zoning Ordinance Amendment as follows:

July 21, 1992

**ZONING ORDINANCE AMENDMENT****WASHINGTON COUNTY  
ORDINANCE NO. 98****AN ORDINANCE AMENDING THE WASHINGTON COUNTY ZONING  
ORDINANCE REGULATING LAND USE IN WASHINGTON COUNTY.**

The Board of Commissioners of Washington County ordains:

**SECTION 1:** Washington County Ordinance No. 90 is hereby amended by replacing the following legal description for the legal description contained in Washington County Ordinance No. 90:

The most southerly 530.00 feet of the following described property:

The North 410.36 feet of Lot 2, County Auditor's Plat No. 6; and the east 407.00 feet of said Lot 2, except the north 410.36 feet thereof; and the south 655 feet of the west 93 feet of Lot 1, County Auditor's Plat No. 6; and

That part of the south 205.00 feet of said Lot 2, lying west of the west line of the east 407.00 feet of said Lot 2, except that part of said Lot 2 described as follows:

Beginning at the southwest corner of said Lot 2; thence easterly, along the south line of said Lot 2, a distance of 442 feet; thence northerly, deflecting 89 degrees 11 minutes 40 seconds to the left, a distance of 147 feet; thence westerly, deflecting 90 degrees 48 minutes 20 seconds to the left, a distance of 442 feet to the west line of said Lot 2; thence southerly, along said west line, a distance of 147 feet to the point of beginning; and

That part of Lot 21 in said County Auditor's Plat No. 6, lying northerly of the northerly right-of-way line of Scandia Trail North (State Highway No. 97) and lying easterly of the following described line:

Commencing at the southwest corner of Lot 2 of said County Auditor's Plat No. 6; thence easterly, along the south line of said Lot 2 (said line also being the north line of said Lot 21), a distance of 442 feet to the point of beginning; thence southerly, deflecting 90 degrees 48 minutes 20 seconds to the right, to said northerly right-of-way line of Scandia Trail North, and said line there terminating.

The above described parcel contains 8.9 acres.

**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 21st day of July, 1992.



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7. Adoption of **Resolution No. 92-086** as follows:

AMENDING THE LOWER ST. CROIX RIVER  
BLUFFLAND & SHORELAND MANAGEMENT ORDINANCE

ORDINANCE NO. 99

WHEREAS, on May 24, 1992, the Washington County Board of Commissioners passed a two month moratorium that prohibited the issuance of any new building permits for lateral additions to substandard structures that lie within the St. Croix River District to provide the Washington County Planning Advisory Commission the opportunity hold a public hearing on an amendment to Section 601.02 of the Ordinance; and

WHEREAS, on March 24, 1992, the Washington County Planning Advisory Commission held a public hearing on the proposed ordinance and recommended its approval; and

WHEREAS, on May 5, 1992, the Washington County Board of Commissioners conducted a public hearing on the Planning Advisory Commission's recommendations.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners adopts the recommendations of the Washington County Planning Advisory Commission and Minnesota Department of Natural Resources by deleting Section 601.03 of the ordinance and replacing it with the following language:

601.03 The following exceptions to the setback standards contained in this ordinance for substandard structures are allowed, provided in no instance shall the extent to which any structure or sanitary facility violating a setback standard be increased.

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners adopts the recommendations of the Washington County Planning Advisory Commission and Minnesota Department of Natural Resources deleting Section 601.03 (2) of the ordinance and replacing it with the following language:

601.03 (2) A lateral improvement to an existing substandard structure or facility is allowed so long as all of the following conditions are met, subject to the general conditions of 601.03. For the purpose of this section, the term structure shall not include decks, porches, garages, or other non-year-around living spaces.

(a) A minimum undisturbed setback of 30 feet from all blufflines and 50 feet from the ordinary high water mark of the river shall be maintained.

(b) The maximum width of the improvement shall not exceed 50% of the lateral width of the river facing profile of the existing structure. For the purpose of this section, the lateral profile width shall exclude decks porches, garages or other non-year-around living spaces, and shall be based on the date the structure became a substandard structure.



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- (c) The improvement to the structure must be visually inconspicuous as viewed from the river during summer months.
- (d) An inspection by the Zoning Administrator and Soil and Water Conservation District must include a finding that tree survival/growth and integrity and inherent stability of the existing landscape will be maintained if the improvement is built.
- (e) The improvement shall meet all other standards contained in the ordinance, including those contained in Sections 402 and 602.
- (f) The height of the improvement shall not exceed the height of the roof line of the existing structure.

BE IT ALSO RESOLVED, that the Chairman of the Washington County Board of Commissioners is authorized to execute the ordinance on behalf of the Washington County Board and the ordinance shall thereafter be effective on the date of publication as required by law.

- 8. Approval to pay down current retainage to general contractors, Nordling Construction Co., Inc. on Sheriff's firing range contract. The amount of payment will be \$10,453.
- 9. Adoption of **Resolution No. 92-087** as follows:

#### County Road Revocations to Grant Township

WHEREAS, the Washington County Board of Commissioners and the Town Board of Grant Township on November 7, 1989, entered into an agreement to transfer jurisdictional responsibilities on certain roads within Grant Township by having Washington County revoke its county road designation; and

WHEREAS, Washington County has completed its obligations under that agreement regarding the transfer of responsibilities.

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners hereby revokes county road designations on the following described County roads and that effective immediately complete responsibility for those roads shall revert to the Town of Grant, pursuant to Minn. Stat 163.11.

- 1. County Road No. 63 (Kimbrow Avenue North), described as follows:  
  
Beginning at a point on County State Aid Highway No. 12 same being the center of Section 26, T30N, R21W, thence northerly to its intersection with Trunk Highway No. 96 in SW1/4 Section 14, T30N, R21W and there terminating, being 1.58 miles in length.
- 2. County Road No. 64 (McKusick Road North), described as follows:

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Beginning at the west line of Section 24, T30N, R21W, at the south right of way line of Trunk Highway No. 96 as it is now constructed, (within the NW1/4 of the NW1/4 of said Section 24), thence continuing southeasterly and easterly to a point on County State Aid Highway No. 15, said point being at or near the east 1/4 corner of said Section 24, T30N, R21W and there terminating, being 1.15 miles in length.

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners authorizes its Chairperson and Administrator to execute on behalf of the County any document necessary to revoke the above-described roads.

10. Approval to advertise for a Facilities Technician III and II and a Utility Worker I position in the Public Works Department.
11. Approval to appoint John Bower, and reappoint Dan Bever, to the Carnelian-Marine Watershed District to three-year terms expiring June 21, 1995.
12. Adoption of **Resolution No. 92-088** as follows:

Resolution and Ordinance Approving  
Rezoning Request of Ruvelson/Keefer Partnership

WHEREAS, the Ruvelson/Keefer Partnership has submitted an application to rezone 40 acres of land in Baytown Township from Agricultural (A-1) to Residential (R-1), more particularly described as:

The NW 1/4 of the NW 1/4, Section 8, Township 29 North, Range 20 West, except part platted as Blackwood 2nd Addition, subject to easement for roadway, Baytown Township, Washington County, Minnesota.

WHEREAS, the property has frontage on Lake McDonald; and

WHEREAS, a public hearing was held by the Washington County Planning Advisory Commission on May 26, 1992, at which they subsequently recommended approval of the rezoning; and

WHEREAS, Baytown township has approved the rezoning request; and

WHEREAS, the property is heavily wooded and has no practical value as agricultural land; and

WHEREAS, the property is surrounded by land zoned R-1; and

WHEREAS, the rezoning would be consistent with land uses in the area.

NOW, THEREFORE, BE IT RESOLVED, that the rezoning request of Ruvelson/Keefer Partnership is granted; and

July 21, 1992

BE IT FURTHER RESOLVED, that the Washington County Administrator shall cause to be published an amendment to the zoning ordinance, placing the property in an R-1 zoning district.

### **ZONING ORDINANCE AMENDMENT**

#### **WASHINGTON COUNTY ORDINANCE NO. 100**

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 Residential (R-1) Zoning District:

The NW 1/4 of the NW 1/4, Section 8, Township 29 North, Range 20 West, except part platted as Blackwood 2nd Addition, subject to easement for roadway, Baytown township, Washington County, Minnesota.

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 21st day of July, 1992.

The foregoing Consent Calendar was adopted unanimously.

### **SHERIFF'S DEPARTMENT**

Commissioner Evert moved to approve the substitution position of Sergeant for the position of Communications Center Supervisor in the Sheriff's Office; and eliminate classification of Communications Center Supervisor. Commissioner Hegberg seconded the motion and it was adopted unanimously.

### **RECORDER'S OFFICE**

The County Recorder presented a Certificate of Achievement award for the Automated Tract Index system. This certificate was awarded to the Recorder's Office by the National Association of Counties during their annual conference.

July 21, 1992

**AUDITOR-TREASURER'S OFFICE****Truth in Taxation Hearings**

It was the consensus of the County Board to set the December 8th Truth in Taxation Hearing for 7:00 p.m. in the Washington County Government Center Board Room; and, to set a continuation hearing for December 16, at 7:00 p.m. in the Washington County Government Center Board Room.

**PUBLIC HEALTH DEPARTMENT**

Commissioner Hegberg moved to rise from tabling of July 14, 1992, discussion on the household hazardous waste management services contract. Commissioner Hauser seconded the motion and it was adopted unanimously.

Doug Ryan, Public Health Division Manager, presented comments from the County's insurance company, Meadowbrook Insurance Group, regarding the household hazardous waste management services contract.

Don Wodek, Dynex, addressed the Board regarding Meadowbrook's comments.

Commissioner Hegberg moved to adopt **Resolution No. 92-089** as follows:

Approval of Execution of Contract with  
Aptus, Inc. for Household Hazardous  
Waste Management Services

WHEREAS, Minnesota Statute 473.804 requires metropolitan counties to develop and implement a permanent program to manage Household Hazardous Waste; and

WHEREAS, at its October 22, 1991, meeting, the Washington County Board of Commissioners approved the Permanent Household Hazardous Waste Management Program for Washington County; and

WHEREAS, the County desires to contract for the operation of Household Hazardous Waste management services to its residents; and

WHEREAS, the County selected Aptus for award of an Agreement for Household Hazardous Waste Management Services based on the proposals submitted; and

WHEREAS, the Minnesota Pollution Control Agency will provide an EPA Generator Identification Number for Washington County collections, under a Contract for Operation of a Metropolitan Household Hazardous Waste Management Program.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners authorizes the Chairman and the County Administrator to execute the Agreement between Washington County and

July 21, 1992

Aptus for Household Hazardous Waste management services and the contract between the Minnesota Pollution Control Agency and Washington County for the Operation of a Metropolitan Household Hazardous Waste Management Program.

Commissioner Evert seconded the motion and it was adopted unanimously.

#### **PUBLIC WORKS DEPARTMENT**

##### **Grey Cloud Park Reserve Master Plan**

Commissioner McMullen moved to authorize staff to advertise for professional services to prepare a master plan for Grey Cloud Park Reserve. Commissioner Hauser seconded the motion and it was adopted unanimously.

##### **County Road Overlays**

Commissioner Hauser moved to authorize advertising for bids for road resurfacing on the following segments, CSAH 20 to Mile Drive; TH 36 to TH 96; County Line to CSAH 13; and TH 36 to CSAH 12. Commissioner Hegberg seconded the motion and it was adopted unanimously.

#### **GENERAL ADMINISTRATION**

The County Administrator asked the Board what dates they would like to hold town meetings to discuss the 1993 budget. This item will be discussed at the next Board meeting, along with Commissioner McMullen's request to discuss a possible meeting with some of the County's major tax payers.

##### **Citizen Concerns**

Jim Duncan, Stillwater Township, requested information regarding use and interest rates on the County's CIP bonds issued three years ago. The Auditor-Treasurer stated he would get this information to Mr. Duncan. Mr. Duncan also urged the County Board not to build further County libraries.

##### **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 Evert and it was adopted unanimously. The Board meeting adjourned at 10:00 a.m.

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**1993 DEPARTMENT BUDGET HEARINGS**

The Board meeting was followed by 1993 budget hearings with the following departments: County Attorney's Office; Court Administration; Court Services; and Sheriff's Office.

**BOARD WORKSHOP WITH THE SHERIFF'S DEPARTMENT**

The Board met in workshop session with the Sheriff's Department to discuss the Captain-Investigation position. No business was conducted and the public was welcome to attend. Present for the workshop session were Commissioners McMullen, Evert, Scheel, Hauser, and Hegberg. Staff present were Charles Swanson, Virginia Erdahl, Richard Arney, Brendan McLaughlin, Jim Trudeau, Don McGlothlin, and Judy Honmyhr.



Donald G. Scheel, Chairman  
County Board

Attest:



Charles J. Swanson  
County Administrator



**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**JULY 28, 1992**

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, Hauser, and Hegberg. Absent none. Chairman Scheel presided. Also present were Charles Swanson, County Administrator; Virginia Erdahl, Deputy Administrator; Richard Arney, County Attorney; Jim Schug, Community Services Director; Richard Stafford, Auditor-Treasurer; Bob Turrentine, Assistant County Attorney; Jeff Hanson, Public Information Coordinator; Fred Feuerpfeil, Community Services, Job Training Division; Jim Trudeau, Sheriff; Judy Honmyhr, Human Resources Director; Mary McGlothlin, Public Health Director; and Brendan McLaughlin, Budget Analyst.

**CONSENT CALENDAR**

Commissioner Evert moved, seconded by Commissioner Hegberg to adopt the following Consent Calendar:

1. Approval of the July 14 and 21, 1992, Board meeting minutes.
2. Approval of on/sale beer license for 1st Annual Wayne Erickson Memorial Fastpitch Tournament, July 31, August 1 and 2, 1992.
3. Approval of the following reappointments to the Private Industry Council: Clifford H. Ruschmeyer, Large Business; Deborah M. Bye, Small Business; Jon D. Larson, Veterans; Eugene L. Spott, Rehabilitation; John Lux, Small Business; Jelle DeBoef, Small Business; and Barbara Hanson, Small Business.
4. Approval of Special Project .5 Case Manager position in the Job Training Center Division of Community Services through June 30, 1993, to provide assistance to AFDC recipients enrolled in the STRIDE/Jobs Program.
5. Approval of office lease at Historic Courthouse for Valley Tours, Inc.
6. Approval of change order for Signal Optimization Study on Valley Creek Road to include three additional Minnesota Department of Transportation signals. The required change order implications are contingent upon the execution of the cooperative work agreement with Minnesota Department of Transportation.
7. Adoption of **Resolution No. 92-090** as follows:

July 28, 1992

Paydown of Retainage to  
Valley Paving, Inc. for Reconstruction  
on CSAH 16

WHEREAS, work on PWR 1991-233, (SAP 82-616-09, SAP 82-616-10, SAP 82-613-02, SAP 192-111-01, and CP 91-1354) is over 95% complete, and

WHEREAS, Minnesota Statutes 162.04 states when work is over 95% complete, the County shall pay upon recommendation of the County Engineer, such portions of the retained price as the County Board determines, are not required to protect the counties interest in completion of the contract.

WHEREAS, contractor has furnished completed Form IC-134's (Withholding Affidavit for Contractors) to Washington County, and

WHEREAS, Washington County engineer recommends paying down retainage to \$2,000.

NOW, THEREFORE BE IT RESOLVED,

1. Pay contractor for work performed retaining \$2,000.
2. Release back to Valley Paving, Inc., the Certificate of Deposit from TCF Bank Savings (Certificate No. 3861266444) made out to Washington County.

8. Approval for Chairman and Administrator to execute the Minnesota Trail Assistance Program Agreement and Project Proposals with the State of Minnesota for reimbursement of trail costs to the Star Trail Association.

The foregoing Consent Calendar was adopted unanimously.

**SHERIFF'S' DEPARTMENT**

Commissioner McMullen moved to authorize the County Sheriff to fill a vacancy of Captain in the Investigative Division of the Sheriff's Department. Commissioner Hegberg seconded the motion and it was adopted with the vote as follows: Yes, Commissioners McMullen, Scheel, and Hegberg; No, Commissioners Evert and Hauser.

**AUDITOR-TREASURER'S OFFICE**

Richard Stafford presented a brief overview of the request by Lakeland Plaza Partners to repurchase two parcels of tax-forfeited land.

Bill Lapp, representing Lakeland Plaza Partners, gave a brief presentation regarding this request.

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Commissioner Hegberg moved to adopt **Resolution No. 92-091** as follows:

Repurchase of Tax Forfeited Land by  
Lakeland Plaza Partners, on a  
Five Year Installment Plan

WHEREAS, Lakeland Plaza partners has application to the Board to repurchase the properties described as Parcels 39002-2410 and 39002-2800, as more particularly described on the attached Exhibit A on an installment basis; and

WHEREAS, those properties have forfeited to the State for nonpayment of real estate taxes on August 5, 1991; and

WHEREAS, the Board finds that hardship or injustice will result from the forfeiture and the public interest will be served if the owner is granted the right to repurchase the property for the total amount due, including penalty, interest and administrative expenses on a five year installment basis.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to MINN. STAT. § 282.241 and MINN. STAT § 282.61, Lakeland Plaza Partners may repurchase the property for the total purchase price of \$325,425.18, being the aggregate of all delinquent taxes and assessments as computed in accordance with the provisions of MINN. STAT. § 282.251 as amended, with penalties, costs and interest at a rate fixed by law for the respective years upon the following terms and conditions:

1. Any and all special assessments heretofore canceled because of the forfeiture of the land for nonpayment of taxes are reinstated and any such special assessments so reinstated which are payable in the future shall be paid at the time and in the manner said special assessments would have been paid except for forfeiture.
2. The purchase price shall be paid by the owner to the Washington County Treasurer in five equal annual installments, with the privilege of paying the unpaid balance in full at any time, with interest, as provided in MINN. STAT. § 270.75, SUBD. 5 on the balance remaining unpaid each year.
3. The first installment of principal shall be paid on or before August 4, 1992. The remaining installments of principal and interest shall be due and payable on December 31 of the year following the year of repurchase and continuing on December 31 of each year thereafter until fully paid.
4. In addition to the annual installments of principal and interest as specified above, the owner shall pay the current taxes upon the land before the same shall become delinquent.
5. No structure, mineral, sand, gravel, topsoil, subsoil or peat shall be removed until the purchase price has been paid in full and the owner agrees at its own expense to keep the building on said land at all times insured in some reliable insurance company, to be approved by Washington County, against loss by fire or windstorm

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for at least the sum of the unpaid balance, payable to the State of Minnesota at the office of the Washington County Treasurer, as its interests may appear by reason of this resolution.

6. Upon payment in full of the purchase price and the performance by the owner of each and all of the provisions, terms, conditions and obligations of this repurchase agreement, the owner or his assigns shall receive a quit claim deed of the land from the State of Minnesota. The failure to make any of the payments required under this contract or the failure to comply with any of the other terms and conditions shall constitute a default and upon such default, the right, title and interest of the purchaser, its heirs, representatives or assigns, shall be subject to cancellation, as provided by MINN. STAT. § 282.01, SUBD. 5 and MINN. STAT. § 282.40.

This resolution is expressly contingent upon the first installment being paid in collectible funds on or before August 4, 1992 and if no such payment is received, this resolution shall be of no force and effect and void as if no such authorization to repurchase had been made.

The Washington County Treasurer is hereby authorized to execute all such documents necessary to implement this resolution.

#### EXHIBIT A

39002-2410

PT OF E 1/2-SW1/4 S02T28R20 BEING N 470 FT OF E 428 FT EXCEPT N 30 FT THEREOF

39002-2800

PT OF SE1/4-NW1/4 S02T28R20 BEG AT PT 30 FT S & 33 FT W OF NE CORN SD 1/4 1/4 THEN W 308 FT THEN A RT ANG & SLY 1253.3 FT THEN AT RT ANG E 308 FT THEN AT RT ANG & NLY 1253.3 FT TO PT OF BEG.

EX STRIP 7.7 FT ALONG E SIDE OF PROPERTY EASEMENTS.

EXC PT OF SE1/4-NW1/4 S02T28R20 BEG AT PT 30 FT S & 33 FT W OF NE COR OF SE1/4-NW1/4 OF S2T28R20 THN W 157.7 FT THN AT RT ANG & SLY 175 FT THN AT RT ANG & E 157.7 FT THN AT RT ANG & N DIST OF 175 FT TO PT OF BEG EXC STRIP WITH MAX DEPTH OF 7.7 FT ACROSS ENTIRE FRONTAGE OF PREMISES OF 175 FT TO BE RESERVED FOR HWY R/W FOR STATE OF MN SD STRIP MORE PARTICULARLY DESC AS FOLL. BEG AT NE COR OF DEMISED PREMISES THN W MAX DIST OF 7.7 FT THN S DIST OF 175 FT THN E DIST OF 7.7 FT THN N DIST OF 175 FT TO PT OF BEG.

SUBJECT TO EASEMENT FOR DRIVEWAY AND ACCESS RIGHTS-EASEMENT FOR HIGHWAY-DRIVEWAY OR ROADWAY PURPOSES.

Commissioner McMullen seconded the motion and it was adopted with the vote as follows: Yes, Commissioners McMullen, Scheel, Hauser, and Hegberg; No, Commissioner Evert.

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**ACCOUNTING AND BUDGETING**

The Controller presented a copy of the 1991 Comprehensive Accounting Financial Report to the Board members.

**PUBLIC WORKS DEPARTMENT**

Commissioner Hauser moved to approve agreements with the Cities of Birchwood and Mahtomedi for the improvement and turnback of CSAH 29 and approval to expend \$42,000 from Road and Bridge fund balance. Commissioner Evert seconded the motion and it was adopted unanimously.

**COMMUNITY SERVICES****Boston Health Care Systems, Inc. Agreement**

Commissioner McMullen moved to approve the SFY 1993 agreement between Boston Health Care Systems, Inc. and Washington County for residential services provided at Beeman Place in Lake Elmo. Commissioner Evert seconded the motion and it was adopted unanimously; Commissioner Scheel abstaining.

**Special Project Child Support Aide**

Commissioner Evert moved to approve the Special Project Child Support Aide in Community Services for a one-year period for reviewing and modifying child support orders. Commissioner Hauser seconded the motion and it was adopted unanimously.

**Chemical Dependency Treatment Program**

Rob McDonough, Human Services Inc., gave a brief presentation on a proposed chemical dependency treatment program for inmates of the new jail facility.

Commissioner Evert moved to approve a statement of need for the development and licensure of a chemical dependency treatment program for inmates of the new jail facility. Commissioner Hauser seconded the motion and it was adopted unanimously.

**GENERAL ADMINISTRATION****Budget Information Meetings**

Commissioner Hegberg moved to set the dates for town meetings to discuss the proposed 1993 County budget as follows: Woodbury, November 10; Forest Lake, November 12, and Oakdale, November 16;

July 28, 1992

all meetings to begin at 7:00 p.m. Commissioner Evert seconded the motion and it was adopted unanimously.

#### **Meeting With Major County Taxpayers**

The Board discussed meeting with several of the County's major taxpayers to let them know the County appreciates their presence in the community and also give them an opportunity to express their concerns about the County. The Board felt the Cost Effective Commission should be involved in this process. It was the consensus of the Board to hold this meeting in November, with specific date and time to be set at a later date.

#### **Board Correspondence**

Board Correspondence was received and placed on file.

#### **ADJOURNMENT**

There being no further business to come before the Board, Commissioner Hauser moved to adjourn seconded by Commissioner Evert and it was adopted unanimously. The Board meeting adjourned at 10:35 a.m.


#### **1993 DEPARTMENT BUDGET HEARINGS**

The Board meeting was followed by 1993 budget hearings with Community Services and Public Health Departments.



Donald G. Scheel, Chairman  
County Board

Attest:



Charles J. Swanson  
County Administrator



**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**AUGUST 4, 1992**

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 Hauser. Absent Commissioners Scheel and Hegberg. Vice-Chairman McMullen presided. Also present were Charles Swanson, County Administrator; Virginia Erdahl, Deputy Administrator; Richard Arney, County Attorney; Richard Stafford, Auditor-Treasurer; John Devine, Controller; Jack Perkovich, Public Works Deputy Director; Dennis Balyeat, Housing and Redevelopment Authority Executive Director; Jeff Hanson, Public Information Coordinator; and Brendan McLaughlin, Budget Analyst.

**CONSENT CALENDAR**

Commissioner Evert moved, seconded by Commissioner Hauser to adopt the following Consent Calendar:

1. Approval of the July 28, 1992, Board meeting minutes.
2. Approval of final payment in the amount of \$30,929.25 to Markhurd, digitize the Washington County Soil Survey.
3. Approval of the following abatement applications:

<u>Type</u>	<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
Deed/Cons	58024-2875	North Star Title, Inc.	\$ 483.55
Penalty	57950-2950	St. Germain, Marcella	16.78
Penalty	97250-2050	Valley Branch Watershed Dist	1,163.74
Penalty	97250-2050	Valley Branch Watershed Dist	137.49
Penalty	97250-2050	Valley Branch Watershed Dist	1.92
Penalty	97250-2050	Valley Branch Watershed Dist	1.64
WMGMT	32007-2450	MN Dept. of Transportation	26.00
WMGMT	32007-2450	MN Dept. of Transportation	26.00
WMGMT	57017-2810	MN Dept. of Transportation	26.00
WMGMT	57017-2810	MN Dept. of Transportation	26.00
Penalty	10691-4220	Trinity Lutheran Church	491.98

4. Approval of on/sale beer license for Heritage Days, Grey Cloud Township, August 14 and 15, 1992, pending receipt of application.
5. Approval to extend personal leave of absence without pay for Mary Jo Webber, Court Administration, through September 7, 1992.
6. Approval for Chairman and County Administrator to enter into an agreement related to Emergency Management with the Minnesota Department of Public Safety for the amount of \$13,190.

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7. Approval to execute the joint powers agreement with Hennepin County for distribution of solid waste surcharge funds.
8. Approval of Public Works Parks section 1993 fees and charges.
9. Adoption of **Resolution No. 92-092** as follows:

Authorize Improvement of County Road 54

BE IT RESOLVED that Washington County proceed to improve and reconstruct County Road 54 between Ivywood Avenue and County Road 50.

And that the officers of said County, including the County Highway Engineer, the County Administrator and the County Attorney, shall proceed and are hereby authorized to proceed to acquire, by purchase or condemnation, land for right of way to establish said highway plus necessary sight corners, mitigation property, drainage easements, and/or slope easements; and such officers are specifically authorized to take such action and execute such instruments if any be necessary, to acquire said right of way and associated land or easements.

Adoption of **Resolution No. 92-093** as follows:

County Road Revocation to Forest Lake Township,  
New Scandia Township, and City of Hugo

WHEREAS, the Washington County Board of Commissioners is in the process of improving County Road 54 in Forest Lake Township, New Scandia Township, and City of Hugo, and

WHEREAS, Washington County has held a public hearing in Forest Lake Township and New Scandia Township regarding revocation of County Road 54, and

WHEREAS, Washington County will maintain County Road 54 after improvements are complete for two years.

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners hereby revokes county road designation of the following described County road and that responsibility for those roads shall revert to Forest Lake Township and New Scandia Township, and City of Hugo pursuant to Minn. Stat. 163.11.

County Road No. 54 Description

Beginning at a point at or near the southwest corner of the southeast quarter of the southeast quarter of Section 35, Township 32 North, Range 21 West, thence in a general easterly direction to the east line of the southwest quarter of Section 36, Township 32 North, Range 21 West, thence in a general northerly direction to the North quarter corner Section 36, Township 32 North, Range 21 West, thence in a general easterly direction to the northeast corner Section 36, Township 32 North, Range 21 West, thence in a general northerly direction to the northwest corner of the Southwest quarter of the Southwest quarter of Section 30, Township

August 4, 1992

32 North, Range 20 West and there terminating, being approximately 2.44 miles in length.

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners authorized its Chairperson and Administrator to execute on behalf of the County any documents necessary to revoke the above-described roads.

10. Bids were received for industrial shelving and cabinets in the Law Enforcement Center as follows:

The MVA Company	\$61,881.62
Bloomington, MN	

Burton Equipment Inc.	\$62,464.36
Edina MN	

Adoption of **Resolution No. 92-094** as follows:

Award of Contract for the Supply and  
Installation of Industrial Shelving and Cabinets  
for the Washington County Law Enforcement Center  
to The MVA Company

WHEREAS, in order to furnish the L.E.C. with Industrial Shelving and Cabinets, the county solicited bids for this project; and

WHEREAS, bids were opened on July 16, 1992, with The MVA Company being the lowest responsible bidder;

NOW, THEREFORE BE IT RESOLVED, that the bid of The MVA Company be accepted and the County enter into a contract with The MVA Company under the terms and conditions set forth in the bid specification documents; and,

BE IT FURTHER RESOLVED, that the contract between the County and The MVA Company may be executed through the signatures of the Chairman of the Washington County Board of Commissioners and the Washington County Administrator without further action of the County Board condition upon compliance with all bid specification requirements and approval as to form by the Washington County Attorney's Office.

The foregoing Consent Calendar was adopted unanimously; Commissioners Scheel and Hegberg absent.

#### **ACCOUNTING AND BUDGETING**

The County Controller presented a brief overview regarding the sale of the 1992 refunding bonds.

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Commissioner Evert moved to adopt **Resolution No. 92-095** as follows:

Resolution Providing for the Issuance and Sale of  
Approximately \$19,325,000 General Obligation  
Refunding Bonds, Series 1992A

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

1. It is hereby determined that:

(a) the County is authorized by the provisions of Minnesota Statutes, Chapter 475 (Act) and Section 475.67, Subdivision 13 of the Act to issue and sell its general obligation bonds to refund outstanding bonds when determined by the Board of Commissioners to be necessary and desirable;

(b) it is necessary and desirable that the County issue approximately \$19,325,000 General Obligation Refunding Bonds, Series 1992A (Bonds) to refund in advance of maturity and at their redemption date, certain outstanding general obligations of the County;

(c) the outstanding bonds to be refunded (Refunded Bonds) consist of the \$24,800,000 General Obligation Capital Improvement Bonds, Series 1989A, dated May 19, 1989, of which \$18,100,000 in principal amount is callable on February 1, 1999 and the \$1,500,000 General Obligation Library Bonds, Series 1986, dated June 1, 1986, of which \$820,000 in principal amount is callable on February 1, 1996.

2. To provide moneys to refund in advance of maturity the Refunded Bonds, the County will therefor issue and sell Bonds in the amount of \$19,073,775. In order to provide in part the additional interest required to market the Bonds at this time, additional Bonds will be issued in the amount of \$251,225. The excess of the purchase price of the Bonds over the sum of \$19,073,775 will be credited to the debt service fund for the Bonds for the purpose of paying interest first coming due on such additional Bonds. The Bonds shall be issued, sold and delivered in accordance with the terms and conditions of the following Terms of Proposal:

THE COUNTY HAS AUTHORIZED SPRINGSTED INCORPORATED TO NEGOTIATE THIS ISSUE ON ITS BEHALF. PROPOSALS WILL BE RECEIVED ON THE FOLLOWING BASIS:

TERMS OF PROPOSAL  
\$19,325,000\*  
WASHINGTON COUNTY, MINNESOTA  
GENERAL OBLIGATION REFUNDING BONDS, SERIES 1992A

Proposal for the Bonds will be received on Monday, September 14, 1992, until 1:00 P.M., Central Time, at the offices of Springsted Incorporated, 85 East Seventh Place, Suite 100, Saint Paul, Minnesota, after which time they will be opened and tabulated. Consideration for award of the Bonds will be by the County Board of Commissioners at 9:00 A.M., Central Time, on Tuesday, September 15, 1992.

DETAILS OF THE BONDS

The Bonds will be dated October 1, 1992, as the date of original issue, and will bear interest payable on February 1 and August 1 of each year, commencing August 1, 1993. Interest will be computed on the basis of a 360-day year of twelve 30-day months. 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

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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 the holder's address as it appears on the books of the registrar as of the close of business on the 15th day of the immediately preceding month.

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

1997 \$ 125,000	2001 \$1,450,000	2005 \$1,650,000	2008 \$1,975,000
1998 \$ 125,000	2002 \$1,525,000	2006 \$1,750,000	2009 \$2,100,000
1999 \$ 125,000	2003 \$1,475,000	2007 \$1,850,000	2010 \$2,250,000
2000 \$1,375,000	2004 \$1,550,000		

- \* The County reserves the right, after proposals are opened and prior to award, to increase or reduce the principal amount of the Bonds offered for sale. Any such increase or reduction will be in a total amount not to exceed \$500,000 and will be made in multiples of \$5,000 in any of the maturities. In the event the principal amount of the Bonds is increased or reduced, any premium offered or any discount taken will be increased or reduced by a percentage equal to the percentage by which the principal amount of the Bonds is increased or reduced.

Proposals for the Bonds may contain a maturity schedule providing for any combination of serial Bonds and term Bonds, subject to mandatory redemption, so long as the amounts of principal maturing or subject to mandatory redemption in each year conforms to the maturity schedule set forth above.

#### OPTIONAL REDEMPTION

The County may elect on February 1, 2002, and on any day thereafter, to prepay Bonds due on or after February 1, 2003. Redemption may be in whole or in part and if in part, at the option of the County and in such order as the County shall determine and within a maturity by lot as selected by the registrar. All prepayments shall be at a price of par plus accrued interest.

#### MANDATORY REDEMPTION

Any term Bonds issued shall be subject to mandatory sinking fund redemption in part prior to their scheduled maturity dates on February 1 of certain years, as more fully described in the Details of the Bonds section herein, at a price of par plus accrued interest to the date of redemption.

#### 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. The proceeds will be used to refund the 2000-2010 maturities of the County's General Obligation Capital Improvement Bonds, Series 1989A, dated May 19, 1989, and the 1997-2002 maturities of the General Obligation Library Bonds, Series 1986, dated June 1, 1986.

#### TYPE OF PROPOSALS

Proposals shall be for not less than \$19,073,775 and accrued interest on the total principal amount of the Bonds. Proposals shall be accompanied by a Good Faith Deposit ("Deposit") in the form of a certified or cashier's check or a Financial Surety Bond in the amount of \$193,250, payable to the order of the County. If a check is used, it must accompany each proposal. If a Financial Surety Bond is used, it must be from an insurance company licensed to issue such a bond in the State of Minnesota, and preapproved by the County. Such bond must be submitted to Springsted Incorporated prior to the opening of the proposals. The Financial Surety Bond must identify each underwriter whose Deposit is guaranteed by such Financial Surety Bond. If the Bonds are awarded to an underwriter using a Financial Surety Bond, then that purchaser is



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required to submit its Deposit to Springsted Incorporated in the form of a certified or cashier's check or wire transfer as instructed by Springsted Incorporated not later than 3:30 P.M., Central Time, on the next business day following the award. If such Deposit is not received by that time, the Financial Surety Bond may be drawn by the County to satisfy the Deposit requirement. The County will deposit the check of the purchaser, the amount of which will be deducted at settlement and no interest will accrue to the purchaser. In the event the purchaser fails to comply with the accepted proposal, said amount will be retained by the County. No proposal can be withdrawn or amended after the time set for receiving proposals unless the meeting of the County scheduled for award of the Bonds is adjourned, recessed, or continued to another date without award of the Bonds having been made. Rates shall be in integral multiples of 5/100 or 1/8 of 1%. Rates must be in ascending order. Bonds of the same maturity shall bear a single rate from the date of the Bonds to the date of maturity. No conditional proposals will be accepted.

Each proposal shall specify the designation of each principal amount payable as either the maturity amount of a serial Bond or a mandatory sinking fund redemption (or amount payable at final maturity) of a term Bond. This designation shall be made by specifying "Last Year of Serial Maturities" and "Years of Term Maturities" in the spaces provided on the Proposal Form. All principal payments scheduled to be made in and before the year specified as the "Last Year of Serial Maturities" shall be designated as maturity amounts of serial Bonds; all principal payments scheduled to be made after the year specified as "Last Year of Serial Maturities" and through each year specified under "Years of Term Maturities" shall be designated as mandatory sinking fund redemptions of term Bonds maturing in the year(s) so designated.

#### AWARD

The Bonds will be awarded on the basis of the lowest interest rate to be determined on a true interest cost (TIC) basis. The County's computation of the interest rate of each proposal, in accordance with customary practice, will be controlling.

#### BOND INSURANCE AT PURCHASER'S OPTION

If the Bonds qualify for issuance of any policy of municipal bond insurance or commitment therefor at the option of the underwriter, the purchase of any such insurance policy or the issuance of any such commitment shall be at the sole option and expense of the purchaser of the Bonds. Any increased costs of issuance of the Bonds resulting from such purchase of insurance shall be paid by the purchaser, except that, if the County has requested and received a rating on the Bonds from a rating agency, the County will pay that rating fee. Any other rating agency fees shall be the responsibility of the purchaser.

Failure of the municipal bond insurer to issue the policy after Bonds have been awarded to the purchaser shall not constitute cause for failure or refusal by the purchaser to accept delivery on the Bonds.

#### 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



August 4, 1992

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 Holmes & Graven, Chartered 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 12:00 Noon, 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

The County has authorized the preparation of an Official Statement containing pertinent information relative to the Bonds, and said Official Statement will serve as a nearly-final Official Statement within the meaning of Rule 15c2-12 of the Securities and Exchange Commission. For copies of the Official Statement or for any additional information prior to sale, any prospective purchaser is referred to the Financial Advisor to the County, Springsted Incorporated, 85 East Seventh Place, Suite 100, Saint Paul, Minnesota 55101, telephone (612) 223-3000.

The Official Statement, when further supplemented by an addendum or addenda specifying the maturity dates, principal amounts and interest rates of the Bonds, together with any other information required by law, shall constitute a "Final Official Statement" of the County with respect to the Bonds, as that term is defined in Rule 15c2-12. By awarding the Bonds to any underwriter or underwriting syndicate submitting a proposal therefor, the County agrees that, no more than seven business days after the date of such award, it shall provide without cost to the senior managing underwriter of the syndicate to which the Bonds are awarded 500 copies of the Official Statement and the addendum or addenda described above. The County designates the senior managing underwriter of the syndicate to which the Bonds are awarded as its agent for purposes of distributing copies of the Final Official Statement to each Participating Underwriter. Any underwriter delivering a proposal with respect to the Bonds agrees thereby that if its proposal is accepted by the County (i) it shall accept such designation and (ii) it shall enter into a contractual relationship with all Participating Underwriters of the Bonds for purposes of assuring the receipt by each such Participating Underwriter of the Final Official Statement.

Dated August 4, 1992 BY ORDER OF THE COUNTY BOARD OF COMMISSIONERS

/s/ Charles J. Swanson  
Administrator/Secretary of the Board

3. Springsted Incorporated is authorized and directed to negotiate the Bonds in accordance with the foregoing Terms of Proposal. The Board of Commissioners will meet at 9:00 a.m. on Tuesday, September 15, 1992, to consider bids on the Bonds and take any other appropriate action with respect to the Bonds.

Commissioner Hauser seconded the motion and it was adopted unanimously; Commissioners Scheel and Hegberg absent.

August 4, 1992

Commissioner Hauser moved to adopt **Resolution No. 92-096** as follows:

Resolution Providing for the Issuance and Sale of  
Approximately \$2,125,000 General Obligation  
Refunding Bonds, Series 1992B

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

1. It is hereby determined that:

(a) the County is authorized by the provisions of Minnesota Statutes, Chapter 475 (Act) and Section 475.67, Subdivision 13 of the Act to issue and sell its general obligation bonds to refund outstanding bonds when determined by the Board of Commissioners to be necessary and desirable;

(b) it is necessary and desirable that the County issue approximately \$2,125,000 General Obligation Refunding Bonds, Series 1992B (Bonds) to refund in advance of maturity and at their redemption date, certain outstanding general obligations of the County;

(c) the outstanding bonds to be refunded (Refunded Bonds) consist of the \$5,000,000 General Obligation Watershed Drainage Bonds, Series 1986A, dated August 1, 1986, of which \$3,010,000 in principal amount is callable on February 1, 1995.

2. To provide moneys to refund in advance of maturity the Refunded Bonds, the County will therefor issue and sell Bonds in the amount of \$2,103,750. In order to provide in part the additional interest required to market the Bonds at this time, additional Bonds will be issued in the amount of \$21,250. The excess of the purchase price of the Bonds over the sum of \$2,103,750 will be credited to the debt service fund for the Bonds for the purpose of paying interest first coming due on such additional bonds. The Bonds shall be issued, sold and delivered in accordance with the terms and conditions of the following Terms of Proposal:

THE COUNTY HAS AUTHORIZED SPRINGSTED INCORPORATED TO NEGOTIATE THIS ISSUE ON ITS BEHALF. PROPOSALS WILL BE RECEIVED ON THE FOLLOWING BASIS:

TERMS OF PROPOSAL

\$2,125,000\*

WASHINGTON COUNTY, MINNESOTA  
GENERAL OBLIGATION REFUNDING BONDS, SERIES 1992B

Proposals for the Bonds will be received on Monday, September 14, 1992, until 1:00 P.M., Central Time, at the offices of Springsted Incorporated, 85 East Seventh Place, Suite 100, Saint Paul, Minnesota, after which time they will be opened and tabulated. Consideration for award of the Bonds will be by the County Board of Commissioners at 9:00 A.M., Central Time, on Tuesday, September 15, 1992.

DETAILS OF THE BONDS

The Bonds will be dated October 1, 1992, as the date of original issue, and will bear interest payable on February 1 and August 1 of each year, commencing February 1, 1993. Interest will be computed on the basis of a 360-day year of twelve 30-day months. 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.

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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 the holder's address as it appears on the books of the registrar as of the close of business on the 15th day of the immediately preceding month.

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

1996 \$265,000	1999 \$300,000	2001 \$330,000
1997 \$275,000	2000 \$315,000	2002 \$350,000
1998 \$290,000		

\* The County reserves the right, after proposals are opened and prior to award, to increase or reduce the principal amount of the Bonds offered for sale. Any such increase or reduction will be in a total amount not to exceed \$50,000 and will be made in multiples of \$5,000 in any of the maturities. In the event the principal amount of the Bonds is increased or reduced, any premium offered or any discount taken will be increased or reduced by a percentage equal to the percentage by which the principal amount of the Bonds is increased or reduced.

OPTIONAL REDEMPTION

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 special assessments from the Valley Branch Watershed District pursuant to a joint powers agreement by the County, Ramsey County and the Valley Branch Watershed District. The proceeds will be used to refund the 1990 through 2002 maturities of the County's General Obligation Watershed Drainage Bonds, Series 1986A, dated August 1, 1986.

TYPE OF PROPOSALS

Proposals shall be for not less than \$2,103,750 and accrued interest on the total principal amount of the Bonds. Proposals shall be accompanied by a Good Faith Deposit ("Deposit") in the form of a certified or cashier's check or a Financial Surety Bond in the amount of \$21,250, payable to the order of the County. If a check is used, it must accompany each proposal. If a Financial Surety Bond is used, it must be from an insurance company licensed to issue such a bond in the State of Minnesota, and preapproved by the County. Such bond must be submitted to Springsted Incorporated prior to the opening of the proposals. The Financial Surety Bond must identify each underwriter whose Deposit is guaranteed by such Financial Surety Bond. If the Bonds are awarded to an underwriter using a Financial Surety Bond, then that purchaser is required to submit its Deposit to Springsted Incorporated in the form of a certified or cashier's check or wire transfer as instructed by Springsted Incorporated not later than 3:30 P.M., Central Time, on the next business day following the award. If such Deposit is not received by that time, the Financial Surety Bond may be drawn by the County to satisfy the Deposit requirement. The County will deposit the check of the purchaser, the amount of which will be deducted at settlement and no interest will accrue to the purchaser. In the event the purchaser fails to comply with the accepted proposal, said amount will be retained by the County. No proposal can be withdrawn or amended after the time set for receiving proposals unless the meeting of the County scheduled for award of the Bonds is adjourned, recessed, or continued to another date without award of the Bonds having been made. Rates shall be in integral multiples of 5/100 or 1/8 of 1%. Rates must be in ascending order. Bonds of the same maturity shall bear a single rate from the date of the Bonds to the date of maturity. No conditional proposals will be accepted.

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#### AWARD

The Bonds will be awarded on the basis of the lowest interest rate to be determined on a true interest cost (TIC) basis. The County's computation of the interest rate of each proposal, in accordance with customary practice, will be controlling.

#### BOND INSURANCE AT PURCHASER'S OPTION

If the Bonds qualify for issuance of any policy of municipal bond insurance or commitment therefor at the option of the underwriter, the purchase of any such insurance policy or the issuance of any such commitment shall be at the sole option and expense of the purchaser of the Bonds. Any increased costs of issuance of the Bonds resulting from such purchase of insurance shall be paid by the purchaser, except that, if the County has requested and received a rating on the Bonds from a rating agency, the County will pay that rating fee. Any other rating agency fees shall be the responsibility of the purchaser.

