



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

## **Copyright Notice:**

This material may be protected by copyright law (U.S. Code, Title 17). Researchers are liable for any infringement. For more information, visit [www.mnhs.org/copyright](http://www.mnhs.org/copyright).

**1998 MINUTE INDEX**  
**JULY 7 – DECEMBER 22**  
**BOOK NO. 12 VOLUME II**  
**PAGES 267 – 487**

ACCOUNTING

ADMINISTRATION

C.I.P.  
Comprehensive Plan  
Planning & Public Affairs

ASSESSOR

ATTORNEY

AUDITOR/TREASURER

CENTRAL SERVICES

COMMISSIONERS

Cable TV  
Citizen Comments  
Commissioner Reports  
Ordinances  
Policies  
United Way  
Workshops

COMMUNITY SERVICES

East Suburban Resources  
Human Services, Inc. (HSI)  
Ramsey Action Program (RAP)

COURT ADMINISTRATION

COURT SERVICES

HEALTH, ENVIRONMENT &  
LAND MANAGEMENT

Code Enforcement  
EMS  
MPCA  
Resource Recovery  
Solid Waste

HOUSING & REDEVELOPMENT AUTH.

HUMAN RESOURCES

All Unions/Bargaining Groups  
Affirmative Action  
Comparable Worth  
Personnel Rules/Regulations  
Training & Education  
Personnel Committee

INFORMATION SERVICES (I.S.)

INTERGOVERNMENTAL RELATIONS

Legislation/Legislators

INTERNAL AUDITOR

LIBRARY

MN EXTENSION

PUBLIC WORKS - FACILITIES

County Owned Buildings  
Government Center  
Historic Courthouse



PUBLIC WORKS - GENERAL

Brown's Creek Watershed  
Carnelian-Marine  
Ramsey-Washington Metro Watershed  
Rice Creek Watershed  
Valley Branch Watershed  
South Washington Watershed  
Watershed Mgmt Org.

PUBLIC WORKS - PARKS

All County Parks  
DNR

PUBLIC WOKRS - ROADS

MN Dot

RECORDER

REGIONAL RAIL AUTHORITY

SHERIFF

Law Enforcement Center  
Metro 911

VETERANS SERVICE

WORKFORCE CENTER

# Washington County Minute Index

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
ACCOUNTING	07/07/1998		1997 COMPREHENSIVE ACCOUNTING FINANCIAL REPORT PRESENTED.	12	273
ADMINISTRATION	07/07/1998		USAGE OF 1997 BUDGET SAVINGS POOL IN THE AMOUNT OF \$201,800.	12	267
	07/07/1998	98-112	MATCHING FUNDS W/BWSR GRANT FOR CHILDREN'S WATER FESTIVAL.	12	269
	07/07/1998	98-113	MATCHING FUNDS W/BWSR GRANT FOR SINKHOLE STUDY.	12	270
	07/07/1998		BRD. CORRESPONDENCE, INVITATION FOR COUNTY TO PARTICIPATE IN DISCUSSIONS CONCERNING THE ST. CROIX RIVER CROSSING.	12	276
	07/14/1998		STAFF COMMENTS ON OAK PARK HEIGHTS COMPREHENSIVE PLAN AMENDMENT.	12	279
	07/14/1998		UPDATE ON JD EDWARDS FINANCIAL MANAGEMENT SYSTEM.	12	281
	07/28/1998	98-119	WAIVING THIRTY DAY NOTIFICATION, COTTAGE GROVE TIF MODIFICATIONS.	12	285
	07/28/1998		UPDATE ON THE STATUS OF THE LOWER ST CROIX RIVER MGMT. PLANNING PROJECT.	12	291
	07/28/1998	98-123	APPOINT DEP. ADMINISTRATOR, VIRGINIA R. ERDAHL AS COUNTY AUDITOR-TREASURER.	12	291
	07/28/1998		UPDATE ON FUNDING OF DISTRICT COURTS.	12	292
	07/28/1998		UPDATE ON THE ANDERSEN CORPORATION WEST SITE EVALUATION PROJECT.	12	292
	07/28/1998		WORKSHOP HELD TO REVIEW AND COMMENT ON THE INTERIM REPORT ON CAPITAL FACILITIES PLANNING FOR THE FUTURE.	12	295
	08/04/1998		COMMENTS ON COTTAGE GROVE TIF.	12	297
	08/04/1998		COMMENTS ON NEW SCANDIA TWP'S COMP PLAN.	12	297
	08/04/1998		STAFF TO MEET W/JUDGE GARY MEYER RE: COURT COSTS.	12	306
	08/04/1998		WORKSHOP WITH DICK BRAUN TO DISCUSS THE ST. CROIX RIVER CROSSING SET FOR 8/11/98.	12	306
	08/04/1998		WORKSHOP HELD TO DISCUSS PROPOSED 1999 BUDGET.	12	307
	08/11/1998		STAFF COMMENTS ON GRANT COMP PLAN.	12	309
	08/11/1998		STAFF COMMENTS ON COLUMBUS TWP, ANOKA COUNTY, COMP PLAN.	12	309
	08/11/1998		RISK MANAGEMENT REPORT PRESENTED.	12	311
	08/11/1998		UPDATE ON NOISE AT COUNTY FAIRGROUNDS DURING WEEKEND EVENTS.	12	312
	08/11/1998		WORKSHOP HELD TO DISCUSS PLANS FOR THE COUNTY SESQUICENTENIAL IN 1999.	12	313
	08/11/1998		WORKSHOP HELD TO DISCUSS PROPOSED 1999 BUDGET W/SURVEYOR, HELM AND PUBLIC WORKS.	12	314
	08/11/1998		WORKSHOP HELD TO DISCUSS HOLDING AN OPEN SPACE FUNDING REFERENDUM ON THE NOVEMBER BALLOT.	12	314

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
ADMINISTRATION	08/18/1998	98-127	AUTH. JOINT APPLICATION FOR COMMUNITY-BASED PLANNING GRANT FUNDS W/CITY OF HUGO.	12	315
	08/18/1998		WORKSHOP HELD TO DISCUSS 1999 BUDGETS.	12	320
	08/25/1998		GREEN CORRIDOR PROJECT DISCUSSED, NO REFERENDUM AT THIS TIME.	12	326
	08/25/1998		DECISIONS MADE ON FINAL 1999 BUDGET QUESTIONS.	12	328
	08/25/1998		1999-2003 CAPITAL IMPROVEMENT PROGRAM DISCUSSED.	12	330
	09/01/1998		MELSA JOINT POWERS AGREEMENT.	12	335
	09/01/1998		CITIZEN SURVEY RESULTS AND ANALYSIS PRESENTED.	12	338
	09/01/1998	98-136	LETTER TO FEDERAL DELEGATION OPPOSING THE HEALTH AND HUMAN SERVICE PROGRAM BUDGET RESOLUTION.	12	338
	09/08/1998		JOINT APPLICATION FOR COMMUNITY-BASED PLANNING GRANT W/CITIES OF MAHTOMEDI AND WILLERNIE.	12	339
	09/08/1998		COMMENTS ON CITY OF WOODBURY'S REDUCTION OF TIF DISTRICT #9, AND TIF DISTRICT #12.	12	340
	09/08/1998	98-139	ADOPTING THE WACO PROPOSED BUDGET FOR PAYABLE 1999.	12	345
	09/08/1998	98-140	CERTIFYING PROPOSED PROPERTY TAX LEVIES FOR WACO PAYABLE 1999.	12	345
	09/08/1998	98-141	CERTIFYING PROPOSED PROPERTY TAX LEVY FOR WACO HRA PAYABLE 1999.	12	346
	09/15/1998	98-144	AUTH. SUBMISSION OF A JOINT APPLICATION FOR COMMUNITY-BASED PLANNING GRANT FUNDS W/CITY OF AFTON.	12	365
	09/15/1998		WORKHOPS HELD TO DISCUSS WATER GOVERNANCE STUDY.	12	367
	09/22/1998		AMC OUTSTANDING SERVICE AWARDS AND COUNTY ACHIEVEMENT AWARD NOMINATED AND SENT TO ADM.	12	369
	09/22/1998		COALITION OF COUNTIES BECOMING ACTIVE ON PROPOSALS FOR DEREGULATION OF ELECTRIC UTILITIES. WORKSHOP TO BE SCHEDULED IN FUTURE TO DISCUSS THIS FOR THE LEG. SESSION IN 1999.	12	374
	10/06/1998		AD FOR 1999 NEWSPAPER PUBLICATION OF LEGAL NOTICES.	12	377
	10/06/1998		DRAINAGE FORUM SPONSORED BY BWSR, NOVEMBER 19-20, ST. CLOUD.	12	389
	10/13/1998		UPDATE ON GREEN CORRIDOR PROJECT AND UPCOMING PUBLIC FORUMS.	12	398
	10/13/1998		AMC TO PRESENT ITS LEGISLATIVE PLATFORM AT A FUTURE BOARD MEETING.	12	399
	10/20/1998		1998 AMC DELEGATE LIST: COMMISSIONERS, JIM SCHUG, VIRGINIA ERDAHL, & DAN PAPIN.	12	403
	10/20/1998		GRANT APPLICATION TO MET. REGIONAL ARTS COUNCIL TO FUND A PORTION OF THE IMAGES OF THE SESQUICENTENNIAL PHOTOGRAPHY & ART CONTEST.	12	404
	10/20/1998		1999-2000 AMC LEGISLATIVE PLATFORM PRESENTED.	12	405
	10/20/1998		WORKSHOP HELD TO DISCUSS THE COUNTY'S WEBSITE.	12	406

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
ADMINISTRATION	10/27/1998		SUPPORT THE BALANCE OF 1999-2000 AMC LEGISLATIVE PLATFORM EXCEPT AS PREVIOUSLY NOTED.	12	412
	10/27/1998		SUPPORT AMC POSITION ON THE BAN OF STUDDER SNOWMOBILE TRACKS ON PAVE SURFACES.	12	412
	10/27/1998		OPPOSE AMC POSITION ON STATE ASSUMPTION OF COURT ADMINISTRATION COSTS AND THE ASSUMPTION OF COURT SYSTEM PROGRAM COSTS FOR OTHER COURT SERVICES.	12	412
	11/03/1998	98-158	AUTH. SUBMITTAL OF A GRANT APPLICATION TO THE FEDERAL HIGHWAY ADMIN. FOR A RED ROCK CORRIDOR PLANNING STUDY.	12	416
	11/03/1998		STAFF COMMENTS ON CITY OF LAKELAND DRAFT COMPREHENSIVE PLAN.	12	417
	11/10/1998		UPDATE GIVEN ON COUNTY REORGANIZATION ACTIVITIES.	12	433
	11/10/1998		UPDATE ON METRO AREA AGENCY ON AGING ACTIVITIES.	12	435
	11/17/1998		WORKSHOP HELD W/CHISAGO COUNTY BOARD TO DISCUSS THE GREEN CORRIDOR PROJECT.	12	440
	11/24/1998		STAFF COMMENTS ON CITY OF AFTON DRAFT COMP PLAN.	12	443
	11/24/1998		DISTINGUISHED BUDGET PRESENTATION AWARD FROM GFOA FOR THE 1998 BUDGET DOCUMENT.	12	448
	11/24/1998		WORKSHOP HELD TO DISCUSS THE COUNTY ORGANIZATIONAL STRUCTURE.	12	451
	11/24/1998		WORKSHOP HELD TO REVIEW THE DRAFT COMP PLAN/SESQUICENTENNIAL POSTER.	12	451
	12/03/1998		STAFF COMMENTS ON DAKOTA COUNTY DRAFT COMP PLAN.	12	453
	12/03/1998	98-177	ADOPT A NEW COUNTY ORGANIZATIONAL STRUCTURE.	12	454
	12/03/1998		DEPUTY ADMINISTRATOR ERDAHL RECEIVED RECOGNITION FROM THE MN ASSOC. OF COUNTY ADMIN. FOR COMPLETING HER TERM AS PRESIDENT.	12	455
	12/03/1998		WORKSHOP HELD TO DISCUSS PROCEDURES FOR THE T-N-T HEARING.	12	456
	12/03/1998		TRUTH IN TAXATION HEARING HELD.	12	457
	12/15/1998		SET PUBLIC HEARING FOR THE 1999-2003 CIP FOR 1/19/99 AT 9:00 A.M.	12	465
	12/15/1998	98-192	WACO BUDGET FOR PAYABLE 1999.	12	473
	12/15/1998	98-193	CERTIFYING PROPERTY TAX LEVIES FOR WACO PAYABLE 1999.	12	473
	12/15/1998	98-194	CERTIFYING PROPERTY TAX LEVY FOR WACO HRA PAYABLE 1999.	12	474
	12/15/1998		WORKSHOP HELD TO DISCUSS REPORT ON THE STRATEGIC PLANNING COMMITTEE.	12	477
	12/22/1998		GRANT FOR \$3,000 FROM THE ST. CROIX FOUNDATION FOR THE HISTORIC CONTEXT STUDY.	12	479
	12/22/1998		WORKSHOP HELD TO DISCUSS WATER GOVERNANCE STUDY.	12	487
AGRICULTURAL SOCIETY	07/28/1998		HARLEN ANDERSON AND BOB ERICSON, SHORES OF LAKE MCDONALD, SPOKE ON LOUD NOISE AND MUSIC FROM THE FAIR GROUNDS ON WEEKENDS.	12	292

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
ASSESSOR	08/04/1998		EX. SESSION HELD TO DISCUSS ANDERSEN CORPORATION'S REAL ESTATE TAX APPEAL.	12	306
	09/22/1998		RAISE ASSESSMENT SERVICE CHARGES CONTRACTED W/WACO ASSESSOR DEPT. (1999 RATES).	12	370
ATTORNEY	07/28/1998	98-120	ACCEPT GRANT FUNDS FROM THE MN CENTER FOR CRIME VICTIM SERVICES.	12	287
	08/04/1998		EX. SESSION HELD TO DISCUSS ANDERSEN CORPORATION'S REAL ESTATE TAX APPEAL.	12	306
	08/25/1998		LOA FOR JAY A. BRUNNER, RETRO TO 6/26/98 THROUGH 12/31/98 FOR APPT. AS FIRST ASSISTANT COUNTY ATTORNEY.	12	324
	08/25/1998	98-133	GRANT AGREE. FOR FEDERAL DRUG CONTROL & SYSTEM IMPROVEMENT ACT GRANT.	12	324
AUDITOR/TREASURER	12/15/1998		LOA FOR DOUGLAS H. JOHNSON, ASSISTANT COUNTY ATTORNEY, TO FILL SEAT OF ELECTED COUNTY ATTORNEY EFFECTIVE 1/5/99.	12	465
	07/07/1998		ABATEMENT APPLICATIONS FOR HOMESTEAD CLASSIFICATIONS.	12	267
	07/28/1998		SPECIAL PROJECT ASSIST. A/T FROM 5/25/98 - 12/31/98.	12	285
	07/28/1998		ABATEMENT APPLICATIONS - WASTE MGMT.	12	286
	07/28/1998		ABATEMENT APPLICATIONS - HOMESTEAD CLASSIFICATIONS.	12	286
	07/28/1998		RES. NO. 98-123, APPT. DEP. ADMINISTRATOR VIRGINIA R. ERDAHL AS COUNTY AUDITOR-TREASURER.	12	291
	08/11/1998		CONTRACT W/ELECTIONS SYSTEMS AND SOFTWARE, PRINTING 1998 PRIMARY AND GENERAL ELECTION BALLOTS.	12	309
	08/18/1998		LEASE AGREEMENT W/CITY OF WOODBURY, WOODBURY LICENSE CENTER.	12	316
	08/18/1998		ABATEMENT APPLICATIONS.	12	316
	08/25/1998		ONE DAY LIQ. LIC., CAMP COURAGE, 9/12/98.	12	323
	08/25/1998		ONE DAY LIQ. LIC., SCANDIA/MARINE LIONS CLUB, 9/12/98.	12	323
	08/25/1998		AUTH. STAFF TO PURSUE A JPA W/ANOKA, HENNEPIN AND RAMSEY COUNTIES, RE, INTEGRATED PROPERTY TAX AND LAND RECORDS SYSTEM.	12	325
	09/01/1998		ABATEMENT APPLICATIONS FOR HOMESTEAD CLASS.	12	335
	09/08/1998		ABATEMENT APPLICATIONS.	12	340
	09/08/1998		ON SALE WINE LICENSE, KIMBERLY'S CATERING, D.B.A. WITHROW BALLROOM, 10/1/98 - 3/31/99.	12	340
	09/15/1998		ABATEMENT APPLICATIONS - CLASSIFICATION CHANGE.	12	349
	09/22/1998		ABATEMENT APPLICATIONS- HOMESTEAD CLASSIFICATIONS.	12	370
	09/22/1998	98-145	REPURCHASE - DUANE R. AND CHARLOTTE J. OLSON.	12	370
	09/22/1998		INCREASE IN PARK FEES AND CHARGES FOR 1999.	12	372
	10/06/1998	98-148	REPURCHASE - JAMES A. SIMNING.	12	377
	10/06/1998		MOLLY O'ROURKE INTRODUCED AS NEW ASSESSMENT AND TAXATION DIRECTOR.	12	389

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
AUDITOR/TREASURER	10/20/1998		ABATEMENT APPLICATIONS FOR HOMESTEAD CLASSIFICATION.	12	404
	10/27/1998		ABATEMENT APPLICATIONS FOR HOMESTEAD CLASSIFICATION AND VALUE CHANGES.	12	407
	10/27/1998		ORDER REAPPRAISAL OF SOME TAX-FORFEITED PARCELS REMAINING UNSOLD.	12	408
	10/27/1998	98-155	REPURCHASE-JAMES ANDERSON.	12	408
	11/03/1998	98-159	CONVEYANCE - TFL FOR AUTH. PUBLIC USE.	12	417
	11/10/1998	98-167	1998 TAX FORFEITED AUCTION LIST.	12	427
	11/10/1998	98-166	CONVEYANCE - TFL, CITY OF NEWPORT.	12	427
	11/10/1998		ABATEMENT APPLICATIONS FOR HOMESTEAD CLASSIFICATIONS.	12	428
	11/17/1998	98-170	REPURCHASE - SUNNYSIDE ON ST. CROIX LTD. PARTNERSHIP, FORMER OWNER.	12	437
	11/24/1998		ABATEMENT APPLICATIONS FOR HOMESTEADS.	12	443
	11/24/1998	98-171	ESTABLISH DATE FOR SUBMISSION OF REPURCHASE APPLICAITON.	12	443
	12/03/1998	98-176	AUTH. TO OFFER TAX FORFEITED PARCEL AT A PRIVATE SALE TO ADJOINING OWNERS AND WITHDRAW PARCEL FROM 1998 TAX FORFEITED LAND AUCTION LIST.	12	453
	12/08/1998	98-179	AUTH. TO OFFER TAX FORFEITED PARCEL AT A PRIVATE SALE TO ADJOINING OWNERS AND W/DRAW PARCEL FROM 1998 TAX FORFEITED LAND AUCTION LIST.	12	459
	12/15/1998		ABATEMENT APPLICATIONS FOR HOMESTEAD CLASSIFICATIONS.	12	469
	12/15/1998	98-196	1999 SALARY FOR THE COUNTY SHERIFF.	12	474
	12/15/1998	98-195	1999 SALARY FOR THE COUNTY ATTORNEY.	12	474
	12/15/1998		SALARIES SET FOR FIRST ASSISTANT ATTORNEY, EX. ASSISTANT ATTORNEY AND CHIEF DEPUTY SHERIFF.	12	475
	12/22/1998	98-200	AUTH. TO CLASSIFY AS NON-CONSERVATION PARCEL 05.028.20.31.0002.	12	481
	12/22/1998		ABATEMENT APPLICATIONS FOR HOMESTEAD CLASSIFICATION.	12	481
	12/22/1998	98-199	CONVEYANCE - COTTAGE GROVE AND WASHINGTON COUNTY.	12	481
	12/22/1998		UPDATE ON AUCTION FOR TAX FORFEITED LAND.	12	485
CENTRAL SERVICES	10/13/1998		EARLY HIRE OF .5 CLERK I.	12	393
COMMISSIONERS	07/07/1998		PUBLIC HEARING HELD ON REQUEST TO COMMISSIONER OF TRANSPORTATION TO TRANSFER FUNDS FROM THE CSA MUNICIPAL ACCOUNT TO CSA REGULAR ACCOUNT.	12	273
	07/07/1998		ELIZABETH EBBOT, BIRCHWOOD, PASSED AWAY. INSTRUMENTAL IN PUBLISHING INDIANS IN MINNESOTA.	12	276
	07/07/1998		COMMISSIONER PETERSON HOME ILL FOR OVER A WEEK.	12	276
	07/07/1998		MARGAET GRILLEY TO BE APPT. TO THE LIBRARY BOARD AT NEXT WEEK'S MTG.	12	276
	07/07/1998		RESOURCE RECOVERY BUDGET REVIEW THIS WEEK.	12	276



DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
COMMISSIONERS	07/07/1998		WORKSHOP W/PUBLIC HEALTH AND ENVIRONMENT TO DISCUSS ALTERNATE LANGUAGE TO THE YOUTH ACCESS TO TOBACCO ORDINANCE.	12	277
	07/07/1998		WORKSHOP W/PUBLIC HEALTH AND ENVIRONMENT TO DISCUSS THE SHORELAND MANAGEMENT ORDINANCE.	12	277
	07/07/1998		WORKSHOP W/PUBLIC WORKS TO DISCUSS CITY OF WOODBURY'S COMP PLAN AND FUTURE ALIGNMENT OF COTTAGE GROVE DRIVE AND VALLEY CREEK RD.	12	277
	07/14/1998		LETTER RECEIVED FROM ANOKA COUNTY RE: TRADING HACA FOR THE STATE TAKEOVER OF COURT COSTS. DISCUSSION TO TAKE PLACE W/DISTRICT COURT JUDGES ON THIS ISSUE.	12	282
	07/14/1998		INVITATION TO GROUNDBREAKING OF NEW ANDERSEN CORP. IN COTTAGE GROVE. LETTER TO ANDERSEN CORP. THANKING THEM FOR STAYING IN COUNTY.	12	282
	07/14/1998		REPORT ON MN EXTENSION TOUR HELD LAST WEEK.	12	282
	07/14/1998		LETTER TO CONGRESSIONAL DELEGATION RE: EFFECTS OF TOBACCO ON HEALTH TO BE BROUGHT BACK TO THE BOARD FOR APPROVAL.	12	282
	07/14/1998		FOREST LAKE TRAIL IS NOW OPEN.	12	282
	07/14/1998		WORKSHOP W/COMMUNITY SERVICES TO DISCUSS THE STATEWIDE MN FAMILY INVESTMENT PROGRAM.	12	283
	07/28/1998		OATH OF OFFICE ADMINISTERED TO D. STAFFORD, COMMISSIONER DISTRICT 5.	12	285
	07/28/1998		COUNTY TELEWORK POLICY.	12	288
	07/28/1998		REVISED ACCEPTABLE USE POLICY FOR INFORMATION TECNOLOGY SYSTEMS.	12	288
	07/28/1998		HARLEN ANDERSON AND BOB ERICSON, SHORES OF LAKE MCDONALD, SPOKE ON LOUD NOISE AND MUSIC AT THE COUNTY FAIR ON WEEKENDS.	12	292
	07/28/1998		COMMISSIONER ABRAHAMSON NOTED HE THINKS THE COUNTY SHOULD HAVE A VOICE ON THE ST. CROIX RIVER CROSSING COMMITTEE.	12	293
	07/28/1998		P.W. STAFF ASKED TO REQUEST THE MN/DOT TO DO A SPEED STUDY ON CR 12 WEST OF THE STILLWATER CITY LIMITS.	12	293
	07/28/1998		MAYOR SCHAAF, CITY OF OAK PARK HEIGHTS, UPDATED THE BOARD ON COMMITTEE CREATED TO DISCUSS A SOLUTION TO THE ST. CROIX RIVER CROSSING PROBLEM. ASKED THAT WACO HAVE A REP. ON THAT COMMITTEE.	12	293
	07/28/1998		COMMISSIONER PETERSON THANKED EVERYONE WHO SENT FLOWERS AND CARDS DURING HER ILLNESS.	12	294
	07/28/1998		COMMISSIONER STAFFORD TO ATTEND THE RESOURCE RECOVERY PROJECT BOARD MEETING ON JULY 30.	12	294
	07/28/1998		COMMISSIONER HAUSER REPORTED ON THE NACO CONFERENCE IN PORTLAND OREGON AND HOW THAT CITY USED LIGHT RAIL AND COMMUTER RAIL.	12	294

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
COMMISSIONERS	07/28/1998		COMMISSIONER PETERSON REPORTED THAT THE UPPER MISSISSIPPI RIVER WAS NAMED A PART OF THE AMERICAN HERITAGE RIVER.	12	294
	07/28/1998		WORKSHOP W/ADMINISTRATION TO REVIEW AND COMMENT ON THE INTERIM REPORT ON CAPITAL FACILITIES PLANNING FOR THE FUTURE.	12	295
	08/04/1998		PUBLIC HEARING ON LANGUAGE AMENDMENTS TO THE YOUTH ACCESS TO TOBACCO ORDINANCE SET FOR 9/15/98 AT 9:00 A.M.	12	302
	08/04/1998		APPT. COMMISSIONER STAFFORD TO FILL COMMISSIONER ENGSTROM'S COMMITTEE ASSIGNMENTS FOR THE REMAINDER OF THE YEAR.	12	305
	08/04/1998		LETTERS TO FEDERAL CONGRESSIONAL DELEGATION ENCOURAGING THE ELIMINATION OF GOVERNMENT SUBSIDIES FOR TOBACCO FARMING.	12	305
	08/04/1998		COM. ABRAHAMSON THANKED COUNTY ELECTED OFFICIALS WHO ATTENDED THE SENIOR CITIZEN'S ICE CREAM SOCIAL AT THE COUNTY FAIR.	12	306
	08/04/1998		CERTIFICATE OF APPRECIATION TO BE PRESENTED TO EACH OUTGOING COMMITTEE MEMBER.	12	306
	08/04/1998		COM. STAFFORD TO DISCUSS THE ELETORIAL PROCESS W/THE COUNTY ATTORNEY.	12	306
	08/04/1998		WORKSHOP W/ADMINISTRATION TO DISCUSS THE PROPOSED 1999 BUDGET.	12	307
	08/11/1998		RES. 98-124, WACO DEVELOPMENT CODE CHPATER SIX, SHORELAND MANAGEMENT REGULATIONS, ORDINANCE NO. 134.	12	309
	08/11/1998		WORKSHOP W/ADMINISTRATION TO DISCUSS PLANS FOR THE COUNTY SESQUICENTENNIAL IN 1999.	12	313
	08/11/1998		REQUEST FOR UPDATE ON INCIDENT THAT OCCURRED AT THE OAK PARK HEIGHTS MCDONALD'S.	12	313
	08/11/1998		REPORT ON WORKFORCE CENTER CELEBRATION FOR INDIVIDUALS ACCOMPLISHING CERTAIN GOALS.	12	313
	08/11/1998		COM. HEGBERG MAY NEED TO HAVE ANOTHER COMMISSIONER TAKE HIS HRA COMMITTEE ASSIGNMENT DUE TO MEETING CONFLICTS.	12	313
	08/11/1998		WORKSHOP W/ADMINISTRATION TO DISCUSS HOLDING AN OPEN SPACE FUNDING REFERENDUM ON THE NOVEMBER BALLOT.	12	314
	08/11/1998		WORKSHOP W/ADMINISTRATION TO DISCUSS THE PROPOSED 1999 BUDGET W/SURVEYOR, HELM AND PUBLIC WORKS.	12	314
	08/11/1998		WORKSHOP W/ADMINISTRATION TO DISCUSS THE ST. CROX RIVER CROSSING.	12	314
	08/18/1998		APPT. OF COMM. ABRAHAMSON TO THE ST. CROIX RIVER CROSSING ADVISORY GROUP.	12	319
	08/18/1998		REPORT ON FEDERAL FUNDING FOR LIGHT RAIL TRANSIT.	12	320
	08/18/1998		COLLABORATIVE EFFORT W/OTHER METROPOLITAN COUNTIES ON DOING TAX STATEMENTS TO BE DISCUSSED AT NEXT WEEK'S BOARD MTG.	12	320



DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
COMMISSIONERS	08/18/1998		REQUEST FOR UPDATE ON JUDICIAL DITCH ONE, FOREST LAKE AND COMFORT LAKE WATERSHED.	12	320
	08/18/1998		WORKSHOP W/ADMINISTRATION TO DISCUSS 1999 BUDGETS.	12	320
	08/18/1998		WORKSHOP W/PUBLIC WORKS AND LIBRARY BOARD TO DISCUSS WOODBURY LIBRARY PLANNING.	12	321
	08/25/1998		REVISE POLICY #1411, SEVERE WEATHER SHELTER PLAN & FIRE/EMERGENCY EVACUATION PLAN.	12	324
	08/25/1998		COUNTY ERGONOMICS PROGRAM.	12	324
	08/25/1998		REVISE COUNTY POLICY #1406 SAFETY PROGRAM AND INCORPORATE POLICY #1405 INTO #1406.	12	324
	08/25/1998		1998 ADMINISTRATIVE APPEAL POLICY FOR THE S.W. MGMT. SERVICE CHARGE.	12	324
	08/25/1998		COMMISSIONERS ABRAHAMSON AND STAFFORD APPOINTED TO PRIMARY AND GENERAL ELECTION CANVASS BOARDS, 9/18/98 AND 11/9/98.	12	325
	08/25/1998		JOHN WALLER, HUGO, SPOKE ON THE RICE CREEK WATERSHED DISTRICT 1999 BUDGET AND JUDICIAL DITCH NO. 2.	12	332
	08/25/1998		PEGGY AND EUGENE HUERSTEL, FOREST LAKE, PRESENTED AN UPDATE ON THE NEW SPEED LIMIT ON SYLVAN LAKE.	12	332
	09/01/1998		AMEND SMOKING IN COUNTY FACILITIES POLICY BY INCLUDING THE CRT. ADMIN. EAST LOWER LEVEL ENTRANCE AS A PUBLIC NON-SMOKING ENTRANCE.	12	336
	09/01/1998		JOHN WALLER AND ED WALLTER APPEARED TO DISCUSS THE RICE CREEK WATERSHED DISTRICT AND JUDICIAL DITCH NO. 2.	12	337
	09/01/1998		JAN BLY, MAY TWP., SPOKE OF FAILURE TO GET A VARIANCE AND UNFAIR TREATMENT AT A BRD. OF ADJUSTMENT AND APPEALS MEETING.	12	337
	09/08/1998		CITIZEN COMMENDATION TO ELLIOT HOUSER FOR SAVING LIFE OF AN 11 YEAR OLD BOY ON 8/1/98 AT THE L.E. PARK RESERVE SWIM POND.	12	341
	09/08/1998		REPORT ON 911 TELEPHONE SYSTEM AND PROBLEMS IT MAY HAVE W/NEW AREA CODE IN THE METRO AREA.	12	346
	09/08/1998		WORKSHOP W/COMMUNITY SERVICES TO DISCUSS STATUS OF OUT-OF-HOME PLACEMENTS OF CHILDREN AND YOUTH IN WACO.	12	347
	09/08/1998		WORKSHOP W/H.E.L.M. TO DISCUSS THE REGIONAL AND COUNTY SOLID WASTE MASTER PLANS.	12	347
	09/15/1998		PUBLIC HEARING HELD ON AMENDMENTS TO YOUTH ACCESS TO TOBACCO ORD. NO. 133.	12	351
	09/15/1998		AWARD OF EXCELLENCE FROM THE MN COUNCIL ON PHYSICAL ACTIVITY & SPORTS.	12	364
	09/15/1998		OCT. 6 BOARD MTG. TIME CHANGED FROM 4:30 P.M. TO 9:00 A.M. AND DECEMBER 1 BOARD MTG. RESCHEDULED FOR DECEMBER 3, AT 4:30 PRIOR TO THE T-N-T HEARING.	12	365
	09/15/1998		HARDWOOD CREEK MTG., 9/22/98, RICE LAKE PARK, 7:30 P.M.	12	366
	09/15/1998		CITY OF BAYPORT PUBLIC MTG. FORUM ON ANDERSEN REVALUATION, 9/28/98, 7:00 P.M.	12	366

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
COMMISSIONERS	09/15/1998		ED AND JOHN WALLER ADDRESSED THE BOARD ON RICE CREEK WATERSHED AND GROUNDWATER ISSUES IN THE HUGO AREA.	12	366
	09/15/1998		REPORT ON STILLWATER BRIDGE MEETING.	12	366
	09/15/1998		WORKSHOP HELD W/ADMIN TO DISCUSS THE COUNTY'S WATER GOVERNANCE STUDY.	12	367
	09/22/1998		RES. 98-147, WACO ORD. NO. 135 AMENDMENT ORD. NO. 133, YOUTH ACCESS TO TOBACCO ORD.	12	372
	09/22/1998		REQUEST THAT W. LAKE LAND TWP. BE NOTIFIED OF PUB. HRG. ON CAMAS REQUEST FOR REZONING.	12	374
	09/22/1998		U.S. WEST HAS COMMITTED TO 911 BY JANUARY 10, 1999.	12	374
	09/22/1998		MOLLY O'ROURKE WELCOMED AS NEW DIRECTOR OF ASSESSMENT AND TAXATION.	12	374
	09/22/1998		AMC POLICY COMMITTEES TO MEETING ON 9/24-25/98, THUNDERBIRD HOTEL.	12	374
	09/22/1998		COMMISSIONERS ABRAHAMSON, STAFFORD AND HEGBERG TO ATTEND CITY OF BAYPORT'S PUBLIC FORUM ON ANDERSEN TAX REDUCTIONS.	12	374
	09/22/1998		WORKSHOP W/H.E.L.M. TO DISCUSS EAST METRO RADIO COMMUNICATION BOARD ISSUES.	12	375
	09/22/1998		WORKSHOP W/H.E.L.M. TO DISCUSS SOLID WASTE MGMT. SERVICE CHARGE ISSUES.	12	375
	09/22/1998		WORKSHOP W/SHERIFF'S OFFICE TO DISCUSS METRO AREA GANG ISSUES.	12	375
	10/06/1998		PUBLIC HEARING HELD TO CONSIDER APPLICATION BY CAMAS MN, INC. TO AMEND THE WACO COMP. PLAN AND REZONE 320 ACRES.	12	379
	10/06/1998		FRAN WAGNER SCHNEIDER, DENMARK TWP., PROBLEMS SHE HAS HAD W/BOARD OF ADJUSTMENT AND APPEALS.	12	390
	10/06/1998		DISCUSSION OF RICE CREEK WATERSHED SITUATION.	12	390
	10/06/1998		COMMISSIONER STAFFORD TO START "KITCHEN CABINET" IN HIS DISTRICT.	12	391
	10/13/1998		RES. NO. 98-153, APPROVING ORD. NO. 136, COMP PLAN AMENDMENT & REZONING REQUEST BY CAMAS, INC.	12	395
	10/13/1998		COMMISSIONER HAUSER AWARDED THE U OF M EXTENSION SERVICES DEAN AND DIRECTOR AWARD FOR DISTINGUISHED CONTRIBUTION LAST WEEK IN DULUTH.	12	399
	10/13/1998		AMC DISCUSSING FEDERAL LOBBYING ISSUES.	12	400
	10/13/1998		JOYCE WELANDER, CITY OF GRANT, VOICED CONCERN RE: GREEN CORRIDOR PROJECT FORUM TIMES AND TAX RELIEF.	12	400
	10/13/1998		ADMIN. IN CHARGE OF CENSUS COORDINATOR.	12	400
	10/13/1998		WORKSHOP W/PUBLIC WORKS TO DISCUSS PROPOSED GREY CLOUD ISLAND REG. PARK.	12	401
	10/20/1998		CERTIFICATE OF RECOGNITION FOR BARBARA SWANSON, RETIRING DIRECTOR OF THE FOREST LAKE AREA YOUTH SERVICE BUREAU.	12	403

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
COMMISSIONERS	10/20/1998		SURVEYOR'S OFFICE AWARDED CERTIFICATE OF COMMENDATION BY GOV. CARLSON FOR ITS GIS SYSTEM.	12	405
	10/20/1998		EMPLOYEE RECOGNITION DINNER TO BE HELD 10/20/98, 5:30 P.M. AT THE HISTORIC COURTHOUSE.	12	406
	10/20/1998		WORKSHOP W/ADMINISTRATON TO DISCUSS THE COUNTY'S WEBSITE.	12	406
	10/27/1998		BOARD CHAIR THANKED EMPLOYEES FOR PARTICIPATING IN THE CHARITABLE FUNDS DRIVE.	12	407
	10/27/1998		CERTIFICATE OF RECOGNITION FOR MAYOR WYN JOHN, CITY OF LAKE ELMO.	12	411
	10/27/1998		REQUEST FOR DISCUSSION ON BOARD INTERVIEWS OF CERTAIN ADVISORY BOARDS.	12	413
	10/27/1998		REQUEST WORKSOHP ON SPACE NEEDS AND ALTERNATIVES TO LEASING SPACE FOR LICENSE CENTERS.	12	413
	10/27/1998		WORKSHOP W/COMMUNITY SERVICES TO DISCUSS OPTIONS FOR LOCAL DELIVERY OF MNCARE ELIGIBILITY.	12	414
	10/27/1998		WORKSHOP W/HELM TO DISCUSS RESULTS OF THE QUATERNARY STUDY CONDUCTED BY HELM AND MN GEOLOGICAL SURVEY.	12	414
	11/03/1998		AMEND POLICY NO. 1014, COUNTY PARKING FACILITIES.	12	419
	11/03/1998		JAN BLY, MAY TWP., APPEARED BEFORE THE BOARD TO DISCUSS PROBLEMS WITH THE BOARD OF ADJUSTMENT AND APPEALS (APPEARED ALSO ON 9/1/98).	12	425
	11/03/1998		WORKSHOP W/HELM TO DISCUSS DRAFT OF WACO FLOODPLAIN MGMT. ORD.	12	426
	11/10/1998		RES. 98-169 ADOPTING ORDINANCE NO. 137, AMENDMENTS TO THE WACO SOLID WASTE MANAGEMENT ORD. NO. 130.	12	429
	11/10/1998		PUBLIC HEARING HELD ON AMENDMENTS TO SOLID WASTE MANAGEMENT ORDINANCE NO. 130.	12	429
	11/10/1998		REQUEST FOR BOARD DISCUSSION ON INTERVIEWING APPLICANTS ON CERTAIN ADVISORY COMMITTEES.	12	436
	11/10/1998		RRA WORKSHOP W/PUBLIC WORKS TO DISUCSS RRA ISSUES.	12	436
	11/10/1998		SUGGESTION THAT BOARD DISCUSS TOBACCO SETTLEMENT FUNDS AND HOW THE COUNTY WISHES THOSE TO BE USED.	12	436
	11/10/1998		COM. STAFFORD'S 1ST MTG. OF HIS KITCHEN CABINET SET FOR 11/16/98, 2:00 P.M., WOODBURY CITY HALL.	12	436
	11/10/1998		REQUEST THAT VALLEY BRANCH AND SOUTH WASHINGTON WATERSHED DISTRICT APPOINTMENTS BE MADE.	12	436
	11/17/1998		DONALD TANK, WHO WAS INVOLVED IN THE FAIR BOARD, PASSED AWAY.	12	440
	11/17/1998		WORKSHOP W/CHISAGO COUNTY BOARD TO DISCUSS THE GREEN CORRIDOR PROJECT.	12	440
	11/17/1998		COMM. STAFFORD REQUESTED DISCUSSION ON JOINING THE PUBLIC UTILITY COALITION.	12	440
	11/17/1998		CONDOLENCES TO BE SENT TO SHERIFF BIRCH, ST. CROIX COUNTY, WI, WHO PASSED AWAY.	12	440

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
COMMISSIONERS	11/17/1998		REPORT ON DISTRICT 5'S FIRST KITCHEN CABINET MEETING.	12	440
	11/17/1998		WORKSHOP W/LIBRARY BOARD TO DISCUSS PLANS FOR THE JOINT WOODBURY LIBRARY/WOODBURY COMMUNITY CENTER.	12	441
	11/24/1998		CERTIFICATE OF RECOGNITION TO H.E.L.M. FROM BWSR FOR COUNTY'S PARTICIPATION IN THE CHILDREN'S WATER FESTIVAL.	12	448
	11/24/1998		DISTINGUISHED BUDGET PRESENTATION AWARD FROM GFOA FOR THE 1998 BUDGET DOCUMENT.	12	448
	11/24/1998		COUNTY TO JOIN THE COALITION OF UTILITY COUNTIES, COMMISSIONER STAFFORD APPOINTED AS A REPRESENTATIVE.	12	448
	11/24/1998		TABLE DISCUSSION ON RESOLUTION CREATING AN APPOINTMENT & INTERVIEW PROCESS FOR THE PLANNING COMMITTEE, BOARD OF ADJUSTMENT & APPEALS, LIBRARY BOARD AND HRA BOARD.	12	448
	11/24/1998		REQUEST THAT COMMISSIONER APPOINTMENTS BE DISCUSSED AT THE 12/22/98 BOARD MEETING.	12	450
	11/24/1998		WORKSHOP W/H.E.L.M. TO DISCUSS PROTOCOLS AND PROCEDURES FOR THE BOARD OF ADJUSTMENT & APPEALS AND THE PLANNING ADVISORY COMMISSION.	12	451
	11/24/1998		WORKSHOP W/ADMINISTRATION TO REVIEW THE COUNTY ORGANIZATIONAL STRUCTURE.	12	451
	11/24/1998		WORKSHOP W/ADMINISTRATION TO REVIEW THE DRAFT COMP PLAN/SESQUICENTENNIAL POSTER.	12	451
	12/03/1998		AMC AWARD PRESENTED TO COMMISSIONER HAUSER.	12	455
	12/03/1998	98-178	COMMENDING THE WOODBURY HIGH SCHOOL ON WINNING THE BOY'S AAAAA STATE FOOTBALL CHAMPIONSHIP.	12	455
	12/03/1998		WORKSHOP W/ADMIN. TO REVIEW TONIGHT'S PROCEDURES FOR THE TRUTH IN TAXATION HEARING.	12	456
	12/08/1998		PUBLIC HEARING - CHAPTER NINE OF THE WACO DEVELOPMENT CODE: FLOODPLAIN MANAGEMENT REGULATIONS.	12	460
	12/08/1998	98-182	APPOINTMENT PROCESS FOR CITIZEN COMMITTEE MEMBERS.	12	462
	12/08/1998		WORKSHOP W/H.E.L.M. TO RECEIVE REPORT ON SEPTIC PROGRAM STRATEGIC PLANNING SESSION.	12	464
	12/15/1998	98-183	COMMENDING MAYOR FRAN MIRON ON HIS RETIREMENT, CITY OF HUGO.	12	465
	12/15/1998	98-184	COMMENDING CITY COUNCIL MEMBER WARREN ARCAND ON HIS RETIREMENT, HUGO.	12	466
	12/15/1998	98-186	COMMENDING TOWN BOARD MEMBER RICHARD P. DAMCHIK, FOREST LAKE TWP.	12	467
	12/15/1998	98-185	COMMENDING CITY COUNCIL MEMBER ANDY GOIFFON ON HIS RETIREMENT, HUGO.	12	467
	12/15/1998	98-187	COMMENDING COUNCIL MEMBER GARY MOEN, FOREST LAKE.	12	468
	12/15/1998	98-188	COMMENDING COUNCIL MEMBER ROBERT HOULE, FOREST LAKE.	12	469
	12/15/1998		RECEIVE GIFT FROM THE LAKEVIEW HOSPITAL OF AN OIL PAINTING TITLED "THE ST. CROIX VALLEY MURAL" BY PAUL KRAMER IN 1968.	12	472

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
COMMISSIONERS	12/15/1998	98-197	ESTABLISHING COUNTY COMMISSIONER'S SALARIES AND EXPENSES FOR 1999.	12	475
	12/15/1998		COMMISSIONER PER DIEMS TO BE DISCUSSED IN 1999.	12	476
	12/15/1998		WORKSHOP W/ADMIN. TO DISCUSS REPORT ON THE STRATEGIC PLANNING COMMITTEE FOR SPACE AND FACILITIES.	12	477
	12/15/1998		WORKSHOP HELD TO DISCUSS TWO FOOT CONTOURS FOR WACO.	12	477
	12/15/1998		WORKSHOP W/ADMIN. TO DISCUSS PRELIMINARY LEGISLATIVE AGENDA.	12	477
	12/15/1998		WORKSHOP W/H.E.L.M. TO RECEIVE INFORMATION ON PROPOSED CHANGES TO THE PUBLIC HEALTH ADV. COMMITTEE. SOLID WASTE ADVISORY COMMITTEE AND THE EMS COUNCIL.	12	477
	12/15/1998		WORKSHOP W/H.E.L.M. TO REVIEW THE SOLID WASTE MASTER PLAN.	12	477
	12/22/1998		ORDINANCE NO. 138, WACO DEVELOPMENT CODE CHAPTER NINE, FLOODPLAIN MGMT. REGULATIONS.	12	479
	12/22/1998	98-202	COMMENDING DISTRICT 2 COMMISSIONER MARY HAUSER FOR HER SERVICE TO THE CITIZENS OF WACO.	12	485
	12/22/1998		WORKSHOP W/ADMIN. TO DISCUSS WATER GOVERNANCE STUDY.	12	487
	12/22/1998		BOARD TO REVIEW COUNTY'S LOBBYIST FOR 2000 SESSION.	12	487
	12/22/1998		LETTER FORWARDED TO LIBRARY DIRECTOR REGARDING INAPPROPRIATE VIEWING OF INTERNET MATERIAL ON LIBRARY COMPUTERS.	12	487
COMMUNITY SERVICES	07/07/1998		1998 CONTRACT TO ESTABLISH FAMILY SERVICE ST. CROIX AS AN IN-HOME THERAPY PROVIDER.	12	268
	07/07/1998		CERTIFICATION OF CASE #2402, PROVIDE ADULT FOSTER CARE SRVS. TO A RELATED PERSON.	12	268
	07/07/1998		AMEND 1998 CONTRACT W/HSI FOR CHILDREN'S MENTAL HEALTH COLLABORATIVE TO REFLECT NEW ALLOCATIONS.	12	268
	07/07/1998		ACCEPT REVISED CY 1998 CHILDREN'S MENTAL HEALTH AWARDS.	12	268
	07/14/1998		UPDATE GIVEN ON LOCAL COLLABORATIVE TIME STUDY.	12	280
	07/14/1998		HEALTH & HUMAN SRVS. GROUP WORKING W/COUNTY ATTORNEY ON COMMUNITY COLLABORATIVES TO ASSURE PROPER CONTROLS ARE IN PLACE.	12	281
	07/14/1998		WORKSHOP HELD TO DISCUSS STATEWIDE MN FAMILY INVESTMENT PROGRAM.	12	283
	07/28/1998		PRE-ADMISSION SCREENING AGREE. W/MN BOARD OF INNOVATION & COOPERATION, EAST METRO SAIL.	12	286
	07/28/1998		AGREE. W/U OF M, COORDINATE MCKNIGHT WELFARE-TO-WORK ACTIVITIES.	12	286
	07/28/1998		AGREE. W/OFFICE OF ADMINISTRATIVE HEARINGS.	12	287
	07/28/1998		GRANT APPLICATION, EXPAND RESPITE CARE OPTIONS FOR CHILDREN W/DISABILITIES AGES 0-3.	12	287



DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
COMMUNITY SERVICES	08/11/1998		CONTRACTS W/EAST SUBURBAN RESOURCES AND OPPORTUNITY SERVICES TO PROVIDE DAY TRAINING & HABILITATION SERVICES FOR PERSONS W/DEVELOPMENTAL DISABILITIES.	12	309
	08/25/1998		AMEND THE FAMILY HOMELESS PREVENTION & ASSISTANCE GRANT AGREE., ACCEPT ADDITIONAL FUNDING OF \$4,696.	12	323
	08/25/1998		ACCEPT GRANT FOR \$50,800, EXPAND RESPITE CARE OPTIONS FOR CHILDREN W/DISABILITIES AGED 0-3.	12	323
	09/01/1998		UPDATE ON ACTIVITIES W/THE MINNESOTA CARE OUTREACH GRANT.	12	337
	09/08/1998		CERTIFICATION OF COMMENDATION FROM THE GOVERNOR FOR ADULT MENTAL HEALTH INITIATIVE.	12	340
	09/08/1998		WORKSHOP HELD TO DISCUSS STATUS OF OUT-OF-HOME PLACEMENTS OF CHILDREN & YOUTH IN WACO.	12	347
	09/15/1998		HOST COUNTY CONTRACTS W/TWIN TOWN TREATMENT CENTER & WE CARE TREATMENT CENTER, ADULT OUTPATIENT CHEMICAL DEPENDENCY SERVICES.	12	351
	10/06/1998		ISSUE AND RECEIVE REQUESTS FOR PROPOSALS FOR HOME CARE AND RELATED SERVICES FOR CALENDAR YEAR 1999-2000.	12	378
	10/06/1998		CONVERT 1 FTE SPECIAL PROJECT ELIGIBILITY WORKER TO REGULAR POSITION FOR THE CHILD AND TEEN CHECKUP PROGRAM.	12	378
	10/06/1998		1999 CHILD AND TEEN CHECKUP PROGRAM PLAN & CONTRACT W/HELM.	12	378
	10/13/1998		PROCLAIM OCTOBER 13, 1998 AS FAMILY CHILD CARE PROVIDER DAY.	12	397
	10/20/1998		APPT. CONNIE ADAMS, CSS ADVISORY COMMITTEE, FILL PARTIAL TERM TO 12/31/2000.	12	403
	10/27/1998		CONTRACT W/CHILDREN'S MENTAL HEALTH COLLABORATIVE.	12	408
	10/27/1998		UPDATE GIVEN ON TV NEW REPORT RE: WAIVERED SERVICES.	12	413
	10/27/1998		WORKSHOP HELD TO DISCUSS OPTIONS FOR DELIVERY OF MNCARE ELIGIBILITY.	12	414
	11/03/1998		DESIGNATE DEBBIE KENNEY, INTAKE AND ASSESSMENT UNIT SUPERVISOR, TO SIGN NOTIFICATIONS OF INTENT TO INTERVIEW CHILDREN ON SCHOOL PROPERTY.	12	417
	11/03/1998		SOCIAL SERVICES FEE SCHEDULE FOR CALENDAR YEAR 1999.	12	418
	11/03/1998		LETTER OF INTEREST TO MN DEPT. OF HUMAN SERVICES, WACO OPTS TO BECOME AN ENROLLMENT SITE FOR MNCARE.	12	418
	11/03/1998	98-160	SUPPORTING COMMONHEALTH CLINIC'S GRANT APPLICATION TO DHS TO PREVENT FETAL ALCOHOL SYNDROME AND FETAL ALCOHOL EFFECTS.	12	418
	12/03/1998		AGREE. W/ON-BELAY OF MN.	12	453
	12/15/1998		APPT. BARBARA SWANSON, COMMUNITY SERVICES ADVISORY, PARTIAL TERM TO 12/31/2000.	12	465
	12/22/1998		CONTRACT W/FAMILY SERVICE ST CROIX, MGMT. VOLUNTEER RESPITE CARE.	12	482

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
COMMUNITY SERVICES	12/22/1998		CHILD FOSTER CARE RATES FOR 1999.	12	482
	12/22/1998		INCREASE IN REIMBURSEMENT RATE FOR ADULT FOSTER CARE PROVIDERS.	12	482
	12/22/1998		APPLICATION FOR ALTERNATIVE CARE BUDGET FOR WACO SF YEAR 1999.	12	482
COURT ADMINISTRATION	07/28/1998	98-121	AWARD OF CONTRACT FOR MOBILE PRINTER EQUIP. TO RADIX CORP.	12	287
	10/13/1998		CONTRACT W/JULIE FRIEDRICH, GUARDIAN AD LITEM SERVICES.	12	393
COURT SERVICES	07/07/1998		CONT. GRANT W/MN DEPT OF CORRECTIONS, JUVENILE RESTITUTION PROGRAM.	12	268
	07/07/1998		CONTINUE ICS/ISR W/MN DEPT OF CORRECTIONS.	12	268
	07/07/1998		GRANT W/MN DEPT OF CORRECTIONS, CONTINUUM OF CARE GRANT PROGRAM.	12	268
	07/07/1998		VICTIM/OFFENDER MEDIATION GRANT.	12	268
	07/07/1998		CONTRACT W/DAKOTA COUNTY FOR SECURE JUVENILE DETENTION BEDS SERVICE.	12	273
	09/01/1998		APPT. CHIEF LINDY SWANSON TO COMMUNITY CORRECTIONS ADVISORY BOARD.	12	336
	07/07/1998		AGREE. W/CITY OF BIRCHWOOD, AUTH. PAYMENT FOR DISTRIBUTION OF CURBSIDE RECYCLING FUNDS.	12	271
	07/07/1998		AGREE. W/CITY OF LAKE ELMO, AUTH. PAYMENT DISTRIBUTION OF CURBSIDE RECYCLING FUNDS.	12	271
	07/07/1998		REVISED LANGUAGE TO THE YOUTH ACCESS TO TOBACCO ORDINANCE DISCUSSED. CONTINUED TO AUGUST 4, 1998.	12	275
H.E.L.M.	07/07/1998		WORKSHOPS HELD TO DISCUSS THE SHORELAND MGMT. ORDINANCE.	12	277
	07/07/1998		WORKSHOP HELD TO DISCUSS ALTERNATE LANGUAGE TO THE YOUTH ACCESS TO TOBACCO ORDINANCE.	12	277
	07/14/1998		GRANT TO MET. AREA AGENCY ON AGING FOR 1999 FOR FALL PREVENTION PROJECT TARGETING SENIORS AGE 60 AND OLDER.	12	279
	07/14/1998		1997 ANNUAL REPORT PRESENTED.	12	281
	07/28/1998		SOFTWARE LICENSE AGREE. W/EPSILON SYSTEMS.	12	288
	07/28/1998		AGREE. W/CITIES OF STILLWATER & WOODBURY FOR DISTRIBUTION OF CURBSIDE RECYCLING FUNDS.	12	288
	08/04/1998		1997 EMPLOYEE WELLNESS PROGRAM REPORT.	12	297
	08/04/1998		CERT. OF APPRECIATION FOR THERESA SCHWARTEN, PUBLIC HEALTH ADV.	12	297
	08/04/1998		SHORELAND MGMT. ORD AS AMENDED. ATTORNEY TO BRING BACK RESOLUTION FOR FINAL ADOPTION.	12	298
	08/04/1998		PUBLIC HRG. ON LANGUAGE AMENDMENTS TO THE YOUTH ACCESS TO TOBACCO SET FOR 9/15/98 AT 9:00 A.M.	12	302
	08/11/1998	98-124	ADOPTING THE WACO DEVELOPMENT CODE CHAPTER SIX, SHORELAND MGMT. REGULATIONS ORDINANCE NO. 134.	12	309
	08/11/1998		AGREE. W/FOREST LAKE TWP. CURBSIDE RECYCLING FUNDS.	12	309

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
H.E.L.M.	08/11/1998		GRANT APPLICATION TO MN DEPT. OF HEALTH FOR ESTAB. OF A MN HEALTHY BEGINNINGS PROGRAM IN WACO.	12	312
	08/11/1998		CONTRACT W/WILDER RESEARCH CENTER TO DEVELOP, IMPLEMENT AND ANALYZE RESULTS OF A COMMUNITY SURVEY RE: SELECTED HEALTH ISSUES.	12	312
	08/18/1998	98-128	RESOURCE RECOVERY PROJECT 1999 OPERATING BUDGET.	12	317
	08/18/1998		AGREE. W/CITY OF OAKDALE, DISTRIBUTION OF CURBSIDE RECYCLING FUNDS.	12	317
	08/25/1998		1998 ADMINISTRATIVE APPEAL POLICY FOR S.W. MGMT. SERVICE CHARGE.	12	324
	09/08/1998		AGREE. W/COTTAGE GROVE, DISTRIBUTION OF CURBSIDE RECYCLING FUNDS.	12	341
	09/08/1998		WORKSHOP HELD TO DISCUSS THE REGIONAL AND COUNTY SOLID WASTE MASTER PLANS.	12	347
	09/15/1998		TERMINATE BUILDING INSPECTION CONTRACT W/CITY OF PINE SPRINGS.	12	349
	09/15/1998		PUBLIC HEARING HELD ON AMEND. TO YOUTH ACCESS TO TOBACCO ORD. NO. 133. RESOLUTION ADOPTING AMENDMENTS TO BE BROUGHT BACK NEXT WEEK.	12	351
	09/15/1998		AWARD OF EXCELLENCE FROM THE MN COUNCIL ON PHYSICAL ACTIVITY & SPORTS.	12	364
	09/22/1998		AUTH. TO PURCHASE A REACH TRUCK/FORKLIFT FOR HAZ. WASTE FACILITY AND AMEND 1998 BUDGET.	12	370
	09/22/1998		SET PUBLIC HRG. ON CAMAS, INC. REQUEST TO REZONE PROPERTY IN W. LAKE LAND TWP. FOR 10/6/98, 9:00 A.M.	12	371
	09/22/1998	98-147	ORD. NO. 135, AMENDING WACO ORD. 133, YOUTH ACCESS TO TOBACCO ORDINANCE.	12	372
	09/22/1998		WORKSHOP HELD TO DISCUSS SOLID WASTE MGMT. SERVICE CHARGE ISSUES.	12	375
	09/22/1998		WORKSHOP HELD TO DISCUSS EAST METRO RADIO COMMUNICATION BOARD ISSUES.	12	375
	10/06/1998		AMEND. DELEGATION OF AUTHORITY AGREE. W/MN DEPT. OF HEALTH.	12	378
	10/06/1998		PUBLIC HRG. HELD TO CONSIDER REZONING REQUEST AND COMP PLAN AMEND. BY CAMAS.	12	379
	10/06/1998		REZONING REQUEST & COMP PLAN AMEND. BY CAMAS, INC. APPROVED. RESOLUTION FORMALIZING APPROVE TO BE BROUGHT BACK NEXT WEEK.	12	387
	10/06/1998		FIRST ANNUAL METRO AREA GROUND WATER CHILDREN'S WATER FESTIVAL SCHEDULED FOR 10/14/98.	12	389
	10/13/1998		BOARD RATIFICATION OF DEPT. HEAD SIGNATURES TO FAMILY LINKS INTERAGENCY AGREEMENT.	12	393
	10/13/1998	98-153	ORD. NO. 136, COMP PLAN AMENDMENT & REZONING REQUEST BY CAMAS, INC.	12	395
	10/20/1998	98-154	SUB-GRANT AGREE. FOR FED. ASSISTANCE FOR FLOODING AND HIGH WINDS DURING MAY & JUNE, 1998.	12	404
	10/20/1998		AMEND. EMS RADIO COMMUNICATIONS BOARD JPA.	12	404



DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
H.E.L.M.	10/27/1998		PUBLIC HEARING SET FOR 11/10/98, 9:00 A.M., FOR AMENDMENTS TO THE S.W. MGMT. ORD. NO. 130, SECTION 13.	12	409
	10/27/1998		WORKSHOP HELD TO DISCUSS RESULTS OF THE QUATERNARY STUDY CONDUCTED BY HELM AND THE MN GEOLOGICAL SURVEY.	12	414
	11/03/1998		CONTINUE PLANNING & ZONING CONSULTATION SERVICES TO BAYTOWN TWP ON INTERIM BASIS, 1/1/99 - 9/30/99.	12	418
	11/03/1998		RES. 98-160, SUPPORT COMMONHEALTH CLINIC'S GRANT APPLICATION TO DHS TO PREVENT FETAL ALCOHOL SYNDROME AND FETAL ALCOHOL EFFECTS.	12	418
	11/03/1998		APPT. CAMERON E. STRAND, SOLID WASTE ADVISORY COMMITTEE, PARTIAL TERM TO 12/31/99.	12	422
	11/03/1998		WORKSHOP HELD TO DISCUSS DRAFT OF WACO FLOODPLAIN MGMT. ORD.	12	426
	11/10/1998		SET PUBLIC HEARING DATE FOR FLOODPLAIN ORDINANCE, 12/8/98, 9:00 A.M.	12	428
	11/10/1998	98-169	ORDINANCE NO. 137, ADOPTING AMENDMENTS TO WACO SOLID WASTE MANAGEMENT ORD. NO. 130.	12	429
	11/17/1998		NEGATIVE DETERMINATION OF NEED FOR AN EIS FOR A GOLF COURSE PROPOSED IN WEST LAKE LAND TOWNSHIP.	12	438
	11/24/1998		CERTIFICATE OF RECOGNITION FROM BWSR FOR COUNTY'S PARTICIPATION IN THE CHILDREN'S WATER FESTIVAL.	12	447
	11/24/1998		PLANNING PROCESS FOR COMMUNITY HEALTH SERVICES PLAN, 2000 THROUGH 2003.	12	447
	11/24/1998		WORKSHOP HELD TO DISCUSS PROTOCOLS FOR BOARD OF ADJUSTMENT & APPEALS AND THE PLANNING ADVISORY COMMISSION.	12	451
	12/08/1998		INFANT FOLLOW ALONG PROGRAM GRANT AND AUTH. TO AMEND 1999 BUDGET TO REFLECT GRANT.	12	459
	12/08/1998		PUBLIC HEARING HELD - CHAPTER NINE OF THE WACO DEVELOPMENT CODE: FLOODPLAIN MANAGEMENT REGULATIONS. ADOPTED AND RESOLUTION TO BE BROUGHT BACK.	12	460
	12/08/1998		COMMITTEE DESCRIPTIONS, OPERATING PROTOCOLS AND PROCEDURES APPROVED FOR THE BOARD OF ADJUSTMENT & APPEALS AND PLANNING ADVISORY COMMISSION.	12	461
	12/08/1998		WORKSHOP HELD ON REPORT OF SEPTIC PROGRAM STRATEGIC PLANNING SESSION AND SEEK INPUT ON FUTURE PROGRAM DEVELOPMENT.	12	464
	12/15/1998		APPT. RICHARD A. ULRICH, PLANNING ADVISORY COMMISSIONER, TO 1ST TERM EXPIRING 12/31/2001.	12	465
	12/15/1998		CONVERSION OF PILOT PROJECT FOR COLLECTION OF HAZ. WASTE FROM SMALL BUSINESS TO A PERMANENT PROGRAM.	12	469
	12/15/1998		CONTRACT W/MET. AREA AGENCY ON AGING FOR A TITLE III-F GRANT.	12	469
	12/15/1998		AMEND. ADVANCED ENVIRONMENTAL TECH. SERVICE FOR 3 MONTH EXTENSION TO HOUSEHOLD HAZ. WASTE MGMT. SERVICES AGREE.	12	470

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
H.E.L.M.	12/15/1998		INFO ON MINNESOTA TOBACCO LAWSUIT SETTLEMENT.	12	471
	12/15/1998	98-191	AUTH. TO PROCEED W/REFINANCING OF RESOURCE RECOVERY PROJECT BONDS.	12	471
	12/15/1998		WORKSHOP HELD ON PROPOSED CHANGES TO THE FOLLOWING COMMITTEES: PUBLIC HEALTH, SOLID WASTE, EMS.	12	477
	12/15/1998		WORKSHOP HELD TO REVIEW THE SOLID WASTE MASTER PLAN.	12	477
	12/22/1998	98-198	ADOPTING THE WACO DEVELOPMENT CODE, CHAPTER NINE, FLOODPLAIN MGMT. REGULATIONS, ORDINANCE NO. 138.	12	479
	12/22/1998		CHANGES TO P.H. ADV. COMMITTEE MEMBERSHIP, SUNSET S.W. ADV. COMMITTEE AFTER COMPLETION OF WASTE MASTER PLAN, SUNSET EMS COUNCIL 12/31/98, CREATE WASTE AND EMS TASK FORCES AS PART OF P.H. ADV. COMMITTEE.	12	483
HRA	07/14/1998		TWO HOUSING PROJECTS BACKED BY COUNTY GEN. OBLIGATION, HAVE HAD RESERVE FUNDS RESTORED.	12	281
	07/28/1998	98-122	REVENUE BONDS AT THE REQUEST OF AMHERST H. WILDER FOUNDATION PURSUANT TO A JPA W/WACO HRA.	12	289
	11/17/1998		REPORT ON HRA'S 1999 BUDGET AND HRA PROJECTS.	12	439
HUMAN RESOURCES	07/07/1998		REVISED SECTION 5 (COMPENSATION) OF THE COUNTY PERSONNEL RULES AND REGS.	12	268
	07/07/1998		CREATE NEW BAND AND GRADE OF C4-5.	12	268
	07/28/1998		COUNTY TELEWORK POLICY.	12	288
	08/25/1998		BANDING & GRADING AND JOB DESCRIPTIONS FOR NEW CLASSIFICATIONS FOR COUNTY REORGANIZATION RE: A/T'S OFFICE.	12	324
	08/25/1998		REVISE COUNTY POLICY #1406 SAFETY PROGRAM & INCORPORATE POLICY #1405 INTO #1406.	12	324
	08/25/1998		REVISE POLICY #1411, SEVERE WEATHER SHELTER PLAN AND FIRE/EMERGENCY EVACUATION PLAN.	12	324
	08/25/1998		NEW COUNTY ERGONOMICS PROGRAM.	12	324
	09/01/1998		AMEND SMOKING IN COUNTY FACILITIES POLICY BY INCLUDING THE CRT. ADMIN. EAST LOWER LEVEL ENTRANCE AS A PUBLIC NON-SMOKING ENTRANCE.	12	336
	09/22/1998		RENEW SERVICE AGREE. W/FRANK MADDEN & ASSOCIATES, LABOR RELATIONS CONSULTANT SERVICES THROUGH 9/30/99.	12	370
	10/13/1998		EX. (CLOSED) SESSION TO DISCUSS 1999-2001 BARGAINING AGREEMENTS.	12	400
	11/03/1998		BANDING AND GRADING OF AMENDED/NEW CLASSIFICATIONS CREATED FOR THE COUNTY REORGANIZATION RELATING TO P.W. DEPT.	12	418
	11/17/1998		BANDING AND GRADING OF NEW REVISED JOB DESCRIPTIONS: ASSISTANT COUNTY RECORDER, COUNTY RECORDER/REGISTRAR, DATA BASE ADMINISTRATOR, NURSE PRACTITIONER, EPIDEMIOLOGIST, EMERGENCY SERVICES MANAGER.	12	438
	11/24/1998		BANDING & GRADING, HIGHWAY DESIGN ENGINEER II.	12	444

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
HUMAN RESOURCES	11/24/1998		PETITION BUREAU OF MEDIATION SERVICES, CHANGE LEAD WORKER POSITION OF PARK FOREMAN TO A SUPERVISORY POSITION.	12	444
	12/15/1998		1999 SALARY FOR COUNTY ADMINISTRATOR.	12	475
	12/22/1998		1999 MEET & CONFER AGREE. W/NON-UNION EMPLOYEE GROUPS.	12	484
	12/22/1998		1999-2001 AGREEMENT WITH AFSCME.	12	484
INFORMATION SERVICES	07/28/1998		REVISED ACCEPTABLE USE POLICY FOR INFORMATION TECHNOLOGY SYSTEMS.	12	288
	10/06/1998		YEAR 2000 UPDATE GIVEN. FUTURE WORKSHOP TO BE SCHEDULED.	12	389
	11/17/1998		CABLE INSTALLATION CONTRACT W/TELTRONIX INFO. SYSTEMS, INC.	12	438
	11/24/1998		ADDITIONAL .6 FTE W/NO INCREASE TO 1998/99 SALARY.	12	444
INTERGOVERNMENTAL RELATIONS	10/13/1998		1998-1999 CONTRACT W/SUSAN LADWIG & ASSOCIATES FOR LEGISLATIVE LIAISON SERVICES.	12	398
	11/03/1998	98-156	OPPOSE POSSIBLE STATE ASSUMPTION OF COURT COSTS (1999-2000 AMC LEG. PLATFORM).	12	415
	11/03/1998	98-157	SUPPORTING CONTINUED RESTRICTIONS ON THE USE OF STUDDER SNOWMOBILE TRACKS (1999-2000 AMC LEG. PLATFORM).	12	416
	11/03/1998		ENCOURAGE AMC TO INCLUDE IN ITS 1999-2000 LEG. PLATFORM ACTIONS LEADING TO THE REPEAL OF THE MN STATUTE THAT LEADS TO THE SUNSET OF THE MUNICIPAL BOARD.	12	423
	12/03/1998		REQUEST THAT LENGTH OF TIME IT TAKES TO A DRIVERS LICENSE TEST BE INCLUDED IN THE LEG. AGENDA.	12	456
	12/15/1998		WORKSHOP HELD TO DISCUSS LEGISLATIVE AGENDA.	12	477
	07/14/1998		1997 MGMT. & COMPLIANCE REPORT FROM THE OFFICE OF STATE AUDITOR.	12	281
LIBRARY	07/14/1998		APPT. MARGARET GRILLEY, LIBRARY BOARD, PARTIAL TERM TO 12/31/99.	12	279
	11/17/1998		WORKSHOP HELD TO DISCUSS CONCEPT PLANS FOR THE JOINT WOODBURY LIBRARY/WOODBURY COMMUNITY CENTER.	12	441
PUBLIC WORKS- FACILITIES	07/07/1998	98-115	AWARD OF DEED FOR SALE OF PROPERTY AT 368 LAKE STREET, FOREST LAKE, MN.	12	271
	07/14/1998	98-117	AWARD OF CONTRACT FOR SNOW REMOVAL AT THE GOVT. CENTER TO BUBERL RECYCLING.	12	279
	07/28/1998		RENEW OFFICE LEASE W/VALLEY TOURS AT THE HISTORIC COURTHOUSE.	12	288
	08/18/1998		WORKSHOP HELD W/LIBRARY BOARD TO DISCUSS WOODBURY LIBRARY PLANNING.	12	321
	09/08/1998		AD. ADDITION OF MECHANICAL HUMIDIFICATION EQUIP. TO GOVT. CENTER HEATING, COOLING AND AIR CONDITIONING SYSTEM.	12	341
	10/06/1998	98-149	REJECTION OF BIDS RECEIVED FOR ULTRASONIC HUMIDIFICATION PROJECT & AUTH. TO REBID.	12	378
	10/13/1998	98-152	FINAL PAYMENT TO IMPULSE GROUP, INC., ASSISTIVE LISTENING SYSTEM.	12	395

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
PUBLIC WORKS- FACILITIES	10/27/1998		CONSENSUS TO HAVE THE PARKS AND OPEN SPACE COMMISSION AND HISTORIC COURTHOUSE COUNCIL REMAIN TWO SEPARATE COMMITTEES.	12	409
	11/03/1998		AMEND POLICY NO. 1014, COUNTY PARKING FACILITIES.	12	419
	11/03/1998	98-163	AWARD CONTRACT FOR ULTRASONIC HUMIDIFICATION EQUIP. W/STULZ OF NORTH AMERICA C/O ENLOW COMPANIES, INC. AND ACCEPTANCE OF ENERGY LOAN ARRANGEMENT W/NSP.	12	420
	11/03/1998		STATUS REPORT ON THE PROPOSED WOODBURY LIBRARY. WORKSHOP TO BE SCHEDULED TO REVEIW FURTHER.	12	423
	12/03/1998		CONTRACT W/ELNESS SWENSON GRAHAM ARCHITECTS, INC., SCHEMATIC DESIGN FOR WOODBURY LIBRARY/WOODBURY COMMUNITY CENTER.	12	453
PUBLIC WORKS- GENERAL	08/25/1998		REAPPOINTMENTS TO THE BROWN'S CREEK WATERSHED DISTRICT: JON MICHELS, DANIEL POTTER, NED GORDON, KAREN KILBERG AND CRAIG LEISER.	12	323
	09/15/1998		EARLY HIRES: CONVERSION OF TRAFFIC CONTROL TECH. FROM SPEC. PROJ. TO FULL TIME AND A PARK MAINTENANCE WORKER I.	12	350
	09/15/1998		UPDATE GIVEN ON BROWNS CREEK WATERSHED DISTRICT ACTIVITIES.	12	364
	10/06/1998		VALLEY BRANCH WATERSHED APPLICANTS TO BE INTERVIEWED 10/13/98 PRIOR TO BOARD MEETING.	12	389
	10/27/1998		DISCUSSION ON COMBINING THE PARKS AND OPEN SPACE COMMISSION AND HISTORIC COURTHOUSE COUNCIL INTO ONE COMMITTEE AND PLACE THE HISTORIC COURTHOUSE UNDER THE PARKS SECTION.	12	409
	11/17/1998		REAPPT. STEPHEN FOLEY, TO THE VALLEY BRANCH WATERSHED DISTRICT 11/13/2001.	12	437
	12/15/1998	98-190	AWARD OF CONTRACT FOR SUPPLY OF 1999 VEHICLE FUEL SUPPLY TO KATH BROTHERS FUEL OIL COMPANY AND ROLLINS OIL COMPANY.	12	470
	07/07/1998		TRAIL GROOMING AGREE. W/CITY OF OAKDALE.	12	273
	07/28/1998		LEASE W/JOHN A. GILBERTSON, HOUSE LOCATED AT 18002 MARGO LANE IN MARINE, MN.1.	12	288
PUBLIC WORKS-PARKS	09/01/1998		REMOVAL OF HOUSE AT 11560-170TH ST., MAY TWP., MN FOR THE BIG MARINE PARK RESERVE.	12	336
	09/08/1998		CITIZEN COMMENDATION TO ELLIOT HOUSER FOR SAVING THE LIFE OF AN 11 YEAR OLD BOY ON 8/1/98 AT THE L.E. PARK RESERVE SWIM POND.	12	341
	09/15/1998		2ND AMEND. TO GRANT AGREE. W/MET COUNCIL, LAKE ELMO PARK RESERVE.	12	349
	09/22/1998		INCREASE PARK FEES AND CHARGES FOR 1999.	12	372
	10/13/1998		INFORMATION ON ENVIRONMENT AND NATURAL RESOURCES TRUST FUND.	12	393
	10/13/1998		GRANT AGREEMENT W/MET COUNCIL FOR REIMBURSEMENT OF \$1.4 MILLION FOR ST. CROIX BLUFFS REG. PARK.	12	397
	10/13/1998		WORKSHOP HELD TO DISCUSS PROPOSED GREY CLOUD ISLAND REGIONAL PARK.	12	401

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
PUBLIC WORKS-PARKS	10/27/1998		CONSENSUS TO LEAVE THE PARKS AND OPEN SPACE COMMISSION AND HISTORIC COURTHOUSE COUNCIL TWO SEPARATE COMMITTEES.	12	409
	12/08/1998		PARKS COMMITTEE TO LOOK AT SENIOR RATES FOR WEEKDAYS IN COUNTY PARKS.	12	464
	12/15/1998	98-189	FINAL PAYMENT TO EARL F. ANDERSON, INC. FOR PLAY STRUCTURES PROJECT AT ST. CROIX BLUFFS REG. PARK.	12	470
PUBLIC WORKS-ROADS	07/07/1998	98-114	CHANGE THE TRAFFIC CONTROL AT INTERSECTION OF STILLWATER BLVD. AND GRANADA AVE. IN OAKDALE.	12	271
	07/07/1998		SUPPLEMENTAL AGREE. NO. 6. W/TKDA FOR ENGINEERING DESIGN SRVS. ON CSAH 2 WEST OF I-35.	12	273
	07/07/1998		PUBLIC HEARING HELD ON TRANSFER OF ROAD FUNDS. LETTER TO BE SENT TO MN/DOT WITH THIS REQUEST.	12	273
	07/07/1998	98-116	FINAL PAYMENT TO ALLIED BLACKTOP COMPANY FOR SEALCOATING SERVICE ON COUNTY ROADS.	12	273
	07/07/1998		WORKSHOP HELD TO DISCUSS WOODBURY'S COMP PLAN AND FUTURE ALIGNMENT OF COTTAGE GROVE DRIVE AND VALLEY CREEK ROAD.	12	277
	07/14/1998	98-118	AUTH. SALE OF MOTOR GRADER TO CARBON TRACTOR PARTS, INC.	12	280
	07/28/1998		AD. FOR BIDS, RECONSTRUCTION OF CSAH 3, OLINDA TRL. IN MAY AND NEW SCANDIA TWPS.	12	288
	07/28/1998		SUPPLEMENTAL AGREE. NO. 2, VALLEY CREEK ROAD CONSTRUCTION IN WOODBURY.	12	288
	07/28/1998		SUPPLEMENTAL AGREE. NO. 3 W/SEH, ENGINEERING DESIGN SERVICES ON CSAH 19 IMPROVEMENT.	12	288
	07/28/1998		CLOSE CONTRACT #PWR-1995-368, FUNDING AGREE. W/WACO HRA FOR CONSTRUCTION OF WETLAND BANK IN CAR-MAR WATERSHED DIST.	12	288
	08/04/1998		AD FOR BIDS, REPLACEMENT OF BRIDGE ON OAKGREEN AVE. IN DENMARK TWP.	12	297
	08/11/1998	98-125	FINAL PAYMENT TO DAFFINSON, INC. CRACKSEALANT.	12	311
	08/11/1998		SUPPLEMENTAL AGREE. NO. 1 W/HARDRIVES INC. FOR 1998 OVERLAY PROJECTS.	12	311
	08/11/1998	98-126	AGREE. W/MN DOT & UNION PACIFIC RR CO. FOR CSAH 17 FLASHING SIGNAL UPGRADE AT RR CROSSING IN LAKE ELMO.	12	311
	08/11/1998		REQUEST FOR MEDIATION FROM THE MN OFFICE OF DISPUTE RESOLUTION FOR THE HINTON AVE. EXTENSION PROJECT (CSAH 13) IN WOODBURY AND COTTAGE GROVE.	12	312
	08/11/1998		WORKSHOP HELD TO DISCUSS THE ST. CROIX RIVER CROSSING.	12	314
	08/18/1998	98-129	NO PARKING ZONE ON CSAH 19.	12	317
	08/18/1998	98-130	NO PARKING ZONE ON CSAH 7.	12	318
	08/18/1998	98-131	LIMITED USE PERMITS FOR BIKEWAY AND PEDESTRIAN BRIDGE IMPROVEMENTS ON HARDWOOD CREEK TRAIL (RESCINDS RES. NO. 98-087).	12	318



DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
PUBLIC WORKS-ROADS	08/18/1998		AD. FOR THE PURCHASE OF A SKID STEER.	12	319
	08/18/1998	98-132	SPEED SURVEY ON CSAH 12.	12	319
	09/08/1998	98-137	TRANSFERRING CSAH 15 TO MN/DOT, ACCEPTING JURISDICTIONAL RESPONSIBILITY OF SEGMENT ON MN TH 95 FROM MN/DOT.	12	341
	09/08/1998	98-138	REVOCATION OF CSAH 30, 31 AND 32.	12	343
	09/08/1998		JURISDICTIONAL TRANSFER AGREEMENTS W/CITIES OF LAKELAND, LAKELAND SHORES, LAKE ST. CROIX BEACH, AND ST. MARY'S POINT FOR CSAH 30, 31 AND 32.	12	344
	09/15/1998	98-142	AWARD OF CONTRACT FOR OAKGREEN AVE. BRIDGE CONSTRUCTION TO LANDWEHR CONSTRUCTION.	12	349
	09/15/1998	98-143	AWARD OF SKID STEER LOADER TO POLFUS IMPLEMENT.	12	350
	09/22/1998		AMEND AGREE. NO. 1 W/CITY OF WOODBURY, REIMBURSEMENT OF ENGINEERING DESIGN SERVICES ON CSAH 19 IMPROVEMENT PROJECT.	12	371
	09/22/1998	98-146	AWARD OF CONTRACT FOR CSAH 3 ROAD CONSTRUCTION TO DRESEL CONTRACTING.	12	371
	10/06/1998		AGREE. W/COTTAGE GROVE & ST. PAUL PARK, RECONSTRUCTION OF CSAH 39.	12	379
	10/13/1998	98-150	CONVEYANCE OF CSAH 12 RIGHT OF WAY TO CITY OF FOREST LAKE.	12	393
	10/13/1998		CONTRACT W/WESTWOOD PROFESSIONAL SERVICES, INC. CSAH 15/CSAH 12 RECONSTRUCTION.	12	394
	10/13/1998	98-151	FINAL PAYMENT TO TOWER ASPHALT, INC. FOR ROAD AND SIGNAL CONSTRUCTION ON CSAH 12 AND 36.	12	394
	11/03/1998	98-162	FINAL PAYMENT TO PARK CONSTRUCTION FOR BOX CULVERT CONSTRUCTION ON 60TH ST., AFTON.	12	419
	11/03/1998	98-161	STATEMENT OF UNDERSTANDING W/STILLWATER, R-O-W AND GRANTING OF ACCESS TO CSAH 15 AT THE LIBERTY ON THE LAKE SUBDIVISION.	12	419
	11/03/1998	98-164	REVOKING AND REESTABLISHING THE CSAH DESIGNATION ON PORTIONS OF CSAH 2 IN FOREST LAKE.	12	420
	11/03/1998	98-165	ISSUING AN ACCESS PERMIT IN ACCESS CONTROLLED R-O-W ON CSAH 12 TO JIM AND JEANETTE FISCHER.	12	422
	11/03/1998		SUPPLEMENTAL AGREE. NO. 1 W/HARDRIVES, INC., CSAH 25 IN WOODBURY.	12	422
	11/10/1998		CONTRACT W/PEOPLES ELECTRIC CONTRACTOR FOR LIGHT EMITTING DIODES IN TRAFFIC SIGNALS AND NSP LOAN REQUEST TO FUND PROJECT.	12	428
	11/10/1998		AGREE. W/CITY OF WOODBURY FOR THE VALLEY CREEK ROAD & COTTAGE GROVE DRIVE ROADWAY ALIGNMENT STUDY.	12	428
	11/10/1998	98-168	FINAL PAYMENT TO VALLEY PAVING, INC. FOR 1997 BITUMINOUS OVERLAYS.	12	428
	11/17/1998		ADVERTISE FOR 1999 MOTOR VEHICLE FUEL SUPPLIES.	12	438
	11/17/1998		MAINTENANCE AGREE. W/CITY OF ST. PAUL PARK FOR TRAFFIC CONTROL ON CSAH 39.	12	438

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
PUBLIC WORKS-ROADS	11/24/1998	98-172	AUTH. EMINENT DOMAIN PROCEEDINGS FOR CSAH 39.	12	444
	11/24/1998	98-174	SPEED SURVEY ON CR 18.	12	446
	11/24/1998	98-173	SPEED SURVEY ON CR 19A.	12	446
	11/24/1998	98-175	SPEED SURVEY ON CSAH 19.	12	447
	12/08/1998	98-181	JOINT POWERS AGREEMENT NO. 78161 VALLEY CREEK ROAD SIGNAL TIMING OPTIMIZATION.	12	460
	12/08/1998	98-180	FINAL PAYMENT TO LANDWEHR CONSTRUCTION COMPANY FOR A BOX CULVERT CONSTRUCTION ON OAKGREEN AVE. IN DENMARK TWP.	12	460
	12/08/1998		AD. FOR BIDS ON HARDWOOD CREEK TRAIL IN HUGO AND FOREST LAKE.	12	461
	12/22/1998	98-201	FINAL PAYMENT TO HARDRIVES, INC. FOR 1998 BITUMINOUS OVERLAYS.	12	482
	12/22/1998		DISTRIBUTE EAW FOR CSAH 19 AND DESIGNATE RGU CONTACT AS DOUGLAS FISCHER.	12	482
RECORDER	08/18/1998		PLAT OF BAYTOWN HIDDEN PRAIRIE, BAYTOWN TWP.	12	319
	12/22/1998		PLAT OF THE BLUFFS OF EAST BAY, NEW SCANDIA TWP.	12	482
REGIONAL RAIL AUTHORITY	07/07/1998		POLICY DISUCSSION ON PERMIT FOR RAIL CORRIDOR CROSSINGS.	12	267
	09/01/1998		GOVERNOR'S CERTIFICATE OF COMMENDATION FOR 1997 3-DAY COMMUTER RAIL DEMO. UPDATE ON MN/DOT'S COMMUTER RAIL STUDY. RICHARDSON, RICHTER & ASSOC. HIRED AS RED ROCK CORRIDOR CONSULTANT.	12	335
	09/15/1998		RRA MTG. HELD. RRA-98-01 FORM COMMITTEE TO STUDY NORTH 61 CORRIDOR AND DISCUSS ACCESS TO RRA R-O-W ON THIS CORRIDOR.	12	367
	09/22/1998		RRA MET TO DISCUSS AN ACCESS EASEMENT AGREE. W/CITY OF HUGO.	12	369
	10/13/1998		RRA-98-002, GRANT A ROAD CROSSING EASEMENT W/HUGO.	12	401
	10/20/1998		RRA-98-003, UTILITY PERMIT FOR CREEKVIEW PRESERVE DEVELOPMENT, HUGO.	12	403
	11/10/1998		RRA WORKSHOP HELD TO DISCUSS RRA ISSUES.	12	436
	12/22/1998		RRA MEETING HELD TO DISCUSS RED ROCK CORRIDOR JOINT POWERS AGREEMENT AND PRESENTATION OF FINAL SUMMARY FROM THE MN/DOT COMMUTER RAIL STUDY.	12	479
SHERIFF	07/07/1998		AMEND AGREEMENT W/RAMSEY COUNTY FOR JAIL BED RENTAL SPACE.	12	273
	07/28/1998		DETENTION AGREE. W/MN DOC.	12	288
	07/28/1998		AD. FOR BIDS ON THE CONSTRUCTION OF A POLE FRAM BUILDING.	12	289
	07/28/1998		JOINT POWERS AGREE. W/MN DOC FOR SHORT TERM HOUSING OF INMATES AT THE WACO LEC.	12	289
	08/18/1998		TRANSFER OWNERSHIP OF SHERIFF'S OFFICE K-9 "JAKE" TO HIS HANDLER DEPUTY WILLIAM LAKE.	12	319
	08/25/1998	98-134	GRANT AGREE. FOR EAST METRO COORDINATED NARCOTICS TASK FORCE.	12	325
	09/22/1998		ACCEPT A GIFT OF FATAL VISION GOGGLES FROM THE LOCAL CHAPTER OF THE AID ASSOC.	12	371
	09/22/1998		WORKSHOP HELD TO DISCUSS METRO AREA GANG ISSUES.	12	375

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
SHERIFF	10/06/1998	98-135	AWARD BID FOR CONSTRUCTION OF COLD STORAGE POLE FRAME BLDG. TO NORTHLAND BUILDINGS.	12	379
	10/13/1998		APPLY FOR GRANT FROM MN DNR FOR SNOWMOBILE LAW ENFORCEMENT.	12	395
	11/17/1998		EARLY HIRE OF COMMUNICATIONS CENTER SUPERVISOR.	12	438
	12/08/1998		CRIME STOPPER AWARDS PRESENTED TO ANGIE OSWALD AND RAYMOND LUMSDEN FOR THEIR HELP IN THE CONVICTION OF JOSEPH TURE FOR THE MARLYS WOHLNHAUS MURDER THAT TOOK PLACE 20 YEARS AGO.	12	462
	12/22/1998		RENEW GRANT FROM THE STATE OF MN, OPERATION NIGHTCAP.	12	482
SURVEYOR	10/20/1998		GOV. CARLSON AWARDS SURVEYOR'S DEPT. A CERTIFICATE OF COMMENDATION FOR THE GIS SYSTEM.	12	405
	11/10/1998		MUNICIPAL BOUNDARY MAPPING PROJECT.	12	434
	12/15/1998		WORKSHOP HELD TO DISCUSS TWO FOOT CONTOURS FOR WACO.	12	477
VETERANS SERVICE	09/01/1998		COUNTY VSO OPERATIONAL IMPROVEMENT GRANT.	12	336
WORKFORCE CENTER	07/07/1998		AGREE. W/MN DEPT OF ECONOMIC SECURITY/WORKFORCE PREP. BRANCH, SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM.	12	268
	07/07/1998		AGREE. W/MN DEPT. OF ECONOMIC SECURITY, MN YOUTH PROGRAM GRANT.	12	268
	08/04/1998		REAPPT'S TO THE WORKFORCE COUNCIL: BARBARA A. GOERSS, THOMAS C. JOHNSON, ROSEMARY A. EASTMAN, JACK STOEHR, MARY GOULETTE AND JODI SHADE.	12	297
	08/18/1998		AGREE. W/RAMSEY COUNTY JOB TRAINING FOR DELIVERY OF EMPLOYMENT & TRAINING SERVICES TO DISLOCATED WORKERS.	12	316
	09/01/1998		COOP. AGREE. W/MN STATE COLLEGES, 8% EDUCATIONAL COORD. PROGRAM.	12	336
	09/08/1998		SCHOOL-TO-WORK PARTNERSHIP GRANT.	12	340
	09/15/1998		NEW POSITION OF 1 FTE PROGRAM COORDINATOR- FEDERALLY FUNDED SCHOOL-TO-WORK PROGRAM.	12	349
	10/06/1998		AGREE. W/MN DEPT. OF ECONOMIC SECURITY, 5% OLDER WORKER PROGRAM.	12	378
	10/27/1998		APPT. JANE M. KLEIN, DR. EARL E. HALL, FRED DIETZ, AND THOMAS G. YETTER TO THE WORKFORCE COUNCIL.	12	408
	11/10/1998		AGREE. W/FOREST HILLS UNITED METHODIST CHURCH, CAR CARE SERVICE ON SATURDAY A MONTH.	12	428
	11/10/1998		FIRST AMEND. TO MET COUNCIL WELFARE-TO-WORK GRANT, TRANSPORTATION ASSISTANCE.	12	428
	11/17/1998		MN YOUTHWORKS/AMERICORPS FEDERAL & STATE GRANTS.	12	438



**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**JUNE 16, 1998**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson and Hauser. Absent none. Commissioner District 5 vacant. Board Chair Hegberg presided. Also present were James Schug, County Administrator; Susan Tice, Chief Assistant County Attorney; Dan Papin, Community Services Director; Mary McGlothlin, Director of Public Health and Environment; Sue Hedlund, Public Health and Environment; Judy Hunter, Public Health and Environment Division Manager; Don Wisniewski, Public Works Director; Don Theisen, Deputy Public Works Director; Judy Honmyhr, Human Resources Director; Scott Hovet, County Assessor; and David Brierley, Public Information Specialist.

**CONSENT CALENDAR**

Commissioner Abrahamson moved, seconded by Commissioner Peterson to adopt the following Consent Calendar:

1. Approval of the May 19, May 26 and June 2, 1998 Board meeting minutes;
2. Approval of certificate of recognition for Jamie Lind who was named 1998 "Citizen of the Year" by the Cottage Grove City Council.
3. Adoption of **Resolution No. 98-101** as follows:

Resolution Commending the Stillwater Area High School on  
 Winning the Girl's State Softball Championship

WHEREAS, the Stillwater Area High School girl's softball team won the Class AA Minnesota State Championship on June 6, 1998; and,

WHEREAS, the Ponies claimed their third state title in the past four years; and,

WHEREAS, the Ponies excelled in many statistics such as three players being named to the 10-player all tournament team, compiling a season record of 22-4; and,

WHEREAS, the Ponies played as a team in supporting each other and playing with confidence in each other and in their softball expertise; and,

WHEREAS, the Ponies' head coach Mike Pavlovich complimented his graduating seniors on being a great group of young people both athletically and academically; and,

June 16, 1998

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners heartily commends the players, coaches, and their families for their team effort in winning the 1998 Girl's Class AA Minnesota State Softball Championship; and,

BE IT FURTHER RESOLVED, that Washington County shares in the pride of accomplishment and sportsmanship that was exhibited by these fine student athletes of the girl's softball team who will no doubt continue to bring further credit to themselves and their communities after graduation from the Stillwater Area High School.

4. Adoption of **Resolution No. 98-102** as follows:

Resolution Commending the Stillwater Area High School  
on Winning the Boy's State Track Championship

WHEREAS, the Stillwater Area High School boy's track team won the Class AA Minnesota State Championship on June 6, 1998; and

WHEREAS, the Ponies won their third straight Class AA Championship, which had not been accomplished in Minnesota since 1940-42, therefore becoming only the second Minnesota high school track team to gain this distinction; and,

WHEREAS, the Ponies set a new state meet record in scoring 100 points that eclipsed the previous record by 25 points, and the Ponies set a new state record in the 4x800 meter relay in 7:49:35, which is the first time a relay team has broken 7:50:00 in state history; and,

WHEREAS, the Ponies qualified for eight events and far exceeded head coach Scott Christensen's team goal of 75 points by producing consistently good individual and team performances; and,

WHEREAS, the Ponies adopted the philosophy of striving to set new records in the track events and this has resulted in a positive mentality that will help them as they compete in life after graduating from the Stillwater Area High School; and,

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners heartily commends the track team, coaches, and their families for their team and individual efforts in winning the 1998 Boy's Class AA Minnesota State Track Championship; and,

BE IT FURTHER RESOLVED, that Washington County shares in the pride of accomplishment and sportsmanship that was exhibited by these fine student athletes of the boy's track team who will no doubt continue to bring further credit to themselves and their communities after graduation from the Stillwater Area High School.