Failure of the municipal bond insurer to issue the policy after Bonds have been awarded to the purchaser shall not constitute cause for failure or refusal by the purchaser to accept delivery on the Bonds.

#### 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 Holmes & Graven, Chartered 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 12:00 Noon, 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

The County has authorized the preparation of an Official Statement containing pertinent information relative to the Bonds, and said Official Statement will serve as a nearly-final Official Statement within the meaning of Rule 15c2-12 of the Securities and Exchange Commission. For copies of the Official Statement or for any additional information prior to sale, any prospective purchaser is referred to the Financial Advisor to the County, Springsted Incorporated, 85 East Seventh Place, Suite 100, Saint Paul, Minnesota 55101, telephone (612) 223-3000.



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The Official Statement, when further supplemented by an addendum or addenda specifying the maturity dates, principal amounts and interest rates of the Bonds, together with any other information required by law, shall constitute a "Final Official Statement" of the County with respect to the Bonds, as that term is defined in Rule 15c2-12. By awarding the Bonds to any underwriter or underwriting syndicate submitting a proposal therefor, the County agrees that, no more than seven business days after the date of such award, it shall provide without cost to the senior managing underwriter of the syndicate to which the bonds are awarded 85 copies of the Official Statement and the addendum or addenda described above. The County designates the senior managing underwriter of the syndicate to which the Bonds are awarded as its agent for purposes of distributing copies of the Final Official Statement to each Participating Underwriter. Any underwriter delivering a proposal with respect to the Bonds agrees thereby that if its proposal is accepted by the County (i) it shall accept such designation and (ii) it shall enter into a contractual relationship with all Participating Underwriters of the Bonds for purposes of assuring the receipt by each such Participating Underwriter of the Final Official Statement.

Dated August 4, 1992      BY ORDER OF THE COUNTY BOARD OF COMMISSIONERS

/s/ Charles J. Swanson  
Administrator/Secretary of the Board

3. Springsted Incorporated is authorized and directed to negotiate the Bonds in accordance with the foregoing Terms of Proposal. The Board of Commissioners will meet at 9:00 a.m. on Tuesday, September 15, 1992, to consider bids on the Bonds and take any other appropriate action with respect to the Bonds.

Commissioner Evert seconded the motion and it was adopted unanimously; Commissioners Scheel and Hegberg absent.

Commissioner Evert moved to adopt **Resolution No. 92-097** as follows:

Resolution Providing for the Issuance and Sale of  
Approximately \$710,000 General Obligation  
Refunding Bonds, Series 1992C

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

1. It is hereby determined that:

(a) the County is authorized by the provisions of Minnesota Statutes, Chapter 475 (Act) and Section 475.67, Subdivision 13 of the Act to issue and sell its general obligation bonds to refund outstanding bonds when determined by the Board of Commissioners to be necessary and desirable;

(b) it is necessary and desirable that the County issue approximately \$710,000 General Obligation Refunding Bonds, Series 1992C (Bonds) to refund in advance of maturity and at their redemption date, certain outstanding general obligations of the County;

(c) the outstanding bonds to be refunded (Refunded Bonds) consist of the \$1,355,000 General Obligation Tax Increment Refunding Bonds, Series 1987A, dated May 1, 1987, of which \$985,000 in principal amount is callable on February 1, 1993.

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2. To provide moneys to refund in advance of maturity the Refunded Bonds, the County will therefore issue and sell Bonds in the amount of \$704,320. In order to provide in part the additional interest required to market the bonds at this time, additional Bonds will be issued in the amount of \$5,680. The excess of the purchase price of the Bonds over the sum of \$704,320 will be credited to the debt service fund for the Bonds for the purpose of paying interest first coming due on such additional Bonds. The Bonds shall be issued, sold and delivered in accordance with the terms and conditions of the following Terms of Proposal:

THE COUNTY HAS AUTHORIZED SPRINGSTED INCORPORATED TO NEGOTIATE THIS ISSUE ON ITS BEHALF. PROPOSALS WILL BE RECEIVED ON THE FOLLOWING BASIS:

TERMS OF PROPOSAL

\$710,000\*  
WASHINGTON COUNTY, MINNESOTA  
GENERAL OBLIGATION REFUNDING BONDS, SERIES 1992C

Proposals for the Bonds will be received on Monday, September 14, 1992, until 1:00 P.M., Central Time, at the offices of Springsted Incorporated, 85 East Seventh Place, Suite 100, Saint Paul, Minnesota, after which time they will be opened and tabulated. Consideration for award of the Bonds will be by the County Board of Commissioners at 9:00 A.M., Central Time, on Tuesday, September 15, 1992.

DETAILS OF THE BONDS

The Bonds will be dated October 1, 1992, as the date of original issue, and will bear interest payable on February 1 and August 1 of each year, commencing February 1, 1993. Interest will be computed on the basis of a 360-day year of twelve 30-day months. 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 the holder's address as it appears on the books of the registrar as of the close of business on the 15th day of the immediately preceding month.

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

1994	\$80,000	1996	\$110,000	1998	\$155,000
1995	\$95,000	1997	\$135,000	1999	\$135,000

\* The County reserves the right, after proposals are opened and prior to award, to increase or reduce the principal amount of the Bonds offered for sale. Any such increase or reduction will be in a total amount not to exceed \$25,000 and will be made in multiples of \$5,000 in any of the maturities. In the event the principal amount of the Bonds is increased or reduced, any premium offered or any discount taken will be increased or reduced by a percentage equal to the percentage by which the principal amount of the Bonds is increased or reduced.

OPTIONAL REDEMPTION

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 tax increment income generated from the County's Carnelian-Marine Tax Increment Financing District. The proceeds will be used to refund the 1994



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through 1999 maturities of the County's General Obligation Tax Increment Refunding Bonds, Series 1987A, dated May 1, 1987.

#### TYPE OF PROPOSALS

Proposals shall be for not less than \$704,320 and accrued interest on the total principal amount of the Bonds. Proposals shall be accompanied by a Good Faith Deposit ("Deposit") in the form of a certified or cashier's check or a Financial Surety Bond in the amount of \$7,100, payable to the order of the County. If a check is used, it must accompany each proposal. If a Financial Surety Bond is used, it must be from an insurance company licensed to issue such a bond in the State of Minnesota, and preapproved by the County. Such bond must be submitted to Springsted Incorporated prior to the opening of the proposals. The Financial Surety Bond must identify each underwriter whose Deposit is guaranteed by such Financial Surety Bond. If the Bonds are awarded to an underwriter using a Financial Surety Bond, then that purchaser is required to submit its Deposit to Springsted Incorporated in the form of a certified or cashier's check or wire transfer as instructed by Springsted Incorporated not later than 3:30 P.M., Central Time, on the next business day following the award. If such Deposit is not received by that time, the Financial Surety Bond may be drawn by the County to satisfy the Deposit requirement. The County will deposit the check of the purchaser, the amount of which will be deducted at settlement and no interest will accrue to the purchaser. In the event the purchaser fails to comply with the accepted proposal, said amount will be retained by the County. No proposal can be withdrawn or amended after the time set for receiving proposals unless the meeting of the County scheduled for award of the Bonds is adjourned, recessed, or continued to another date without award of the Bonds having been made. Rates shall be in integral multiples of 5/100 or 1/8 of 1%. Rates must be in ascending order. Bonds of the same maturity shall bear a single rate from the date of the Bonds to the date of maturity. No conditional proposals will be accepted.

#### AWARD

The Bonds will be awarded on the basis of the lowest interest rate to be determined on a true interest cost (TIC) basis. The County's computation of the interest rate of each proposal, in accordance with customary practice, will be controlling.

#### BOND INSURANCE AT PURCHASER'S OPTION

If the Bonds qualify for issuance of any policy of municipal bond insurance or commitment therefor at the option of the underwriter, the purchase of any such insurance policy or the issuance of any such commitment shall be at the sole option and expense of the purchaser of the Bonds. Any increased costs of issuance of the Bonds resulting from such purchase of insurance shall be paid by the purchaser, except that, if the County has requested and received a rating on the Bonds from a rating agency, the County will pay that rating fee. Any other rating agency fees shall be the responsibility of the purchaser.

Failure of the municipal bond insurer to issue the policy after Bonds have been awarded to the purchaser shall not constitute cause for failure or refusal by the purchaser to accept delivery on the Bonds.

#### 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.

August 4, 1992

## 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 Holmes & Graven, Chartered 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 12:00 Noon, 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

The County has authorized the preparation of an Official Statement containing pertinent information relative to the Bonds, and said Official Statement will serve as a nearly-final Official Statement within the meaning of Rule 15c2-12 of the Securities and Exchange Commission. For copies of the Official Statement or for any additional information prior to sale, any prospective purchaser is referred to the Financial Advisor to the County, Springsted Incorporated, 85 East Seventh Place, Suite 100, Saint Paul, Minnesota 55101, telephone (612) 223-3000.

The Official Statement, when further supplemented by an addendum or addenda specifying the maturity dates principal amounts and interest rates of the Bonds, together with any other information required by law, shall constitute a "Final Official Statement" of the County with respect to the Bonds, as that term is defined in Rule 15c2-12. By awarding the Bonds to any underwriter or underwriting syndicate submitting a proposal therefor, the County agrees that, no more than seven business days after the date of such award, it shall provide without cost to the senior managing underwriter of the syndicate to which the Bonds are awarded 30 copies of the Official Statement and the addendum or addenda described above. The County designates the senior managing underwriter of the syndicate to which the Bonds are awarded as its agent for purposes of distributing copies of the Final Official Statement to each Participating Underwriter. Any underwriter delivering a proposal with respect to the Bonds agrees thereby that if its proposal is accepted by the County (i) it shall accept such designation and (ii) it shall enter into a contractual relationship with all Participating Underwriters of the Bonds for purposes of assuring the receipt by each such Participating Underwriters of the Final Official Statement.

Dated August 4, 1992 BY THE ORDER OF THE COUNTY BOARD OF COMMISSIONERS

/s/ Charles J. Swanson  
Administrator/Secretary of the Board

3. Springsted Incorporated is authorized and directed to negotiate the Bonds in accordance with the foregoing Terms of Proposal. The Board of Commissioners will meet at 9:00 a.m. on Tuesday, September 15, 1992, to consider bids on the Bonds and take any other appropriate action with respect to the Bonds.

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Commissioner Evert seconded the motion and it was adopted unanimously; Commissioners Scheel and Hegberg absent.

#### **Appointment of Bond Counsel**

Commissioner Hauser moved to appoint Holmes and Graven as bond counsel for the sale of the 1992 Refunding Bonds Program. Commissioner Evert seconded the motion and it was adopted unanimously; Commissioners Scheel and Hegberg absent.

#### **Appointment of Financial Advisor**

Commissioner Evert moved to appoint Springsted, Inc. as financial advisor for the sale of the 1992 Refunding Bonds Program. Commissioner Hauser seconded the motion and it was adopted unanimously; Commissioners Scheel and Hegberg absent.

#### **1992 Law Enforcement Center Bonds**

Kathy Aho, Springsted, Inc., discussed the options in refinancing the 1992 Law Enforcement Center Bonds. It was the consensus of the Board to refer this matter back to the Finance Committee for discussion and recommendation.

#### **GENERAL ADMINISTRATION**

##### **United Way Campaign**

Commissioner Evert moved to authorize Washington County to participate in the United Way Pacesetter Campaign. Commissioner Hauser seconded the motion and it was adopted unanimously; Commissioners Scheel and Hegberg absent.

##### **Direct Deposit Update**

The Auditor-Treasurer presented an update on direct deposit of County employee paychecks. This program should be operational by October 23, 1992.

##### **Board Correspondence**

Board Correspondence was received and placed on file.

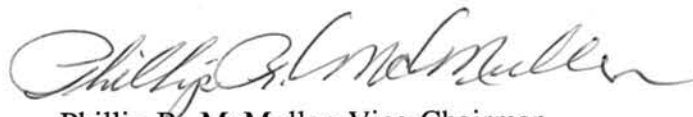
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**ADJOURNMENT**

There being no further business to come before the Board Commissioner Hauser moved to adjourn seconded by Commissioner Evert and it was adopted unanimously; Commissioners Scheel and Hegberg absent. The Board meeting adjourned at 9:30 a.m.

**1993 DEPARTMENT BUDGET HEARINGS**

The Board meeting was followed by 1993 budget hearings with the Assessor, Auditor-Treasurer, Surveyor, Accounting, Central Services, Human Resources, Information Services, and Administration.



Phillip R. McMullen Vice-Chairman

County Board

Attest:



Charles J. Swanson

County Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**AUGUST 11, 1992**

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, Scheel, and Hauser. Absent Commissioners McMullen and Hegberg. Chairman Scheel presided. Also present were Charles Swanson, County Administrator; Virginia Erdahl, Deputy Administrator; Richard Arney, County Attorney; Mary McGlothlin, Public Health Director; Jim Schug, Community Services Director; Russ Reetz, Court Services Director; Don McGlothlin, Sheriff's Office; Steve Pott, Sheriff's Office; Bob Lockyear, Planning and Public Affairs Director; Brendan McLaughlin, Budget Analyst; and Chris Bohrer, Public Information Specialist.

**CONSENT CALENDAR**

Commissioner Hauser moved, seconded by Commissioner Evert to adopt the following Consent Calendar:

1. Adoption of **Resolution No. 92-098** as follows:

Repurchase of Tax Forfeited Land by  
James F. Volin, Owner

WHEREAS, James F. Volin 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:

72008-3350 Description

1.01 PT NW 1/4 OF NW1/4 COM AT NW COR OF SD NW 1/4 OF NW 1/4 OF SEC 8 THN SLY ALONG W LINE OF SD NW 1/4 OF NW 1/4 OF SEC 8 A DIST OF 361.24 FT TO PT OF BEG THN CONT S ON SD W LINE 87.26 FT THN ELY DEFL TO LEFT 90 DEG A DIST OF 479.68 FT TO WLY R/W LINE OF INTERSTATE HWY #494 THN NELY ALONG SD WLY R/W LINE 94.76 FT TO A PT 87.26 FT N OF MEAS AT RIGHT ANG TO & PAR WITH LAST DESC LINE THN WLY ALONG SD LINE 516.64 FT TO PT OF BEG SUBJ TO TWP RD OVER W 33 FT THEREOF.

;and WHEREAS, said applicant has set forth in his application that hardship and injustice has resulted because of great financial loss. The repurchase of said property will put the land back on the tax rolls. This will promote and best serve the public interest.

;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 James F. Volin for the purchase of the above described parcel of tax forfeited



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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.

Adoption of **Resolution No. 92-099** as follows:

Repurchase of Tax Forfeited Land by  
James F. Volin

WHEREAS, James F. Volin 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:

72008-3360 Description

PT NW1/4-NW1/4 DESC AS FOLLOWS COM AT NW COR OF SD NW1/4-NW1/4 OF SEC8 THN SLY ALONG W LINE OF SD NW1/4-NW1/4 OF SEC8 DIST 448.50 FT TO PT OF BEG THN CONT S ON SD W LINE 320FT THN ELY DEFL TO LEFT 90DEG DIST 333.57 FT TO WLY R/W LINE INTERSTATE HWY #494 THN NELY ALONG SD WLY R/W LINE 351.78FT TO PT ON 320FT N OF MEAS AT RIGHT ANG TO & PAR WITH LAST DESC LINE THN WLY ALONG SD LINE 479.68 FT TO PT OF BEG SUBJ TO TOWNSHIP ROAD OVER W 33 FT THEREOF CHG CODE 3 7-8-85

;and WHEREAS, said applicant has set forth in his application that hardship and injustice has resulted because of great financial loss. The repurchase of said land will put the property back on the tax rolls. This will promote and best serve the public interest.

;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 James F. Volin 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.

Adoption of **Resolution No. 92-100** as follows:

Repurchase of Tax Forfeited Land by  
James F. Volin, Owner

WHEREAS, James F. Volin 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:



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Lots 4-5-6 Blk 18 & Vac alley adj Newport Park Add  
Auditor-Treasurer Plat/Parcel 55040-4550

;and WHEREAS, said applicant has set forth in his application that hardship and injustice has resulted because of great financial loss. That the repurchase of said land will put the property back on the tax rolls. This will promote and best serve the public interest because of the future plan to build on lot 4.

;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 James F. Volin 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.

2. Adoption of **Resolution No. 92-101** as follows:

Repurchase of Tax Forfeited Land by  
Richard L. Kiehne and Luanne Kiehne, Owner

WHEREAS, Richard L. Kiehne and Luanne Kiehne 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 the Minnesota Statutes 1945, Section 282.241, of amended, which land is situated in the County of Washington, Minnesota, and described as follows, to-wit:

95015-1825 Description

PT GOV LOT 5 DESC AS FOLLOWS: COM AT PT IN E LINE OF GOV LOT 5 SEC15 SD PT BEING 1032, 4FT S OF NE COR OF SD GOV LOT 5 SD PT BEING NE COR OF PARCEL OF LAND CONVEYED BY SCHULENBURG & BOECKELER LUMBER COMPANY TO FREDRICK CARL KAHL BY WARRANTY DEED REC IN BK 31 OF DEEDS PG 467 THN SLY ALONG SD E LINE OF GOV LOT 5 & ALONG E LINE OF SD PARCEL OF LAND REC IN BK 31 OF DEEDS PG 467 FOR 237FT TO PT OF BEG OF THIS DESC THN WLY & PAR WITH N LINE OF SD GOV LOT 5 & PAR WITH N LINE OF SD PARCEL OF LAND REC IN BK 31 OF DEEDS PG 467 FOR 309.07 FT TO ITS INTERS WITH LINE DRAWN PAR WITH & 66FT ELY FROM W LINE OF SD PARCEL OF LAND REC IN BK 31 OF DEEDS PG 467 THN SLY PAR WITH & 66FT ELY FROM SD W LINE OF SD PARCEL OF LAND REC IN BK 31 OF DEEDS PG 467 FOR 361.54FT TO NLY R/W OF ST CROIX TR N AS SAME IS PRESENTLY LOC & TRAVELLED THN NELY ALONG SD NLY R/W FOR 337.58FT TO SD E LINE OF GOV LOT 5 THN NLY ALONG SD E LINE OF GOV LOT 5 & ALONG SD E LINE OF SD PARCEL OF LAND REC IN BK 31 OF DEEDS PG 467 FOR 221.11FT TO PT OF BEG SUBJ TO 30FT WIDE DRIVEWAY EASE OVER & ACROSS PT OF GOV LOT 5 SEC15 T30N R20W WASH CO MN C/L OF WHICH IS DESC AS FOLLOWS COM AT NE COR OF GOV LOT 5 SEC15 T30N R20W WASH CO MN THN SLY ALONG E LINE OF

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SD GOV LOT 5 ON AN ASSUMED BEARING OF SODEG23'52''W FOR 1269.4FT TO PT 12FT S OF SE COR OF THAT PARTICULAR TRACT DESC IN BK 31 OF DEEDS PG 467 THN N88DEG47'05''W ALONG A LINE PAR WITH S LINE OF SD TRACT DESC IN BK 31 OF DEEDS PG 467 & 12 FT SLY THEREFROM FOR 200FT TO PT OF BEG OF C/L DESC OF SD 30FT EASE THN S2DEG47'21''W FOR 318.12FT TO N R/W OF MN HWY 95 AT DIST 233FT FROM SD E LINE OF GOV LOT 5 AS MEAS ALONG SD R/W WHICH PT IS END OF C/L DESC OF SD 30FT WIDE DRIVEWAY EASE ALSO SUBJ TO EASE OF REC CHG CODE 3 8-9-85

;and WHEREAS, said applicant has set forth in his application that hardship and injustice has resulted because of the closing of business, loss of housing and loss of equity. That the repurchase of said property will put the parcel back on the tax rolls. This will promote and best serve the public interest.

;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 Richard L. Kiehne & Luanne Kiehne 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.

3. Adoption of **Resolution No. 92-102** as follows:

Repurchase of Tax Forfeited Land by  
Sandlewood Homeowners Association, Owner

WHEREAS, Sandlewood Homeowners Association 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:

Lot 29, Block 1 Sandlewood Second Addition Being the common area Woodbury Auditor-Treasurer Plat/Parcel 73386-2700

;and WHEREAS, said applicant has set forth in his application that hardship and injustice has resulted because of tax statement for this property has been delivered to Tomark Development Co. since the date of delinquency. The subject lot is the common area necessary for its use and recreational facilities. The repurchase of said property will put the parcel back on the tax rolls and will promote and best serve the public interest.

;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 Sandlewood Homeowners Association for the purchase of the above

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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. Approval of on/sale non-intoxicating malt liquor license for September 19, 1992, Scandia Softball Tournament.
5. Approval to authorize acceptance of additional grant funding from Minnesota Department of Corrections to offset costs of .65 fte in Victim/Witness division.
6. Approval to renew lease for sentencing to service building with State of Minnesota.
7. Adoption of **Resolution No. 92-103** as follows:

County State Aid Highway No. 18 (CSAH 18)  
Stop Sign Controls

BE IT RESOLVED, that County State Aid Highway No. 18, located between County State Aid Highway 20 and Trunk Highway 95 be and hereby is designed as a "Through Highway" except as modified below, and;

BE IT FURTHER RESOLVED, the intersection of County State Aid Highway No. 18 and Woodlane Drive shall have stop conditions for all traffic.

BE IT FURTHER RESOLVED, the intersection of CSAH 18 and County Road 13A shall have stop conditions for all traffic,

BE IT FURTHER RESOLVED, the intersection of CSAH 18 and CSAH 19 shall have stop conditions for all traffic,

BE IT FURTHER RESOLVED, the intersection of CSAH 18 and Trunk Highway 95 shall have stop conditions for all traffic,

BE IT FURTHER RESOLVED, this resolution replaces previous "Through Highway" resolutions on CSAH 18.

8. Approval for Board Chairman and County Administrator to execute contract for dispatching service with Lakeview Memorial Hospital Ambulance.

The foregoing Consent Calendar was adopted unanimously; Commissioners McMullen and Hegberg absent.

### SHERIFF'S OFFICE

Commissioner Scheel moved to table for one week the matter of awarding a multi-channel communications recording system for the Law Enforcement Center. Commissioner Evert seconded the motion and it was adopted unanimously; Commissioners McMullen and Hegberg absent.

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**COURT SERVICES, PUBLIC HEALTH, AND COMMUNITY SERVICES**

Commissioner Hauser moved to approve a grant application for state funds to develop and strengthen Children's Mental Health Services in Washington County. Commissioner Evert seconded the motion and it was adopted unanimously; Commissioners McMullen and Hegberg absent.

**GENERAL ADMINISTRATION****Revenue Refunding Bonds, Series 1992A (Jail Lease Bonds)**

Kathy Aho, Springsted, Inc., discussed the Washington County Housing and Redevelopment Authority Revenue Refunding Bonds, Series 1992A (Jail Lease Bonds). Commissioner Evert moved to authorize the Washington County Housing and Redevelopment Authority to proceed with the revenue refunding bonds, Series 1992A (Jail Lease Bonds). Commissioner Hauser seconded the motion and it was adopted unanimously; Commissioners McMullen and Hegberg absent.

**Annual Campaign for Combined Charitable Funds Policy**

Commissioner Evert moved to approve the County policy on agencies who may participate in annual charitable fund drives. Commissioner Hauser seconded the motion and it was adopted unanimously; Commissioners McMullen and Hegberg absent.

**Board Correspondence**

Board Correspondence was received and placed on file.

Commissioner Evert asked that staff prepare an agenda item regarding a Washington County tree waste waiver to a State law that came into effect on August 1; and, requested that Public Works schedule a workshop to discuss roadside spraying.

Chairman Scheel introduced Jane Krentz who is running for State Senate in the new District 51.

**ADJOURNMENT**

There being no further business to come before the Board, Commissioner Evert moved to adjourn seconded by Commissioner Hauser and it was adopted unanimously; Commissioners McMullen and Hegberg absent. The meeting adjourned at 9:30 a.m.

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**1993 DEPARTMENT BUDGET HEARINGS**

The Board meeting was followed by 1993 budget hearings with the following: County Recorder's Office; Housing and Redevelopment Authority; Minnesota Extension Service; Library; Grants in Aid; and Commissioners.



Donald G. Scheel, Chairman  
County Board

Attest:



Charles J. Swanson  
County Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**AUGUST 18, 1992**

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, Scheel, Hauser, and Hegberg; absent Commissioner McMullen. Chairman Scheel presided. Also present were Virginia Erdahl, Deputy Administrator; Richard Hodsdon, First Assistant County Attorney; Jeff Hanson, Public Information Coordinator; Judy Honmyhr, Human Resources Director; Mary McGlothlin, Public Health Director; Bob Turrentine, Assistant County Attorney; Jim Trudeau, Sheriff; Don McGlothlin, Deputy Sheriff; Jim Schug, Community Services Director; Don Wisniewski, Public Works Director; Jim Luger, Parks Department; and Jack Perkovich, Deputy Directory, Public Works Department.

**CONSENT CALENDAR**

Commissioner Evert moved, seconded by Commissioner Hauser to adopt the following Consent Calendar:

1. Approval of the August 4 and 11, 1992 Board meeting minutes.
2. Information only on operating budget summary for all operating funds for the period ending July 31, 1992.
3. Approval to advertise for bids for County office supplies.
4. Approval of County paid medical/hospitalization insurance premiums for Jerold Murphy, Sheriff's Office, in accordance with Section 11.C of the Personnel Rules and Regulations.
5. Adoption of **Resolution No. 92-104** as follows:

1992-95 Community Health Services Plan

WHEREAS, Washington County, in compliance with Minnesota Statute Chapter 145A., has developed its 1992-1995 Community Health Services Plan; and

WHEREAS, the Washington County Board of Health received and heard the recommended plan in workshop on September 17, 1991; and

WHEREAS, the Washington County Board of Health through its Public Health Advisory Committee held a public meeting on the recommended plan on September 17, 1991; and

WHEREAS, the Washington County Board of Health received the final recommended plan from its Public Health Advisory Committee on October 22, 1991.



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NOW, THEREFORE, BE IT RESOLVED that the 1992-1995 Community Health Services Plan is today adopted in its final form.

BE IT FURTHER RESOLVED that the Washington County Board of Commissioners (Board of Health) hereby designates Mary McGlothlin, Public Health Director, as the authorized official responsible for administering the Washington County CHS Plan and directs her to submit said adopted plan to the Minnesota Department of Health.

Adoption of **Resolution No. 92-105** as follows:

#### Designation of Agent

WHEREAS, Minnesota Statutes 145A., 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 commission (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 McGlothlin, Public Health Director, 14900 North 61st Street, P.O. Box 6, Stillwater, MN 55082, (612) 430-6655 as it duly appointed agent and gives to her the duties and authorities described in Minnesota Statute Chapter 145A.

6. Adoption of **Resolution No. 92-106** as follows:

#### Final Payment to Allied Blacktop, Inc. For Seal Coating of Various County Roads

WHEREAS, the Washington County Board of Commissioners, on April 21, 1992, approved the bid award with Allied Blacktop, Inc., for the seal coating of various County roads per plans and specifications; and,

WHEREAS, Allied Blacktop, Inc., has satisfactorily completed all work in accordance with the terms and conditions of the contract.

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

7. Bids were received as follows for the Harrow Avenue Bridge Construction:

Midwest Contracting	\$87,790.00
Marshall, MN	

Jay Bros. Inc.	\$120,402.00
Hugo, MN	

**Adoption of Resolution No. 92-107 as follows:**

Award of Contract for the Construction at  
Harrow Avenue Bridge SAP 82-599-07

WHEREAS, in order to facilitate construction to be done at the Harrow Avenue Bridge, the County solicited bids for this project; and,

WHEREAS, bids were opened on August 10, 1992, with Midwest Contracting being the lowest responsible bidder,

NOW, THEREFORE BE IT RESOLVED, that the bid of Midwest Contracting be accepted and the County enter into a contract with Midwest Contracting under the terms and conditions set forth in the bid specification documents; and,

BE IT FURTHER RESOLVED, that the contract between the County and Midwest Contracting be executed through the signatures of the Chairman of the Washington County Board of Commissioners and the Washington County Administrator without further action of the County Board conditioned upon compliance with all bid specification requirements and approval as to form by the Washington County Attorney's Office.

8. Information only - Recorder fees for the month of July, 1992.
9. Approval for Board Chairman and County Administrator to execute contract with Pay-Tel of America, Inc. for the inmate telephone management system for the new Washington County Jail.

The foregoing Consent Calendar was adopted unanimously; Commissioner McMullen absent.

## HUMAN RESOURCES

**1992-93 Agreement with Teamsters Public and Law Enforcement Employees Union, Local 320**

Commissioner Hauser moved to approve the 1992-93 Agreement with Teamsters Public and Law Enforcement Employees Union, Local 320 (Sheriff's Department) as follows:

1. Duration: January 5, 1992 through January 2, 1994.

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2. Salaries: Effective January 5, 1992, a 2.0% general increase, and effective January 3, 1993, a 2.0% general increase.
3. Health Insurance:  
     1992 - \$230.00 per month  
     1993 - \$260.00 per month
4. Flexible Spending Account: New benefit to be added in 1993 with a County contribution of \$295.00.
5. Uniform Allowance: Effective in 1993, an increase of \$25.00 per year.
6. Holiday Pay: Establishes time and one-half pay for actual work done on any of the ten holidays listed in the bargaining agreement (increase from six holidays to ten holidays). Change in effect only for holidays occurring after the date of the award.
7. Week Float/Payroll Holdback: Matter is an inherent right of management and was not arbitrable.

Commissioner Hegberg seconded the motion and it was adopted unanimously; Commissioner McMullen absent.

### SHERIFF'S OFFICE

Bids were received for the multi-channel communications recording system for the Washington County Law Enforcement Center as follows:

Lanier Voice Products	\$41,947.13
Eden Prairie, MN	
Dictaphone Corporation	Bid non-responsive to
Statford, CT	bid specification

The Board discussed the award of bid for the multi-channel communications recording system for the Washington County Law Enforcement Center. The memo from Howard R. Turrentine, Assistant County Attorney, regarding Dictaphone Corporation's objection to award bid to Lanier Voice Products was made a part of the Official County Board Minutes.

Commissioner Evert moved to adopt **Resolution No. 92-108** as follows:

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Award of Contract for the Supply and Installation of  
a Multi-Channel Communications Recording System for  
the Washington County L.E.C. to Lanier Voice Products

WHEREAS, in order to supply the L.E.C. with a Multi-Channel Communications Recording System, the County solicited bids for this project; and

WHEREAS, bids were opened on July 30, 1992, with Lanier Voice Products being the lowest responsible bidder;

NOW, THEREFORE BE IT RESOLVED, that the bid of Lanier Voice Products be accepted and the County enter into a contract with Lanier Voice Products under the terms and conditions set forth in the bid specification documents; and,

BE IT FURTHER RESOLVED, that the contract between the County and Lanier Voice Products may be executed through the signatures of the Chairman of the Washington County Board of Commissioners and the Washington County Administrator without further action of the County Board condition upon compliance with all bid specification requirements and approval as to form by the Washington County Attorney's Office.

Commissioner Hauser seconded the motion and it was adopted unanimously; Commissioner McMullen absent.

**PUBLIC WORKS DEPARTMENT**

Commissioner Hauser moved to approve the revised Cottage Grove Ravine Regional Park Master Plan as presented. Commissioner Evert seconded the motion and it was adopted unanimously; Commissioner McMullen absent.

**BOARD CORRESPONDENCE**


Board Correspondence was received and placed on file including a letter from the Minnesota Counties Insurance Trust regarding a dividend to the County in the amount of \$78,959.

**ADJOURNMENT**

There being no further business to come before the Board Commissioner Hauser moved to adjourn, seconded by Commissioner Evert and it was adopted unanimously; Commissioner McMullen absent. The meeting adjourned at 9:40 a.m.



Donald G. Scheel, Chairman  
County Board

Attest:   
Virginia Erdahl  
Deputy Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**AUGUST 25, 1992**

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, Evert, Scheel, Hauser, and Hegberg. Absent none. Chairman Scheel presided. Also present were Virginia Erdahl, Deputy Administrator; Richard Arney, County Attorney; Jim Schug, Community Services Director; Judy Honmyhr, Human Resources Director; Doug Ryan, Public Health Division Manager; Dennis O'Donnell, Land Use Specialist; Richard Slivik, Central Services Director; Fred Feuerpfeil, Job Training Center; Jon Larson, Veterans Service Officer; Scott Renne, Assessor; Don Wisniewski, Public Works Director; Don Theisen, Deputy Public Works Director; Jack Perkovich, Deputy Public Works Director; Bob Turrentine, Assistant County Attorney; Jeff Hanson, Public Information 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 August 18, 1992 Board meeting minutes.
2. Approval of expenditure of \$7,000 above the 1992 budget amount for temporary staff for CAMA data conversion.
3. Approval of abatement applications as follows:

<u>Type</u>	<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
Red/Value	27242-2000	Lund, James	\$ 19.02
Red/Value	27242-2025	Lund, James	22.56
Red/Value	27242-2325	Lund, James	34.44
Red/Value	27242-2350	Lund, James	74.84
Red/Value	27242-2375	Lund, James	74.84
Red/Value	27242-2400	Lund, James	74.84
Red/Value	27242-2425	Lund, James	74.84
Red/Value	27242-2450	Lund, James	74.84
Red/Value	27242-2475	Lund, James	74.84
Red/Value	27242-2500	Lund, James	74.84
Red/Value	27242-2525	Lund, James	74.84
Red/Value	27242-2550	Lund, James	74.84
Red/Value	27242-2575	Lund, James	74.84
Red/Value	27242-2600	Lund, James	74.84
Red/Value	27242-2625	Lund, James	74.84
Red/Value	27242-2675	Lund, James	40.38
Red/Value	27242-2700	Lund, James	74.84
Red/Value	27242-2725	Lund, James	78.40
Red/Value	27242-2750	Lund, James	78.40

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<u>Type</u>	<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
Red/Value	27242-2775	Lund, James	78.40
Red/Value	27242-2800	Lund, James	78.40
Red/Value	27242-2825	Lund, James	78.40
Red/Value	27242-2850	Lund, James	78.40
Red/Value	27242-2875	Lund, James	78.40
Red/Value	27242-2900	Lund, James	78.40
Red/Value	27242-2925	Lund, James	78.40
Red/Value	27242-2950	Lund, James	78.40
Red/Value	27242-2975	Lund, James	78.40
Red/Value	27242-3000	Lund, James	78.40
Red/Value	27242-3025	Lund, James	78.40
Red/Value	27242-3050	Lund, James	78.40
Red/Value	27242-3075	Lund, James	78.40
Red/Value	27242-3100	Lund, James	78.40
Red/Value	27242-3125	Lund, James	78.40
Red/Value	27242-3150	Lund, James	78.40
Red/Value	27242-3175	Lund, James	78.40
Red/Value	27242-3200	Lund, James	54.66
Red/Value	27242-3325	Lund, James	3.56
Red/Value	27242-3350	Lund, James	3.56
Red/Value	27242-3375	Lund, James	3.56
Red/Value	27242-3500	Lund, James	66.52
Red/Value	27242-3525	Lund, James	74.84
Red/Value	27242-3550	Lund, James	74.84
Red/Value	27242-3575	Lund, James	74.84
Red/Value	27242-3600	Lund, James	74.84
Red/Value	27242-3625	Lund, James	74.84
Red/Value	27242-3650	Lund, James	74.84
Red/Value	27242-3650	Lund, James	74.84
Red/Value	27242-3675	Lund, James	74.84
Red/Value	27242-3700	Lund, James	74.84
Red/Value	27242-3725	Lund, James	74.84
Red/Value	27242-3750	Lund, James	74.84
Red/Value	27242-3775	Lund, James	74.84
Red/Value	27242-3800	Lund, James	74.84
Red/Value	27242-3825	Lund, James	74.84
Red/Value	27242-3850	Lund, James	74.84
Red/Value	27242-3875	Lund, James	74.84
Red/Value	27242-3900	Lund, James	74.84
Red/Value	27242-3925	Lund, James	74.84
Red/Value	27242-3950	Lund, James	74.84
Red/Value	27242-3975	Lund, James	74.84
Red/Value	37015-5600	Richert, Weldon & Lee Anne	303.12
Hmstd	28701-2800	Richardson, Michael & Michele	1,122.38
Hmstd	29100-1005	Burcar, Robert & Susan	722.12
Hmstd	29100-3029	Tolzman, Alice	667.48
Hmstd	29100-4020	Swagger, Terry	934.72
Hmstd	34870-1080	Balfanz, Mike	61.78
Hmstd	94780-0081	Majzmer, David	118.08
Hmstd	38125-0060	Olson, Carl Victor	137.34
Hmstd	38125-0100	Larson, Wayne H	144.00
Hmstd	38125-0100	Larson, Wayne H	155.66
Hmstd	38125-0441	Larson, Timothy J	141.76
Hmstd	38125-0443	Hazeltines, Judy	147.32
Hmstd	38125-0532	Dopler, Patrick	144.00
Hmstd	38125-0588	Power, Walter & Patricia	151.74
Hmstd	38125-0067	Jensen, Edard W III	141.76



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<u>Type</u>	<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
Hmstd	38125-0067	Jensen, Edard W III	153.50
Hmstd	38125-0327	Wallace, Carol	157.28
Hmstd	38125-0437	Stevens, Brian & Pamela	141.76
Hmstd	48440-4350	Ades, Michael A	194.66
Hmstd	48441-0725	Zubick, Scott A & Brigitte	194.66
Hmstd	48441-2850	Heinzer, Richard E	339.48
Hmstd	57588-3875	Young, Jeanne M	514.18
Hmstd	59870-0052	Kinzer, Kevin	170.46
Hmstd	81825-3950	Jenson, Jackie	1,265.02
Hmstd	9296-2600	Collins, Patricia	1,441.70
Hmstd	9296-2600	Collins, patricia	1,336.14
Hmstd	9895-2050	Simonet, David & Linda	1,424.20
Hmstd	11155-7350	Dinzeo, Michael A	589.39
Hmstd	10500-3000	Brown, Carroll & Viola	25.84
Hmstd	10500-2400	Brown, Carroll & Viola	1,202.30
Penalty	99989-0360	Raykowski, Michael & Cynthia	18.67
Deed/Cons	83023-2450	North Star Title Equity	78.60
Wmgmt	60203-2055	Douglas, Waldron	26.00
Assmts	10693-2400	Bayport Foundation	6,164.04
Wmgmt	97034-2452	Minnesota Dept of Transportation	52.00
Hmstd	38125-0331	Anderson, James & Diane	363.30
Hmstd	38125-0240	Kodluboy, Deborah & Leonard	141.76
Hmstd	38125-0599	Fogel, David & Sandra	141.76
Hmstd	48441-2450	Bauer, Gordon & Andrew	208.90
Hmstd	59870-0033	Lang, Kelly	306.66
Hmstd	59990-0907	Peters, Tracy (Tyson)	475.82
Hmstd	72023-2350	O'Brien, Richard & Karol	1,062.72

4. Approval of revised bylaws of the Community Social Services Advisory Committee.
5. Approval of bloodborne pathogens occupational exposure control plan.
6. Approval to abolish supervisory classification of Administrative Technician in the Central Services Department; approval of reorganization replacing the supervisory position with lead worker positions; approval to reclassify present Administrative Technician incumbent to the classification of Clerk Specialist with no change in present salary.
7. Approval to solicit proposals for housekeeping services for Washington County buildings.
8. Approval to advertise for sale, to be moved, homes at 1786 Keats Avenue North and 1876 Lake Elmo Avenue, Lake Elmo, Minnesota.
9. Bids were received for bituminous overlay for CSAH 15, 18, 20 and 36 as follows:

Bituminous Materials, Inc.  
Fairbault, MN

\$613,972.36

August 25, 1992

Hardrives, Inc.	\$632,573.00
Plymouth, MN	
Valley Paving, Inc.	\$641,955.56
Shakopee, MN	
Midwest Asphalt Corp.	\$690,152.05
Hopkins, MN	

Adoption of **Resolution No. 92-109** as follows:

Award of Contract for Bituminous Overlay on  
CSAH 15, 18, 20, and 36 Project # SAP82-618-06,  
CP92-1511, CP92-2004, CP92-3604

WHEREAS, in order to facilitate road preservation to be done on County roads, the County solicited bids for this project, and;

WHEREAS, bid were opened on August 17, 1992, with Bituminous Materials, Inc. being the lowest responsible bidder;

NOW, THEREFORE BE IT RESOLVED, that the contract between the County and Bituminous Materials, Inc. be executed through the signature of the Chairman of the Washington County Board of Commissioners and the Washington County Administrator without further action of the County Board conditioned upon compliance with all bid specification requirements and approval as to form by the Washington County Attorney's Office.

10. Adoption of **Resolution No. 92-110** as follows:

Final Payment to Bergman Companies  
Furnish and Install Crack Sealant Material  
RP 9562

WHEREAS, the Washington County Board of Commissioners, on June 16, 1992, signed a contract with Bergman Companies, Inc., for the furnishing and installation of crack sealant material on various County roads.

WHEREAS, Bergman Companies, Inc., has satisfactorily completed all work in accordance with the terms and conditions of the contract.

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

11. Bids were received for inmate uniforms and clothing for the Washington County jail as follows:

August 25, 1992

Walter F. Stephens Jr., Inc.  
Franklin, OH

\$18,745.34

Adoption of **Resolution No. 92-111** as follows:

Award of Contract for the Supply and Delivery of  
Inmate Uniforms and Clothing for the Washington  
County Jail to Walter F. Stephens Jr., Inc.

WHEREAS, in order to supply the Washington County Jail with Inmate Uniforms and Clothing, the County solicited bids for the project; and

WHEREAS, bids were opened on June 25, 1992, with Walter F. Stephens Jr., Inc. being the lowest responsible bidder;

NOW, THEREFORE BE IT RESOLVED, that the bid of Walter F. Stephens Jr., Inc. be accepted and the County enter into a contract with Walter F. Stephens Jr., Inc. under the terms and conditions set forth in the bid specification documents; and,

BE IT FURTHER RESOLVED, that the contract between the County and Walter F. Stephens Jr., Inc. may be executed through the signatures of the Chairman of the Washington County Board of Commissioners and the Washington County Administrator without further action of the County Board condition upon compliance with all bid specification requirements and approval as to form by the Washington County Attorney's Office.

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners authorizes payment in the amount of \$18,745.34.

12. Bids were received for inmate towels, blankets and clothing for the Washington County jail as follows:

Bob Barker Co., Inc.  
Fuquial, NC

\$15,948.85

Adoption of **Resolution No. 92-112** as follows:

Award of Contract for the Supply and Delivery of  
Inmate Towels, Blankets and Clothing for the  
Washington County Jail to Bob Barker Co., Inc.

WHEREAS, in order to supply the Washington County Jail with Inmate Towels, Blankets, and Clothing, the County solicited bids for this project; and

WHEREAS, bids were opened on June 25, 1992, with Bob Barker Co., Inc. being the lowest responsible bidder;

August 25, 1992

NOW, THEREFORE BE IT RESOLVED, that the bid of Bob Barker Co., Inc. be accepted and the County enter into a contract with Bob Barker Co., Inc. under the terms and conditions set forth in the bid specification documents; and,

BE IT FURTHER RESOLVED, that the contract between the County and Bob Barker Co., Inc. may be executed through the signatures of the Chairman of the Washington County Board of Commissioners and the Washington County Administrator without further action of the County Board condition upon compliance with all bid specification requirements and approval as to form by the Washington County Attorney's Office.

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners authorizes payment in the amount of \$15,948.85.

13. Bids were received for medical supplies and equipment for the Washington County Law Enforcement Center as follows:

Colonial Hospital Supply	\$46,189.90
Fridley, MN	

Adoption of **Resolution No. 92-113** as follows:

Award of Contract for the Supply and Installation of  
Medical Supplies and Equipment for the Washington  
County L.E.C. to Colonial Hospital Supply

WHEREAS, in order to supply the L.E.C. with Medical Supplies and Equipment, the County solicited bids for this project; and

WHEREAS, bids were opened on July 29, 1992, with Colonial Hospital Supply being the lowest responsible bidder;

NOW, THEREFORE BE IT RESOLVED, that the bid of Colonial Hospital Supply be accepted and the County enter into a contract with Colonial Hospital Supply under the terms and conditions set forth in the bid specification documents; and,

BE IT FURTHER RESOLVED, that the contract between the County and Colonial Hospital Supply may be executed through the signatures of the Chairman of the Washington County Board of Commissioners and the Washington County Administrator without further action of the County Board condition upon compliance with all bid specification requirements and approval as to form by the Washington County Attorney's Office.