5. Approval to appoint Rod Hale to the Solid Waste Advisory Committee to fill an unexpired term to December 31, 1999.

June 16, 1998

6. Approval of contract with Decision Resources Inc. to provide professional services for a County telephone survey, contingent upon County Attorney approval as to form.
7. Approval to appoint Jack Lavold, Cottage Grove, to the South Washington Watershed District to fill an unexpired term to May 1, 1999.
8. Adoption of **Resolution No. 98-103** as follows:

Petty Cash and Change Funds  
Replaces Resolution 97-071

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, 91-129, 92-032, 92-180, 94-152, 96-062, 96-102, 97-071; 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

Accounting - change fund	\$200.00
Auditor-Treasurer	
Treasurer's counter - change fund	1,500.00
Forest Lake License Center - change fund	150.00
Stillwater License Center - change fund	275.00
Woodbury License Center - change fund	200.00
Government Center Vital Statistics - change fund	25.00
License Bureau & Finance section - petty cash fund (to be split equally at 4 sites)	200.00
Central Services - change fund	100.00
County Attorney - petty cash fund	300.00
County Recorder - change fund	100.00
County Administrator	
Government Center - change fund	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

June 16, 1998

Planning - change fund	100.00
Public Health	
Immunization - change fund	20.00
Public Works	
Change Fund	50.00
Petty cash fund	50.00
<u>Parks</u>	
Square Lake - permits change fund	100.00
Square Lake - concessions change fund	200.00
Lake Elmo - permits change fund	200.00
Lake Elmo - concessions change fund	200.00
St. Croix Bluffs - permits change fund	200.00
Sheriff	
Civic Process - change fund	50.00
Emergency Assistance - change fund	100.00
Jail Released Inmates Reimbursement - petty cash fund	300.00
Surveyor - change fund	<u>50.00</u>
Total	\$6,420.00

BE IT FURTHER RESOLVED that this Resolution becomes a part of County Fiscal Policy, as identified in Resolution 83-112.

9. Approval of abatement applications for homestead classification, value and penalties as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 32.029.21.41.0053	Halen, Marlene	\$3,746.00
R 27.028.20.34.0003	City of Afton	82.00
P 99.099.99.00.0137	Wash Co Ag Soc.	323.48
R 11.028.20.12.0029	Bjurlin, Larry A.	16.00
R 16.032.21.24.0013	Kirchoff, Eugene	78.00
R 28.030.20.43.0068	St. Paul Lutheran Church	1,876.00
R 09.030.20.32.0002	VHR Properties	1,660.00
R 09.030.20.32.0004	VHR Properties	258.00
R 08.030.20.14.0002	VHR Properties	1,882.00
M 88.088.88.00.0191	Berry, Julie	54.00
R 02.028.20.23.0004	Nelson, Myron	266.00
R 18.028.21.12.0014	Zachau, Fredrick W.	772.00
R 32.030.21.34.0008	Haatvedt, Duane	1,018.00
R 12.027.22.32.0001	Morris, Jonathan	680.00
R 21.028.21.34.0012	Yrick, James & Radermacher	974.00
R 31.030.20.14.0010	Mogren, Kirsten	638.00
R 09.030.20.32.0004	VHR Properties	254.00
R 08.030.20.14.0002	VHR Properties	1,850.00
R 19.029.21.34.0044	Burrows, Richard	442.00
R 11.028.20.12.0029	Bjurlin, Larry	18.00
R 09.030.20.32.0002	VHR Properties	1,632.00
R 11.028.20.12.0029	Bjurlin, Larry	18.10
R 09.030.20.32.0002	VHR Properties	936.14

June 16, 1998

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 09.030.20.32.0004	VHR Properties	\$145.62
R 08.030.20.14.0002	VHR Properties	686.52

10. Adoption of **Resolution No. 98-104** as follows:

#### Classifying Tax Forfeited Land

WHEREAS, the County Board of Commissioners of the County of Washington, State of Minnesota, desires to offer sale certain parcels of land that have forfeited to the State of Minnesota for non-payment of taxes; and

WHEREAS, said parcels of land have been viewed by designees of the County Board of Commissioners and have been classified as non-conservation lands as provided for in Minnesota Statutes 282.01.

NOW THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners hereby certify that all parcels of land on the attached list have been viewed and comply with the provisions of Minnesota Statutes 85.012, 92.461, 282.01, Subd. 8, and 282.018, and other statutes that require the withholding of tax-forfeited lands from sale.

BE IT FURTHER RESOLVED that the Washington County Board of Commissioners hereby request approval from the Department of Natural Resources for the sale or conveyance of said lands.

11. Approval of three (3) F.T.E. Special Project Clerk I positions in the Elections Section of Auditor-Treasurer's Office through December 31, 1998.

12. Adoption of **Resolution No. 98-105** as follows:

#### Minnesota Trail Assistance Program Star Trails

WHEREAS, Washington County Star Trail Association has developed a snowmobile trail system in Washington County; and

NOW, THEREFORE, BE IT RESOLVED, that any State Grants in Aid for the described trails be directed to Washington County for disbursement to the Washington County Star Trail Association, and application made therefore by said County; and

BE IT FURTHER RESOLVED, that the Minnesota Trail Assistance Program application and the Minnesota Trail Assistance Agreement be executed through the signatures of the Chairman of the County Board and Washington County Administrator without further action of the County Board conditioned upon compliance with all specification requirements and approval as to form by the Washington County Attorney's Office.

June 16, 1998

13. Bids were received for construction of traffic signals on CSAH 10 at Gershwin and Greenway in Oakdale as follows:

Polyphase Enterprises	\$274,217.85
Killmer Electric Co.	\$312,182.25

Adoption of **Resolution No. 98-106** as follows:

Bid Award for the Construction of Traffic Signals on CSAH 10  
at Gershwin and Greenway in Oakdale to Polyphase Enterprises

WHEREAS, in order to complete construction of traffic control signals on CSAH 10 at Gershwin and Greenway Avenues in Oakdale, the County solicited bids for this project; and

WHEREAS, bids were opened on June 8, 1998, with Polyphase Enterprises, being the lowest responsible bidder; and

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

BE IT FURTHER RESOLVED, that the contract between the County and Polyphase Enterprises 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.

The foregoing Consent Calendar was adopted unanimously.

**PUBLIC WORKS DEPARTMENT**

Commissioner Peterson moved to set a public hearing on a request to the Commissioner of Transportation to transfer accumulated County State Aid Municipal Account Fund to County State Aid Regular Account Fund for July 7, 1998 at 5:00 p.m. and adopt **Resolution No. 98-107** as follows:

Request the Commissioner of Transportation to Transfer Accumulated County  
State Aid Municipal Account Fund to County State Aid Regular Account Fund

WHEREAS, Washington County has developed and approved a 1998-2003 Capital Improvement Program that includes State Aid Improvement projects; and

WHEREAS, the County Municipal State Aid Highway Improvement needs are met with the Capital Improvement Program; and



June 16, 1998

WHEREAS, Washington County's Municipal State Aid Account has a fund balance of \$1,633,000 with the 1998 apportionment; and

WHEREAS, significant County Regular State Aid Highway improvement needs are underfunded in 1998 in the Regular Account; and

WHEREAS, State Aid Operational Rules 8820.2400 allow the Commissioner of the Department of Transportation to transfer accumulated funds from the County State Aid Municipal Account Fund to the County State Aid Regular Account Fund upon request from a County; and

NOW, THEREFORE, BE IT RESOLVED that Washington County hereby requests that the Commissioner of the Department of Transportation transfer \$1,633,000 from the County State Aid Municipal Account Fund to the County State Aid Regular Account fund; and

BE IT FURTHER RESOLVED that Washington County will hold a public hearing within 30 days of this request to receive and consider objections to this proposed request for transfer by any governing body of a city within the County, having a population of less than 5,000; and

BE IT FURTHER RESOLVED that the County Engineer forward a copy of this resolution to the Commissioner of Transportation for approval.

Commissioner Hauser seconded the motion and it was adopted unanimously.

#### **PUBLIC HEALTH AND ENVIRONMENT DEPARTMENT**

Commissioner Peterson moved to adopt **Resolution No. 98-108** as follows:

##### Waste Delivery Agreements

WHEREAS, in 1996 Ramsey and Washington Counties first entered into waste delivery agreements with waste haulers to ensure that waste was managed properly by delivery to the Ramsey/Washington County Resource Recovery Facility at a tipping fee of \$38.00 per ton; and

WHEREAS, the waste delivery agreements were renewed, for a two-year term in Ramsey County, and two one-year terms in Washington County, and expire at the end of 1998; and

WHEREAS, there are two types of waste delivery agreements, the "All Waste" agreement, (Exhibit A) whereby the hauler agrees to deliver all acceptable waste collected within the County to the facility, and the "Contractually Committed" agreement (Exhibit B) whereby the hauler agrees to deliver only that waste that a customer requires, by written contract, to be delivered to the facility; and

WHEREAS, the Counties want to ensure that waste is managed properly by delivery to the facility; and

June 16, 1998

WHEREAS, on May 28, 1998, the Ramsey/Washington County Resource Recovery Project recommended to the Ramsey and Washington County Boards of Commissioners that they approve the Agreements and authorize their execution.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby authorizes the County to offer to the waste haulers the terms and conditions of the Waste Delivery Agreements attached hereto. Public Health and Environment Department Director or her designee is authorized to execute the Agreements on behalf of the County contingent on approval as to form by the County Attorney's Office for the term of January 1, 1999 through December 31, 1999 at a tipping fee of \$38.00 per ton.

Commissioner Hauser seconded the motion and it was adopted unanimously.

## **GENERAL ADMINISTRATION**

### **Youth Access to Tobacco Ordinance**

James Schug, County Administrator, stated that the County Board adopted the Youth Access to Tobacco Ordinance on June 2, 1998. On that same date the Board received comments from vendors of tobacco products who came to the Board. Last week Commissioner Hegberg asked that this ordinance be placed on the agenda for discussion regarding two parts of the ordinance that people have raised comments on since its enactment.

Commissioner Hegberg informed the Board that those two issues dealt with 18 year old's selling tobacco products and electronic vending machines.

Gordon Maltby, Mayor, Marine on St. Croix, stated that this ordinance has raised concerns about allowing minors to sell tobacco products. He stated there are two outlets which sell tobacco products in Marine and one vendor would be affected by this ordinance. He feels vendors all over the County will be affected. It is not always possible to have an 18 year old or someone older at the tobacco counter. He realizes there is a concern of young people selling tobacco to young people, but the reality of the job market is that young people hold these positions and the vendors have no choice. He feels it is a hardship to require stores and other areas who are selling cigarettes over-the-counter to have someone 18 years old always at the counter to do it. The City of Marine would like to adopt this ordinance in full. There are things the city does not want to do themselves such as adding six pages to the City code or do the enforcement. The County would do a better job than the City. If the City adopted this as is, it would be much easier for them, but he is troubled by the minor sales business. He asked the Board to consider the affect that would have on vendors and municipalities.



June 16, 1998

Commissioner Hegberg asked that two areas of the Youth Access to Tobacco Ordinance be brought back—the 18 year old provision and look at the Olmsted County ordinance on electronic vending machines.

Commissioner Hauser stated that when the Board discussed the electronic vending machine, she was unclear as to whether or not that would be allowed under a variance of the ordinance. She does not know if there was any opinion from the County Attorney's Office on whether or not that type of device would comply with the ordinance. Before the Board gets into the amending business, she would like to get that opinion.

Susan Tice, Chief Assistant County Attorney, informed the Board that no request has been made to their office on that issue. She believed it might be premature to have that opinion rendered. It was her understanding that absent an actual application for licensure, the County Attorney's Office would be issuing an advisory opinion, and feels they are not in the business of offering advisory opinions. Their office could discuss the issue with staff, but the question hasn't been posed and should it be posed outside in a theoretical arena as opposed to an actual application arena, it may not be proper to provide that advice.

Commissioner Hauser stated the Board doesn't know if it is passing an ordinance that has teeth to it or not. Even if the opinion were advisory she requested the County Attorney to look at it. She is not in favor of bringing back the ordinance for amendment having just adopted it with due notice. She stated the ordinance is trying to make it as difficult as possible for youth to get access to tobacco. She feels employment practices or employment difficulties have no bearing on the whole matter and does not think they should be considered as a part of the change in the ordinance.

Commissioner Hegberg disagreed. They have 16 and 17 year old tellers working in the bank handling tens of thousands of dollars and peer pressure doesn't offer them the opportunity to give an extra hundred dollars to somebody. He thinks the ordinance is clear that the person who is selling the cigarettes can be fined as well as the store. The store has the obligation to enforce the law, as well as the youth in not selling to their friends who may be under age and not allowed to buy them.

Commissioner Abrahamson stated he has had numerous calls from employers throughout the County. Where 120 divides one County from the other, one side of the street you can sell at sixteen and the other side you can't. Stillwater has its own ordinance which allows youths to sell. One store had a 17 year old assistant manger, has worked there for three years. There is a possibility of laying off over a hundred employees that he's aware of. He believes there should have been more information. He never intended to lay off any employees by passing this ordinance. He believes that 60% of the youth smoking cigarettes can get them from their parents and that's where they are coming from. He believes the Board should have another hearing and give these people a chance to come in and speak their piece.

June 16, 1998

Commissioner Peterson stated she has talked with several Public Health Committee members. She asked that the Board meet with the Public Health Committee and review the material with them. She is not convinced that everybody spoke up at that meeting. She would like to share with them the concerns this Board has received, and revisit what the overall policy is of the County, what communities are doing, what they are not doing. She had heard from some Public Health Advisory members that there should have been more discussion.

Eileen Weber, citizen of Cottage Grove and member of the Public Health Advisory Committee, emphasized that the Public Health Advisory Committee had a very thorough presentation on the tobacco ordinance. The resolution was available for plenty of discussion, it was not ramrodded through the committee. She believes that given the overwhelming nature of the vote and all the data and information presented with the resolution, that it was an informed decision of the committee to do that. There was overwhelming support.

Commissioner Hauser suggested letting the ordinance stay in effect and see what the outcome is and see if the hoard of employees are let go. She suggested a six month trial period to see what the effect is and then amend rather than having a body of opinion on how it might affect it, which may or may not affect it.

Commissioner Hegberg asked staff to bring the issue to the Board with a recommendation for a date for a public hearing. The Board may vote to not have that hearing. He asked the County Attorney's Office to give the Board an opinion on the cigarette machines.

Mary McGlothlin, Director of Public Health and Environment, advised the Board that in order to establish a public hearing, staff will need to have a draft amendment. She would need direction from the Board as to what amendment it wishes prepared. Is the Board asking for one amendment dealing with the electronic type vending machine issue and the second amendment to be on the age of the seller?

Commissioner Hegberg stated the age of seller and the electronic vending machine.

Commissioner Peterson would like additional information on whether or not the electronic vending machine is covered in the current ordinance. She would also like to look at the Olmsted County definition and review that in discussion.

Ms. McGlothlin stated this is not legal advice and does not come from the Attorney's Office. However, her opinion as she reads the ordinance, and having to be the person who actually enforces it, the current definition of vending machine would include those the Board is currently discussing being electronic. She read from the ordinance "Vending machine means any mechanical, electric or electronic or other type of

June 16, 1998

device which dispenses tobacco, tobacco products or tobacco related devices upon the insertion of money, tokens or other form of payment directly into the machine by the person seeking to purchase". It is her understanding that these electronic machines are turned on by the clerk after they have checked I.D., but in every event the person still directly inserts the money into the machine and receives the product. Taking a strict interpretation from her standpoint, they are considered a vending machine under this ordinance.

Commissioner Hegberg stated he believed staff has gotten direction from the Board and this item will be brought back.

#### **DISCUSSION FROM THE AUDIENCE**

John Waller, 14010 Homestead Avenue, Hugo, discussed the Rice Creek Watershed District and Joint Ditch No. 2. He stated a preliminary report has been made to the Rice Creek Watershed District and he read from that report. He stated they have completed the preliminary investigation into the available records and information of the official profile of Hardwood Creek. The conclusion reached by this report is that Washington County Ditch No. 2 is three feet too high, it has muck in it and needs to be cleaned. He feels this is an admission by the engineers that they have given the County information that was incorrect and the result is that 25 years ago CR 4 culverts are about 3.4 feet too high and that Forest Lake Township putting in Harrow Avenue is too high. This has resulted in a large amount of flooding of tens of thousands of acres of square miles at certain times. He anticipates that the argument the County Board will hear from the watershed district is that 60% of its money comes from Ramsey County so why does the Watershed District want to spend 60% of its money correcting Washington County's water problems. He feels this is contrary to a concept of a watershed district having a large multi-county area with a tax base of ad valorem facilities to raise funds to correct these problems that exist. He felt the County Board should be aware of this preliminary report, it's available at the watershed district by asking for the Rice Creek Watershed Engineer's written report. He thanked the Board Chair and the County Board for listening to him and his brother when they came before them a couple of months ago.

Commissioner Hegberg requested staff to contact the Rice Creek Watershed District for this report.

#### **COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Peterson announced that she will be attending the Sensible Land Use meeting this afternoon and will not be present for the Board of Equalization.

Commissioner Hauser announced that AMC District X will be meeting this afternoon from 3:00 to 6:00 p.m.

June 16, 1998

Commissioner Hegberg announced that the County Board will hold a public hearing this evening to receive comments on the Shoreland Management Ordinance. This public hearing is continued from June 2, 1998.

#### **BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

#### **EXECUTIVE (CLOSED) SESSION WITH HUMAN RESOURCES DEPARTMENT**

Commissioner Peterson moved to go into Executive Session with the Human Resources Department to discuss negotiation strategy for 1999-2001 bargaining agreements. Commissioner Hauser seconded the motion and it was adopted unanimously. Present for the Executive Session were Commissioners Hegberg, Abrahamson, Peterson and Hauser. Also present were James Schug, Virginia Erdahl, Judy Honmyhr, Frank Madden, Labor Relations Consultant, Shari Bowers, Susan Tice and Patricia Raddatz.

#### **RECESS**

Commissioner Abrahamson moved to recess until 7:00 p.m. this evening, June 16, 1998, to continue to the Public Hearing on the Shoreland Management Ordinance. Commissioner Hegberg seconded the motion and it was adopted unanimously. The Board recessed at 11:40 a.m.

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

The Board met in workshop session with the Public Works Department to discuss recommendations of the Historic Preservation Strategic Planning Group. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson and Hauser. Also present were James Schug, Don Wisniewski, Marlene deBoef, and the following members of the Historic Preservation Strategic Planning Group: Robert Hagstrom, Grant City; Nancy Goodman, Stillwater; and Ann Terwedo, Lake Elmo Planner.

#### **PUBLIC HEARING - PUBLIC HEALTH AND ENVIRONMENT DEPARTMENT**

##### **Shoreland Management Ordinance (Continued from June 2, 1998)**

The Board of Commissioners met at 7:00 p.m. in the Washington County Government Center, County Board Room, to conduct a Public Hearing, which was continued to this date on June 2, 1998, to receive comments on the Shoreland Management Ordinance. Present for the Public Hearing were Commissioners Hegberg, Abrahamson, Peterson and Hauser. Absent none. Commissioner District 5 vacant. Board Chair



June 16, 1998

Hegberg presided. Also present were James Schug, County Administrator; Susan Tice, Chief Assistant County Attorney; Mary McGlothlin, Director of Public Health and Environment; and Dennis O'Donnell, Senior Land Use Specialist.

The Board Chair stated that public testimony could now continue on the Shoreland Management Ordinance.

Kevin Nickelson, New Scandia Town Board - Mr. Nickelson stated that New Scandia Township recently approved its Comprehensive Plan. The Town Board reviewed the County's proposed Shoreland Management Ordinance the same night it adopted its Comprehensive Plan. The Town Board does not want to change its Plan because there are minor differences on the shoreland areas. In the recreational lakes they are proposing a two and a half acre lot, one tier, which is more restrictive than the County's one and a half acre lots. There should not be a problem in that area. New Scandia Township still has a large area of recreational lakes that are undeveloped. The natural environmental lakes is where they will probably have a problem. They are proposing five acre lots, one tier, around natural environmental lakes. When they do their ordinances they will offer a 50% bonus if it is clustered. They feel that is a practical, good size lot for a natural environmental lake. He does not understand how the County can go with an underlying district, which would be ten acre density in most cases, and have a 200 foot minimum lakeshore frontage. That would mean a lot well over 2,000 feet long. The New Scandia Town Board and its Planning Commission would like to stick with what its Comp Plan is saying.

Commissioner Hegberg asked that a copy of the New Scandia Township Comprehensive Plan be submitted for the public hearing record.

Mike White, New Scandia Township, and a member of the Carnelian-Marine Watershed District Board of Managers - Mr. White addressed camper trailers and is happy with the rewriting of the ordinance regarding that and would like to see the rules enforced. He also spoke about impervious surface on development around the lake. The ordinance is saying 25%, he would like to see that reduced down to 10%. Once the impervious surface gets over 20% it definitely affects the quality of the lake. Also the fertilizing of lawns down to the shoreline has a major effect on a lake and they would like to see tougher guidelines on that in the ordinance.

Floyd Johnson, 14595 Ostlund Trail, May Township - Mr. Johnson presented for the record a copy of the statewide standards for management of shorelines produced by the DNR. He owns property on a recreational lake, Square Lake, and he has property on an environmental lake, Manning Lake, which is in between but does qualify as far as the DNR is concerned. He is disappointed with the procedure that has taken place thus far. He was not aware of anything in the County about these environmental lakes until a month ago. The people who live on these lakes were not called to ask their opinion. He suggested that the County Board before they take any action, meet with the people around these lakes who would be impacted.

June 16, 1998

Dave Dupay, 2315 Periwinkle Avenue North, West Lakeland Township - Mr. Dupay stated he is one of the owners of Folz, Freeman, Dupay and Associates, land planners and surveyors, and has been in the Stillwater area for the last 20 years. He feels in general this is a well written plan, with only a few things he would like to bring up for the Board to consider. In the Intent and Purpose Section, it says it wants to preserve the economic and natural environmental values of the lakes. The County's definition of a bluffline varies greatly with the DNR definition. The bluffline is defined as anything that is 18% as long as there is a rise of 10 feet within that thousand feet that defines the shoreland. The DNR has a vertical difference, but it's 25 feet instead of 10. They define at least what distance this has to happen over—their's being that it has to have within some 25 foot rise going back in the lake an average of 30% slopes not 18. That should be looked at and make it similar to what the DNR has with using the 18% slopes as being only considered part of it as long as the overall is within 30%. He thinks this may be a little excessive. Mr. Dupay next discussed the definition of a bluffer strip and it says any existing or natural vegetation. He is not sure what natural vegetation is in this part of the country, it's been pretty much eliminated. He thinks the County should stick with whatever existing vegetation is there as long as it's good enough to hold the slopes would be better wording. The definition of shoreland—the DNR looks at the shoreland area as anything within the thousand foot strip, around the thousand foot of the ordinary high water. Washington County has decided they are going to have two tiers, one directly on the lake and a tier two which would be similar to the DNR's non-riparian ownership. One definition states one side is on the lake the other side has to be across from those lots on a township road. He does not know why that definition has to be in there. The other definitions, the toe of the slope and the top of the slope, it just says where the 18% slope begins or ends. If there is not a definition of how wide that has to be 18% over you can step on the ground in actuality and have a two inch slope in there it's in excess of 18%. That might seem ridiculous, and it is, because that's an extreme, but anything from that on up would be defined as an 18% slope. The DNR uses any 50 foot strip in there that averages over 18%, which makes a little more sense. He addressed the economic portion of this. He wondered why the County would exclude the natural environmental lakes. In the general development and recreational lakes, the County is not that far off from the DNR where they look at just short of an acre as being okay to put on that type of lake and the County is asking for an acre and a half. That's a 50% increase and not too bad. On natural environmental lakes, most of them are in parts of the County where there are 10 acre density, and if that's the case there would be a 400% increase instead of a 50% increase. Ten years ago the DNR changed its setback on natural environmental lakes to 150 feet. The County has kept it at 200 feet with a couple of exceptions in Washington County. He believes if the DNR has been looking at this for decades and can't find any reason why you couldn't get up to 150 feet, that the County should look at decreasing the 200 foot down to 150 feet. The County should look at making environmental buffers around lakes applicable for everyone and not just new developments.

Commissioner Abrahamson asked Mr. Dupay if he did any work around McDonald Lake? Mr. Dupay stated they developed all the property. That was brought down to 150 feet with 100% vote of all of the residents



June 16, 1998

around the lake which at that time was three of them. Commissioner Abrahamson asked if he knew how many houses are around McDonald Lake? Mr. Dupay stated he didn't know right off the top of his head. Commissioner Abrahamson asked if he knew the value of those homes? Mr. Dupay stated they are extremely valuable.

Tracy Mazanec, Supervisor, May Town Board - Mr. Mazanec stated that as a Supervisor of the Town of May he supports this ordinance. He supports the section of natural environmental lakes having the underlying zoning be the requirement for those lakes. He believes it's up to the townships to decide what that needs to be and in their case they are 10 acres and he believes that is the correct zoning for those areas. He is opposed to second tiering around recreational lakes. He asked that the second tier be removed or in the definitions No. 30 regarding shoreland, Section C talks about second tiering—if the County does not believe that would be in the best interest of the entire County, then he would recommend that the same language that is used for natural environmental lakes and let the second tier be the underlying zoning of that township.

Kathy Henry, 130<sup>th</sup> Street, May Township - Ms. Henry stated she is a strong supporter of shoreland management and she encourages and supports more restrictive criteria that's in the current ordinance. She is here to express her concern about establishing more restrictive proposals when the current proposals are so poorly enforced. She has witnessed very arbitrary and inconsistent decisions by the Board of Adjustment and Appeals. She does not believe they recognize what their duties are. She has witnessed appeals and approvals that were granted for people who have not even proposed a hardship. She hopes that if these more restrictive criteria are established and determined to be the ordinances in Washington County that the Board would support more consistent applications of the laws as far as the variances that are being granted in this County.

Commissioner Hegberg stated that the Commissioners appoint members to the Board of Adjustment, but that is a separate body. They hear variance requests from residents within the County and their decisions are final and can only be appealed to district court.

Ron Pearson, Goggins Lake - Mr. Pearson stated he is opposed to naming Goggins Lake a natural environmental lake. This started out as a pond and it's become a lake. There is no drainage to this water and it is the second largest body of water in Washington County. People have lost a lot of their land. With these new rules he wouldn't come under any of them, he doesn't have 200 feet. He's lost over three acres of land and has less than two acres now. The watershed district doesn't even know where the ordinary highwater mark is going to be.

June 16, 1998

Commissioner Abrahamson asked Mr. Pearson how close he was to the water right now. Mr. Pearson stated he is within 50 feet. He stated it is not a point of him building where he shouldn't have. He is above 200 foot oak trees that are now dead from standing in five feet of water. Commissioner Abrahamson asked how long he has lived there? Mr. Pearson stated he has lived there for 10 years, but the farm behind him, Rocky Hoffman, is in worse shape than he is, that farm has been there since the middle 1800's.

Bob Beedle, representing Mr. Hoffman who lives on 130<sup>th</sup> Street North on Goggins Lake - Mr. Beedle stated he has been practicing real estate in the Stillwater and Washington County area for 23 years on a full time basis and has helped subdivide several properties in the area. He also sits as a condemnation commissioner for Washington County. He echoed the concerns of the last speaker. The Hoffman's are very concerned about the water levels on Goggins Lake. He has talked to various agencies, and the current water level of the lake is at least six feet above what has commonly been recognized as the highwater mark. Through the lack of water management on Goggins Lake, Mr. Hoffman's land has been taken. His basement is full of water or at least he has to continually pump out the water. Several of his outbuildings are under water and can no longer be used. A great deal of his property is now under water and cannot be utilized to operate his farming and horse operation. Mr. Hoffman has not been contacted by the watershed people and has been ignored by them from his point of view. He believes the Board needs to address this issue before naming Goggins Lake a natural environmental lake with more restrictive setback requirements.

Pam Bjorum, 12515 Keller Avenue, May Township - Ms. Bjorum stated she lives on the western shore of Goggins Lake. She stated that the notice they received indicated that the public hearing was to determine whether Manning Lake and Goggins Lake would be designated as natural environmental lakes. She would like to ask the Board, for the moment, to leave the Goggins Lake designation aside. She thinks the watershed—she is also a citizen member of the Brown's Creek Watershed—the watershed is beginning to draft rules and try to take a look at the water on Goggins Lake. She believes this would cause more of a problem than it would solve.

Earl Erickson, 19241 Orwell Avenue North, Sand Lake - Mr. Erickson stated that it is his understanding if his house were to burn down or blow down he would be unable to rebuild it under this new ordinance. He has about 160 feet of lakeshore with two acres total. He understands a person needs ten acres or 60% of that in order to rebuild.

Commissioner Hegberg stated that under the current ordinance and part of the items that are being discussed tonight is what the minimum lot size would be.

June 16, 1998

Karen Kilberg, 12945 Keller Avenue, May Township - Ms. Kilberg stated she lives on Goggins Lake and reiterated what others have said. People who have property on Goggins Lake are very fearful of what the situation is currently. She is not sure anyone really understands the impact these new regulations will have on them. Many of them have lived out there for a long time. She asked the Board to defer any designation for Goggins Lake as far as the County's concerned until after some of the questions that they have are answered. She is also a manager on the Brown's Creek Watershed. She is not here speaking officially for them, but she stated that this situation is of the utmost priority as far as the watershed district is concerned.

Commissioner Hegberg asked Ms. Kilberg if she knew the size of Goggins Lake prior to the flooding, did she have lakeshore before? Ms. Kilberg stated no. Goggins Lake was around the corner and there was a little wetland on her property and now it's part of the lake as well as School Section. They are all just one big body of water.

Dave Zellmer, Brussels Belgium - Mr. Zellmer stated he owns property in May Township on Manning Lake. He has a subdivision on Manning Lake that has just been approved and he's not sure what the criteria will be on his property with this new ordinance. He discussed the 200 foot setback from lakes and has found from speaking with several individuals that this is related to reducing runoff and soil erosion. As others have mentioned, the particulars of the lake should be considered. He agrees there should be some prohibition or limitations on the amount of application of lawn care chemicals right up to the shoreline of the lake. He doesn't know if the buffer strip as written is exactly the answer. If there are concerns about pollutants getting into the lakes because of development, it should be based on density of the development instead of linear measures. He indicated he has provided the Board with written comments regarding the development as he planned to go through with it before this came up.

Commissioner Hegberg asked if Mr. Zellmer's plat is of record at the present time and have soil borings been done on the property? Mr. Zellmer indicated it was. Commissioner Hegberg stated that the soil borings indicated that the location of the homes would have to be how many feet from the lake? Mr. Zellmer stated there was no statement about homes, but the primary septic was to be setback—the optimal location they could find was 150 for one of the lots and 130 foot for the two other ones.

Commissioner Abrahamson asked Mr. Zellmer if his parcel that is recorded shows where the septic system will be located on the plat and are they the same now? Mr. Zellmer indicated yes, there has been no change. Those positions were approved and recorded as part of the town minutes to be included in however it is recorded.

June 16, 1998

Bill Voedisch, 14318 Ostlund Trail, May Town Board Chairman - Mr. Voedisch commented on Mr. Zellmer's development. When the plat was first delivered to the Town Board it had a couple of septic systems back only about 80 feet which was acceptable per rule. The did work with him and suggested that the lake and surroundings would be better served if he could find places further back. Mr. Zellmer found other locations and the Town Board was pleased with the results. He believes the best part of this new ordinance is having the underlying zoning and densities apply around the natural environmental lakes. The DNR and this County have identified an environmental lake as the most sensitive surface water we have. He believes that densities of one and half to two and half acre lots defeats what should be done with these fragile pieces of water. He asked that townships should be invited to hearings regarding Manning Lake and whether it should be named an environmental lake or not. If the Board does not accept the underlying zoning densities and let lakeshore densities apply whether they be two and a half acre or one and a half acre then he believes bodies of water such as Manning Lake which are currently wetlands should remain wetlands. They would be better off. The DNR has established 25 acres and more as their cutoff for examining bodies of water. He stated Manning Lake is 23 acres. By making Manning Lake a natural environmental lake and throwing out the proposal from the Board's staff that the underlying densities should apply, damages the body of water long term. Mr. Voedisch addressed surface uses. Both the existing shoreland ordinance and the new proposed ordinance are quiet in terms of surface uses. If the Board does not look at surface uses and looks at things such as personal water craft, wake versus no wake, size of motors and speed, what happens it gets down to every single lake owner association working with their respective municipalities to set these things. It would be very helpful if this new ordinance did something to address surface uses on natural environmental lakes. He stated that on pages 12, 14 and 23 there is inconsistency in terms of NE, RD and GD lakes being sewerred or unsewerred. Mr. Voedisch addressed buffer strips. He believes a strict interpretation of the ordinance would suggest if these things are to be undisturbed, then domesticated farm animals should not be anywhere near them because they will graze them right down. To prevent this they will have to be fenced out. He believes sod is the best erosion protector. He's not suggesting that lawns be encouraged down to the lake—he is concerned about phosphate fertilizer being spread on down to the lakes—but this buffer strip thing could get away if the implications aren't watched. Regarding signage—he can't tell from the ordinance if it is attempting to prohibit the use of a personal signs on the end of a dock or ten feet back on shore saying "The Johnson's". He hopes it was not the intent of staff to write the ordinance in such a way that a personal sign could not be put up identifying a person's place. Section 12, Page 19, Agricultural Uses—haying and grazing which can in fact keep grasses, not row crops, near these bodies of water may be a good thing to do. He believes the second tier issue needs to be looked at. If these waters are in fact the most sensitive things trying to be protected, then allowing a road to go around and having very dense lots on both sides because there is a second tier within a thousand feet defeats the whole purpose of protecting these lakes.



June 16, 1998

Commissioner Hegberg asked Mr. Voedisch about his remark that Manning Lake is 23 acres, where did he obtain that information? Mr. Voedisch stated he was told that, he doesn't know for sure. He knows, on fairly good advice, that the DNR did not classify the lake because it did not meet the 25 acre requirement. Commissioner Hegberg stated that when he called the DNR they indicated to him that Manning Lake was over 25 acres and they had misclassified it and gave it to another lake which might have been Breezy Shores.

Commissioner Hegberg asked Mr. Voedisch if he had any studies that indicate that the smaller lots are in fact causing damage to the lakes? Mr. Voedisch stated there is a development in the township called Maywood South which is one of their better developments but didn't start out that way. It is second tier so there are a lot of two, three, three and a half acre lots in the development, a substantial new road, a lot of blacktop and a lot of runoff that they didn't have before. The management of that runoff now into the north catch pond is still a problem.

David Zellmer spoke from the audience and stated he has a letter from the DNR dated March 27, 1998 which states that in the inventory of Minnesota lakes, 1968, DNR Division of Water, states that Manning Lake, 82-40W, is 23 acres in size. It goes on to state that Minnesota does not consider that a natural environmental lake. He placed this letter on the record.

Maddy Papermaster, 14990 Norrell Avenue North, West Boot Lake - Ms. Papermaster stated she moved out there twelve years ago and there were two families at that time. It took eight years before that area started to get developed. Now there are 13 lakeshore owners on that lake. One of the owners wants to buy a personal watercraft another went to May Township and wants to put a 200 horse power ski boat on the lake. She is disappointed in the DNR for not doing anything at this time. This is an environmental lake. Now it's up to the homeowners. What will be created is unhappiness, unfriendly people because some of them want to speed around and some want to have the natural beauty. If it's a natural environmental lake, she thinks something should have been done long before this to protect these lakes. What is a 200 horse power motor going to do on a 33 or 36 acre lake? She has no peace any more, there is noise constantly. She is not willing to listen to a 200 horse power motor on her lake, it's too much. She does not want any jet skies on the lake either. She is asking the County to listen to her. There will be so much friction.

Commissioner Hegberg stated that this ordinance does not discuss surface water management. It is looking at the land use around the lake.

Floyd Johnson, May Township - Mr. Johnson does not agree with the ten acre because that invites animals in. He has raised animals for 30 years and he knows they do cause problems around lakes. He thinks there should be something in the provisions that says Canadian Maples can be removed to replace them with River Birch and various types of pine trees. He thinks fishing piers should be put in and would not disturb the people around the lake.

June 16, 1998

Roger Johnson, 14392 Manning Trail North, May Township - Mr. Johnson stated he owns property on the easterly side of Manning Lake. He believes there is some question as to whether or not Manning Lake is 25 acres or not and whether it should be classified. He wonders if a verification of that might be in order before the decision is made as to whether or not it becomes classified or not. He indicated that David Zellmer is his immediate neighbor to the west and should Manning Lake be classified as an environmental lake, he would not object to his properties being allowed to have the less restrictive requirements regarding the various setbacks since the property was subdivided prior to any classification of lake and did meet the existing requirements at the time of subdivision. One of the big issues being discussed is the underlying density around natural environmental lakes. He heard a number of people who are in favor of increasing the density to ten acres express concerns about the environment, but in fact he thinks that is all they are doing is expressing concern. They may be valid but he's wondering if there is any documentation justification that would warrant that change to ten acre density. He believes that the County Shoreland Management Ordinance is developed from the State Shoreland Management Ordinance as its basis. Mr. Johnson submitted a copy of the current State of Minnesota, Department of Natural Resources-Waters, Shoreland, Floodplain, Wild and Scenic Rivers guide and also the guide from 1990. He read from the watershed management section. He noted that the State's requirement for unsewered lakes, natural environmental lakes, is 80,000 square feet for the lot area, just under two acres in size. Washington County's current shoreland management ordinance requires that the lot area requirement on natural environmental lake is two and a half acres or approximately 108,900 square feet and that is 1.4 times larger than the State requirements. The proposed ordinance change, whereby the underlying zoning density would apply around the environmental lakes in a four per forty acre density, that lot area requirement would go from the current 108,900 square feet to 435,600 square feet which is 5.5 times larger than the State requirement. The State took into account the environmental concerns that we all have in establishing their ordinances and the County, furthermore, when they revised their ordinance in 1992 they actually increased the minimum standards. The questions he feels needs to be asked is there any study that would justify going from the current lot size around the natural environmental lake which is 108,900 feet to what is proposed in the ordinance of 435,600 square feet? He checked with the State to see if there were any changes since 1990 and there were none.

Bill Voedisch, May Township, addressed Mr. Zellmer's letter from the DNR indicating Manning Lake to be 23 acres jogged his memory when he had a discussion with people in the Soil and Water office of Washington County. They were told that the DNR gave them the same reason that Manning Lake was a wetland and not an environmental lake was because it's 23 acres. The Board would be well served if there's any doubt about what size this lake is or why it was never classified to find out. He stated he has no studies to suggest that more is worse. He indicated that intuitively if there are more impervious surfaces because of the density of one and a half or two and a half acres versus ten acres, there are more driveways, more septic systems, more wells, more excavation more everything than there would be with a ten acre density.



June 16, 1998

That can't be the best situation for the lake compared to something which is less. The ultimate density situation would be zero. Finally, he suggested that the person who wants to put the 225 horse power ski boat on Boot Lake that they go to Forest Lake. That's why those lakes are there.

Commissioner Hegberg asked for further comments from the audience; none were heard.

Commissioner Hegberg asked staff if they would like to provide any additional information.

Dennis O'Donnell, Senior Land Use Specialist, addressed some of the issues that were brought up tonight. He stated that some of the County's regulations are more restrictive than the DNR regulations and they have been for quite some time. The DNR has to look at things on a statewide basis and they are dealing with a large area with different conditions and had to take into account resort owners and people up north where there may not have been any zoning regulations. They had to come to a consensus and try to put this ordinance together. They have provided the opportunity for local governing bodies to look at their existing conditions in their communities and can be more restrictive.

Mr. O'Donnell mentioned Ms. Papermaster's concern regarding surface water management. There is a separate process that the County Board could go through and must hold a public hearing on a particular lake and propose a particular ordinance on that lake as it did for Sylvan Lake a few weeks ago. That is not an issue with this ordinance.

Mr. O'Donnell stated that the two biggest concerns heard tonight were the reclassifications of Goggins Lake and Manning Lake. Manning Lake has never been classified a natural environmental lake by the County or by the DNR. The County did not suggest that, it was suggested initially by a property owner and the Board thought for at least public hearing purposes to include it as part of the shoreland ordinance and to get public comment. After hearing the public comment and considering the existing conditions and nature of the development around this lake, at this point, staff would not recommend that Manning Lake be included in this ordinance as a natural environmental lake and let it be managed under current township and county zoning regulations. The other lake that was brought up was Goggins Lake in May Township. That lake it appears may be classified a natural environment lake under DNR regulations, it has never been classified a natural environmental lake under the County's regulations, therefore never enforced a 200 foot setback or any of the other standards. He believes the County can work something out with the DNR if the Board decides not to consider this a natural environmental lake given the existing conditions and what has been going on there in the past. Staff would suggest leaving that lake out of the ordinance also as far as it being considered a natural environmental lake.

June 16, 1998

Mr. O'Donnell addressed Mr. Erickson's concern about if his home burned down whether he could rebuild. He indicated that this ordinance does allow that. He feels it would be covered under the existing ordinance in the nonconforming situation section. To make it more clearly stated, he would suggest that a special condition be placed in the shoreland ordinance that if they are going with the underlying zoning on a natural environmental lake if a lot is an acre and a half with a 120 feet of frontage and can accommodate a septic system that meet setbacks that they could rebuild, or even a lot that's undeveloped at this time could build on a lot that size without the need for a variance.

Mr. O'Donnell indicated that Ms. Henry addressed concerns around Big Carnelian Lake and he believes he's addressed his concerns with the Board in the past. Her concerns are redevelopment around Big Carnelian Lake where a number of seasonal dwellings are being turned into year-round homes and some are getting a little larger than perhaps they should be. They are looking at those on a case by case basis. There is language in the ordinance that basically says that these structures are not to be expanded. They could take that hard line and not allow any development out there or redevelopment or additions to homes. Or, they could look at them on a case by case basis and allow some reasonable additions to those structures. One standard they are definitely restricting the development to is meeting at least the 25% lot coverage requirement and trying to limit the bulk and height of those structures.

Mr. O'Donnell asked for Mr. Dupay's comments in writing so he could sit down with him and go over those. He believed some of those points were reasonable and could be included in the ordinance. They could be addressed before the Board adopted this ordinance.

Mr. O'Donnell addressed Mr. White, who represented the Carnelian-Marine Watershed District, who spoke on impervious surfaces and a possibility of a 10% impervious surface requirement being met. For water quality concerns that may be desirable, but he's not sure it's real practical especially given some of the substandard lots they are dealing with around some of these lakes.

Mr. O'Donnell referred to Mr. Nickelson's concern about New Scandia Township and their underlying zoning being a little different. He believes they can work that out once they do adopt a new Comp Plan and zoning ordinance, as long as it fits in with the County's overall County plan for that particular township, they were going to try and adopt their zoning map in place of the County's.

Commissioner Abrahamson spoke about David Zellmer's letter and that there is a possibility that Manning Lake will be removed from the natural environmental lake list. He asked if Mr. Zellmer's problem had been taken care of. Mr. O'Donnell stated he assumed Mr. Zellmer's lots have been recorded, he's not sure if they have or not. The lot size is not the issue; they are under the current or any proposed ordinance. The issue is the setback which would affect the desirability of his lots. His property was the first that came to mind

June 16, 1998

when Manning Lake was first discussed as being changed, because he knew it would have an impact on his property. If it is changed to an environmental lake he thinks he would be subject to meeting the required setbacks but the lot would certainly be grandfathered in.

Commissioner Hegberg asked if the County has any studies that indicate that by going to a larger lot density or larger lots that the lake would be protected, is there any evidence that smaller lots such as on Sand Lake are destroying the lake? Mr. O'Donnell stated he does not have any study and he doubts if the DNR had any study to come up with their 80,000 square feet.

Commissioner Hegberg placed the following items on the record: 1) Mr. Zellmer's plat on Manning Lake; 2) Breezy Shores Development; 3) Hay Lake; 4) Sand Lake; 5) Little Carnelian Lake; 6) Water Quality Data - Little Carnelian, Hay and Sand Lakes prepared by Mark Doneux, Soil and Water Conservation District.

Commissioner Hegberg asked that the Public Hearing remain open for written comment so the Board can request from the DNR the size of Manning Lake. He agrees if it's a lake it's a lake and if it's not a lake it's not a lake.

Commissioner Peterson moved to close the oral portion of the Public Hearing on the Washington County Shoreland Management Ordinance, but that written testimony may be submitted until June 23, 1998 at 4:30 p.m. Commissioner Abrahamson seconded the motion and it was adopted unanimously. The public hearing was closed at 8:55 p.m.

A five minute recess was taken.

Commissioner Hegberg stated the Board can continue the discussion or it can be carried on to next week. He would prefer if the Board discussed Goggins Lake as the people are here and can give them some information as to what's going to happen.

Commissioner Peterson stated it would be her feeling to remove Goggins Lake and work with the DNR to remove the lake from the natural environmental lake list. She believes it's premature to make a determination because that body of water only a short time ago was lower.

Commissioner Hegberg agreed. The body of water is actually three lakes today, and in those days it was one. It only makes sense to get more information as to the outcome.

Commissioner Hauser stated that if the watersheds are successful in addressing some of the highwater problems it could be less than what is needed to make a natural environmental lake.

June 16, 1998

Commissioner Abrahamson stated he would support that.

Commissioner Hegberg stated there is a consensus that the designation of Goggins Lake is mute until the watershed has an outcome.

Commissioner Abrahamson stated that based on the information Mr. Zellmer got from the DNR and turned over to the clerk and the letter states that in March, 1998 it was 23 acres, he is asking that the classification of Manning Lake as a natural environmental lake be removed at this time.

Commissioner Peterson agreed with that.

Commissioner Hegberg stated he talked to someone at the DNR, he didn't get the name, and they indicated that Manning Lake was larger than 25 acres. He would like the DNR to provide a letter in writing as to the size of Manning Lake as quickly as possible.

Commissioner Abrahamson stated if the letter comes back stating that Manning Lake is 25 acres, then he would recommend to the Board that they grandfather Mr. Zellmer's property, which has already been approved by the May Town Board.

Commissioner Hauser asked what if it takes the DNR six months to determine what its numbers are and they find a change in their statistics from March of this year. If the Board defers on the listing of Manning Lake it is possible that Mr. Zellmer could then apply for a building permit, or at least arrive at and have approved his building site prior to the listing.

Commissioner Peterson stated that at this point the Board has a recommendation from staff that Manning Lake not be listed as a natural environmental lake and she would concur with that. That would allow Mr. Zellmer to do whatever he has to do at this point.

Commissioner Hegberg stated there is a consensus of three and one half Commissioners. He would prefer to hear from the DNR on their findings.