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners authorizes payment in the amount of \$46,189.90.

14. Bids were received for dental supplies and equipment for the Washington County Law Enforcement Center as follows:

August 25, 1992

Sullivan Dental	\$34,950.42
Mendota Heights, MN	
Time Motion Systems	\$36,089.00
River Falls, WI	
Patterson Dental	\$38,050.32
Minneapolis, MN	

Adoption of **Resolution No. 92-114** as follows:

Award of Contract for the Supply and Installation of  
Dental Supplies and Equipment for the Washington  
County L.E.C. to Sullivan Dental

WHEREAS, in order to supply the L.E.C. with Dental Supplies and Equipment, the County solicited bids for this project; and

WHEREAS, bids were opened on July 29, 1992, with Sullivan Dental being the lowest responsible bidder;

NOW, THEREFORE BE IT RESOLVED, that the bid of Sullivan Dental be accepted and the County enter into a contract with Sullivan Dental under the terms and conditions set forth in the bid specification documents; and,

BE IT FURTHER RESOLVED, that the contract between the County and Sullivan Dental may be executed through the signatures of the Chairman of the Washington County Board of Commissioners and the Washington County Administrator without further action of the County Board condition upon compliance with all bid specification requirements and approval as to form by the Washington County Attorney's Office.

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners authorizes payment in the amount of \$34,950.42.

15. Bids were received for inmate briefs and T-shirts for the Washington County Jail as follows:

American Institutional Supply	\$4,639.10
Hopkins, MN	

Adoption of **Resolution No. 92-115** as follows:

August 25, 1992

Award of Contract for the Supply and Delivery of  
Inmate Briefs and T-Shirts for the Washington  
County Jail to American Institutional Supply

WHEREAS, in order to supply the Washington County Jail with Inmate Briefs and T-Shirts, the County solicited bids for this project; and

WHEREAS, bids were opened on June 25, 1992, with American Institutional Supply being the lowest responsible bidder;

NOW, THEREFORE BE IT RESOLVED, that the bid of American Institutional Supply be accepted and the County enter into a contract with American Institutional Supply under the terms and conditions set forth in the bid specification documents; and,

BE IT FURTHER RESOLVED, that the contract between the County and American Institutional Supply may be executed through the signatures of the Chairman of the Washington County Board of Commissioners and the Washington County Administrator without further action of the County Board condition upon compliance with all bid specification requirements and approval as to form by the Washington County Attorney's Office.

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners authorizes payment in the amount of \$4,639.10.

The foregoing Consent Calendar was adopted unanimously.

**PUBLIC HEARING - PUBLIC HEALTH DEPARTMENT**

**Rezoning Request by Charles Hooley**

The Board Chairman presented an overview of today's public hearing to consider a request by Charles Hooley to rezone approximately 77 acres from Agricultural (A-1) to Residential (R-1) located in Baytown Township.

The Secretary to the Board read into the record the notice of intent to adopt the rezoning request. The Board Chairman declared the public hearing open at 9:05 a.m.

Dennis O'Donnell, Public Health Department, presented an overview of the request by Charles Hooley to rezone approximately 77 acres from Agricultural (A-1) to Residential (R-1). Bruce Folz, speaking on behalf of the applicant Charles Hooley, spoke in favor of this rezoning request. He also stated that Baytown Township has approved the rezoning request, and that the town board requests that the County comprehensive plan be updated.

The Board Chairman asked for further comments. None were heard. The Chairman declared the public hearing closed.



August 25, 1992

The Board discussed the rezoning request by Mr. Hooley. Commissioner Evert moved to approve the rezoning request by Charles Hooley to rezone approximately 77 acres from Agricultural (A-1) to Residential (R-1). Commissioner McMullen seconded the motion and it was adopted 4-1 with a Roll Call vote as follows: Commissioner McMullen, yes; Commissioner Evert, yes; Commissioner Scheel, yes; Commissioner Hauser, no; and Commissioner Hegberg, yes.

The County Attorney's Office was directed to prepare a resolution approving the rezoning request. It was noted that all documentary evidence was made a part of this record.

### **COMMUNITY SERVICES DEPARTMENT**

The Community Social Services Director presented a brief overview of the Community Services Department 1991 Annual Report. Also speaking on the report was Katie O'Brien, Chairman, Community Social Services Advisory Committee.

### **GENERAL ADMINISTRATION**

#### **Board Correspondence**

Board Correspondence was received and placed on file.

The Deputy Administrator indicated that there would be two workshops at next week's Board meeting, one dealing with the use of the old jail, and then following that a budget wrap up before final adoption of the budget on September 8.

### **ADJOURNMENT**

There being no further business to come before the Board, Commissioner Hauser moved for adjournment, seconded by Commissioner Evert and it was adopted unanimously. The meeting adjourned at 10:30 a.m., followed by a Board Workshop with Public Works, and a luncheon with the Washington County Soil and Water Conservation District.

### **BOARD WORKSHOP WITH THE PUBLIC WORKS DEPARTMENT**

The Board met in workshop session with the Public Works Department to discuss reconstruction plans for CSAH 10 and CR 64. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Evert, McMullen, Scheel, Hauser, and Hegberg. Staff

August 25, 1992

present were Virginia Erdahl, Don Wisniewski, Don Theisen, Richard Herold, Chris Thornton, Larry Whittaker, Brian Bachmeier, and Susan Dunn.



Donald G. Scheel, Chairman  
County Board

Attest: 

Virginia Erdahl

Deputy Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**SEPTEMBER 1, 1992**

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, Evert, Scheel, Hauser, and Hegberg. Absent none. Chairman Scheel presided. Also present were Charles Swanson, County Administrator; Virginia Erdahl, Deputy Administrator; Richard Arney, County Attorney; Mary McGlothlin, Public Health Director; Doug Ryan, Public Health Division Manager; Judy Arends, Public Health Department; Lowell Johnson, Public Health Department; Larry Nybeck, Surveyor; John Franzen, Recorder; Brendan McLaughlin; Budget and Policy Analyst; and Don Wisniewski, Public Works Director.

**CONSENT CALENDAR**

Commissioner Hegberg moved, seconded by Commissioner McMullen to adopt the following Consent Calendar:

1. Adoption of **Resolution No. 92-116** as follows:

Mississippi National River  
and Recreation Area Management Plan

WHEREAS, the Mississippi River Corridor within the Saint Paul-Minneapolis Metropolitan Area has been designated by the United States Congress as the Mississippi National River and Recreation Area, and

WHEREAS, Public law 100-696, Title VII, Sec. 701 states that the purpose of the designation is to "protect, preserve, and enhance the significant values of the waters and land...to provide a management framework to assist the State of Minnesota and its units of local government in the development and implementation of integrated resource management programs for the Mississippi River Corridor in order to assure orderly public and private development in the area", and

WHEREAS, Congress established a Mississippi River Coordinating Commission to assist authorities in developing and implementing an integrated resource management plan for the river corridor with the intent of coordinating local government activities in managing the river, and

WHEREAS, Congress, in the enabling legislation, charged the Commission to recognize existing economic activities on the Mississippi River, including barge transportation and fleeting, and those indigenous industries, and commercial and residential developments which are consistent with the findings and purposes of the act, and

WHEREAS, maintaining historical, recreational, scenic, cultural, natural, economic, and scientific resource values of the river are important to maintaining the quality of life in Washington County, and

WHEREAS, the river and its adjacent lands presently are home to a mix of residential, business, industrial, and recreational endeavors, and

September 1, 1992

WHEREAS, collectively, the industries and businesses located along the river are large tax payers and employers in Washington County that contribute to the economic well-being of the county and its local communities, and

WHEREAS, there are many governmental agencies that presently manage some aspect of the river and its adjacent corridor,

NOW, THEREFORE, BE IT RESOLVED, by the Washington County Board of Commissioners that the Mississippi River Coordinating Commission and the National Park Service staff develop a plan that provides for a balance of interests and retains the multiple use nature of the corridor.

BE IT FURTHER RESOLVED, that the existing land uses be recognized and that existing property owners have the ongoing right to maintain, replace, and enhance existing structures and facilities within the framework of city, township, county, and state regulations.

BE IT FURTHER RESOLVED, that a thorough examination of the impacts of the proposed management plan on the local economy be conducted.

BE IT FURTHER RESOLVED, that the proposed management framework streamline the bureaucratic process by building on existing governmental responsibilities, not enlarge it by creating a new management entity.

- 2. Approval of contract with Sue Ladwig for legislative representation in the amount of \$20,600.
- 3. Approval of the following abatement applications:

<u>Type</u>	<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
Hmstd	81875-2850	Trimble, Shelly, & Barry	\$1,331.90
Hmstd	38125-0632	Colvin, Jocelyn	157.28
Hmstd	69585-0207	Schoer, Wesley	55.86
Deed/Cons	10692-3550	Cummins, Gervais & Assoc.	203.00

- 4. Adoption of **Resolution No. 92-117** as follows:

Appropriation for County Extension Work

BE IT RESOLVED, that the sum of \$266,500 be set apart from the General Revenue Fund and appropriated subject to the order of the Dean and Director of the Minnesota Extension Service of the University of Minnesota for the support of county extension work in Washington County for the year beginning January 1, 1992, in accordance with Minnesota Statute, Sections 38.33 - 38.38, 1990.

September 1, 1992

5. Approval of Employee Right to Know Program description and authorization for inclusion in County Policy Manual for county-wide distribution.
6. Approval of amendment to agreement between Washington County and Short-Elliott-Hendrickson, Inc. for highway improvements to County Road 64 in the amount of \$10,800.
7. Approval of professional services agreement with Maier-Stewart & Associates for preparation of construction plans for CSAH 29 turnback project. Execution of this agreement is requested. Total cost of services not to exceed \$5,000.
8. Approval of the plat of West Lakeland Hills First Addition, Lakeland Township.
9. Bids were received for Electrostatic Plotter as follows:

Quannon CAD Systems, Inc.	\$40,399.00
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Calcomp, Inc.	\$40,802.00
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Adoption of **Resolution No. 92-118** as follows:

Award of Contract of Electrostatic Plotter to  
Quannon CAD Systems, Incorporated

WHEREAS, in order to facilitate construction to be done within the scope of the Electrostatic Plotter, the County solicited bids for this project; and

WHEREAS, bids were opened on August 10, 1992, with Quannon CAD Systems, Incorporated being the lowest responsible bidder;

NOW, THEREFORE BE IT RESOLVED, that the bid of Quannon CAD Systems, Incorporated be accepted and the County enter into a contract with Quannon CAD Systems, Incorporated under the terms and conditions set forth in the bid specification documents; and

BE IT FURTHER RESOLVED, that the contract between the County and Quannon CAD Systems, Incorporated may be executed through the signatures of the Chairman of the Washington County Board of Commissioners and the Washington County Administrator without further action of the County Board conditioned upon compliance with all bid specification requirements and approval as to form by the Washington County Attorney's Office.

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners authorizes payment in the amount of \$40,399.

The foregoing Consent Calendar was unanimously adopted.

September 1, 1992

**PUBLIC HEALTH DEPARTMENT**

Commissioner Hauser moved to adopt **Resolution No. 92-119** as follows:

Shrub and Tree Waste

WHEREAS, the Minnesota Legislature amended the Waste Management Act to add shrub and tree waste to the types of yard waste prohibited from being mixed or disposed with other waste; and

WHEREAS, Minnesota Statutes §115A.931 provides that the Minnesota Pollution Control Agency (MPCA) may authorize an exception to the prohibition on yard waste management; and

WHEREAS, the Washington County Public Health Department's research has shown that the majority of shrub and tree waste generated in Washington County is not managed through resource recovery, and that a ban on disposing of shrub and tree waste through resource recovery could lead to increased illegal dumping and burning, and a disruption of the waste collection system; and

WHEREAS, Ramsey County has requested that Washington County and the Ramsey/Washington County Resource Recovery Project Board support its request for a waiver from the MPCA.

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners authorizes the Chair of the County Board to sign documents requesting from the MPCA a variance in the prohibition on shrub and tree waste for households in Washington County.

Commissioner Hegberg seconded the motion and it was adopted unanimously.

**GENERAL ADMINISTRATION****Canvass Board Appointments for Primary and General Elections**

Commissioner Evert moved to appoint Commissioners Hegberg and McMullen to the September 18, 1992, primary election Canvass Board. Commissioner Hauser seconded the motion and it was adopted unanimously.

Commissioner Hauser moved to appoint Commissioner McMullen to the November 6, 1992, general election Canvass Board. Commissioner Hegberg seconded the motion and it was adopted unanimously.

**Board Correspondence**

Board Correspondence was received and placed on file.



September 1, 1992

**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. The meeting adjourned at 9:10 a.m.

**BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration to discuss options for reuse of the Sheriff's department area upon relocation to the Law Enforcement Center. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners McMullen, Evert, Scheel, Hauser, and Hegberg. Staff present were Charles Swanson, Virginia Erdahl, Bob Lockyear, Brendan McLaughlin, Jim Trudeau, Randy Hill, Don McGlothlin, Russ Reetz, Richard Arney, Sue Fennern and Don Wisniewski.

**BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration to discuss the 1993 proposed budget. No business was conducted and the public was welcome to attend. Present for the workshop session were Commissioners McMullen, Evert, Scheel, Hauser, and Hegberg. Staff present were Charles Swanson, Virginia Erdahl, Brendan McLaughlin, Richard Arney, Don Wisniewski, Mary McGlothlin, Jim Trudeau, Don McGlothlin, John Franzen, Jim Wells, Jim Schug, and Robert Butler.



Donald G. Scheel, Chairman  
County Board

Attest:



Charles J. Swanson  
County Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**SEPTEMBER 8, 1992**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center. Present were Commissioners, Evert, Scheel, Hauser, and Hegberg. Commissioner McMullen, Absent. Chairman Scheel presided. Staff present Charles Swanson, County Administrator; Virginia Erdahl, Deputy Administrator; Richard Arney, County Attorney; Dick Stafford, Auditor-Treasurer; Don Wisniewski, Public Works Director; Jack Perkovich, Public Works; Don Theisen, Public Works; Mary McGlothlin, Public Health Director; Doug Ryan, Public Health Department; Al Goodman, Public Health Department; Judy Arends, Public Health Department; Eric Magee, Public Health Department; Jim Schug, Community Services Director; Russ Reetz, Court Services Director; Brendan McLaughlin, Budget and Policy Analyst; and Jeff Hanson, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner Evert moved, seconded by Commissioner Hauser to adopt the following Consent Calendar:

1. Approval of the August 25 and September 1, 1992 Board meeting minutes.
2. Approval of on/sale non-intoxicating malt liquor license for Scandia Taco Daze, September 19, 1992.
3. Approval to transfer \$20,500 from 1045-6502 to 1045-6995, for purchase of small bar code printer.
4. Approval to publish and distribute notice of County's intent to issue request for proposals for contractual provision of nursing, home health aide, homemaker, personal care attendants, nursing, adult day care services, assisted living services, companion services, independent living services, case management and supplies and equipment to eligible County residents.
5. Approval of severance pay for John D. Nelson, Public Works Department, per section 5.10 of the Personnel Rules and Regulations.
6. Adoption of **Resolution No. 92-120** as follows:

1993 Fee Schedule  
 Environment and Land Use Division

WHEREAS, the Washington County Public Health Department provides services to the community in the form of licensing and permits, professional consultation and direct services; and

September 8, 1992

WHEREAS, Minnesota Statutes and adopted Washington County Ordinances allow for the collection of fees for services delivered; and

WHEREAS, Minnesota Statute 400.08 authorizes counties to assess a Solid Waste Management Service Charge; and

WHEREAS, the Public Health Department has prepared fee schedules for the year 1993 that are consistent with Board policy;

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners hereby adopts the 1993 fee schedule contained in the August 26, 1992, memo from the Public Health Department; and

BE IT FURTHER RESOLVED that the \$27.00 per parcel Solid Waste Management Service Charge is hereby certified to the Auditor-Treasurer to be applied to each parcel included in Attachment A, and that the fee shall be billed on the Payable 1993 tax statement and shall be processed in the same manner as an assessment.

1992 Solid Waste Management Service Fee Assessment Codes

Assessment Codes which have been approved by the County Board to be charged include:

101	233	918
108	234	920
151	235	921
201	236	931
202	237	941
204	238	942
205	239	952
208	240	953
210	241	954
217	901	955
221	902	956
222	904	957
230	915	963
231	916	
232	917	

Assessment Codes which WILL NOT be charged the fee, as approved by the County Board, include:

111	441	951
250	442	959
251	443	960
260	444	961
262	445	962
421	447	964
422	449	965
431	900	966
433	911	967
435		

September 8, 1992

7. Adoption of **Resolution No. 92-121** as follows:

Grant Agreement with Metropolitan Council  
Cost Reimbursement Related to Well Abandonment  
at Inventory Landfill Site G, Lake Elmo

WHEREAS, Section 87, 1991 Minnesota Laws Chapter 337 allows counties engaged in environmental analyses of solid waste disposal sites to use proceeds of the Metropolitan Council's solid waste bonds for sealing monitoring wells and other measures to restore candidate sites for productive use; and

WHEREAS, Washington County was involved in the preparation of an environmental impact statement for inventory Site G as of January 1, 1989; and

WHEREAS, well abandonment is authorized under the agreement between Washington County and Donohue & Associates, Inc., executed on October 1, 1988; and

WHEREAS, SEC Donohue has prepared bid specifications and obtained competitive bids for well abandonment at Site G; and

WHEREAS, Washington County has requested funding for well abandonment at Site G and submitted bid specifications and a work plan to the Metropolitan Council; and

WHEREAS, the Metropolitan Council has drafted a grant agreement with Washington County for restoration at Site G.

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners hereby approves the execution of the grant agreement between the Metropolitan Council and Washington County for candidate solid waste disposal facility site restoration work.

8. Approval of special project contract for the position of sign shop worker in the Public Works Department from September 7 through September 25, 1992.

9. Approval of plat of West Lakeland Hills Second Addition, West Lakeland Township.

The foregoing Consent Calendar was adopted unanimously; Commissioner McMullen absent.

**PUBLIC HEALTH DEPARTMENT**

Commissioner Evert moved to table the matter of the rezoning request by Charles Hooley to next week. Commissioner Hegberg seconded the motion and it was adopted unanimously; Commissioner McMullen absent.

September 8, 1992

**KENNETH SOVEREIGN, CITIZEN, LAKE ELMO**

Ken Sovereign, citizen, representing the Tri Lakes Association, spoke to the Board requesting that the implementation date for paved shoulders along CSAH 13 be moved from 1993 to 1992.

After discussion, Don Wisniewski, Public Works Director, was directed to identify this project as a priority for early 1993.

**GENERAL ADMINISTRATION****Proposed 1993 Budget**

Commissioner Hauser moved to adopted Resolution No. 92-122 as follows:

**RESOLUTION ADOPTING THE  
WASHINGTON COUNTY BUDGET  
BUDGET for PAYABLE 1993**

<u>OPERATING FUNDS</u>	<u>EXPENDITURES</u>	<u>REVENUE OTHER THAN LEVY</u>	<u>FUND BALANCE INC./(DEC.)</u>	<u>LEVY</u>
GENERAL GOVERNMENT	43,480,200	22,452,300	217,900	21,245,800
SOCIAL SERVICES	22,074,500	12,605,600	0	9,468,900
PUBLIC WORKS - ROAD & BRIDGE	8,153,100	5,252,400	0	2,900,700
PUBLIC WORKS - PARKS	725,500	382,100	(343,400)	0
REGIONAL RAIL AUTHORITY	22,400	0	(22,400)	0
LIBRARY	2,914,900	147,800	(111,000)	2,656,100
RESOURCE RECOVERY PROJECT	0	90,000	90,000	0
DEBT SERVICE - COUNTY FUNDS	7,567,900	3,832,800	(154,900)	3,580,200
DEBT SERVICE - LIBRARY FUND	179,600	6,600	0	173,000
DEBT SERVICE - VALLEY BRANCH WATERSHED	0	0	0	0
<b>TOTAL OPERATING BUDGET</b>	<b>85,118,100</b>	<b>44,769,600</b>	<b>(323,800)</b>	<b>40,024,700</b>
<u>CAPITAL FUNDS</u>				
C.I.P. BOND PROJECTS	2,916,500	700,000	(2,216,500)	0
BIG MARINE RESERVE PARK	500,000	500,000	0	0
HISTORIC COURTHOUSE RESTORATION	46,000	36,000	(10,000)	0
LAW ENFORCEMENT CENTER	596,500	0	(596,500)	0
COURTHOUSE ADDITION -- (CAPITAL ASSET NOTES)	0	32,600	32,600	0
TOTAL CAPITAL PROJECTS	4,059,000	1,268,600	(2,790,400)	0
<b>TOTAL BUDGET</b>	<b>89,177,100</b>	<b>46,038,200</b>	<b>(3,114,200)</b>	<b>40,024,700</b>

Commissioner Evert seconded the motion and it was adopted unanimously. Commissioner McMullen absent.

September 8, 1992

**Certifying Proposed 1993 Property Tax Levy to the Auditor-Treasurer**

Commissioner Hauser moved to adopt **Resolution No. 92-123** as follows:

Certifying Proposed Property Tax Levy for  
Washington County for Payable 1993

The Washington County Board of Commissioners does hereby certify to the Washington County Auditor-Treasurer the following proposed property tax levies for payable 1993:

Washington County	\$40,024,700
Washington County HRA	750,000

Commissioner Hegberg seconded the motion and it was adopted unanimously; Commissioner McMullen absent.

**Board Correspondence**

Board correspondence was received and placed on file.

Commissioner Hegberg indicated that there will be a Regional Rail Meeting on October 6, 1992, concerning Highway 61 right of way.


Commissioner Evert updated the Board concerning AMC Board and dues restructuring.

**ADJOURNMENT**

There being no further business to come before the Board Commissioner Hegberg moved to adjourn, seconded by Commissioner Evert and it was adopted unanimously. The Board meeting adjourned at 9:45 a.m.



Donald G. Scheel, Chairman  
County Board

Attest:   
Charles J. Swanson  
County Administrator



**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
SEPTEMBER 15, 1992**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center. Present were Commissioners, Evert, McMullen, Scheel, and Hegberg. Commissioner Hauser absent. Chairman Scheel presided. Staff present were Charles Swanson, County Administrator; Richard Arney, County Attorney; John Devine, Controller; John Franzen, Recorder; Mary McGlothlin, Public Health Director; Doug Ryan, Public Health Division Manager; Jack Perkovich, Public Works Department; Richard Stafford, Auditor-Treasurer; Jim Schug, Community Services Director; 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 annual Accounting and Budgeting report for 1991.
2. Approval of the Appendix A of the Data Practices Manual listing fees charged by the departments for various types of data.
3. Approval of mental health emergency services grant application to expand capacity of the local crisis intervention services and to accommodate increased mental health service demands from the new jail.
4. Approval of amendments to the employee suggestion program.
5. Adoption of **Resolution No. 92-124** as follows:

Ramsey/Washington County  
Resource Recovery Project 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; and

WHEREAS, The Ramsey and Washington County Resource Recovery Project Board recommends a tipping fee of \$66.79 per ton, effective January 1, 1993 through December 31, 1993;

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby approves the tipping fee of \$66.79 per ton, effective January 1, 1993 through December 31, 1993;

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BE IT FURTHER RESOLVED, that this fee shall remain constant unless there are increases imposed by federal, state or local governmental units. These increases may be passed directly on to haulers without a ninety (90) day notice. (See Resolution 89-RR-10, May 22, 1989).

6. Adoption of **Resolution No. 92-125** as follows:

Ramsey/Washington County  
Resource Recovery Project 1993 Budget

WHEREAS, The Ramsey and Washington County Resource Recovery Project Board shall prepare and submit an annual budget for Ramsey and Washington County Board approval; and

WHEREAS, The Resource Recovery Project Board Ad Hoc Committee on Finance met on August 13, 1992, to review and make recommendations on the Project's budget; and

WHEREAS, The Ad Hoc Committee on Finance forwarded the budget with its recommendations to the Resource Recovery Project Board; and

WHEREAS, The Ramsey/Washington County Resource Recovery Project Board reviewed the recommendations of the Ad Hoc Committee on Finance and moved that the Resource Recovery Project Board recommend adoption of the Project's budget by the Ramsey and Washington County Boards; and

WHEREAS, The Ramsey/Washington County Resource Recovery Project Board budget is financed from a portion of the tipping fee at the Newport Facility;

NOW, THEREFORE, BE IT RESOLVED, That the Washington County Board of Commissioners hereby approves the Resource Recovery Project's 1993 Operating Budget as follows:

58111	Administration	\$406,145
58112	Project Cost	73,860
58113	Service Fee	<u>0</u>
		\$480,005

7. Adoption of **Resolution No. 92-126** as follows:

Rezoning Request by Charles Hooley

WHEREAS, Charles Hooley has submitted an application to rezone approximately 77 acres of land located in Section 7, Township 29 North, Range 20 West, Baytown Township from Agricultural (A-1) to Residential (R-1); and

WHEREAS, a majority of the property is presently subject to the Washington County Shoreland Management Ordinance;

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WHEREAS, the rezoning would authorize an increase in density of approximately nine (9) lots over and above the density presently authorized; and

WHEREAS, Baytown Township has approved the rezoning request; and

WHEREAS, a change to R-1 zoning would be consistent with the surrounding land use and is consistent with the pattern of development for the area.

NOW, THEREFORE, BE IT RESOLVED, that the rezoning request of Charles Hooley be granted; and

BE IT FURTHER RESOLVED, that the Washington County Administrator shall cause to be published an amendment to the Zoning Ordinance, placing the following described property in an R-1 zoning district:

That part of the North Half of the Southeast Quarter (N 1/2 of SE 1/4) of Section 7, Township 29 North, Range 20 West, lying easterly of the following described line; commencing at the center of said Section 7; thence north 89 degrees 33 minutes 30 seconds east along the north line of said North Half of the Southeast Quarter a distance of 188.00 feet to the point of beginning of the line to be described; thence south 11 degrees 43 minutes west 829.30 feet; thence north 89 degrees 33 minutes 30 seconds east 80.00 feet; thence south parallel with the west line of said North Half of the Southeast Quarter 500 feet more or less to the south line of said North Half of the Southeast Quarter and said line there terminate. Containing about 77 acres, more or less.

#### ZONING ORDINANCE AMENDMENT

#### WASHINGTON COUNTY ORDINANCE NO. 101

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 Residential (R-1) Zoning District:

That part of the North Half of the Southeast Quarter (N 1/2 of SE 1/4) of Section 7, Township 29 North, Range 20 West, lying easterly of the following described line; commencing at the center of said Section 7; thence north 89 degrees 33 minutes 30 seconds east along the north line of said North Half of the Southeast Quarter a distance of 188.00 feet to the point of beginning of the line to be described; thence south 11 degrees 43 minutes west 829.30 feet; thence north 89 degrees 33 minutes 30

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seconds east 80.00 feet; thence south parallel with the west line of said North Half of the Southeast Quarter 500 feet more or less to the south line of said North Half of the Southeast Quarter and said line there terminate. Containing about 77 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 15th day of September, 1992.

8. Adoption of **Resolution No. 92-127** as follows:

Emergency Management Grant  
Radiological Emergency Preparedness

WHEREAS, the Radiological Emergency Preparedness Program is administered by the State of Minnesota, through its Department of Public Safety, Division of Emergency Management; and

WHEREAS, Washington County has applied for and entered into agreement number 07200-48385-01 for financial assistance related to training and equipment for response to a radiological emergency; and

WHEREAS, Phillip McMullen, Board Vice-Chairman and Charles Swanson, County Administrator are authorized to execute the terms of the contract and thereby act on behalf of Washington County for all contractual obligations contained therein.

NOW, THEREFORE BE IT RESOLVED THAT Washington County fully agrees to the terms of the contract and with the passage of this resolution, officially requests the Division of Emergency Management to enforce the contract in accordance with the applicable rules and regulations.

9. Approval to execute a Joint Powers Agreement between Washington and Ramsey Counties - repair of cold in place bituminous recycling and overlay to CSAH 27 in the amount of \$31,500.

10. Adoption of **Resolution No. 92-128** as follows:

Minnesota Trail Assistance Program Agreement

WHEREAS, Washington County has developed ski trail systems in Pine Point Park, Lake Elmo Park Reserve, and Cottage Grove Ravine Park;

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NOW, THEREFORE BE IT RESOLVED, that any State grants and aids for the described trails be directed to Washington County and applications made therefore by said County, and;

BE IT FURTHER RESOLVED, that the Chairman of the Washington County Board of Commissioners and Administrator of Washington County be authorized to sign the Minnesota Trail Assistance Program Agreement.

11. Approval to solicit proposals for snow removal and ice control services for the Government Center parking lots, parking ramp and service roads to the Law Enforcement Center in the approximate cost of \$45,000.
12. Information only - Recorder fees for the month of August, 1992.
13. Approval of the Plat of Masterman Estates, 2nd addition.
14. Bids were received for medical X-Ray equipment for the jail as follows:

Mithun-Oliver X-Ray	\$27,685.22
Minneapolis, MN	

Adoption of **Resolution No. 92-129** as follows:

Award of Contract for Supply, Delivery and  
Installation of Medical X-Ray Equipment for  
the Jail to Mithun-Oliver X-Ray

WHEREAS, in order to supply the Washington County L.E.C. Jail with Medical X-Ray Equipment, the County solicited bids for this project; and

WHEREAS, bids were opened on July 29, 1992, with the Mithun-Oliver X-Ray Co. being the lowest responsible bidder;

NOW, THEREFORE BE IT RESOLVED, that the bid of Mithun-Oliver X-Ray Co. be accepted and the County enter into a contract with the Mithun-Oliver X-Ray co. under the terms and conditions set forth in the bid specification documents; and,

BE IT FURTHER RESOLVED, that the contract between the County and Mithun-Oliver X-Ray Co. may be executed through the signatures of the Chairman of the Washington County Board of Commissioners and the Washington County Administrator without further action of the County Board condition upon compliance with all bid specification requirements and approval as to form by the Washington County Attorney's Office.

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners authorizes payment in the amount of \$27,685.22.

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The foregoing Consent Calendar was adopted unanimously; Commissioner Hauser absent.

**SHERIFF'S OFFICE**

Commissioner Hegberg moved to approve the contract addendum for previously approved dental equipment contract with Sullivan Dental Co., to substitute analgesia system and delete purchase of film processor, thus saving the county \$7,530. Commissioner McMullen seconded the motion and it was adopted unanimously; Commissioner Hauser absent.

**ACCOUNTING AND BUDGETING**

**Sale of 1992 Refunding Bonds**

Bids were received for the sale of \$19,325,000 General Obligation Refunding Bonds, Series 1992A as follows:

<u>Bidder</u>	<u>True Interest Rate</u>
Griffin, Kubik, Stephens & Thompson Inc.	5.8672%
Dain Bosworth Incorporated	5.8987%
Painewebber Incorporated	5.9329%

Commissioner McMullen moved to adopt **Resolution No. 92-130** as follows:

A RESOLUTION AWARDING THE SALE OF \$19,325,000  
GENERAL OBLIGATION REFUNDING BONDS, SERIES 1992A;  
FIXING THEIR FORM AND SPECIFICATIONS;  
DIRECTING THEIR EXECUTION AND DELIVERY;  
PROVIDING FOR THEIR PAYMENT; PROVIDING FOR THE  
ESCROWING AND INVESTMENT OF THE PROCEEDS THEREOF;  
AND PROVIDING FOR THE REDEMPTION OF  
BONDS REFUNDED THEREBY.

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

Section 1. Sale of Bonds.

1.01. The proposal of Griffin, Kubik, Stephens, & Thompson, Inc. (Purchaser) to purchase \$19,325,000 General Obligation Refunding Bonds, Series 1992A (Bonds) of the County described in the Terms of Proposal thereof is determined to be the best proposal received and is accepted, the proposal being to purchase the Bonds at a price of \$19,073,775 plus accrued interest to date of delivery, for Bonds bearing interest as follows:



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<u>Year of Maturity</u>	<u>Interest Rate</u>	<u>Year of Maturity</u>	<u>Interest Rate</u>
1997	5.10%	2003	5.50%
1998	5.20	2004	5.60
1999	5.20	2005	5.70
2000	5.20	2006	5.80
2001	5.30	2007	5.90
2002	5.40	2010	5.90

Net effective interest rate: 5.837 %

1.02. The sum of \$0 being the amount bid by the Purchaser in excess of \$19,073,775 is credited to the Escrow Account hereinafter created, or designated to pay costs of issuance of the Bonds, as the case may be. The County Auditor-Treasurer is directed to retain the good faith check of the Purchaser, pending completion of the sale of the Bonds, and to return the good faith checks of the unsuccessful bidders forthwith. The Chairman and County Administrator are directed to execute a contract with the Purchaser on behalf of the County.

1.03. The County will forthwith issue and sell the Bonds in the total principal amount of \$19,325,000, originally dated October 1, 1992, in the denomination of \$5,000 each or any integral multiple thereof, numbered No. R-1, upward, bearing interest as above set forth, and which mature serially on February 1 in the years and amounts as follows:

<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
1997	\$ 125,000	2003	\$1,475,000
1998	125,000	2004	1,550,000
1999	125,000	2005	1,650,000
2000	1,375,000	2006	1,750,000
2001	1,450,000	2007	1,850,000
2002	1,525,000	2010	6,325,000

1.04. Optional Redemption. The County may elect on February 1, 2002 and on any date thereafter to prepay Bonds maturing on or after February 1, 2003. Redemption may be in whole or in part of the Bonds subject to prepayment. If redemption is in part, such redemption shall be at the option of the County and in such order as the County shall determine. If only part of the Bonds having a common maturity date are called for prepayment the specific Bonds to be prepaid will be chosen by lot by the Registrar. All payments will be at a price of par plus accrued interest.

1.05. Mandatory Redemption of Term Bonds. The Bonds maturing on February 1, 2010 are subject to mandatory redemption by the County at a redemption price equal to the principal amount being redeemed, on the following dates and in the following amounts:

<u>Date (February 1)</u>	<u>Amount</u>
2008	\$1,975,000
2009	2,100,000
2010 (maturity)	2,250,000

## Section 2. Registration and Payment.

2.01. Registered Form. The Bonds shall be issued only in fully registered form. The interest thereon and, upon surrender of each Bond, the principal amount thereof, is payable by check or draft issued by the Registrar described herein.

2.02. Dates; Interest Payment Dates. Each Bond will be dated as of the last interest payment date preceding the date of authentication to which interest on the Bond has been paid or made available for payment, unless (i) the date of authentication is an interest payment date to which interest has been paid or made available for payment, in which case such Bond shall be dated as of the date of authentication, or (ii) the date of authentication is prior to the first interest payment date, in which case such Bond will be dated as of the date of original issue.

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The interest on the Bonds is payable on February 1 and August 1 of each year, commencing February 1, 1993, to the owner of record thereof as of 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 will appoint, and shall maintain, a bond registrar, transfer agent, authenticating agent and paying agent (Registrar). The effect of registration and the rights and duties of the County and the Registrar with respect thereto are as follows:

(a) Register. The Registrar must keep at its principal corporate trust office a bond register in which the Registrar provides 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 for transfer of a 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 will authenticate and deliver, in the name of the designated transferee or transferees, one or more new Bonds of a like aggregate principal amount and maturity, as requested by the transferor. The Registrar may, however, close the books for registration of any transfer after the fifteenth day of the month preceding each interest payment date and until such interest payment date.

(c) Exchange of Bonds. When Bonds are surrendered by the registered owner for exchange the Registrar will authenticate and deliver one or more new Bonds of a like aggregate principal amount and maturity, as requested by the registered owner or the owner's attorney in writing.

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

(e) Improper or Unauthorized Transfer. When a Bond is presented to the Registrar for transfer, the Registrar may refuse to transfer the Bond until the Registrar is satisfied that the endorsement on the Bond or separate instrument of transfer is valid and genuine and that the requested transfer is legally authorized. The Registrar will incur no liability for the 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 a Bond is registered in the bond register as the absolute owner of the Bond, whether the Bond is overdue or not, for the purpose of receiving payment of, or on account of, the principal of and interest on the Bond and for all other purposes, and payments so made to a registered owner or upon the owner's order will be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

(g) Taxes, Fees and Charges. For a 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 the transfer or exchange.

(h) Mutilated, Lost, Stolen or Destroyed Bonds. If a Bond becomes mutilated or is destroyed, stolen or lost, the Registrar will deliver a new Bond of like amount, number, maturity date and tenor in exchange and substitution for and upon cancellation of the mutilated Bond or in lieu of and in substitution for any Bond destroyed, stolen or lost, upon the payment of the reasonable expenses and charges of the Registrar in connection therewith; and, in the case of a Bond destroyed, stolen or lost, upon filing with the Registrar of evidence satisfactory to it that the Bond was destroyed, stolen or lost, 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 and as provided by law, in which both the County and the Registrar must be named as obligees. Bonds so surrendered to the Registrar will be cancelled by the Registrar and evidence of such cancellation must be given to the County. If the mutilated, destroyed, stolen or lost Bond has already matured or been called for redemption in accordance with its terms it is not necessary to issue a new Bond prior to payment.

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(i) Redemption. In the event any of the Bonds are called for redemption, notice thereof identifying the Bonds to be redeemed will be given by the Registrar by mailing a copy of the redemption notice by first class mail (postage prepaid) not more than 60 and not less than 30 days prior to the date fixed for redemption to the registered owner of each Bond to be redeemed at the address shown on the registration books kept by the Registrar. Failure to give notice by publication or by mail to any registered owner, or any defect therein, will not affect the validity of any proceeding for the redemption of Bonds. Bonds so called for redemption will cease to bear interest after the specified redemption date, provided that the funds for the redemption are on deposit with the place of payment at that time.

2.04. Appointment of Initial Registrar. The County appoints First Trust National Association, St. Paul, Minnesota, as the initial Registrar. The Chairman 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 is 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 the Registrar upon 30 days' notice and upon the appointment of a successor Registrar, in which event the predecessor Registrar must deliver all cash and Bonds in its possession to the successor Registrar and must deliver the bond register to the successor Registrar. On or before each principal or interest due date, without further order of this Board, the Controller must transmit to the Registrar moneys sufficient for the payment of all principal and interest then due.

2.05. Execution, Authentication and Delivery. The Bonds will be prepared under the direction of the County Auditor-Treasurer and executed on behalf of the County by the signatures of the Chairman, County Administrator and County Auditor-Treasurer, provided that all signatures may be printed, engraved or lithographed facsimiles of the originals. In case any officer whose signature or a facsimile of whose signature appears on the Bonds ceases to be such officer before the delivery of any Bond, such signature or facsimile will nevertheless be valid and sufficient for all purposes, the same as if the officer had remained in office until delivery. Notwithstanding such execution, a Bond will not 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 the 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 is conclusive evidence that it has been authenticated and delivered under this Resolution. When the Bonds have been so prepared, executed and authenticated, the County Auditor-Treasurer shall deliver the same to the Purchaser upon payment of the purchase price in accordance with the contract of sale heretofore made and executed, and the Purchaser is not obligated to see to the application of the purchase price.

2.06. Temporary Bonds. The County may elect to deliver in lieu of printed definitive Bonds one or more typewritten temporary Bonds in substantially the form set forth in Section 3 with such changes as may be necessary to reflect more than one maturity in a single temporary bond. Upon the execution and delivery of definitive Bonds the temporary Bonds will be exchanged therefor and cancelled.

### Section 3. Form of Bond.

3.01. The Bonds will be printed in substantially the following form:

[Face of the Bond]

UNITED STATES OF AMERICA  
STATE OF MINNESOTA  
COUNTY OF WASHINGTON



September 15, 1992

GENERAL OBLIGATION REFUNDING BOND, SERIES 1992A

<u>Rate</u>	<u>Maturity</u>	<u>Date of Original Issue</u>	<u>CUSIP</u>
		October 1, 1992	
No.			\$ _____

The County of Washington, Minnesota (County), a duly organized and existing political subdivision of the State of Minnesota, acknowledges itself to be indebted and for value received promises to pay to

or registered assigns, the principal sum of \$ \_\_\_\_\_ on the maturity date specified above, with interest thereon from the date hereof at the annual rate specified above, payable February 1 and August 1 in each year, commencing February 1, 1993, to the person in whose name this Bond is registered at the close of business on the fifteenth day (whether or not a business day) of the immediately preceding month. The interest hereon and, upon presentation and surrender hereof, the principal hereof are payable in lawful money of the United States of America by check or draft by First Trust National Association, St. Paul, Minnesota, as Bond Registrar, Paying Agent, Transfer Agent and Authenticating Agent, or its designated successor under the Resolution described herein. For the prompt and full payment of such principal and interest as the same respectively become due, the full faith and credit and taxing powers of the County have been and are hereby irrevocably pledged.

The County may elect on February 1, 2002, and on any date thereafter, to prepay Bonds of this issue maturing on or after February 1, 2003. Redemption may be in whole or in part of the Bonds subject to prepayment. If redemption is in part, such redemption shall be at the option of the County and in such order as the County shall determine. If only part of the Bonds having a common maturity date are called for prepayment the specific Bonds to be prepaid will be chosen by lot by the Registrar. All prepayments shall be at a price of par plus accrued interest.

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

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

IN WITNESS WHEREOF, the County of Washington, Minnesota, by its Board of Commissioners, has caused this Bond to be executed on its behalf by the facsimile signatures of the Chairman, County Administrator and County Auditor-Treasurer has caused this Bond to be dated as of the date set forth below.

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

COUNTY OF WASHINGTON, MINNESOTA

<u>(Facsimile)</u>	<u>(Facsimile)</u>	<u>(Facsimile)</u>
Chairman	County Administrator	County Auditor-Treasurer

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## CERTIFICATE OF AUTHENTICATION

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

FIRST TRUST NATIONAL  
ASSOCIATION, Saint Paul, Minnesota

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

[Reverse of the Bond]

This Bond is one of an issue in the aggregate principal amount of \$19,325,000 all of like original issue date and tenor, except as to number, maturity date, redemption privilege, and interest rate, all issued pursuant to a resolution adopted by the Board of Commissioners on September 15, 1992 (the Resolution), for the purpose of providing money to refund in advance of maturity and on the Redemption Date, as defined in the Resolution, a portion of certain general obligation bonds of the County, pursuant to and in full conformity with the Constitution and laws of the State of Minnesota, including Minnesota Statutes, Sections 475.67, Subdivision 13. The interest hereon is payable until the Redemption Date, primarily out of the Escrow Account and Debt Service Account in the County's Refunding Bonds, Series 1992A Debt Service Fund and after the Redemption Date from ad valorem taxes levied on all taxable property in the County as set forth in the Resolution to which reference is made for a full statement of rights and powers thereby conferred. The full faith and credit of the County are irrevocably pledged for payment of this Bond and the Board of Commissioners has obligated itself to levy additional ad valorem taxes on all taxable property in the County in the event of any deficiency in taxes pledged, which taxes may be levied without limitation as to rate or amount. The Bonds of this series are issued only as fully registered Bonds in denominations of \$5,000 or any integral multiple thereof of single maturities.

The Bonds maturing on February 1, 2010 are subject to mandatory redemption by the County at a redemption price equal to the principal amount being redeemed, on the following dates and in the following amounts:

<u>Date (February 1)</u>	<u>Amount</u>
2008	\$1,975,000
2009	2,100,000
2010 (maturity)	2,250,000

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 office of the Bond Registrar, by the registered owner hereof in person or by the owner's attorney duly authorized in writing upon surrender hereof together with a written instrument of transfer satisfactory to the Bond Registrar, duly executed by the registered owner or the owner's 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 for any tax, fee or governmental charge required to be paid with respect to such transfer or exchange.

The County and the Bond 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 Bond 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 preliminary 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 as so required, and that the issuance of this Bond does not cause the indebtedness of the County to exceed any constitutional or statutory limitation of indebtedness.

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(Form of certificate to be printed on the reverse side of each Bond, following a full copy of the legal opinion.)

I 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 the County of Washington, Minnesota, which includes the within Bond, dated as of the date of delivery of and payment for the Bonds.

(Facsimile Signature)  
County Administrator

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 applicable laws or regulations:

TEN COM -- as tenants in common	UNIF GIFT MIN ACT	Custodian
	(Cust)	(Minor)
TEN ENT -- as tenants by entireties		under Uniform Gifts or Transfers to Minors
JT TEN -- as joint tenants with right of survivorship and not as tenants in common	Act . . . . .	(State)

Additional abbreviations may also be used though not in the above list.