Commissioner Abrahamson recommended that the Board take written comments for one week and the Board will act in two weeks.

James Schug, County Administrator, noted that the Board is not meeting on June 30, 1998.

June 16, 1998

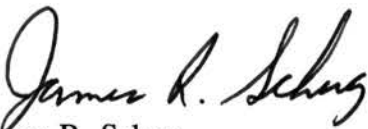
Mary McGlothlin, Director of Public Health and Environment, stated that staff would prefer to bring the changes back in a workshop to the Board, so perhaps the afternoon of Tuesday, July 7, 1998.

Commissioner Hauser asked that the Board only take written comments for one week, and that at the meeting the Board discusses the Shoreland Management Ordinance that there will be no public comment allowed.

### ADJOURNMENT

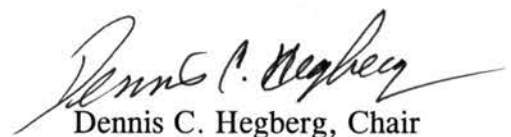
There being no further business to come before the Board, Commissioner Hauser moved to adjourn, seconded by Commissioner Peterson and it was adopted unanimously. The Board meeting adjourned at 9:15 p.m.

Attest:



James R. Schug

County Administrator



Dennis C. Hegberg, Chair

County Board



**OFFICIAL PROCEEDINGS OF THE BOARD OF EQUALIZATION  
OF  
WASHINGTON COUNTY, MINNESOTA  
JUNE 16, 1998**

Commissioner Hegberg called the 1998 Washington County Board of Equalization to order at 1:00 p.m. with the following members present: Dennis Hegberg, Chairperson, Wallace L. Abrahamson, Mary M. Hauser, and R.H. Stafford, Auditor-Treasurer.

Also present were Scott Hovet, Washington County Assessor, Dale Lambrecht, Commercial/Industrial Appraiser, and Sharoan Harp, Assessment Coordinator, acting as recording secretary.

Scott Hovet administered the oath to the Board members and gave some opening remarks regarding the revised agenda, no adjustments at the State Board of Equalization for Washington County, the low attendance at local boards of review, and the new procedure for a two step appeal process where a jurisdiction that is appraised by the County transfers its powers and duties to the county board and no longer performs the function of the local board.

**CASE #1 – Ivan Weiss – City of Stillwater -- #21.030.20.14.0039**

Mr. Weiss came before the Board to appeal the value of his property. Mr. Weiss has had problems with the drain field since buying this property in 1966 and has spent a considerable amount of money trying to rectify the problem. The current drain field is located across the road on the neighbor's yard and is in working order. Mr. Weiss believes the drainage problem would be very detrimental to prospective buyers.

Mr. Weiss asked three different appraisal companies to make an appraisal of this property, but only one company accepted the work. Commissioner Abrahamson asked the amount of the appraisal. The appraisal was for \$115,000 but did not include the value for the neighborhood riverfront boat launch area.

Mr. Stafford asked if this property was the only one in the neighborhood suffering from drainage problems. Mr. Weiss stated that no other property had this type of problem. Mr. Stafford also asked if the City of Stillwater had plans to run sewer to that area. Commissioner Abrahamson stated that the City was aware of the problem, but that the cost to run sewer in that area is enormous.

Commissioner Abrahamson recommended the value be lowered to \$115,500, but no action was taken on this recommendation. Mr. Stafford made a motion to accept the assessor's recommended value of \$122,100. Commissioner Hauser seconded the motion. The motion carried by a three to one vote with Commissioner Abrahamson opposed.



June 16, 1998

**CASE #2 – Joe Nicoletti – City of Mahtomedi -- #29.030.21.12.0063**

Mr. Nicoletti presented the Board with recent pictures (March, 1998) to show the standing water on his property. Mr. Nicoletti has had continuing water problems due to road construction by the City and building construction by the neighbor. Mr. Nicoletti has approached the City council many times regarding these issues but has had no response in getting the problems corrected. Frank Langer, Mahtomedi City Assessor, stated that some of the council members did walk the property.

Commissioner Hauser acknowledged the fact that Mr. Nicoletti was before the Board two years ago, and the Board lowered the value of the back lot to \$5,000 because it was no longer a buildable lot. Commissioner Hauser also stated that the Board has no power in influencing the decisions of the City, but she suggested that as public officials we have a responsibility to contact the City officials with regard to the impact their decisions have made on this property and to the property owners. Mr. Hovet said that he would call the city administrator.

Mr. Stafford asked Mr. Nicoletti for a probable selling price of the property. Mr. Nicoletti stated that he had an appraisal from one or two years ago but did not remember the amount. The appraisal was not shared with Mr. Langer for his consideration. Mrs. Nicoletti indicated that she would send a copy of the appraisal to the assessor.

Commissioner Hauser stated that this taxpayer had now been harmed since nothing was done to correct the problem from previous years. She suggested that we may need a government meeting to address the respective roles of public officials and how they affect individuals. Commissioner Hauser directed Mr. Hovet to talk with the City of Mahtomedi regarding Mr. Nicoletti's situation.

Commissioner Hauser made a motion for no change in value on this property, Mr. Stafford seconded the motion. Motion carried.

**CASE #4 – Donald Rice – City of Hugo -- #25.031.21.22.0002**

Mr. Rice came before the Board to question the value of his property because the majority of the property is under water. Mr. Rice presented pictures to the Board.

Mr. Rice felt that his property has no value and that there should not be any taxes attributed to a flooded property. His drain field is under water, and he uses the bath facilities in his motor home.

Commissioner Hegberg asked if all the land was under water. Mr. Rice replied that the area directly surrounding the house was the only area not under water.

June 16, 1998

**Case #4 – Rice (continued)**

Commissioner Hauser questioned why the City of Hugo would allow occupancy of this property.

The local board of review lowered the value of the property to \$30,000. Mr. Hovet informed the Board that the property could not carry a "zero" value. The \$30,000 reflected only value in use. The Board discussed the value of the land and the house stating that there is value since Mr. Rice is still using the property.

Mr. Stafford made a motion to reduce the building value from \$10,000 to \$7,500 and leave the land value at \$20,000. Commissioner Abrahamson seconded the motion. Motion carried.

**Case #7 – Ogundepo (Joshua) Kalapo—City of Oakdale -- #08.029.21.42.0040**

Mr. Kalapo came before the Board to question the value of his property. Through the open book process for Oakdale the value was adjusted to \$124,000.

Commissioner Abrahamson asked the purchase price of the property. Mr. Kalapo purchased the property in 1994 for \$104,000.

Commissioner Hegberg asked if the property had ever been appraised by a fee appraiser and if any similar homes in the area had sold. Mr. Kalapo did not have a fee appraisal but had contacted some realtors regarding the value. Mr. Hovet informed the Board that comparable sales in the area ranged from \$130,000 to \$135,000.

Commissioner Hauser made a motion for no change in value, Mr. Stafford seconded the motion. Motion carried.

**CASE #9 – Forest Lake Town Board – Forest Lake Township - #16.032.21.14.0005**

Mr. Kevin Shoeberg came before the Board representing the Forest Lake Town Board as owners of Castlewood Golf Course. The classification of this property had been changed from exempt to taxable for taxes payable in 1998. Mr. Shoeberg presented the Board and Mr. Hovet with a copy of the new management agreement between the Township and Vannelli, Inc. and asked that the classification be changed back to exempt. Mr. Shoeberg also stated that a copy of the management agreement had been forwarded to the Department of Revenue for their consideration.

Commissioner Hauser stated that the agreement must be reviewed to determine if the statutory requirements for exemption were met.

June 16, 1998

**Case #9—Forest Lake Town Board (continued)**

Mr. Stafford asked whether or not the property would be subject to the thirty percent (30%) rental payment in lieu of tax. Mr. Hovet stated that this question is a separate issue to be addressed after the taxable/exempt issue is decided.

Upon motion by Commissioner Hauser, seconded by Mr. Stafford and unanimously carried, the management agreement will be forwarded to the Department of Revenue for recommendation on the taxable/exempt status of Castlewood Golf Course.

**Letter #1 – Dale Swanson – Forest Lake Township -- #14.032.21.31.0045**

Mr. Swanson sent a letter to the Board appealing the decision of the Forest Lake Township Board of Review.

Upon motion by Commissioner Abrahamson, seconded by Mr. Stafford and unanimously carried, there was no change in the value of this property.

**Letter #2 – Dale Swanson – City of Forest Lake -- #08.032.21.21.0104**

Mr. Swanson sent a letter to the Board appealing the decision of the Forest Lake City Board of Review.

Upon motion by Commissioner Abrahamson, seconded by Mr. Stafford and unanimously carried, there was no change in the value of this property

Commissioner Hauser moved to accept the Valuation Change Report of Settled Cases submitted by the county assessor. Mr. Stafford seconded the motion. Motion unanimously carried. Approved changes are as follows:

**Harold Davis – Lake Elmo -- #02.029.21.41.0012**

Reduce from \$140,700 to \$138,900

Building reduced by \$1,800

**Ronald Moris – Forest Lake Township -- #12.032.21.42.0004**

Reduce from \$259,900 to \$247,000

Building reduced by \$12,900

**John Mann – Mahtomedi -- #20.030.21.44.0064**

Reduce from \$299,700 to \$274,900

Building reduced by \$24,800

June 16, 1998

**Robert & Jan Anderson – Newport -- #25.028.22.43.0019**

Reduce from \$211,500 to \$205,400

Building reduced by \$6,100

**Johnny's TV – City of Stillwater -- #28.030.20.14.0040**

Increase from \$76,500 to \$186,700

Building increased by \$110,200

**Kerrick Hinson – City of Stillwater -- #28.030.20.34.0092**

Reduce from \$88,500 to \$69,200

Building reduced by \$19,300

**Robert Smith Family Trust – City of Stillwater -- #29.030.20.42.0001**

Reduce from \$84,300 to \$62,700

Land reduced by \$20,500

Building reduced by \$1,100

**Hohenwald Properties – Oakdale -- #32.029.21.23.0009**

Reduce from \$1,247,500 to \$1,067,200

Building reduced by \$180,300

**Arcon Development Inc. et al – Oakdale -- #33.029.21.22.0004**

Reduce EMV from \$286,200 to \$143,100

Reduce LMV from \$82,800 to \$47,000

(Land only parcel)

**Ericksons Diversified Corp – West Lakeland -- #34.029.20.14.0002**

Reduce from \$59,400 to \$28,100

Land reduced by \$30,300

Building reduced by \$1,000

**Joseph Collins – Hugo -- #34.031.21.33.0002**

Reduce from \$417,900 to \$397,900

Land reduced by \$20,000

Mr. Stafford moved to adjourn the 1998 Washington County Board of Equalization. Motion was seconded by Commissioner Hauser and unanimously carried. Meeting adjourned.

June 16, 1998

**Resolution**

WHEREAS, the Board of Equalization has examined the returns of the Assessors of the Towns and Cities of Washington County for the year payable 1999, and equalized the same.

THEREFORE, BE IT RESOLVED, that the foregoing records as submitted by the County Assessor be and the same are hereby approved.

Dated at Stillwater, Minnesota 55082

June 16, 1998.

/s/ Wally Abrahamson

/s/ Mary M. Hauser

/s/ Dennis C. Hegberg

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**JUNE 23, 1998**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson and Hauser. Absent none. Commissioner District 5 vacant. Board Chair Hegberg presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; George Kuprian, Assistant County Attorney; Judy Flader, Law Librarian; Judge Thomas Armstrong, Tenth Judicial District; Mary McGlothlin, Director of Public Health and Environment; Lowell Johnson, Public Health and Environment Division Manager; Fred Anderson, Epidemiologist; Justina Jacques, Public Health and Environment; Dan Papin, Community Services Director; Don Wisniewski, Public Works Director; Jane Harper, Principal Planner; and David Brierley, Public Information Specialist.

**CONSENT CALENDAR**

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

1. Approval of the June 9, 1998 Board meeting minutes.
2. Adoption of **Resolution No. 98-109** as follows:

Authorization to Classify as Non-Conservation  
and Authorization to Offer Tax-Forfeited Parcel at a Private Sale

BE IT HEREBY RESOLVED that geocode #15.027.21.23.0086 is a tax-forfeited property, be classified as non-conservation; that the basic sale price of \$800.00 set by the Washington County Assessor's Office be approved and authorization to conduct private sale be granted per M.S. 282.01 Subd 7a; that the method of sale other than sealed bids may be chosen by the County Auditor.

BE IT FURTHER RESOLVED, that the terms of sale shall be for cash only.

3. Approval of temporary on sale liquor license for North Star Gay Rodeo Association on July 10, 11 and 12, 1998.
4. Approval of agreement covering the PY 98-016 Local Plan for Employment & Training JTPA Programs & EDWAA Substate Plan with the Minnesota Department of Economic Security Workforce Preparation Branch.
5. Approval of supplement to Juvenile Restitution grant program for FY98.



June 23, 1998

- 6. Approval to submit a \$6,670 grant application to the Minnesota Department of Health Breast and Cervical Cancer Program for the period of September 1, 1998 through August 31, 1999.
- 7. Bids were received for highway sign purchase as follows:

Newman Signs	\$ 94,593.94
Earl F. Anderson	\$101,344.98
M & R Signs	\$110,670.35

Adoption of **Resolution No. 98-110** as follows:

Award of Bid for Highway Sign Purchase to  
Newman Signs, Inc.

WHEREAS, in order to facilitate the best price possible for the purchase of highway signs, the County solicited bids for the purchase; and

WHEREAS, bids were opened on June 11, 1998, with Newman Signs, Inc. being the lowest responsible bidder; and

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

- 8. Approval of amendments to renew road maintenance agreements with the following nine county cities and towns: Afton, Hugo, Lakeland, Lakeland Shores, St. Mary’s Point, Lake St. Croix Beach, Grant, West Lakeland and Grey Cloud Island.

The foregoing Consent Calendar was adopted unanimously.

**LAW LIBRARY**

The Honorable Thomas Armstrong, Judge, Tenth Judicial District, presented the Law Library’s 1997 Annual Report.

**COMMUNITY SERVICES DEPARTMENT**

Commissioner Hauser moved to approve contracts to build community capacity for the Welfare-to-Work initiative with the following organizations: Forest Lake Youth Service Bureau (fiscal agent); Community Volunteer Service (volunteer recruitment); Lakeview Home Care (sick child care); Salvation Army (family

June 23, 1998

mentoring); and Human Services, Inc. (housing access/job retention). Commissioner Peterson seconded the motion and it was adopted unanimously.

## **PUBLIC HEALTH AND ENVIRONMENT DEPARTMENT**

Fred Anderson, Epidemiologist, presented an update on the foodborne illness outbreak which occurred during the week of June 8, 1998, at the TGI Friday's in Woodbury. He indicated that staff had interviewed over 150 patrons and restaurant employees, identifying over 70 ill individuals and confirming the bacterial agent causing the outbreak as *Campylobacter Jejuni*. They believe the outbreak occurred when a person who was working with raw chicken was asked to prepare salad.

Commissioner Peterson suggested that an article on food preparation and the dangers of improper handling of food be published in a future Staying in Touch Newsletter.

## **GENERAL ADMINISTRATION**

### **Professional Planning Services to Complete Water Governance Study**

Commissioner Abrahamson moved to approve a contract with Bonestroo, Rosene, Anderlik and Associates, Inc. to furnish professional planning services to complete the Water Governance Study and authorize the County Administrator and County Board Chair to sign the related documents. Commissioner Hauser seconded the motion and it was adopted unanimously.

### **Local Water Resources Protection and Management Program Challenge Grant**

Commissioner Abrahamson moved to adopt **Resolution No. 98-111** as follows:

#### Resolution Authorizing Matching Funds and Signature of Board of Water and Soil Resources Challenge Grant Documents Water Governance Study

WHEREAS, Washington County has a state approved comprehensive local water plan, which has been locally adopted pursuant to Minnesota Statutes Chapter 103B.311 or 103B.255, or has State approved comprehensive local water plans, covering 50% of land area in the county, which have been locally adopted pursuant to Minnesota Statutes Chapter 103B.231, 103D.401, or 103D.405; and

WHEREAS, the State of Minnesota, through its Board of Water and Soil Resources and Pollution Control Agency, has made state grant funds available to counties for the accelerated implementation of comprehensive local water plans, if a county agrees to provide the required match; and

June 23, 1998

WHEREAS, Washington County wishes to apply for up to \$20,000 in state grant funds and agrees to provide matching funds up to the amount of the Grant.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners approves of Washington County entering into a Grant Agreement with the State of Minnesota to receive state funds for implementation of its Water Governance Study; and

THAT THE Washington County Board of Commissioners has authorized the appropriation of \$58,000 in cash as a match to State funds.

BE IT FURTHER RESOLVED, that the Chairperson of the County Board and the County Administrator are authorized to execute and sign the Grant Agreement and all other related documents on behalf of the County.

Commissioner Hauser seconded the motion and it was adopted unanimously.

#### **Future County Board Meeting Dates**

James Schug, County Administrator, updated the Board on future Board meeting dates. He reminded the Board that there will be no Board next week, June 30, because it is the fifth Tuesday of the month. The County Board has been invited to an open house in Dakota County for the new Juvenile Service Center on June 30, 1998 beginning at 2:30 p.m. He stated that Washington County was a partner in the development of that facility and has a contract with them for the purchase of services. If any Commissioners are interested in attending they should let him know and he will relay that information to Dakota County. Commissioner Hauser indicated she would be attending that open house.

Mr. Schug also noted that the regular Board meeting scheduled for July 21 will need to be canceled because there will not be a quorum. Two Commissioners will be at the NACo Conference in Portland, Oregon and the new Commissioner will not have taken office.

Commissioner Hauser moved to cancel the County Board meeting of July 21, 1998. Commissioner Hegberg seconded the motion and it was adopted unanimously.

Commissioner Abrahamson asked if the first County Board meeting in August, which is usually an evening meeting starting at 4:30 p.m., could begin at 9:00 a.m. He needs to be in Duluth at 6:30 p.m. that evening.

Commissioner Hauser moved that the County Board meeting of August 4, 1998 begin at 9:00 a.m. rather than its normal time of 4:30 p.m. Commissioner Peterson seconded the motion and it was adopted unanimously.

June 23, 1998

**DISCUSSION FROM THE AUDIENCE**

Leah Peterson, resides on Long Lake, in the City of Stillwater - Ms. Peterson stated the water quality on Long Lake is drastically changing adversely. She indicated that trees have been cut down along the lake shore and regulations have not been followed in the past. The sewer on Long Lake will be cutting more trees within 50 feet of the lake and that will have an adverse reaction to the lake. Nobody is officially studying, other than herself, the water quality of Long Lake. She feels that a study should be done on the lake to determine whether it's safe to swim or not.

The Commissioners stated that the Soil and Water Conservation District, as well as the Brown's Creek Watershed District, is monitoring that lake.

**COMMISSIONERS REPORTS - COMMENTS - QUESTIONS**

Commissioner Abrahamson informed the Board that Verdon Gedatus, former Assistant Police Chief in the City of Stillwater, passed away this past weekend.

Commissioner Peterson announced that she will be attending the Area Transportation Partnership on Thursday, June 25.

Commissioner Peterson informed the County Board and public that Ramsey Action Programs in association with Lenscrafters of the Minneapolis and St. Paul Area will provide free eye examines and free eye glasses for youth ages 5 - 19 on Wednesday, July 15 from 8:00 a.m. to 4:00 p.m. by appointment only. The Lenscrafters mobile van will be in the north parking lot of the Bigelow Building Resource Center at 450 North Syndicate Street in St. Paul.

Commissioner Hauser reported on the first gathering of interested parties looking at a rail corridor running from Rush City to St. Paul. She stated it included the Counties of Ramsey, Washington and Chisago and all the cities located along the abandoned railroad along Highway 61. She will keep the Board posted on further meetings.

Commissioner Hauser reminded the Board that Don Theisen, Deputy Public Works Director, will be leaving the County to become the County Engineer in Dakota County. There will be a reception for Don on Thursday, June 25, 2:00 to 4:00 p.m. at the Public Works North Shop.

Commissioner Hegberg reported on the Needs Assessment Committee of the Solid Waste Coordinating Board. He stated that Scott County has requested to drop out of that organization and that issue will be

June 23, 1998

discussed with the full Solid Waste Coordinating Board on Wednesday, June 24. Scott County has not participated in some of the programs and their concern is that they may be forced to do that. Commissioner Hauser stated that although Scott County may not want to participate in the Solid Waste Management Coordinating Board, they are under the same rules and regulations that govern all seven counties in the Metropolitan area regarding waste management. She asked that Commissioner Hegberg report what happens at the meeting.

#### **BOARD CORRESPONDENCE**


Board correspondence was received and placed on file.

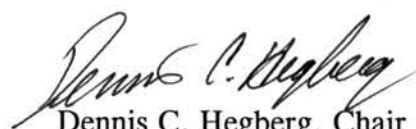
#### **ADJOURNMENT**

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

#### **BOARD WORKSHOP WITH THE SOIL AND WATER CONSERVATION DISTRICT**

The Board met in workshop session with the Washington County Soil and Water Conservation to review district programs. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson and Hauser. Also present were James Schug, Virginia Erdahl, Konrad Koosmann, District Manager, Mark Doneux, Water Resource Specialist, Wendy Griffin, Conservation Technician, Jeff Berg, Land Use Conservationist, Jyneen Thatcher, Wetland Technician, Paul Bischoff, Vice-Chair, Soil and Water Conservation District Supervisor, Louise Smallidge, Chair, Soil and Water Conservation District Supervisor, Eileen Weber, citizen of Cottage Grove, and Rick Vanzwol, citizen of Grant.

Attest:   
James R. Schug  
County Administrator

  
Dennis C. Hegberg, Chair  
County Board



**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
JULY 7, 1998**

**WASHINGTON COUNTY REGIONAL RAIL AUTHORITY CONVENE**

The Washington County Regional Rail Authority met in regular session at 4:30 p.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson and Hauser. Commissioner Peterson absent. Commissioner District 5 vacant. Regional Rail Authority Chair Hauser presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Don Wisniewski, Public Works Director; Sandy Cullen, Traffic Engineer; John Devine, Controller; Russ Reetz, Court Services Director; Mary McGlothlin, Director of Public Health and Environment; and David Brierley, Public Information Specialist. Official Proceedings of the Regional Rail Authority are available in the Office of Administration.

**WASHINGTON COUNTY BOARD OF COMMISSIONERS CONVENE**

The Washington County Board of Commissioners met in regular session at 5:00 p.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson and Hauser. Commissioner Peterson absent. Commissioner District 5 vacant. Board Chair Hegberg presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Don Wisniewski, Public Works Director; Sandy Cullen, Traffic Engineer; John Devine, Controller; Russ Reetz, Court Services Director; Mary McGlothlin, Director of Public Health and Environment; and David Brierley, Public Information Specialist.

**CONSENT CALENDAR**

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

1. Approval of the June 16 and 23, 1998 Board meeting minutes.
2. Approval of projects recommended by the Department Head group from the 1997 budget savings pool in the amount of \$201,800: Ethernet conversion, \$92,000; Re-wiring and connectivity, \$97,000; and Replacement of the Community Server, \$12,800.
3. Approval of the following abatement applications for homestead classification:

July 7, 1998

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
M 88.088.88.00.1041	Enger, Sara	\$ 198.00
R 04.029.20.32.0032	Stark, Joseph	1,186.00
R 07.029.20.21.0001	Lovett, Thomas	1,486.00

4. Approval to accept revised CY 1998 Children's Mental Health awards which total \$380,048.
5. Approval to amend the 1998 contract with Human Services for the Children's Mental Health Collaborative to reflect new allocations, update interagency agreement signature page, and add work plan and program budgets.
6. Approval of the 1998 contract to establish Family Service St. Croix as an in-home therapy provider.
7. Approval of County certification of Community Services Case #2402 to provide adult foster care services to a related person.
8. Approval of agreement with the Minnesota Department of Economic Security to modify the MN Youth Program Grant #7166421 to receive an increase of \$79,031 for PY 1998.
9. Approval of agreement with the Minnesota Department of Economic Security/Workforce Preparation Branch to operate the Senior Community Service Employment Program for PY 1998 (July 1, 1998 - June 30, 1999).
10. Approval for continuation of ICS/ISR with the Minnesota Department of Corrections from July 1, 1998 to June 30, 1999.
11. Approval of grant with the Minnesota Department of Corrections for Continuum of Care Grant Program FY 1999.
12. Approval to continue grant with the Minnesota Department of Corrections for Juvenile Restitution Program from July 1, 1998 to June 30, 1999.
13. Approval of victim/offender mediation grant for FY 99.
14. Approval to create a new band and grade of C4-5 in the Decision Band Job Evaluation System.
15. Approval of revised Section 5 (Compensation) of the County Personnel Rules and Regulations.

July 7, 1998

16. Adoption of **Resolution No. 98-112** as follows:

Resolution Authorizing Matching Funds and Signature of  
Board of Water and Soil Resources Challenge Grant Documents  
Children's Water Festival

WHEREAS, Washington County has a state approved comprehensive local water plan, which has been locally adopted pursuant to Minnesota Statutes Chapter 103B.311 or 103B.255, or has State approved comprehensive local water plans, covering 50% of land area in the county, which have been locally adopted pursuant to Minnesota Statutes Chapter 103B.231, 103D.401, or 103D.405; and

WHEREAS, the State of Minnesota, through its Board of Water and Soil Resources and Pollution Control Agency, has made state grant funds available to counties for the accelerated implementation of comprehensive local water plans, if a county agrees to provide the required match; and

WHEREAS, water is a complex subject about which few people have a good understanding; and

WHEREAS, a basic understanding of surface and ground water, the water cycle, and the causes and sources of contamination is integral to making a positive impact on the quality of water resources; and

WHEREAS, every citizen needs to take actions and precautions to protect water resources; and

WHEREAS, a formative time to shape citizen's behaviors is in their childhood years; and

WHEREAS, Washington County has identified as a major strategy in its Draft Comprehensive Ground Water Management Plan, the need for a strong educational effort as the centerpiece of a ground water protection program; and

WHEREAS, Washington County, in coordination with the Metro Area Groundwater Alliance (MAGWA), is planning a Children's Water Festival to teach students about the water cycle, ground water, surface water, and other related natural resources in an attempt to inspire and motivate children to conserve and protect our water resources; and

WHEREAS, Washington and Carver Counties wish to apply for up to \$5,000 in state grant funds for the Children's Water Festival and agree to provide in-kind goods and services, up to the amount of the grant, with the Washington County portion equal to \$2,976, and the Carver County portion equal to \$2,125.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners approves of Washington County entering into a Grant Agreement with the State of Minnesota to receive state funds for the Children's Water Festival; and

THAT THE Washington County Board of Commissioners has authorized the appropriation of \$2,976 in in-kind services as a match to state funds; and

July 7, 1998

THAT THE Washington County Board of Commissioners has authorized Washington County to serve as the fiscal agent for state grant funds of up to \$5,000 for the Children's Water Festival.

BE IT FURTHER RESOLVED, that the Chairperson of the County Board and the County Administrator are authorized to execute and sign the Grant Agreement and all other related documents on behalf of the County.

17. Adoption of **Resolution No. 98-113** as follows:

Resolution Authorizing Matching Funds and Signature of  
Board of Water and Soil Resources Challenge Grant Documents  
Sinkhole Study

WHEREAS, Washington County has a state approved comprehensive local water plan, which has been locally adopted pursuant to Minnesota Statutes Chapter 103B.311 or 103B.255, or has State approved comprehensive local water plans, covering 50% of land area in the county, which have been locally adopted pursuant to Minnesota Statutes Chapter 103B.231, 103D.401, or 103D.405; and

WHEREAS, the State of Minnesota, through its Board of Water and Soil Resources and Pollution Control Agency, has made state grant funds available to counties for the accelerated implementation of comprehensive local water plans, if a county agrees to provide the required match; and

WHEREAS, Washington County has identified as items of high importance in its Draft Comprehensive Ground Water Management Plan, the identification, mapping, and protection of areas of high sensitivity to ground water pollution; and

WHEREAS, Washington County has recognized in its Draft Comprehensive Ground Water Management Plan the need to protect ground water from the harmful effects of feedlot runoff; and

WHEREAS, areas that contain karst bedrock and sinkholes are highly sensitive to ground water pollution; and

WHEREAS, approximately thirty percent (30%) of Washington County contains karst bedrock, and some karst areas are highly susceptible to sinkhole development; and

WHEREAS, the Washington County Sinkhole Study will provide the County with an increased understanding of the areas most likely to develop sinkholes; and

WHEREAS, identification and mapping of areas most likely to develop sinkholes will improve the County's ability to prevent feedlot runoff from entering the ground water through these channels; and

WHEREAS, Washington County wishes to apply for up to \$30,000 in state grant funds for the Sinkhole Study and agrees to provide matching funds and in-kind goods and services, up to the amount of the Grant.

July 7, 1998

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners approves of Washington County entering into a Grant Agreement with the State of Minnesota to receive state funds for implementation of its Sinkhole Study; and

THAT THE Washington County Board of Commissioners has authorized the appropriation of \$17,990 in cash, \$8,660 in in-kind goods, and \$3,570 in in-kind services as a match to State funds.

BE IT FURTHER RESOLVED, that the Chairperson of the County Board and the County Administrator are authorized to execute and sign the Grant Agreement and all other related documents on behalf of the County.

18. Approval to execute an agreement with the City of Lake Elmo and authorize payment for distribution of curbside recycling funds in the amount of \$42,324.
19. Approval to execute an agreement with the City of Birchwood and authorize payment for distribution of curbside recycling funds in the amount of \$35,843.
20. Adoption of **Resolution No. 98-114** as follows:

Change the Traffic Control at the Intersection of Stillwater  
Boulevard and Granada Avenue in the City of Oakdale

WHEREAS, the existing traffic control at the intersection of Stillwater Boulevard (County State Aid Highway 6) and Granada Avenue in Oakdale stops only the traffic on Granada Avenue; and

WHEREAS, according to the Minnesota Manual on Uniform Traffic Control Devices, the traffic volumes at the CSAH 6 and Granada Avenue intersection warrant the installation of an all-way stop; and

WHEREAS, the City of Oakdale supports the installation of an all-way stop at this location;

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby directs the County Engineer to change the traffic control at the intersection of Stillwater Boulevard (County State Aid Highway 6) and Granada Avenue in Oakdale to an all-way stop condition.

21. Adoption of **Resolution No. 98-115** as follows:

Award of Deed for Sale of Property at  
368 Lake Street, Forest Lake, MN

WHEREAS, Washington County has excess property and building located at 368 Lake Street in Forest Lake, MN; and



July 7, 1998

WHEREAS, the County having no future use for the building or property offered the property for sale through the bid process; and

WHEREAS, no bids were received through the bid process and State Statute 373.01, Sub. 4, authorizes the County to use the services of a Realtor to sell the property for not less than 90% of the appraisal value; and

WHEREAS, a formal purchase agreement was received from Dr. Mark Kari in the amount of the appraised value. The Realtor, Coldwell Banker Agency, is to receive a 5% commission from the County per terms of the agreement.

NOW, THEREFORE BE IT RESOLVED, that the purchase agreement offer of Dr. Mark Kari, through the Coldwell Banker Real Estate Agency, be accepted and the County convey by Quit Claim Deed the property to Dr. Mark Kari and the Coldwell Banker Real Estate Agency be paid for the 5% commission by the County under the terms and conditions set forth in the Purchase Agreement and on legal description as shown on attached Exhibit A; and

BE IT FURTHER RESOLVED, that the deed between the County and Dr. Mark Kari 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 requirements of the purchase agreement and approval of deed as to form by the Washington County Attorney's Office.

#### Exhibit "A"

368 Lake Street, Forest Lake, MN Description

<u>GEO Codes:</u>	08.032.21.42.0011 and 08.032.21.42.0012
<u>Acreage of Parcel:</u>	21,650 square feet or approximately 0.50 acres
<u>Building Size:</u>	Approximately 1,334 square feet

#### Description of Subject Property:

The land area is rectangular in nature with the frontage of 155.8 feet along Lake Street, 175 feet along 4<sup>th</sup> Avenue Southwest on the south side, 150 feet along the west side and 124.6 feet along the north side. The License Center building is located towards the rear of the land with the front area along Lake Street used for parking. There is curb and gutter along Lake Street and 4<sup>th</sup> Avenue Southwest. The roadway area is bituminous two-lane and four-lane. The building is approximately 30' x 50'. This is a single story concrete block building. The last renovation was accomplished in the mid 1980's. The building is handicap accessible.

#### Legal Description of Subject Parcel:

Lots 14, 15 and 16, Block 1, Walker and Goodines Addition to the Village of Forest Lake. Subject to the right of way for Lake Street (TH 61).

22. Adoption of **Resolution No. 98-116** as follows:

July 7, 1998

Final Payment to Allied Blacktop Company for  
Sealcoating Service on County Roads

WHEREAS, the Washington County Board of Commissioners, on June 23, 1998, signed a contract with Allied Blacktop Company for the sealcoating of various County roads; and

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

NOW, THEREFORE BE IT RESOLVED, that Allied Blacktop Company 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.

23. Approval of supplemental agreement No. 6 with TKDA in the amount of \$24,500 for engineering design services on the CSAH 2 improvement west of I-35.
24. Approval for County Administrator and County Board Chairman to execute the trail grooming agreement with the City of Oakdale.
25. Approval to execute an amendment to an agreement with Ramsey County for jail bed rental space.

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

**ACCOUNTING DEPARTMENT**

John Devine, Controller, presented the 1997 Comprehensive Accounting Financial Report to the Board.

**COURT SERVICES DEPARTMENT**

Commissioner Hauser moved to approve a contract with Dakota County for Secure Juvenile Detention Beds Service. Commissioner Abrahamson seconded the motion and it was adopted unanimously.

**PUBLIC HEARING - PUBLIC WORKS DEPARTMENT**

**Request to the Commissioner of Transportation to Transfer Funds from the County State Aid Municipal Account to the County State Aid Regular Account**

Don Wisniewski, Public Works Director, presented an overview of the request to the Commissioner of Transportation to transfer funds from the County State Aid Municipal Account to the County State Aid Regular Account in the amount of \$1,633,000. He stated these funds are the County's share of gas taxes

July 7, 1998

and license fees from the State of Minnesota. He indicated that the County Board passed a resolution on June 16 approving this request and setting today's public hearing.

The Board Chair opened the public hearing for comments at 5:16 p.m.

Thomas Melena, Administrator, City of Oak Park Heights - Mr. Melena stated that the City of Oak Park Heights was initially concerned about the transfer. He indicated that they have met with the Public Works Department and with the Minnesota Department of Transportation. As a result of those meetings, the City of Oak Park Heights is now comfortable with the proposed process and the timing for future projects the City is looking at.

The Board Chair asked for further comments. None were heard.

Mr. Wisniewski introduced a letter from Mark J. Vierling, attorney for the City of Lakeland, which expressed a view that they would prefer, as a matter of policy, that a transfer from the County State Aid Municipal Account not be made to the County State Aid regular account. Mr. Vierling indicated in his letter that they were unable to determine whether or not there were projects in cities less than 5,000 in 1997 and 1998. Mr. Wisniewski stated there were no projects in 1997. In 1998 there was a project programmed for the City of St. Paul Park on County Road 39 which would have used this money. In 1997, the City of St. Paul Park asked for special legislation which would allow them to use the Metropolitan Council's population estimates which showed them to be over 5,000. As a result of that the County was not technically able to use Municipal State Aid construction funds for this project because they were now over the population figure of 5,000. He went on to list projects that are scheduled for 1999, 2000 and 2001. He believes the letter from the City of Lakeland represents a position not preferring the transfer. The County does have the option to send a letter to the Commissioner of Transportation explaining the County's position and in this case he is asking that a letter be included explaining what happened in St. Paul Park.

Mr. Wisniewski also stated that the County is working with the City of Lakeland on the turnbacks of CSAH 30 and 30A going back to MN/DOT. Under the agreements, the County would be making a cash payment for future maintenance, but there would not be a necessity of rebuilding those County State Aid roads prior to the turnback. The character of those roads fit the character of all the other streets in the City, and the County will be doing some minor drainage work and some removal of bituminous shoulders as part of the agreement, but not any major reconstruction. From that standpoint, he believes that is an extenuating circumstance and would like to mention this in their letter to MN/DOT.

Mr. Wisniewski stated other than what he has just mentioned they have not received any negative comments regarding this transfer.

July 7, 1998

Commissioner Abrahamson moved to close the public hearing. Commissioner Hauser seconded the motion and it was adopted unanimously; Commissioner Peterson absent.

Mr. Wisniewski indicated he will forward the comments received and the County's comments to the Commissioner of Transportation.

#### **PUBLIC HEALTH AND ENVIRONMENT DEPARTMENT**

Mary McGlothlin provided a brief overview of options for the Board to consider in amending the Youth Access to Tobacco Ordinance. The two issues that the Board requested staff to review further and provide alternate language were vending machines and the age of seller. Under vending machines, the Board asked that there be a clarification of vending machines with locking devices in relationship to the existing ordinance. Option 1 clarified that the machines that have been in question by the Board are in fact vending machines for the purpose of the County ordinance and would be banned. Option 2 uses the same language to clarify that those types of machines are vending machines, but language was added that tobacco products could not be distributed by means of any type of vending machine unless certain conditions were met.

Ms. McGlothlin reviewed three options for the age of seller. Option 1 deleted the section dealing with age of seller entirely which would leave no parameters on the required age of seller. Option 2 establishes a minimum age of 16 for the seller. Option 3 provides that minors can sell if there is an adult on premises in the establishment.

Commissioner Hauser stated that the Board has just passed this ordinance with a 5-0 vote, and it was adopted with information and recommendation from the Public Health Advisory Committee. She finds there are no reasons to change the language, but would give the ordinance six months to a year to be in force and to evaluate the effect it has had at that time. She asked the Board to keep in mind that it is the Board's mission to limit the access of youth to tobacco. She would not be in favor of holding another public hearing at this time.

Commissioner Hegberg stated the issue is not selling cigarettes to youth under 18, he agrees that youth under 18 should not buy cigarettes. He believes the Board is limiting the availability of youth to find and obtain employment and also the employers to use those youth. He would suggest that a public hearing be held, but the vote today would be 2-1 and would not pass. He suggested that this matter be placed on the next County Board meeting. If there are still only three Commissioners available next week, this item may have to wait until sometime in August.

July 7, 1998

**GENERAL ADMINISTRATION**

James Schug, County Administrator, noted that in Board Correspondence the Board received an invitation from Representative Luther's Office and the Minnesota Department of Transportation to be a participant in discussions concerning the St. Croix River Crossing.

**DISCUSSION FROM THE AUDIENCE**

The Board Chair asked for comments from the audience; none were heard.

**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Hauser asked that Margaret Grilley, Mahtomedi, be placed on next week's Consent Calendar as an appointee to the Library Board.

Commissioner Hauser also announced that Elizabeth Ebbott, a close friend and outstanding citizen, passed away. She was instrumental in putting together a publication called "Indians in Minnesota" which has been classified as a definitive document, both by the American Indian population and academic persons interested in Indians in the State of Minnesota. Four days before her death she completed the fifth edition. She'll be sorely missed.

Commissioner Abrahamson informed the viewing audience that Commissioner Peterson is at home and has been ill for a week or so. The Board wished her well and a speedy recovery.

Commissioner Hegberg stated he has a meeting with the Resource Recovery Board for a budget review.

**BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

**ADJOURNMENT**

There being no further business to come before the Board, Commissioner Abrahamson moved to adjourn, seconded by Commissioner Hauser and it was adopted unanimously; Commissioner Peterson absent. The Board meeting adjourned at 5:40 p.m.



July 7, 1998

**BOARD WORKSHOP WITH PUBLIC WORKS DEPARTMENT**

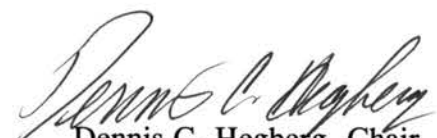
The Board meeting was preceded by a workshop session with the Public Works Department to discuss City of Woodbury's Comprehensive Plan and future alignment of Cottage Grove Drive between I-94 and Bailey Road and Valley Creek Road between Woodbury Drive and Manning Avenue. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson and Hauser. Also present were James Schug, Virginia Erdahl, Sue Tice, Don Wisniewski, Sandy Cullen, Mary McGlothlin, Jane Harper, Floyd Johnson, citizen of May Township, Eileen Weber, citizen of Cottage Grove, Dave Schuman, Tom Foley, Bob Lockyear, Mike Marsnik, Stillwater Gazette and Brent Killackey, Woodbury/South Maplewood Review.

**BOARD WORKSHOP WITH PUBLIC HEALTH AND ENVIRONMENT DEPARTMENT**


The Board meeting was preceded by a workshop session with the Public Health and Environment Department to discuss alternate language for Washington County's Youth Access to Tobacco Ordinance. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson and Hauser. Also present were James Schug, Virginia Erdahl, Sue Tice, Mary McGlothlin, Sue Hedlund, Karen Zelezank, SuzAnn Stenso-Velo, Floyd Johnson, citizen of May Township, Eileen Weber, citizen of Cottage Grove, Dave Schuman, Tom Foley, Bob Lockyear, Mike Marsnik, Stillwater Gazette and Brent Killackey, Woodbury/South Maplewood Review.

**BOARD WORKSHOP WITH PUBLIC HEALTH AND ENVIRONMENT DEPARTMENT**

The Board meeting was preceded by a workshop session with the Public Health and Environment Department to discuss the Shoreland Management Ordinance. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson and Hauser. Also present were James Schug, Virginia Erdahl, Sue Tice, Mary McGlothlin, Sue Hedlund, Karen Zelezank, SuzAnn Stenso-Velo, Floyd Johnson, citizen of May Township, Eileen Weber, citizen of Cottage Grove, Dave Schuman, Tom Foley, Bob Lockyear, Mike Marsnik, Stillwater Gazette and Brent Killackey, Woodbury/South Maplewood Review.

  
 Dennis C. Hegberg, Chair

County Board

Attest:   
 James R. Schug  
 County Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**JULY 14, 1998**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, and Hauser. Commissioner Peterson absent. Commissioner District 5 vacant. Board Chair Hegberg presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Bob Turrentine, Sr. Assistant County Attorney; Mary McGlothlin, Director of Health, Environment and Land Management; Karen Zeleznak, Sr. Program Manager; Dan Papin, Director of Community Services; Michelle Kemper, Accounting Supervisor; Carol Seefeldt, Community Services Supervisor; Mary Farmer-Kubler, Community Services Family Preservation Coordinator; and Dave Brierley, Public Information Specialist.

**CONSENT CALENDAR**

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

1. Approval of staff comments on Oak Park Heights Comprehensive Plan amendment.
2. Approval to appoint Margaret Grilley, Mahtomedi, to the Library Board to fill an unexpired term to December 31, 1999.
3. Approval to submit a \$40,000 grant proposal to the Metropolitan Area Agency on Aging for 1999 health promotion and disease prevention Title III-F funds for a fall prevention project targeting seniors age 60 and older in Washington County.

4. Bids were received for 1998-1999 snow removal as follows:

	Proposal A Gov. Ctr. Lots	Proposal B LEC Ramp	Proposal C LEC Access & Church
Buberl Recycling	\$457.61	\$65.00/HR	\$125.00/HR

Approval of **Resolution No. 98-117** , as follows:

Award of Contract for Snow Removal at the Government Center

WHEREAS, in order to complete snow removal at the Government Center parking lots, LEC Ramp and access area and the parking lots at the Salem Lutheran Church, the County solicited bids for this service; and,

July 14, 1998

WHEREAS, bids were opened on June 22, 1998, with Buberl Recycling and Compost being the only bidder; and,

NOW, THEREFORE BE IT RESOLVED, that the bid of Buberl Recycling and Compost be accepted and the County enter into a contract with Buberl Recycling and Compost 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 Recycling and Compost 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.

5. Approval of **Resolution No. 98-118**, as follows:

Authorization for Sale of Motor Grader

WHEREAS, in order to complete the sale of equipment, the County solicited bids; and,

WHEREAS, bids were opened on May 27, 1998 with no bids being received; and,

WHEREAS, RFP's were requested with one proposal of Carbon Tractor Parts, Inc. as the only proposal received; and;

NOW, THEREFORE, BE IT RESOLVED, that the proposal of Carbon Tractor Parts, Inc. be accepted and the County enter into a bill of sale with Carbon Tractor Parts, Inc. under the terms and conditions set forth in the bid specification documents; and,

BE IT RESOLVED, that the bill of sale be completed 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.

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

**COMMUNITY SERVICES DEPARTMENT**

Community Services Director Dan Papin gave an overview of the Local Collaborative Time Study. The program is a method of claiming federal reimbursement for some activities performed by partners in local collaborative.

July 14, 1998

Community Services Supervisor Carol Seefeldt reported further details on the study and Community Services' role as the fiscal agent of the funds. She discussed how the funds will be disbursed to three collaboratives: St. Croix Family Services Collaborative, Family Links, and Children's Mental Health Collaborative.

#### **HEALTH, ENVIRONMENT AND LAND MANAGEMENT DEPARTMENT**

Senior Program Manager Karen Zeleznak presented the department's 1997 Annual Report. The report is an accountability document divided into three sections: major accomplishments, service delivery data and an evaluation of program objectives.

Commissioner Hauser commended the department on its handling of the many situations that have come up during the past year. Commissioner Hegberg complimented the department on its work with County communities and the public.

#### **GENERAL ADMINISTRATION**

County Administrator Jim Schug provided the following updates:

- 1) Washington County has received notice from the Housing and Redevelopment Authority that two housing projects, that are backed by the County's general obligation, have had reserve funds restored following receipt of a cash settlement of a lawsuit..
- 2) The 5:30 p.m. time scheduled for the HRA Board meeting today is incorrect. The correct time is 12:30 p.m.
- 3) Washington County has received a 1997 Management and Compliance Report from the Office of the State Auditor. The report includes an "unqualified opinion" of the County's financial report.
- 4) County committees have been working diligently to implement the JD Edwards financial management system.
- 5) The Health and Human Services group has been working with the County Attorney's Office concerning community collaboratives and having the proper controls in place for their funding and governance expenditures.
- 6) The County Board will not be meeting next week.

July 14, 1998

**DISCUSSION FROM THE AUDIENCE**

The Board Chair asked for comments from the audience; none were heard.

**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Abrahamson stated that he was concerned about the letter the Board had received from Anoka County concerning the trade of HACA for the State takeover of Court costs. Board members asked the County Administrator to contact the District Court judges to request an opportunity to discuss this proposal prior to the chief judge taking a position on it.

The Board Chair will send a letter to Anoka County thanking them for alerting Washington County to the situation.

Commissioner Hegberg asked for comments on his draft letter to the congressional delegation concerning the effects of tobacco on health. In his letter the Board Chair asks for an end to subsidization of tobacco by eliminating government subsidies for tobacco farming and providing economic assistance to farmers and communities in developing alternatives to tobacco farming. Commissioners Hauser and Abrahamson approved of the letter and it will be placed on a future agenda for Board approval.

Commissioner Hegberg stated that the Forest Lake Trail is now open.

Commissioner Hauser stated that last week the University of Minnesota-Extension Service gave a very informative tour of some of the programs that it provides and supports in Washington County.

Commissioner Abrahamson commented that the Andersen Corporation has invited County Board members to the groundbreaking of its new plant in Cottage Grove on July 23. He also asked that a letter be sent from the Board to Andersen Corporation thanking the company for keeping its expansion in the County.

**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 Hegberg and it was adopted unanimously. The Board meeting adjourned at 10:35 a.m.

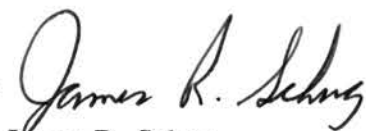


July 14, 1998

**BOARD WORKSHOP WITH COMMUNITY SERVICES**

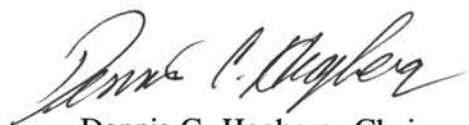
The Board met in workshop session with the Community Services Department to discuss the Statewide Minnesota Family Investment Program. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Hauser and Abrahamson. Also present were James Schug, Virginia Erdahl, Dan Papin, Char Farnum, Andrew Ervin, Jean Hoppe, Bob Crawford, Ometress White, Yvonne Anderson and Kim Carolan.

Attest:



James R. Schug

County Administrator



Dennis C. Hegberg, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**JULY 28, 1998**

**OATH OF OFFICE ADMINISTERED TO RICHARD STAFFORD**

The Honorable Mary Carlson, Tenth Judicial District, administered the Oath of Office to Richard Stafford, Commissioner-Elect, District 5.

The Washington County Board of Commissioners met in regular session at 9:10 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Abrahamson, Peterson, Hauser and Stafford. Commissioner Hegberg absent. Vice Chair Hauser presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; George Kuprian, Assistant County Attorney; Jim Frank, County Sheriff; Molly O'Rourke, Assistant Auditor-Treasurer; Marie Sunlitis, Court Administrator; Mary McGlothlin, Director of Public Health and Environment; Lowell Johnson, Division Manager, Public Health and Environment; Dennis O'Donnell, Senior Land Use Specialist; Jane Harper, Principal Planner; Raoul Schander, I.S. Director; and Dave Brierley, Public Information Specialist.

**CONSENT CALENDAR**

Commissioner Peterson moved, seconded by Commissioner Abrahamson to adopt the following Consent Calendar:

1. Approval of the July 7 and 14, 1998 Board meeting minutes.
2. Approval of position of Special Project Assistant Auditor-Treasurer from July 25, 1998 through December 31, 1998.
3. Adoption of **Resolution No. 98-119** as follows:

Resolution Waiving the Thirty Day Notification  
 Period Pursuant to Minnesota Statutes,  
 Section 469.175, Subdivision 2.

WHEREAS, the City Council of the City of Cottage Grove (the "City") is considering the modification of Tax Increment Financing District No. 1-7 ("District No. 1-7"); and

WHEREAS, Minnesota Statutes, Section 469.175, subd. 2 requires that the County Board be provided notice of the modification of District No. 1-7 and the estimate of fiscal and economic implications of the proposed District No. 1-7 at least thirty days before the public hearing required by Minnesota Statutes, Section 469.175, subd. 3; and

July 28, 1998

WHEREAS, the City Council has requested a waiver of the County's thirty-day comment period provided by Minnesota Statutes, Section 469.175, subd. 2; and

WHEREAS, the County Board for Washington County is in receipt of and has reviewed the Modifications to the Tax Increment Financing Plan for District No. 1-7 proposed to be modified by the City of Cottage Grove; and

WHEREAS, the County Board desires to waive the thirty-day notification requirement in order to expedite the City's modification of the Tax Increment Financing District; and

NOW, THEREFORE, BE IT RESOLVED that the County Board waives its thirty day requirement.

4. Approval of abatement applications for removal of waste management fees as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 34.030.20.31.0197	Sunnyside on St. Croix Ltd	\$36.00
R 34.030.20.31.0198	Sunnyside on St. Croix Ltd	36.00

5. Approval of abatement applications for homestead classification and values as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 35.030.21.22.0010	Mogren, Bruce	\$ 550.00
R 03.029.21.24.0008	Steele, David/Deborah	224.00
M 88.088.88.00.0338	Manley, Kristen	60.00
R 18.029.21.11.0080	Tuft, Michael	818.00
R 31.029.21.32.0066	Burg, Wallace	32.00
R 18.028.21.31.0145	Baysinger, Jill	948.00
R 22.029.20.34.0009	Sova, Mark	1,200.00
P 99.099.99.00.0312	Harrington, Elizabeth	1,498.00
R 77.077.77.00.0013	Leverne D. Stefan	1,328.00
R 77.077.77.00.0013	Leverne D. Stefan	1,246.00

6. Approval of pre-admission screening exemption agreement between the State of Minnesota Board of Innovation and Cooperation and Washington, Dakota, and Ramsey Counties partnering as East Metro SAIL.
7. Approval of agreement with the University of Minnesota Extension Service-Washington County, to coordinate the activities identified in the McKnight Welfare-to-Work Community Capacity Building Implementation Plan.

July 28, 1998

8. Approval to submit a grant application for \$50,800 to expand respite care options for children with disabilities ages 0-3.
9. Approval of June 1998 - June 1999 Cooperative Agreement with the Office of Administrative Hearings pursuant to the requirements of 42 U.S.C. §651, et seq. Title IV-D of the Social Security Act.
10. Adoption of **Resolution No. 98-120** as follows:

Accept Grant Funds from the Minnesota Center  
for Crime Victim Services

WHEREAS, the Minnesota Center for Crime Victim Services has awarded to the Washington County Attorney's Office in Washington County a grant in the amount of \$38,000 for the period July 1, 1998 through June 30, 1999; and

WHEREAS, funds exist in the current approved budget 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 service to the public to use these funds to continue the current level of service to crime victims and witnesses.

THEREFORE, BE IT RESOLVED, that the County of Washington, State of Minnesota, enter into an agreement with the State of Minnesota to be conducted during the period from July 1, 1998 through June 30, 1999.

BE IT FURTHER RESOLVED, that the Chair of the Washington County Board of Commissioners, Washington County Administrator, and the 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.

11. Adoption of **Resolution No. 98-121** as follows:

Award of Contract for Mobile Printer Equipment to Radix Corporation

WHEREAS, in order to facilitate implementation of the Automated Citation Project, the Project team solicited bids for the purchase of mobile printer equipment; and

WHEREAS, Radix Corporation offered the best response to the bid advertisement.

NOW, THEREFORE BE IT RESOLVED, that the bid of Radix Corporation be accepted and the County enter into a contract with Radix Corporation under the terms and conditions set forth in the attached contract; and

July 28, 1998

BE IT FURTHER RESOLVED, that the contract between the County and Radix Corporation 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 conditioned upon approval as to form by the Washington County Attorney's Office.

12. Approval of the County Telework policy providing guidelines for any department considering Telework as an option in meeting the logistical needs of employees and the County in providing better service to the community.
13. Approval of revised Acceptable Use Policy for Information Technology Systems.
14. Approval for the County Board Chair and the County Administrator to execute a software license agreement with Epsilon Systems to implement a computer based charting system for public health nursing.
15. Approval of agreement with the Cities of Stillwater and Woodbury and authorize payments for distribution of curbside recycling funds in the amount of \$61,455 for Stillwater and \$31,599 for Woodbury.
16. Approval to advertise for bids for reconstruction of CSAH 3, Olinda Trail between CSAH 4 and 240<sup>th</sup> Street in May and New Scandia Townships.
17. Approval to renew office lease with Valley Tours at the Historic Courthouse.
18. Approval to close contract #PWR-1995-368, funding agreement with the Washington County Housing and Redevelopment Authority for construction of wetland bank in Carnelian-Marine Watershed District.
19. Approval of supplemental agreement No. 3 with Short Elliott Hendrickson, Inc. for engineering design services on the CSAH 19 improvement project.
20. Approval of lease with John A. Gilbertson for a house located at 18002 Margo Lane in Marine, MN.
21. Approval and execution of supplemental agreement No. 2 for Valley Creek Road (CSAH 16) road construction in Woodbury.
22. Approval of detention agreement with the Minnesota Department of Corrections.



July 28, 1998

23. Approval of joint powers agreement with the Minnesota Department of Corrections for short term housing of inmates at the Washington County LEC.

The foregoing Consent Calendar was adopted unanimously; Commissioner Hegberg Absent.

### **SHERIFF'S DEPARTMENT**

Jim Frank, County Sheriff, provided an overview on the need for storage of County vehicles as well as vehicles pending forfeiture. He requested that the estimated amount of \$40,000 come from the mission directed funds.

Commissioner Abrahamson moved to authorize the advertisement for bids on the construction of a pole frame building and that mission directed funds in the amount of \$40,000 be used. Commissioner Peterson seconded the motion and it was adopted unanimously; Commissioner Hegberg absent.

### **GENERAL ADMINISTRATION**

#### **Request by Amherst H. Wilder Foundation and the Washington County Housing and Redevelopment Authority**

Commissioner Abrahamson moved to adopt **Resolution No. 98-122** as follows:

Resolution Required by Section 147 (f) of the Internal Revenue Code Giving  
Approval to Proposed Projects and the Proposed Issuance Therefor of Revenue Bonds  
at the Request of Amherst H. Wilder Foundation Pursuant to a Joint Powers Agreement  
to be Entered into by the Washington County Housing and Redevelopment  
Authority Connection Therewith

WHEREAS, the Washington County Housing and Redevelopment Authority (the "HRA" or the "Authority") has proposed, at the request of the Amherst H. Wilder Foundation ("Wilder"), Guardian Angles Health Services, Inc. and Evans Park, Inc., each of which is a Minnesota nonprofit corporation (collectively referred to as the "Borrower"), that the Authority enter into a joint powers agreement (the "Joint Powers Agreement") with the City of Elk River, Minnesota and the Housing and Redevelopment Authority of the City of Saint Paul, Minnesota (together with the Authority, collectively referred to as the "Participating Jurisdictions") for the purpose of allowing the City of Elk River (the "Proposed Issuer"), or one of the other Participating Jurisdictions (the "Issuer"), to issue its Revenue Bonds in an aggregate principal amount not to exceed \$15,000,000, with not more than \$300,000 thereof allocated to the Wilder Stillwater Project (as more fully described and defined in the Joint Powers Agreement), pursuant to the terms, provisions, and conditions of the Joint Powers Agreement; and

WHEREAS, a portion of the proceed of the Bonds (the "Wilder Stillwater Portion") would be loaned to Amherst H. Wilder Foundation, a Minnesota nonprofit corporation (referred to herein as "Wilder"), to provide financing with respect to certain social service projects

July 28, 1998

located in Washington County, Minnesota (all as further described in the Joint Powers Agreement, the "Wilder Stillwater Project"); and

WHEREAS, proceeds of the Bonds not constituting a part of the Wilder Stillwater Portion would be applied to finance or refinance costs of acquiring, constructing, equipping and furnishing certain facilities of the Borrowers located in one or more of the Participating Jurisdictions; and

WHEREAS, the authority is authorized to issue and sell the Bonds under and pursuant to the provisions of the Minnesota Municipal Industrial Development Act, Minnesota Statutes, Sections 469.152 to 469.1651, as amended (the "Industrial Development Act"), and to enter into a joint powers agreement under the provisions of Minnesota Statutes, Section 471.59, as amended; and

WHEREAS, the County Board of Commissioners (the "Board") has been advised that on July 14, 1998, a public hearing with respect to the Wilder Stillwater Project, the plan of financing therefor, and the proposed Joint Powers Agreement was held by a designated representative or representatives of the Authority, following reasonable public notice at least fourteen days in advance of such hearing, for the purpose of satisfying the requirements of the applicable statutes referred to above and of Section 147(f) of the Internal Revenue Code of 1986, as amended; and

WHEREAS, a Resolution adopted by the Authority on July 14, 1998 approving the Wilder Stillwater Project and authorizing the execution of the Joint Powers Agreement has been presented to this Board; and

WHEREAS, this Board has been requested to approve the Wilder Stillwater Project and the execution of the Joint Powers Agreement for purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended; and

WHEREAS, the full faith and credit of Washington County will not be pledged to or responsible for the Wilder Stillwater Project or the payment of the principal of, premium, if any, and interest on the Bonds.

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

The Board hereby approves for all purposes of applicable state statute (referred to above) and of Section 147(f) of the Internal Revenue Code of 1986, as amended: (i) the participation of the Authority in the Joint Powers Agreement, allowing for the issuance and sale of the Bonds in the aggregate principal amount not to exceed \$15,000,000, with not more than \$300,000 thereof allocated to the Wilder Stillwater Project (as described in the Joint Powers Agreement), with such terms and provisions as have been approved by the Authority in accordance with the Resolution of the Board of Directors of the Authority presented at this meeting as shall be finally approved by the City of Elk River, as the issuer of the Bonds; (ii) the use of the proceeds thereof as contemplated thereby and hereby.

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

July 28, 1998

**Designating the Deputy Administrator as the Washington County Auditor-Treasurer**

Commissioner Stafford moved to adopt **Resolution No. 98-123** as follows:

Resolution to Appoint Washington County Deputy Administrator  
Virginia R. Erdahl as the County Auditor-Treasurer

WHEREAS, the 1997 Minnesota Legislature enacted 1997 Minnesota Laws Chapter 153 which is special legislation investing the Washington County Board of Commissioners with the authority to discharge the statutory duties of the offices of County Recorder and County Auditor-Treasurer through department heads appointed by the Board for these purposes; and

WHEREAS, 1997 Minnesota Laws Chapter 153, requires the County Board to appoint a County Auditor-Treasurer as a department head to act for it in the discharge of the duties of the County Auditor-Treasurer; and,

WHEREAS, the Office of Auditor-Treasurer has become vacant with the retirement of Auditor-Treasurer Richard Stafford who has been elected as the County Commissioner representing Washington County District 5; and,

WHEREAS, the County Board of Commissioners, at its meeting of May 19, 1998, adopted a new organizational structure under which the County's Deputy Administrator has the overall responsibility for the statutory duties of the Office of Auditor-Treasurer; and,

WHEREAS, the County Board of Commissioners in their Resolution 97-131 set forth the manner in which the department head shall be appointed.

NOW, THEREFORE, BE IT RESOLVED that the Washington County Administrator hereby appoints the Deputy Administrator, Virginia R. Erdahl, as the County Auditor-Treasurer and the County Board of Commissioners hereby consents to this appointment.

BE IT FURTHER RESOLVED, that the appointed Auditor-Treasurer shall discharge the statutory duties of these offices effective July 25, 1998.

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

**Update on the Status of the Lower St. Croix River Management Planning Project**

Laura Reynolds, Washington County representative to the Lower St. Croix River Planning Task Force, Buck Malick, Lower St. Croix River Planning Task Force Chair, and Randy Thoreson, Lower St. Croix Planning Coordinator, presented updates on work completed to date by the Lower St. Croix River Planning Task Force. A report from this group has been sent to the Lower St. Croix Management Commission which will meet in August to discuss the report. Issues remaining unresolved are governance of surface water regulations and land use regulations.

July 28, 1998

**Update on the Andersen Corporation West Site Evaluation Project**

Jack Piepel, Andersen Corporation, presented a brief update on activities associated with the evaluation of the Andersen Corporation west site in Bayport. He indicated that the site is being considered for manufacturing of the new product that has been developed under the Federal Governments SL Environmental Program. In September a recommendation will be made to the executive management of the Andersen Corporation as to what they believe the best use of that site will be.

**Update on Funding of District Courts**

James Schug, County Administrator, updated the Board on a letter Washington County received from Anoka County advising us that there was a proposal being put forward by the Chief Judges of District Courts in Minnesota to take over more of the State court costs and to use HACA funding. He reported to the Board that he talked with Chief Judge Gary Meyer and expressed the County Board's concern that this was a legislative proposal and that the Board would like a chance to discuss its concerns with the Judges before any action is taken. He indicated that Judge Meyer was receptive to meeting with members of staff and the County Board to discuss the County's position.

**DISCUSSION FROM THE AUDIENCE**

Harlen Anderson, Shores of Lake McDonald, read into the record a letter from Mr. John H. Hooley to Don Scheel, President, Washington County Fair Board, concerning noise from events held at the Washington County Fairgrounds during the weekends. The letter indicated that the loud noise and music begins at 6:45 a.m. on both Saturday and Sunday and continues throughout the day. A copy of this letter was received in Washington County Board correspondence on July 14, 1998. Mr. Anderson requested that some action be taken to prevent these activities from occurring. He also mentioned that in addition to noise, there is now a concern about safety issues, because there were three knifings at the fairgrounds this past weekend.

Bob Ericson, neighbor of Mr. Anderson, also addressed the noise situation at the Washington County Fairgrounds.

Commissioner Hauser indicated that the County Board would refer this matter to the Department of Health, Environment and Land Management to determine if there are ordinances governing these citizens' concerns about noise at the County fairgrounds. She also suggested that Mr. Anderson and Mr. Ericson address the Fair Board and Baytown Township regarding their concerns. Also, the County would notify the Fair Board, through the Agricultural Society, that there have been complaints.



July 28, 1998

Commissioner Abrahamson suggested inviting the Fair Board to the next County Board meeting to discuss this matter. Commissioner Peterson asked that representatives from Baytown Township also be invited to a workshop to look at a noise ordinance.

Dave Schaaf, Mayor, City of Oak Park Heights, reported on meetings with various governmental agencies to discuss a solution to the St. Croix River crossing problem. He indicated that former Minnesota Department of Transportation Commissioner Dick Braun, has been hired as a facilitator and will be meeting with interested groups one-on-one to obtain their candid opinions on what they believe the best solution would be. He will review and summarize those opinions and bring back preliminary recommendations. His charge is to come up with a recommendation for an improved river crossing across the St. Croix River. It is hoped that there will be a consensus from the various groups. Mayor Schaaf asked that a representative from Washington County be appointed to this group and schedule a one-on-one meeting with Mr. Braun.

Commissioner Hauser suggested that the question of appointment to the group reviewing options and solutions to the St. Croix River crossing be discussed at next week's Board meeting.

#### **COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Abrahamson advised the Board that the Minnesota Department of Transportation contacted him three weeks ago and asked him if he was going to be Washington County's delegate on the committee looking at solutions to the river crossing. He informed the individual that the County Board would have to make the appointment and it had not done so. At the same time the County received a letter from Congressman Luther's office asking the County to participate on this committee. He feels it is very important for Washington County to have a voice on that decision making committee considering the events that have occurred over the past three weekends with traffic. He is concerned about public safety and the ability of police, fire and ambulance vehicles to get through the traffic. He hopes this matter is placed on the County Board agenda for next week so the County has a voice on that committee.

Commissioner Abrahamson asked that the Public Works Department request the Minnesota Department of Transportation to look at the speed limit on County Road 12, west of the City limits of Stillwater, and have that speed reduced. He stated with the new school going in there and the increase in homes being built in that area, that the speed limit is too high for that section of road.

Don Wisniewski, Public Works Director, stated it has been at least a couple of years since MN/DOT performed a speed study on County Road 12. He will prepare that request for next week's Board meeting.



July 28, 1998

Commissioner Peterson thanked the staff and everyone who sent her flowers and cards during her recent illness. She reported that she picked up an infection while gardening that put her in the hospital for a week and at home in bed for three weeks. She was glad to be back at work.

Commissioner Stafford asked about Commissioner appoints and whether he would be asked to carry out his predecessor's assignments for the remainder of the year. He brought this up because there is a Resource Recovery Project Board meeting scheduled for Thursday, July 30 and he understands that Commissioner Abrahamson was interested in that committee.

Commissioner Abrahamson stated that with Commissioners Stafford's background in figures and budgets that he would do a fine job. His concern was with how the money is being spent, and believes Commissioner Stafford will do a good job with that.

Commissioner Hauser reported on the National Association of Counties Conference she attended in Portland Oregon. Her primary interest in going to this conference was to view a light rail line and a proposed commuter rail line that is currently going forward in the City of Portland. She reported it was a great experience — the trains were comfortable and quiet. She indicated that the City of Portland is spread out much like the Twin Cities metropolitan area, and it was interesting to see how many people were traveling on it.

Commissioner Peterson reported that the Upper Mississippi River was named part of the American Heritage River. She suggested that this would be a good opportunity to look at funding for trails along Lower Grey Cloud.

#### **BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

#### **ADJOURNMENT**

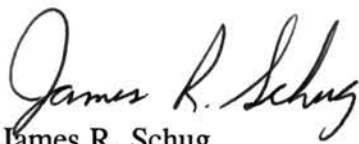
There being no further business to come before the Board, Commissioner Abrahamson moved to adjourn, seconded by Commissioner Stafford and it was adopted unanimously. The Board meeting adjourned at 10:55 a.m.

July 28, 1998

**BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration to review and comment on the interim report on capital facilities planning for the future. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Robert Lockyear, Russ Reetz, Molly O'Rourke, Mary McGlothlin, Don Wisniewski, Jim Wells, Dan Papin, Marie Sunlitis, Robert Butler, HSI, and Susan Tice.

Attest:



James R. Schug

County Administrator



Mary M. Hauser, Vice Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**AUGUST 4, 1998**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Absent none. Board Chair Hegberg presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Mary McGlothlin, Director of Public Health and Environment; Sue Hedlund, Public Health and Environment Department; Karen Zeleznak, Public Health and Environment Division Manager; Lowell Johnson, Public Health and Environment Division Manager; Dennis O'Donnell, Senior Land Use Specialist; Marie Sunlitis, Court Administrator; Robert Crawford, Workforce Center; Dan Papin, Community Services Director; Scott Hovet, County Assessor; and Dave Brierley, Public Information Specialist.

**CONSENT CALENDAR**

Commissioner Abrahamson moved, seconded by Commissioner Peterson to adopt the following Consent Calendar:

1. Approval of Certificate of Appreciation for Theresa Schwarten, Forest Lake, for her five and one-half years of service as a member on the Public Health Advisory Committee.
2. Approval of County's comments concerning the City of Cottage Grove's modification of Tax Increment Financing District No. 1-7 for the public hearing on August 5, 1998.
3. Approval of staff comments on New Scandia Township's Comprehensive Plan.
4. Approval to reappoint the following individuals to the Workforce Council for terms beginning July 1, 1998 through June 30, 2000: Barbara A. Goerss, Thomas C. Johnson, Rosemary A. Eastman, Jack Stoehr, Mary Goulette and Jodi Shade.
5. Approval of the 1997 Employee Wellness Program Report.
6. Approval to advertise for bids for replacement of bridge on Oakgreen Avenue in Denmark Township.

The foregoing Consent Calendar was adopted unanimously.

August 4, 1998

**PUBLIC HEALTH AND ENVIRONMENT DEPARTMENT****Shoreland Management Ordinance**

Lowell Johnson, Public Health and Environment, provided the Board with a brief review of the Shoreland Management Ordinance as discussed at the County Board workshop held on July 7, 1998. He indicated that this is the same ordinance the Board viewed on that date which was based on public hearing testimony and Board discussion. Changes made to the Ordinance at that time were the removal of Manning and Goggins Lake from the list of natural environment lakes. There was also language added to address the Board's concerns about existing lots of record. The final policy issue for the Board to consider is that of the density standards surrounding natural environment lakes. This ordinance would require that property fronting on natural environment lakes meet the underlying zoning density standards as stipulated in Section 7.1 3) of the ordinance, page 12. The open space design elements were also looked at. In a effort to allow continued development of some of the natural environment lakes at a higher density, open space design standards were developed that would allow smaller lot developments with additional provisions to protect the shoreline and provide for permanent open space.

Commissioner Hauser moved to adopt the Shoreland Management Ordinance. Commissioner Peterson seconded the motion.

Commissioner Hegberg asked what the yield plan would be under clustering on natural environment lakes? Dennis O'Donnell, Senior Land Use Specialist, informed Commissioner Hegberg that the yield plan would be predicated on the underlying zoning and in most cases it's at the density of one per ten. He stated there are some natural environment lakes that are in a single family estate district where it is two and one-half acre density. For the most part it would be one for ten with a 100% density bonus based on the calculation of that yield plan. If there were 40 acres on the lake, you would be allowed four lots under a normal plan and with the 100% bonus there could be eight lots.

Commissioner Stafford understood that local governments could pass subsequent regulations that would be more restrictive but not less? Commissioner Hegberg stated it would be true with anything related to land zoning. In this case the townships would have to go to a larger lot size or less bonus to be more restrictive.

Commissioner Hegberg moved to amend the motion to adopt the Shoreland Management Ordinance as follows: Page 12, Section 7.1 (3) Natural Environment Lakes/River/Stream Standards - remove the underlying zoning density restrictions and replace it with the present shoreline zoning district which is two and one-half acres; Page 25, Section 20.2, Item (5) Density (2) change that amount from 100% to 50%;

August 4, 1998

and Page 25, Section 20.2, Item (6) Performance Standards, (3) Open Space Design, (A) change the Natural Environment Lakes from 50% to 40%. Commissioner Abrahamson seconded the motion.

Mary McGlothlin, Director of Public Health and Environment, asked for a clarification on Commissioner Hegberg's first item, Page 12, Section 7.1 (3) Natural Environment Lakes/River/Stream Standards. She stated that if the underlying zoning went back to the two and one-half acres staff would have concerns about giving a density bonus which would in effect allow a higher number of houses in that area than it is today.

Commissioner Hegberg stated that under the Department of Natural Resource rules they do allow density bonuses by clustering and their density is down to one and one-half acres under the clustering plan.

Commissioner Hauser stated that density and lot size are being confused. She believes what the Board is trying to do is a larger concept which includes a density. That does not necessarily set the lot size, but allows a distribution of lots to achieve a density. Conceivably, a two and one-half acre lot could be proposed in an area which has an underlying density of 10 acres. It depends on how the plat is drawn. What Commissioner Hegberg is saying is that he wants no change, when the Board has worked long and hard to establish what it felt was a reflection of the public's need to preserve a lot of the resources that the County has, not just in land but in water resources.

Commissioner Hegberg stated he considers going from four lots per ten in the present ordinance to one lot per ten is a taking. He believes that a person who owns the land is being deprived of his ability to develop and he feels that is not proper. Commissioner Hegberg stated that environment is an issue. However, during the public hearing he found no evidence that any of the environment lakes today are being damaged by the current ordinance. In fact, some of the lakes that developed with one acre lots or one and a half with the present sewer and water standards are doing fine and are not being damaged environmentally. He fees the most valuable part of the proposed ordinance is the buffer zone of 50 feet along the lake which cannot be touched, allowing a certain portion to put your dock in. As he traveled to Sun City, that property was developed in a cluster pattern with very small lots and very high density in the area but they protected the lake area and built the homes away from the lake and made that part a public area. He feels that by having the clustering it would be protecting the resource and that is why he dropped it from 100% to 50% because it gives them two lots. Also, the value of the properties on lakeshore are substantial. In reducing the number of them it reduces the opportunity for the public to use those waters and get near them. He feels that is another argument for additional lots. Finally, apartment vacancies are going down, there is great growth across the nation, the housing supplies are not being met. By decreasing the supply on environment lakes, that is nickeling it down so the supply is not available. The only way to offset housing is to increase the supply of housing to the extent that the demand is being met. By making the lakes so exclusive for ten acre



August 4, 1998

pieces, or two and one-half or one acre pieces but only one person can live on it, it is driving the price up making it less affordable.

Commissioner Hauser stated that Commissioner Hegberg is not arguing for public use but he is arguing for increasing private use. She stated that if his concerns were that the public would have access then he should consider making a provision that all of those lakes should have a public access, which they do not have at this time. Commissioner Hauser stated that the County is not in the business of taking, it regulates in the interest of the health and welfare of the citizens in Washington County. Also, the County is not in the business of assuring the maximum profit for either speculator or a person who has owned a particular real estate from five minutes to fifty years.

Commissioner Hegberg asked if it were reduced to one lot per ten acres, what is being protected? There is no evidence that the lakes are being damaged.

Commissioner Hauser stated that the water body itself represents a body of open space. The Board acceded to Commissioner Hegberg's request that a lot of that be included in the computation that was made on the density. It is not just a matter of proving pollution, but a matter of protecting what is a natural environment lake, which is different from an urban lake that is deeper and has more recreational opportunities. A lot of these lakes are shallow water bodies that are not necessarily ideal for swimming, but they do provide fishing.

Commissioner Hegberg stated that townships can be more restrictive. If the County goes with the four in ten, it is his understanding that both Comp Plans of May and New Scandia Townships will be more restrictive than that; they may not be more restrictive than what is proposed.

Commissioner Stafford asked under Commissioner Hegberg's amendment, the two and one-half acre lots and the 50% density, what are the most units that could be developed on two and one-half acres? He reads that as one and one-half units, is that correct? Ms. McGlothlin stated with the density approach, 16 per 40 would be the two and one-half acre. With a 50% bonus there could potentially be 24 units on a 40 acre parcel.

Commissioner Stafford stated he is torn between the impact of the two and one-half acre lots and some of Commissioner Hegberg's arguments about what happens to owners if it goes to ten. On a lake that has ecology problems or environmental problems he would like to see some consideration for more than two and one-half acres.

Commissioner Stafford moved to amend Commissioner Hegberg's amendment to the motion to adopt the Shoreland Management Ordinance as follows: Page 12, Section 7.1 (3) Natural Environment Lakes/River/

August 4, 1998

Stream Standards - remove the underlying zoning density restrictions and replace it with five acres; Page 25, Section 20.2, Item (5) Density (2), keep that amount at 100%; and Page 25, Section 20.2, Item (6) Performance Standards, (3) Open Space Design, (A) change the Natural Environment Lakes from 50% to 40%. Commissioner Hauser seconded the amendment to the amended motion.

Commissioner Hauser stated that the County is trying to establish a density rather than a lot size. She feels the issue is being muddled by going to a five acre. If the land itself does not lend itself to this, then that particular landowner or any landowner can apply for a variance. Commissioner Hauser stated she does not fully understand why Commissioner Hegberg wants to go back to the current zoning and not accept the underlying zoning. She does not believe the reasons he gave are valid. The reason he gave for allowing more public access actually gives more private access.

Commissioner Hegberg stated it gives three people the opportunity, where the other option only gives one person the opportunity.

Commissioner Hauser stated there is a very finite number of persons. If you want to make it public access, then it should be made a public access and not hide behind the fact that you are giving public access by allowing one more person to build and perhaps overburden not only that system but the surrounding territory which the County is trying to be somewhat consistent in applying the standards.

Commissioner Stafford stated the message he is trying to send is that the Board is concerned about the environment. They would in effect be doubling the amount of acreage that was proposed originally and recognizing that the local government still has an opportunity to make it more restrictive if they choose. He feels this is a compromise solution and townships can be more restrictive if they want.

Commissioner Abrahamson asked if Commissioner Stafford's amended motion included Commissioner Hegberg's amendment to the open space design section reducing the natural environment lakes from 50% to 40% to be consistent with the other two classifications of lakes?

Commissioner Hegberg understood that it did.

Commissioner Hauser stated that the whole exercise is predicated on the premise that these lakes are not the same. General development and recreation development lakes have a whole different eco-system from natural environment lakes which is why it is more restrictive. That is the whole point. To make them all even is to not protect the natural environment lakes. Recreational and general development lakes can receive more impact on the land than a natural environment lake, which cannot tolerate as much density.

August 4, 1998

Commissioner Hegberg stated that each piece of land is different and each lake is different. As requirements are made bigger and bigger, it makes it more difficult to do a cluster design when the roads are excluded from that open space. If the township wants to be at 50% they can be at 50%.

Commissioner Hauser moved to amend Commissioner Stafford's amendment to Commissioner Hegberg's amendment to the original motion to adopt the Shoreland Management Ordinance as follows: Page 25, Section 20.2, Item (6) Performance Standards, (3) Open Space Design, (A) keep the Natural Environment Lakes at 50%. Commissioner Peterson seconded the amendment to the amended motion. The motion was adopted 3-2 with the vote as follows: Yes, Commissioners Peterson, Hauser and Stafford; No, Commissioners Abrahamson and Hegberg.

Commissioner Stafford's motion, as amended by Commissioner Hauser's motion, to amend Commissioner Hegberg's amendment to the original motion to adopt the Shoreland Management Ordinance is as follows: Page 12, Section 7.1 (3) Natural Environment Lakes/River/Stream Standards - remove the underlying zoning density restrictions and replace it with five acres; Page 25, Section 20.2, Item (5) Density (2), keep that amount at 100%; and Page 25, Section 20.2, Item (6) Performance Standards, (3) Open Space Design, (A) keep the Natural Environment Lakes at 50%, was adopted 4-1 with the vote as follows: Yes, Commissioners Abrahamson, Peterson, Hauser and Stafford; No, Commissioner Hegberg.

The original motion by Commissioner Hauser and seconded by Commissioner Peterson, to adopt the Shoreland Management Ordinance, which was amended by Commissioner Stafford and Commissioner Hauser as follows: Page 12, Section 7.1 (3) Natural Environment Lakes/River/Stream Standards - remove the underlying zoning density restrictions and replace it with five acres; Page 25, Section 20.2, Item (5) Density (2), keep that amount at 100%; and Page 25, Section 20.2, Item (6) Performance Standards, (3) Open Space Design, (A) keep the Natural Environment Lakes at 50%, was adopted unanimously.

The Board Chair directed the County Attorney's office to bring back a resolution adopting the Shoreland Management Ordinance subject to Minnesota Department of Natural Resources approval.

#### **Youth Access to Tobacco Ordinance**

Mary McGlothlin, Director of Public Health and Environment, presented a review of the decisions to be made on the Youth Access to Tobacco Ordinance including does the Board want to amend the ordinance language. If the Board wishes to amend the ordinance, which sections and specific language in the ordinance does it wish to amend. If the Board chooses to amend the ordinance, a date and time will need to be set for the public hearing. The soonest date would be September 15, 1998.

August 4, 1998

Commissioner Hauser stated she does not believe the language in the ordinance should be changed, so there would be no need for a public hearing. She feels that the ordinance that the Board has already passed is one that is in force and should remain in force for a period of time, perhaps a year, to see how it tests out.

Commissioner Hegberg believes the current ordinance will affect employment opportunities and the smaller cities. It is his opinion that the employment opportunities should be given to the youth and he would like to have the issue reopened.

Commissioner Hauser reminded everyone that this is a public health issue and is not an employment issue. The Board enacted this ordinance to limit youth access to tobacco.

Commissioner Hegberg moved to hold a public hearing on September 15, 1998, 9:00 a.m. to discuss language amendments to the Youth Access to Tobacco Ordinance. Commissioner Abrahamson seconded the motion.

Commissioner Stafford stated he shares some of Commissioner Hauser's concerns, not necessarily about what the Board is trying to regulate; but at an earlier meeting Commissioner Hauser stated that the Board has had due process, it has been duly advertised, it has been appropriately debated and a decision was reached. In his life's experience there is always somebody that will step forward and say they didn't get the word. He feels that if he is going to make a mistake, he wants to make it on the side of the citizen and said there's more to be lost by slamming the door now than by taking a little more time and letting them talk. He cautioned that he has another fear and that is they may be opening Pandora's box and that every time somebody is unhappy with an ordinance they will be in a constant state of revision and public hearing.

Commissioner Peterson stated when the Board held its original workshop, she believed the Board had reached a consensus on an ordinance and language. That was subsequently changed. She believes that this should be reopened to let additional people speak. She is not convinced that everyone had that opportunity. She has also talked to people who sit on the Health Committee and there is some dissension on that committee.

The motion to hold a public hearing on September 15, 1998, 9:00 a.m. to discuss language amendments to the Youth Access to Tobacco was adopted 4-1 with a vote as follows: Yes, Commissioner Hegberg, Abrahamson, Peterson and Stafford; No, Commissioner Hauser.

Ms. McGlothlin reviewed optional language for the tobacco ordinance provisions. She reminded the Board that it would not be opening the entire ordinance just taking public comments on the portions to be amended. First, under vending machines, two options were presented: Option 1 would add language to Section 2.4



August 4, 1998

which clarifies that the machines currently under question are, in fact, vending machines for the purpose of this ordinance and, therefore, would be banned; Option 2 would add language to Section 2.4 to make clear that the machines in question are, in fact, considered vending machines under the ordinance and new language would be added to Section 6.2 which allows the use of the vending machines in question under certain terms and conditions.

Commissioner Peterson moved to approve the language for vending machines for Option 2, Change the definition of vending machine in Section 2.4 by adding the following sentence "Vending machine includes, but is not limited to, those machines equipped with manual, electric or electronic devices which may only be activated by the Licensee for each individual sale."; and, add new language to Section 6.2: "A. The Vending machine is in a facility that cannot be entered at any time by persons younger than 18 years of age; and B. The vending machine is equipped with a switch that dispenses the product only when the Licensee causes the switch to be briefly activated for each individual sale; and C. The vending Machine is in a location visible to the Licensee or its employees at all times; and D. The Licensee checks the identity and age of the patron wishing to access the machine and watches the patron while he or she is making the purchase from the vending machine." Commissioner Abrahamson seconded the motion and it was adopted unanimously.

Ms. McGlothlin reviewed three options for the Board to consider regarding the age of seller. Option 1 would delete Section 10.5 in its entirety and would leave no parameters on the required age of seller. Option 2 would revise Section 10.5 and establish the minimum age of seller at 16. Option 3 revises Section 10.5 and provides that minors can sell if there is an adult on premises in the establishment.

Commissioner Hegberg moved to approve the language of Option 3 for the age of seller which would revise Section 10.5 and reads as follows: "Illegal Sales by Minor. It shall be a violation of this ordinance for a licensee to cause or permit a minor to sell Tobacco, Tobacco Products or Tobacco Related Devices unless there is an adult employee 18 years or older on duty and present within the establishment." Commissioner Peterson seconded the motion and it was adopted 4-1 with the vote as follows: Yes, Commissioners Hegberg, Abrahamson, Peterson and Stafford; No, Commissioner Hauser.

Ms. McGlothlin stated that the next item was brought to the Board by the staff and it is a request to increase penalties for offenses. Staff feels this is appropriate in consideration for some of the amended language.

Commissioner Hegberg asked what the State penalties required by law are at the present time? Ms. McGlothlin stated the County's current fines are more restrictive. The first penalty is \$75, second penalty is \$200, and the third violation is \$250.



August 4, 1998

Commissioner Peterson moved to revise Section 11.4 (1) as follows: "Licensee. Any licensee found to have violated this ordinance or whose employee shall have violated this ordinance shall be charged an administrative fine of \$200 for the first violation of this ordinance; \$400 for the second offense of the same licensed premises within a 24 month period; and \$600 for the third offense within a 24 month period after the first offense. In addition, after the third offense, the license shall be suspended for not less than thirty (30) days. After the fourth offense within a 24 month period, the license shall be revoked." Commissioner Stafford seconded the motion and it was adopted unanimously.

Commissioner Peterson would like to have the local tobacco ordinances for the public hearing.

## **GENERAL ADMINISTRATION**

### **Letter to Congressional Delegation on Tobacco Subsidies**

Commissioner Peterson suggested adding two items to the letter to the federal congressional delegation regarding government subsidies for tobacco farming. The first item would be to add a sentence that the cost of the pack of cigarettes should more closely reflect the real and true cost of producing cigarettes. There is not only the subsidy but there is the cost to society of using that material. The other item would be that if we are restrictive about selling cigarettes to America's children and society, then we should be equally responsible to the world society. She also felt that all Commissioners should sign the letter.

Commissioner Abrahamson moved to approve letters, as amended, to the federal congressional delegation encouraging the elimination of government subsidies for tobacco farming. Commissioner Peterson seconded the motion and it was adopted unanimously.

### **Commissioner Committee Assignments**

Commissioner Abrahamson moved to appoint Commissioner Stafford to the following Committees: Audit Committee (replacing Commissioner Hegberg), Law Library Board, Parks and Open Space Commission, Resource Recovery Joint Powers Board, Regional Rail Authority, Regional Solid Waste Management Coordination Board, Workforce Council, alternate to Commissioner Peterson on the EMS Radio Board, and continue to sit on the Finance Committee. Commissioner Peterson seconded the motion and it was adopted unanimously.

August 4, 1998

**St. Croix River Crossing Workshop**

James Schug, County Administrator, announced that a tentative workshop has been scheduled with Dick Braun to discuss the St. Croix River crossing for next Tuesday, August 11, at 3:00 p.m.

**Update on Funding of District Courts**

Mr. Schug announced that Judge Gary Meyer will be in Washington County tomorrow, August 5, and will be available during the lunch hour to discuss a proposal by the Chief Justices of the District Courts to have the State assume more court costs using Home and Agriculture Credit Aide as the funding source. Commissioner Hegberg mentioned he would be interested in attending the meeting.

**DISCUSSION FROM THE AUDIENCE**

The Board Chair asked for comments from the audience; none were heard.

**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Abrahamson thanked the County elected officials who attended the Washington County Fair for the senior citizens ice cream social. He also thanked the County Board for moving the time of today's Board meeting from 4:30 p.m. to 9:00 a.m. so he could attend a meeting this afternoon in Duluth.

Commissioner Peterson liked the idea of presenting outgoing members of committees a certificate of appreciation and suggested that be continued.

Commissioner Stafford advised the Board that he is in receipt of the County Attorney's letter regarding the electoral process. He indicated he will meet with the County Attorney to further discuss this issue.

**BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

**EXECUTIVE (CLOSED) SESSION**

Commissioner Peterson moved to go into Executive Session for a client-attorney discussion on the status of Andersen Corporation's real estate tax appeal. Commissioner Stafford seconded the motion and it was adopted unanimously, the time being 10:20 a.m. Present for the Executive Session were Commissioners

August 4, 1998

Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Thomas Foley, Susan Tice, Scott Hovet, Joanne Helm, Auditor-Treasurer's Office, Dale Lambrecht, Assessor's Office, James Lammers, Bayport City Attorney, Ken Hartung, Bayport City Administrator, and Patricia Raddatz, Board Secretary.

The Board rose out of Executive Session at 11:15 a.m.

#### **ADJOURNMENT**

There being no further business to come before the Board, Commissioner Hauser moved to adjourn, seconded by Commissioner Abrahamson and it was adopted unanimously; Commissioners Stafford and Peterson absent. The Board meeting adjourned at 11:15 a.m.

#### **BOARD WORKSHOP WITH ADMINISTRATION**

The Board met in workshop session with the Office of Administration to discuss the proposed 1999 budget. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Scott Hovet, Molly O'Rourke, Cindy Thibodeau, Cindy Koosmann, Dan Papin and Raoul Schander.

Attest:



James R. Schug

County Administrator



Dennis C. Hegberg, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**AUGUST 11, 1998**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Absent none. Board Chair Hegberg presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; George Kuprian, Assistant County Attorney; Mary McGlothlin, Director of Health, Environment and Land Management; Karen Monsen, H.E.L.M. Division Manager; Sue Hedlund, H.E.L.M. Division Manager; Karen Zeleznak, H.E.L.M. Senior Program Manager; Jane Harper, Principal Planner; Dan Papin, Community Services Director; Russ Reetz, Court Services Director; Don Wisniewski, Public Works Director; Julie Sorrem, Risk Management; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner Abrahamson moved, seconded by Commissioner Peterson to adopt the following Consent Calendar:

1. Approval of the July 28, 1998 Board meeting minutes.
2. Approval of staff comments on Columbus Township, Anoka County, Comprehensive Plan.
3. Approval of staff comments on City of Grant Comprehensive Plan.
4. Approval of service contract with Elections Systems and Software for printing of the County's 1998 primary and general election ballots.
5. Approval of amendments to contracts with East Suburban Resources and Opportunity Services to provide day training and habilitation services for persons with developmental disabilities.
6. Approval to execute an agreement with Forest Lake Township and authorize payment for distribution of curbside recycling funds in the amount of \$73,017.
7. Adoption of **Resolution No. 98-124** as follows:

Resolution Adopting the Washington County Development Code  
Chapter Six, Shoreland Management Regulations  
Ordinance No. 134

August 11, 1998

WHEREAS, Washington County is authorized to carry on County planning and zoning activities in the unincorporated areas of the County pursuant to MINN. STAT. CHAPT. 394; and

WHEREAS, MINN. STAT. § 473.851. *et seq.* requires the County's planning and zoning activities to be consistent with the Metropolitan Systems Statement Plan; and

WHEREAS, in order to implement this requirement counties are required to adopt a comprehensive plan; and

WHEREAS, the Washington County 2015 Comprehensive Plan was adopted by the Washington County Board of Commissioners on April 22, 1997 and became effective October 1, 1997 as Washington County Ordinance No. 124; and

WHEREAS, MINN. STAT. § 473.865 requires counties to adopt the official controls described in their Comprehensive Plan so as to implement the Comprehensive Plan; and

WHEREAS, MINN. STAT. § 103F.201-221 requires counties to adopt a shoreland ordinance consistent with the regulations contained in Minnesota Rules Chapter 6120 as official control; and

WHEREAS, on March 24, 1998, the Washington County Planning Advisory Commission referred shoreland management regulations in the form of Chapter Six of the Washington County Development Code to the County Board with their recommendations as required by MINN. STAT. § 394.25; and

WHEREAS, on June 2, 1998 and June 16, 1998, the Washington County Board of Commissioners conducted a public hearing to consider adopting Chapter Six of the Washington County Development Code as required by MINN. STAT. § 394.26 and MINN. STAT. 375.51.

WHEREAS, the Commissioner of the Department of Natural Resources is required to approve the regulations as required by MINN. STAT. § 103F.201-221 and Minnesota Rules Chapter 6120 prior to them becoming effective.

NOW, THEREFORE, BE IT RESOLVED, that for the purposes of implementing the Washington County 2015 Comprehensive Plan pursuant to MINN. STAT. § 394.25, the Board of Commissioners of Washington County ordains:

1. The Washington County Development Code, Chapter Six attached hereto is hereby adopted in its entirety as Washington County Ordinance No. 134 and on approval by the Commissioner of the Department of Natural Resources, is declared to be effective from and after its publication according to law.
2. From and after the effective date of Ordinance No. 134, the Washington County Shoreland Management Ordinance No. 106, effective December 22, 1992, together with all amendments thereto is repealed.