ASSIGNMENT

For value received, the undersigned hereby sells, assigns and transfers unto \_\_\_\_\_ the within Bond and all rights thereunder, and does hereby irrevocably constitute and appoint \_\_\_\_\_ attorney to transfer the said Bond on the books kept for registration of the within Bond, with full power of substitution in the premises.

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

Notice:       The assignor's signature to this assignment must correspond with the name as it appears upon the face of the within Bond in every particular, without alteration or any change whatever.

Signature Guaranteed:

\_\_\_\_\_

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

The Bond Registrar will not effect transfer of this Bond unless the information concerning the assignee requested below is provided.

Name and Address: \_\_\_\_\_  
\_\_\_\_\_

(Include information for all joint owners if this Bond is held by joint account.)

Please insert social security or other identifying number of assignee

\_\_\_\_\_

3.02. The County Administrator is authorized and directed to obtain a copy of the proposed approving legal opinion of Holmes & Graven, Chartered, Minneapolis, Minnesota, which is to be complete except as to dating thereof and



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cause the opinion to be printed on each Bond, together with a certificate to be signed by the facsimile signature of the Administrator in substantially the form set forth in the form of Bond. The Administrator is authorized and directed to execute the certificate in the name of the County upon receipt of the opinion and to file the opinion in the County offices.

#### Section 4. Bonds; Security; Escrow.

4.01. Funds and Accounts. For the convenience and proper administration of the moneys to be borrowed and repaid on the Bonds and the Refunded Bonds (as defined in the resolution providing for the issuance and sale of the Bonds), and to provide adequate and specific security for the Purchaser and holders from time to time of the Bonds and Refunded Bonds, there is hereby created a special fund to be designated the Refunding Bonds, Series 1992A Debt Service Fund (the Fund) to be administered and maintained by the Controller as a bookkeeping account separate and apart from all other funds maintained in the official financial records of the County. The Fund shall be maintained in the manner herein specified until all of the Refunded Bonds have been paid and until all of the Bonds and the interest thereon shall have been fully paid. There shall be maintained in the Fund two separate accounts, to be designated the Escrow Account and Debt Service Account.

(a) Escrow Account. The Escrow Account shall be maintained as an Escrow Account (Escrow Account) with First Trust National Association in Saint Paul, Minnesota, which is a suitable financial institution within the State, whose deposits are insured by the Federal Deposit Insurance Corporation, whose combined capital and surplus is not less than \$500,000 and said financial institution is hereby designated escrow agent (Escrow Agent) for the Escrow Account. All proceeds of the sale of the Bonds shall be received by the Escrow Agent and applied to fund the Escrow Account or to pay costs of issuing the Bonds. Proceeds of the Bonds not used to pay costs of issuance are hereby irrevocably pledged and appropriated to the Escrow Account, together with all investment earnings thereon. The Escrow Account shall be invested in securities maturing or callable at the option of the holder on such dates and bearing interest at such rates as shall be required to provide sufficient funds, together with any cash or other funds retained in the Escrow Account, to pay when due the interest to accrue on each Bond to and including February 1, 1996, and to pay interest on a designated portion of the Bonds to and including February 1, 1999 (Redemption Dates), all as more fully described on the hereinafter described Escrow Agreement, and to pay when due on the Redemption Dates the principal amount of each of the Refunded Bonds then outstanding. From the Escrow Account there shall be paid (i) all interest paid on, or to be paid on, or to accrue on, the Bonds to and including the respective Redemption Dates, and (ii) the principal of the Refunded Bonds due by reason of redemption on the Redemption Dates. The Escrow Account shall be irrevocably appropriated to the payment of the principal of and interest on the Bonds until the proceeds of the Bonds therein are applied to prepayment of the Refunded Bonds. The moneys in the Escrow Account shall be used solely for the purposes herein set forth and for no other purpose, except that any surplus in the Escrow Account may be remitted to the County, all in accordance with the Escrow Agreement (hereafter defined) by and between the County and the Escrow Agent. Any moneys remitted to the County upon termination of the Escrow Agreement shall be deposited in the Debt Service Account.

(b) Debt Service Account. To the Debt Service Account there is hereby pledged and irrevocably appropriated and there shall be credited: (i) any balance remitted to the County upon the termination of the Escrow Agreement; (ii) any balance remaining on February 2, 1996, in the Debt Service Fund created by the Board of Commissioners resolution authorizing the issuance and sale of the General Obligation Library Bonds, Series 1986 (Series 1986) (Refunded Bonds) and any balance remaining on February 2, 1999, in the Debt Service Fund created by the Board of Commissioners resolution authorizing the issuance and sale of the General Obligation Capital Improvement Bonds, Series 1989A (Series 1989A Refunded Bonds) (Prior Resolutions); (iii) any collections of all taxes hereafter levied for the payment of the Bonds and interest thereon; (iv) all investment earnings on funds in the Debt Service Account; (v) all taxes collected after the Redemption Date, pursuant to levies made in the Prior Resolution which levies shall not be cancelled except as permitted by Section 475.61, Subdivision 3 of the Act; (vi) accrued interest (if any) received upon delivery of the Bonds to the extent not required to fund the Escrow Account; and (vii) any and all other moneys which are properly available and are appropriated by the Board of

September 15, 1992

Commissioners to the Debt Service Account. The amount of any surplus remaining in the Debt Service Account when the Bonds and interest thereon are paid shall be used as provided in Section 475.61, Subdivision 4 of the Act.

4.02. The moneys in the Debt Service Account shall be used solely to pay the principal of and interest on the Bonds or any other bonds hereafter issued and made payable from the Fund. No portion of the proceeds of the Bonds shall be used directly or indirectly to acquire higher yielding investments or to replace funds which were used directly or indirectly to acquire higher yielding investments, except (i) for a reasonable temporary period until such proceeds are needed for the purpose for which the Bonds were issued, and (ii) in addition to the above, in an amount not greater than the lesser of five percent of the proceeds of the Bonds or \$100,000. To this effect, any proceeds of the Bonds and any sums from time to time held in the Fund (or any other County account which will be used to pay principal and interest to become due on the Bonds) in excess of amounts which under the applicable federal arbitrage regulations may be invested without regard as to yield shall not be invested at a yield in excess of the applicable yield restrictions imposed by the arbitrage regulations on such investments after taking into account any applicable temporary periods or minor portion made available under the federal arbitrage regulations. In addition, the proceeds of the Bonds and money in the Fund shall not be invested in obligations or deposits issued by, guaranteed by or insured by the United States or any agency or instrumentality thereof if and to the extent that such investment would cause the Bonds to be federally guaranteed within the meaning of Section 149(b) of the Internal Revenue Code of 1986, as amended (the Code).

4.03. General Obligation Pledge. For the prompt and full payment of the principal and interest on the Bonds, as the same respectively become due, the full faith, credit and taxing powers of the County shall be and are hereby irrevocably pledged. If the balance in the Escrow Account or Debt Service Account is ever insufficient to pay all principal and interest then due on the Bonds and any other bonds payable therefrom, the deficiency shall be promptly paid out of monies in the general fund of the County which are available for such purpose, and such general fund may be reimbursed with or without interest from the Escrow Account or Debt Service Account when a sufficient balance is available therein.

4.04. Pledge of Existing Tax Levies. (a) To provide moneys for payment of the principal and interest on the Bonds, there is hereby pledged to the payment of the Bonds the following taxes to be levied as direct annual ad valorem taxes to be spread upon the tax rolls and collected with and as part of other general property taxes in the County. Said levies are for the years and in the amounts as follows:

YearLevy

(See Attachment B)

(b) The tax levies are such that if collected in full they, together with estimated collections of investment earnings (and until the Redemption Date, all amounts in the Escrow Account) and other revenues herein pledged for the payment of the Bonds, will produce at least five percent in excess of the amount needed to meet when due the principal and interest payments on the Bonds. The tax levies shall be irrevocable so long as any of the Refunded Bonds and the Bonds are outstanding and unpaid, provided that the County reserves the right to reduce the levies in the manner and to the extent permitted by Section 475.61, Subdivision 3 of Minnesota Statutes, as amended.

4.05. Filing. The County Auditor-Treasurer is authorized and directed to file a certified copy of this resolution and to provide the certificate required by Section 475.63 of the Act.

#### Section 5. Refunding: Findings: Redemption of Refunded Bonds.

5.01. As of the date of delivery of and payment for the Bonds the proceeds of the Bonds, in the amount of \$19,073,775 plus accrued interest on the Bonds less necessary expenses of the issuance of the Bonds (Proceeds), together with other funds (Funds) in the amount of \$-0- are hereby pledged and appropriated and shall be deposited in the Escrow Account.



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5.02. It is hereby found and determined that the Proceeds and Funds available and appropriated to the Escrow Account will be sufficient, together with the permitted earnings on the investment of the Escrow Account, to pay interest on the Bonds through the Redemption Dates and to pay at maturity or redemption all of the principal of and redemption premium (if any) on the Refunded Bonds.

5.03. Securities purchased from the monies in the Escrow Account shall be limited to securities specified in Section 475.67, Subdivision 8 of the Act. Securities purchased for the Escrow Account shall be purchased simultaneously with the delivery of and payment for the Bonds. The Chairman and County Auditor-Treasurer are authorized and directed to purchase such securities.

5.04. The Series 1986 Refunded Bonds maturing on February 1, 1997 and thereafter shall be redeemed and prepaid on February 1, 1996. The Series 1989A Refunded Bonds maturing on February 1, 2000 and thereafter shall be redeemed and prepaid on February 1, 1999. The Refunded Bonds shall be redeemed and prepaid in accordance with their terms and in accordance with the terms and conditions set forth in the form of Notice of Call for Redemption attached hereto as Attachment A which terms and conditions are hereby approved and incorporated herein by reference.

5.05. Escrow Agreement. On or prior to the delivery of the Refunding Bonds, the Chairman, County Administrator and the Auditor-Treasurer are hereby authorized and directed to execute on behalf of the County an escrow agreement (Escrow Agreement) with the Escrow Agent in substantially the form now on file with the Administrator. All essential terms and conditions of the Escrow Agreement including payment by the County of reasonable charges for the services of the Escrow Agent, are hereby approved and adopted and made a part of this resolution, and the County covenants that it will promptly enforce all provisions thereof in the event of default thereunder by the Escrow Agent.

5.06. Defeasance. When all Bonds and all interest thereon, have been discharged as provided in this paragraph, all pledges, covenants and other rights granted by this resolution to the holders of the Bonds shall cease, except that the pledge of the full faith and credit of the County for the prompt and full payment of the principal of and interest on the Bonds shall remain in full force and effect. The County may discharge all Bonds which are due on any date by depositing with the Registrar on or before that date a sum sufficient for the payment thereof in full; 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 at any time discharge and defease the Bonds in their entirety by complying with the provisions of Section 475.67 of Minnesota Statutes, except that the funds deposited in escrow in accordance with said provisions may (to the extent permitted by law) but need not be, in whole or in part, proceeds of bonds as therein provided without the consent of any Bondholders.

#### Section 6. Authentication of Transcript.

6.01. The officers of the County are authorized and directed to prepare and furnish to the Purchaser and to the attorneys approving the Bonds, certified copies of proceedings and records of the County relating to the Bonds and to the financial condition and affairs of the County, and such other certificates, affidavits and transcripts as may be required to show the facts within their knowledge or as shown by the books and records in their custody and under their control, relating to the validity and marketability of the Bonds and such instruments, including any heretofore furnished, shall be deemed representations of the County as to the facts stated therein.

6.02. The Chairman and County Administrator are hereby authorized and directed to certify that they have examined the Official Statement prepared and circulated in connection with the issuance and sale of the Bonds and that to the best of their knowledge and belief the Official Statement is a complete and accurate representation of the facts and representations made therein as of the date of the Official Statement.

September 15, 1992

Section 7. Tax Covenant.

7.01. The County 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 (the Code), and the Treasury Regulations promulgated thereunder, in effect at the time of such actions, and that it will take or cause its officers, employees or agents to take, all affirmative action within its power that may be necessary to ensure that such interest will not become subject to taxation under the Code and applicable Treasury Regulations, as presently existing or as hereafter amended and made applicable to the Bonds.

7.02. The County will comply with requirements necessary under the Code to establish and maintain the exclusion from gross income of the interest on the Bonds under Section 103 of the Code, including without limitation requirements relating to temporary periods for investments, limitations on amounts invested at a yield greater than the yield on the Bonds, and the rebate of excess investment earnings to the United States.

7.03. The County further covenants not to use the proceeds of the Bonds or to cause or permit them or any of them to be used, in such a manner as to cause the Bonds to be "private activity bonds" within the meaning of Sections 103 and 141 through 150 of the Code.

ATTACHMENT A-1

## NOTICE OF CALL FOR REDEMPTION

\$1,500,000 GENERAL OBLIGATION LIBRARY BONDS, SERIES 1986  
WASHINGTON COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that, by order of the Board of Commissioners of Washington County, Minnesota, there have been called for redemption and prepayment on

February 1, 1996

all outstanding bonds of the County designated as General Obligation Library Bonds, Series 1986, dated June 1, 1986, having stated maturity dates of February 1 in the years 1997 through 2002, both inclusive, totalling \$820,000 in principal amount, and with the following CUSIP numbers:

<u>Year of Maturity</u>	<u>CUSIP</u>
1997	
1998	
1999	
2000	
2001	
2002	

The bonds are being called at a price of par plus accrued interest to February 1, 1996, on which date all interest on said bonds will cease to accrue. Holders of the bonds hereby called for redemption are requested to present their bonds for payment at the main office of Norwest Bank Minnesota, National Association, in the City of Minneapolis, Minnesota, on or before February 1, 1996.

Bondholders presenting their Bonds for payment must include their taxpayer identification number on Form W-9 to avoid withholding under the Interest and Dividend Compliance Act.

Dated: \_\_\_\_\_, 19\_\_

BY ORDER OF THE BOARD OF  
COMMISSIONERS

By /s/ Charles J. Swanson  
County Administrator  
Washington County, Minnesota

Further Information:

September 15, 1992

## ATTACHMENT A-2

## NOTICE OF CALL FOR REDEMPTION

\$24,800,000  
 GENERAL OBLIGATION CAPITAL IMPROVEMENT BONDS, SERIES 1989A  
 WASHINGTON COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that, by order of the Board of Commissioners of Washington County, Minnesota, there have been called for redemption and prepayment on

February 1, 1999

all outstanding bonds of the County designated as General Obligation Capital Improvement Bonds, Series 1989A, dated May 19, 1989, having stated maturity dates of February 1 in the years 2000 through 2010, both inclusive, totalling \$18,100,000 in principal amount, and with the following CUSIP numbers:

<u>Year of</u> <u>Maturity</u>	<u>CUSIP</u>	<u>Year of</u> <u>Maturity</u>	<u>CUSIP</u>
2000		2005	
2001		2006	
2002		2007	
2003		2008	
2004		2009	
		2010	

The bonds are being called at a price of par plus accrued interest to February 1, 1999, on which date all interest on said bonds will cease to accrue. Holders of the bonds hereby called for redemption are requested to present their bonds for payment at the main office of American National Bank and Trust Company, in the City of Saint Paul, Minnesota, on or before February 1, 1999.

Bondholders presenting their Bonds for payment must include their taxpayer identification number on Form W-9 to avoid withholding under the Interest and Dividend Compliance Act.

Dated: \_\_\_\_\_, 19\_\_

BY ORDER OF THE BOARD OF  
COMMISSIONERS

By /s/ Charles J. Swanson  
 County Administrator  
 Washington County, Minnesota

Further Information:

**Attachment B**

To be levied upon all of the taxable property in the County excluding the Cities of Bayport, Forest Lake, Newport and Stillwater for the General Obligation Library Bonds, Series 1986 portion of these Bonds:

175,529	1995	170,935	1998
168,835	1996	168,541	1999
162,010	1997	160,472	2000

To be levied upon all of the taxable property in the County for the General Obligation Capital Improvement Bonds, Series 1989A portion of these Bonds:

2,403,141	1998	2,450,517	2004
2,409,210	1999	2,448,942	2005
2,415,336	2000	2,465,584	2006
2,436,840	2001	2,474,483	2007
2,430,409	2002	2,501,888	2008
2,444,269	2003		

Commissioner Hegberg seconded the motion and it was adopted unanimously; Commissioner Hauser absent.

Bids were received for the sale of \$2,175,000 General Obligation Refunding Bonds, Series 1992B as follows:

<u>Bidder</u>	<u>True Interest Rate</u>
Griffin, Kubik, Stephens & Thompson, Inc.	5.2622%
Dain Bosworth Incorporated	5.2907%
Painewebber Incorporated	5.3551%

Commissioner Evert moved to adopt **Resolution No. 92-131** as follows:

A RESOLUTION AWARDING THE SALE OF \$ 2,175,000  
GENERAL OBLIGATION REFUNDING BONDS, SERIES 1992B;  
FIXING THEIR FORM AND SPECIFICATIONS;  
DIRECTING THEIR EXECUTION AND DELIVERY;  
PROVIDING FOR THEIR PAYMENT; PROVIDING FOR THE  
ESCROWING AND INVESTMENT OF THE PROCEEDS THEREOF;  
AND PROVIDING FOR THE REDEMPTION OF  
BONDS REFUNDED THEREBY.

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

Section 1. Sale of Bonds.

1.01. The proposal of Griffin, Kubik, Stephens & Thompson, Inc. (Purchaser) to purchase \$ 2,175,000 General Obligation Refunding Bonds, Series 1992B (Bonds) of the County described in the Terms of Proposal thereof is determined to be the best proposal received and is accepted, the proposal being to purchase the Bonds at a price of \$ 2,156,034.00 plus accrued interest to date of delivery, for Bonds bearing interest as follows:

<u>Year of Maturity</u>	<u>Interest Rate</u>	<u>Year of Maturity</u>	<u>Interest Rate</u>
1996	4.40%	2000	5.20%
1997	4.70	2001	5.30
1998	4.90	2002	5.40
1999	5.00		

Net effective interest rate: 5.25%

1.02. The sum of \$ 2,784 being the amount bid by the Purchaser in excess of \$2,153,250 is credited to the Escrow Account hereinafter created, or designated to pay costs of issuance of the Bonds, as the case may be. The County Auditor-Treasurer is directed to retain the good faith check of the Purchaser, pending completion of the sale of the Bonds, and to return the good faith checks of the unsuccessful bidders forthwith. The Chairman and County Administrator are directed to execute a contract with the Purchaser on behalf of the County.

1.03. The County will forthwith issue and sell the Bonds in the total principal amount of \$ 2,175,000, originally dated October 1, 1992, in the denomination of \$5,000 each or any integral multiple thereof, numbered No. R-1, upward, bearing interest as above set forth, and which mature serially on February 1 without option of prior payment in the years and amounts as follows:



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<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
1996	\$265,000	2000	\$325,000
1997	275,000	2001	345,000
1998	290,000	2002	365,000
1999	310,000		

## Section 2. Registration and Payment.

2.01. Registered Form. The Bonds shall be issued only in fully registered form. The interest thereon and, upon surrender of each Bond, the principal amount thereof, is payable by check or draft issued by the Registrar described herein.

2.02. Dates; Interest Payment Dates. Each Bond will be dated as of the last interest payment date preceding the date of authentication to which interest on the Bond has been paid or made available for payment, unless (i) the date of authentication is an interest payment date to which interest has been paid or made available for payment, in which case such Bond shall be dated as of the date of authentication, or (ii) the date of authentication is prior to the first interest payment date, in which case such Bond will be dated as of the date of original issue. The interest on the Bonds is payable on February 1 and August 1 of each year, commencing February 1, 1993, to the owner of record thereof as of 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 will appoint, and shall maintain, a bond registrar, transfer agent, authenticating agent and paying agent (Registrar). The effect of registration and the rights and duties of the County and the Registrar with respect thereto are as follows:

(a) Register. The Registrar must keep at its principal corporate trust office a bond register in which the Registrar provides 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 for transfer of a 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 will authenticate and deliver, in the name of the designated transferee or transferees, one or more new Bonds of a like aggregate principal amount and maturity, as requested by the transferor. The Registrar may, however, close the books for registration of any transfer after the fifteenth day of the month preceding each interest payment date and until such interest payment date.

(c) Exchange of Bonds. When Bonds are surrendered by the registered owner for exchange the Registrar will authenticate and deliver one or more new Bonds of a like aggregate principal amount and maturity, as requested by the registered owner or the owner's attorney in writing.

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

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

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

(g) Taxes, Fees and Charges. For a 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 the transfer or exchange.

(h) Mutilated, Lost, Stolen or Destroyed Bonds. If a Bond becomes mutilated or is destroyed, stolen or lost, the Registrar will deliver a new Bond of like amount, number, maturity date and tenor in exchange and substitution for and upon cancellation of the mutilated Bond or in lieu of and in substitution for any Bond destroyed, stolen or lost, upon the payment of the reasonable expenses and charges of the Registrar in connection therewith; and, in the case of a Bond destroyed, stolen or lost, upon filing with the Registrar of evidence satisfactory to it that the Bond was destroyed, stolen or lost, 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 and as provided by law, in which both the County and the Registrar must be named as obligees. Bonds so surrendered to the Registrar will be cancelled by the Registrar and evidence of such cancellation must be given to the County. If the mutilated, destroyed, stolen or lost Bond has already matured or been called for redemption in accordance with its terms it is not necessary to issue a new Bond prior to payment.

2.04. Appointment of Initial Registrar. The County appoints First Trust National Association, St. Paul, Minnesota, as the initial Registrar. The Chairman 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 is 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 the Registrar upon 30 days' notice and upon the appointment of a successor Registrar, in which event the predecessor Registrar must deliver all cash and Bonds in its possession to the successor Registrar and must deliver the bond register to the successor Registrar. On or before each principal or interest due date, without further order of this Board, the Controller must transmit to the Registrar moneys sufficient for the payment of all principal and interest then due.

2.05. Execution, Authentication and Delivery. The Bonds will be prepared under the direction of the County Auditor-Treasurer and executed on behalf of the County by the signatures of the Chairman, County Administrator and County Auditor-Treasurer, provided that all signatures may be printed, engraved or lithographed facsimiles of the originals. In case any officer whose signature or a facsimile of whose signature appears on the Bonds ceases to be such officer before the delivery of any Bond, such signature or facsimile will nevertheless be valid and sufficient for all purposes, the same as if the officer had remained in office until delivery. Notwithstanding such execution, a Bond will not 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 the 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 is conclusive evidence that it has been authenticated and delivered under this Resolution. When the Bonds have been so prepared, executed and authenticated, the County Auditor-Treasurer shall deliver the same to the Purchaser upon payment of the purchase price in accordance with the contract of sale heretofore made and executed, and the Purchaser is not obligated to see to the application of the purchase price.

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2.06. Temporary Bonds. The County may elect to deliver in lieu of printed definitive Bonds one or more typewritten temporary Bonds in substantially the form set forth in Section 3 with such changes as may be necessary to reflect more than one maturity in a single temporary bond. Upon the execution and delivery of definitive Bonds the temporary Bonds will be exchanged therefor and cancelled.

Section 3. Form of Bond.

3.01. The Bonds will be printed in substantially the following form:

[Face of the Bond]

UNITED STATES OF AMERICA  
STATE OF MINNESOTA  
COUNTY OF WASHINGTON

GENERAL OBLIGATION REFUNDING BOND, SERIES 1992B

<u>Rate</u>	<u>Maturity</u>	<u>Date of Original Issue</u>	<u>CUSIP</u>
		October 1, 1992	
No.			\$ _____

The County of Washington, Minnesota (County), a duly organized and existing political subdivision of the State of Minnesota, acknowledges itself to be indebted and for value received promises to pay to or registered assigns, the principal sum of \$ \_\_\_\_\_ on the maturity date specified above without option of prior payment, with interest thereon from the date hereof at the annual rate specified above, payable February 1 and August 1 in each year, commencing February 1, 1993, to the person in whose name this Bond is registered at the close of business on the fifteenth day (whether or not a business day) of the immediately preceding month. The interest hereon and, upon presentation and surrender hereof, the principal hereof are payable in lawful money of the United States of America by check or draft by \_\_\_\_\_, Minnesota, as Bond Registrar, Paying Agent, Transfer Agent and Authenticating Agent, or its designated successor under the Resolution described herein. For the prompt and full payment of such principal and interest as the same respectively become due, the full faith and credit and taxing powers of the County have been and are hereby irrevocably pledged.

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

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

IN WITNESS WHEREOF, the County of Washington, Minnesota, by its Board of Commissioners, has caused this Bond to be executed on its behalf by the facsimile signatures of the Chairman, County Administrator and County Auditor-Treasurer has caused this Bond to be dated as of the date set forth below.

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

COUNTY OF WASHINGTON, MINNESOTA

<u>(Facsimile)</u>	<u>(Facsimile)</u>	<u>(Facsimile)</u>
Chairman	County Administrator	County Auditor-Treasurer



September 15, 1992

# CERTIFICATE OF AUTHENTICATION

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

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

[Reverse of the Bond]

This Bond is one of an issue in the aggregate principal amount of \$2,175,000 all of like original issue date and tenor, except as to number, maturity date, and interest rate, all issued pursuant to a resolution adopted by the Board of Commissioners on September 15, 1992 (the Resolution), for the purpose of providing money to refund in advance of maturity and on the Redemption Date, as defined in the Resolution, a portion of certain general obligation bonds of the County, pursuant to and in full conformity with the Constitution and laws of the State of Minnesota, including Minnesota Statutes, Sections 475.67, Subdivision 13. The interest hereon is payable until the Redemption Date, primarily out of the Escrow Account and Debt Service Account in the County's Refunding Bonds, Series 1992B Debt Service Fund and after the Redemption Date from special assessments against property specially benefitted by local improvements and ad valorem taxes levied on taxable property within the Valley Branch Watershed District which is located in the Counties of Washington and Ramsey, State of Minnesota, all as set forth in the Resolution to which reference is made for a full statement of rights and powers thereby conferred. The full faith and credit of the County are irrevocably pledged for payment of this Bond and the Board of Commissioners has obligated itself to levy ad valorem taxes on all taxable property in the County in the event of any deficiency in special assessments and taxes pledged, which taxes may be levied without limitation as to rate or amount. The Bonds of this series are issued only as fully registered Bonds in denominations of \$5,000 or any integral multiple thereof of single maturities.

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 office of the Bond Registrar, by the registered owner hereof in person or by the owner's attorney duly authorized in writing upon surrender hereof together with a written instrument of transfer satisfactory to the Bond Registrar, duly executed by the registered owner or the owner's 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 for any tax, fee or governmental charge required to be paid with respect to such transfer or exchange.

The County and the Bond 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 Bond 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 preliminary 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 as so required, and that the issuance of this Bond does not cause the indebtedness of the County to exceed any constitutional or statutory limitation of indebtedness.

(Form of certificate to be printed on the reverse side of each Bond, following a full copy of the legal opinion.)

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I 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 the County of Washington, Minnesota, which includes the within Bond, dated as of the date of delivery of and payment for the Bonds.

(Facsimile Signature)  
County Administrator

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 applicable laws or regulations:

TEN COM -- as tenants in common	UNIF GIFT MIN ACT	Custodian
	(Cust)	(Minor)
TEN ENT -- as tenants by entireties		under Uniform Gifts or Transfers to Minors
JT TEN -- as joint tenants with right of survivorship and not as tenants in common	Act . . . . .	(State)

Additional abbreviations may also be used though not in the above list.

ASSIGNMENT

For value received, the undersigned hereby sells, assigns and transfers unto the within Bond and all rights thereunder, and does hereby irrevocably constitute and appoint attorney to transfer the said Bond on the books kept for registration of the within Bond, with full power of substitution in the premises.

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

Notice: The assignor's signature to this assignment must correspond with the name as it appears upon the face of the within Bond in every particular, without alteration or any change whatever.

Signature Guaranteed:

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

The Bond Registrar will not effect transfer of this Bond unless the information concerning the assignee requested below is provided.

Name and Address: \_\_\_\_\_  
\_\_\_\_\_

(Include information for all joint owners if this Bond is held by joint account.)

Please insert social security or other identifying number of assignee

September 15, 1992

3.02. The County Administrator is authorized and directed to obtain a copy of the proposed approving legal opinion of Holmes & Graven, Chartered, Minneapolis, Minnesota, which is to be complete except as to dating thereof and cause the opinion to be printed on each Bond, together with a certificate to be signed by the facsimile signature of the Administrator in substantially the form set forth in the form of Bond. The Administrator is authorized and directed to execute the certificate in the name of the County upon receipt of the opinion and to file the opinion in the County offices.

#### Section 4. Bonds; Security; Escrow.

4.01. Funds and Accounts. For the convenience and proper administration of the moneys to be borrowed and repaid on the Bonds and the Refunded Bonds (as defined in the resolution providing for the issuance and sale of the Bonds), and to provide adequate and specific security for the Purchaser and holders from time to time of the Bonds and Refunded Bonds, there is hereby created a special fund to be designated the Refunding Bonds, Series 1992C Debt Service Fund (the Fund) to be administered and maintained by the Controller as a bookkeeping account separate and apart from all other funds maintained in the official financial records of the County. The Fund shall be maintained in the manner herein specified until all of the Refunded Bonds have been paid and until all of the Bonds and the interest thereon shall have been fully paid. There shall be maintained in the Fund two separate accounts, to be designated the Escrow Account and Debt Service Account.

(a) Escrow Account. The Escrow Account shall be maintained as an Escrow Account (Escrow Account) with First Trust National Association in St. Paul, Minnesota, which is a suitable financial institution within the State, whose deposits are insured by the Federal Deposit Insurance Corporation, whose combined capital and surplus is not less than \$500,000 and said financial institution is hereby designated escrow agent (Escrow Agent) for the Escrow Account. All proceeds of the sale of the Bonds shall be received by the Escrow Agent and applied to fund the Escrow Account or to pay costs of issuing the Bonds. Proceeds of the Bonds not used to pay costs of issuance are hereby irrevocably pledged and appropriated to the Escrow Account, together with all investment earnings thereon. The Escrow Account shall be invested in securities maturing or callable at the option of the holder on such dates and bearing interest at such rates as shall be required to provide sufficient funds, together with any cash or other funds retained in the Escrow Account, to pay when due the interest to accrue on each Bond to and including February 1, 1995 (Redemption Date), and to pay when due on the Redemption Date the principal amount of each of the Refunded Bonds then outstanding. From the Escrow Account there shall be paid (i) all interest paid on, or to be paid on, or to accrue on, the Bonds to and including the Redemption Date, and (ii) the principal of the Refunded Bonds due by reason of redemption on the Redemption Date. The Escrow Account shall be irrevocably appropriated to the payment of the principal of and interest on the Bonds until the proceeds of the Bonds therein are applied to prepayment of the Refunded Bonds. The moneys in the Escrow Account shall be used solely for the purposes herein set forth and for no other purpose, except that any surplus in the Escrow Account may be remitted to the County, all in accordance with the Escrow Agreement (hereafter defined) by and between the County and the Escrow Agent. Any moneys remitted to the County upon termination of the Escrow Agreement shall be deposited in the Debt Service Account.

(b) Debt Service Account. To the Debt Service Account there is hereby pledged and irrevocably appropriated and there shall be credited: (i) any balance remitted to the County upon the termination of the Escrow Agreement; (ii) any balance remaining on February 2, 1995, in the Debt Service Fund created by the Board of Commissioners resolution authorizing the issuance and sale of the Refunded Bonds (Prior Resolution); (iii) any collections of all taxes hereafter levied for the payment of the Bonds and interest thereon; (iv) all investment earnings on funds in the Debt Service Account; (v) all taxes collected after the Redemption Date, pursuant to levies made in the Prior Resolution which levies shall not be cancelled except as



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permitted by Section 475.61, Subdivision 3 of the Act or pursuant to levies made by the County of Ramsey in accordance with the Joint Powers Agreement dated August 15, 1986, between the County, Washington County and the Valley Branch Watershed District and special assessments pledged to repayment of the Refunded Bonds in the Prior Resolution and collected after the Redemption Date; (vi) accrued interest (if any) received upon delivery of the Bonds to the extent not required to fund the Escrow Account; and (vii) any and all other moneys which are properly available and are appropriated by the Board of Commissioners to the Debt Service Account. The amount of any surplus remaining in the Debt Service Account when the Bonds and interest thereon are paid shall be used as provided in Section 475.61, Subdivision 4 of the Act.

4.02. The moneys in the Debt Service Account shall be used solely to pay the principal of and interest on the Bonds or any other bonds hereafter issued and made payable from the Fund. No portion of the proceeds of the Bonds shall be used directly or indirectly to acquire higher yielding investments or to replace funds which were used directly or indirectly to acquire higher yielding investments, except (i) for a reasonable temporary period until such proceeds are needed for the purpose for which the Bonds were issued, and (ii) in addition to the above, in an amount not greater than the lesser of five percent of the proceeds of the Bonds or \$100,000. To this effect, any proceeds of the Bonds and any sums from time to time held in the Fund (or any other County account which will be used to pay principal and interest to become due on the Bonds) in excess of amounts which under the applicable federal arbitrage regulations may be invested without regard as to yield shall not be invested at a yield in excess of the applicable yield restrictions imposed by the arbitrage regulations on such investments after taking into account any applicable temporary periods or minor portion made available under the federal arbitrage regulations. In addition, the proceeds of the Bonds and money in the Fund shall not be invested in obligations or deposits issued by, guaranteed by or insured by the United States or any agency or instrumentality thereof if and to the extent that such investment would cause the Bonds to be federally guaranteed within the meaning of Section 149(b) of the Internal Revenue Code of 1986, as amended (the Code).

4.03. General Obligation Pledge. For the prompt and full payment of the principal and interest on the Bonds, as the same respectively become due, the full faith, credit and taxing powers of the County shall be and are hereby irrevocably pledged. If the balance in the Escrow Account or Debt Service Account is ever insufficient to pay all principal and interest then due on the Bonds and any other bonds payable therefrom, the deficiency shall be promptly paid out of monies in the general fund of the County which are available for such purpose, and such general fund may be reimbursed with or without interest from the Escrow Account or Debt Service Account when a sufficient balance is available therein.

4.04. Pledge of Existing Tax Levies. (a) To provide moneys for payment of the principal and interest on the Bonds, there is hereby pledged to the payment of the Bonds all those taxes collected after the Redemption Date, which are required to be levied by the provisions of Section 15 of the Prior Resolution, which requirement is hereby restated and confirmed with respect to the Bonds as though fully set forth herein.

(b) The tax levies are such that if collected in full they, together with estimated collections of investment earnings (and until the Redemption Date, all amounts in the Escrow Account) and special assessments and other revenues herein pledged for the payment of the Bonds, will produce at least five percent in excess of the amount needed to meet when due the principal and interest payments on the Bonds. The tax levies shall be irrepealable so long as any of the Refunded Bonds and the Bonds are outstanding and unpaid, provided that the County reserves the right to reduce the levies in the manner and to the extent permitted by Section 475.61, Subdivision 3 of Minnesota Statutes, as amended.

4.05. Filing. The County Auditor-Treasurer is authorized and directed to file a certified copy of this resolution and to provide the certificate required by Section 475.63 of the Act.

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## Section 5. Refunding: Findings: Redemption of Refunded Bonds.

5.01. As of the date of delivery of and payment for the Bonds the proceeds of the Bonds, in the amount of \$2,156,034.00 plus accrued interest on the Bonds less necessary expenses of the issuance of the Bonds (Proceeds), together with other funds (Funds) in the amount of \$ 859,834.28 are hereby pledged and appropriated and shall be deposited in the Escrow Account.

5.02. It is hereby found and determined that the Proceeds and Funds available and appropriated to the Escrow Account will be sufficient, together with the permitted earnings on the investment of the Escrow Account, to pay interest on the Bonds through the Redemption Date and to pay at maturity or redemption all of the principal of and redemption premium (if any) on the Refunded Bonds.

5.03. Securities purchased from the monies in the Escrow Account shall be limited to securities specified in Section 475.67, Subdivision 8 of the Act. Securities purchased for the Escrow Account shall be purchased simultaneously with the delivery of and payment for the Bonds. The Chairman and County Auditor-Treasurer are authorized and directed to purchase such securities.

5.04. The Refunded Bonds maturing on February 1, 1996 and thereafter shall be redeemed and prepaid on the Redemption Date. The Refunded Bonds shall be redeemed and prepaid in accordance with their terms and in accordance with the terms and conditions set forth in the form of Notice of Call for Redemption attached hereto as Attachment A which terms and conditions are hereby approved and incorporated herein by reference.

5.05. Escrow Agreement. On or prior to the delivery of the Refunding Bonds, the Chairman, County Administrator and the Auditor-Treasurer are hereby authorized and directed to execute on behalf of the County an escrow agreement (Escrow Agreement) with the Escrow Agent in substantially the form now on file with the Administrator. All essential terms and conditions of the Escrow Agreement including payment by the County of reasonable charges for the services of the Escrow Agent, are hereby approved and adopted and made a part of this resolution, and the County covenants that it will promptly enforce all provisions thereof in the event of default thereunder by the Escrow Agent.

5.06. Defeasance. When all Bonds and all interest thereon, have been discharged as provided in this paragraph, all pledges, covenants and other rights granted by this resolution to the holders of the Bonds shall cease, except that the pledge of the full faith and credit of the County for the prompt and full payment of the principal of and interest on the Bonds shall remain in full force and effect. The County may discharge all Bonds which are due on any date by depositing with the Registrar on or before that date a sum sufficient for the payment thereof in full; 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 at any time discharge and defease the Bonds in their entirety by complying with the provisions of Section 475.67 of Minnesota Statutes, except that the funds deposited in escrow in accordance with said provisions may (to the extent permitted by law) but need not be, in whole or in part, proceeds of bonds as therein provided without the consent of any Bondholders.

## Section 6. Authentication of Transcript.

6.01. The officers of the County are authorized and directed to prepare and furnish to the Purchaser and to the attorneys approving the Bonds, certified copies of proceedings and records of the County relating to the Bonds and to the financial condition and affairs of the County, and such other certificates, affidavits and transcripts as may be required to show the facts within their knowledge or as shown by the books and records in their custody and under their control, relating to the validity and marketability of the Bonds and such instruments, including any heretofore furnished, shall be deemed representations of the County as to the facts stated therein.

6.02. The Chairman and County Administrator are hereby authorized and directed to certify that they have examined the Official Statement prepared and circulated in connection with the issuance and sale of the Bonds and that to the best

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of their knowledge and belief the Official Statement is a complete and accurate representation of the facts and representations made therein as of the date of the Official Statement.

Section 7. Tax Covenant.

7.01. The County 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 (the Code), and the Treasury Regulations promulgated thereunder, in effect at the time of such actions, and that it will take or cause its officers, employees or agents to take, all affirmative action within its power that may be necessary to ensure that such interest will not become subject to taxation under the Code and applicable Treasury Regulations, as presently existing or as hereafter amended and made applicable to the Bonds.

7.02. The County will comply with requirements necessary under the Code to establish and maintain the exclusion from gross income of the interest on the Bonds under Section 103 of the Code, including without limitation requirements relating to temporary periods for investments, limitations on amounts invested at a yield greater than the yield on the Bonds, and the rebate of excess investment earnings to the United States.

7.03. The County further covenants not to use the proceeds of the Bonds or to cause or permit them or any of them to be used, in such a manner as to cause the Bonds to be "private activity bonds" within the meaning of Sections 103 and 141 through 150 of the Code.

ATTACHMENT A

NOTICE OF CALL FOR REDEMPTION

\$5,000,000

GENERAL OBLIGATION WATERSHED DRAINAGE BONDS, SERIES 1986A  
WASHINGTON COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that, by order of the Board of Commissioners of Washington County, Minnesota, there have been called for redemption and prepayment on

February 1, 1995

all outstanding bonds of the County designated as General Obligation Watershed Drainage Bonds, Series 1986A, dated August 1, 1986, having stated maturity dates of February 1 in the years 1996 through 2002, both inclusive, totalling \$3,010,000 in principal amount, and with the following CUSIP numbers:

<u>Year of Maturity</u>	<u>CUSIP</u>
1996	
1997	
1998	
1999	
2000	
2001	
2002	

The bonds are being called at a price of par plus accrued interest to February 1, 1995, on which date all interest on said bonds will cease to accrue. Holders of the bonds hereby called for redemption are requested to present their bonds for payment at the main office of Norwest Bank Minnesota, National Association, in the City of Minneapolis, Minnesota, on or before February 1, 1995.



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Bondholders presenting their Bonds for payment must include their taxpayer identification number on Form W-9 to avoid withholding under the Interest and Dividend Compliance Act.

Dated: \_\_\_\_\_, 19\_\_

BY ORDER OF THE BOARD OF  
COMMISSIONERS

By /s/ Charles J. Swanson  
County Administrator  
Washington County, Minnesota

Further Information:

Commissioner McMullen seconded the motion and it was adopted unanimously; Commissioner Hauser absent.

Bids were received for the sale of \$710,000 General Obligation Refunding Bonds, Series 1992C as follows:

<u>Bidder</u>	<u>True Interest Rate</u>
Dain Bosworth Incorporated	4.8841%

Commissioner Evert moved to adopt **Resolution No. 92-132** as follows:

A RESOLUTION AWARDING THE SALE OF \$ 710,000  
GENERAL OBLIGATION REFUNDING BONDS, SERIES 1992C;  
FIXING THEIR FORM AND SPECIFICATIONS;  
DIRECTING THEIR EXECUTION AND DELIVERY;  
PROVIDING FOR THEIR PAYMENT; PROVIDING FOR THE  
ESCROWING AND INVESTMENT OF THE PROCEEDS THEREOF;  
AND PROVIDING FOR THE REDEMPTION OF  
BONDS REFUNDED THEREBY.

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

Section 1. Sale of Bonds.

1.01. The proposal of Dain Bosworth, Inc. (Purchaser) to purchase \$ 710,000 General Obligation Refunding Bonds, Series 1992C (Bonds) of the County described in the Terms of Proposal thereof is determined to be the best proposal received and is accepted, the proposal being to purchase the Bonds at a price of \$ 704,320 plus accrued interest to date of delivery, for Bonds bearing interest as follows:

<u>Year of Maturity</u>	<u>Interest Rate</u>	<u>Year of Maturity</u>	<u>Interest Rate</u>
1994	3.50 %	1997	4.60%
1995	4.00	1998	4.90
1996	4.30	1999	5.00

True Interest Rate: 4.8841%

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1.02. The sum of \$ -0- being the amount bid by the Purchaser in excess of \$704,320 is credited to the Escrow Account hereinafter created, or designated to pay costs of issuance of the Bonds, as the case may be. The County Auditor-Treasurer is directed to retain the good faith check of the Purchaser, pending completion of the sale of the Bonds, and to return the good faith checks of the unsuccessful bidders forthwith. The Chairman and County Administrator are directed to execute a contract with the Purchaser on behalf of the County.

1.03. The County will forthwith issue and sell the Bonds in the total principal amount of \$ 710,000, originally dated October 1, 1992, in the denomination of \$5,000 each or any integral multiple thereof, numbered No. R-1, upward, bearing interest as above set forth, and which mature serially on February 1 without option of prior payment in the years and amounts as follows:

<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
1994	\$ 80,000	1997	\$ 135,000
1995	95,000	1998	155,000
1996	110,000	1999	135,000

## Section 2. Registration and Payment.

2.01. Registered Form. The Bonds shall be issued only in fully registered form. The interest thereon and, upon surrender of each Bond, the principal amount thereof, is payable by check or draft issued by the Registrar described herein.

2.02. Dates; Interest Payment Dates. Each Bond will be dated as of the last interest payment date preceding the date of authentication to which interest on the Bond has been paid or made available for payment, unless (i) the date of authentication is an interest payment date to which interest has been paid or made available for payment, in which case such Bond shall be dated as of the date of authentication, or (ii) the date of authentication is prior to the first interest payment date, in which case such Bond will be dated as of the date of original issue. The interest on the Bonds is payable on February 1 and August 1 of each year, commencing February 1, 1993, to the owner of record thereof as of 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 will appoint, and shall maintain, a bond registrar, transfer agent, authenticating agent and paying agent (Registrar). The effect of registration and the rights and duties of the County and the Registrar with respect thereto are as follows:

(a) Register. The Registrar must keep at its principal corporate trust office a bond register in which the Registrar provides 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 for transfer of a 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 will authenticate and deliver, in the name of the designated transferee or transferees, one or more new Bonds of a like aggregate principal amount and maturity, as requested by the transferor. The Registrar may, however, close the books for registration of any transfer after the fifteenth day of the month preceding each interest payment date and until such interest payment date.