August 11, 1998

8. Adoption of **Resolution No. 98-125** as follows:

Final Payment to Daffinson, Inc. for Provision  
and Installation of Cracksealant

WHEREAS, the Washington County Board of Commissioners, on June 10, 1998, signed a contract with Daffinson, Inc. for provision and installation of cracksealant on various County roads; and

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

NOW, THEREFORE BE IT RESOLVED, that Daffinson, 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.

9. Adoption of **Resolution No. 98-126** as follows:

Authorize an Agreement with Minnesota Department of  
Transportation and the Union Pacific Railroad Company for  
CSAH 17 Flashing Signal Upgrade at Railroad Crossing in Lake Elmo

BE IT RESOLVED, that the County of Washington enter into a stipulation agreement with the Union Pacific Railroad Company and the Commissioner of Transportation for the installation and maintenance of railroad crossing signals at the intersection of Lake Elmo Avenue (CSAH 17) with the tracks of the Union Pacific Railroad Company in Lake Elmo, Minnesota, and appointing the Commissioner of Transportation agent for the County to supervise the project and administer available State Funds in accordance with Minnesota Statutes, Section 161.36. The County's share of the cost shall be zero percent of the total signal cost.

BE IT FURTHER RESOLVED, that the County Board Chairman and County Administrator be and they are hereby authorized to execute the agreement for and on behalf of the County.

10. Approval of supplemental agreement No. 1 with Hardrives, Inc. in the amount of \$28,712.28 for the 1998 overlay projects.

The foregoing Consent Calendar was adopted unanimously.

**MINNESOTA COUNTIES INSURANCE TRUST**

John Bowers, Meadowbrook, and Mike Rhyner, Minnesota Counties Insurance Trust, presented the risk management report for Washington County.



August 11, 1998

**HEALTH, ENVIRONMENT AND LAND MANAGEMENT DEPARTMENT****Contract with Wilder Research Center**

Karen Zeleznak, Division Manager, presented an overview of a proposed contract with Wilder Research Center to survey attitudes and behaviors of a representative sample of County adults 18 and older regarding selected health issues. She mentioned that Lakeview Memorial Hospital will pay half of the \$34,100 cost for this contract.

Commissioner Abrahamson moved to approve a contract with the Wilder Research Center in the amount of \$34,100 to develop, implement and analyze the results of a community survey regarding selected health issues. Commissioner Peterson seconded the motion and it was adopted unanimously.

**Minnesota Healthy Beginnings Program**

Karen Monsen, Program Manager, advised the Board that the Minnesota Department of Health notified public agencies of the availability of state funding to develop pilot sites for universal home visiting programs. These programs would be designed as a primary strategy for child abuse prevention and its purpose is to enhance information, support and resources available to all families with newborn infants.

Commissioner Peterson moved to submit a competitive grant application to the Minnesota Department of Health for the establishment of a Minnesota Healthy Beginnings Program in Washington County. Commissioner Hauser seconded the motion and it was adopted unanimously.

**PUBLIC WORKS DEPARTMENT**

Commissioner Peterson moved to approve a request for mediation from the Minnesota Office of Dispute Resolution for the Hinton Avenue Extension Project (CSAH 13) in Woodbury and Cottage Grove. Commissioner Stafford seconded the motion and it was adopted unanimously.

**GENERAL ADMINISTRATION**

James Schug, County Administrator, reported that two weeks ago citizens from a neighborhood near the County fairgrounds addressed the Board about noise issues from large events taking place on weekends. He stated that he met with the Baytown Township Board, the Fair Board, Mary McGlothlin, H.E.L.M. Director, Sheriff Jim Frank, and a representative from the neighborhood association and believes this issue

August 11, 1998

has been resolved. There will be a report back after the next event to see if the suggestions discussed were effective.

#### **DISCUSSION FROM THE AUDIENCE**

The Board Chair asked for comments from the audience; none were heard.

#### **COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Peterson asked for an update on the incident that occurred at the Oak Park Heights McDonald's.

Commissioner Hegberg reported that he and Commissioner Stafford attended a Workforce Center event which was a celebration for individuals who accomplished certain goals in their lives.

Commissioner Hegberg also stated that the Washington County Housing and Redevelopment Authority has changed the meeting dates and it is in conflict with another meeting he attends. If that continues he may ask that another Commissioner be appointed to the HRA Board.

#### **BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

#### **ADJOURNMENT**

There being no further business to come before the Board, Commissioner Peterson moved to adjourn, seconded by Commissioner Hauser and it was adopted unanimously. The Board meeting adjourned at 10:25 a.m.

#### **BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration to discuss plans for the Washington County Sesquicentennial celebration in 1999. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Dave Brierley, Bob Lockyear and Eileen Weber, citizen of Cottage Grove.

August 11, 1998

**BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION**

The Board met in workshop session to discuss the proposed 1999 Budget with the following departments: Surveyor; Health, Environment and Land Management; and Public Works. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Chris Eitemiller, Larry Nybeck, Mary McGlothlin, Judy Hunter, Don Wisniewski, Jack Perkovich and Eileen Weber, citizen of Cottage Grove.

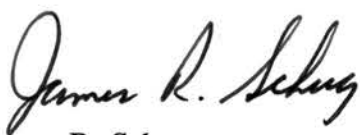
**BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration to discuss holding an open space funding referendum on the November ballot. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Jane Harper, Brent Killackey, Woodbury/South Maplewood Review; and Michael Pressman, Green Corridor.

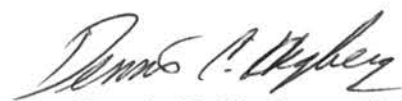
**BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration to discuss the St. Croix River Crossing. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Don Wisniewski, Richard Braun, facilitator, Mike Marsnik, Stillwater Gazette, and Mary Divine, Pioneer Press.

Attest:

  
James R. Schug

County Administrator

  
Dennis C. Hegberg, Chair  
County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**AUGUST 18, 1998**

The Washington County Board of Commissioners met in regular session at 9:15 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Absent none. Board Chair Hegberg presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Cindy Koosmann, County Recorder; Don Wisniewski, Public Works Director; Martina Johntz, Assistant Planner; Robert Lockyear, Administrative Services Director; Russ Reetz, Court Services Director; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval of the August 4 and 11, 1998 Board meeting minutes.
2. Adoption of **Resolution No. 98-127** as follows:

Resolution Authorizing Submission of a Joint Application for  
Community-Based Planning Grant Funds with the City of Hugo

WHEREAS, the City of Hugo is required by the Metropolitan Land Planning Act to prepare a Transportation Facilities Plan; and

WHEREAS, transportation planning within the City of Hugo is necessary to manage traffic, limit congestion, promote commerce, coordinate with adjacent communities and state agencies, and efficiently utilize resources; and

WHEREAS, numerous transportation development decisions will be required in the near future which will impact the community and will benefit from additional study, including: proposed turnback and improvement of TH 61; provision of commuter rail service along the west side of TH 61, and development along major transition corridors; and

WHEREAS, the State of Minnesota, through Minnesota Planning, has made Community-Based Planning grant funds available to counties for county- and city-initiated community-based planning activities; and

WHEREAS, the City of Hugo wishes to apply for a Community-Based Planning grant to fund a portion of the cost of preparing a Comprehensive Transportation Study for the City of Hugo; and

August 18, 1998

WHEREAS, Washington County agrees to provide assistance to the City of Hugo to conduct a Comprehensive Transportation Study including staff time and a contribution of \$10,000 for elements of the Washington County road system in Hugo; and

WHEREAS, the City of Hugo has budgeted funds in the amount of \$26,700 to pay for a portion of such a study; and

WHEREAS, the City of Hugo wishes to apply for an \$18,300 Community-Based Planning grant to fund the balance of the Comprehensive Transportation Study.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners approves and supports a joint application with the City of Hugo to Minnesota Planning for the purpose of obtaining a Community-Based Planning Grant in the amount of \$18,300 to assist in funding a Comprehensive Transportation Study as outlined in the grant application.

3. Approval of abatement applications for homestead classification, values and disaster credits as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 24.032.21.22.0001	Grun, William	\$ 238.00
R 14.028.20.34.0017	Paulson, Lynn & Jon Craig	977.81
R 06.027.21.13.0001	Thompson, Peter	294.00
M 88.088.88.00.1738	Larue, Lori Ann	240.00
R 16.032.21.11.0022	Carty, Steven	886.00
R 35.029.20.23.0025	Larson, Daniel R.	1,108.00
M 88.088.88.00.1685	Pagel, Craig	444.00
R 08.027.21.42.0181	Bornfleth, Robert & Sandra	1,022.00
M 88.088.88.00.1714	Holzschuh, Jennifer & Bradle	466.00
M 88.088.88.00.0512	Hurd, Jeanette A & Rose, Mark	286.00
R 27.031.20.42.0004	Lodge, Anthony R. & Mary A.	288.00
M 88.088.88.00.0020	Inventory	36.00
M 88.088.88.00.0301	Inventory	466.00
M 88.088.88.00.0663	Inventory	82.00
R 14.028.20.34.0017	Paulson, Craig & Lynn	2,603.56
R 30.021.31.44.0001	Metro Steel Fabricators	5,000.00
R 11.028.20.24.0016	M A Fearing Co/Swenson	1,040.00
R 32.029.21.23.0005	Acorn Property Mgmt LLC	5,282.00

4. Approval and execution of the lease agreement with the City of Woodbury for the space lease in the Woodbury City Hall that will be used to house the Woodbury License Center.
5. Approval of agreement for the delivery of employment and training services to dislocated workers for the Ramsey/Washington County EDWAA program between Washington County Workforce Center and Ramsey County Job Training.



August 18, 1998

6. Approval to execute an agreement with the City of Oakdale and authorize payment for distribution of curbside recycling funds in the amount of \$91,900.
7. Adoption of **Resolution No. 98-128** as follows:

Resource Recovery Project 1999 Operating Budget

WHEREAS, pursuant to the Joint Powers Agreement 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 Counties, in order to accomplish environmental goals, have contracted with waste haulers to assure the delivery of waste to NRG in 1999 at a reduced tipping fee, necessitating the use of County funds; and

WHEREAS, the Ramsey/Washington County Resource Recovery Project Board budget is financed from interest earnings of the Project's fund balance, and from the County participation (Ramsey - 73% and Washington - 27%); and

WHEREAS, the Ramsey/Washington County Resource Recovery Project Board reviewed the budget and recommends to the Washington County Board of Commissioners and the Ramsey County Board of Commissioners that it be adopted.

NOW, THEREFORE, BE IT RESOLVED, the Washington County Board of Commissioners hereby approves the Resource Recovery Project's 1999 Operating Budget as follows:

<u>Appropriation</u>	
58111 Administration	\$ 495,736.00
58114 Service Fee	<u>\$12,472,499.00</u>
	\$12,968,235.00
 <u>Financing Sources</u>	
Washington Co. Participation	\$ 3,447,423.00
Ramsey County Participation	\$ 9,320,812.00
Interest Income*	<u>\$ 200,000.00</u>
	\$12,968,235.00

\*From Interest Income to Fund Balance Projected through December 31, 1999.

8. Adoption of **Resolution No. 98-129** as follows:

No Parking Zone on CSAH 19

WHEREAS, the City of Woodbury has requested, through City Council Resolution No. 98-135, that Washington County establish a "No Parking" zone on CSAH 19 between Regatta Drive and Fox Run Road; and

August 18, 1998

WHEREAS, the City has provided a safer alternative parking area for users of Powers Lake.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby authorizes the Director of Public Works to establish the "No Parking" zone and to install and maintain the appropriate signs.

9. Adoption of **Resolution No. 98-130** as follows:

No Parking Zone on CSAH 7

WHEREAS, several residents requested that the County review the section of CSAH 7 between Irish Avenue North and Ivan Avenue North due to concerns about users of Round and Long Lakes parking on the roadway; and

WHEREAS, a review of the area showed that the shoulders are not wide enough to allow parking without vehicles blocking a portion of the driving lanes; and

WHEREAS, this review also indicated that the sight distance on this road segment is not adequate to allow drivers to safely stop for pedestrians in the roadway; and

WHEREAS, the Hugo City Council has concurred with this analysis in a resolution passed at the July 20, 1998 City Council meeting.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby authorizes the Director of Public Works to establish a "No Parking" zone on CSAH 7 between Irish Avenue North and Ivan Avenue North and to install and maintain the appropriate signs.

10. Adoption of **Resolution No. 98-131** as follows:

Limited Use Permits for Bikeway and Pedestrian  
Bridge Improvements on Hardwood Creek Trail  
(Rescinds Resolution No. 98-087)

WHEREAS, Washington County wishes to construct, maintain and operate Bikeway improvements along Trunk Highways 97 and 8 at Highway 61 and a Pedestrian Bridge T.H. 97 at T.H. 61 for SAP 82-590-01 (Hardwood Creek Trail); and

WHEREAS, the Minnesota Department of Transportation grants the Limited Use Permits to Washington County for the construction, operation and maintenance of said bikeway and bridge; and

BE IT RESOLVED, that the County of Washington enter into the Limited Use Permits with the State of Minnesota, Department of Transportation for the aforementioned activities; and

August 18, 1998

BE IT FURTHER RESOLVED, that the Chairman of the Washington County Board of Commissioners and the County Administrator be and are hereby authorized to execute such agreements, and thereby assume for on behalf of the County all of the contractual obligations contained therein.

11. Adoption of **Resolution No. 98-132** as follows:

Speed Survey on County State Aid Highway 12

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 State Aid Highway 12 between CSAH 5 (Owens Street) and CSAH 15 (Manning Avenue) in the City of Stillwater

BE IT FURTHER RESOLVED, that upon determination of a reasonable and safe speed on the above highway, Washington County shall be authorized by the Commissioner of the Minnesota Department of Transportation to post such speed limit.

12. Approval to advertise for the purchase of a skid steer for use within Public Works.
13. Approval of Plat of Baytown Hidden Prairie, Baytown Township.
14. Approval to transfer ownership of Washington County Sheriff's Office K-9 "Jake" to his handler, Deputy William Lake.

The foregoing Consent Calendar was adopted unanimously.

**GENERAL ADMINISTRATION**

Commissioner Peterson moved to appoint Commissioner Wally Abrahamson to the St. Croix River Crossing Advisory Group. Commissioner Stafford seconded the motion and it was adopted unanimously; Commissioner Hauser abstaining.

**DISCUSSION FROM THE AUDIENCE**

The Board Chair asked for comments from the audience; none were heard.

August 18, 1998

**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Peterson informed the Board of a meeting she and a portion of the Joint Powers Board had with Congressman Martin Sabo regarding funding for light rail transit. Congressman Sabo indicated that no further funding should be expected. She also noted that a letter is being prepared for the Board's signature requesting an additional six million dollars. She encouraged each Board member to review the letter and contact each senator.

Commissioner Hauser stated that the \$22 million that was allocated is for construction only, which means that the only project that could utilize those funds at this time is the Hiawatha Corridor in Hennepin County. The other three or four projects involved in the original appropriation request are not going to be funded in the Tea21 Bill which is the federal transportation bill recently passed.

Commissioner Stafford informed the Board that one of the last things he was working on as Auditor-Treasurer was the possibility of a collaborative effort with the other metropolitan counties on doing tax statements. He believes it would be more efficient and a lot of money could be saved. James Schug, County Administrator, advised the Board that this matter will be discussed at a workshop next week.

Commissioner Hegberg asked if there was going to be an update on Judicial Ditch One—the Forest Lake, Comfort Lake Watershed? Mr. Schug indicated he would contact them for a status on the joint powers agreement and whether or not there is any need for some additional action by the County.

**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 Peterson and it was adopted unanimously. The Board meeting adjourned at 9:25 a.m.

**BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION**

The Board met in workshop session to discuss proposed 1999 budgets with the following departments: County Attorney; Court Administration; Court Services, Sheriff, University of Minnesota Extension; Agricultural Society; Historical Society; Soil and Water Conservation District; Washington County Housing

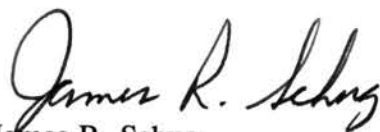
August 18, 1998

and Redevelopment Authority; and the County Library. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Chris Eitemiller and staff from the various departments.

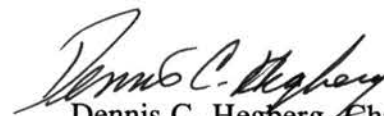
**BOARD WORKSHOP WITH THE PUBLIC WORKS DEPARTMENT**

The Board met in workshop session with the Public Works Department for continued discussion on Woodbury Library planning. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Sue Tice, Don Wisniewski, Doug Fischer, Jim Wells, Kathleen Schuller, Woodbury Library, Linda Rehbein, Woodbury Library Director, Barry Johnson, City of Woodbury Administrator, and the following Library Board members: Margaret Grilley, Margaret Horning, Larry Steltzner, Adela Peskorz, and Karin McGinnis.

Attest:

  
James R. Schug

County Administrator

  
Dennis C. Hegberg, Chair  
County Board



**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**AUGUST 25, 1998**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Absent none. Board Chair Hegberg presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Molly O'Rourke, Auditor-Treasurer Acting Director; Joanne Helm, Auditor-Treasurer's Office; Robert Lockyear, Director of Administrative Services; Don Wisniewski, Public Works Director; Dan Papin, Community Services Director; Char Farnum, Community Services Division Manager; Mary McGlothlin, Director of Health, Environment and Land Management; Judy Hunter, HELM Division Manager; Judy Honmyhr, Human Resources Director; Julie Sorrem, Risk Manager; John Devine, Controller; Jim Frank, County Sheriff; Russ Reetz, Court Services Director; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner Peterson moved, seconded by Commissioner Abrahamson to adopt the following Consent Calendar:

1. Approval of the August 18, 1998 Board meeting minutes.
2. Approval of reappointments to the Brown's Creek Watershed District Board of Managers as follows:  
One year term - Jon Michels; Two year term - Daniel Potter; Two year term - Ned Gordon; Three year term - Karen Kilberg; and Three year term - Craig Leiser.
3. Approval of one day on sale 3.2 percent malt liquor license from Scandia/Marine Lions Club for Taco Days, September 12, 1998.
4. Approval of one day on sale 3.2 percent malt liquor license from Camp Courage for Taco Days, September 12, 1998.
5. Approval to accept grant for \$50,800 to expand respite care options for children with disabilities aged 0-3.
6. Approval to amend the family homeless prevention and assistance grant agreement and accept additional funding of \$4,696.
7. Adoption of **Resolution No. 98-133** as follows:

August 25, 1998

## Resolution Authorizing Execution of Grant Agreement

BE IT RESOLVED that Washington County and Washington County Attorney's Office enter an Agreement with the State of Minnesota, for the Federal Drug Control and System Improvement Act Grant of 1999, to be conducted during the period from January 1, 1999 through December 31, 1999.

Washington County Board Chair and/or Washington County Administrator and/or Senior Assistant Washington County Attorney are hereby authorized to sign and execute such agreements as are necessary to implement this project on behalf of Washington County.

8. Approval of 1998 Administrative Appeal Policy for the Solid Waste Management Service Charge.
9. Approval of banding and grading and job descriptions for the new classifications created for the County reorganization relating to the County Auditor-Treasurer's Office as follows: License Bureau Manager, C4-2-1/C4-3-1 (depending on assignment); Director of General Services, D6-2-1; Appraisal Manager, C5-1-1/C5-2-1 (depending on assignment); and Director of Assessment and Taxation, D6-3-1.
10. Approval of personal leave of absence for Jay A. Brunner in the County Attorney's Office retroactive from June 28, 1998 through December 31, 1998, for the expressed purpose of accepting appointment as County Attorney Foley's statutorily-appointed position of First Assistant.
11. Approval of revisions to the Washington County Safety Program and the removal of Policy #1405 Washington County Safety Committee (#1405 has been incorporated into Policy #1406 Washington County Safety Program).
12. Approval of revisions to the Severe Weather Shelter Plan and Fire/Emergency Evacuation Plan Policy No. 1411.
13. Approval of the new County Ergonomics Program.
14. Adoption of **Resolution No. 98-134** as follows:

Resolution Authorizing Execution of Grant Agreement  
with the Office of Drug Policy and Violence Prevention  
Minnesota Department of Children, Families and Learning

BE IT RESOLVED that the Washington County Sheriff's Department enter into a cooperative agreement with the Office of Drug Policy and Violence Prevention in the Minnesota Department of Children, Families and Learning

August 25, 1998

for the project entitled East Metro Coordinated Narcotics Task Force-Washington during the period from January 1, 1999 through December 31, 1999.

BE IT FURTHER RESOLVED that the County Board Chair and County Administrator are hereby authorized to execute such agreements and amendments, as are necessary to implement this project on behalf of Washington County.

The foregoing Consent Calendar was adopted unanimously.

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

#### **Canvass Board Appointments**

Commissioner Hegberg moved to appoint Commissioner Abrahamson and Commissioner Stafford to the Primary election canvass board, Friday, September 18, 1998, at 10:00 a.m. and the General election canvass board, Monday, November 9, 1998, at 10:00 a.m. Commissioner Peterson seconded the motion and it was adopted unanimously.

#### **Integrated Property Tax and Land Records System**

Molly O'Rourke, Acting Auditor-Treasurer, presented a brief overview of a proposal to develop a joint powers agreement between Anoka, Hennepin, Ramsey and Washington Counties to investigate the feasibility of creating a common integrated property tax and land records system. She noted that Dakota County is also interested but has not committed to participating although they have been attending all of the meetings. She believes there would be economic efficiencies if the metropolitan counties were using the same system, it would allow for a more uniform implementation of the existing property tax laws and it would also allow more stability in the depth of the systems. She stated that the department would use its mission directed funds for 1997 and 1996 to fund the contract in an amount not to exceed \$50,000.

Commissioner Peterson moved to authorize approval for staff to pursue development of a joint powers agreement between Anoka, Hennepin, Ramsey and Washington Counties to investigate the feasibility of creating a common integrated property tax and land records system. Commissioner Stafford seconded the motion and it was adopted unanimously.

August 25, 1998

**GENERAL ADMINISTRATION****Green Corridor Project**

Robert Lockyear, Administrative Services Director, presented an update on questions raised by the County Board at the August 11 workshop regarding funding options for a green corridor project. He indicated that these questions were referred to the County Attorney's office for review. Mr. Lockyear presented the following summary:

- Use of capital bonding - Bonding for open space acquisition can be used to acquire identified property; however, there is a problem with acquiring property rights. The County Attorney's office does not feel that the County has the ability to acquire development rights using capital bonds; that could only be done through a levy.
- The Board has a right to levy up to its levy limits for purchase of development rights. It could levy for a debt payment for general obligation bonds for acquisition of property; but if general obligation bonds were requested, the County would need to seek special legislation before it could sell bonds to purchase development rights. Counties do not presently have that right.
- The County Attorney discovered that the County has not changed the zoning ordinances that would allow the County to purchase development rights and that would need to be done.

Mr. Lockyear stated he has been in contact with Michael Pressman, Green Corridor Project, and is concerned that while the Green Corridor Project has made great progress and have identified options for the Green Corridor, they have not come to a point where they can bring it to the Board and ask for endorsement. At this point there is no endorsed corridor plan.

Mr. Lockyear asked the Board, with the information presented today, if it wishes to go forward with a referendum at this time.

Commissioner Hauser stated that the time may not be right to pursue this, but the County should prepare for whatever future options it may wish to exercise. This would include amending the County ordinances to allow the Board to do what it decides it may do. At this time, she feels the County should start with its ordinances and then, if the County sees that it needs to expand its authority, have the legislature allow the County to bond for a property rights acquisition.

August 25, 1998

Commissioner Hegberg stated he agrees. He does not believe the County wants to get into ownership of that much property.

Commissioner Abrahamson stated he also agrees and there is a lot of work to do before it can be put before the voters. He believes they are two years away from getting all the answers, if they are going to go before the voters for a referendum.

Commissioner Hegberg indicated he would still like to go to the voters because at the last discussions they were looking at \$5,000 an acre. To purchase 5,000 acres at \$5,000 an acre is \$25 million and that is only about seven sections of ground. If the County is looking at a corridor along CR 15 or 95 it's not going to be a cheap item to acquire rights if those calculations are anywhere close.

Commissioner Hegberg asked if Senator Price and Senator Laidig are on a task force which is looking at this issue?

James Schug, County Administrator, stated that if the County were in fact interested in looking at legislative permission to allow counties to purchase development rights, that really isn't a Washington County initiative and should be a state-wide issue. He suggested that a meeting could be set up with the two representatives who are on that commission and explain to them what the County found and they may be interested in carrying this issue to the full commission and the full legislature. He stated it wouldn't be a special Washington County legislation, but would be an initiative that the County would participate in.

Commissioner Peterson stated that she chairs the Sustainable Development Committee at AMC and suggested that Michael Pressman, Green Corridor Project, and County staff make a presentation before that Committee on purchased development rights. She feels that would be a good opportunity to start talking to commissioners throughout the state. She also suggested that Chisago County be a part of the initial presentation and that Senators Price and Laidig be invited.

Commissioner Hauser feels that a state-wide statute that allows the acquisition, should counties wish to acquire property rights in this way, would be helpful in looking at a larger corridor establishment; however, she believes the County should get its own ordinances in shape and ask staff to provide proposals for ordinances that would allow that option. She also believes the public should be educated on what transferred development rights or purchased developments rights might do for the significant landowners in the County should they decide to participate and what their options might be.



August 25, 1998

Mr. Schug stated that the timing of this presentation was that if the County was going to put a question on the referendum, that needed to be determined by early September. The Green Corridor Project will be updating the County Board on where the corridors may be occurring and the Board will have a chance to review and make comments.

Commissioner Hegberg stated he does not believe there needs to be a motion, because nothing is going to be done at this time. He believes the next step would be to meet with Senator Price and Senator Laidig, AMC and Chisago County and start the ball rolling in the legislative session this year, because it will take them a while to discuss it and arrive at something in a couple of years. He still feels this should be an issue that is voted on by the taxpayers in Washington County.

#### **1999 Proposed Budget**

Virginia Erdahl, Deputy Administrator, presented information on the General Operations budget which includes a variety of revenues and expenditures which are miscellaneous and do not fit in any particular department and are of county-wide importance. Ms. Erdahl asked for direction in two areas: Is the \$50,000 for the Sesquicentennial a figure the Board is comfortable with; and, how the Board would like to advertise the Truth-in-Taxation hearing.

It was Board consensus to allocate \$50,000 for the Sesquicentennial.

The Board discussed the Truth-in-Taxation hearing advertisement.

Commissioner Stafford stated that given the magnitude of the County's budget the Board should make sure that as many citizens as possible are informed and reduce the situation where citizens indicated they were not informed of these meetings. In the past they've used the Pioneer Press and every newspaper in the County with a reasonable circulation.

Commissioner Hegberg asked if the Truth-in-Taxation hearing notice was published in the Staying in Touch Newsletter which is mailed to every household? Ms. Erdahl indicated that it will be included in that publication.

Commissioner Abrahamson moved to advertise the Truth-in-Taxation hearing notice in the St. Paul Pioneer Press and one newspaper in every Commissioner district. Commissioner Peterson seconded the motion and the motion failed on a 3-2 vote as follows: Yes, Commissioners Abrahamson and Hegberg; No, Commissioners Peterson, Hauser and Stafford.

August 25, 1998

Commissioner Stafford moved to advertise the Truth-in-Taxation hearing notice in the St. Paul Pioneer Press, the legal newspaper Oakdale-Lake Elmo Review (Lillie Suburban) and the County Staying in Touch Newsletter with a prominent display. Commissioner Peterson seconded the motion and it was adopted unanimously.

Ms. Erdahl presented a list of 1999 proposed budget decision points for the Board to consider. The Board took the following actions on these items:

Commissioner Hauser moved to approve the request by the Community Services Department for replacement of Federal funding for the Workforce Center in the amount of \$28,000. Commissioner Abrahamson seconded the motion and it was adopted unanimously.

Commissioner Hauser moved to approve the request by the Public Works Department for an initial historical resources survey in the amount of \$10,000 and that the south shop addition and Historic Courthouse retaining wall work would be included in the 2000 bonding projects. Commissioner Stafford seconded the motion and it was adopted unanimously.

Ms. Erdahl indicated that the request by the Health, Environment and Land Management Department for Washington County's share of central operations of a metro immunization clinic was withdrawn and will be coming back next year.

Commissioner Peterson moved to approve the request by the Court Services Department for the implementation of a second P.L.A.C.E. Program in the amount of \$65,000. Commissioner Abrahamson seconded the motion and it was adopted 4-1 with the vote as follows: Yes, Commissioners Hegberg, Abrahamson, Peterson and Stafford; No, Commissioner Hauser.

Commissioner Hauser moved to not fund the request by the University of Minnesota Extension in the amount of \$15,000 for a coordinator for special projects for at-risk citizens. Commissioner Abrahamson seconded the motion and it was adopted unanimously.

Commissioner Abrahamson moved to approve the request by the Soil and Water Conservation District for an increase in their 1998 allocation for wage and benefit increases and the replacement of three P.C.'s in the amount of \$18,000. Commissioner Stafford seconded the motion and it was adopted unanimously.

Commissioner Hauser moved to approve the request by the Library to increase hours and book collections at the Oakdale Library in the amount of \$59,000. Commissioner Peterson seconded the motion and it was adopted unanimously.

August 25, 1998

Commissioner Abrahamson moved to authorize using 1998 MCIT refunds, totaling \$393,000, to implement the post-retirement health care benefits program. Commissioner Peterson seconded the motion and it was adopted unanimously.

Ms. Erdahl asked for Board direction on the Washington County Housing and Redevelopment Authority 1999 levy allocation.

The Board discussed the Washington County Housing and Redevelopment Authority levy.

Commissioner Stafford stated that the County Board walks a fine line of not wanting to be aligned too closely with the HRA because they are a separate entity, even though this Board appoints members to the HRA Board, they operate separately. He has had concerns with this organization for many years as Auditor-Treasurer. He was not impressed with the budget presentation by HRA. Since there are a couple of weeks remaining before the levy is certified he suggested the Board wait on this matter. He does not believe in rubber stamping a maximum levy just because they are who they are. He acknowledges that great efforts are being made to get their house in order, but that does not warrant that this Board rubber stamp this levy.

Commissioner Hegberg stated that the final decision can be made at the Truth-in-Taxation hearing. The Board has to certify the levy in two weeks. The levy can be lowered after the Truth-in-Taxation hearing, but it cannot be raised after the amount has been set.

Commissioner Hauser stated that in the past this Board has elected to levy the entire portion. She is quite assured by the Chairman, who sits as liaison to the HRA Board, that these are appropriately accorded. She recommended that the full levy be allowed for the Washington County Housing and Redevelopment Authority.

Ms. Erdahl indicated she will include the Washington County Housing and Redevelopment Authority levy when this is brought back in two weeks for approval. She stated that will also include the \$200,000 which is separate for the Landfall project.

The Board took a short recess at 10:35 a.m.

#### **1999-2003 Capital Improvement Program**

Chris Eitemiller, Budget & Policy Analyst, presented an overview of the first draft of the 1999-2003 Capital Improvement Program.

August 25, 1998

Commissioner Hegberg believes that the proposed district court and supporting services expansion scheduled for 2003 and costing \$17 million be delayed. He feels that the Courts area has just been remodeled and should carry out further than 2003. He suggested moving it back to 2005. Mr. Eitemiller stated there is a chart for future projects and this item could be moved into that area and not included in this CIP. In two years it would be included in the CIP and would be listed in this CIP as a future project.

It was Board consensus to move the district court and supporting services expansion out to the year 2005.

Commissioner Hegberg suggested that the \$2 million allocated for the north service center in 2003 be increased to \$4 million. Commissioner Stafford agreed that \$2 million will not buy much if the service center would include the license center, library and courts. He suggested a figure closer to \$6 million rather than \$4 million.

It was Board consensus to increase the north service center funding from \$2 million to \$6 million with the year to remain at 2003.

James Schug, County Administrator, updated the Board on the status of the joint public training facility which was included in the CIP. He distributed a summary of the work associated with studying the feasibility of constructing a Washington County local government public safety training facility. This facility would meet the training needs of law enforcement, fire safety and emergency medical services throughout the County. He indicated that the preliminary estimate for the cost of this facility is \$8.7 million which is a cost that would be shared with other local units of government. He stated that \$2 million has been allocated in the CIP for the year 2000.

Don Wisniewski, Public Works Director, presented an overview of new 2003 projects which have been added to the CIP. He also discussed bonding issues for the year 2000 and noted there were some projects identified in the 2015 transportation plan that are not funded. He distributed a summary of unfunded public works bond projects.

Commissioner Hauser mentioned that as the Board is looking at bonding issues, they should keep in mind that there may be some obligations the Board may like to include in bonding for rail transit in the County.

Mr. Wisniewski also discussed the parks development and land acquisition chapter of the CIP related to the year 2003. He stated that the CIP plan is based on the master plan for each park as well as the anticipation that the County would be able to get funding through the Metropolitan Council as it relates to the regional parks.

August 25, 1998

Commissioner Hauser suggested that in future Staying in Touch newsletters, the County could remind citizens that they can participate in tree replanting efforts and use those as memorials or celebrations for different occasions.

Ms. Erdahl asked if there were any items that Mr. Wisniewski discussed which were not listed in the CIP that the Board would like added in prior to sending the document out to communities for their review?

Commissioner Hauser stated the issue she discussed which was an addition to the bonding capabilities perhaps in the very last year or 2002 talking about additional bonding monies that may be committed in order to participate in a local match to funds that may come from other places for transit proposals.

Ms. Erdahl stated they will add a category for future transit projects and bond funding. In terms of Mr. Wisniewski's list of bond funding needs for transportation projects, the ones he had checked, she asked if the Board wanted to add any of those in for bonds? It was Board consensus to add the checked items for 2000, 2001 or 2002 based on Mr. Wisniewski's recommendation.

#### **DISCUSSION FROM THE AUDIENCE**

John Waller, 14010 Homestead Avenue, Hugo - Mr. Waller discussed the proposed budget for the Rice Creek Watershed District for 1999. He stated the budget is approximately \$1,509,000 in expenditures and the levy is \$1,145,000. He assumes the taxes are going to go up in order to pay for that. He stated he is not opposed to paying taxes, but would like to get value from his investment. The number one purpose for the establishment of a watershed district is to control or alleviate damage from flood waters. This budget does not contain any funding to solve the problems he is having with Judicial Ditch No. 2. He wanted to inform the County Board about this matter and will be back for further updates.

Peggy Huerstel, 10234 204<sup>th</sup> Street North, Forest Lake, updated the Board on the new speed limit of 15 miles per hour on Sylvan Lake. She reported that 13 unsubstantiated phone calls have been made to the Sheriff's Office—no one has been cited for speeding, because they are operating within the law. She feels the opposition do not represent many of the lakeshore residents. They represent the residents one, two, three and even four tiers back who have no lake access and pay no taxes on the lake. They have formed a Lake Association with by-laws preconceived before the first meeting stating that business can be transacted with only 10 paid up members present. That association will make most of the decisions and although individuals can attend those meetings, you cannot talk unless you have prearranged to be on the agenda. She and many other lakeshore owners feel the Lake Association is a poor idea and will not represent them. Ms. Huerstel distributed a handout to the Board containing a letter from them about this issue; a letter to the Minnesota



August 25, 1998

Lake Association; the group's letter to all the people around the lake; and a letter to the editor that went in the Forest Lake Press from their side.

Eugene Huerstel, 10234 204<sup>th</sup> Street North, Forest Lake, discussed the Sylvan Lake issue with the County Board. He presented an update regarding the Lake Association which met on August 24. He stated he was disappointed on how it was started and brought forth. There are people who started it who do not live on the lake. He stated when they go out knee boarding they go at 15 miles per hour or under. People are video taping from the bushes, they call their neighbors so they have documentation from three or four people. Some people have called the Sheriff three times and some twice. He stated that each time the Sheriff has come down, they have not observed any violations.

#### **COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Peterson indicated that she had a brochure from the Lincoln Institute of Land Policy which she will give to the Planning Department. She also noted that there is a new land use leadership conference "New Approaches to Land Use Policy" at Cragun's Resort on October 15 - 17, 1998.

#### **BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

#### **ADJOURNMENT**

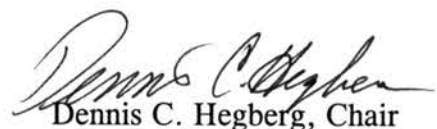
There being no further business to come before the Board, Commissioner Peterson moved to adjourn, seconded by Commissioner Abrahamson and it was adopted unanimously. The Board meeting adjourned at 12:05 p.m.

Attest:



James R. Schug

County Administrator



Dennis C. Hegberg, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
SEPTEMBER 1, 1998**

**WASHINGTON COUNTY REGIONAL RAIL AUTHORITY CONVENES**

The Washington County Regional Rail Authority convened at 4:30 p.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Absent none. Regional Rail Authority Chair Hauser presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Jay Brunner, First Assistant County Attorney; Don Wisniewski, Public Works Director; Doug Fischer, Deputy Public Works Director; Sandy Cullen Transportation Engineer; Dan Papin, Community Services Director; Char Farnum, Community Services Division Manager; Beth Clendenen, Community Services; Brandi Niemi, Community Services; Jeanne Springstroh, Community Services; Robert Lockyear, Administrative Services Director; and David Brierley, Public Information Coordinator. Official Proceedings of the Regional Rail Authority are available in the Office of Administration.

**WASHINGTON COUNTY BOARD OF COMMISSIONERS CONVENES**

The Washington County Board of Commissioners met in regular session at 5:25 p.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Absent none. Board Chair Hegberg presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Jay Brunner, First Assistant County Attorney; Don Wisniewski, Public Works Director; Doug Fischer, Deputy Public Works Director; Sandy Cullen Transportation Engineer; Dan Papin, Community Services Director; Char Farnum, Community Services Division Manager; Beth Clendenen, Community Services; Brandi Niemi, Community Services; Jeanne Springstroh, Community Services; Robert Lockyear, Administrative Services Director; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner Abrahamson moved, seconded by Commissioner Peterson to adopt the following Consent Calendar:

1. Approval of revised Metropolitan Library Service Agency's (MELSA) Joint Powers Agreement.
2. Approval of abatement applications for homestead classifications as follows:

September 1, 1998

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 08.032.21.32.0029	Wiggins, Bruce	\$1,160.00
R 29.031.21.13.0011	Kimlinger, Mary K.	484.00
R 29.031.21.13.0011	Kimlinger, Mary K.	588.00
M 88.088.88.00.1774	Gloe, Sandra	508.00
M 88.088.88.00.0549	Churchill, James	42.00
R 32.029.21.11.0034	Bradley, Marcia & Mark	1,408.00

3. Adoption of **Resolution No. 98-135** as follows:

County Veterans Service Office  
Operational Improvement Grant

BE IT RESOLVED that Jon D. Larson act as the legal sponsor for project(s) contained in the County Veterans Service Officers Grant Application submitted on August 11, 1998 and that the County Veterans Service Officer is hereby authorized to receive grant funds from the Minnesota Department of Veterans Affairs for funding of this project on behalf of Washington County.

BE IT FURTHER RESOLVED, that Jon D. Larson has the legal authority to apply for financial assistance, and the institutional, managerial, and financial capability to ensure adequate construction, operation, maintenance and replacement of the proposed project.

BE IT FURTHER RESOLVED, that Washington County has not violated any Federal, State or local laws pertaining to fraud, bribery, graft, kickbacks, collusion, conflict of interest or other unlawful or corrupt practices.

4. Approval of cooperative agreement between Minnesota State Colleges and the Workforce Center to operate the 8% Educational Coordination Program for the period beginning July 1, 1998 through March 31, 2001.
5. Approval to appoint Chief Lindy Swanson to the Washington County Community Corrections Advisory Board as a Law Enforcement Representative.
6. Approval to amend the Smoking in County Facilities Policy by including the Court Administration east lower level entrance as a public non-smoking entrance.
7. Approval for removal of house at 11560 - 170<sup>th</sup> Street, May Township, Minnesota, for the Big Marine Park Reserve.

The foregoing Consent Calendar was adopted unanimously.

September 1, 1998

**COMMUNITY SERVICES DEPARTMENT**

Char Farnum, Community Services Division Manager, Beth Clendenen, Managed Care Advocate and Jeanne Springstroh, Community Services Eligibility Specialist, provided an update on activities with the MinnesotaCare Outreach Grant to promote enrollment of uninsured persons in Washington County. Ms. Clendenen mentioned that as of July there have been 2,300 individuals enrolled in the program.

**DISCUSSION FROM THE AUDIENCE**

Jan Bly, 13230 Panorama Avenue North, May Township - Mr. Bly discussed problems he has had in getting a building variance to replace a roof on his garage which he planned on turning into a family room. He distributed material which provides a brief synopsis as to what has transpired. He was denied a variance because it was too close to the road and was told he needed a garage. He then reapplied to replace the roof and make that space into a storage and garage area. They were denied again on August 20. He feels they got an unjust deal and wanted to bring this matter to the Board's attention. He does not believe they got a fair hearing. They made no threats, but the Washington County Sheriff's Department was called into the meeting and they felt intimidated. Commissioner Hegberg indicated they would look into the matter and he'll call Mr. Bly himself since he lives in his district.

John Waller, 14010 Homestead Avenue, Hugo - Mr. Waller distributed a booklet containing the following information: Options and considerations for repairs to JD2/Hardwood Creek Profile, and the Hardwood Creek profile prepared by Montgomery Watson; State Statute 103D.201, Watershed district purposes and 103B.201, Metropolitan water management program purposes; Rice Creek Watershed District 1999 Operational Plan; Proposed Rice Creek Watershed District Budget for 1999; and Summary of revenue and expenditures of 509 implementation fund (103B). He also distributed a copy of the Rice Creek Watershed District map. He stated that the profile of Judicial Ditch No. 2 indicates that the culverts have been placed, under the authority of the Rice Creek Watershed District, three to four feet too high. It is his belief that a great deal of the problems with the water in the southeastern part of Hugo, School Section Lake, is due to a blockage of the underground water outlets which are in Rice Lake.

Commissioner Hegberg indicated that a meeting is being established with the City of Hugo to discuss some of these issues.

Ed Waller, former resident of Hugo, represented his mother who resides at 14310 Homestead Avenue - Mr. Waller also discussed Judicial Ditch No. 2. He stated he is positive that the artesian springs that outlet in Rice Lake affect School Section Lake. He hopes the County will support the City of Hugo in getting those culverts at the appropriate elevation.

September 1, 1998

**GENERAL ADMINISTRATION****Citizen Survey**

Dr. Bill Morris, Decision Resources, presented an overview of the results and his analysis of a recent citizen survey. This survey was taken in early summer using a 750 person sample with 150 coming from each Commissioner District.

**Federal Cuts in Health and Human Service Programs**

James Schug, County Administrator, reviewed a proposed letter to the congressional delegation regarding proposed cuts in Medicaid, SSI, temporary assistance for needy families and food stamps. This letter urges the federal congressional delegation to oppose the budget resolution that is proposed. It was Board consensus that these letters be sent to Senator Wellstone, Senator Grams and Representative Luther.

**BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

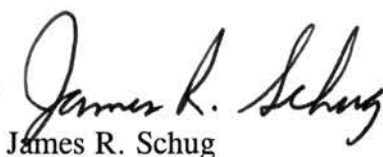
**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Abrahamson voiced his concerns about the topic raised regarding Judicial Ditch No. 2 and he hopes the Board will stay on top of this issue.

**ADJOURNMENT**

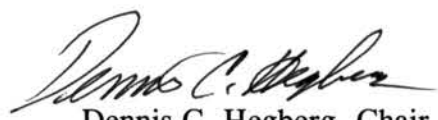
There being no further business to come before the Board, Commissioner Peterson moved to adjourn, seconded by Commissioner Stafford and it was adopted unanimously. The Board meeting adjourned at 7:05 p.m.

Attest:



James R. Schug

County Administrator



Dennis C. Hegberg, Chair  
County Board



**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**SEPTEMBER 8, 1998**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Absent none. Board Chair Hegberg presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Don Wisniewski, Public Works Director; Jack Perkovich, Deputy Public Works Director; Mike Polehna, Parks Manager; Russ Reetz, Court Services Director; Dan Papin, Community Services Director; Cynthia Rupp, Community Services Supervisor; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner Abrahamson moved, seconded by Commissioner Peterson to adopt the following Consent Calendar:

1. Approval of the August 25 and September 1, 1998 Board meeting minutes.
2. Adoption of **Resolution No. 98-136** as follows:

Resolution Authorizing Submission of a Joint Application  
for Community-Based Planning Grant Funds with  
the Cities of Mahtomedi and Willernie

WHEREAS, the Cities of Mahtomedi and Willernie share a downtown area which developed at the Wildwood Park streetcar station and uses County State Aid Highway 12 as its main street; and

WHEREAS, the downtown retains substantial potential to be a sustainable community space, retail center, destination and an integral part of the regional trail and recreational system, and its proximity to a substantial area of affordable housing makes its vitality especially important to the values of the region; and

WHEREAS, the impediments to realizing the area's potential lie in the unique city boundary pattern that meanders through the downtown area and the lack of uniformity between the two City codes; and

WHEREAS, without uniform commercial land use regulations it is difficult, if not impossible, for the Cities to implement any type of public financing mechanisms that would be needed to stimulate private investment in commercial properties and boost the communities' tax base; and

WHEREAS, the Cities of Mahtomedi and Willernie have budgeted a total of \$7,500 to pay for a portion of the Downtown Planning Study; and

September 8, 1998

WHEREAS, Washington County agrees to provide in-kind staff support in the amount of \$2,500 to the Cities of Mahtomedi and Willernie for the Downtown Planning Study as it relates to CSAH 12; and

WHEREAS, the Cities of Mahtomedi and Willernie wish to apply for a \$40,000 Community-Based Planning grant to fund the balance of the Downtown Planning Study.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners approves and supports a joint application with the Cities of Mahtomedi and Willernie to Minnesota Planning for the purpose of obtaining a Community-Based Planning Grant in the amount of \$40,000 to assist in funding a Downtown Planning Study as outlined in the grant application.

3. Approval of the County's comments concerning the City of Woodbury's proposed reduction in size of Tax Increment Financing District No. 9, and establishment of Tax Increment Financing District No. 12 within Development District No. 1.

4. Approval of abatement applications for homestead classification and values as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 10.027.21.12.0058	Cuzzourt, John	\$1,064.00
M 88.088.88.00.1741	Mamer, Sara	292.00
R 20.030.21.44.0067	Zaudke, Luann	946.00
R 28.030.20.24.0105	Greene, Mary	968.00
R 30.030.21.32.0068	Flaherty, James	1,128.00
R 15.028.21.14.0039	Becker, Jenifer	512.00
R 14.032.21.23.0037	Wruck, Susan	346.00
R 11.032.21.22.0008	Cameron, Dean	464.00
R 19.029.20.11.0001	Mpls-St. Paul Airport	2,858.00
R 19.029.20.11.0001	Mpls-St. Paul Airport	2,858.00
R 19.029.20.12.0001	Mpls-St. Paul Airport	2,196.00
R 19.209.20.12.0001	Mpls-St. Paul Airport	2,196.00

5. Approval of on sale wine license for Kimberly's Catering, d.b.a. Withrow Ballroom, for the period October 1, 1998 to March 31, 1999.
6. Approval of the School-to-Work Partnership Grant between the Minnesota Department of Children, Families & Learning and the Workforce Center Division to administer the grant for the Southeast Metro School-to-Work Partnership for the period April 1, 1998 through March 31, 1999.
7. Notification of a Certification of Commendation to Ramsey and Washington Counties by Governor Carlson for the Adult Mental Health initiative.

September 8, 1998

8. Approval of agreement with the City of Cottage Grove and authorize payment for distribution of curbside recycling funds in the amount of \$57,000.
9. Approval to advertise for bids for the addition of mechanical humidification equipment to the Government Center heating, cooling and air conditioning system.

The foregoing Consent Calendar was adopted unanimously.

## **PUBLIC WORKS DEPARTMENT**

### **Award Citizen Commendation to Elliot Houser**

Dennis Hegberg, Board Chair, presented a Citizen Commendation to Elliot Houser for saving the life of an 11 year old boy on August 1, 1998 at the Lake Elmo Park Reserve Swim Pond.

### **Jurisdictional Transfer Agreements**

Commissioner Peterson moved to adopt **Resolution No. 98-137** as follows:

Resolution for Transferring County State Aid Highway 15  
to the Minnesota Department of Transportation and  
Accepting Jurisdictional Responsibility of Segment of  
Minnesota Trunk Highway 95 from the Minnesota  
Department of Transportation

WHEREAS, the Washington County Board of Commissioners adopted the 2015 Comprehensive Plan on April 22, 1998; and

WHEREAS, the Comprehensive Plan Transportation section contains recommended jurisdictional transfer of highways; and

WHEREAS, the transfer of County State Aid Highway 15, between County State Aid Highway 18 and I-94 from Washington County to the Minnesota Department of Transportation is a recommended jurisdictional transfer; and

WHEREAS, the transfer of County Road 30A between the west city limits of Lakeland and T.H. 95 from Washington County to the Minnesota Department of Transportation is a recommended jurisdictional transfer; and

WHEREAS, the transfer of Minnesota Trunk Highway 95 between County State Aid Highway 18 and I-94 from the Minnesota Department of Transportation to Washington County is a recommended jurisdictional transfer; and

WHEREAS, Washington County and the Minnesota Department of Transportation have entered into a Memorandum of Understanding for Jurisdictional Transfers dated September 10, 1996; and

September 8, 1998

WHEREAS, this Memorandum of Understanding includes the transfer of County State Aid Highway 15 between County State Aid Highway 18 and I-94 from Washington County to the Minnesota Department of Transportation and the transfer of Minnesota Trunk Highway 95 between County State Aid Highway 18 and I-94 from the Minnesota Department of Transportation to Washington County; and

WHEREAS, Washington County Public Works staff conducted a public meeting on April 22, 1998 regarding this jurisdictional transfer; and

WHEREAS, County State Aid Highway 15 is a County State Aid Highway and Minnesota Trunk Highway 95 is Trunk Highway; and

WHEREAS, County State Aid Highway 15 between County State Aid Highway 18 and I-94 is located in the City of Afton and the City of Woodbury; and

WHEREAS, City of Afton and City of Woodbury approval to remove County State Aid Highway designation from County State Aid Highway 15 is required; and

WHEREAS, Minnesota Trunk Highway 95 between County State Aid Highway 18 and I-94 is located in the cities of Afton, Lake St. Croix Beach, Lakeland, Lakeland Shores, St. Mary's Point and Woodbury; and

WHEREAS, City of Afton, City of Lake St. Croix Beach, City of Lakeland, City of Lakeland Shores, City of St. Mary's Point, and City of Woodbury approval to add County State Aid Highway designation to the portion of Minnesota Trunk Highway 95 being transferred to Washington County is required; and

WHEREAS, the Commissioner of Transportation approval to transfer County State Aid Highway designation is required; and

WHEREAS, this transfer is conditioned upon Commissioner of Transportation approval; and

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners hereby revokes County road designation of the following described portion of County State Aid Highway 15 and County Road 30A and that responsibility of these roads shall revert to the Minnesota Department of Transportation, pursuant to Minn. Stat. 162.02 on or before November 1, 1998.

#### PORTION OF COUNTY STATE AID HIGHWAY 15 DESCRIPTION

Beginning at the intersection of 40<sup>th</sup> Street South (Minnesota Trunk Highway 95) and Bailey Road (County State Aid Highway 18) and Manning Avenue (County State Aid Highway 15), Section 24 and Section 25, T28N, R21W, and Seciton 19 and Section 30, T28N, R20W in the Cities of Afton and Woodbury, along the public road known as Manning Avenue northerly to the intersection of the interstate 94, Section 6, T28N, R20W and Section 1, T28N, R21W in the City of Afton and the City of Woodbury and there terminating, being approximately 4.0 miles in length.

#### PORTION OF COUNTY ROAD 30A DESCRIPTION

Beginning at the west limits of the City of Lakeland and easterly along the public road known as County Road 30A, Section 35, T29N, R20W, to the intersection of Minnesota Trunk Highway No. 95 and there terminating, being approximately 0.6 miles in length.

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners hereby adds County State Aid road designation of the following described portion of Minnesota Trunk Highway 95 and that responsibility of this road shall revert to Washington County, pursuant to Minn. Stat. 162.02 on or before November 1, 1998; and

September 8, 1998

PORTION OF MINNESOTA TRUNK HIGHWAY 95 DESCRIPTION

Beginning at the intersection of 40<sup>th</sup> Street South (Minnesota Trunk Highway 95) and Bailey Road (County State Aid Highway 18) and Manning Avenue (County State Aid Highway 15) Section 24 and Section 25, T28N, R21W, and Section 19 and Section 30, T28N, R20W in the Cities of Afton and Woodbury, along the public road known as 40<sup>th</sup> Street South easterly to Afton Boulevard South, northeasterly to St. Croix Trail, northerly to the intersection of the Interstate 94, Section 35, T29N, R20W in the City of Lakeland, and there terminating, being approximately 8.7 miles in length.

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners hereby requests the Commissioner of Transportation to approve this transfer; and

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners hereby requests City of Afton and City of Woodbury approval of this removal of County State Aid Highway designation from County State Aid Highway 15 between County State Aid Highway 18 and I-94; and

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners hereby requests City of Afton, City of Lake St. Croix Beach, City of Lakeland, City of Lakeland Shores, City of St. Mary's Point, and City of Woodbury approval of this addition of County State Aid Highway designation to Minnesota Trunk Highway 95 between County State Highway 18 and I-94; and

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

Commissioner Stafford seconded the motion and it was adopted unanimously.

Commissioner Abrahamson moved to adopt **Resolution No. 98-138** as follows:

Resolution for Revocation of County State  
Highways 30, 31 and 32

WHEREAS, Washington County and the Cities of Lakeland, Lakeland Shores, Lake St. Croix Beach and St. Mary's Point have entered into a turnback agreement for the revocation of County State Aid Highway 30, 31 and 32; and

WHEREAS, Washington County must adopt a resolution for a revocation of these roads to the Cities; and

WHEREAS, the Commissioner of Transportation approval for revocation of these roads is needed; and

WHEREAS, the revocation is conditioned upon Commissioner of Transportation approval; and

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners hereby revokes both the County Road designation and County State Highway designation of the following described County State Aid Highways and that responsibility for these roads shall revert to the Cities of Lakeland, Lakeland Shores, Lake St. Croix Beach, and St. Mary's Point, pursuant to Minn. Stat. 162.02 on November 1, 1998.



September 8, 1998

COUNTY STATE AID HIGHWAY 30 DESCRIPTION

Beginning at the intersection of St. Croix Trail (Minnesota Trunk Highway 95) and Second Street North (County State Aid Highway 30), Section 35, T29N, R20W in the City of Lakeland Shores, along the public road known as Second Street North easterly to Quinnell Avenue North, continuing along Quinnell Avenue North northerly to Eighth Street North, continuing along Eighth Street North westerly to St. Croix Trail (Minnesota Trunk Highway 95), Section 35, T29N, R20W, in the City of Lakeland, and there terminating, being approximately 1.34 miles in length.

COUNTY STATE AID HIGHWAY 31 DESCRIPTION

Beginning at the intersection of St. Croix Trail (Minnesota Trunk Highway 95) and 20<sup>th</sup> Street South (County State Aid Highway 31), Section 11, T28N, R20W, in the City of Lake St. Croix Beach, along the public road known as 20<sup>th</sup> Street South easterly to Quinlan Avenue South, continuing along Quinlan Avenue South northerly to 13<sup>th</sup> Street South, continuing along 13<sup>th</sup> Street South westerly to its termini with St. Croix Trail (Minnesota Trunk Highway 95), Section 11, T28N, R20W, in the City of Lake St. Croix Beach, and there terminating, being approximately 1.01 miles in length.

COUNTY STATE AID HIGHWAY 32 DESCRIPTION

Beginning at the intersection of St. Croix Trail (Minnesota Trunk Highway 95) and St. Mary's Drive (County State Aid Highway 32), Section 14, T28N, R20W in the City of St. Mary's Point, along the public road known as St. Mary's Drive easterly to Queens Avenue South, continuing along Queens Avenue South northerly to 20<sup>th</sup> Street South (County State Aid Highway 31), Section 14, T28N, R20W in the City of St. Mary's Point, and there terminating, being approximately 0.67 miles in length.

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners hereby requests the Commissioner of Transportation to approve this revocation; and

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

Commissioner Stafford seconded the motion and it was adopted unanimously.

Commissioner Peterson moved to approve the jurisdictional transfer agreements between Washington County and the cities of Lakeland, Lakeland Shores, Lake St. Croix Beach and St. Mary's Point for CSAH 30, 31 and 32. Commissioner Abrahamson seconded the motion and it was adopted unanimously.

GENERAL ADMINISTRATIONProposed Budget for Payable 1999

Commissioner Hauser moved to adopt **Resolution No. 98-139** as follows:

September 8, 1998

Resolution Adopting the Washington County  
Proposed Budget for Payable 1999

OPERATING FUNDS	EXPENDITURES	REVENUE OTHER THAN LEVY	FUND BALANCE INC.(DEC)	GROSS LEVY	HACA	CERTIFIED LEVY
General Government	\$56,744,000	\$28,418,700	(\$1,281,600)	\$27,043,700	\$3,933,031	\$23,110,670
Workforce Center	1,532,900	1,367,300	0	165,600	24,084	141,516
Veterans Services	134,200	0	0	134,200	19,517	114,684
General Government Total:	58,411,100	29,786,000	(1,281,600)	27,343,500	3,976,632	23,366,870
Social Services	25,963,000	14,123,500	(400,000)	11,439,500	1,663,674	9,775,826
Public Works-Road & Bridge	10,049,400	5,529,400	(235,000)	4,285,000	623,178	3,661,822
Public Works-Parks	1,707,600	1,014,500	0	693,100	100,799	592,301
Regional Rail Authority	159,300	0	40,700	200,000		200,000
Library	4,154,700	246,000	0	3,908,700	568,452	3,340,248
Debt Service - County Wide	6,788,100	956,700	218,600	6,050,000	879,866	5,170,134
Debt Service - Library District	152,600	12,800	(139,800)	0	0	0
Subtotal:	\$107,385,800	\$51,668,900	(\$1,797,100)	\$53,919,800	\$7,812,600	\$46,107,200
<b>CAPITAL FUNDS</b>						
CIP Bond Project	100,000	0	(100,000)	0	0	0
Historic Courthouse Restoration	8,500	19,200	10,700	0	0	0
Park Land Acquisition	0	0	0	0	0	0
Capital Repair Fund	624,500	250,000	(374,500)	0	0	0
Subtotal:	\$733,000	\$269,200	(\$463,800)	\$0	\$0	\$0
Total 1999 Budget	\$108,118,800	\$51,938,100	(\$2,260,900)	\$53,919,800	\$7,812,600	\$46,107,200

Commissioner Peterson seconded the motion and it was adopted unanimously.

Certifying Proposed Property Tax Levies for Washington County Payable 1999

Commissioner Hauser moved to adopt **Resolution No. 98-140** as follows:

Resolution Certifying Proposed Property Tax Levies for  
Washington County Payable 1999

The Washington County Board of Commissioners does hereby certify to the Washington County Auditor-Treasurer the following proposed tax levies for payable 1999:

Washington County	\$46,107,200
Washington County Special Levy for the Washington County Housing and Redevelopment Authority	200,000

Commissioner Peterson seconded the motion and it was adopted unanimously.

Commissioner Stafford moved to adopt **Resolution No. 98-141** as follows:

September 8, 1998

Resolution Certifying Proposed Property Tax Levy for  
Washington County Housing and Redevelopment  
Authority Payable 1999

The Washington County Board of Commissioners does hereby certify to the Washington County Auditor-Treasurer the following proposed tax levy for payable 1999:

Washington County Housing & Redevelopment Authority	\$1,228,518
--	-------------

Commissioner Hauser seconded the motion and it was adopted unanimously.

**Finance Committee Meeting**

James Schug, County Administrator, announced that a meeting of the Finance Committee has been scheduled for 11:45 a.m. this morning.

**DISCUSSION FROM THE AUDIENCE**

The Board Chair asked for comments from the audience; none were heard.

**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Abrahamson alerted the Board that there may be a problem with the 911 Telephone system related to the two different area codes for the metropolitan area. The 911 Board Executive Committee met with U.S. West engineers to discuss this problem and another meeting will be scheduled within the next couple of weeks. He will keep the Board informed on this matter.

Commissioner Hauser asked that Bryan McGinnis, Washington County Planning Advisory Commission, be reappointed to that committee.

**BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

**ADJOURNMENT**

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

September 8, 1998

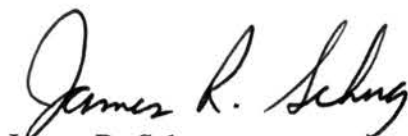
**BOARD WORKSHOP WITH COMMUNITY SERVICES DEPARTMENT**

The Board met in workshop session with the Community Services Department to discuss the status of out-of-home placements of children and youth in Washington County. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Susan Tice, Dan Papin, Carol Seefeldt, Rick Backman, Beth Dewyre, Tammy Kincaid, Suzanne Pollack, Mark Kuppe and Pam Johnson, Human Services Inc., Jim Frank, Eileen Weber, citizen of Cottage Grove, Mike Marsnik, Stillwater Gazette.

**BOARD WORKSHOP WITH HEALTH, ENVIRONMENT AND LAND MANAGEMENT DEPARTMENT**

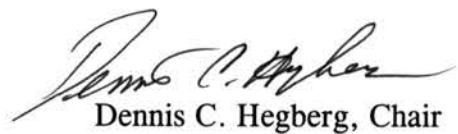
The Board met in workshop session with the Health, Environment and Land Management Department to discuss the Regional Solid Waste Master Plan and the Washington County Solid Waste Master Plan. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Mary McGlothlin, Karen Zeleznak, Judy Hunter, Anne Kleinschmidt, Cheryl Erler, Eileen Weber, citizen of Cottage Grove, and Mike Marsnik, Stillwater Gazette.

Attest:



James R. Schug

County Administrator



Dennis C. Hegberg, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**SEPTEMBER 15, 1998**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Absent none. Board Chair Hegberg presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Mary McGlothlin, Director of Health, Environment and Land Management; Sue Hedlund, H.E.L.M. Department; Don Wisniewski, Public Works Director; Doug Fischer, Deputy Public Works Director; Sandy Cullen, Transportation Engineer; Judy Honmyhr, Human Resources Director; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval of the September 8, 1998 Board meeting minutes.
2. Approval of abatement applications for classification change as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 32.030.20.41.0003	Stillwater Village Lmted.	\$11,612.00
3. Approval to terminate building inspection contract with the City of Pine Springs.
4. Approval for a new position of 1 FTE Program Coordinator in the Workforce Center for the federally funded School-to-Work program.
5. Approval of second amendment to the grant agreement with Metropolitan Council, number SG-95-51, for recreational open space lands development at Lake Elmo Park Reserve to extend the term of the agreement.
6. Bids were received for the Oakgreen Avenue Bridge construction in Denmark Township as follows:

Landwehr Construction	\$60,034.00
Midwest Contracting	\$67,618.00
Forest Lake Contracting	\$84,908.50
Ro-So Contracting	\$95,679.25



September 15, 1998

Adoption of **Resolution No. 98-142** as follows:

Award of Contract for Oakgreen Avenue Bridge  
Construction to Landwehr Construction

WHEREAS, in order to complete reconstruction work on the Oakgreen Avenue Bridge in Denmark Township, the County solicited bids for this project; and

WHEREAS, bids were opened on August 31, 1998, with Landwehr Construction, being the lowest responsible bidder; and

WHEREAS, Denmark Township has concurred in the bid award and has forwarded a Town Board resolution indicating their willingness to accept responsibility for costs over and above those funded by the Town Board account; and

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

BE IT FURTHER RESOLVED, that the contract between the County and Landwehr Construction 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 the form by the Washington County Attorney's Office.

- 7. Approval for the early hires of the following positions as recommended for approval in the 1999 County Public Works budget: Implement an early conversion of the Traffic Control Technician from special project to full time; and a Park Maintenance Worker I.
- 8. Bids were received for a skid steer loader as follows:

	Base Bid	Trade-in	Net Bid
Polfus Implement	\$24,900.00	\$26,245.00	(\$1,345.00)
Long Lake Tractor	\$25,000.00	\$25,000.00	0
St. Joseph Equipment	\$27,684.00	\$25,000.00	\$2,684.00
Tri-State Bobcat	\$21,750.00	\$19,000.00	\$2,750.00
Carlson Tractor & Equip.	\$23,449.00	\$18,000.00	\$5,449.00

Adoption of **Resolution No. 98-143**, as follows:

September 15, 1998

Bid Award for Skid Steer Loader to  
Polfus Implement

WHEREAS, in order to purchase equipment for use on County roads, the County solicited bids for this purchase; and

WHEREAS, bids were opened on September 8, 1998, with Polfus Implement being the lowest responsible bidder; and

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

BE IT FURTHER RESOLVED, that the contract between the County and Polfus Implement 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.

The foregoing Consent Calendar was adopted unanimously.

**COMMUNITY SERVICES DEPARTMENT**

Commissioner Abrahamson moved to approve the host county contracts with Twin Town Treatment Center and We Care Treatment Center for adult outpatient chemical dependency services. Commissioner Hauser seconded the motion and it was adopted unanimously; Commissioner Stafford abstaining.

**PUBLIC HEARING - HEALTH, ENVIRONMENT AND LAND MANAGEMENT DEPARTMENT**

**Youth Access to Tobacco Ordinance No. 133**

The Board Chair presented a brief overview of today's public hearing to consider amendments to Ordinance No. 133, Youth Access to Tobacco.

The Secretary to the Board read into the record the notice of intent to adopt amendments to the Youth Access to Tobacco Ordinance No. 133.

Mary McGlothlin, Director of Health, Environment and Land Management, presented a brief history and overview of the amendments to the Youth Access to Tobacco Ordinance. She indicated that the Board adopted this ordinance on May 26, 1998 and it has been effective since July 1, 1998. On August 4, 1998 the County Board moved to amend Section 2.4, Section 6.2, Section 10.5 and Section 11.4 (1) of this ordinance.

September 15, 1998

Section 2.4 - Vending Machine - The following language was added: "Vending Machine includes, but is not limited to, those machines equipped with manual, electric or electronic locking devices which may only be activated by the Licensee for each individual sale."

Section 6.2 - The following language was added: "A. The Vending Machine is in a facility that cannot be entered at any time by persons younger than 18 years of age; and B. The Vending Machine is equipped with a switch that dispenses the product only when the licensee causes the switch to be briefly activated for each individual sale; and C. The Vending Machine is in a location visible to the Licensee or its employees at all times; and D. The Licensee checks the identity and age of the patron wishing to access the machine and watches the patron while he or she is making the purchase from the Vending Machine."

Section 10.5 - Illegal Sales by Minor - The following language was added: "... unless there is an adult employee 18 years or older on duty and present within the establishment."

Section 11.4 (1) - Licensee - The following administrative fines would be imposed: First violation - \$200; Second Offense within a 24 month period - \$400; Third Offense within a 24 month period - \$600.

Commissioner Peterson asked for the Cities who have imposed a Youth Access to Tobacco Ordinance.

Ms. McGlothlin reported the following: City of Bayport - has a total ban on vending machine and no restrictions on the age of seller; City of Cottage Grove - bans vending machines except sites that prohibit minors and allow sellers with an adult over 18 on premises, on duty and present within the establishment; City of Dellwood - total ban on vending machines and restricts age of seller; City of Forest Lake - banned all vending machines after January 1997, no age of seller restriction; City of Hugo - total ban on vending machines, no restriction on age of seller; City of Lakeland - total ban on vending machines, age of seller restriction is 16; City of Newport - bans vending machines except sites that prohibit minors and do not restrict age of seller; City of Oak Park Heights - total ban on vending machines and have an 18-year-old age of seller restriction; City of Oakdale - bans vending machines except sites that prohibit minors and they do not have an age of seller restriction; City of Stillwater - bans vending machines except sites that prohibit minors and they have no age of seller restriction; and City of Woodbury - bans vending machines except sites that prohibit minors and do not have an age of seller restriction.

Ms. McGlothlin reported that this ordinance would be in effect for only those cities and townships that have chosen not to adopt their own ordinance at this time and they would include the following: Afton, Baytown Township, Birchwood, Denmark Township, Forest Lake Township, Grant, Grey Cloud Township, Lake Elmo, Lakeland Shores, Mahtomedi, May Township, New Scandia Township, Pine Springs, St. Mary's Point, St. Paul Park, Stillwater Township, West Lakeland Township and Willernie.

September 15, 1998

Ms. McGlothlin presented what metropolitan Counties have enacted: Vending Machines - Carver, Hennepin, Scott and Washington County's present ordinance ban vending machines. Age of Seller - Hennepin, Scott and Washington have at this time established the age of seller at 18, the other counties are following State requirements.

Ms. McGlothlin noted for the record that the following correspondence has been received: Letter from Eric E. Stafne; Letter from Joy Carmona, American Lung Association; and a Letter from Sandra Wenger.

Mark Gehan, Attorney, distributed a pamphlet from United Hospital which shows where students younger than 18 get their cigarettes. The following statistics were given: 38.7% obtain cigarettes from a convenience store, supermarket or gas station; 32.9% borrowed them from somebody; 15.8% had somebody else buy them; 4.8%, stole; 2.2% obtained them from vending machines; and 6.2% obtained them some other way. He stated that of all the ways kids obtain cigarettes, vending machines is the least likely. He indicated he is here on behalf of a particular vending machine company, Dahlco. Mr. Gehan noted that Ordinance 133 did not define vending machines. They asked the Board at that time to exclude lock out machines from the definition of vending machines because they felt lock out machines were essentially the same as an over-the-counter sale. The amendment proposed under section 6.2 paragraph A says, "The Vending Machine is in a facility that cannot be entered at any time by persons younger than 18 years of age". He feels there is no such facility anywhere in the State of Minnesota. All liquor establishments permit parents to bring their children in with them for lunch or dinner and would fall outside of the strict language of Paragraph A. He indicated that Ms. McGlothlin advised the Board that state statute requires the language incorporated in Paragraph A, but he does not believe that it does. He has a declaratory judgement action pending in Ramsey County asking the district court to make a decision that lock out machines are not vending machines within the meaning of the state statute. It is his opinion a common sense analysis of what a vending machine is requires a determination that there isn't a human being in the transaction. Once there's a human being in the transaction it is no longer an automated sale. That's what they believe these lock out machines are, and that's what they are asking the judge in Ramsey County to decide. He suggested the following: In section 2.4, where the definition of vending machine occurs, the simplest way is to say "Vending machine does not include those machines equipped with manual, electric or electronic locking devices which may only be activated by the Licensee for each individual sale." Alternatively, the Board could keep the definition and in Section 6.2, Paragraph A either strike it entirely and leave it up to the Ramsey County District Court to decide whether the state statutorily language will control, or instead of the language in Paragraph A say "The vending machine is in a licensed liquor facility" and restrict the placement of these lock out machines to lounges and saloons that rarely have children in them, but occasionally will permit it. Either of those two alternatives would permit his client to be in business. Both of those alternatives will continue to provide greater protection against tobacco sales to children than convenience store sales.

September 15, 1998

Bob Krogman, Minnesota Petroleum Marketer's Association, stated their association is concerned that the proposed amendment would require convenience stores to hire two people. He indicated that 25% of the sales are from tobacco products. So, instead of hiring two people, they will now hire someone who is 18 or older precluding the 16- and 17-year-olds from a good entry level job. This amendment presupposes that everyone under 18 is going to break the law. When a 16 or 17-year-old is hired at a convenience store they go through training, they are told what the penalties are, what the federal and state laws are, and that there is a penalty on clerks who sell cigarettes to minors and that they can be charged with a gross misdemeanor with a fine up to \$3,000. He sees this as an impractical application in the business that he works for.

Bob Novak indicated that he and his wife own Lake Elmo Oil. They run a convenience store in Lake Elmo and one in North St. Paul under different rules and regulations. They have had 16-year-olds working for them since 1983 selling cigarettes. These kids are in college and cannot come before the Board and indicate the opportunity that they had working with people, learning inventory control, money management, dealing with people on a daily basis. He feels this is an excellent training job for their future years. He stated that when he and his wife train people, they spend four to five hours going over company policies. They address the issue of tobacco and there is a minimum of a half hour spent on that issue. Mr. Novak stated they are a small company and cannot afford to have two people on duty. On Saturday, Sunday and evenings they have one person on duty.

Commissioner Stafford stated he has driven by Mr. Novak's operation many times and it is quite an operation. He asked Mr. Novak if he trusted that to a 16-year-old? Mr. Novak stated he did, the entire operation. He indicated that he and his wife are close by, a minute or two away. They have two children that are in the business that are less than a minute away.

Dan Dahlin, 7530 65<sup>th</sup> Street, Cottage Grove, stated he has a vending company with a 45 year history in Washington County. They have the lock out type vending machines. They have signage on the machines that warn of penalties for minors using them and these machines are all located in licensed liquor establishments. They feel they have three protections: 1) These machines are located in areas where 18-year-olds as a rule do not go in; 2) The lock out device, which creates a retail analogy to tobacco stores, convenience stores and drug stores where tobacco products are sold, that being the human intervention factor; and 3) The pricing—they sell their product at a dollar to a dollar and a half more than other venues. He also mentioned the United Hospital brochure that was discussed earlier. He feels the amendment to the ordinance will put them out of business. They want to be treated in the same way as other retailers selling these products.



September 15, 1998

Dan Knack, Dahlco Company, stated they have had lock out devices on their machines since 1989 in St. Paul. Since that time they have lost half of their machines to similar laws and ordinances. Last year out of 80 machines that remain in St. Paul, there were three stings that were successful. Mr. Knack described how the lock out machines work. He stated that as the price of cigarettes increased, it became advantageous to put dollar bill acceptors on the machines. When that happened, the vencoil became very prominent. The vencoil allows any column to be vended after the proper amount of money has been put in. The lock out device that is installed interrupts the power to the vencoil. A person can put in as much money as they want and pull any knob they want, but until that device is activated nothing will happen. This device resets every time a pack is vended. If the lock out fails, there are no sales at all.

Mr. Dahlin stated that in 45 years of operation, they have never been cited for selling cigarettes to minors. He noted that he was at the capitol during the enactment of the state statute and he feels that it was the State Legislature's intent to allow these machines, they didn't address the lock out issue, to be in bars.

Ms. McGlothlin advised the Board that the vending company would not be penalized for the sale of cigarettes to minors. The retailer who has the vending machine in their establishment would be the party cited.

Janet Youel, 4749 North 122<sup>nd</sup> Street, Hugo, stated she is a nurse and she is speaking from the point of view of a mother who raised three adolescents who have worked in various types of settings and she is speaking as a person who is concerned about health. She believes that adolescents, sometimes, try to do things that are against the law just because it's fun to try and they are reaching out their wings. She has observed kids who have gotten cigarettes and it leads to something else, probably other drugs. These things lead to huge amounts of money for health cost and somebody has to pay the cost. She was pleased with the Ordinance that the Board passed in May and is surprised that it is being reconsidered.

Eric Ogren, 1609 South Harriet Street, Stillwater, stated his family has not owned or operated any "C" stores for the last ten years. He stated he is appalled that the Commissioners would not show any interest in working with the retailers, in fact they are working against retailers. He feels there is a tremendous need for employees. As a parent, he is not relying on the Commissioners to raise his children. He's going to teach his children what's right and wrong, what's healthy and not healthy. The government should not have the responsibility of raising these children.

Dave Johnson, Association for Non-Smokers, urged the Board to retain the ordinance it passed in June. The history is that the ordinance was passed following standard procedure. After the fact, convenience store owners and vending machine operators asked that the ordinance be amended. Because of that protest the ordinance has never been enforced. He has read in the paper of dire consequences if the ordinance is

September 15, 1998

enforced. He is here to ask the Board to give the law a chance. If the law was considered, debated and passed, it would seem to him that before it is amended there should be clear and compelling evidence that it would be harmful as it now stands. He feels the point of the ordinance is to make it more difficult for children to obtain cigarettes. There is little dispute where kids get cigarettes, they buy them. He stated that in the last round of compliance checks in St. Paul there were two sales to minors from machines with locking devices from bars. The convenience store owners and vending machine owners are advocates for their business and their profits, and there is nothing wrong with that. He indicated that he was here as an advocate for the health of the community. He believes that clerks under 18 selling tobacco products, or cigarettes from vending machines are not good for the community's health. The ordinance as it stands is the right thing and he urged the Board to keep it.

Patricia Hagberg, 3060 Lake Elmo Avenue, stated they own a small supermarket in Lake Elmo. She feels the amendment is not a particular inconvenience to them. There is always an 18-year-old on the premises except for an hour in the morning. She does sympathize with others. They have 39 employees working for them, 20 of those are 18 and under and not one of them smoke. She does not feel that if 16- and 17-year-olds sell cigarettes they will start smoking.

Eileen Weber, Cottage Grove, stated she is a registered nurse, a mother of teenagers and a member of the County's Public Health Advisory Committee. She stated she wrote the resolution that the Public Health Advisory Committee passed recommending the prohibition on sales by anyone under the age of 18. She feels the data on youth smoking is discouraging and compliance of businesses in the community is not good. Teen smoking is getting worse and getting worse at younger ages. She indicated that the State Health Department has given statistics indicating that 75% of ninth graders who smoke regularly buy their own tobacco products. She encouraged the Board to not undo the good work it has done. She reviewed the resolution presented at the first public hearing. Ms. Weber stated that in communities where minor sales are prohibited compliance has soared, such as Eden Prairie they went up to 95% compliance, Fergus Falls they went up from 50% to 97% compliance. She feels these laws have a benefit on the goal to prevent youth from getting cigarettes. She stated the youth service bureau counselors in Cottage Grove have reported that the minors they work with tell them that they know where they can buy their cigarettes. She reported that the compliance rate in Cottage Grove last fall was only 40%. The Public Health Advisory Committee adopted this policy and it was unanimously adopted by the County Board. She feels this was a good law and would like the Board to stick with that law. She does not feel this is about teen jobs. She does not believe it is hard for kids to find a job these days. She stated that the Board went through this process, there was a public hearing on the new law and she was the only one that came. She asked where everyone else was then. She asked the Board to watch this law for a year to see if these people's concerns bear out.

September 15, 1998

Bob Christopherson, Hugo, and Supervisor at Freedom Value Center Convenience Store in the White Bear Lake, Mahtomedi and Willernie area, stated it is difficult to hire employees right now. There are help wanted posters everywhere. They hope to find and train the best employees out there. They have a training process which talks about age restricted products. If they do not abide by company policies they will be suspended or fired. He asked what is the difference between an individual who is 17 and one who is 18? They are both in high school, they are both mingling with their peers at school. He stated 14- and 15-year-olds are allowed to carry a weapon after a week of training to hunt; 16-year-olds are allowed to drive; however, this ordinance will not allow them to make a sale to a customer.

Joel Davis, Manager, Freedom Value Center in Mahtomedi, stated when this ordinance was passed he had eight minors working for him, currently he only has one. They have not worked for him since this ordinance went into effect. He does not understand how the Board thinks this is fair. These young adults are being denied a job. He stated a previous speaker stated that getting a job is not a problem—maybe not in Cottage Grove, but in Mahtomedi it is. There are not enough 18-year-olds in Mahtomedi for them to operate their business. He feels this is unfair.

Commissioner Hegberg asked if they normally have more than one individual in their stores? Mr. Davis stated in his particular store they do. However, he can understand how some businesses may not be able to afford two people.

Patricia Hagberg, Lake Elmo, asked if this ordinance goes into effect, the original ordinance not the amendment, if they employ a 16- or 17-year-old as a cashier and they are working with an 18-year-old and someone comes up and asks for a carton of cigarettes and get them, can the 18-year-old scan that carton of cigarettes and then the person 17 finish the transaction?

Ms. McGlothlin stated that under the current ordinance where the seller must be of 18 years of age it would work as Mrs. Hagberg has indicated. The 18-year-old would come forward and complete the transaction for the tobacco. Under the amendment, however, so long as there's an 18-year-old on the premises, that 16- or 17-year-old can sale, they would not be in a situation where the 18-year-old would have to come forward and do the tobacco transaction.

Commissioner Stafford stated that when Eileen Weber was giving her statistics about the huge success rate of ordinances enforcing the 16-year-old's inability to sale, there was at least one person in the crowd that was saying no. He is curious to know does that mean you disagree, do you have different statistics?

September 15, 1998

Bob Krogman, stated he does not have different statistics, but the ordinance in an of itself that part of the ordinance that says 16- and 17-year-olds cannot sell cigarettes is not the overriding thing that reduced the violations on the sting operations. The biggest thing that reduced the violations was the federal law that said you had to check ID's on everybody under 27 years old. In Fergus Falls, the ordinance they had put in place, with or without this, the success rate would have been the same. Their association operates a program where they perform randomly unannounced checks of member stores who have signed up for the program. They check them quarterly, monthly, every six months however they want. They have checked 3,000 convenience stores in the last year. When they first started the failure rate was 68%, now it's down to about 17%. They don't check if the seller is 16, 17 or 18, they check whether or not they look at the ID. He feels that the simple fact that you prevent anybody under 18 from being a cashier in a convenience store does not say that the compliance rate is that much better.

Commissioner Peterson read into the record a letter from Al Olson, Cottage Grove.

The Board Chair asked for further comments from the audience; none were heard.

Commissioner Abrahamson moved to close the public hearing. Commissioner Hauser seconded the motion and it was adopted unanimously. The public hearing was closed at 10:30 a.m.

Commissioner Stafford stated the retailers feel the Board is not giving them a fair shake and the people who are the strongest proponents of the ordinance feel the Board is acting inappropriately by seeking public input. He stated he has not had a cigarette since 1964 and there is nothing in the world worse than a reformed smoker. His mother died of lung cancer and his father stayed by her bedside and only left to have a cigarette. He asked if there is a law against smoking cigarettes at any certain age in Minnesota? Commissioners Peterson and Hauser said yes, 18.

Commissioner Stafford feels that might be the place to start to get the lawbreakers at that end first and then work on this. He has a note that you can drive when you're 16, work when you're 16, fight for your country when you're 17 you can vote and smoke at 18 and you can drink when you're 21.

Commissioner Abrahamson stated he is happy they had this second hearing. The vote before may have been 5-0, but it was a 5-0 vote where he was uninformed. He should have never voted the way he did, because he never dreamed they would be creating problems for 16- and 17-year-olds to hold down a position. Health hazards are in the use of tobacco, not in the sales. He cannot see why 16- and 17-year-olds should be penalized when the federal government is subsidizing tobacco farmers. He is for businessmen and is sorry that the businessmen did not show up at the original hearing because he would not have voted the way he did.



September 15, 1998

Commissioner Hauser moved to approve the amendment to Section 2.4 "Vending Machine includes, but is not limited to, those machines equipped with manual, electric or electronic locking devices which may only be activated by the Licensee for each individual sale." ; and, to further amend the ordinance by adding an increase in penalties under Section 11.4 (1). The motion failed for lack of a second.

Commissioner Peterson stated that good public policy should always be able to stand the process of debate. She believes the issue that needs to be addressed is the real and true cost of cigarette smoking. Not only does the federal government subsidize tobacco farmers, but there is really not a charge for the true cost to the tobacco grower. She is not convinced this ordinance will stop youth from smoking. The prohibition of people using alcohol under the age 21 hasn't stopped teens from drinking. If the County wants to be aggressive on stopping the use of tobacco, it ought to be looking at working with the school nurses, creating an innovative and intense curriculum that talks about smoking. The Board ought to be lobbying to the State of Minnesota to use the dollars received from the tobacco settlement to stop cigarette smoking and create a curriculum to encourage people to stop smoking.

Commissioner Hegberg stated when he looks at the issue the one issue he cares about deeply is students having an opportunity to work and that is because of his background. He had to work immediately doing different things when he was 11. He feels jobs are important. This may not affect many of the youth but it does affect some. He believes when job opportunities are taken away from 15- and 16-year-olds it is important. He would be in favor of allowing 16-year-olds to have the opportunity for employment and recognizing the employers difficulty.

Commissioner Hauser stated this is not about employment and as several people have testified there are a number of employment opportunities. There are more jobs than there are kids to do them. This ordinance is not about employment, the Board is not an employment agency, the Board is a public health agency. What the Board is trying to do is prevent youth access to tobacco, that is the main focus.

Commissioner Hegberg moved to amend the Youth Access to Tobacco Ordinance No. 133 as follows: 1) Amend Section 2.4 Vending Machines by adding the following language: "Vending Machine includes, but is not limited to, those machines equipped with manual, electric or electronic locking devices which may only be activated by the Licensee for each individual sale"; 2) Amend Section 6.2 as follows: " By means of any type of Vending Machine, unless: A. The Vending Machine is a locking device vending machine in a liquor establishment; B. The Vending Machine is equipped with a switch that dispenses the product only when the licensee causes the switch to be briefly activated for each individual sale; C. The Vending Machine is in a location visible to the Licensee or its employees at all times; and D. The Licensee checks the identity and age of the patron wishing to access the machine and watches the patron while he or she is making the purchase from the Vending Machine."; 3) Amend Section 10.5 to allow the sale of tobacco by persons 16



September 15, 1998

years of age.” 4) “Section 11.4 Licensee. Any licensee found to have violated this ordinance or whose employee shall have violated this ordinance shall be charged an administrative fine of \$200 for the first violation of this ordinance; \$400 for the second offense at the same licensed premises within a 24-month period; and \$600 for the third offense within a 24-month period after the first offense. In addition, after the third offense, the license shall be suspended for not less than thirty (30) days. After the fourth offense within a 24-month period, the license shall be revoked.”; and 5) “Section 14 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.” Commissioner Abrahamson seconded the motion.

Commissioner Stafford asked what would happen if Section 10.5 were eliminated? Ms. McGlothlin stated if the Commissioners want to lower the age of seller to 16, staff would prefer it be stated implicitly in the ordinance.

Commissioner Stafford stated he does not see this as an employment issue—in a small way he agrees with Commissioner Hauser although he is not supporting her position—this is a health issue. He feels that there is a law that says it is against the law for persons under the age of 18 to smoke. There is an ordinance that says it is against the law to sell to people under 18. He would like to see a law that disciplines the licensee and the seller for violating those laws and not get into the micro-management of telling them how to manage their business. Ms. McGlothlin indicated that in Ordinance No. 133, Section 11.4 there is another section that says “other individuals other than minors regulated by the following subsection found to be in violation of this ordinance shall be charged an administrative fee of \$50.” Subsection 3 “Minors found in unlawful possession of, or who unlawfully purchase or attempt to purchase Tobacco, Tobacco Products or Tobacco Related Devices, shall be referred to the Washington County Attorney’s Citation for Tobacco Offenses procedure.” There is a separate procedure that applies to minors who are caught smoking.

Ms. McGlothlin asked for a clarification of Commissioner Hegberg’s motion. It was her understanding that under Section 10.5 he was reducing the age of seller to be a minimum age of 16. Under Section 6.2, she did not clearly understand how he was amending the vending machine in a licensed liquor facility that cannot be entered at anytime by persons younger than 18 years of age?

Commissioner Hegberg stated that when he goes to the VFW or American Legion there are youth there eating dinner with their parents. As long as it is a vending machine that is locked and is controlled by the bartender or somebody over 21, the County would allow these machines to be in existence as long as they were controlled by an electronic device.

September 15, 1998

Ms. McGlothlin stated there needs to be further clarification on that because under state law it specifically reads: "Vending Machine sales are prohibited." The prohibition does not apply to vending machines in facilities that cannot be entered at any time by persons younger than 18 years of age. She is not sure the County ordinance would be in compliance if the Board were going to add the language that says it could be in a liquor establishment. As long as that establishment can still be entered by someone under the age of 18, it would be prohibited under state law.

Commissioner Hegberg asked is there one establishment in Washington County that a youth could not go into under 18? Ms. McGlothlin stated probably not.

Commissioner Stafford stated that much of what the Board wants to accomplish could be done by eliminating Section 6.2, Paragraph A, but that would also be in violation of state law.

Ms. McGlothlin stated there is the court case pending in Ramsey County because that is the mechanism by which this question of a locked machine, is that a vending machine or not a vending machine, is going to be decided. This is not the only area that is dealing with that dilemma.

Commissioner Hegberg asked if they won in court then to amend our ordinances there would have to be another public hearing? Ms. McGlothlin was not sure that in order to comply with state law there would need to be another formal public hearing.

Susan Tice, Chief Assistant County Attorney, stated it depended on what the court ruling is going to be. Without having that specific information we are trying to compare two hypothetical situations what the ordinance might read and what the outcome of the Ramsey County court hearing might be.

Commissioner Peterson asked if the Board would be better off to hold those two sections until there is clarification? Ms. Tice stated that is a business decision the Board will have to make. Legally, the Board has properly noticed this public hearing and legally can take action on everything that has been properly noticed for today.

Commissioner Peterson asked if the Board were to adopt item Section 6.2 A as amended could the Board do that? Ms. Tice stated the Board would end up in the same position pointed out by Ms. McGlothlin that the Board is enacting something that may be in conflict with state law prohibition.

Commissioner Hegberg asked if his motion read "vending machines exclude, but is not limited to, those machines equipped with manual, electric or electronic locking devices.....". Then he is just defining the vending machines in the County ordinance so that it would not be included in the definition. Ms.

September 15, 1998

McGlothlin stated that is correct, however that still is not consistent with state law which is defining those locked vending machines as vending machines. That is really the matter that is in Ramsey County at this point in terms of a judge determining the definition of vending machine, does it or does it not include those locked devices. The state has taken the position that those machines with locked devices are still vending machines.

Commissioner Hegberg asked if he excluded them, then once the court hearing would take place and the judge would honor whatever the ruling is, then that would cause us not to have to come back here again. Ms. McGlothlin stated it would not, but it would place the County ordinance in noncompliance with state law. The department is obligated to enforce the minimum state law. In this situation we would be in a conflict between the local ordinance and what the state law says. Therefore, we would be in a position of having to enforce what the state law says even though the County's ordinance may not say that.

Commissioner Hegberg stated since the Board will have to come back to this next week because of the changes made in the final ordinance, there would be an opportunity to amend, for definition purposes, at that time, is that correct? Ms. Tice stated if the Board makes changes to the amendments as proposed, yes this would need to come back next week with a proposed resolution.

Commissioner Hegberg stated that would give the Board an opportunity to look at the vending machine portion of it. Ms. Tice asked if the Board wants to look at the state statute and its definition of the vending machine portion? Ms. McGlothlin stated that vending machine is not defined in the state statute. When the Board originally asked a question is this a vending machine or is this not a vending machine, she believes that George Kuprian, Assistant County Attorney, sent the Board an opinion that based on the way they understand these machines to work, they are a vending machine. These machines, even though they have an attribute of a locking device, they are still considered a vending machine.

Commissioner Hegberg asked if his proposed motion allowing liquor establishments would actually be in violation, is that correct? Ms. McGlothlin stated that would be correct. The issue is that a vending machine cannot be in a facility where any one can enter who is under the age of 18, that's the state law.

Commissioner Hegberg moved to remove his motion concerning Section 2.4 and Section 6.2 for now so the vote can be taken, and come back to this issue. Commissioner Abrahamson withdrew his second.

Commissioner Hegberg restated his motion to amend the Youth Access to Tobacco Ordinance as follows: 1) Section 10.5 It shall be a violation of this ordinance for a licensee to cause or permit any person under the age of 16 to sell tobacco, Tobacco Products or Tobacco Related Devices; 2) Section 11.4 Licensee. Any licensee found to have violated this ordinance or whose employee shall have violated this ordinance

September 15, 1998

shall be charged an administrative fine of \$200 for the first violation of this ordinance; \$400 for the second offense at the same licensed premises within a 24-month period; and \$600 for the third offense within a 24-month period after the first offense. In addition, after the third offense, the license shall be suspended for not less than thirty (30) days. After the fourth offense within a 24-month period, the license shall be revoked; and 5) Section 14 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. Commissioner Abrahamson seconded the motion and it was adopted 4-1 with the vote as follows: Yes, Commissioners Hegberg, Abrahamson, Peterson and Stafford; No, Commissioner Hauser.

Commissioner Hegberg moved to eliminate Section 6.2. Commissioner Abrahamson seconded the motion.

Commissioner Stafford stated that Section 2.4 makes it illegal to use a vending machine for vending tobacco. What the Commissioner is proposing goes on to more clearly define what a vending machine is. Commissioner Hegberg indicated that he didn't move Section 2.4 so it will stand as it is now.

Commissioner Hegberg asked if Section 6.2 could be removed or Section 6.2 Paragraph A? Ms. Tice stated that by removing Section 6.2 in its entirety, the exception which would allow locked vending machines would be removed. What the department has done in offering the proposed amendment in Section 2.4 has been an attempt to clarify and further define vending machine to include the locked vending machines. She also believes it is their intention by the offer of Section 6.2 to provide an exception to the prohibition. So by removing Section 6.2 in its entirety you would have included locking machines in the definition and therefore in the prohibition and taken away the exception by which they could be used legally under the ordinance.

Commissioner Stafford stated that means no vending machines. Ms. McGlothlin stated that is the way the current ordinance reads.

Commissioner Hegberg removed his motion to eliminate Section 6.2. Commissioner Abrahamson removed his second.