(c) Exchange of Bonds. When Bonds are surrendered by the registered owner for exchange the Registrar will authenticate and deliver one or more new Bonds of a like aggregate principal amount and maturity, as requested by the registered owner or the owner's attorney in writing.

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

September 15, 1992

(e) Improper or Unauthorized Transfer. When a Bond is presented to the Registrar for transfer, the Registrar may refuse to transfer the Bond until the Registrar is satisfied that the endorsement on the Bond or separate instrument of transfer is valid and genuine and that the requested transfer is legally authorized. The Registrar will incur no liability for the 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 a Bond is registered in the bond register as the absolute owner of the Bond, whether the Bond is overdue or not, for the purpose of receiving payment of, or on account of, the principal of and interest on the Bond and for all other purposes, and payments so made to a registered owner or upon the owner's order will be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

(g) Taxes, Fees and Charges. For a 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 the transfer or exchange.

(h) Mutilated, Lost, Stolen or Destroyed Bonds. If a Bond becomes mutilated or is destroyed, stolen or lost, the Registrar will deliver a new Bond of like amount, number, maturity date and tenor in exchange and substitution for and upon cancellation of the mutilated Bond or in lieu of and in substitution for any Bond destroyed, stolen or lost, upon the payment of the reasonable expenses and charges of the Registrar in connection therewith; and, in the case of a Bond destroyed, stolen or lost, upon filing with the Registrar of evidence satisfactory to it that the Bond was destroyed, stolen or lost, 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 and as provided by law, in which both the County and the Registrar must be named as obligees. Bonds so surrendered to the Registrar will be cancelled by the Registrar and evidence of such cancellation must be given to the County. If the mutilated, destroyed, stolen or lost Bond has already matured or been called for redemption in accordance with its terms it is not necessary to issue a new Bond prior to payment.

2.04. Appointment of Initial Registrar. The County appoints First Trust National Association, St. Paul, Minnesota, as the initial Registrar. The Chairman 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 is 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 the Registrar upon 30 days' notice and upon the appointment of a successor Registrar, in which event the predecessor Registrar must deliver all cash and Bonds in its possession to the successor Registrar and must deliver the bond register to the successor Registrar. On or before each principal or interest due date, without further order of this Board, the Controller must transmit to the Registrar moneys sufficient for the payment of all principal and interest then due.

2.05. Execution, Authentication and Delivery. The Bonds will be prepared under the direction of the County Auditor-Treasurer and executed on behalf of the County by the signatures of the Chairman, County Administrator and County Auditor-Treasurer, provided that all signatures may be printed, engraved or lithographed facsimiles of the originals. In case any officer whose signature or a facsimile of whose signature appears on the Bonds ceases to be such officer before the delivery of any Bond, such signature or facsimile will nevertheless be valid and sufficient for all purposes, the same as if the officer had remained in office until delivery. Notwithstanding such execution, a Bond will not 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 the 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.



September 15, 1992

The executed certificate of authentication on each Bond is conclusive evidence that it has been authenticated and delivered under this Resolution. When the Bonds have been so prepared, executed and authenticated, the County Auditor-Treasurer shall deliver the same to the Purchaser upon payment of the purchase price in accordance with the contract of sale heretofore made and executed, and the Purchaser is not obligated to see to the application of the purchase price.

2.06. Temporary Bonds. The County may elect to deliver in lieu of printed definitive Bonds one or more typewritten temporary Bonds in substantially the form set forth in Section 3 with such changes as may be necessary to reflect more than one maturity in a single temporary bond. Upon the execution and delivery of definitive Bonds the temporary Bonds will be exchanged therefor and cancelled.

Section 3. Form of Bond.

3.01. The Bonds will be printed in substantially the following form:

[Face of the Bond]

UNITED STATES OF AMERICA  
STATE OF MINNESOTA  
COUNTY OF WASHINGTON

GENERAL OBLIGATION REFUNDING BOND, SERIES 1992C

<u>Rate</u>	<u>Maturity</u>	<u>Date of Original Issue</u>	<u>CUSIP</u>
		October 1, 1992	
No.			\$ _____

The County of Washington, Minnesota (County), a duly organized and existing political subdivision of the State of Minnesota, acknowledges itself to be indebted and for value received promises to pay to or registered assigns, the principal sum of \$ \_\_\_\_\_ on the maturity date specified above without option of prior payment, with interest thereon from the date hereof at the annual rate specified above, payable February 1 and August 1 in each year, commencing February 1, 1993, to the person in whose name this Bond is registered at the close of business on the fifteenth day (whether or not a business day) of the immediately preceding month. The interest hereon and, upon presentation and surrender hereof, the principal hereof are payable in lawful money of the United States of America by check or draft by \_\_\_\_\_, Minnesota, as Bond Registrar, Paying Agent, Transfer Agent and Authenticating Agent, or its designated successor under the Resolution described herein. For the prompt and full payment of such principal and interest as the same respectively become due, the full faith and credit and taxing powers of the County have been and are hereby irrevocably pledged.

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

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

IN WITNESS WHEREOF, the County of Washington, Minnesota, by its Board of Commissioners, has caused this Bond to be executed on its behalf by the facsimile signatures of the Chairman, County Administrator and County Auditor-Treasurer has caused this Bond to be dated as of the date set forth below.

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

September 15, 1992

## COUNTY OF WASHINGTON, MINNESOTA

(Facsimile)  
Chairman(Facsimile)  
County Administrator(Facsimile)  
County  
Auditor-Treasurer

## CERTIFICATE OF AUTHENTICATION

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

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

[Reverse of the Bond]

This Bond is one of an issue in the aggregate principal amount of \$ \_\_\_\_\_ all of like original issue date and tenor, except as to number, maturity date, and interest rate, all issued pursuant to a resolution adopted by the Board of Commissioners on September 15, 1992 (the Resolution), for the purpose of providing money to refund in advance of maturity and on the Redemption Date, as defined in the Resolution, a portion of certain general obligation bonds of the County, pursuant to and in full conformity with the Constitution and laws of the State of Minnesota, including Minnesota Statutes, Sections 475.67, Subdivision 13. The interest hereon is payable until the Redemption Date, primarily out of the Escrow Account and Debt Service Account in the County's Refunding Bonds, Series 1992C Debt Service Fund and after the Redemption Date from tax increments resulting from increases in the taxable value of real property in a tax increment financing district in the County as set forth in the Resolution to which reference is made for a full statement of rights and powers thereby conferred. The full faith and credit of the County are irrevocably pledged for payment of this Bond and the Board of Commissioners has obligated itself to levy ad valorem taxes on all taxable property in the County in the event of any deficiency in tax increments pledged, which taxes may be levied without limitation as to rate or amount. The Bonds of this series are issued only as fully registered Bonds in denominations of \$5,000 or any integral multiple thereof of single maturities.

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 office of the Bond Registrar, by the registered owner hereof in person or by the owner's attorney duly authorized in writing upon surrender hereof together with a written instrument of transfer satisfactory to the Bond Registrar, duly executed by the registered owner or the owner's 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 for any tax, fee or governmental charge required to be paid with respect to such transfer or exchange.

The County and the Bond 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 Bond 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 preliminary 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 as so required, and that the issuance of this Bond does not cause the indebtedness of the County to exceed any constitutional or statutory limitation of indebtedness.

September 15, 1992

(Form of certificate to be printed on the reverse side of each Bond, following a full copy of the legal opinion.)

I 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 the County of Washington, Minnesota, which includes the within Bond, dated as of the date of delivery of and payment for the Bonds.

\_\_\_\_\_  
(Facsimile Signature)  
County Administrator

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 applicable laws or regulations:

TEN COM -- as tenants in common	UNIF GIFT MIN ACT	_____ (Cust)	Custodian	_____ (Minor)
TEN ENT -- as tenants by entireties			under Uniform Gifts or Transfers to Minors	
JT TEN -- as joint tenants with right of survivorship and not as tenants in common		Act . . . . .		(State)

Additional abbreviations may also be used though not in the above list.

### ASSIGNMENT

For value received, the undersigned hereby sells, assigns and transfers unto \_\_\_\_\_ the within Bond and all rights thereunder, and does hereby irrevocably constitute and appoint \_\_\_\_\_ attorney to transfer the said Bond on the books kept for registration of the within Bond, with full power of substitution in the premises.

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

Notice: The assignor's signature to this assignment must correspond with the name as it appears upon the face of the within Bond in every particular, without alteration or any change whatever.

Signature Guaranteed:

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

The Bond Registrar will not effect transfer of this Bond unless the information concerning the assignee requested below is provided.

Name and Address: \_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
(Include information for all joint owners if  
this Bond is held by joint account.)

Please insert social security or other  
identifying number of assignee



September 15, 1992

3.02. The County Administrator is authorized and directed to obtain a copy of the proposed approving legal opinion of Holmes & Graven, Chartered, Minneapolis, Minnesota, which is to be complete except as to dating thereof and cause the opinion to be printed on each Bond, together with a certificate to be signed by the facsimile signature of the Administrator in substantially the form set forth in the form of Bond. The Administrator is authorized and directed to execute the certificate in the name of the County upon receipt of the opinion and to file the opinion in the County offices.

#### Section 4. Bonds; Security; Escrow.

4.01. Funds and Accounts. For the convenience and proper administration of the moneys to be borrowed and repaid on the Bonds and the Refunded Bonds (as defined in the resolution providing for the issuance and sale of the Bonds), and to provide adequate and specific security for the Purchaser and holders from time to time of the Bonds and Refunded Bonds, there is hereby created a special fund to be designated the Refunding Bonds, Series 1992C Debt Service Fund (the Fund) to be administered and maintained by the Controller as a bookkeeping account separate and apart from all other funds maintained in the official financial records of the County. The Fund shall be maintained in the manner herein specified until all of the Refunded Bonds have been paid and until all of the Bonds and the interest thereon shall have been fully paid. There shall be maintained in the Fund two separate accounts, to be designated the Escrow Account and Debt Service Account.

(a) Escrow Account. The Escrow Account shall be maintained as an Escrow Account (Escrow Account) with First Trust National Association in St. Paul, Minnesota, which is a suitable financial institution within the State, whose deposits are insured by the Federal Deposit Insurance Corporation, whose combined capital and surplus is not less than \$500,000 and said financial institution is hereby designated escrow agent (Escrow Agent) for the Escrow Account. All proceeds of the sale of the Bonds shall be received by the Escrow Agent and applied to fund the Escrow Account or to pay costs of issuing the Bonds. Proceeds of the Bonds not used to pay costs of issuance are hereby irrevocably pledged and appropriated to the Escrow Account, together with all investment earnings thereon. The Escrow Account shall be invested in securities maturing or callable at the option of the holder on such dates and bearing interest at such rates as shall be required to provide sufficient funds, together with any cash or other funds retained in the Escrow Account, to pay when due the interest to accrue on each Bond to and including February 1, 1993 (Redemption Date), and to pay when due on the Redemption Date the principal amount of each of the Refunded Bonds then outstanding. From the Escrow Account there shall be paid (i) all interest paid on, or to be paid on, or to accrue on, the Bonds to and including the Redemption Date, and (ii) the principal of the Refunded Bonds due by reason of redemption on the Redemption Date. The Escrow Account shall be irrevocably appropriated to the payment of the principal of and interest on the Bonds until the proceeds of the Bonds therein are applied to prepayment of the Refunded Bonds. The moneys in the Escrow Account shall be used solely for the purposes herein set forth and for no other purpose, except that any surplus in the Escrow Account may be remitted to the County, all in accordance with the Escrow Agreement (hereafter defined) by and between the County and the Escrow Agent. Any moneys remitted to the County upon termination of the Escrow Agreement shall be deposited in the Debt Service Account.

(b) Debt Service Account. To the Debt Service Account there is hereby pledged and irrevocably appropriated and there shall be credited: (i) any balance remitted to the County upon the termination of the Escrow Agreement; (ii) any balance remaining on February 2, 1993, in the Debt Service Fund created by the Board of Commissioners resolution authorizing the issuance and sale of the Refunded Bonds (Prior Resolution); (iii) any collections of all taxes hereafter levied for the payment of the Bonds and interest thereon; (iv) all investment earnings on funds in the Debt Service Account; (v) tax increments resulting from increases in the taxable value of real property in a tax increment financing district in the County pledged to repayment of the Refunded Bonds in the Prior Resolution and collected after

September 15, 1992

the Redemption Date; (vi) accrued interest (if any) received upon delivery of the Bonds to the extent not required to fund the Escrow Account; and (vii) any and all other moneys which are properly available and are appropriated by the Board of Commissioners to the Debt Service Account. The amount of any surplus remaining in the Debt Service Account when the Bonds and interest thereon are paid shall be used as provided in Section 475.61, Subdivision 4 of the Act.

4.02. The moneys in the Debt Service Account shall be used solely to pay the principal of and interest on the Bonds or any other bonds hereafter issued and made payable from the Fund. No portion of the proceeds of the Bonds shall be used directly or indirectly to acquire higher yielding investments or to replace funds which were used directly or indirectly to acquire higher yielding investments, except (i) for a reasonable temporary period until such proceeds are needed for the purpose for which the Bonds were issued, and (ii) in addition to the above, in an amount not greater than the lesser of five percent of the proceeds of the Bonds or \$100,000. To this effect, any proceeds of the Bonds and any sums from time to time held in the Fund (or any other County account which will be used to pay principal and interest to become due on the Bonds) in excess of amounts which under the applicable federal arbitrage regulations may be invested without regard as to yield shall not be invested at a yield in excess of the applicable yield restrictions imposed by the arbitrage regulations on such investments after taking into account any applicable temporary periods or minor portion made available under the federal arbitrage regulations. In addition, the proceeds of the Bonds and money in the Fund shall not be invested in obligations or deposits issued by, guaranteed by or insured by the United States or any agency or instrumentality thereof if and to the extent that such investment would cause the Bonds to be federally guaranteed within the meaning of Section 149(b) of the Internal Revenue Code of 1986, as amended (the Code).

4.03. General Obligation Pledge. For the prompt and full payment of the principal and interest on the Bonds, as the same respectively become due, the full faith, credit and taxing powers of the County shall be and are hereby irrevocably pledged. If the balance in the Escrow Account or Debt Service Account is ever insufficient to pay all principal and interest then due on the Bonds and any other bonds payable therefrom, the deficiency shall be promptly paid out of monies in the general fund of the County which are available for such purpose, and such general fund may be reimbursed with or without interest from the Escrow Account or Debt Service Account when a sufficient balance is available therein.

4.04. It is determined that estimated collection of tax increments for the payment of principal and interest on the Bonds after the Redemption Date will produce at least five percent in excess of the amount needed to meet when due, the principal and interest payments on the Bonds and that no tax levy is needed at this time.

4.05. Filing. The County Auditor-Treasurer is authorized and directed to file a certified copy of this resolution and to provide the certificate required by Section 475.63 of the Act.

4.06. Prior Resolution Pledges. The pledges and covenants of the County made by the Prior Resolution relating to the tax increments and the improvements financed are restated and confirmed in all respects. The provisions of the Prior Resolution are hereby supplemented to the extent necessary to give full effect to the provisions of this resolution.

#### Section 5. Refunding: Findings: Redemption of Refunded Bonds.

5.01. As of the date of delivery of and payment for the Bonds the proceeds of the Bonds, in the amount of \$704,320.00 plus accrued interest on the Bonds less necessary expenses of the issuance of the Bonds (Proceeds), together with other funds (Funds) in the amount of \$298,747.99 are hereby pledged and appropriated and shall be deposited in the Escrow Account.

5.02. It is hereby found and determined that the Proceeds and Funds available and appropriated to the Escrow Account will be sufficient, together with the permitted earnings on the investment of the Escrow Account, to pay interest on the Bonds through the Redemption Date and to pay at maturity or redemption all of the principal of and redemption premium (if any) on the Refunded Bonds.



September 15, 1992

5.03. Securities purchased from the monies in the Escrow Account shall be limited to securities specified in Section 475.67, Subdivision 8 of the Act. Securities purchased for the Escrow Account shall be purchased simultaneously with the delivery of and payment for the Bonds. The Chairman and County Auditor-Treasurer are authorized and directed to purchase such securities.

5.04. The Refunded Bonds maturing on February 1, 1994 and thereafter shall be redeemed and prepaid on the Redemption Date. The Refunded Bonds shall be redeemed and prepaid in accordance with their terms and in accordance with the terms and conditions set forth in the form of Notice of Call for Redemption attached hereto as Attachment A which terms and conditions are hereby approved and incorporated herein by reference.

5.05. Escrow Agreement. On or prior to the delivery of the Refunding Bonds, the Chairman, County Administrator and the Auditor-Treasurer are hereby authorized and directed to execute on behalf of the County an escrow agreement (Escrow Agreement) with the Escrow Agent in substantially the form now on file with the Administrator. All essential terms and conditions of the Escrow Agreement including payment by the County of reasonable charges for the services of the Escrow Agent, are hereby approved and adopted and made a part of this resolution, and the County covenants that it will promptly enforce all provisions thereof in the event of default thereunder by the Escrow Agent.

5.06. Defeasance. When all Bonds and all interest thereon, have been discharged as provided in this paragraph, all pledges, covenants and other rights granted by this resolution to the holders of the Bonds shall cease, except that the pledge of the full faith and credit of the County for the prompt and full payment of the principal of and interest on the Bonds shall remain in full force and effect. The County may discharge all Bonds which are due on any date by depositing with the Registrar on or before that date a sum sufficient for the payment thereof in full; 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 at any time discharge and defease the Bonds in their entirety by complying with the provisions of Section 475.67 of Minnesota Statutes, except that the funds deposited in escrow in accordance with said provisions may (to the extent permitted by law) but need not be, in whole or in part, proceeds of bonds as therein provided without the consent of any Bondholders.

#### Section 6. Authentication of Transcript.

6.01. The officers of the County are authorized and directed to prepare and furnish to the Purchaser and to the attorneys approving the Bonds, certified copies of proceedings and records of the County relating to the Bonds and to the financial condition and affairs of the County, and such other certificates, affidavits and transcripts as may be required to show the facts within their knowledge or as shown by the books and records in their custody and under their control, relating to the validity and marketability of the Bonds and such instruments, including any heretofore furnished, shall be deemed representations of the County as to the facts stated therein.

6.02. The Chairman and County Administrator are hereby authorized and directed to certify that they have examined the Official Statement prepared and circulated in connection with the issuance and sale of the Bonds and that to the best of their knowledge and belief the Official Statement is a complete and accurate representation of the facts and representations made therein as of the date of the Official Statement.

#### Section 7. Tax Covenant.

7.01. The County 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 (the Code), and

September 15, 1992

the Treasury Regulations promulgated thereunder, in effect at the time of such actions, and that it will take or cause its officers, employees or agents to take, all affirmative action within its power that may be necessary to ensure that such interest will not become subject to taxation under the Code and applicable Treasury Regulations, as presently existing or as hereafter amended and made applicable to the Bonds.

7.02. The County will comply with requirements necessary under the Code to establish and maintain the exclusion from gross income of the interest on the Bonds under Section 103 of the Code, including without limitation requirements relating to temporary periods for investments, limitations on amounts invested at a yield greater than the yield on the Bonds, and the rebate of excess investment earnings to the United States.

7.03. The County further covenants not to use the proceeds of the Bonds or to cause or permit them or any of them to be used, in such a manner as to cause the Bonds to be "private activity bonds" within the meaning of Sections 103 and 141 through 150 of the Code.

ATTACHMENT A

NOTICE OF CALL FOR REDEMPTION

\$1,355,000  
GENERAL OBLIGATION TAX INCREMENT REFUNDING BONDS, SERIES 1987A  
WASHINGTON COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that, by order of the Board of Commissioners of Washington County, Minnesota, there have been called for redemption and prepayment on

February 1, 1993

all outstanding bonds of the County designated as General Obligation Tax Increment Refunding Bonds, Series 1987A, dated May 1, 1987, having stated maturity dates of February 1 in the years 1994 through 1999, both inclusive, totalling \$985,000 in principal amount, and with the following CUSIP numbers:

<u>Year of Maturity</u>	<u>CUSIP</u>
1994	
1995	
1996	
1997	
1998	
1999	

The bonds are being called at a price of par plus accrued interest to February 1, 1993, on which date all interest on said bonds will cease to accrue. Holders of the bonds hereby called for redemption are requested to present their bonds for payment at the main office of American National Bank and Trust Company, in the City of Saint Paul, Minnesota, on or before February 1, 1993.

Bondholders presenting their Bonds for payment must include their taxpayer identification number on Form W-9 to avoid withholding under the Interest and Dividend Compliance Act.

Dated: \_\_\_\_\_, 19\_\_

BY ORDER OF THE BOARD OF  
COMMISSIONERS

By /s/ Charles J. Swanson  
County Administrator  
Washington County, Minnesota

Further Information:

September 15, 1992

Commissioner McMullen seconded the motion and it was adopted unanimously; Commissioner Hauser absent.

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

#### **Abatement Applications**

Commissioner Hegberg moved to approve the following abatement applications:

<u>Type</u>	<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
WMGMT	60203-2150	McGuire, Leonard	\$ 26.00
Deed/Cons	87577-2030	Dakota County Abstract Co.	562.70
Red/Value	38125-0062	Cimarron Park	349.98
Red/Value	59990-0305	Kustelski, Frank & Mary	74.64
Red/Value	87880-2425	Wildwood Bay Partnership	1,416.66
Red/Value	87880-2375	Wildwood Bay Partnership	1,926.08

Commissioner Evert seconded the motion and it was adopted unanimously; Commissioner Hauser absent.

### **Annexation of Property to School District 834**

Howard R. Turrentine, Assistant County Attorney, outlined the necessary steps required before property can be detached from one school district and annexed to another school district.

Commissioner McMullen moved to set a public hearing on the petition of Thomas Skalbeck to detach property (Parcel # 37009-0070) from School District 622 and annex property to School District 834 for October 13, 1992. Commissioner Hegberg seconded the motion and it was adopted unanimously; Commissioner Hauser absent.

### **RECORDER'S OFFICE**

#### **Special Project Request and Executive Assistant for 1993 Budget**

John Franzen, County Recorder, requested approval to appoint an unclassified assistant in accordance with M.S. 375.56. After discussion of the matter, the County Board recognized the authority of the County Recorder to appoint an assistant under Minnesota Statutes and it was the consensus of the County Board that said appointment may be made provided it is within the staffing compliment and the budget previously approved for 1993.

September 15, 1992

The County Recorder also requested a special project position. It was the consensus of the County Board that this request be made through the Vacancy Review Committee.

### **Additional Office Space**

The County Board discussed the request by the County Recorder for more office space. This matter was directed to staff for their recommendations.

## **GENERAL ADMINISTRATION**

### **Readvertise for Housekeeping Services for 1993**

Commissioner Evert moved to adopt **Resolution No. 92-133** as follows:

#### Housekeeping Services for 1992

WHEREAS, in order to facilitate housekeeping services for the Park Grove Branch Library, Wildwood Branch Library, Woodbury Branch Library, and Human Services, Inc. of Oakdale, staff prepared specifications and advertised for proposals at the request of the County Board; and

WHEREAS, proposals were opened on September 10, 1992, at 2:00 p.m. with two bidders offering proposals, and

WHEREAS, both proposals received had incomplete areas on requested bid items making it impossible for staff to determine total bid offered, and

NOW, THEREFORE BE IT RESOLVED, that bids of September 10, 1992, be rejected, and

FURTHER, that Washington County readvertise for bids for housekeeping services for 1993.

Commissioner Hegberg seconded the motion and it was adopted unanimously; Commissioner Hauser absent.

### **Board Correspondence**

Board Correspondence was received and placed on file.

Commissioner Evert moved to authorize the County Board Chairman to send a letter to Commissioner James Denn, Minnesota Department of Transportation, affirming the Boards support of the Stillwater-

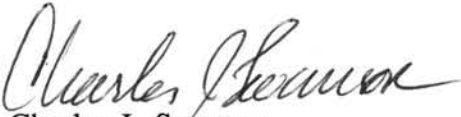
September 15, 1992

Houlton Bridge project, and urge the support of the Minnesota Department of Transportation Commissioner through a build decision in the near future. Commissioner McMullen seconded the motion and it was adopted unanimously; Commissioner Hauser absent.

**ADJOURNMENT**

There being no further business to come before the Board Commissioner McMullen moved to adjourn, seconded by Commissioner Hegberg and it was adopted unanimously; Commissioner Hauser absent. The meeting adjourned at 9:55 a.m.

Attest:

  
Charles J. Swanson  
County Administrator



Donald G. Scheel, Chairman  
County Board



**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
SEPTEMBER 22, 1992**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center. Present were Commissioners, Evert, McMullen, Scheel, and Hegberg. Commissioner Hauser absent. Chairman Scheel presided. Staff present were Howard R. Turrentine, Assistant County Attorney; John Franzen, Recorder; Doug Johnson, Public Works; John Devine, Controller; Mike Kloos, Court Services; Sally Chial, Court Services; and R. H. Stafford, Auditor-Treasurer.

**CONSENT CALENDAR**

Commissioner McMullen moved, seconded by Commissioner Hegberg to adopt the following Consent Calendar:

1. Approval of the September 8, 1992, Board meeting minutes.
2. Approval to advertise for bids for 1993 newspaper publication of county legal notices.
3. Adoption of **Resolution No. 92-134** as follows:

Transfer of Vital Statistics Duties from  
the Court Administrator to the Auditor/Treasurer

WHEREAS, Minnesota Statute 485.27 provides for the transfer to the County Board of Commissioners duties of the Court Administrator relating to vital statistics under sections 144.211 to 144.227, to notaries public under section 359.061, to hospital liens under sections 514.69 and 514.70, and to marriage licenses under chapter 517; and

WHEREAS, Marie Sunlitis, Washington County Court Administrator, has requested approval for the transfer of the above listed duties to the County Board of Commissioners; and

WHEREAS, R. H. Stafford, Washington County Auditor/Treasurer, has agreed to accept transfer of the above listed duties;

NOW, THEREFORE, BE IT RESOLVED that effective September 14, 1992, the Washington County Board of Commissioners hereby approves and accepts the transfer of the above listed duties from the Washington County Court Administrator, and

FURTHER, BE IT RESOLVED that, effective September 14, 1992, the above listed duties are hereby transferred and assigned to the Washington County Auditor/Treasurer.

4. Adoption of **Resolution No. 92-135** as follows:

September 22, 1992

Authorizing Execution of Agreement  
for Sentencing to Service Program

BE IT RESOLVED, THAT Washington County intends to enter into a contract with the State of Minnesota for the Sentencing to Service Program, to be conducted during the period from July 1, 1992 to June 30, 1993.

Russ Reetz and Charles Swanson are hereby authorized to sign and execute such contracts as are necessary to implement the program on behalf of the County.

5. Adoption of **Resolution No. 92-136** as follows:

Resolution to Purchase Stone Property  
County Road 64

WHEREAS, Washington County Board Resolution No. 92-050, dated April 21, 1992, authorized the improvement and reconstruction of County Road 64 from CSAH 15 (Manning Avenue) to CSAH 5 (Owens Street); and

WHEREAS, said resolution directed the officers of Washington County to proceed to acquire land for the reconstruction project, including land needed for highway right-of-way, sight corners, mitigation, drainage easements and slope easements; and

WHEREAS, Washington County is interested in acquiring several properties lying south of McKusick road and north of the Minnesota Transportation Museum railroad right-of-way within Stillwater Township, for the purpose of the reconstruction of County Road 64 (McKusick Road) 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 follows:

See Addendum No. 1 - Legal Description

for the sum of \$81,350.00; in total, upon the following terms and conditions:

1. Conveyance should be by Quit Claim 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 expenses to update the owner's abstract;
4. Real Estate taxes shall be prorated to the nearest half month of the closing date.

September 22, 1992

5. Buyer to pay recording fee(s), state deed tax and conservation fee;
6. Closing is to be on or before October 15, 1992. The closing shall be handled through the Washington County Attorney's Office.
7. Relocation benefits are not available to sellers since property is unimproved vacant land.
8. At the discretion of the seller, payment for the acquisition may be made either in a single payment at the time of closing or in a single payment after January 1, 1993.

Addendum No. 1 - Legal description  
of Stone Property

PID No. 95019-2115:

All that part of the East 50.00 feet of the West Half of the Southeast quarter of Section 19, Township 30 North, Range 20 West, Washington County, Minnesota, lying north of the northerly right-of-way of the Burlington Northern Railroad Company (now Minnesota Transportation Museum Railroad); and All that part of the West Half of the Northeast Quarter of the Southeast Quarter of said Section 19 lying north of said northerly right-of-way of the Burlington Northern Railroad Company (now Minnesota Transportation Museum Railroad) and lying westerly of the following described line: Commencing at the northeast corner of said West Half of the Northeast Quarter of the Southeast Quarter, thence South 89 degrees 56 minutes 48 seconds West, assumed bearing, along the northerly line thereof, 300.00 feet to the point of beginning of the line being described; thence South 13 degrees 02 minutes 09 seconds West, 500.00 feet; thence South 0 degrees 41 minutes 34 seconds East, 238.6 feet to said northerly right-of-way line of the Burlington Northern Railroad Company (now Minnesota Transportation Museum Railroad), which is the end of the line being described.

Subject to the right-of-way of McKusick Road North and subject to and together with an easement for driveway purposes over, under, and across a strip of land 40.00 feet in width, the centerline of which is described as follows: Beginning at the northeast corner of the above described parcel; thence South 13 degrees 02 minutes 09 seconds West along the easterly line thereof 50.00 feet to the end of the centerline being described.

6. Approval to advertise for bids for the leasing of agricultural land at Pine Point Park.
7. Approval of the Plat of Werner Estates, Town of West Lakeland.

The foregoing Consent Calendar was adopted unanimously; Commissioner Hauser absent.

**GENERAL ADMINISTRATION**

Commissioner Hegberg stated that negotiations between the State of Minnesota and Burlington Northern Railroad for the purchase of the railroad corridor along Highway 61 is moving along, and that more

September 22, 1992

information will be available for the upcoming Regional Rail Authority meeting in October.

Commissioner McMullen requested Administration Staff to check into the possibility of cancelling the County Board meeting on November 3, election day.

**Board Correspondence**

Board correspondence was received and placed on file.

**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 Hauser absent. The meeting adjourned at 9:05 a.m.



Donald G. Scheel, Chairman  
County Board

Attest:



Charles J. Swanson  
County Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
OCTOBER 6, 1992**

**REGIONAL RAIL AUTHORITY**

The Washington County Regional Rail Authority met at 9:00 a.m. in the Washington County Government Center. Present were Commissioners Evert, McMullen, Hauser, and Hegberg. Absent Commissioner Scheel. Chairman Hauser presided. Also present were Charles Swanson, County Administrator; Virginia Erdahl, Deputy Administrator; Richard Arney, County Attorney; Don Wisniewski, Public Works Director; Mark Mattson, Public Works Assistant Director; Lyle Doerr, Project Manager; Jack Perkovich, Public Works Deputy Director; Jim Trudeau, Sheriff; Don McGlothlin, Sheriff's Office; Judy Honmyhr, Human Resources Director; Jim Schug, Community Services Director; Judy Arends, Public Health Department; Doug Ryan, Public Health Division Manager; Marlene de Boef, Historic Courthouse Coordinator; Richard Slivik, Central Services Director; and Jeff Hanson, Public Information Coordinator. Official proceedings of the Regional Rail Authority are on file in the Office of Administration.

**REGULAR COUNTY BOARD SESSION**

The Washington County Board of Commissioners met in regular session at 9:20 a.m. in the Washington County Government Center. Present were Commissioners, Evert, McMullen, Hauser, and Hegberg. Absent Commissioner Scheel. Vice-Chairman McMullen presided. Staff present were Charles Swanson, County Administrator; Virginia Erdahl, Deputy Administrator; Richard Arney, County Attorney; Don Wisniewski, Public Works Director; Mark Mattson, Public Works Assistant Director; Lyle Doerr, Project Manager; Jack Perkovich, Public Works Deputy Director; Jim Trudeau, Sheriff; Don McGlothlin, Sheriff's Office; Judy Honmyhr, Human Resources Director; Jim Schug, Community Services Director; Judy Arends, Public Health Department; Doug Ryan, Public Health Division Manager; Marlene de Boef, Historic Courthouse Coordinator; Richard Slivik, Central Services Director; and Jeff Hanson, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner Hauser moved, seconded by Commissioner Evert to adopt the following Consent Calendar:

1. Approval of the September 15 and 22, 1992, Board Meeting minutes.



October 6, 1992

2. Adoption of **Resolution No. 92-137** as follows:

Proclaim the Week of October 4 - 11 as  
Violence Free Minnesota Week 1992

WHEREAS, Governor Carlson and Lieutenant Governor Dyrstad have proclaimed the week of October 4 - 11 as Violence Free Minnesota Week 1992; and,

WHEREAS, Washington County is committed to the elimination of violence within its communities; and

WHEREAS, Washington County supports a variety of programs designed to deal with the problems of domestic abuse, child abuse, abuse of vulnerable persons, violent crime and other more subtle forms of violence;

THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners hereby proclaim the week of October 4 - 11 as Violence Free Week in Washington County.

BE IT FURTHER RESOLVED, that the County Board of Commissioners expresses its support for the efforts of those people and programs that are working to eliminate violence in our County, and to encourage further citizen involvement in these efforts.

3. Adoption of **Resolution No. 92-138** as follows:

## 1992 AMC Achievement Awards Application

WHEREAS, the Association of Minnesota Counties Board of Directors has recognized the many valuable innovations and improvements taking place in Minnesota county government through the Minnesota County Awards program, and

WHEREAS, the Minnesota County Achievements' Awards are granted annually to those counties that have initiated efforts resulting in one or more determined accomplishments, and

WHEREAS, counties seeking achievement awards for 1992 must submit a formal application that has been approved by the County Board.

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners does hereby approve the following application for the 1992 AMC Achievement Award:

Washington County  
C.E.O. Commission

Washington County  
License Centers

4. Adoption of **Resolution No. 92-139** as follows:

October 6, 1992

Resolution Authorizing Execution of Forward  
Purchase and Assignment Agreement in  
Connection with \$19,325,000 General Obligation  
Refunding Bonds, Series 1992A

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

Section 1. Findings.

1.01. The County has by Resolution No. 92-130 adopted on September 15, 1992, authorized the issuance of its \$19,325,000 General Obligation Refunding Bonds, Series 1992A (the "Series 1992A Bonds") and has provided for the redemption in advance of maturity of certain bonds of the County referred to therein, and has provided for the investment of proceeds of the Series 1992A Bonds pursuant to an Escrow Agreement (the "Escrow Agreement") with First Trust National Association (the "Escrow Agent") to provide for such redemption.

1.02. In order to ensure the availability of sufficient funds pursuant to the Escrow Agreement to provide for the redemption of the refunded bonds on their respective redemption dates, the County has determined to invest certain maturing amounts of securities pursuant to a Forward Purchase and Assignment Agreement among the County, the Escrow Agent, and Sakura Global Capital, Inc.

Section 2. Authorization. The County hereby authorizes and directs the Chairman and County Auditor-Treasurer to execute and deliver the forward Purchase and Assignment Agreement dated as of October 14, 1992, on behalf of the County. The Forward Purchase and Assignment Agreement shall be substantially in the form on file with the County on the date hereof, with such substitutions, modifications, additions and deletions as are approved by the Chairman and the County Auditor-Treasurer upon advice of bond counsel

- 5. Approval to set the passport photo fee at \$10.00.
- 6. Approval of the following abatement applications:

<u>Type</u>	<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
Red/Value	32008-3200	Jerry Weiss	\$4,497.82
Deed/Cons	58024-2900	North Star Title	832.25
Deed/Cons	73460-4900	Northwest Title	29.75
Deed/Cons	68442-4810	Hertaus, Michael	203.00

- 7. Bids were received for office supplies contract as follows:

American Office Supply	\$37,377.87
St. Paul Book and Stationery Co.	\$39,644.47
S & T Office Products, Inc.	\$40,282.00

October 6, 1992

Adoption of **Resolution No. 92-140** as follows:

Award of Office Supplies Contract to  
St. Paul Book and Stationery

WHEREAS, the County wishes to enter into an agreement with a contractor for the purpose of purchasing office supplies during the time period of October 1, 1992 through September 30, 1993, and;

WHEREAS, bids were solicited via advertisement with three responses from office supply contractors received, and

WHEREAS, St. Paul Book and Stationery company is the lowest responsible bidder;

NOW, THEREFORE BE IT RESOLVED, that the County enter into an agreement with St. Paul Book and Stationery Company to purchase its office supplies during the time period of October 1, 1992 through September 30, 1993, with the option to renew two additional twelve month time periods upon mutual agreement of the County and the contractor. The agreement is to be executed through the signatures of the Chairperson of the Washington County Board of Commissioners and the Washington County Administrator.

8. Approval of contract with the Minnesota Department of Human Services for Children's Justice Act Grant, October 1, 1992, to September 30, 1993.
9. Adoption of **Resolution No. 92-141** as follows:

One-Year Federal Grant Renewal

WHEREAS, the Office of Drug Policy of the Department of Public Safety of the State of Minnesota has awarded to the Washington County Attorney's Office in Washington County a Federal Grant in the amount of \$52,000.00 for the calendar year 1993 and pursuant to the Federal Drug Control and Systems Improvement Act, and

WHEREAS, funds exist as a result of actions against criminal element which are sufficient to meet matching fund requirements, and

WHEREAS, Washington County Board of Commissioners and Washington County Attorney believe it would be in the best interest of public safety to use these funds to add additional prosecution staff, support staff, and related resources,

THEREFORE, BE IT RESOLVED that the County of Washington, State of Minnesota, enter into an agreement with the State of Minnesota for the Federal Drug Control and Improvement Act funds to be conducted during the period from January 1, 1993, through December 31, 1993.

BE IT FURTHER RESOLVED that the Chair of the Washington County Board of Commissioners, Washington County Administrator, and the

October 6, 1992

County Attorney or his designee are hereby authorized and directed to sign and execute such agreements as are necessary to implement this project on behalf of Washington County and the Washington County Attorney's Office.

10. Approval of attraction and retention factor of \$34,282 - \$44,390 for classification of Public Health Nurse/Correctional Nurse in Department of Public Health.
11. Approval to change the banding and grading for the classification of Lead Survey Technician in the Surveyor's Office from B24-3 to C41-3; approval of revised job description.
12. Approval to change the banding and grading for the classification of Early Intervention Network Coordinator in the Public Health Department from C41-1 to C42-1; approval of revised job description.
13. Approval of working condition factor 2 for the classification of Senior Public Health Nurse.
14. Approval to increase hourly salary rate for on the job trainees (OJT students) from \$4.50/hr. to \$4.75/hr., effective September 27, 1992 and to \$5.00/hr., effective January 3, 1993.
15. Approval of agreement with the City of Newport and authorize payment for distribution of curbside recycling funds in the amount of \$13,840.
16. Bids were received for snow removal of Government Center parking facilities as follows:

<u>Bidder</u>	Proposal A	Proposal B	Proposal C
	Weighted Avg.	<u>Hourly Rate</u>	<u>Hourly Rate</u>
	<u>per inch Snow</u>		
Buberl Landscaping	\$268.50	-0-	\$90.00
Rick Buberl Black Dirt	\$397.00	-0-	-0-

Adoption of **Resolution No. 92-142** as follows:

Award of Contract for Snow Removal at  
Government Center Parking Facilities

WHEREAS, in order for snow removal to be done at the Government Center, the County solicited bids for this project; and,

WHEREAS, bids were opened on September 28, 1992, with Buberl Landscaping being the lowest responsible bidder; and,

October 6, 1992

NOW, THEREFORE BE IT RESOLVED, that the bid of Buberl Landscaping be accepted and the County enter into a contract with Buberl Landscaping under the terms and conditions set forth in the bid specification documents; and,

BE IT FURTHER RESOLVED, that the contract between the County and Buberl Landscaping be executed through the signatures of the Chairman of the Washington County Board of Commissioners and the Washington County Administrator without further action of the County Board conditioned upon compliance with all bid specification requirements and approval as to form by the Washington County Attorney's Office.

17. Adoption of **Resolution No. 92-143** as follows:

Parking Restrictions on County State  
Aid Highway 22

BE IT RESOLVED, that the Washington County Board of Commissioners hereby designate "No Parking Anytime" on the east and west sides of 3rd Street (CSAH 22) from 5th Avenue to 3rd Avenue in St. Paul Park, and

FURTHER, to designate "No Parking Anytime" on the north and south sides of 3rd Avenue (CSAH 22) from 3rd Street to the Mississippi River, and

BE IT FURTHER RESOLVED, that the County Engineer is authorized and directed to erect and maintain the appropriate signs at the above referenced location.

18. Adoption of **Resolution No. 92-144** as follows:

Extinguish Temporary Slope  
Easements on CSAH 7

WHEREAS, in 1981 Washington County acquired several temporary slope easements for the reconstruction of County State Aid Highway 7 (project 82-607-08) within the SE¼ of Section 12, Township 31 North, Range 20 West; and

WHEREAS, the slope easements were recorded without an expiration date; and

WHEREAS, the reconstruction project has been completed for several years and the slope easements are no longer needed; and

WHEREAS, the slope easements unnecessarily encumber the underlying properties.

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners declare CSAH 7 reconstruction project 82-607-08 complete.



October 6, 1992

BE IT ALSO RESOLVED that the slope easements acquired by Washington County for the project and recorded in the Washington County Recorder's Office as document numbers 423595, 423794, and 423797 are hereby declared to be expired.

19. Adoption of **Resolution No. 92-145** as follows:

Paydown of Retainage of PWR-1991-161  
CR 57 to Valley Paving, Inc.

WHEREAS, work on PWR 1991-161, (C.P. 90-5701), is over 95% complete, and

WHEREAS, Minnesota Statutes 162.04 states when work is over 95% complete, the County shall pay upon recommendation of the County Engineer, such portions of the retained price as the County Board determines, are not required to protect the County's interest in completion of the contract.

WHEREAS, contractor has furnished completed Form IC-134s (Withholding Affidavit for Contractors) to Washington County, and

WHEREAS, Washington County Engineer recommends paying down retainage to \$1,000.

NOW, THEREFORE BE IT RESOLVED, to pay the contractor, Valley Paving, Inc., for work performed retaining \$1,000.

20. Approval to renew office lease at Historic Courthouse for St. Croix Valley Chapter of American Red Cross.
21. Bids were received for sale and removal of houses as follows:

	<u>1876 Lake Elmo Ave.</u>	<u>1876 Keats Ave. N.</u>
Otting Housemovers	\$8,200.00	\$4,200.00
Milan Horak	\$6,769.00	-
Darrell Haase	\$3,490.00	-

- Adoption of **Resolution No. 92-146** as follows:

Award of Contract for the Sale and Removal of Houses at  
1876 Lake Elmo Avenue and 1786 Keats Avenue North  
PK 3182 and PK 3211

WHEREAS, in order for the sale and removal of houses to be done at the Lake Elmo Park Reserve, the County solicited bids for this project; and,

October 6, 1992

WHEREAS, bids were opened on September 16, 1992, with Otting Housemovers being the highest responsible bidder,

NOW, THEREFORE BE IT RESOLVED, that the bid of Otting Housemovers be accepted and the County enter into a contract with Otting Housemovers under the terms and conditions set forth in the bid specification documents; and

BE IT FURTHER RESOLVED, that the contract between the County and Otting Housemovers be executed through the signatures of the Chairman of the Washington County Board of Commissioners and the Washington County Administrator without further action of the County Board conditioned upon compliance with all bid specification requirements and approval as to form by the Washington County Attorney's Office.

22. Adoption of **Resolution No. 92-147** as follows:

Minnesota Department of Corrections  
Resolution Authorizing Execution of an Agreement  
for Juvenile Detention Subsidy Funds

BE IT RESOLVED that Washington County intends to enter into a Memorandum of Agreement with the State of Minnesota for Juvenile Detention Subsidy funds, to be expended during the period from July 1, 1992, to September 30, 1993.

Don Scheel and Chuck Swanson are hereby authorized to sign and execute the Memorandum of Agreement as necessary on behalf of the County.

The foregoing Consent Calendar was adopted unanimously; Commissioner Scheel absent.

**PUBLIC WORKS DEPARTMENT**

The Public Works Director presented two proposed additions to the Law Enforcement Center (LEC) constructions contract.

Commissioner Hegberg moved to approve the addition to the LEC construction contract for the installation of fifty additional bunks in the amount of \$21,909. Commissioner Hauser seconded the motion and it was adopted unanimously; Commissioner Scheel absent.

Commissioner Hauser moved to approve the addition to the LEC construction contract for additional landscaping in the amount of \$26,492. Commissioner Evert seconded the motion and it was adopted unanimously; Commissioner Scheel absent.

October 6, 1992

**GENERAL ADMINISTRATION****United Way Wrap Up**

The Public Information Coordinator presented the Board Vice-Chairman with a Certificate of Recognition received from the St. Croix Area United Way, and gave a final wrap up on the County Pacesetter's efforts. He stated that County employees contributed \$17,202 to the St. Croix Area United Way.

**Board Meeting Dates for December**

Commissioner Evert moved to meet on November 3, 1992, if there is business to transact and not meet on December 1 and 29, 1992. Commissioner Hegberg seconded the motion and it was adopted unanimously; Commissioner Scheel absent.

**Board Correspondence**

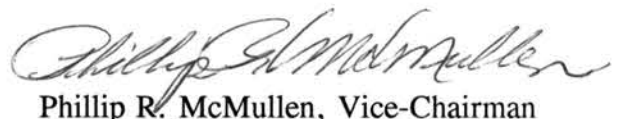
Board correspondence was received and placed on file.

**ADJOURNMENT**

There being no further business to come before the Board, Commissioner Hauser moved to adjourn, seconded by Commissioner Evert and it was adopted unanimously; Commissioner Scheel absent. The Board meeting adjourned at 9:45 a.m.

**BOARD WORKSHOP WITH THE PUBLIC HEALTH DEPARTMENT**

The Board met in workshop session with the Public Health Department to discuss proposed changes in the county's solid waste, food protection, and on-site sewage management ordinances. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Evert, McMullen, Hauser, and Hegberg. Staff present were Charles Swanson, Virginia Erdahl, Mary McGlothlin, Doug Ryan, Judy Arends, and Bob Turrentine.



Phillip R. McMullen, Vice-Chairman  
County Board

Attest:



Charles J. Swanson

County Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**OCTOBER 13, 1992**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center Board Room. Present were Commissioners McMullen, Evert, Scheel, Hauser, and Hegberg. Absent none. Chairman Scheel presided. Staff present were Charles Swanson, County Administrator; Virginia Erdahl, Deputy Administrator; Richard Arney, County Attorney; Richard Stafford, Auditor-Treasurer; Mary McGlothlin, Public Health Director; Doug Ryan, Public Health Division Manager; Eric Magee, Public Health Department; Judy Arends, Public Health Department; Howard R. Turrentine, Assistant County Attorney; Jim Schug, Community Services Director; Don Wisniewski, Public Works Director; Don Theisen, Public Works Deputy Director; Jack Perkovich, Public Works Deputy Director; and, Jeff Hanson, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner Evert moved, seconded by Commissioner Hauser to adopt the following Consent Calendar:

1. Approval of the October 6, 1992, Board meeting minutes.
2. Approval to reappoint Gordon C. Moosbrugger to the Valley Branch Watershed District to a three-year term expiring November 13, 1995.
3. Approval of proclamation declaring October as Shared Housing Month in Washington County.
4. Approval of amendments to 1992 contracts with Adapted Living Programs, Human Services Support Network and NEKTON to provide home and community based services to persons with developmental disabilities.
5. Approval to appoint Yvette Marie Quarfot to the Washington County Private Industry Council.
6. Approval of 1992-1993 amendment to contract with Frank Madden and Associates for services as the County's labor relations consultant.
7. Approval to execute two joint powers agreements for distribution of solid waste surcharge funds with Anoka and Scott Counties.
8. Adoption of **Resolution No. 92-148** as follows:

October 13, 1992

Authorizing Eminent Domain Proceeding  
for County Road 54

WHEREAS, Washington County proposes to improve County Road 54 between Ivywood Avenue and County Road 50 in Hugo, Forest Lake Township and New Scandia Township; and

WHEREAS, the improvements consist of grading, aggregate base and shouldering, bituminous base, surfacing and overlay, and concrete curb and gutter 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 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 on parcels described on Exhibit A, attached.

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 therefore and to prosecute said action to a successful conclusion or until it is abandoned, dismissed or terminated by the County or the Court.

Exhibit A

Parcel 1:

A Fee Acquisition of the following described parcel:

The East 40 feet of the following described property:

That part of the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$ ) of Section 36, Township 32 North, Range 21 West, Washington County, Minnesota, lying North of the South 924 feet and South of the North 4 rods.

Together with a temporary easement for construction purposes over, under and across the following described property:

That part of the SE $\frac{1}{4}$  of the NW $\frac{1}{4}$ , of Section 36, Township 32 North, Range 21 West, Washington County, Minnesota, lying North of the South 924 feet and South of the North 4 rods, described as follows:



October 13, 1992

Not to exceed 5 feet in width between the south line of the above described parcel and Engineer's Station 304+50; and

Not to exceed 10 feet in width between and left of Engineer's Stations 304+50; and

Not to exceed 5 feet in width between and left of Engineer's Stations 305+50 and 306+00; and

Not to exceed 25 feet in width between and left of Engineer's Station 307+25 and the north line of the above described property.

Said slope easement shall begin November 1, 1992, and expire October 31, 1993.

Acquisition: 0.2117 acres of existing right of way (to be converted to fee)  
0.0914 acres of new right of way (to be acquired in fee)  
0.0545 acres of temporary slope easement

Fee Owners: Joel M. Holstad and Jody Johnson Holstad, husband and wife  
20660 Holstad Trail  
Forest Lake, MN 55025

Mortgagee: Lake Area Security Bank  
1338 East Highway 96  
White Bear Lake, MN 55110

Parcel 2:

A Fee Acquisition of the following described parcel:

The East 40 feet of the North 190 feet of the following described property: The East 943 feet of the North 462 feet of the South 924 feet of the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$  of NW $\frac{1}{4}$ ) of Section 36, Township 32 North, Range 21 West, Washington County, Minnesota.

Together with a temporary easement for construction purposes over, under and across the following described property:

That part of the East 943 feet of the North 462 feet of the south 924 feet of the SE $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 36, Township 32 North, Range 21 West, Washington County, Minnesota, described as follows:

Not to exceed 5 feet in width between and left of Engineer's Station 304+00 and the north line of the above described property.

Said slope easement shall begin November 1, 1992 and expire October 31, 1993.

Acquisition: 0.1309 acres of existing right of way (to be converted to fee)  
0.0436 acres of new right of way (to be acquired in fee)  
0.0040 acres of temporary slope easement

Fee Owner: Joel M. Holstad and Jody Johnson Holstad, husband and wife  
20660 Holstad Trail  
Forest Lake, MN 55025

October 13, 1992

ContactPurchasers:

Robert A. Jansen and Julia M. Jansen  
18680 July Avenue North  
Forest Lake, MN 55025

Mortgagee:

Lake Area Security Bank  
1338 East Highway 96  
White Bear Lake, MN 55110

9. Adoption of **Resolution No. 92-149** as follows:

Final Payment to Chem-Trol, Inc.  
Furnish and Perform Chemical Weed Control

WHEREAS, the Washington County Board of Commissioners, on April 21, 1992, signed a contract with Chem-Trol, Inc., for the furnishing and performance of chemical weed control on various County roads,

WHEREAS, Chem-Trol, Inc., has satisfactorily completed all work in accordance with the terms and conditions of the contract,

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

10. Adoption of **Resolution No. 92-150** as follows:

Harrow Avenue Bridge Replacement  
Project SAP 82-599-07

WHEREAS, that the County of Washington has applied to the Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for the construction/reconstruction of Township Bridge No. 68179 over Hardwood Creek in Forest Lake Township; and,

WHEREAS, the application for the grant has been reviewed by the Washington County Regional Development Commission; and,

WHEREAS, the amount of the grant has been determined to be \$6,544, by reason of the lowest responsible bid.

NOW, THEREFORE BE IT RESOLVED, that the County of Washington does hereby affirm that any cost of the bridge in excess of the grant will be appropriated from funds available to the County of Washington and that any grant monies appropriated for the bridge, but not required, based on the final estimate, shall be returned to the Minnesota State Transportation Fund.

BE IT FURTHER RESOLVED, that whereas Federal monies are being used to participate in the cost of the bridge, grant monies as matching funds shall be transferred directly to the agency account and that the records of the County of Washington shall so state.

October 13, 1992

11. Adoption of **Resolution No. 92-151** as follows:

Reimbursement of Technical Training

WHEREAS, the Minnesota Department of Transportation has required that certified technicians be used on all State Aid work beginning January 1, 1994; and,

WHEREAS, Washington County is involved with State Aid funded highway projects as a normal routine; and,

WHEREAS, Washington County engineering technicians are in the process of taking training classes for the necessary certification and costs involved are being born by the County; and,

WHEREAS, the Minnesota Department of Transportation has deemed that costs for the required certification are eligible for reimbursement from the Administration Account; and

NOW, THEREFORE BE IT RESOLVED, that Washington County enter into Agreement #70054 with the Minnesota Department of Transportation for reimbursement of certification training tuition costs. Execution of said agreement to be by the county Engineer and County Auditor.

12. Information only - Recorder fees for the month of September, 1992.
13. Bids were received for window treatments for the Law Enforcement Center as follows:

Custom Expressions, Inc.	\$ 8,354
Burnsville, MN	
 Aero Drapery Co.	 \$13,657
Burnsville, MN	

- Adoption of **Resolution No. 92-152** as follows:

Award of Contract for Window Treatments for  
the Law Enforcement Center and Jail to  
Custom Expressions, Inc.

WHEREAS, in order to supply the Washington County L.E.C. and Jail with Window Treatments, the County solicited bids for this project; and

WHEREAS, bids were opened on September 15, 1992, with Custom Expressions, Inc., being the lowest responsible bidder;

October 13, 1992

NOW, THEREFORE BE IT RESOLVED, that the bid of Custom Expressions, Inc. be accepted and the County enter into a contract with Custom Expressions, Inc. under the terms and conditions set forth in the bid specification documents; and,

BE IT FURTHER RESOLVED, that the contract between the County and Custom Expressions Inc., may be executed through the signatures of the Chairman of the Washington County Board of Commissioners and the Washington County Administrator without further action of the County Board condition upon compliance with all bid specification requirements and approval as to form by the Washington County Attorney's Office, and that payment is authorized.

The foregoing Consent Calendar was adopted unanimously.

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

Howard R. Turrentine, Assistant County Attorney, notified the Board that School District 622 requests time to consider the request of Mr. Thomas Skalbeck to detach property from School District 622 and annex property to School District 834.

Commissioner Hegberg moved to cancel the public hearing to consider the request by Thomas Skalbeck to detach property from School District 622 and annex property to School District 834. Commissioner Hauser seconded the motion and it was adopted unanimously.

#### **PUBLIC HEARING - PUBLIC HEALTH DEPARTMENT**

##### **Solid Waste Management Ordinance**

The Board Chairman presented an overview of today's public hearing to consider adoption of a Solid Waste Management Ordinance. The Secretary to the Board read into the record the notice of intent to adopt said ordinance. The Board Chairman declared the public hearing open at 9:05 a.m.

Eric Magee, public health department, presented a summary of the proposed Solid Waste Management Ordinance. He stated that comments were received from NSP and waste haulers regarding this ordinance. He recommends that the public hearing be continued and the public record kept open until October 27, 1992 to provide time to properly analyze and respond to these comments.

Chairman Scheel asked for further comments. Mary Ayde, Executive Director, Independent Waste Haulers of Minnesota, read into the record a letter from her association. She requested a meeting between the haulers and the Public Health Department to discuss the proposed ordinance.

October 13, 1992

Jim Junker, Junker Sanitation, stated he has several comments to make and wonders why there is such a hurry to adopt this ordinance. He would like the public hearing continued until after the first of the year.

Chairman Scheel asked if there were further comments. None were heard.

Commissioner Hauser moved to continue the public hearing to consider adoption of the Solid Waste Management Ordinance until October 27, 1992. Commissioner Evert seconded the motion and it was adopted unanimously.

#### **Election of Members to the Minnesota Care Regional Coordination Board**

The Public Health Director presented the Board with a list of nominees seeking election to the Minnesota Care Regional Coordinating Board. The Board supported the election for the consumer representative with the vote as follows: Commissioner McMullen, Coral S. Houle; Commissioner Evert, Coral S. Houle; Commissioner Scheel, Coral S. Houle; Commissioner Hauser, Coral S. Houle; and Commissioner Hegberg, Coral S. Houle.

The Board supported the election of County Commissioner representative with the vote as follows: Commissioner McMullen, Ramsey County Commissioner Diane Ahrens; Commissioner Evert, Ramsey County Commissioner Diane Ahrens; Commissioner Scheel, Ramsey County Commissioner Diane Ahrens; Commissioner Hauser, Ramsey County Commissioner Diane Ahrens; and Commissioner Hegberg, Ramsey County Commissioner Diane Ahrens.

#### **WASHINGTON COUNTY HOUSING AND REDEVELOPMENT AUTHORITY**

Yvette Quarfot, Housing and Redevelopment Authority, gave a brief presentation on the qualified allocation plan for low income tax credits.

Commissioner McMullen moved to adopt **Resolution No. 92-153** as follows:

##### **Qualified Allocation Plan for Low Income Tax Credits**

WHEREAS, proposed Treasury Regulations (the "Proposed Regulations") which would require allocators of low income housing credits, including The Washington County Housing and Redevelopment Authority (the "Authority") which allocates such credits on behalf of Washington County (the "County"), to monitor compliance by projects to which it has allocated low income housing tax credits with the requirements of Section 42 of the Internal Revenue Code of 1986, as amended, have been published; and



October 13, 1992

WHEREAS, the Proposed Regulations require modifications to the Authority's previously adopted Low Income Housing Tax Credit Qualified Allocation Plan (the "Plan"); and

WHEREAS, the Authority has approved the Plan, as amended, in substantially the form attached hereto as Exhibit A following a public hearing regarding the revision of the Plan for which not less than 14 days notice was published in a newspaper of general circulation in the County.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Washington County that the amended Low Income Housing Tax Credit Qualified Allocation Plan previously approved by the Authority and attached hereto as Exhibit A is hereby adopted and approved.

Commissioner Hegberg seconded the motion and it was adopted unanimously.

#### **PUBLIC WORKS DEPARTMENT**

The Public Works Deputy Director presented construction options for CSAH 10 from I-694 to CSAH 13. The Board discussed the five options presented.

Commissioner Hauser moved concept approval of option three for construction of CSAH 10 from I-694 to CSAH 13, and that the City of Lake Elmo look at applying for federal funds for the bike path with the City picking up the balance of the project. Commissioner McMullen seconded the motion and it was adopted unanimously.

#### **Board Correspondence**

Board correspondence was received and placed on file.

The Board will discuss a survey from Governor Arne H. Carlson regarding the budget deficit in workshop session next week.

It was Board consensus that Commissioner McMullen work with Public Information Coordinator Jeff Hanson to plan the forthcoming meeting with larger county taxpayers.

#### **ADJOURNMENT**

There being no further business to come before the Board Commissioner Evert moved to adjourn, seconded by Commissioner Hauser and it was adopted unanimously. The Board meeting adjourned at 10:00 a.m.

October 13, 1992

**BOARD WORKSHOP WITH PUBLIC WORKS DEPARTMENT**

The Board met in workshop session with the Public Works Department to discuss contract versus hiring utility worker I's for housekeeping services; and roadside vegetation control practices. No business was conducted and the public was welcome to attend. Present for the workshop session were Commissioners McMullen, Evert, Scheel, Hauser, and Hegberg. Also present were Charles Swanson, Virginia Erdahl, Don Wisniewski, Jack Perkovich, Mark Mattson, Judy Honmyhr, and Matt Nelson, AFSCME Representative.



Donald G. Scheel, Chairman  
County Board

Attest:



Charles J. Swanson  
County Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**OCTOBER 20, 1992**

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, Hauser, and Hegberg. Absent none. Chairman Scheel presided. Also present were: Charles Swanson, County Administrator; Richard Arney, County Attorney; Jim Schug, Community Services Director; Mary McGlothlin, Public Health Director; Doug Ryan, Public Health Division Manager; Judy Honmyhr, Human Resources Director; Don Wisniewski, Public Works Director; Don Theisen, Public Works Deputy Director; Marlene Workman, Historic Courthouse Coordinator; Don McGlothlin, Deputy Sheriff; Brendan McLaughlin, Budget Analyst; and Jeff Hanson, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner Evert moved, seconded by Commissioner McMullen to adopt the following Consent Calendar:

1. Adoption of **Resolution No. 92-154** as follows:

Contract with Minnesota Department  
of Health for Water Analysis

WHEREAS, the Washington County Public Health Department (WCPHD) is a public entity and environmental monitoring of wells is needed as a result of the point sources located by the Minnesota Pollution Control Agency and the Minnesota Department of Health; and

WHEREAS, the WCPHD is the local agency with the responsibility to protect, maintain and improve the health of citizens pursuant to Minnesota Statutes, Sec. 144.05; and

WHEREAS, the Department wishes to obtain the services of the Contractor which is qualified by experience and licensure to provide analyses of well water samples according to Standard Methods and according to the requirements of the Minnesota Department of Health.

BE IT RESOLVED, that the contract with the Minnesota Department of Health for the purpose of the Department performing environmental laboratory tests on samples and specimens submitted by the County of Washington paid for on a per test basis for total amount not to exceed \$12,000 during the period of October 1, 1992, to June 30, 1993, be approved, and that the County Administrator be authorized to sign the contract on behalf of the County and thereby so bind it.

2. Bids were received for lease of land for agricultural use at Pine Point Park as follows:

October 20, 1992

	Price Per Acre
Ken Berwald	\$41.50
Stillwater, MN	
Jerry Lepinski	\$36.00
Stillwater, MN	

Adoption of **Resolution No. 92-155** as follows:

Award of Lease of Land for Agricultural  
Use at Pine Point Park

WHEREAS, in order to facilitate the rental of agricultural land at Pine Point Park, the County solicited bids for this project; and,

WHEREAS, bids were opened on October 7, 1992, with Ken Berwald being the highest responsible bidder; and,

NOW, THEREFORE BE IT RESOLVED, that the contract between the County and Ken Berwald be executed through the signature of the Chairman of the Washington County Board of Commissioners and the Washington County Administrator without further action of the County Board conditioned upon compliance with all bid specification requirements and approval as to form by the Washington County Attorney's Office.

- 3. Approval of agreement for Washington County Historical Society to store several large artifacts in the basement at the Historic Courthouse.
- 4. Approval to reject bids for housekeeping services for 1993; and authorization to advertise for three Utilities Worker I's.
- 5. Approval to advertise for bids for CP 92-2902, CSAH 29 from CSAH 27 to TH 244.
- 6. Adoption of **Resolution No. 92-156** as follows:

Purchase Burney Property - Big Marine Park

WHEREAS, Washington County is interested in acquiring the property located at 11777 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 11777 Lomond Trail North, May Township, legally described as:

October 20, 1992

## See Addendum No. 1 - Legal Description

for the sum of \$128,000.00; in total, upon the following terms and conditions:

1. Conveyance should be by warranty deed or quit claim 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 abstract expenses;
4. Real Estate taxes shall be pro rated as of December 15, 1992;
5. Buyer to pay recording fee(s), state deed tax and conservation fee;
6. Closing is to be on or before December 15, 1992. The closing shall be handled through the Washington County Attorney's Office.
7. Sellers may retain possession, rent free, through April 15, 1993 but must vacate property no later than midnight, April 15, 1993. If sellers vacate property sooner than April 15, 1993, sellers must give Washington County 15 days written notice of date then intend to vacate property. The sellers shall be obligated to pay all utilities, including fuel oil, propane gas, natural gas, electricity, water, telephone, sewer, and garbage hauling, in a timely manner, while they are in possession of the property. Sellers shall be obligated to perform all maintenance in order to keep 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. Relocation benefits are available to qualified sellers as per state law. Relocation benefits may be waived at seller's option in exchange for \$7,500 payment over and above stated purchase price of \$128,000.
9. Acquisition is subject to a satisfactory environmental audit by the County.

Addendum No. 1  
Legal Description of Burney Property

That part of Government Lot 6, Section 5, Township 31 North, Range 20 West, Washington County, Minnesota, that lies south of the road.

Property Identification Number 89005-0120

7. Approval of amendment to existing contract for Lanier Voice Products, #SHF-1992-256. Term of agreement and payment for services have been modified. No cost implications involved.



October 20, 1992

The foregoing Consent Calendar was adopted unanimously.

**PUBLIC WORKS DEPARTMENT**

The Public Works Director informed the Board that the City of Lake Elmo rejected Option No. 3 to reconstruct CSAH 10 from I-694 to CSAH 13. He discussed other options available to the County: 1) Option 5, CSAH 10 would be a four-lane highway from the freeway to one-quarter mile east of Helmo Avenue, then would continue as a two-lane highway from there to County Road 13; 2) Put the project on hold and shift these dollars to other projects; or, 3) Construct a four-lane highway tapering down to two lanes west of Armstrong Lake.

Commissioner Hauser moved to approve Option No. 5 for reconstruction of CSAH 10 as a four-lane highway from I-694 to one-quarter mile east of Helmo Avenue, and continue from there as a two-lane highway to CSAH 13, contingent upon approval of this option from the Cities of Lake Elmo and Oakdale, and the Minnesota Department of Natural Resources. Commissioner McMullen seconded the motion and it was adopted unanimously.

**PUBLIC HEALTH DEPARTMENT**

Commissioner Evert moved to adopt **Resolution No. 92-157** as follows:

Resolution Concerning Radon Activities

WHEREAS, radon has been identified by the Surgeon General and the U.S. Environmental Protection Agency as one of the nation's leading environmental health threats; and

WHEREAS, radon has been identified as a cause of lung cancer; and

WHEREAS, six million homes in America are estimated to have radon levels above the established action level; and

WHEREAS, up to 40% of Minnesota homes may have radon levels greater than the radon action level of 4 pCi/l; and

WHEREAS, only 6 percent of American homes have been tested for radon; and

WHEREAS, the Board, through the functions of the Public Health Department, administers programs for protecting the public's health which include assessment of local health needs and health problems; development of policy based on scientific knowledge; and assurance that services needed to achieve health goals are available in the community;

THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners recommends that all Washington County residents test their homes for the presence of radon gas; and homes with radon levels

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greater than the radon action level of 4 pCi/l implement methods to reduce the radon level within the home; and

BE IT FURTHER RESOLVED that the Washington County Public Health Department will be involved in the following radon-related activities:

- \* Organization and assessment of testing data submitted by Washington County residents and identification of areas with high radon levels; and
- \* Dissemination of information to home owners and builders on radon mitigation and the prevention of further radon exposure; and
- \* Assurance of radon education, testing and mitigation services; and
- \* Support of research to further delineate the real risk of radon exposure, both by itself and in conjunction with other carcinogens, such as tobacco smoke.

Commissioner McMullen seconded the motion and it was adopted unanimously.

#### **COMMUNITY SERVICES DEPARTMENT**

##### **Expansion of Nurse Line Service**

The Community Services Director presented an overview of the nurse line service, which is a 24 hours a day telephone service for medical assistance, general assistance medical care, and MnCare recipients.

Commissioner Hegberg moved to authorize participation of Washington County in the nurse line service for medical assistance, general assistance medical care, and Mn care recipients. Commissioner Hauser seconded the motion and it was adopted unanimously.

##### **MnCare Program**

The Community Services Director presented information on the new MnCare program (previously known as HealthRight and Children's Health Plan Plus) and what impact this program will have on the County's administration of the medical assistance program.

#### **GENERAL ADMINISTRATION**

##### **MCIT Workers' Compensation Contract**

Commissioner McMullen moved to approve the agreement with Minnesota Counties Insurance Trust (MCIT) Workers' Compensation Division for 1993 deductible pricing which is \$50,000 per claim,

October 20, 1992

\$200,000 annual aggregate. Commissioner Evert seconded the motion and it was adopted unanimously.

### **Board Correspondence**

Board Correspondence was received and placed on file.

The Board requested staff to hold a workshop on the proposed truck terminal near County Road 21 and I-94 in West Lakeland Township.

### **ADJOURNMENT**

There being no further business to come before the Board Commissioner Evert moved to adjourn, seconded by Commissioner Hauser and it was adopted unanimously. The Board meeting adjourned at 10:05 a.m.

### **BOARD WORKSHOP**

The Board met in workshop session to discuss a survey from Governor Arne Carlson regarding the State's budget deficit. No business was conducted and the public was welcome to attend. Present for the workshop session were Commissioners Evert, McMullen, Scheel, Hauser, and Hegberg. Staff present were Charles Swanson, Richard Arney, Jim Schug, John Devine, Don Wisniewski, Brendan McLaughlin, and Pat Raddatz.



Donald G. Scheel, Chairman  
County Board

Attest:



Charles J. Swanson  
County Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**OCTOBER 27, 1992**

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, Hauser, and Hegberg. Absent none. Chairman Scheel presided. Also present were: Charles Swanson, County Administrator; Virginia Erdahl, Deputy Administrator; Richard Arney, County Attorney; Jim Schug, Community Services Director; Mary McGlothlin, Public Health Director; Doug Ryan, Public Health Division Manager; Judy Arends, Public Health Department; Al Goodman, Public Health Department; Bob Turrentine, Assistant County Attorney; John Franzen, Recorder; and Jeff Hanson, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner McMullen moved, seconded by Commissioner Evert to adopt the following Consent Calendar:

1. Approval of the October 13 and 20, 1992, Board meeting minutes.
2. Approval of abatement applications as follows:

<u>Type</u>	<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
Red/Value	19034-2950	US Federal Gov	\$4,532.66
Red/Value	54530-2000	Perrine, Peter & Chris	1,702.42
Red/Value	54530-2025	Perrine, Peter & Chris	1,702.42
Red/Value	54530-2050	Perrine, Peter & Chris	1,702.42
Red/Value	54530-2075	Perrine, Peter & Chris	1,702.42
Red/Value	54530-2100	Perrine, Peter & Chris	1,702.42
Red/Value	11530-2200	Randall, Clarence & Phyllis	206.64
Hmstd	69585-0307	Gjerdahl, Susan	290.82
Hmstd	28507-6480	Tran, Nang Tri & Thu Huong	1,680.60
Hmstd	28236-2725	Morreli, Ron & Gail	745.34
Hmstd	28236-2725	Morreli, Ron & Gail	1,855.16
Hmstd	27600-2100	Mortensen, Orley & Joan	2,494.16
Hmstd	34870-1131	Jones, Ronald & Darla Smith	280.58
Hmstd	38125-0292	Hippe, David & Tamra	135.12
Hmstd	38125-0347	King, Michael & Christine	144.00
Hmstd	38125-0385	Naastad, Colleen M	224.82
Hmstd	38125-0662	Butler, Cynthia	150.16
Hmstd	38125-0662	Butler, Cynthia	135.12
Hmstd	50415-2200	Engquist, Steven	209.84
Hmstd	87029-0020	Engquist, Steven	886.62
Hmstd	59990-0312	Hieb, Mary & Jerry	212.24
Hmstd	11565-3750	Kumerow, Donald	839.48
Hmstd	81023-0050	Scott, Bruce	932.52
Hmstd	81023-0050	Scott, Bruce	993.90
Red/Value	19125-3400	Stoddard, Denis	267.58
Hmstd	69585-0307	Gjerdahl, Susan	289.54

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<u>Type</u>	<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
Pen/Int	32008-3200	LJM Partnership	\$5,069.31
Pen/Int	32008-3200	LJM Partnership	4,597.29
Pen/Int	32008-3200	LJM Partnership	1,833.09

- 3. Approval of contract amendment with the St. Croix Valley Youth Service Bureau to provide independent living skills training to older adolescents in out-of-home care.
- 4. Approval of extension of special project clerical position in the facilities division of public works through February 1, 1993.
- 5. Approval to execute the snowmobile easements with the Star Trail Association allowing public access through the Lake Elmo Park Reserve, Pine Point Park, and Cottage Grove Ravine Regional Park.
- 6. Adoption of **Resolution No. 92-158** as follows:

Speed Survey on County Road 50  
Between U.S. 61 and Manning Trail

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:

County Road 50 between U.S. 61 and Manning Trail

BE IT FURTHER RESOLVED, that upon determination of a reasonable and safe speed on the above highway, Washington County be authorized by the Commissioners of the Minnesota Department of Transportation to post such speed limit.

- 7. Approval of the Plat of Wynstone, West Lakeland Township.
- 8. Approval to continue the Public Hearing on the proposed solid waste management ordinance scheduled for October 27 to November 17, 1992.

The foregoing Consent Calendar was adopted unanimously.

**PUBLIC HEARING - PUBLIC HEALTH DEPARTMENT**  
**On-Site Sewage Treatment Systems Ordinance**

The Board Chairman presented an overview of today’s public hearing to consider adoption of an On-site Sewage Treatment System Ordinance. The Secretary to the Board read into the record the notice of intent to adopt said ordinance. The Board Chairman declared the public hearing open at 9:05 a.m.



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Al Goodman, public health department, presented a summary of the proposed On-site Sewage Treatment Systems Ordinance. Herb Korf, Forest Lake, asked about steel fence posts used for marking three mound type systems, and he asked what happens if two soil testers come up with different results. Mr. Goodman indicated that the County also conducts soil tests.

The Board asked if there were further comments, none were heard.

Commissioner Evert moved to adopt an ordinance regulating on-site sewage treatment systems in the unincorporated areas of Washington County. Commissioner Hauser seconded the motion and it was adopted unanimously.

The County Attorney's office was directed to prepare a resolution adopting the Washington County On-site Sewage Treatment Systems Ordinance. It was also noted that all documentary evidence was made a part of this record.

### **GENERAL ADMINISTRATION**

#### **Board Correspondence**

Board Correspondence was received and placed on file.

### **ADJOURNMENT**

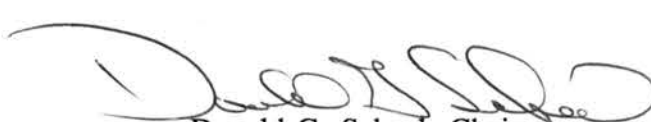
There being no further business to come before the Board, Commissioner Hauser moved to adjourn seconded by Commissioner McMullen and it was adopted unanimously. The Board meeting adjourned at 9:30 a.m.

### **BOARD WORKSHOP WITH THE INFORMATION SERVICES DEPARTMENT**

The Board met in workshop session to discuss the ALERTS computer software and discuss options available and impact of selling the software to other counties. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Evert, McMullen, Scheel, Hauser, and Hegberg. Staff present were Charles Swanson, Virginia Erdahl, Jim Trudeau, and Mike Gripentrog.

Attest:

  
Charles J. Swanson  
County Administrator

  
Donald G. Scheel, Chairman  
Board Chairman

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
NOVEMBER 3, 1992**

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, Scheel, Hauser, and Hegberg. Absent Commissioner McMullen. Chairman Scheel presided. Also present were: Charles J. Swanson, County Administrator; Virginia Erdahl, Deputy Administrator; Richard Hodsdon, First Assistant County Attorney; Jim Schug, Community Services Director; Richard Stafford, Auditor-Treasurer; Don Theisen, Public Works Deputy Director; Doug Ryan, Public Health Division Manager; and Jeff Hanson, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner Hegberg moved, seconded by Commissioner Hauser to adopt the foregoing Consent Calendar:

1. Approval of state fiscal year 1993 contract with Human Services, Inc. to provide community based mental health services for children with severe emotional disturbance.
2. Approval of amendments to contracts with Mary Buxton and Melissa Sorman for Guardian Ad Litem services and consultation in the amount of \$720.
3. Approval of reclassification of position of Clerk I to the Classification of Information/Intake Specialist in the Sheriff's Office effective October 11, 1992.
4. Adoption of **Resolution No. 92-159** as follows:

Repealing the 1982 Individual Sewage Treatment  
Ordinance and Replacing it with a New Washington  
County Individual Sewage Treatment Ordinance

WHEREAS, the Washington County Board of Commissioners has determined that it is in the best interests of the public health, safety and welfare of the residents of Washington County to provide for the management and regulation of individual sewage treatment systems in the unincorporated areas of the County; and

WHEREAS, Minn. Stat. Ch. 394 and Minnesota Rules Ch. 7080 authorizes Counties by ordinance to manage and regulate the location, design, installation, use and maintenance of individual sewage treatment systems in the unincorporated areas of the County by establishing, among other things, performance standards, design criteria and operation, maintenance, certification, licenses and permit requirements and penalties for violations thereof; and

November 3, 1992

WHEREAS, the Washington County Board of Commissioners has received the recommendations of the Washington County Planning Advisory Commission; and

WHEREAS, the Washington County Board of Commissioners has conducted a public hearing on the Planning Advisory Commission's recommendations.

NOW, THEREFORE, BE IT RESOLVED, that based on the recommendations of the Planning Advisory Commission and the testimony received at the public hearing and for the reasons set forth therein, Chapter 4 of the Washington County Development Code, the existing Washington County Individual Sewage Treatment System Ordinance No. 29 is hereby repealed and that the proposed Individual Sewage Treatment System Ordinance as presented by the Washington County Department of Public Health be and hereby is adopted as Chapter 4 of the Washington County Development Code, to be known as the Individual Sewage Treatment Ordinance, Ordinance No. 103.

BE IT FURTHER RESOLVED, that this Ordinance supersedes the existing Individual Sewage Treatment Ordinance No. 29 and applies to new and existing systems located within the unincorporated areas of Washington County. It manages and regulates the location, design, installation, use and maintenance of individual sewage treatment systems by establishing performance standards, design criteria and operation, maintenance and certification, licenses and permit requirements, with violations subjecting the violator to criminal and civil penalties.

BE IT ALSO RESOLVED, that the foregoing is only a summary of the ordinance and that the full text is available for public inspection at the Washington County Auditor/Treasurer's Office, the Washington County Department of Public Health and the Washington County Department of Administration.

#### **ORDINANCE NO. 103**

WASHINGTON COUNTY, MINNESOTA, REVISION OF WASHINGTON COUNTY DEVELOPMENT CODE, CHAPTER 4, INDIVIDUAL SEWAGE TREATMENT SYSTEM ORDINANCE, AN ORDINANCE REPEALING ORDINANCE NO. 29 AND REPLACING IT WITH THE WASHINGTON COUNTY INDIVIDUAL SEWAGE TREATMENT SYSTEM ORDINANCE ADOPTED BY THE WASHINGTON COUNTY BOARD OF COMMISSIONERS ON NOVEMBER 3, 1992.

The Board of Commissioners of Washington County does hereby ordain

#### **SECTION 1 TITLE**

1.1 **Short Title.** This Ordinance shall be known, cited and referred to as the Washington County Individual Sewage Treatment System Ordinance.

#### **SECTION 2 INTENT AND PURPOSE**

2.1 This Ordinance is adopted for the purpose of:

November 3, 1992

- (1) Protecting the health, safety and welfare of the residents of the community, present and future.
- (2) Regulating the location, design, installation, use and maintenance of individual sewage treatment systems so as to prevent contamination of the surface and ground waters within the community.
- (3) Protecting the individual water supply wells of the community from contamination by inadequate, improperly designed, located, installed or maintained individual sewage treatment systems.
- (4) Providing for the orderly development of areas of the community which are not served by central public systems. Also to help preclude the need to install central public systems in areas not currently planned for central public waste systems.
- (5) These standards are not intended to cover systems treating industrial waste or other waste water that may contain hazardous materials.

### SECTION 3 EFFECTIVE DATE

**3.1 Effective Date and Repealer.** The repeal of Ordinance No. 29 and this Ordinance adopting a new Washington County Individual Sewage Treatment System Ordinance, shall be in full force and effect from and after its passage and publication according to law. The full text of the Ordinance is on file in the Office of the Washington County Administrator, the Washington County Auditor/Treasurer. Copies of the Ordinance are available in the Office of the Washington County Department of Public Health.

#### 5. Adoption of **Resolution No. 92-160** as follows:

##### Terminate Driveway Reconstruction Easement on CSAH 7

WHEREAS, in 1981 Washington County acquired a driveway reconstruction easement as part of the reconstruction of County State Aid Highway 7 within the SE¼ of Section 12, Township 31 North, Range 20 West; and

WHEREAS, the driveway reconstruction easement did not have an expiration date and was recorded at the Washington County Recorder's Office as document no. 423798; and

WHEREAS, the reconstruction project has been completed for several years and the driveway reconstruction easement is no longer needed; and

WHEREAS, the driveway reconstruction easement unnecessarily encumbers the underlying property.

NOW THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners declare the reconstruction project complete, and

November 3, 1992

that the driveway reconstruction easement as filed in the Washington County Recorder's Office as document no. 423798 be declared terminated.

6. Adoption of **Resolution No. 92-161** as follows:

Authorizing Eminent Domain Proceedings  
for County Road 64

WHEREAS, Washington County proposes to improve County Road 64 between Owens Street (CSAH 5) and Neal Avenue in the City of Stillwater and between Neal Avenue and Manning Avenue (CSAH 15) in Stillwater Township; and

WHEREAS, the improvements consist of grading, aggregate base, bituminous surface and shouldering, concrete curb and gutter, construction of a bike/pedestrian pathway, and drainage structures as herein determined necessary to provide for the safety of the traveling public; and

WHEREAS, the acquisition of all land, right of way, and easements over certain lands are necessary to provide for said construction; and

WHEREAS, Washington County has authority to acquire land, right of way and easements for highway purposes by eminent domain pursuant to Minn. Stat. 162.02, subd. 5; and

WHEREAS, Washington County has the right to acquire land, right of way, and easements prior to the filing of an 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 following required land, right of way, and easements:

See Addendum

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby authorizes the acquisition of said property interest 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.

Addendum  
Condemnation List - County Road 64

Plat 83 - Parcel 9:

Acquisition	0.172 acres of existing right of way (converted to fee)
<u>Summary:</u>	0.118 acres of new right of way (to be acquired in fee)
	0.037 acres of temporary slope easement

Legal Description  
of R/W Acquisition:



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Parcel No. 9 of Washington County Highway Right of Way Plat No. 83. Said parcel being within the SE¼ of the NW¼ of Section 19, Township 30 North, Range 20 West, Washington County, Minnesota, Said plat no. 83 is filed and recorded in the Washington County Recorder's Office as Document No. 714183.

Containing 0.29 acres of Highway Right of Way.

To be acquired in Fee.

Description of  
Slope Easement:

That part of the SE¼ of the NW¼ of Section 19, Township 30 North, Range 20 West, Washington County, Minnesota, lying north of County Road 64, and described as follows:

Not to exceed 10 feet in width between and left of the West property line and Engineer's Station 720+50; and

Not to exceed 20 feet in width between and left of Engineer's Station 721+55 and the East property line.

Said slope easement shall begin November 1, 1992 and expire October 31, 1994.

Containing 0.037 acres of temporary slope easement.

Fee Owners:

James N. Scheibe and Louise B. Scheibe  
6414 South Tongass Highway, P. O. Box 7054  
Ketchikan, Alaska 99901

or

12412 McKusick Road North  
Stillwater, MN 55082

Mortgagee:

TCF Mortgage Corporation  
801 Marquette Avenue  
Minneapolis, MN 55402

Plat 83 - Parcel 16:

Acquisition  
Summary:

1.21 acres of Highway Safety/Drainage Easement  
0.47 acres of Temporary Slope Easement

Legal Description  
of R/W Acquisition:

Parcel No. 16 of Washington County Highway Right of Way Plat No. 83. Said parcel being within the NW¼ of the SW¼ and the NE¼ of the SW¼ of Section 19, Township 30 North, Range 20 West, Washington County, Minnesota. Said plat no. 83 is filed and recorded in the Washington County Recorder's Office as Document No. 714183.

Containing 1.21 acres.

To be acquired in Highway Safety/Drainage Easement

Description of  
Slope Easement:

That part of the NW¼ of the SW¼ and the NE¼ of the SW¼ of Section 19, Township 30 North, Range 20 West, Washington County,

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Minnesota, lying south of County Road 64, and described as follows:

Not to exceed 10 feet in width between and right of Engineer's Stations 700+50 and 717+00; and

Not to exceed 15 feet in width between and right of Engineer's Stations 721+50 and 724+25.

Said slope easement shall begin November 1, 1992 and expire October 31, 1994.

Containing 0.471 acres of temporary slope easement.

Fee Owners: Minnesota Transportation Museum  
P.O. Box 1796, Pioneer Station  
St. Paul, MN 55101-0796

Mortgagee: None

Plat 84 - Parcel 2:

Acquisition 0.217 acres of Existing Right of Way  
Summary: 0.003 acres of New Right of Way

Legal Description  
of R/W Acquisition: Parcel No. 2 of Washington County Highway Right of Way Plat No. 84. Said parcel being within the SW¼ of the NE¼ Section 19, Township 30 North, Range 20 West, Washington County, Minnesota. Said plat no. 84 is filed and recorded in the Washington County Recorder's Office as Document No. 714184.

Containing 0.22 acres.

To be acquired in Fee.

Description of  
Slope Easement: None

Fee Owners: Jerry B. Holland and Barbara L. Holland  
12720 McKusick Road North  
Stillwater, MN 55082

Mortgagee: Metropolitan Federal Bank, fsb  
215 North 5th Street  
Fargo, North Dakota 58102

Parcels 95019-2155 and 95019-2680

Acquisition  
Summary: 6.2± acres of Land

Legal Description  
of Acquisition: All that part of the Northeast Quarter of the Southwest Quarter (NE¼ of SW¼) of Section Nineteen (19), Township Thirty (30) North, Range Twenty (20) West, Washington County, Minnesota, lying North of the

November 3, 1992

northerly right-of-way of the Northern Pacific Railroad (now Minnesota Transportation Museum Railroad), excepting therefrom the West Four hundred fifty-seven and four-tenths (457.4) feet thereof;

and

All that part of the West Half of Southeast Quarter (W $\frac{1}{2}$  of SE $\frac{1}{4}$ ) of said Section Nineteen (19), lying West of the East 313.33 feet and lying North of said Northerly right-of-way line of the Northern Pacific Railroad (now Minnesota Transportation Museum Railroad).

To be acquired in Fee.

Fee Owners:

James R. Huntsman and Z. Annette Huntsman  
416 South 4th Street  
Stillwater, MN 55082

Mortgagee:

None

Easement  
Encumbrance:

Henry J. Abramowicz and Sharon A. Abramowicz  
1053 Overlook Road  
St. Paul, MN 55118

Driveway  
Easement to:

Robert J. Larson and Jean H. Larson  
16012 6th Street  
Lakeland, MN 55043

Driveway  
Easement  
Description:

A strip of land 40 feet in width, the centerline of which is described as follows: Beginning at the northeast corner of the above described parcel, thence southerly along the easterly line thereof 50.00 feet to the end of the centerline being described. (Given in Document No. 475050)

Parcel 95019-2160:

Acquisition  
Summary:

3.3 $\pm$  acres of Property

Legal Description  
of Acquisition:

The West 263.33 feet of the East 313.33 feet of all that part of the West Half of the Southeast Quarter of Section 19, Township 30 North, Range 20 West, Washington County, Minnesota, lying North of the northerly right-of-way of the Northern Pacific Railroad (now Minnesota Transportation Museum Railroad), containing 3.3 acres, more or less. Subject to the right-of-way of McKusick Road North. Subject to and together with an easement for driveway purpose over, under, and across a strip of land 40.00 feet in width, the centerline of which is described as follows: Beginning at the northwest corner of the above described parcel; thence southerly along the westerly line thereof 50.00 feet to the end of the centerline being described.

To be acquired in Fee.

Fee Owners:

Robert J. Larson and Jean H. Larson  
16012 6th Street North  
Lakeland, MN 55043

Mortgagee:

None

November 3, 1992

Driveway  
Easement to: James R. Huntsman and Z. Annette Huntsman  
416 South 4th Street  
Stillwater, MN 55082

Driveway  
Easement  
Description: Stated in above legal description.  
(Given in Document No. 475050)

Parcel 95019-2115:

Acquisition  
Summary: 5.44± acres of Property

Legal Description of Acquisition:

All that part of the East 50.00 feet of the West Half of the Southeast quarter of Section 19, Township 30 North, Range 20 West, Washington County, Minnesota, lying north of the northerly right-of-way of the Burlington Northern Railroad Company (now Minnesota Transportation Museum Railroad); and All that part of the West Half of the Northeast Quarter of the Southeast Quarter of said Section 19 lying north of said northerly right-of-way of the Burlington Northern Railroad Company (now Minnesota Transportation Museum Railroad) and lying westerly of the following described line: Commencing at the northeast corner of said West Half of the Northeast Quarter of the Southeast Quarter, thence South 89 degrees 56 minutes 48 seconds West, assumed bearing, along the northerly line thereof, 300.00 feet to the point of beginning of the line being described; thence South 13 degrees 02 minutes 09 seconds West, 500.00 feet; thence South 0 degrees 41 minutes 34 seconds East, 238.6 feet to said northerly right-of-way line of the Burlington Northern Railroad Company (now Minnesota Transportation Museum Railroad), which is the end of the line being described. Subject to the right-of-way of McKusick Road North and subject to and together with an easement for driveway purposes over, under, and across a strip of land 40.00 feet in width, the centerline of which is described as follows: Beginning at the northeast corner of the above described parcel; thence South 13 degrees 02 minutes 09 seconds West along the easterly line thereof 50.00 feet to the end of the center line being described.

To be acquired in Fee.

Fee Owners: David C. Stone and Judith E. Stone  
12850 McKusick Road North  
Stillwater, MN 55082

Mortgagee: None

Driveway  
Easement to: Owners of Parcel 95019-2110

Keith P. Dyrud and Grace Dyrud (Fee Owners of Record)  
1805 Walnut Street  
St. Paul, MN 55113

Benjamin Houge and Margaret Lindstrom  
2701 Hawthorne Lane  
Stillwater, MN 55082

or

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Coughlin & Houge, LTD  
 900 First Bank Place West  
 120 South Sixth Street  
 Minneapolis, MN 55402  
 (unrecorded contract for deed)

Steve Ellingson  
 5243 Bloomington Avenue  
 Minneapolis, MN 55417  
 (unrecorded contract for deed)

Driveway  
 Easement  
Description:

Stated in above legal description  
 (Given in Document No. 501573)

Parcel 95019-2110:

Acquisition  
Summary:

6.7± acres of Land

Legal Description  
of Acquisition:

All that part of the West Half of the Northeast Quarter of the Southeast Quarter (W $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ ) of Section 19, Township 30 North, Range 20 West, Washington County, Minnesota, lying north of the northerly right of way of the Burlington Northern Railroad Company (now Minnesota Transportation Museum) and lying Easterly of the following described line: Commencing at the northeast corner of said West Half of the Northeast Quarter of the Southeast Quarter (W $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ ); thence South 89 degrees 56 minutes 48 seconds West, assumed bearing, along the northerly line thereof, 300.00 feet to the point of beginning of the line being described; thence South 13 degrees 02 minutes 09 seconds West, 500.00 feet; thence South 0 degrees 41 minutes 34 seconds East, 238.6 feet to said northerly right of way of the Burlington Northern Railroad Company (now Minnesota Transportation Museum), which is the end of the line being described, all containing 6.7 acres, more or less. Subject to the right of way of McKusick Road North and subject to and together with a perpetual easement for driveway purposes over, under and across a strip of land 40.00 feet in width, the centerline of which is described as follows: Beginning at the Northwest corner of the above described parcel; thence South 13 degrees 02 minutes 09 seconds West along the westerly line thereof 50.00 feet to the end of the centerline being described, to be used in common with the owners of:

All that part of the East 50.00 feet of the West half of the Southeast Quarter of Section 19, Township 30 North, Range 20 West, Washington County, Minnesota, lying north of the northerly right of way of the Burlington Northern Railroad Company; and all that part of the West Half of the Northeast Quarter of the Southeast Quarter of said Section 19 lying north of said northerly right of way of the Burlington Northern Railroad Company and lying westerly of the following described line: Commencing at the Northeast corner of said West Half of the Northeast Quarter of the Southeast Quarter, thence South 89 degrees 56 minutes 48 seconds West, assumed bearing, along the northerly line thereof, 300.00 feet to the point of beginning of the line being described; thence South 13 degrees 02 minutes 09 seconds West,



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500.00 feet; thence South 0 degrees 41 minutes 34 seconds East 238.6 feet to said northerly right of way line of the Burlington Northern Railroad Company, which is the end of the line being described.

To be acquired in Fee.

Fee Owners: Keith P. Dyrud and Grace Dyrud (Fee Owners of Record)  
1805 Walnut Street  
St. Paul, MN 55113

Contract Purchasers: 1. Benjamin Houge and Margaret Lindstrom  
2701 Hawthorne Lane  
Stillwater, MN 55082  
or  
Coughlin & Houge, LTD  
900 First Bank Place West  
120 South Sixth Street  
Minneapolis, MN 55402  
(unrecorded contract for deed)  
2. Steve Ellingson  
5243 Bloomington Avenue  
Minneapolis, MN 55417  
(unrecorded contract for deed)

Mortgagee: None

Driveway Easement to: (Owners of Parcel 95019-2115)  
David C. Stone and Judith E. Stone  
12850 McKusick Road North  
Stillwater, MN 55082

Driveway Easement Description: Stated in above legal description  
(Given in Document No. 425461)

Plat 84 - Parcel 10:

Acquisition Summary: 0.539 acres of Existing Right of Way  
0.671 acres of New Right of Way  
0.041 acres of Drainage Easement  
0.142 acres of Temporary Slope Easement

Legal Description of R/W Acquisition: Parcel No. 10 of Washington County Highway Right of Way Plat No. 84. Said parcel being within the NE¼ of the SE¼ of Section 19, Township 30 North, Range 20 West, Washington County, Minnesota. Said plat no. 84 is filed and recorded in the Washington County Recorder's Office as Document No. 714184.

Containing 1.21 acres

To be acquired in Fee.

Legal Description of Drainage Easement:

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That part of the E½ of the NE¼ of the SE¼ of Section 19, Township 30 North, Range 20 West, lying north of the presently existing railroad right of way, described as follows: Commencing at Right of Way Boundary Corner B9 as shown on Washington County Highway Right of Way Plat No. 84; thence westerly along the southerly right of way line of County Road 64 a distance of 45 feet to the point of beginning; thence South a distance of 30 feet; thence West a distance of 60 feet; thence North a distance of 30± feet to the southerly right of way line of County Road 64; thence easterly along the southerly right of way line of County Road 64 to the point of beginning, and there ending.

Legal Description  
of Slope Easement:

That part of the E½ of the NE¼ of the SE¼ of Section 19, Township 30 North, Range 20 West, Washington County, Minnesota, lying south of County Road 64, and described as follows:

Not to exceed 10 feet in the width between and right of the West Property Line and Engineer's Station 745+40; and

Not to exceed 10 feet in width between and right of Engineer's Stations 746+00 and 747+50; and

Not to exceed 15 feet in width between and right of Engineer's Station 748+50 and the East property line.

Said slope easement shall begin November 1, 1992 and expire October 31, 1994.

Fee Owners: Richard E. Purdy and Maureen M. Ash, husband and wife  
N. 7659 - 950th Street  
River Falls, Wisconsin 54022

Mortgagee: None

SLOPE EASEMENT:

Acquisition  
Summary: 0.052 acres of Temporary Slope Easement

Legal Description  
of Slope Easement:

That part of the NE¼ of the NE¼ of Section 29, Township 30 North, Range 20 West, Washington County, Minnesota, lying north of County Road 64, and described as follows:

Not to exceed 50 feet in width between and left of the West property line and Engineer's Station and 820+00; and

Not to exceed 15 feet in width between and left of Engineer's Stations 820+00 and 820+85.

Said slope easement shall begin April 1, 1993 and expire October 31, 1994.

Fee Owners: Robert P. Liberty and Mary R. Liberty, husband and wife  
1010 McKusick Road North  
Stillwater, MN 55082

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Mortgagee: Cosmopolitan State Bank of Stillwater (now Central Bank)  
101 South Main Street  
Stillwater, MN 55082

Washington Federal Savings and Loan Association of Stillwater  
(now known as Metropolitan Federal Bank fsb)  
200 East Chestnut Street  
Stillwater, MN 55082

SLOPE EASEMENT:

Acquisition 0.011 acres of Temporary Slope Easement  
Summary:

Legal Description  
of Slope Easement:

The South 10 feet of Lot 14, Block 3, Sabin's Addition to Stillwater, according to the plat thereof on file and of record in the office of the County Recorder, Washington County, Minnesota.

Said slope easement shall begin April 1, 1993 and expire October 31, 1994.

Fee Owner: Connie Florence Devich, a single person  
912 West Laurel Street  
Stillwater, MN 55082

Mortgagee: TCF Mortgage Corporation  
801 Marquette Avenue  
Minneapolis, MN 55402

SLOPE EASEMENT:

Acquisition 0.018 acres of Temporary Slope Easement  
Summary:

Legal Description  
of Slope Easement:

That part of Lots 17 and 18, Block 3, Sabin's Addition to Stillwater, according to the plat thereof on file and of record in the office of the County Recorder, Washington County, Minnesota, described as follows:

Not to exceed 5 feet in width between and left of the West lot line of Lot 17 and Engineer's Station 833+60; and

Not to exceed 20 feet in width between and left of Engineer's Stations 833+60 and 833+80; and

Not to exceed 5 feet in width between and left of Engineer's Station 833+80 and the east line of Lot 18.

Said slope easement shall begin April 1, 1993 and expire October 31, 1994.

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Fee Owner: Rachel E. Noreen, a single person  
822 West Laurel Street  
Stillwater, MN 55082

Mortgagee: None

SLOPE EASEMENT:

Acquisition Summary: 0.181 acres of Temporary Slope Easement

Legal Description of Slope Easement:

The South 40 feet of Lots 19, 20, and 21, Block 3, Sabin's Addition to Stillwater, according to the plat thereof on file and of record in the office of the County Recorder, Washington County, Minnesota.

Said slope easement shall begin April 1, 1993 and expire October 31, 1994.

Fee Owners: James B. Gannon and Delores J. Gannon, husband and wife  
Gannon Auto Body  
804 West Laurel Street  
Stillwater, MN 55082

Mortgagee: Cosmopolitan State Bank of Stillwater (now Central Bank)  
101 South Main Street  
Stillwater, MN 55082

7. Adoption of **Resolution No. 92-162** as follows:

Right of Way Acquisition on County State Aid Highway 10

BE IT RESOLVED THAT Washington County proceed to improve and widen County State Aid Highway 10, from 1/4 mile west of Interstate 694 to County State Aid Highway 13 (Inwood Avenue) in the Cities of Lake Elmo and Oakdale.

And that the officers of said County, including the County Highway Engineer, the County Administrator and the County Attorney, shall proceed and are hereby authorized to proceed to acquire by purchase or condemnation, right of way to establish said highway plus sight corners and the necessary drainage or slope easements, and such officers are specifically authorized to take such action and execute such instruments if any be necessary, to acquire said rights of way.

8. Approval of Historic Courthouse Advisory Committee's recommendations for 1993 and 1994 Historic Courthouse per-day rental fees and policy.
9. Approval to execute the trail grooming agreement with the City of Woodbury.

The foregoing Consent Calendar was adopted unanimously.

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**AUDITOR-TREASURER'S OFFICE**

The following updates were presented: 1) The December 8 Truth-in-Taxation meeting scheduled for 7:00 p.m. in the Washington County Board Room has been moved to 8:00 p.m.; 2) Joanne Helm discussed the Truth-in-Taxation notices (parcel specific) and tax estimates; and 3) The election process.

**GENERAL ADMINISTRATION****Board Correspondence**

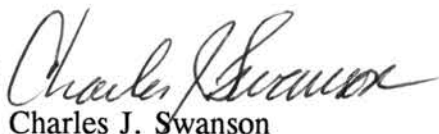
Board Correspondence was received and placed on file.

**ADJOURNMENT**

There being no further information to come before the Board, Commissioner Hauser moved to adjourn seconded by Commissioner Evert and it was adopted unanimously. The Board meeting adjourned at 9:25 a.m.



Donald G. Scheel, Chairman  
County Board

Attest:   
Charles J. Swanson  
County Administrator



**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**NOVEMBER 10, 1992**

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, Hauser, and Hegberg. Absent none. Chairman Scheel presided. Also present were: Charles J. Swanson, County Administrator; Virginia Erdahl, Deputy Administrator; Richard Arney, County Attorney; Don Wisniewski, Public Works Director; Don Theisen, Deputy Public Works Director; Lyle Doerr, Facilities; Judy Honmyhr, Human Resources Director; Jim Trudeau, Sheriff; Brendan McLaughlin, Budget Analyst; John Devine, Controller; and Jeff Hanson, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner Evert moved, seconded by Commissioner Hauser to adopt the following Consent Calendar:

1. Approval of the October 27, 1992, Board meeting minutes.
2. Approval to advertise for 1993 committee vacancies.
3. Approval to advertise for 1993 motor vehicle fuel supplies for the Public Works and Sheriff's departments.
4. Adoption of **Resolution No. 92-164** as follows:

Release County's Right to Construct Snow  
Fences on Land Adjacent to County Road 19A

WHEREAS, in 1968 Washington County acquired a highway easement for County Road 19A across the N½ of the SE¼ of Section 22, Township 27 North, Range 21 West, and said highway easement was recorded in Book 302 of Deeds, Page 455 at the Washington County Recorder's Office; and

WHEREAS, said highway easement contains a clause which gives Washington County "the right to construct and maintain, upon the lands adjoining the parcel hereby conveyed, such portable snow fences during such months as weather conditions make necessary"; and

WHEREAS, the clause granting the County the right to construct and maintain snow fences on land adjoining the highway easement, unnecessarily encumbers the adjoining property; and

WHEREAS, it is judged that Washington County has not and likely will not construct snow fences on land adjoining said highway easement.

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners release the County's right to construct and maintain snow fences on lands adjoining the highway easement as described in Book 302 of Deeds, Page 455.

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The foregoing Consent Calendar was adopted unanimously.

### **PLANNING AND PUBLIC AFFAIRS**

Commissioner Evert moved to adopt **Resolution No. 92-163** as follows:

#### **Appointment of Members to the Cost Effective Operation Commission's Affiliated Agency Subcommittee**

WHEREAS, the Board of County Commissioners of Washington County authorized the creation of the Cost Effective Operations Commission to study county government for the purpose of improving efficiency and responsiveness in the delivery of services; and

WHEREAS, the Board of County Commissioners of Washington County, as part of the implementation of the Cost Effective Operations Commission, authorized the use of five subcommittees.

NOW, THEREFORE BE IT RESOLVED, that the Board of County Commissioners of Washington County appoints the attached list of members to the Affiliated Agencies Subcommittee.

District 1: Dennis F. Kohler, Forest Lake and John D. Keller, May Township.  
District 2: Jerry D. Monson, Mahtomedi  
District 4: Mike Smaby, Cottage Grove and Paul F. Rezachek, Cottage Grove  
District 5: Burton C. Baker, Afton

Commissioner McMullen seconded the motion and it was adopted unanimously.

### **PUBLIC WORKS DEPARTMENT**

#### **Public Works Job Vacancies**

Commissioner McMullen moved to approve filling the positions of Transportation Engineer, Budget and Program Coordinator, and Lead Technician in the Public Works Department. Commissioner Hauser seconded the motion and it was adopted unanimously.

#### **NSP Rebate**

NSP representatives Dave Schwartz, and Jean Lynch, presented the County with a rebate check in the amount of \$19,600 for the installation of adjustable speed drive motors at the new Washington County Law Enforcement Center.

#### **Highway 36 Planning**

The Deputy Public Works Director informed the Board of an upcoming meeting with the Minnesota Department of Transportation to discuss the future of Highway 36 with all the communities involved.

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**SHERIFF'S OFFICE**

The Sheriff updated the County Board on the recent Court order to provide a Deputy Sheriff in the judicial area of the Government Center. It was Board consensus that this matter be discussed with staff, and that a recommendation be brought back at the next Board meeting.

**Board Correspondence**

Board correspondence was received and placed on file.

**ADJOURNMENT**

There being no further questions to come before the Board, Commissioner Hauser moved to adjourn, seconded by Commissioner Evert and it was adopted unanimously. The Board meeting adjourned at 9:20 a.m.



Donald G. Scheel, Chairman  
County Board

Attest:



Charles J. Swanson  
County Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**NOVEMBER 17, 1992**

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, Evert, Scheel, Hauser, and Hegberg. Absent none. Chairman Scheel presided. Also present were Charles Swanson, County Administrator; Virginia Erdahl, Deputy Administrator; Richard Arney, County Attorney; Jim Schug, Community Services Director; John Franzen, Recorder; Don Wisniewski, Public Works Director; Judy Honmyhr, Human Resources Director; Mary McGlothlin, Public Health Director; Doug Ryan, Public Health Division Manager; Judy Arends, Public Health Department; Marlene deboef, Historic Courthouse Coordinator; John Devine, Controller, Brendan McLaughlin, Budget Analyst; and Chris Bohrer, Public Information Specialist.

**CONSENT CALENDAR**

Commissioner Hegberg moved, seconded by Commissioner McMullen to adopt the foregoing Consent Calendar:

1. Approval of the November 3, 1992, Board meeting minutes.
2. Approval of the following abatement applications:

<u>Type</u>	<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
Red/Value	87880-2375	Ingebritson, Roger & Marilyn	\$1,809.64
HMSTD	28401-3625	Peterson, Ronald & Nancy	2,192.48
HMSTD	28505-9700	Lindau, Joseph & Gretchen	1,698.40
HMSTD	28509-5850	Delsing, Sandra	1,641.40
HMSTD	48440-5050	Pitman, Helen	200.60
HMSTD	91655-3200	Gifford, Robert & Linda	1,443.12
HMSTD	55345-3850	Riojas, Stephanie	1,748.72
HMSTD	59990-0208	Casarez, James & Michelle Pric	199.40
HMSTD	73669-4150	Radle, Michael	1,002.88
Mort/Cons		ATI Title Co	51.00
Red/Value	48440-4920	Ellington, Ronnie	178.76
Red/Value	48440-4920	Ellington, Ronnie	188.38
Red/Value	38125-0396	Boelen, Patricia	103.16
Red/Value	69585-0710	Jeske, Patricia	265.04
Red/Value	69585-0710	Jeske, Patricia	243.72
Red/Value	48441-0250	Bennett, Frederick & Lynn	124.22
Red/Value	69585-0707	Bruce, Duane & Sandra	147.04
Red/Value	38125-0012	Colleen, Jenny	230.06
Red/Value	48440-5500	Bliss, Martin	533.22
Red/Value	48440-5500	Bliss, Martin	521.46
Red/Value	38125-0627	Dodge, Lindell	149.72
Red/Value	48441-1150	McAllister, Harvey	170.94
Red/Value	48441-1150	McAllister, Harvey	613.02
Red/Value	94780-0062	Weik, Vincent	433.72
Red/Value	48441-0700	Marson, Paula	77.68
Red/Value	48441-0700	Marson, Paula	118.50
Red/Value	48441-0725	Zubick, Scott & Brigitte	80.32

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3. Approval of an amendment to the 1992 contract with REM Metro Services, Inc. to provide home and community based services to persons with developmental disabilities.
4. Approval of 1993 agreement with Key Computer Services to provide computer support for the agency collections system and social welfare system.
5. Approval to reclassify a position of Account Clerk III to classification of Accounting Technician in the Accounting Department retroactive to June 21, 1992.
6. Approval of office lease of Perspectives Media Communications at Historic Courthouse.
7. Information only - Recorder fees for the month of October, 1992.

The foregoing consent calendar was adopted unanimously.

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

Commissioner Evert moved to set a public hearing for December 8, 1992, at 9:00 a.m. for petition of Thomas Skalbeck to detach property from School District 622 and annex property to School District 834. Commissioner Hegberg seconded the motion and it was adopted unanimously.

#### **METROPOLITAN INTER-COUNTY ASSOCIATION (MICA)**

Robert Orth, Executive Director, of the Metropolitan Inter-County Association presented an update on the following items: 1991 Annual Report; 1992 Work Plan; and, the 1993 Proposed Budget.

#### **PUBLIC HEALTH DEPARTMENT**

##### **Public Hearing - Food Protection Ordinance**

The Board Chairman presented an overview of today's public hearing to consider adoption of an ordinance regulating food protection within food service establishments in Washington County. The Secretary to the Board read into the record the notice of intent to adopt said ordinance. The Board Chairman declared the public hearing open at 9:15 a.m.

The Public Health Division Manager gave a brief presentation on the proposed food protection ordinance. He also indicated that no comments were received from food service operators. The Board Chairman asked for further comments, none were heard. It was noted that all documentary evidence was made a part of this record. The public hearing was declared closed at 9:20 a.m.



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Commissioner Hegberg moved to approve the adoption of an ordinance regulating food protection within food service establishments in Washington County. Commissioner McMullen seconded the motion and it was adopted unanimously. The Board Chairman directed the County Attorney's office to prepare a resolution adopting said ordinance.

**Public Hearing - Solid Waste Management Ordinance (Continued from October 13, 1992)**

The Board Chairman gave a brief overview of today's public hearing, which was continued from October 13, 1992, to consider adoption of an ordinance regulating solid waste management within Washington County.

The Public Health Division Manager gave a brief presentation on the proposed solid waste management ordinance. He indicated that a letter was received from the Independent Waste Haulers of Minnesota indicating that their concerns about the ordinance have been addressed, and were revised to their satisfaction. The Board Chairman asked for further comments, none were heard. The public hearing was closed at 9:25 a.m. It was noted that all documentary evidence was made a part of this record.

Commissioner Hauser moved to approve adoption of an ordinance regulating solid waste management in Washington County. Commissioner McMullen seconded the motion and it was adopted unanimously. The Board Chairman directed the County Attorney's office to prepare a resolution adopting said ordinance.

**GENERAL ADMINISTRATION**

**1993-1997 Capital Improvement Plan**

Commissioner Hauser moved to set a public hearing to consider adoption of the 1993-1997 Capital Improvement Plan for December 15, 1992. Commissioner Evert seconded the motion and it was adopted unanimously.

**C.E.O. Judiciary and Law Enforcement Subcommittee Report**

Richard Damchik, Chairman, C.E.O. Judiciary and Law Enforcement Subcommittee, presented a report and summary of recommendations made by the subcommittee.

**Association of Minnesota Counties**

The County Administrator discussed a letter he received from the Association of Minnesota Counties regarding an individual program designed for new commissioners which would relate to specific county

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concerns. It was the consensus of the Board that this would be a good idea for both newly-elected Commissioners, present Commissioners, and department heads. The County Administrator indicated he will schedule a time convenient with the Commissioners, Commissioners-Elect and AMC for sometime after December 15.

#### MCIT Property and Casualty Dividend

The County Administrator informed the Board of a dividend check the County received from the Minnesota Counties Insurance Trust (MCIT), in the amount of \$78,959.

#### December Meeting Dates

The Board reconfirmed that there will not be a County Board meeting on December 1 and 29, 1992.

#### Board Correspondence

Board Correspondence was received and placed on file.

#### 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 Board meeting adjourned at 9:50 a.m.

Attest:



Charles J. Swanson

County Administrator



Donald G. Scheel, Chairman

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**NOVEMBER 24, 1992**

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, Hauser, and Hegberg. Absent none. Chairman Scheel presided. Also present were Virginia Erdahl, Deputy Administrator; Richard Arney, County Attorney; Jim Schug, Community Services Director; Rick Backman, Community Services Division Manager; Lois Yellowthunder, Human Services Planner; Donna Martin, Planning Division; Judy Honmyhr, Human Resources Director; Jim Trudeau, Sheriff; Don McGlothlin, Sheriff's Department; Doug Ryan, Public Health Division Manager; and Chris Bohrer, Public Information Specialist.

**CONSENT CALENDAR**

Commissioner Evert moved, seconded by Commissioner Hauser to adopt the following Consent Calendar:

1. Approval of the November 10, 1992, Board meeting minutes.
2. Approval to proclaim the week of November 22 - 28, 1992, as National Family Week.
3. Approval to reclassify position of Clerk II to the classification of Data Specialist in the County Assessor's office effective November 8, 1992.
4. Approval of County paid medical/hospitalization insurance premiums for retiring employee Mark Mattson, Public Works department, in accordance with Section 11.C of the Personnel Rules and Regulations.
5. Approval of severance payment for retiring employee Mark Mattson, Public Works department, in the amount of \$4,700 per Section 5.10 of the Personnel Rules and Regulations.
6. Adoption of **Resolution No. 92-165** as follows:

Repealing Food Protection Ordinances No. 34 and No. 40  
and Replacing it with a New Washington County  
Food Protection Ordinance

WHEREAS, the Washington County Board of Commissioners has determined that it is in the best interests of the public health, safety and welfare of the residents of Washington County to provide for the regulation of food service establishments in the County; and

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WHEREAS, MINN. STAT. CHAPTERS 145A and 375 authorize counties by ordinance to regulate food establishments for the purpose of protecting public health by establishing sanitary standards and license requirements and penalties for violations thereof; and

WHEREAS, the Washington County Board of Commissioners has conducted a public hearing on said Food Protection Ordinance.

NOW, THEREFORE, BE IT RESOLVED, that the existing Food Service Ordinances Nos. 34 and 40 are hereby repealed and that the proposed Washington County Food Protection Ordinance as presented by the Washington County Department of Public Health be and is hereby adopted to be known as the Food Protection Ordinance, Ordinance No. 104.

BE IT FURTHER RESOLVED, that this ordinance regulates the design, construction, operation and maintenance of food establishments, requires sanitary conditions, requires adoption of practices to prevent food-borne illness and in general keeps food establishments safe for the public and is applicable to, but not limited to, restaurants, board and lodging, lodging houses, drive-in theaters, drive-in cafes, bars, taverns, caterers, cafes, clubs, lodges, bed and breakfast facilities, group day care facilities, and similar businesses and establishments where meals or beverages are prepared or served with licenses for said food establishments required, with violations subjecting the violator to criminal and civil penalties.

BE IT ALSO RESOLVED, that the foregoing is only a summary of the ordinance and that the full text is available for public inspection at the Washington County Auditor/Treasurer's Office, the Washington County Department of Public Health and the Washington County Department of Administration.

#### ORDINANCE NO. 104

WASHINGTON COUNTY, MINNESOTA, AN ORDINANCE REPEALING ORDINANCE NOS. 34 AND 40 AND REPLACING IT WITH THE WASHINGTON COUNTY FOOD PROTECTION ORDINANCE ADOPTED BY THE WASHINGTON COUNTY BOARD OF COMMISSIONERS ON NOVEMBER 24, 1992

The Board of Commissioners of Washington County does hereby ordain

#### SECTION 1 TITLE

1.1 Title. This Ordinance shall be known, cited and referred to as the Washington County Food Protection Ordinance.

#### SECTION 2 INTENT AND PURPOSE

2.1 This Ordinance is adopted for the purpose of:

- (1) Protecting the public health through the regulation of food establishments with the purpose of preventing disease and food-borne illnesses and ensuring the safety and quality of food prepared by the regulated establishments.
- (2) Regulating the design, construction, operation and maintenance of food establishments for the purpose of maintaining the sanitary conditions of food establishments at all times.
- (3) Regulating all food establishments such as, but not limited to restaurants, board and lodging, lodging houses, drive-in theaters, drive-in cafes, bars, taverns, caterers, cafes, clubs, lodges, bed and breakfast facilities, group day care facilities and similar businesses and establishments where meals or beverages are

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prepared or served for consumption on the premises or for immediate consumption off the premises.

(4) Requiring all food establishments to obtain a license through the Washington County Public Health Department.

(5) Providing civil and criminal penalties for operators of food establishments who fail to obtain or maintain a Washington County Public Health license or who fail to comply with the ordinance requirements for the design, construction, operation, maintenance and safety sanitary conditions of their food establishment.

### SECTION 3 EFFECTIVE DATE

3.1 Effective Date and Repealer. The repeal of Ordinance Nos. 34 and 40 and this Ordinance adopting a new Washington County Food Protection Ordinance, shall be in full force and effect from and after its passage and publication according to law. The full text of the Ordinance is on file in the Office of the Washington County Administrator and the Washington County Auditor/Treasurer. Copies of the Ordinance are available in the Office of the Washington County Department of Public Health.

#### 7. Adoption of **Resolution No. 92-166**, as follows:

##### Repealing the Current Solid Waste Management Ordinance and Replacing it with a New Washington County Solid Waste Management Ordinance

WHEREAS, the Washington County Board of Commissioners has determined that it is in the best interests of the public health, safety and welfare of the residents of Washington County to provide for the comprehensive management and regulation of solid waste within the County; and

WHEREAS, MINN. STAT. CH. 473 and MINN. STAT. CH 115A authorizes counties by ordinance to manage and regulate solid waste in the County; and

WHEREAS, the Washington County Board of Commissioners has conducted a public hearing on the Solid Waste Management Ordinance.

NOW, THEREFORE, BE IT RESOLVED, that based on the recommendations of the Department of Public Health and the testimony received at the public hearing and for the reasons set forth therein, the existing Washington County Solid Waste Management Ordinance Nos. 42, 47, 49 and 63 are hereby repealed and that the proposed Solid Waste Management Ordinance as presented by the Washington County Department of Public Health be and hereby is adopted as the Washington County Solid Waste Ordinance, Ordinance No. 105.

BE IT FURTHER RESOLVED, that this Ordinance supersedes the existing Washington County Solid Waste Ordinance Nos. 42, 47, 49 and 63. The purpose of this Ordinance is to frame the powers and duties and provide the rules, regulations and standards for the management of solid waste within Washington County. The Ordinance establishes, among other things, licensing requirements for the establishment and use of solid waste management operations or facilities and the criteria necessary to obtain a license; performance standards, design criteria, permitting requirements, operation, maintenance and closure of solid waste operations and facilities; prohibitive and required solid waste management practices; enforcement mechanisms and penalties for violations of the ordinance; the rules, regulations and standards for the designation of a facility to receive solid waste generated within Washington County.



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BE IT ALSO RESOLVED, that the foregoing is only a summary of the Ordinance and that the full text is available for public inspection at the Washington County Auditor/Treasurer's Office, the Washington County Department of Public Health and the Washington County Department of Administration.

#### ORDINANCE NO. 105

WASHINGTON COUNTY, MINNESOTA, REVISION OF WASHINGTON COUNTY SOLID WASTE MANAGEMENT ORDINANCE, AN ORDINANCE REPEALING ORDINANCE NOS. 42, 47, 49 AND 63 AND REPLACING IT WITH THE WASHINGTON COUNTY SOLID WASTE MANAGEMENT ORDINANCE ADOPTED BY THE WASHINGTON COUNTY BOARD OF COMMISSIONERS ON NOVEMBER 24, 1992

The Board of Commissioners of Washington County does hereby ordain

#### SECTION 1 TITLE

1.1 Short Title. This Ordinance shall be known, cited and referred to as the Washington County Solid Waste Management Ordinance.

#### SECTION 2 INTENT AND PURPOSE

2.1 This Ordinance is adopted for the purpose of:

- (1) Protecting the health, safety and welfare of the residents of the community, present and future.
- (2) Framing the powers and duties and providing the rules, regulations and standards for the management of solid waste within Washington County.
- (3) Establishing the licensing requirements for the establishment and use of solid waste operations or facilities and the criteria necessary to obtain a license.
- (4) Providing performance standards, design criteria, permitting requirements, operations, maintenance and closure of solid waste operations and facilities.
- (5) Providing prohibitive and required solid waste management and practices.
- (6) Providing enforcement mechanisms and penalties for violations of the Ordinance.
- (7) Providing the rules, regulations and standards for the designation of a facility to receive solid waste generated within Washington County.

#### SECTION 3 EFFECTIVE DATE

3.1 Effective Date and Repealer. The repeal of Ordinance Nos. 42, 47, 49 and 63 and this Ordinance adopting a new Washington County Solid Waste Management Ordinance, shall be in full force and effect from and after its passage and publication according to law. The full text of the Ordinance is on file in the Office of the Washington County Administrator and the Washington County Auditor/Treasurer. Copies of the Ordinance are available in the Office of the Washington County Department of Public Health.

November 24, 1992

8. Bids were received for milling and bituminous overlay on CSAH 29 as follows:

Valley Paving, Inc.	\$147,988.90
Ashbach Construction Company	172,927.75
Midwest Asphalt	187,882.25
Hardrives, Inc.	201,329.50
Tower Asphalt	201,619.70

Adoption of **Resolution No. 92-167** as follows:

Award of Contract for Milling and Bituminous  
Overlay on CSAH 29 Project # CP 92-2902

WHEREAS, in order to facilitate road preservation to be done on County roads, the County solicited bids for this project, and;

WHEREAS, bids were opened on November 16, 1992, with Valley Paving, Inc., being the lowest responsible bidder;

NOW, THEREFORE BE IT RESOLVED, that the contract between the County and Valley Paving, Inc., be executed through the signature of the Chairman of the Washington County Board of Commissioners and the Washington County Administrator without further action of the County Board conditioned upon compliance with all bid specification requirements and approval as to form by the Washington County Attorney's Office.

9. Adoption of **Resolution No. 92-168** as follows:

Furnish and Install Top Soil and Turf  
RP 4582

WHEREAS, the Washington County Board of Commissioners, on June 16, 1992, signed a contract with M.J. Raleigh Trucking, Inc., for the furnishing and installation of top soil and turf at the Stifter Pit in May Township.

WHEREAS, M.J. Raleigh Trucking, Inc., has satisfactorily completed all work in accordance with the terms and conditions of the contract.

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

10. Approval to execute the trail grooming agreement with the City of Lake Elmo.

The foregoing consent calendar was adopted unanimously.

November 24, 1992

**SHERIFF'S OFFICE**

Commissioner Hegberg moved to extend the contract with Best Inc. for jail food services from November 1, 1992 to October 31, 1993, in the amount of \$400,000. Commissioner Hauser seconded the motion and it was adopted unanimously.

**COMMUNITY SERVICES**

Community Services and Planning staff presented a review of the child care resource and referral program for Washington County.

**GENERAL ADMINISTRATION****Board Correspondence**

Board correspondence was received and placed on file.

Commissioner Hauser introduced two guests from St. Petersburg, Russia, Nicolay Nagorsky, Director of the Pushkin Museum Summer Palace, and Tibor Gorvat, Surgeon, St. Petersburg Hospital. Both gentlemen are visiting the United States on an cultural exchange program called the Friendship Force.


**ADJOURNMENT**

There being no further business to come before the Board, Commissioner McMullen moved to adjourn, seconded by Commissioner Hauser and it was adopted unanimously. The Board meeting adjourned at 10:00 a.m.



Donald G. Scheel, Chairman  
County Board

Attest



Virginia Erdahl

Deputy Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
DECEMBER 8, 1992**

The Washington County Board of Commissioners met in regular session at 8:30 a.m. in the Government Center Board Room. Present were Commissioners McMullen, Evert, Scheel, Hauser, and Hegberg. Absent none. Chairman Scheel presided. Also present were Charles Swanson, County Administrator; Virginia Erdahl, Deputy Administrator; Bob Turrentine, Assistant County Attorney; Captain Don McGlothlin, Sheriff's Office; Jim Schug, Community Services Director; Judy Honmyhr, Human Resources Director; John Devine, Controller; Marlene deBoef, Historic Courthouse Coordinator; Larry Nybeck, Surveyor; and Jeff Hanson, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner Evert moved, seconded by Commissioner Hegberg, to adopt the following Consent Calendar:

1. Approval of the November 17 and 24, 1992, Board meeting minutes.
2. Adoption of **Resolution No. 92-169** as follows:

Renewal of Current Metropolitan 911  
Telephone Board Agreement (SHF-1987-019)

WHEREAS, the current Metropolitan 911 Telephone Board was created pursuant to a Joint Powers Agreement which became effective on December 30, 1986; and

WHEREAS, this agreement provided that it could be renewed for additional terms of three years each by resolution of the Boards of County Commissioners of the counties thereto; and

WHEREAS, it was renewed for one three year renewal for the period January 1, 1990, through December 31, 1992; and

WHEREAS, pursuant to such first renewal the agreement will continue in force until December 31, 1992.

NOW, THEREFORE, BE IT RESOLVED, that the Joint Powers Agreement originally effective December 30, 1986 and renewed through December 31, 1992, is hereby again renewed for a second three year renewal commencing January 1, 1993, and further the renewal agreement shall be identical to the current agreement except that it shall continue in force until December 31, 1995.

3. Approval of contract with the Minnesota Counties Research Foundation for indirect cost allocation plans.

December 8, 1992

4. Adoption of **Resolution No. 92-170** as follows:

Application for Cancellation of  
Certificate of Forfeiture

BE IT RESOLVED, that the Board of County Commissioners of Washington County, Minnesota, finding the allegations of this application of Cancellation of Certificate of forfeiture described as:

Lot 9 & 11 Blk 6, Beach's Add to Oak Park  
Auditor's plat/parcel #60130-3450

to be true, hereby approves this application and recommends that the same be granted.

5. Approval of abatement applications as follows:

<u>Type</u>	<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
Penalty	91476-3450	Walcker, Scott	\$19.20
Penalty	9135-2900	Hovland, Donald	37.38
Penalty	9296-4700	Burton, Kathleen & Raymond	31.28
Penalty	10608-2350	Gerds, Gary	113.94
Deed/Cons	11221-6920	Household Ind. Fin. Co.	22.25
Hmstd	59870-0024	Powers, Dale L	322.82

6. Authorization for pay-off of lost compensatory time not to exceed 100 hours to a professional employee in the Accounting Office for implementation of the new Automated Purchase Order System; payment will be made at the completion of the project; authorization to transfer \$1,800 from the Accounting Department's 1992 budget to the 1993 salary budget.
7. Approval to offer Step G of the salary range to the successful candidate for the vacancy of Survey and Graphics Coordinator in the County Surveyor's Office.
8. Approval of banding and grading of new classification of Transportation Engineer in the Public Works Department at C51-1; approval of new job description.
9. Approval of conversion of .5 FTE Clerk II position from special project to permanent in the Facilities Division of Public Works (Historic Courthouse).
10. Approval of unpaid leave of absence to hold elected office for Doug Swenson in the County Attorney's Office beginning December 28, 1992, through May 28, 1993.
11. Approval of personal leave of absence without pay for Annette Tokar, Information Services, beginning December 16, 1992, through January 15, 1993.



December 8, 1992

12. Bids were received for motor vehicle fuel supply as follows:

ALL PRICES PER GALLON

Bidder	BID ITEM #1 - WOODBURY GARAGE			BID ITEM #2 - STILLWATER			BID ITEM #3 - SHERIFF
	Diesel Winter Blend	#2 Diesel Premium Grade	Ethanol Enriched	Diesel Winter Blend	#2 Diesel Premium Grade	Ethanol Enriched	Ethanol Enriched
Mississippi Transport							
Rollins Oil Company*	.0172	.0172	.0172	.0172	.0172	.0172	.0172
Wally Carlson & Sons	.027	.027	.027	.027	.027	.027	.027
Yocum Oil Company	.856	.816	.892	.856	.816	.892	.892
Croix Oil Company	.0227	.0227	.0211	.0265	.0265	.0245	.0245

\*Lowest Responsible Bidder

Adoption of **Resolution No. 92-171** as follows:

#### Award of Contract for Motor Vehicle Fuel Supply

WHEREAS, in order to facilitate the lowest purchasing factor for motor vehicle fuel, the County solicited bids for this project, and;

WHEREAS, bids were opened on November 30, 1992, with Rollins Oil Company being the lowest responsible bidder;

NOW, THEREFORE BE IT RESOLVED, that the contract between the County and Rollins Oil Company be executed through the signature of the Chairman of the Washington County Board of Commissioners and the Washington County Administrator without further action of the County Board conditioned upon compliance with all bid specification requirements and approval as to form by the Washington County Attorney's Office.

13. Approval of professional services agreement with Short-Elliot-Hendrickson, Inc. (SEH), to provide professional engineering services on traffic projects as needed in the amount of \$1,000.
14. Approval of professional engineering services agreement with Orr, Schelon, and Mayeron for design of concrete pavement at I-494 north ramp and CSAH 38/38A in the amount of \$9,550.
15. Adoption of **Resolution No. 92-172** as follows:

#### Speed Survey on County Road 13A and CSAH 13 Between Lake Road and Interstate 94

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:

County Road 13A and CSAH 13 between Lake Road and Interstate 94

BE IT FURTHER RESOLVED, that upon determination of a reasonable and safe speed on the above highway, Washington County be authorized by the Commissioners of the Minnesota Department of Transportation to post such speed limit.

December 8, 1992

16. Approval of contract for emergency 911 telephone system with Motorola Communications and Electronics, Inc. in the amount of \$143,581.38.

The foregoing consent calendar was adopted unanimously.

#### **SHERIFF'S DEPARTMENT**

Commissioner McMullen moved to approve the 1993 police service contracts with the Cities of Hugo, Lake Elmo, Lower St. Croix Valley, Mahtomedi, Dellwood, Willernie, and Forest Lake Township. Commissioner Hegberg seconded the motion and it was adopted unanimously.

#### **COMMUNITY SERVICES DEPARTMENT**

Commissioner Hegberg moved to approve a new Social Services supervisor position in the Community Services Department's Mental Health unit, and authorized the reclassification of a Senior Adult Protective Services Worker to the new position. Commissioner Evert seconded the motion and it was adopted unanimously.

#### **HUMAN RESOURCES DEPARTMENT**

##### **Decision Band Job Evaluation System**

Commissioner Hegberg moved authorization to document as part of the County's Pay Policy the application of working condition factors under the Decision Band Job Evaluation System (DBM) for management positions. Commissioner McMullen seconded the motion and it was adopted unanimously.

Commissioner Hegberg moved to lift from table the matter regarding the application of a working condition for the Captain classification in the Sheriff's Office. Commissioner Evert seconded the motion and it was adopted unanimously.

Commissioner Hegberg moved to refer the application of a working condition for the Captain classification in the Sheriff's Office to the Human Resources Department. Commissioner Hauser seconded the motion and it was adopted unanimously.

##### **New Band and Grade of B2-5**

Commissioner Hegberg moved to create a new band and grade of B2-5 and eliminate band and grade of B3-1 in Decision Band Job Evaluation System. Commissioner McMullen seconded the motion and it was adopted unanimously.

December 8, 1992

**PUBLIC HEARING - ANNEXATION OF PROPERTY TO SCHOOL DISTRICT 834**

The Assistant County Attorney presented an overview of the petition of Thomas Skalbeck to detach property (Parcel #37009-007) from School District 622 and annex property to School District 834. He indicated that both school districts had consented to the change of boundary to include this property in School District 834.

The Board Chairman declared the public hearing open for comments. None were heard. The public hearing was closed at 9:01 a.m.

Commissioner Hauser moved to approve the petition of Thomas Skalbeck to detach property (Parcel #37009-0070) from School District 622 and annex property to School District 834, and that this action take effect immediately. Further, direct the County Attorney's Office to prepare a resolution affirming this action. Commissioner Evert seconded the motion and it was adopted unanimously.

**PUBLIC WORKS DEPARTMENT**

Commissioner McMullen moved to approve the agreement for professional services with Barton Aschmann Associates, Inc. for the Grey Cloud Park Reserve Master Plan. Commissioner Hauser seconded the motion and it was adopted unanimously.

**GENERAL ADMINISTRATION**

The Chairman announced that Washington County received an Honorable Mention Award from the Association of Minnesota Counties for the Cost Effective Operations Commission.

The Chairman also stated that Parks Supervisor Mike Polehna, has been named Distinguished Young Recreation Director by the Minnesota Park and Recreation Association.

**Sale of the HSI Building to Human Services Inc.**

Robert Butler, Human Services Inc. Executive Officer, presented a request to purchase the HSI building from Washington County. Commissioner Hauser moved to approve the sale of the HSI building to the to Human Services Inc., and that the County Attorney's office prepare a resolution to be brought back to the board in two weeks containing all the conditions as discussed. Commissioner McMullen seconded the motion and it was adopted unanimously.

**C.E.O. Support Services/Finance and Taxation Subcommittee Report**

Mary McNellis, Chairman, C.E.O. Support Services/Finance and Taxation Subcommittee, presented a report and summary of recommendations made by the subcommittee. Commissioner McMullen

December 8, 1992

moved to accept the C.E.O. Support Services/Finance and Taxation Subcommittee report. Commissioner Hegberg seconded the motion and it was adopted unanimously.

### **Board Correspondence**

Board correspondence was received and placed on file.

### **ADJOURNMENT**

There being no further business to come before the Board Commissioner Hauser moved to adjourn, seconded by Commissioner Evert and it was adopted unanimously. The Board meeting adjourned at 9:35 a.m. The Board meeting was followed by two workshops, and a luncheon with County Business leaders at the Historic Courthouse.

### **BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration, Planning and Public Affairs Division, to discuss the C.E.O. Support Services/Finance and Taxation Subcommittee report. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Evert, Scheel, Hauser, McMullen, and Hegberg. Also present were Charles Swanson, Virginia Erdahl, John Devine, Richard Stafford, Mike Gripenrog, Judy Honmyhr, Jane Harper, Robert Lockyear, Howard Stenzel, Alice Pepin, Ralph Ebbott, Maggie Hickel, and Mary McNellis.


### **BOARD WORKSHOP WITH THE PUBLIC HEALTH DEPARTMENT**

The Board met in workshop session with the Public Health Department to discuss the revised Washington County Shoreland Management Ordinance. No business was conducted and the public was welcome to attend. Present for the workshop session were Commissioners Evert, Scheel, McMullen, Hegberg, and Hauser. Also present were Charles Swanson, Virginia Erdahl, Mary McGlothlin, Dennis O'Donnell, and Doug Ryan.



Donald G. Scheel, Chairman  
County Board

Attest:



Charles J. Swanson  
County Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
DECEMBER 8, 1992**

The Washington County Board of Commissioners convened at 8:00 p.m. in the Washington County Government Center Board Room to conduct a public hearing for the purposes of review and adoption of the 1993 County Budget. Present were Commissioners Evert, McMullen, Scheel, Hegberg and Hauser. Also present were Charles Swanson, County Administrator; Virginia Erdahl, Deputy Administrator; Richard Stafford, Auditor-Treasurer; Don Wisniewski, Public Works Director; Jim Schug, Community Services Director; Captain Don McGlothlin, Sheriff's Office; Brendan McLaughlin, Budget Analyst; Mary McGlothlin, Public Health Director; Scott Renne, County Assessor; Randy Hill, Sheriff's Office; Bob Lockyear, Planning and Public Affairs Director; and Jeff Hanson, Public Information Coordinator.

Sign-in sheets were available for audience members who wished to speak.

Virginia Erdahl, Deputy Administrator, presented an overview of the proposed 1993 budget; Richard Stafford, Auditor-Treasurer, presented an overview of property and taxation; Jim Schug, Community Services Director, presented an overview of the Health and Human Services division; Don Wisniewski, Public Works Director, presented an overview of the Public Works Department; and, Captain Don McGlothlin, Sheriff's Office, presented an update on the Criminal Justice division.

Chairman Scheel declared the public hearing open for comments. Commenting from the audience were the following individuals:

Joanne Adcock, Stillwater -- Asked why haven't more areas in the budget decreased? Stated she expected more percent changes from 1992 to 1993 to be zero. Commented that a lot of corporations are doing good jobs, but still their budgets for 1993 are being cut. Why is the general operations fund increasing by 13 percent? Why is the regional rail decreasing by 67%? Would like our representatives to have taxes based on income and ability to pay not on assets that have accumulated over a lifetime. Staff will respond to her questions in writing.

Ed Thompson, Lake Elmo -- Asked why the property tax on the storage hangers at the Lake Elmo Airport increased. County Assessor Renne to respond to his question.

Fred Heck, Baytown Township -- Asked why the building inspection, zoning division was moved into the human services area, and has this change made county services more effective? He asked what the possibility would be of counties joining together to provide the same service, is Washington County looking into that? He also asked what's happening with the rapid transit system? The Chairman stated that it was more efficient to combine the Public Health with the code enforcement division because they work hand-in-hand. As to combining services of different counties, the Chairman noted that



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Washington County is currently involved with six or seven joint powers agreements with other counties including the Resource Recovery Facility, 911 Board, Emergency Services, etc.

Greg Schad, Stillwater -- Thinks the new jail was a terrible mistake, it would be cheaper to rent space in other jails, than to build this new jail and hire the people to staff it. Captain McGlothlin, Sheriff's Office, responded that the dollar amount for renting jail space is increasing, and it's not a guarantee that other counties will have space available, plus use of patrol time and costs to transport is another factor.

Gary Papermaster, Marine -- Asked about the wage increase for employees, and asked if anyone could tell him what the value of services received for each home is. Staff will respond after calculating that amount.

Gloria Knoblauch, Lake Elmo -- Asked what the proposal for County Highway 10 from 694 to County Road 13 is, will it be a four-lane highway or keep it as a two-lane highway with shoulders? She also stated she was against four-lane highways. The Public Works Director indicated there will be a four-lane facility from the east ramp of 694 to about a block east of Helmo Avenue, and then two-lane before it gets to Armstrong Lake eastward to County Road 13. There will be no construction east of County Road 13.

Steve Finnegan, Stillwater -- Asked for a clarification on the Public Works reorganization, regarding whether or not the traffic engineering job was abolished and incorporated into the deputy director position. Didn't feel that he should pay for other cities to have police protection when he pays city taxes for police protection. Captain McGlothlin stated that most of those costs are repaid to the County from the cities that contract for police services with full costs being recovered within the next couple years.

Bob Fritts, Stillwater -- Asked why the County is spending \$60,000 to study the Grey Cloud Park Reserve Master Plan, was there a mandate or study showing that Washington County residents and taxpayers need additional park space? Commissioner Hauser stated that monies to plan and develop those parks are regional monies that are obtained from the Metropolitan Council and they come from the State of Minnesota. She also indicated that the Metropolitan Council has a regional plan that gives a rationale for the number of acres of regional park per resident and will provide that to Mr. Fritts. Public Works Director Wisniewski stated that the County prepared a Parks Open Space System plan in the mid-1980's. It was a public process which included hearings and groups throughout the county to identify what the residents desired in the way of parks. He will provide Mr. Fritts with a copy of that report.

Fred Heck, Baytown Township -- Asked about a comment made recently regarding the need for a new jail. He asked about overnight lockup, do you need an actual jail or can you use some other alternative,

December 8, 1992

is this under the guidelines of the Department of Corrections? He asked if the County Board was willing to take a salary cut? Chairman Scheel stated the comment that was made was land should be acquired in the southern part of the County because the present site cannot handle any more buildings. Captain McGlothlin stated that the people on "overnight" lockup are work release people, they are in this facility but there are no locks on the doors, more a dormitory type setting. The Department of Corrections does dictate what kind of facility will be used. Commissioner Hegberg and McMullen spoke to the question of commissioner salaries.

Greg Schad, Stillwater -- Asked if the County has thought about having an independent commission come into the County and see if there are any areas where cost cutting can be done. Commissioner McMullen stated about a year and a half ago the County implemented the Cost Effective Operations Commission which is a group of business men and women, CEO's of their companies, who have volunteered their time to look into every phase of County government.

No further comments were heard. The Board Chairman closed the public hearing.

#### **ADOPTION OF 1993 BUDGET**

Commissioner Hauser moved to adopt **Resolution No. 92-173** as follows:

#### **RESOLUTION ADOPTING THE WASHINGTON COUNTY BUDGET FOR PAYABLE 1993**

<b><u>OPERATING FUNDS</u></b>	<b><u>EXPENDITURES</u></b>	<b><u>REVENUE OTHER THAN LEVY</u></b>	<b><u>FUND BALANCE INC./DEC.</u></b>	<b><u>LEVY</u></b>
GENERAL GOVERNMENT	43,334,800	22,477,100	278,000	21,135,700
SOCIAL SERVICES	22,074,500	12,605,600	0	9,468,900
PUBLIC WORKS -- ROAD & BRIDGE	8,263,200	5,252,400	0	3,010,800
PUBLIC WORKS -- PARKS	725,500	382,100	(343,400)	0
REGIONAL RAIL AUTHORITY	22,400	0	(22,400)	0
LIBRARY	2,914,900	147,800	(111,000)	2,656,100
RESOURCE RECOVERY PROJECT	0	90,000	90,000	0
DEBT SERVICE -- COUNTY FUNDS	7,802,100	3,419,000	(802,900)	3,580,200
DEBT SERVICE -- LIBRARY FUND	175,500	6,600	4,100	173,000
<b><u>CAPITAL FUNDS</u></b>				
C.I.P. BOND PROJECTS	2,792,800	700,000	(2,092,800)	0
BIG MARINE RESERVE PARK	500,000	500,000	0	0
HISTORIC COURTHOUSE	46,000	36,000	(10,000)	0
LAW ENFORCEMENT CENTER	596,500	0	(596,500)	0
COURTHOUSE ADDITION -- (CAPITAL ASSET NOTES)	0	32,600	32,600	0
<b>TOTAL BUDGET</b>	<b>89,248,200</b>	<b>45,649,200</b>	<b>(3,574,300)</b>	<b>40,024,700</b>

December 12, 1992

Commissioner McMullen seconded the motion and it was adopted unanimously.

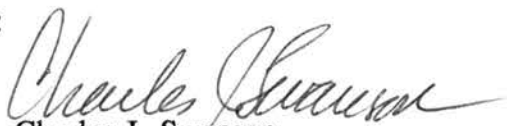
**ADJOURNMENT**

Commissioner Hegberg moved to adjourn, seconded by Commissioner Hauser and it was adopted unanimously. The meeting adjourned at 9:45 p.m.



Donald G. Scheel, Chairman  
County Board

Attest:



Charles J. Swanson  
County Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
DECEMBER 15, 1992**

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, Hauser, and Hegberg. Absent none. Chairman Scheel presided. Also present were Charles Swanson, County Administrator; Virginia Erdahl, Deputy Administrator; Jim Trudeau, Sheriff; Russ Reetz, Court Services Director; Brendan McLaughlin, Budget Analyst; Jack Perkovich, Deputy Public Works Director; Don Theisen, Deputy Public Works Director; Don Wisniewski, Public Works Director; Captain Don McGlothlin, Sheriff's Office; Jane Harper, Physical Development Planner; Robert Lockyear, Planning and Public Affairs Director; Doug Ryan, Public Health Division Manager; Dennis O'Donnell, Land Use Specialist; Judy Honmyhr, Human Resources Director; and Jeff Hanson, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner McMullen moved, seconded by Commissioner Hauser to adopt the following Consent Calendar:

1. Approval to order a reappraisal of tax-forfeited parcel 87440-3550 remaining unsold after last public auction and withdrawing such parcel from remaining sale list; authorize the Auditor-Treasurer to offer parcel 87440-3550 to adjoining owners at a private sale.

2. Approval of abatement applications as follows:

<u>Type</u>	<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
Disaster	27600-2150	Drude, Thomas E.	\$1,398.11
Penalty	58340-2400	Seeger, Gerald & Marjorie	118.24
Penalty	57575-2030	Smith, Lee Earl	70.71
Penalty	39011-0070	Ross, Fred & Judith	114.10
Penalty	57210-2200	Goldberg, Bennett	585.26
Penalty	57870-7430	Koeckeritz, Helen	21.03
Penalty	28507-7450	Kinney Shoe Corp.	573.59
Penalty	9270-4380	Strand, Clara	36.17
Penalty	73425-2050	Hardy, Roxanne Marie	30.48
Deed/Cons		Equity Express Services	51.00
Penalty	72005-2230	St Paul Fire & Marine	38.77
Penalty	72005-2235	St Paul Fire & Marine	3,597.68

3. Approval of intensive community supervision grant for 1993.
4. Approval to reclassify position of Administrative Aide I to the classification of Human Resources Specialist in the Human Resources Department effective December 20, 1992; authorization for salary adjustment to the 1993 salary budget of \$3,300.

December 15, 1992

5. Approval of execution of contract with Classic Drywall, Inc., for repairs to the courtroom ceiling at the Historic Courthouse in the amount of \$15,186.
6. Information only - Recorder fees for the month of November, 1992.

The foregoing consent calendar was adopted unanimously.

**PUBLIC HEARING - 1993-1997 WASHINGTON COUNTY CAPITAL IMPROVEMENT PLAN  
PLANNING AND PUBLIC AFFAIRS**

The Physical Development Planner presented an overview of the public hearing to consider adoption of the 1993-1997 Washington County C.I.P. and authorize submittal of the plan to the Minnesota Department of Trade and Economic Development. She mentioned that written comments were received from the Cities of Woodbury and Cottage Grove concerning County Road 13A.

The Board Chairman opened the public hearing for comments. None were heard. The public hearing was closed.

Commissioner Evert moved to adopt **Resolution No. 92-176** as follows:

Adoption and Submittal of the 1993-1997  
Washington County Capital Improvement Plan

WHEREAS, the Washington County Board of Commissioners had considered the 1993-1997 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;
- 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 15, 1992, for the purpose of receiving comments on the proposed 1993-1997 Washington County Capital Improvement Plan;



December 15, 1992

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners adopt the 1993-1997 Washington County Capital Improvement 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 Hauser seconded motion and it was adopted unanimously.

**PUBLIC HEARING - REVISED SHORELAND MANAGEMENT ORDINANCE**  
**PUBLIC HEALTH DEPARTMENT**

The Board Chairman presented an overview of today's public hearing to consider adoption of a revised shoreland management ordinance application to the unincorporated areas of Washington County. The Secretary to the Board read into the record the notice of intent to adopt said ordinance. The Board Chairman declared the public hearing open.

The Public Health Department Land Use Specialist gave a brief overview of the revised shoreland management ordinance. Commissioner Hegberg suggested that the setback for houses be changed from 200 feet to 150. The Board Chairman asked for further comments, none were heard. The Board Chairman declared the public hearing closed. The Secretary to the Board indicated that all documentary evidence was received and made a part of the record.

Commissioner Hauser moved to approve the revised shoreland management ordinance as presented and directed the County Attorney's office to prepare a resolution adopting said ordinance. Commissioner McMullen seconded the motion and it was adopted unanimously.

**EXECUTIVE (CLOSED) SESSION**

Commissioner Evert moved to go into executive (closed) session to discuss negotiation strategy for 1993 agreements with non-unionized personnel. Commissioner Hauser seconded the motion and it was adopted unanimously, the time being 9:35 a.m. Present for the executive session were Commissioners Evert, McMullen, Scheel, Hauser, and Hegberg. Staff present were, Charles Swanson, Virginia Erdahl, Richard Arney, Judy Honmyhr, and Frank Madden, Labor Negotiator.

Commissioner McMullen moved to rise out of executive session. Commissioner Hauser seconded the motion and it was adopted unanimously, the time being 10:30 a.m.

December 15, 1992

**COURT SERVICES DEPARTMENT**

The Court Services Department presented the 1993 Annual Comprehensive Plan. Commissioner Hegberg moved to accept the 1993 Annual Comprehensive Plan and authorized its submittal to the Minnesota Department of Corrections. Commissioner McMullen seconded the motion and it was adopted unanimously.

**HUMAN RESOURCES DEPARTMENT**

The Human Resources Director presented an overview of the request by the Department of Employee Relations for a written response from the County Board reaffirming the status of Library employees as employees of the Library Board for purposes of pay equity reporting to the State of Minnesota.

Matt Nelson, Business Representative, AFSCME Council 14, stated he would like the Library employees included as part of the County pay equity study. John Gilbertson, Mahtomedi, spoke from the audience and stated he wanted the Library employees status to remain as it is now.

Commissioner Hauser moved to reaffirm the status of Library employees as employees of the Library Board for the purpose of pay equity reporting to the State of Minnesota. Commissioner Evert seconded the motion and it was adopted unanimously.

Commissioner Hauser moved to direct the County Library Board to address the issue of the Library employees status as to whether they should remain as Library Board employees or whether they should become a part of the County employee pool, and that Library employees be involved in the study prior to the recommendation by the Library Board; also, direct the Library Board to look again at a comparable worth committee as the County has and to review current job descriptions. Commissioner Evert seconded the motion and it was adopted unanimously.

**PUBLIC WORKS DEPARTMENT**

The Deputy Public Works Director presented written comments for the public hearing on December 17, 1992, on proposed rules for the Wetland Conservation Act of 1991.

The Commissioners discussed the written comments. It was mentioned that possibly other County citizen committees may have wished to comment on the proposed rules.

Commissioner Hauser moved to authorize the Board Chairman to sign written comments for a public hearing on December 17, 1992, on the proposed rules for the Wetland Conservation Act of 1991. Commissioner McMullen seconded the motion and it was adopted unanimously.

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**GENERAL ADMINISTRATION****C.E.O. Commission Final Report**

Bob Hume, Cost Effective Operations Commission Chairman, presented the C.E.O. Commission's final report. Commissioner Hegberg moved to accept the Cost Effective Operations Commission's Final Report as presented. Commissioner McMullen seconded the motion and it was adopted unanimously.

The Board thanked the C.E.O. Commission members and members of the five C.E.O. Subcommittees for their time and effort.

**Commissioners Salaries/Per Diem/Expenses for 1993**

Commissioner McMullen moved to adopt **Resolution No. 92-177** as follows:

Establishing County Commissioner  
Salaries and Expenses for 1993

WHEREAS, Minnesota Statutes 375.055, Subdivision 1, requires the County Board of Commissioners to set salaries/per diem/expenses for its members prior to January 1 of the effective year; and

WHEREAS, the current 1992 salary rate for Washington County Commissioners has previously been established at \$31,302/year for Commissioners and \$33,366/year for Board Chair; and

WHEREAS, the current 1992 expense reimbursement for County Commissioners has previously been established at actual expenses plus mileage in accordance with County policy with no per diem payments;

NOW, THEREFORE, BE IT RESOLVED, that the salary rate for Washington County Commissioners be \$32,085/year for Commissioners and \$34,200/year for the Chair, effective the first full pay period in January.

BE IT FURTHER RESOLVED, that the expense reimbursement for County Commissioners remain the same; that being actual expenses plus mileage in accordance with County policy with no per diem payments.

BE IT FURTHER RESOLVED, that each of the County Commissioners may file notice with the County Administrator electing to receive \$31,302/year for Commissioners and \$33,366/year for Board Chair. Such notice must be filed prior to January 1, 1993.

BE IT FURTHER RESOLVED, that a newly-elected Commissioner shall file notice with the County Administrator by January 1, 1993, in order to elect to receive his/her salary at the 1992 level.

Commissioner Hegberg seconded the motion and it was adopted unanimously.

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**ACCOUNTING AND BUDGETING**

Chairman Scheel left the meeting.

Commissioner Hegberg moved to adopt **Resolution No. 92-174** as follows:

Resolution Providing for the Prepayment and  
Redemption of Certain Outstanding  
General Obligation Bonds of the County

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

1. The County has issued and sold its General Obligation Watershed Bonds of 1980, dated May 1, 1980 (Bonds) in the total principal amount of \$275,000. Bonds maturing after February 1, 1994, are subject to redemption and prepayment on February 1, 1991 and on any interest payment date thereafter at a price of par plus accrued interest.
2. It is determined that it is in the best interests of the sound financial management of the County that Bonds maturing on February 1 in the years 1995 to and including 2001, comprising all of the Bonds subject to redemption, be prepaid and redeemed on February 1, 1993 and those Bonds are hereby called for redemption on that date.
3. The County Administrator is authorized and directed to publish, in accordance with law, a notice of call for redemption of the Bonds in the form attached hereto as Exhibit A and to mail a copy of the notice to the registrar for the Bonds.

Exhibit A

NOTICE OF CALL FOR REDEMPTION  
\$275,000 General Obligation Watershed  
Bonds of 1980  
Washington County, Minnesota

<u>CUSIP Number</u>	<u>Rate</u>	<u>Serial Numbers</u>	<u>Principal Called</u>	<u>Maturity Date</u>
937785 BY8	8.20%	36-38	\$15,000	February 1, 1995
937785 BZ5	8.20	39-41	15,000	February 1, 1996
937785 CA9	8.30	42-43	10,000	February 1, 1997
937785 CB7	8.40	44-46	15,000	February 1, 1998
937785 CC5	8.50	47-49	15,000	February 1, 1999
937785 CD3	8.50	50-52	15,000	February 1, 2000
937785 CE1	8.50	53-55	15,000	February 1, 2001

NOTICE IS HEREBY GIVEN that Washington County, Minnesota, has called for redemption on February 1, 1993, the aggregate principal amount outstanding and subject to redemption of its General Obligation Watershed Bonds of 1980, dated May 1, 1980.

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The Bonds are being redeemed at a price of par plus accrued interest to the redemption date. On said date the principal amount and interest of each bond to be redeemed shall become due and payable, and from and after said date interest thereon will cease to accrue and be payable.

A Form W-9, Payer's Request for Taxpayer Identification Number, must be completed and returned with the called bond or 20% of the bond redemption proceeds will be withheld. Payment of bond and appurtenant coupons to be redeemed will be made on and after February 1, 1993 by submitting said bond, with all unmatured coupons attached, together with the completed Form W-9 to the following address:

American National Bank and Trust Company  
Attention: Corporate Trust Operations  
5th and Minnesota Street  
101 East 5th  
St. Paul, MN 55101

If you request payment of principal and/or interest via wire transfer please be advised there is a \$25.00 fee which will be deducted from your payment.

Commissioner Hauser seconded the motion and it was adopted unanimously; Commissioner Scheel absent.

Commissioner Hegberg moved to adopt **Resolution No. 92-175** as follows:

Resolution Providing for the Prepayment and  
Redemption of Certain Outstanding  
General Obligation Bonds of the County

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

1. The County has issued and sold its General Obligation Watershed Improvement Refunding Bonds, Series 1987B, dated May 1, 1987 (Bonds) in the total principal amount of \$335,000. Bonds maturing after February 1, 1993, are subject to redemption and prepayment on that and on any interest payment date thereafter at a price of par plus accrued interest.
2. It is determined that it is in the best interests of the sound financial management of the County that Bonds maturing on February 1 in the years 1994 to and including 2000, comprising all of the Bonds subject to redemption, be prepaid and redeemed on February 1, 1993 and those Bonds are hereby called for redemption on that date.
3. The County Administrator is authorized and directed to publish, in accordance with law, a notice of call for redemption of the Bonds in the form attached hereto as Exhibit A and to mail a copy of the notice to the registrar and to direct the Registrar to mail a copy of the notice to the registered owners of the Bonds.



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## Exhibit A

NOTICE OF CALL FOR REDEMPTION  
\$335,000 General Obligation Watershed  
Improvement Refunding Bonds, Series 1987B  
Washington County, Minnesota

<u>CUSIP Number</u>	<u>Rate</u>	<u>Principal Called</u>	<u>Maturity Date</u>
937785 FX6	5.6%	\$25,000	February 1, 1994
937785 FZ1	5.80	25,000	February 1, 1995
937785 GB3	6.00	25,000	February 1, 1996
937785 GD9	6.20	25,000	February 1, 1997
937785 GF4	6.30	25,000	February 1, 1998
937785 GH0	6.40	25,000	February 1, 1999
937785 GK3	6.50	25,000	February 1, 2000

NOTICE IS HEREBY GIVEN that Washington County, Minnesota, has called for redemption on February 1, 1993, the aggregate principal amount outstanding of its General Obligation Watershed Improvement Refunding Bonds, Series 1987B, dated May 1, 1987.

The Bonds are being redeemed at a price of par plus accrued interest to the redemption date. On said date the principal amount and interest of each bond to be redeemed shall become due and payable, and from and after said date interest thereon will cease to accrue and be payable.

A Form W-9, Payer's Request for Taxpayer Identification Number, must be completed and returned with the called bond or 20% of the bond redemption proceeds will be withheld. Payment of bonds to be redeemed will be made on and after February 1, 1993 by submitting said bond, together with the completed form W-9 to the following address:

American National Bank and Trust Company  
Attention: Corporate Trust Operations  
5th and Minnesota Street  
101 East 5th  
St. Paul, MN 55101

If you request payment of principal and/or interest via wire transfer please be advised there is a \$25.00 fee which will be deducted from your payment.

Commissioner Hauser seconded the motion and it was adopted unanimously; Commissioner Scheel absent.

Commissioner Hegberg moved to authorize the Controller to advance from the general fund a sum not to exceed \$30,000 at 5% interest to the Rice Creek bonds, to be repaid to the general fund with interest as the Rice Creek special assessments are collected. Commissioner Hauser seconded the motion and it was adopted unanimously; Commissioner Scheel absent.

Commissioner Scheel returned to the meeting.

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**SHERIFF'S OFFICE**

The Sheriff presented his request for a Deputy Sheriff position for court security in the judicial area of the Government Center. Commissioner Hegberg moved to approve the Deputy Sheriff position for court security in the judicial area of the Government Center, but to delay replacing the Bailiff position until the Board has met with the Judges in a workshop session to discuss that matter further. Commissioner McMullen seconded the motion.

Commissioner Hauser moved to table the matter of the Deputy Sheriff position until after the workshop with the Sheriff and Judges. Commissioner Evert seconded the motion and it was adopted unanimously.

The Commissioners requested that this workshop be scheduled immediately after the first of the year.

**BOARD CORRESPONDENCE**

Board Correspondence was received and placed on file.

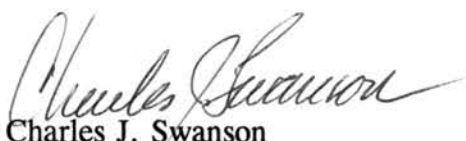
**ADJOURNMENT**

There being no further business to come before the Board, Commissioner McMullen moved to adjourn, seconded by Commissioner Evert and it was adopted unanimously. The Board meeting adjourned at 11:40 a.m.



Donald G. Scheel, Chairman  
County Board

Attest:



Charles J. Swanson  
County Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
DECEMBER 22, 1992**

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, Evert, Scheel, Hauser, and Hegberg. Absent none. Chairman Scheel presided. Also present were Charles Swanson, County Administrator; Richard Arney, County Attorney; John Franzen, Recorder; Judy Arends, Public Health; Doug Ryan, Public Health Division Manager; Mike Gripentrog, Information Services Director; Captain Don McGlothlin, Sheriff's Office; Don Wisniewski, Public Health Director; Jim Schug, Community Services Director; Judy Honmyhr, Human Resources Director; and Jeff Hanson, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner Evert moved, seconded by Commissioner McMullen, to adopt the following Consent Calendar:

1. Approval of the December 8, 1992, County Board meeting minutes.
2. Approval to reappoint County Assessor Scott Renne, to a new four-year term beginning January 1, 1993, and ending December 31, 1996.
3. Approval to reappoint County Surveyor Larry Nybeck, to a new four-year term beginning January 1, 1993, and ending December 31, 1996.
4. Adoption of **Resolution No. 92-178** as follows:

**Altering School District Boundaries**

WHEREAS, Thomas Skalbeck is the owner of property legally described as:

All that part of Government Lot Five (5), Section Nine (9), Township Twenty-nine (29) North, Range Twenty-one (21) West, described as follows:

Commencing at a point in the West line of said Government Lot Five (5), Four hundred eighty and six tenths (480.6) feet north of the southeast corner of Government Lot Four (4); thence east a distance of Two Hundred (200) feet to a point; thence south on a line parallel to said west line a distance of Six hundred fifteen and six tenths (615.6) feet more or less to the north shore of Lake Jane; thence southwesterly along said north shore to the west line of said Government Lot Five (5); thence north along said west line a distance of Six hundred fifty-five and six tenths (655.6) feet more or less to the point of beginning, according to the United States Government Survey thereof containing 3 acres more or less.

Together with an easement for ingress and egress over the following described land, to-wit:

Commencing at a point in the west line of said Government Lot Five (5), located Four hundred seven and four tenths (407.4) feet north of the south line of Government Lot four (4); thence east a distance of Two hundred (200) feet to the point of beginning of the easement to be described; said easement being Sixty (60) feet wide, Thirty (30)

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feet each side of the following described center line and from a north and south line thru the point of beginning; thence on a bearing of N 70°24' E a distance of Five hundred forty and four tenths (540.4) feet to a point; thence on a bearing of N 89°08' E a distance of Six hundred eight and six tenths (608.6) feet, more or less, to a point in the easterly line of Government Lot Five (5) and Section Nine (9) and a public road, according to the United States Government Survey thereof, Washington County, Minnesota. and

WHEREAS, his property is located within the boundaries of School District #622 and adjoins the boundaries of School District #834; and

WHEREAS, Thomas Skalbeck has petitioned the Washington County Board of Commissioners to alter the school district boundaries of School District #622 and School District #834 pursuant to MINN. STAT. § 122.21 to remove his property from School District #622 and add it to School District #834; and

WHEREAS, the granting of the petition will not reduce the size of either school district to less than four sections; and

WHEREAS, the property owned by Mr. Skalbeck is adjacent to and adjoins the boundary of School District #834; and

WHEREAS, both School District #622 and School District #834 consent to the boundary alterations.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that the property owned by Thomas Skalbeck be detached from School District #622 and added to School District #834 and that the boundaries of said school districts be adjusted accordingly; and

BE IT FURTHER RESOLVED AND ORDERED that this order shall be sent to the Commissioner of Education and the Clerks of School District #622 and School District #834 and the Washington County Auditor/Treasurer for purposes of processing this order pursuant to MINN. STAT. § 122.21, et seq.

BE IT ALSO RESOLVED AND ORDERED that this boundary adjustment shall become effective immediately.

5. Adoption of **Resolution No. 92-179** as follows:

Repealing the August 19, 1980 Washington County  
Shoreland Management Ordinance as Amended and  
Replacing it with a Revised Washington County  
Shoreland Management Ordinance

WHEREAS, the State of Minnesota and the Washington County Board of Commissioners has determined that it is in the interests of the public health, safety and welfare to provide guidance for the wise development of shorelands of public waters and, thus, preserve and enhance the quality of surface water, preserve the economic and natural environmental values of shoreland, and provide for the wise use of water and related land resources in the unincorporated areas of Washington County; and

WHEREAS, MINN. STAT. §§ 103F.201 to 103F.221 requires counties to adopt ordinances meeting the minimum standards established by Minn. Rules Ch. 6120; and

WHEREAS, the Washington County Board of Commissioners has received the recommendations of the Washington County Planning Advisory Commission and the Minnesota Department of Natural Resources; and

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WHEREAS, the Washington County Board of Commissioners conducted a public hearing on the Planning Advisory Commission's recommendations on December 15, 1992.

NOW, THEREFORE, BE IT RESOLVED, that based upon the recommendations of the Washington County Planning Advisory Commission and the Commissioner of Natural Resources and the testimony received at the public hearing and the reasons set forth therein, Washington County Ordinance No. 23, Chapter 2 of the Washington County Development Code is hereby repealed and the final draft of the Washington County Shoreland Management Ordinance recommended for approval by the Washington County Planning Advisory Commission dated November 10, 1992 be and hereby is adopted as Washington County Ordinance No. 106, to be known as the Washington County Shoreland Management Ordinance, Chapter 2 of the Washington County Development Code.

BE IT FURTHER RESOLVED, that this ordinance is adopted for the purposes of designating suitable use districts for each body of public water, as defined in the ordinance, regulating the placement of sanitary and waste treatment facilities within said land use districts, regulating the area of a lot and length of water frontage suitable for building sites, regulating the alteration of shorelines of public water, regulating alterations of the natural vegetation and the natural topography along shorelines, conserving and developing natural resources and maintaining a high standard of environmental quality and establishing criminal and civil penalties for violations of the standards and regulations.

BE IT ALSO RESOLVED, that the foregoing is a summary of the ordinance and that the full text is available for public inspection at the Washington County Auditor/Treasurer's Office, the Washington County Department of Public Health and the Washington County Department of Administration.

#### **ORDINANCE NO. 106**

Washington County, Minnesota Revision of the Washington County Development Code, Chapter 2, Washington County Shoreland Management Ordinance; an Ordinance Repealing Ordinance No. 23 and Replacing it with the Washington County Shoreland Management Ordinance Approved by the Washington County Board of Commissioners on December 15, 1992 and Adopted by the Washington County Board of Commissioners on December 22, 1992.

The Board of Commissioners of Washington County does hereby ordain:

#### **SECTION 1 TITLE**

1.1 Short Title. This Ordinance shall be known, cited and referred to as the Washington County Shoreland Management Ordinance.

#### **SECTION 2 INTENT AND PURPOSE**

2.1 This Ordinance is adopted for the purpose of:

- (1) Designating suitable land use districts for each body of public water.
- (2) Regulating the placement of sanitary and waste treatment facilities on lots.
- (3) Regulating the area of a lot and the length of water frontage suitable for building sites.
- (4) Regulating the alteration of shoreland of public waters.



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- (5) Regulating alterations of the natural vegetation and the natural topography along shoreland.
- (6) Conserving and developing natural resources, and maintaining a high standard of environmental quality.

SECTION 3 EFFECTIVE DATE

3.1 Effective Date and Repealer. The repeal of Ordinance No. 23 and the effective date of this Ordinance adopting a new Washington County Shoreland Management Ordinance shall be in full force and effect from and after its passage and publication according to law. The full text of the Ordinance is on file in the Office of the Washington County Administrator, the Washington County Auditor/Treasurer. Copies of this Ordinance are available in the Office of the Washington County Department of Public Health.

Passed by the Board of Commissioners of Washington County, Minnesota this 22nd day of December, 1992.

6. Approval of abatement applications as follows:

Type	Parcel #	Name	Amount
Red/Value	27240-2000	City of Cottage Grove	\$ 163.90
Hmstd	49570-2120	Eggleston, Wayne	1,966.10
Red/Value	72860-3175	Kloos, Michael P	307.22
Hmstd	73665-2475	Daus, Edward	2,099.12

7. Adoption of Resolution No. 92-180 as follows:

Petty Cash and Change Funds  
(Replaces Resolution 92-032)

WHEREAS, the finance Committee has reviewed status of petty cash, change and postage funds of Washington County as reflected in Resolutions, 86-127, 87-53, 88-105, 90-07, 91-066, 92-129 and 92-032 and;

WHEREAS, periodic changes in programs necessitate changes in change fund and petty cash needs;

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners hereby adopts the following petty cash and change funds in the amounts indicated:

Petty Cash and Change Funds

Auditor/Treasurer	
Treasurer's counter - change fund	\$1,500.00
Motor Vehicle - change fund	100.00
Drivers License - change fund	25.00
Game & Fish - change fund	50.00
Forest Lake License Center - change fund	150.00
Woodbury License Center - change fund	200.00

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River Heights Vital Statistics - change funds	\$ 100.00
Government Center Vital Statistics - change funds	25.00
County Attorney - petty cash fund	300.00
County Recorder - change fund	100.00
Court Administrator	
Government Center	300.00
Cottage Grove - change fund	100.00
Jury Commissioners Cottage Grove - change fund	50.00
Job Training Center - petty cash fund	1,000.00
Library	
Change fund	100.00
Petty cash fund	200.00
Parks	
Square Lake - permits change fund	100.00
Square Lake Concessions change fund	100.00
Lake Elmo - permits change fund	200.00
Lake Elmo Concessions change fund	100.00
Planning - change fund	100.00
Public Health	
Immunization - change fund	20.00
Public Works	
Change fund	50.00
Petty cash fund	50.00
Sheriff	
Civil Process - change fund	50.00
Emergency Assistance - petty cash fund	100.00
Surveyor - change fund	<u>50.00</u>
Total	\$5,220.00

BE IT FURTHER RESOLVED, that this Resolution becomes a part of County Fiscal Policy as identified in Resolution 83-112.

8. Approval of 1993 agreement between Courage Center and Washington County to provide community based services to persons with traumatic brain injuries.
9. Approval of 1993 agreement between Margaret S. Parmely Residence and Washington County to provide adult day care and respite care for elderly and disabled adults.
10. Approval to hire contract/special project person to prepare Washington County ALERTS Computer software for sale.
11. Adoption of **Resolution No. 92-181** as follows:

Road Reconstruction on CR 57  
CP 90-5701 (CP-2115)

WHEREAS, the Washington County Board of Commissioners, on April 16, 1991, signed a contract with Valley Paving, Inc., for the labor and materials to reconstruct CR 57,

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WHEREAS, Valley Paving, Inc., has satisfactorily completed all work in accordance with the terms and conditions of the contract.

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

12. Adoption of **Resolution No. 92-182** as follows:

Bituminous Overlay and Shouldering  
On CSAH 4, 7, 9, and CR 59  
SAP 82-607-10, CP 92-0405, 0706, 0902, 0903, 5901

WHEREAS, the Washington County Board of Commissioners, on April 21, 1992, signed a contract with Valley Paving, Inc., for the bituminous overlay and shouldering on CSAH 4, 7, 9, and CR 59.

WHEREAS, Valley Paving, Inc., has satisfactorily completed all work in accordance with the terms and conditions of the contract.

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

13. Adoption of **Resolution No. 92-183** as follows:

Road Reconstruction on CSAH 9  
SAP 82-609-03

WHEREAS, the Washington County Board of Commissioners, on April 23, 1991, signed a contract with Midwest Contracting, Inc., for the labor and materials to reconstruct CSAH 9,

WHEREAS, Midwest Contracting, Inc., has satisfactorily completed all work in accordance with the terms and conditions of the contract.

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

14. Adoption of **Resolution No. 92-184** as follows:

Road Reconstruction on CR 50  
CP 90-5001 (CP-2113/2140)

WHEREAS, the Washington County Board of Commissioners, on April 23, 1991, signed a contract with Hardrives, Inc., for the labor and materials to reconstruct CR 50;

WHEREAS, Hardrives, Inc., has satisfactorily completed all work in accordance with the terms and conditions of the contract.

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

The foregoing Consent Calendar was adopted unanimously.

**SALE OF HSI BUILDING TO HUMAN SERVICES, INC.**

Commissioner Hegberg moved to adopt **Resolution No. 91-185** as follows:

Conditions of Sale of HSI Building  
to Human Services, Inc. in Washington County

WHEREAS, Human Services, Inc. of Washington County, Minnesota is desirous of having Washington County convey its interest in the real estate described below; and

WHEREAS, such conveyance is deemed necessary by Human Services, Inc. and Washington County, Minnesota to raise funds to develop an adolescent mental health day care treatment program; and

WHEREAS, Human Services, Inc. of Washington County, Minnesota is a public corporation with the purview of MINN. STAT. § 465.035; and

WHEREAS, Human Services, Inc. of Washington County, Minnesota would like the conveyance to be effective January 1, 1993; and

WHEREAS, Human Services, Inc. of Washington County, Minnesota has requested that Washington County perform certain repairs on the building, some of which has been completed and some of which will not be completed by January 1, 1993; and

WHEREAS, the transfer of this property to Human Services, Inc. of Washington County, Minnesota will be subject to a reversionary clause, ensuring that the property is used for public purposes, but without all the repairs being completed.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners does hereby authorize its Chairman and County Administrator to convey to Human Services, Inc. of Washington County, Minnesota, the following described real estate subject to a reversionary clause:

Commencing at the northwest corner of said Southwest Quarter of the Northwest Quarter; thence south 00 degrees 04 minutes 08 seconds East along the west line of said Southwest Quarter of the Northwest Quarter, 430.90 feet (bearings are based on the Washington County Project Coordinate System); thence North 89 degrees 55 minutes 52 seconds East, 303.00 feet to a JUDICIAL LANDMARK and the point of beginning of the land to be described; thence North 00 degrees 04 minutes 08 seconds West parallel with said west line of the Southwest Quarter of the Northwest Quarter, 438.02 feet to a JUDICIAL LANDMARK and the north line of said Southwest Quarter of the Northwest Quarter; thence North 88 degrees 35 minutes 07 seconds East along said north line of the Southwest Quarter of the Northwest Quarter, 561.69 feet to a JUDICIAL LANDMARK and the westerly right of way line of Interstate Highway No. 694; thence southerly along said westerly right of way line 112.80 feet along a curve not

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tangent to the last described line to a JUDICIAL LANDMARK, said curve is concave to the east and has a central angle of 00 degrees 49 minutes 34 seconds, a radius of 7823.44 feet and a chord bearing of South 04 degrees 24 minutes 11 seconds East; thence South 85 degrees 11 minutes 02 seconds West continuing along said right of way on a line not tangent to the last described curve 56.00 feet to a JUDICIAL LANDMARK; thence southerly continuing along said right of way line 46.92 feet on a curve not tangent to the last described line to a JUDICIAL LANDMARK, said curve is concave to the east having a central angle of 00 degrees 20 minutes 28 seconds, a radius of 7879.44 feet and a chord bearing of South 04 degrees 59 minutes 12 seconds East; thence continuing along said right of way line South 05 degrees 09 minutes 26 seconds East, 54.51 feet, to a JUDICIAL LANDMARK; thence continuing along said right of way line North 84 degrees 50 minutes 34 seconds East, 56.00 feet to a JUDICIAL LANDMARK; thence continuing along said right of way line South 05 degrees 09 minutes 26 seconds East, 151.84 feet to a JUDICIAL LANDMARK; thence continuing along said right of way line south 54 degrees 24 minutes 02 seconds West, 461.84 feet to a JUDICIAL LANDMARK; thence North 50 degrees 04 minutes 44 seconds West, 282.58 feet to a JUDICIAL LANDMARK and the point of beginning.

The boundaries of the above described property have been judicially determined.

The above described property is evidenced by Certificate of Title No. 38016.

This property is being conveyed by Washington County to Human Services, Inc. in Washington County on the condition that the property be used by Human Services, Inc. of Washington County for public purposes. If, for any reason, the property ceases to be used by Human Services, Inc. for public purposes or upon the dissolution of Human Services, Inc. of Washington County, grantor may serve written notice on grantee, their heirs, successors or assigns, demanding reconveyance of the title of the conveyed premises to grantor. In the event grantee fails to comply with a notice to reconvey, grantor may record a certified copy of the resolution of its Board of Commissioners stating that the condition of reversion has occurred whereupon the title to the whole of said property shall immediately and without the necessity of any further action on the part of grantor revert to and revest in grantor and grantee shall lose and forfeit all right, title and interest in and to the whole of the conveyed property and to any improvements and fixtures thereon and grantor shall thereafter have the right of re-entry to the conveyed premises. Grantee further acknowledges that no liens, charges or encumbrances shall be placed or caused to be placed on the property without written approval by grantor. In the event such liens, charges or encumbrances are placed against the property and upon the reversion of the property to Washington County, Washington County shall take the property free and clear of all such liens, charges and encumbrances, except those which are approved in writing by Washington County.

BE IT FURTHER RESOLVED, that by accepting the conveyance authorized herein, Human Services, Inc. of Washington County, Minnesota acknowledges that the following repair items have been completed to their satisfaction:

1. American Disabilities Act assessment.
2. Roof repair.
3. Parking lot repairs.
4. OSHA corrections.



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BE IT ALSO RESOLVED, that the following represents a list of items of repairs that have not been completed, but will be completed as specified:

1. Scheduled replacement of seven (7) heat pumps, which will be completed by January 31 1993.
2. Development of the stand alone energy management system in an amount not to exceed \$5,500, which will be complete by January 31, 1993.
3. Sandblasting to bare metal and recoating with a cold galvanized process similar to zinc-rich coating the lower section of the cooling tower, which will be completed on or before July 1, 1993.

Commissioner Hauser seconded the motion and it was adopted unanimously.

## **HUMAN RESOURCES DEPARTMENT**

### **Meet and Confer Agreements for 1993**

Commissioner Hauser moved to approve the 1993 terms and conditions of employment for the Department Heads, Confidential Employees, Confidential Supervisors and Essential Supervisors as follows:

#### **Department Heads**

1. Duration: January 3, 1993 through January 1, 1994.
2. Salary: 2.0% general adjustment, merit pay pool equivalent to 0.9% of salaries with no cap on percent of merit that can be awarded by the County Administrator to any one Department Head. Adjust all salary ranges by 2.0%.
3. Health Insurance: Increase County contribution to \$260.00 per month for employee dependent coverage.
4. Medical Flex Spending Account: Increase by \$25.00 at each of the three levels.

#### **Confidential Employees**

1. Duration: January 3, 1993 through January 1, 1994.
2. Salary: 2.0% and increase top step of salary range from 2.0% to 4.0%.
3. Health Insurance: Increase County contribution to \$260.00 per month for employee dependent coverage.
4. Medical Flex Spending Account: Increase by \$10.00.

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**Confidential Supervisors**

1. Duration: January 3, 1993 through January 1, 1994.
2. Salary: 2.0% and increase top step of salary range from 2.0% to 4.0%.
3. Health Insurance: Increase County contribution to \$260.00 per month for employee dependent coverage.
4. Medical Flex Spending Account: Increase by \$10.00.

**Essential Supervisors**

1. Duration: January 3, 1993 through January 1, 1994.
2. Salary: 2.0% and increase plus \$100.00 per month adjustment on each salary step to address compression problem.
3. Health Insurance: Increase County contribution to \$260.00 per month for employee dependent coverage.
4. Medical Flex Spending Account: Increase by \$10.00.

Commissioner McMullen seconded the motion and it was adopted unanimously.

**Flex Leave Policy**

The Human Resources Director gave a brief overview of the proposed flex leave policy. She stated that some employee groups had questions on the proposed policy. Commissioner Hauser moved to table the matter of the flex leave policy to the end of January, 1993, to enable employee bargaining groups to get a better understanding of the proposed policy. Commissioner McMullen seconded the motion and it was adopted unanimously.

**GENERAL ADMINISTRATION**

The Vice-Chairman presented Commissioners Evert and Scheel with Certificates of Recognition for their years of service to Washington County as County Commissioners.


December 22, 1992


**Board Correspondence**

Board Correspondence was received and placed on file.

**ADJOURNMENT**

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

  
Phillip R. McMullen, Vice-Chairman  
County Board

Attest:   
Charles J. Swanson  
County Administrator