Commissioner Hegberg moved to amend the Youth Access to Tobacco Ordinance as follows: Section 2.4 - Vending Machines by adding the following sentence: "Vending Machine includes, but is not limited to, those machines equipped with manual, electric or electronic locking devices which may only be activated by the Licensee for each individual sale."; and Section 6.2 to read as follows: " By means of any type of Vending Machine, unless: A. The Vending Machine is equipped with a switch that dispenses the product only when the licensee causes the switch to be briefly activated for each individual sale; and B. The Vending Machine is in a location visible to the Licensee or its employees at all times; and C. The Licensee



September 15, 1998

checks the identity and age of the patron wishing to access the machine and watches the patron while he or she is making the purchase from the Vending Machine.” Commissioner Abrahamson seconded the motion and it was adopted 4-1 with the vote as follows: Yes, Commissioners Hegberg, Abrahamson, Peterson and Stafford; No, Commissioner Hauser.

The County Attorney’s office was directed to prepare a resolution reflecting the Board action on this matter for next week’s Board meeting.

### **HEALTH, ENVIRONMENT AND LAND MANAGEMENT DEPARTMENT**

Al Terwedo, Dairy Council of Upper Midwest, presented an Award of Excellence from the Minnesota Council on Physical Activity and Sports, for publication and distribution of the St. Croix Valley Fitness Resources and Events Guide, to the County Board Chair.

Commissioner Abrahamson moved to accept the Award of Excellence from the Minnesota Council on Physical Activity and Sports, for the County’s publication and distribution of the St. Croix Valley Fitness Resources and Events Guide. Commissioner Stafford seconded the motion and it was adopted unanimously.

### **GENERAL ADMINISTRATION**

#### **Brown’s Creek Watershed District Activities**

Ned Gordon, Brown’s Creek Watershed District Treasurer, presented an update on activities of the Board of Managers since its inception last October. Mr. Gordon reported that they have hired legal counsel, Smith Parker from Minneapolis, and a consulting engineering firm, Emmons and Olivier, from Lake Elmo. They also took on the Legislative Commission on Minnesota Resources grant from the WMO in the amount of \$200,000. This grant will allow protection of the watershed by way of plantings and stream construction. A citizen’s advisory committee was formed to ensure they had consistent input from the citizens. Also, a technical advisory committee was formed and consists of individuals who have particular expertise in various areas of technology they deal with. They have dealt with immediate problems, residents of School Section and Goggins Lake area who are threatened by high water. An elderly couple have been living with 14 inches of water in their basement for nearly four years. They are considering the possibility of acquiring at least one and perhaps a second property to relieve the difficulties these people face. Pursuant to this they sought a flood damage relief grant and have received \$114,000. They are in the process of applying for federal funds which are available. They have completed the budget for 1999 in the total amount of \$883,000, but that will be reduced by grants and funds from other agencies which have been identified. They have met with almost all of the governments and organizations within the watershed attempting to



September 15, 1998

obtain their cooperation in developing an exchange of information relating to proposed developments in that area so developers know before hand what is required.

**Establish Time and Date for the First Board Meeting of October and December, 1998**

Commissioner Abrahamson moved to change the time of the October 6 Board meeting from 4:30 p.m. to 9:00 a.m. and to reschedule the December 1 Board meeting to December 3 at 4:30 p.m. prior to the Truth-in-Taxation Hearing. Commissioner Peterson seconded the motion and it was adopted unanimously.

**Joint Grant Application with the City of Afton**

Commissioner Stafford moved to adopt **Resolution No. 98-144** as follows:

Resolution Authorizing Submission of a Joint Application for  
Community-Based Planning Grant Funds with the City of Afton

WHEREAS, the City of Afton has identified as a primary long term issue, the sustainability of agricultural and open space in the face of active suburbanization and resulting rising land values; and

WHEREAS, the City will conduct and develop a South Washington County Open Space and Agricultural Preservation Study and Plan to address this issue; and

WHEREAS, the Open Space and Agricultural Preservation Study will be designed to implement and demonstrate the advantages of agricultural and natural resource preservation through a public interactive process; and

WHEREAS, the City will work closely with county staff in planning for open space preservation and in developing the analysis and recommendations of the Open Space and Agricultural Preservation Study; and

WHEREAS, the analysis and recommendations of the Open Space and Agricultural Preservation Study will be designed to help implement policies of the Washington County Comprehensive Plan; and

WHEREAS, the City of Afton wishes to apply for a \$15,850 Community-Based Planning grant to fund a portion of the South Washington County Open Space and Agricultural Preservation Study.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners approves and supports a joint application with the City of Afton to Minnesota Planning for the purpose of obtaining a Community-Based Planning Grant in the amount of \$15,850 to assist in funding a South Washington County Open Space and Agricultural Preservation Study and Plan.

Commissioner Peterson seconded the motion and it was adopted unanimously.

September 15, 1998

**Upcoming Meetings**

James Schug, County Administrator, announced two meetings which may be of interest to the Commissioners. The first is a meeting in Hugo at Rice Lake Park with representatives of Hugo and Forest Lake Township to talk about issues raised at earlier meetings regarding Hardwood Creek. That meeting is scheduled for September 22, at 7:30 p.m. On September 28, 7:00 p.m. the City of Bayport will be holding a public meeting forum to discuss the impact of the Andersen revaluation on the city budget.

**DISCUSSION FROM THE AUDIENCE**

Ed and John Waller addressed the Board on issues related to the Rice Creek Watershed and the groundwater in the Hugo area. Ed Waller displayed sand material that water travels through in the Goggins Lake area. He also distributed photos of Rice Lake and artesian springs and the pressure that they are under. John Waller distributed a booklet related to the wetland protection enhancement part of the Rice Creek Watershed District 1999 operational plan. He discussed this plan in which they will spend \$400,000 from the budget to restore Schuneman Marsh close to Highway 7.

**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Abrahamson gave a report on what occurred at the bridge meeting in Hudson. He stated there were three or four engineers from outstate at this meeting and he felt they were leaning towards the Braun Site C proposal. There will be a final meeting on September 28 at the Historic Courthouse if any of the Commissioners are interested in attending.

**BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

**ADJOURNMENT**

There being no further business to come before the Board, Commissioner Abrahamson moved to adjourn, seconded by Commissioner Peterson and it was adopted unanimously. The Board meeting adjourned at 12:20 p.m.

September 15, 1998

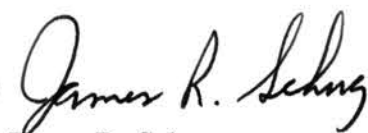
**WASHINGTON COUNTY REGIONAL RAIL AUTHORITY**

The Washington County Regional Rail Authority convened at 12:50 p.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Absent none. Board Chair Hauser presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Don Wisniewski, Public Works Director; Doug Fischer, Deputy Public Works Director; Sandy Cullen, Transportation Engineer; and David Brierley, Public Information Coordinator. Official Proceedings of the Regional Rail Authority are available in the Office of Administration.

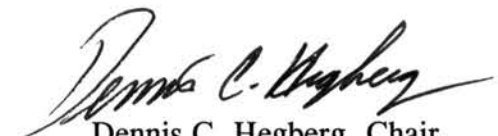
**BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration to discuss the County's water governance study. No business was transacted and the public was welcome to attend. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Susan Tice, Jane Harper, Mary McGlothlin, and Lowell Johnson.

Attest:

  
James R. Schug

County Administrator

  
Dennis C. Hegberg, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**SEPTEMBER 22, 1998**

**WASHINGTON COUNTY REGIONAL RAIL AUTHORITY CONVENES**

The Washington County Regional Rail Authority met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson and Stafford. Commissioner Hauser absent. Regional Rail Authority Vice-Chair Peterson presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; George Kuprian, Assistant County Attorney; Don Wisniewski, Public Works Director; Sandy Cullen, Transportation Engineer; Jack Perkovich, Deputy Public Works Director; Jim Luger, Parks Planner; Bob Turrentine, Assistant County Attorney; Judy Honmyhr, Human Resources Director; and David Brierley, Public Information Coordinator. Official Proceedings of the Regional Rail Authority are available in the Office of Administration.

**WASHINGTON COUNTY BOARD OF COMMISSIONERS CONVENES**

The Washington County Board of Commissioners met in regular session at 9:50 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson and Stafford. Commissioner Hauser absent. Board Chair Hegberg presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; George Kuprian, Assistant County Attorney; Don Wisniewski, Public Works Director; Sandy Cullen, Transportation Engineer; Jack Perkovich, Deputy Public Works Director; Jim Luger, Parks Planner; Bob Turrentine, Assistant County Attorney; Judy Honmyhr, Human Resources Director; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner Peterson moved, seconded by Commissioner Stafford to adopt the following Consent Calendar:

1. Approval of nominations for the Association of Minnesota Counties (AMC) Outstanding Service Award and County Achievement Award as follows: Washington County Sheriff's Office Reserve Deputy Program - County Achievement Award; Commissioner Mary Hauser - Outstanding Service Award recognizing her contributions to Washington County and to the Association of Minnesota Counties during her two terms as a County Commissioner; Richard Stafford - Outstanding Service Award recognizing his 24 years of innovative and exemplary service as the County's Auditor and Treasurer.

September 22, 1998

2. Approval to raise the assessment service charges that are contracted to the Washington County Assessor's Department (1999 rates).
3. Approval of abatement applications for homestead classification as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
M 88.088.88.00.1623	Plumb & Quinlan	\$384.00
M 88.088.88.00.0414	Klingsporn, Faith	40.00
M 88.088.88.00.1765	Loescher, John & Barbara	506.00

4. Adoption of **Resolution No. 98-145** as follows:

Repurchase of Tax Forfeited Land by  
Duane R. and Charlotte J. Olson, Former Owner

WHEREAS, Duane R. and Charlotte J. Olson, the former 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:

Lots 6 & 7 Block 5  
And Lots 1 to 3 Block 6  
& ½ Vac Sibley Adj  
Point Douglass

; and WHEREAS, said applicant has set forth in his application that hardship and injustice has resulted because of the forfeiture of said land, for the following reasons, that Internal Revenue Service had liens on land and wages. That the repurchase of said land will promote and best serve the public interest, because it will be returned to tax paying status.

;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 Duane and Charlotte Olson for the purchase of the above described parcel of tax forfeited land be and the same is hereby granted and the County Auditor is hereby authorized and directed to permit such repurchase according to the provisions of Minnesota Statutes 1945, Section 282.241, as amended.

5. Approval and authorization to purchase a reach truck/forklift for the Household Hazardous Waste Facility and approval to amend the 1998 budget.
6. Approval to renew service agreement with Frank Madden & Associates for labor relations consultant services through September 30, 1999.



September 22, 1998

- 7. Approval to amend agreement No. 1 to Contract No. PWR-1997-275 with the City of Woodbury for reimbursement of engineering design services on CSAH 19 improvement project.
- 8. Bids were received for road construction on CSAH 3 (Olinda Trail) as follows:

Dresel Contracting, Inc.	\$4,564,617.13
Arnt Construction	\$5,119,033.44
Forest Lake Contracting	\$5,188,388.83

Adoption of **Resolution No. 98-146** as follows:

Award of Contract for CSAH 3 (Olinda Trail) Road Construction  
to Dresel Contracting

WHEREAS, in order to complete road construction on CSAH 3 (Olinda Trail) between 170<sup>th</sup> Street and 240<sup>th</sup> Street in May and New Scandia Townships, the County solicited bids for this project; and

WHEREAS, bids were opened on August 31, 1998, with Dresel Contracting, Inc. being the lowest responsible bidder; and

WHEREAS, as a condition precedent to the award of bid the State must approve the award; and

NOW, THEREFORE, BE IT RESOLVED, that the bid of Dresel Contracting, Inc. be accepted and the County enter into a contract with Dresel Contracting, 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 Dresel Contracting, Inc. 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, concurrence in award by the State and contract approval as to form by the Washington County Attorney's Office.

- 9. Approval to accept a gift of fatal vision goggles from the Local Chapter of the Aid Association for Lutherans via Roger and Vicki Linnell.
- 10. Approval to set a public hearing to hear a request from Camas, Inc. to rezone property in West Lakeland Township and to amend the Washington County Comprehensive Plan for Tuesday, October 6, 1998 at 9:00 a.m.

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

September 22, 1998

**PUBLIC WORKS DEPARTMENT**

Commissioner Abrahamson moved to approve an increase in park fees and charges for 1999 as presented. Commissioner Peterson seconded the motion and it was adopted unanimously; Commissioner Hauser absent.

**HEALTH, ENVIRONMENT AND LAND MANAGEMENT DEPARTMENT**

Commissioner Stafford moved to adopt **Resolution No. 98-147** as follows:

Washington County Ordinance No. 135  
Adopting Amendments to Washington County  
Youth Access to Tobacco Ordinance No. 133

WHEREAS, Minn. Stat. §§461.12 to 461.18 regulates various aspects of the sale of tobacco and tobacco related products in an attempt to decrease its access by youth; and

WHEREAS, Minn. Stat. §461.19 allows municipalities to enact local ordinances which provide for more restrictive regulation of tobacco sales; and

WHEREAS, pursuant to this mandate, the Washington County Board duly enacted the Washington County Youth Access to Tobacco Ordinance, Ordinance No. 133, in order to impede the ability of the County's youth to obtain tobacco and tobacco related products; and

WHEREAS, the Washington County Board of Commissioners determined that certain provisions of the ordinance were more restrictive than need be and that those provisions of Ordinance No. 133 should be amended; and

WHEREAS, the Washington County Board of Commissioners conducted a public hearing on the amendments to the Washington County Youth Access Ordinance; and

WHEREAS, the Board wishes to allow vending machine sales of tobacco products in those locations also allowed by state statute but to restrict the type of vending machine that may be used in those locations to those that provide the licensee direct control of the dispensing of tobacco products; and

WHEREAS, the Board recognizes that machines equipped with manual, electric or electronic locking devices which may only be activated by the licensee for each individual sale serve the purpose of making it more difficult for youth to access the tobacco products in vending machines; and

WHEREAS, the Board recognizes the fact that many sales establishments employ persons under the age of eighteen to sell its products; and

WHEREAS, the Board recognizes blanket proscription against sale of tobacco by persons under the age of eighteen will work unnecessary staffing hardships on licensees and decrease employment opportunities for youth;

September 22, 1998

NOW, THEREFORE, BE IT RESOLVED that based on the recommendations of the Washington County Department of Health, Environment and Land management and the testimony received at the public hearing and the reasons set forth therein, the Washington County Youth Access to Tobacco Ordinance No. 133 is amended as follows and shall be adopted as Washington County Ordinance No. 135:

Section 2.4 Vending Machine means any mechanical, electric or electronic, or other type of device dispenses Tobacco, Tobacco Products or Tobacco Related Devices upon the insertion of money, tokens, or other form of payment directly into the machine by the person seeking to purchase the Tobacco, Tobacco Product or Tobacco Related Device. Vending Machine includes, but is not limited to, those machines equipped with manual, electric or electronic locking devices which may only be activated by the Licensee for each individual sale.

Section 6.2 By means of any type of Vending Machine, as limited according to Minn. Stat. Chapt. 481 as amended time-to-time and further limited to those instances where:

- A. The Vending Machine is equipped with a switch that dispenses the product only when the Licensee causes the switch to be briefly activated for each individual sale; and
- B. The Vending Machine is in a location visible to the Licensee or its employees at all times; and
- C. The Licensee checks the identity and age of the patron wishing to access the machine and watches the patron while he or she is making the purchase from the Vending Machine.

Section 10.5 Illegal Sales by Persons Under the Age of 16. It shall be a violation of this ordinance: for a Licensee to cause or permit a person under the age of 16 to sell Tobacco, Tobacco Products or Tobacco Related Devices.

Section 11.4 (1) Licensee. Any Licensee found to have violated this ordinance or whose employee shall have violated this ordinance shall be charged an administrative fine of \$200 for the first violation of this ordinance; \$400 for the second offense at the same licensed premises within a 24-month period; and \$600 for the third offense within a 24-month period after the first offense. In addition, after the third offense, the license shall be suspended for not less than thirty (30) days. After the fourth offense within a 24-month period, the license shall be revoked.

BE IT FURTHER RESOLVED that 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.

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

September 22, 1998

**GENERAL ADMINISTRATION**

James Schug, County Administrator, advised the Board that the City of Bayport will be holding a public forum on Monday, September 28 at 7:00 p.m. to discuss the Andersen Corporation tax reductions. The City has invited County representatives to this meeting also. He noted that Commissioners Abrahamson and Stafford will be there, Commissioner Hegberg will try to be there and Virginia Erdahl, Deputy Administrator will also attend. Scott Hovet has prepared a letter to the City of Bayport explaining the process that went on in arriving at the new valuation for the Andersen Corporation properties.

Mr. Schug reported that he has been getting more correspondence again regarding the coalition of counties which is taking a look at the proposals for the deregulation of electric utilities and the change in the Minnesota property tax statute that would affect the way utilities are valued and subsequently taxed. He believes that will be discussed during the 1999 legislative session. If the Board is interested, a workshop could be scheduled to discuss what the County's position should be in participating in that process with other counties and cities that are meeting with the utility companies and trying to negotiate some type of a resolution.

**DISCUSSION FROM THE AUDIENCE**

The Board Chair asked for comments from the audience; none were heard.

**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Abrahamson reported that the 911 Executive Committee met last Wednesday and U.S. West has indicated to them that they will meet their commitments to 911 by January 10, 1999.

Commissioner Abrahamson requested that the West Lakeland Township be notified of the public hearing scheduled for October 6, 1998 at 9:00 a.m. to consider a request from Camas, Inc. to rezone property in West Lakeland Township and to amend the Washington County Comprehensive Plan.

Commissioner Stafford welcomed Molly O'Rourke on board as the new director of Assessment and Taxation.

Commissioner Peterson reported that AMC policy committees will be meeting this week on September 24 and 25 at the Thunderbird Hotel.

September 22, 1998

**BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

**ADJOURNMENT**

There being no further business to come before the Board, Commissioner Peterson moved to adjourn, seconded by Commissioner Abrahamson and it was adopted unanimously; Commissioner Hauser absent. The Board meeting adjourned at 10:15 a.m.

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

The Board met in workshop session with the Sheriff's Office to discuss metro area gang issues. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Jim Frank, Dave Brierley, Mary Divine, St. Paul Pioneer Press, and Mike Marsnik, Stillwater Gazette.


**BOARD WORKSHOP WITH THE H.E.L.M. DEPARTMENT**

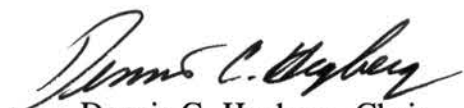
The Board met in workshop session with the Department of Health, Environment and Land Management to discuss solid waste management service charge issues. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Mary McGlothlin, Judy Hunter, Ann Kleinschmidt, Jeff Travis, Mary Divine, St. Paul Pioneer Press, and Mike Marsnik, Stillwater Gazette.

**BOARD WORKSHOP WITH THE H.E.L.M. DEPARTMENT**

The Board met in workshop session with the Department of Health, Environment and Land Management to discuss East Metro Radio Communication Board issues. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl and Mary McGlothlin.

Attest:

  
James R. Schug  
County Administrator

  
Dennis C. Hegberg, Chair  
County Board



**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**OCTOBER 6, 1998**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Absent none. Board Chair Hegberg presided. Also present were Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Lowell Johnson, Health, Environment and Land Management Division Manager; Dennis O'Donnell, Senior Land Use Specialist; Dan Papin, Community Services Director; Don Wisniewski, Public Works Director; Russ Reetz, Court Services Director; Robert Crawford, Workforce Center Manager; and Dave Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner Peterson moved, seconded by Commissioner Abrahamson to adopt the following Consent Calendar:

1. Approval of the September 15 and 22, 1998 Board Meeting minutes.
2. Approval to advertise for 1999 newspaper publication of County legal notices.
3. Adoption of **Resolution No. 98-148** as follows:

Repurchase of Tax Forfeited Land by  
James A. Simning, Former Owner

WHEREAS, James A. Simning the former 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:

Parcel #30.030.21.21.0065  
Lot 14, Block 8  
Lakewood Park First Division

; and WHEREAS, said applicant has set forth in his application that he have owned the property for more than 30 years, built the house; That his wife died of cancer on November 1996 after a long illness; That IRS generated a "paper" tax liability and levied his wages, liened his properties & cleaned out (several times) his bank savings & checking accounts; That after many years of problems with his hip, he had total hip replacement on January 26, 1998; That he recently retired and need his home; That he is helping his in-laws next door daily and father-in-law has Alzheimer; That his daughter lives a block away and he helps with the grandchildren before and after school.

October 6, 1998

;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 A. Simning for the purchase of the above described parcel of tax forfeited land be and the same is hereby granted and the County Auditor is hereby authorized and directed to permit such repurchase according to the provisions of Minnesota Statutes 1945, Section 282.241, as amended.

4. Approval of 1999 Child and Teen Checkup Program Plan and contract with the Department of Health, Environment and Land Management.
5. Approval to convert 1 FTE Special Project Eligibility Worker to a regular position for the Child and Teen Checkup Program.
6. Approval of agreement with the Minnesota Department of Economic Security to operate the 5% Older Worker Program for the period beginning July 1, 1998 through June 30, 1999.
7. Approval to issue and receive requests for proposals for home care and related services for calendar year 1999-2000.
8. Approval of amendment to delegation of authority agreement with Minnesota Department of Health and authorize signature by County Board of Health Chairperson.
9. Adoption of **Resolution No. 98-149** as follows:

Rejection of Bids Received for  
Ultrasonic Humidification Project

WHEREAS, in order to facilitate the addition of Ultrasonic Humidification equipment to the current HVAC system at the Government Center, the County solicited bids for the project; and

WHEREAS, bids were opened on September 25, 1998, bids were received from Newman Mechanical, New Mech Companies, Energy Development Services, Harris Companies and Donnelly Electric; and

WHEREAS, all bids received did not meet project specifications; and

NOW, THEREFORE BE IT RESOLVED, that the bids of Newman Mechanical, NewMech Companies, Energy Development Services, Harris Companies and Donnelly Electric made on September 25, 1998 be rejected due to not meeting project specifications.

BE IT FURTHER RESOLVED, that the Washington County Department of Public Works be authorized to rebid the project at a later date.

October 6, 1998

10. Approval of cooperative agreements with Cottage Grove and St. Paul Park for reconstruction of CSAH 39 (Broadway Avenue/Hastings Avenue/Hadley Avenue) between Summit Avenue (CSAH 22) in St. Paul Park and Grange Boulevard in Cottage Grove.

11. Bids were received for a cold storage pole frame building as follows:

Northland Buildings	\$37,974
Ebert Construction	\$38,500
Sherman Lumber, Inc.	\$39,660
Walters Buildings	\$54,850
Wick Buildings	Incomplete

Approval to award the bid for construction of a cold storage pole frame building to Northland Buildings, lowest responsible bidder, in the amount of \$37,974.

The foregoing Consent Calendar was adopted unanimously.

**PUBLIC HEARING - DEPARTMENT OF HEALTH, ENVIRONMENT AND LAND MANAGEMENT**

The Board Chair presented an overview of today's public hearing to consider an application by CAMAS Minnesota, Inc., to amend the Washington County Comprehensive Plan and rezone 320 acres of land they own in West Lakeland Township from Single Family Estate to Rural Residential.

The Secretary to the Board read into the record the notice of public hearing. The Board Chairman declared the public hearing open at 9:10 a.m.

Dennis O'Donnell, Senior Land Use Specialist, presented background information on the plan amendment and rezoning request. He presented seven issues the Board should consider before making a decision. He informed the Board that on July 28, 1998, the Washington County Planning Advisory Commission recommended denial of this Comprehensive Plan change and rezoning application. He also placed on record the following documentation: Correspondence received from area residents, Karen L. Bohnert, Frank Bachman, Loren F. Kalal and Tom Secrest;; Planning Advisory Commission minutes of July 28, 1998; resolution from the West Lakeland Town Board; and the application by CAMAS, Inc. The record will show that correspondence was also received from Diane Jeppesen, Mary Kathleen Hiber, and Jay Vrban.

October 6, 1998

Dan McDonald, 1980 Stagecoach Trail - Mr. McDonald stated he lives across the street and north from the proposed rezoning. He asked Mr. O'Donnell what period of time was spent on the Comprehensive Plan and submission to Met Council? Mr. O'Donnell stated it was probably three to four years.

Mr. McDonald asked when did it go to the Met Council, was it in 1998? Mr. O'Donnell stated that was correct. Mr. McDonald stated he understood Mr. O'Donnell's presentation, but asked if the staff was just laying out the facts or did they make a recommendation? Mr. O'Donnell stated they laid out the facts and did not make a formal recommendation.

Lowell Johnson, HELM Division Manager, informed Mr. McDonald that the Planning Advisory Commission makes the recommendation to the Board.

Mr. McDonald asked if staff is aware that there is a problem of the neighbors being aware of what's going on even though legally it seems that everything has been done properly. This land is still identified as Shiely property and people may not know that CAMAS and the Shiely property are one in the same? Mr. O'Donnell stated he did notify property owners within a half mile of the proposed rezoning. They did this at the time of the Planning Commission meeting, for this public hearing and also notified anyone attending the Planning Commission meeting.

Robert Bieraugel, Environmental Affairs Manager for CAMAS, Inc., noted that in addition to the County's notification, CAMAS also sent a letter to the same 195 households. If the Board approves the rezoning, then a review process will be started which would include an Environmental Impact Statement followed by a conditional use permit review process. They propose to involve the public and will ask them to participate in an advisory committee to generate a conditional use permit that would include conditions and mining requirements that would meet the needs of their neighbors as well as the company.

Mr. Bieraugel addressed three of the seven items presented by Mr. O'Donnell in his opening remarks. These items are: 1) The matter of compliance with the Comprehensive Plan; 2) The matter of compatibility of the surrounding properties; and, 3) Is this a use that has a public purpose.

Compliance with the Comprehensive Plan - Mr. Bieraugel feels this request is in compliance. The Comprehensive Plan envisions this property in 2015 to be a rural residential development and within 15 to 20 years he feels that valuable resource will be mined out and the property will be reclaimed in such a fashion as to permit that type of residential development. In addition, the Comp Plan does identify the gravel resources as an important resource for Washington County and the metropolitan area and has strong language as to how important it is to preserve it.

October 6, 1998

Compatibility with Surrounding Land Uses - Mr. Bieraugel stated that over the last two years since the 1996 approval to move into West Lakeland, they have proved that their process can be compatible with their immediate neighbors. They are as close to residential neighbors as they ever have been and in the last two years have not received a single complaint, nor, to his knowledge, has the City of Lakeland, West Lakeland Township or County staff. He stated that the property west of the proposal, St. Croix Vista, was owned by CAMAS and sold a couple of years ago. It was sold with a deed restriction advising the developer that the company owned the land immediately to the east of CR 21 and planned some day to submit applications for mining that. The John See farm to the north is agricultural and they have a purchase option on that property. They have done that to provide a buffer from residential development to the mining operation and they have assured the township and north neighbors that the property would never be mined. They would be willing to sign a use agreement for that property and have entered into the public record that they would not mine north of the proposal they are seeking today. Mr. Bieraugel stated they have modified their operation by removing the backup alarms from trucks, removal of the primary crusher and other modifications that have been made to assure compatibility with their neighbors.

In the Public Interest - Mr. Bieraugel stated that over a third of the production at this location goes into public streets, highways, bridges and public projects. The remainder of the material that comes out of this mine goes to construction projects such as commercial developments, office buildings and residential development. He feels it is in the public interest that this company remain healthy and alive in this area because it is in the best interest to have competition. The reserves that remain in the metropolitan area are under review by the Department of Natural Resources, Division of Minerals, Minnesota Geological Survey, University of Minnesota and by the industry. Preliminary indications show there are approximately 600 million tons of sand, gravel and crushed rock products that could be mined in the metropolitan area. Currently, the demand in the metropolitan area is 25 million tons a year. At that rate, 600 million tons in the metropolitan area will last a little over 20 years. As pointed out in the Comprehensive Plan, this is an important resource to preserve and insuring efficient permitting processes. As this reserve dries up the cost of the material will go up significantly as the travel distance goes up.

Mr. Bieraugel stated in 1996 the Planning Commission and County Board did approve the rezoning to the north, the 49 acre parcel. Mr. Bieraugel distributed the County Board's resolution approving the request in 1996 including the findings of fact. Several of the findings of fact then apply to this particular application exactly. The current proposal is adjacent, all the conditions and issues are the same.

Mr. Bieraugel concluded by saying he feels that the proposal is compatible with the Comprehensive Plan, that it can be compatible with surrounding land uses, and he also believes there is a public purpose for this rezoning.



October 6, 1998

Commissioner Peterson asked Mr. Bieraugel if they have had any problems with OSHA in removing the backup alarms on the trucks? Mr. Bieraugel stated they have not. In fact, the backup alarms were not removed until they had OSHA approval for the new camera system.

Commissioner Peterson asked how far they are planning to mine into the rezoning? Mr. Bieraugel stated that is a setback question and will come about as they go through the conditional use process. The goal of the setback is to be compatible with the community. They would like to work with the community to determine what that would be.

Commissioner Abrahamson asked about the John See property to the north. He asked if that property belonged to CAMAS? Mr. Bieraugel stated they have an interest in the property, they do not own it. They own an option to acquire that property.

Commissioner Stafford asked if a berm could be placed on the western edge to provide some site and sound protection. Under the application by CAMAS he noted there has been some plans for this, more than he thought in the north portion but less in the south. He suggested that if the Board were to approve this, that it insist that something like that occur.

Commissioner Hegberg stated that because the Board is looking at a zoning request and a Comprehensive Plan request, that part would be the next step, the conditional use permit. At that time, the Planning Commission would be the ones who would review those types of requests.

Commissioner Stafford asked if that conditional use process comes back to the Board for review? Commissioner Hegberg stated he wasn't sure if that would come back to the Board directly it goes to the Planning Committee and then the Board reviews it.

Commissioner Hauser asked what will become of the area in Lakeland that is currently being mined by CAMAS when that runs out of its resource? Mr. Bieraugel stated that would be residential, but no development will occur on the Lakeland property immediately. As long as there is sand and gravel to extract on the west, if they are permitted to rezone, that will be occupied with processing equipment.

Dan McDonald asked how many trucks a day enter or exit that property to the west or north? An unidentified person answered it can't be more than 20. Mr. McDonald asked after the operation is full blown how many trucks are envisioned using those roads? Mr. Bieraugel stated that should not change at all.

Mr. McDonald asked how many acres they bought from Merwin Nelson and when? Mr. Bieraugel stated it was approximately 100 acres and it was acquired two years ago. Mr. McDonald asked if it is possible that

October 6, 1998

they could have this area mined and ready for reclamation to home sites in 15 to 16 years? Mr. Bieraugel stated yes, it is possible. As he indicated earlier, there is a demand for 25 million tons a year in the metro area. Currently this mine produces a million tons annually and it's possible that could go up some, if it does the life of the mine goes down.

Mr. McDonald asked at the end of the mining, won't this area have to be rezoned again so it would be back at two and a half acres for home sites? Mr. Bieraugel stated that would be their intent, to bring it back to the two and a half acre density.

Ray Stevens, 1660 Park Avenue North, West Lakeland Woods Edition - Mr. Stevens asked what period of time did it take to exhaust that 149 acres that is currently being mined? Mr. Bieraugel stated he believes that Lakeland operation has been in operation since the 1940's. The 19 acre mine to the north, which they thought had about two and a half million tons, they believe that is a three year operation.

Mr. Stevens stated that it seems impossible that it took 50 years to go through a 149 acre parcel and only 15 to 16 years for 360. Mr. Bieraugel stated that the production and efficiency of the mine has gone up and the demand has gone up.

Meredith Magers, Assistant County Attorney, clarified for the Board the procedure if the Board approves the rezoning today. This matter would go back to the Planning Advisory Commission for the conditional use permit and it then may or may not be appealed to this Board. This may be the last time this Board sees this particular request.

Commissioner Stafford asked what assurance does the Board have that its suggestion about berming will be taken seriously? He stated CAMAS has something in their plans, but if his vote is contingent on how well they screen that, it's important to know what the outcomes will be.

Mr. O'Donnell stated that is one of the concerns they deal with in rezoning requests, if the zoning is changed then the property owner can do whatever is permitted by the County's ordinance. The ordinance presently requires a 100 foot setback from the County road and 50 or 100 feet from other property lines. Unless the County can prove that there is a substantial negative impact on the neighborhood or other public health, safety or welfare issue they are probably entitled to mine right up to that 100 foot line, unless they agree to something less. If the Board approves the rezoning, the applicant would come back to the County Planning Commission for the conditional use permit and a public hearing would be held. If any affected party would appeal that Planning Commission decision within 30 days, whether they approved it or denied it, then it would come back before the County Board.

October 6, 1998

Commissioner Stafford stated what he is hearing is the Board has to rely on some people to act on good faith. He sees the plan by CAMAS as one act of good faith and the Planning Commission will obviously get the Board's message as to what it is striving for.

Marilee Meisner, stated she believes they are the closest property owner to Shiely right now. They built a berm and it has been very effective. They do not hear any noise from their home. The only way she can hear any noise is to go to that side of the property and stand next to or on the berm. She feels they are very considerate neighbors.

Ray Stevens, 1660 Park Avenue North - Mr. Stevens stated he and his wife built there in 1990 and feel they have made a significant investment in that property. They did look at the Comprehensive Plan from West Lakeland Township and it stressed the desire to maintain that as a rural agricultural township. They were aware that CAMAS owned the property they are speaking of today, but they also looked at the zoning and it is the same then as it is today. They were concerned about all the mining operations in that area. There is Bryan Rock, Miller, Martin, Tower and CAMAS in a small area. The question he asks is how much are they to carry to support the rest of the metro area in terms of building? He feels any additional traffic on 21 is going to aggravate this situation as well as the building that is taking place in Lake Elmo, Baytown and West Lakeland. He is concerned about the accuracy in terms of how long it took them to exhaust the resource in the existing area. Another concern he has is the "me to" factor. He feels the Board will be setting a precedent and that the other operations will want to expand. He understands that West Lakeland Township has not opposed this and he questions their motivation. He feels there is a tension between West Lakeland and Washington County and the Township wants the say as to what happens out there. As a citizen of West Lakeland Township his feeling is God bless Washington County, he thinks they are doing a better job with its Comprehensive Plan and was really comforted when he read the County's Comprehensive Plan. Now he is becoming nervous and feels some Board members are willing to immediately change what the Comprehensive Plan set out as to zoning. He feels the public good is to reaffirm the integrity of the zoning laws.

Dawn Solheid, 15799 22<sup>nd</sup> Street North - Ms. Solheid stated this boils down to having good faith. If the Board approves it they have to go by things Mr. Bieraugel is telling them. She is worried that they will mine the John See farm next to her, even though they assured her they will not. She is concerned about the water issue and studies should be done before zoning comes up to see if that is a problem or not. She is also concerned about the length of time it will take to mine the area, will it only take fifteen years.

Commissioner Hegberg asked Ms. Solheid if she considers them good neighbors? Ms. Solheid stated she cannot even see any of the area here. She use to see the river bluffs across the river. They did lose a little of that, about half of the view. There are berms planted in prairie grass—she wasn't happy with it, but it

October 6, 1998

looks ok. She has seen within the last two weeks machinery throughout the day. As far as good neighbor, Mr. Bieraugel seems like he wants to make it right. Her biggest concern is the property next to her.

Al Throne, Lakeland - Mr. Throne has known this company for 50 years and has dealt with them over those years. He is the closest neighbor to the east and is adjacent to their property. If it eases anybody's mind they keep their word. He worked for them during the 40's and 50's and the production was probably 1/5 of what it is today.

Commissioner Peterson asked Mr. Throne if he was a well driller and how far down they have to drill wells in that area? Mr. Throne stated he was a well driller and the State is making them go to the west quite deep, 200 to 300 feet. Commissioner Peterson asked how that compares with the base of the mine? Mr. Throne thought it would be a 100 feet higher.

Mark Suel, CAMAS Plant Manager, advised the Board that CAMAS and its employees are aware of their responsibility to the community and he feels their actions reflect that. They do involve the community with three and five year mine plans. They are invited to an annual get-together to discuss any issue they might have. They are impeccable when it comes to environmental regulations.

Hans Luckoff, CAMAS, stated he worked for Shiely and CAMAS for 18 years. They have always been great with the environment and have taken care of the neighbors. If there is a complaint at the pit about dust or whatever, Bob Bieraugel is always the first one down there to make sure that issue is addressed. He stated 11 people are working down there and they are concerned about their jobs, nobody wants to lose their jobs.

Ray Stevens addressed some of the comments he heard. In his experience CAMAS has been a good corporate citizen. He reminded the Board that in this day in age, just as Shiely became Cemstone and Cemstone became CAMAS, CAMAS may soon become another company. What people say in their employ today is probably governed by company policy. But there is no control or knowledge of what the next company's beliefs or policies will be. That should be taken into consideration when these statements are made.

Dan McDonald, 1980 Stagecoach Trail - Mr. McDonald has concerns about the process. He stated the County has a Planning Advisory Commission that voted 6-0 to deny this request. They have had several meetings on this and one meeting went from 7:00 p.m to 12:30 a.m. They spent a lot of time analyzing this and talking to these people. What is the point of having them if the County Board goes ahead and approves this. Four years were spent struggling with the process and there was a lot of consternation. A lot of residents County-wide had problems with this Comp Plan and it got passed over a lot of objections. This plan put into place the County's guidelines that were supposed to be cast in concrete to get the County to



October 6, 1998

2015. The plan was submitted to Met Council earlier this year and now there is going to be an amendment as if it's like a property line variance type thing. It doesn't seem fair to people. CAMAS purchased additional land in the past couple of years from Merwin Nelson knowing it wasn't zoned for mining. Then they come back to the County and ask it to be rezoned. The idea of the Comp Plan, among other things, was to preserve open spaces and agricultural where it could be done. If the Board does approve this rezoning, he asked that it be approved with the understanding that CAMAS cannot come back in 15 years and have it zoned back so they can sell it off for a residential development. It should remain open space from now on. CAMAS sold the property across the street for a development and now those people will be looking right down into a pit. He is concerned there will be turnover in the County staff, turnover in the County Commissioners, turnover at CAMAS and maybe the property ownership of that property. They would like to see something legal, pinned down and in writing that locks this in for the duration. If it's going to be open space for the next 10 or 15 years, let's keep it that way in our lifetime.

Dawn Solheid asked Mr. Bieraugel to explain their proposal for the John See property that they have an option to buy. Mr. Bieraugel stated the plan would be to hold it and not mine it. It's currently agricultural and John See is leasing farm land from CAMAS for farming. To his knowledge, Mr. See would like to stay in that business for as long as he can and their intention would be to exercise the option that they have on that property. They wouldn't acquire the whole farm, just 60 acres, and lease it back to him for farming.

Commissioner Hegberg asked about the 49 acre property, 19 of it is being mined, does the vein play out in that area? Mr. Bieraugel stated it would extend to the north and also to the east of where they are mining. In the conditional use permit process with the township and the neighbors and ultimately with the County Planning Commission, CAMAS agreed that they would increase the setback to the north from 100 feet to 250 feet and that they would maintain a minimum of 500 feet from any structure.

Commissioner Stafford asked Mr. O'Donnell to explain the process for the issuance of a conditional use permit. Mr. O'Donnell stated if the Board were to approve the rezoning, the applicant would prepare a conditional use permit application which would include such things as screening plan, landscaping plan, mining operation plan, borings to show where the gravel is and how deep they would be mining. They would need to do an Environment Assessment Worksheet. Once all that information is put together the Planning Commission would hold its public hearing and all the property owners would be notified. The application would be reviewed in accordance with the Mining Ordinance. During that process they can look at what the public concerns are, what the staff concerns are and try to have the applicant make some concessions, if they are just meeting the bare bones of the County ordinance, and try to negotiate some larger setbacks or additional screening. In order to deny that conditional use permit, there would need to be a very good case and substantial reason such as there would be a threat to the public health, safety and welfare. Just because the neighbors don't like it would not be a reason to deny that conditional use permit. If it is



October 6, 1998

denied, the applicant could appeal it to the County Board and the Board would have an opportunity to see it again. If the Planning Commission approved it, it would be approved subject to the County's standard conditions which contain approximately 30 conditions related to different things. If the affected party did not like the approval of that conditional use permit, they could appeal that decision to the County Board also. Again, there would have to be a real threat to the public health, safety and welfare to turn that conditional use permit down. In regard to the John See property, if that were ever to be proposed to be mined they would have to come back for rezoning first and then go through the conditional use permit process.

The Board Chair asked for further comments from the audience; none were heard.

Commissioner Abrahamson moved to close the public hearing. Commissioner Peterson seconded the motion and it was adopted unanimously. The public hearing was closed at 10:40 a.m.

Commissioner Hauser moved to amend the Comprehensive Plan and rezoning request submitted by CAMAS Minnesota, Inc. to rezone 320 acres of land they own in West Lakeland Township from Single Family Estate to Rural Residential. Commissioner Abrahamson seconded the motion.

Commissioner Hauser stated that in the Planning Advisory Commission's work they do have some inconsistencies. She feels the Board will be consistent in this action with the Comprehensive Plan and that resource utilization is a part of the plan. She found it interesting that in the Planning Advisory Commission's reasons for denying they were in conflict with one another. One member felt that the rezoning would not be in the best interest of expanding West Lakeland housing market and another felt that the Planning Advisory Commission has a responsibility for preserving agricultural land within the County which is in conflict with one another. One cannot be in favor of building houses on the same piece of land that one is preserving ag land. She feels it serves the Comprehensive Plan better to have a larger land, or less dense land use within that area which this rezoning would accomplish and ultimately might be a benefit to the overall goal of the plan which was to preserve open space and providing less density in a development.

Commissioner Stafford stated he would support this motion. He is not unsympathetic to the labors of the Planning Commission. He has been on both sides of that fence where he has worked for two years on developing plans to streamline administration and have the County Board then shoot down certain portions of it. People who serve on these commissions and committees need to remember, as he was reminded, that the key word is advisory. He is sure this entire Board appreciates the people who serve on those committees. There has been a question of the need and how that mine might be mined out so much faster than the other area was. He moved to Woodbury in 1966 and the population was 4,000. It is over 40,000 now. The first time he ran for public office the population of this County was less than 80,000, it is now over 200,000.

October 6, 1998

There are homes, driveways, roads and bridges, they all use concrete. Concrete is made up of the stuff they pull out of that mine. The rapid growth of this area would explain the need for that. The argument about open space he does not think is valid because this is not going to be open space under any circumstance. It's either going to be a mining industry or it's going to be homes. To him open space is woods, streams and forests. The argument that denying this would preserve open space is not valid because it wouldn't remain that way. He agrees with the gentleman's concerns that these are all good people, CAMAS is a good neighbor, but they are not going to be here forever. He would like to see their good faith documented, put in agreement form as much as the law will permit. Not to hold them to their word, but to hold their successors and the Board's successors to its word.

Commissioner Hegberg stated he will support the motion. He feels the aggregate is an important resource and as it's taken the property will return to agricultural or open space or residential housing whatever takes place 20 years from now when the gravel has been mined. This particular mine is located next to I-94 and has access to that. If the Board denied this request the aggregate would be taken from some place else which would not have that access to the freeway.

Commissioner Peterson stated she will also support the motion. It was intimated in the Planning Commission that there is no shortage of this resource. She feels that the infrastructure needs for the next twenty years are twice what they can afford to do and that's based on having a plentiful supply of aggregate. She feels there could be a shortage if they don't mine.

The motion to amend the Comprehensive Plan and rezoning request submitted by CAMAS Minnesota, Inc. to rezone 320 acres of land they own in West Lakeland Township from Single Family Estate to Rural Residential was adopted unanimously.

The Board Chair directed the County Attorney's office to prepare a resolution for next week's Board meeting.

The Board took a five minute recess.

#### **HEALTH, ENVIRONMENT AND LAND MANAGEMENT DEPARTMENT**

Cindy Weckwerth, Senior Environmental Specialist, informed the Board that the County is participating in the first annual Metro Area Ground Water Children's Water Festival. This event is a multi-county, multi-agency effort to educate elementary students about the importance of groundwater and surface water protection. Three fifth grade classes from elementary schools in Washington County will be participating : Andersen Elementary in Bayport; Rutherford Elementary, Stillwater; and Lake Elmo Elementary. Over

October 6, 1998

600 fifth graders from throughout the metropolitan area will be attending. The Festival will be held at Fort Snelling State Park on Wednesday, October 14. Ms. Weckwerth invited all the County Commissioners to attend.

## **GENERAL ADMINISTRATION**

### **Valley Branch Watershed District Interviews**

It was the consensus of the Board to interview the applicants and incumbent for the Valley Branch Watershed District Board of Managers.

### **Year 2000 Update**

Virginia Erdahl, Deputy Administrator, supplied the Board with an update on the year 2000 issue prepared by Raul Schander, I.S. Director and his staff. If the Board would like more information, she indicated that it could be provided to them.

Commissioner Stafford asked that staff look into what other agencies that Washington County deals with, such as the State, are doing and if they will be compatible with the County. He suggested a workshop to discuss this item further.

Ms. Erdahl indicated she would have I.S. put some information together regarding other systems.

### **Drainage Forum Sponsored by the Board of Water and Soil Resources**

Ms. Erdahl informed the Board that the Board of Water and Soil Resources will be sponsoring a drainage forum on November 19-20 in St. Cloud. She asked if any of the Board members were interested in attending. Commissioners Peterson and Hegberg indicated they both wish to attend.

### **Introduction of New Assessment and Taxation Director**

Ms. Erdahl introduced Molly O'Rourke who has recently been appointed as the new Assessment and Taxation Director. She will also be handling the General Services department which does not have a department head at this time. Ms. O'Rourke thanked the Board members and expressed her appreciation in having an opportunity to lead this new department. She is excited about the challenges before her and looks forward to working with the County Board.

October 6, 1998

**DISCUSSION FROM THE AUDIENCE**

Fran Wagner Schneider, Denmark Township, addressed the County Board on concerns she has with the process of different boards. She indicated that in Denmark Township, there is a township board and a planning commission. She appeared in front of both of those commissions on a personal request for variance on property that is owned by her children and is adjoining her property. She stated that the Town Board and the Planning Commission both granted variances to them. The next process was to appear before the County Board of Appeals. She did that and was disturbed by the reception she received from one of the Board members when she presented her comments. One of the Board members sat there and spoke while she was talking and was somewhat laughing at what she was saying. She would like to know the ultimate authority of the Board of Appeals and if they are not there to help the taxpayers of the community. When their town board makes a decision she understands it can be shot down by the County. If the County is going to have the ultimate authority, she wonders why there needs to be a town board.

Commissioner Hauser asked the County Attorney's Office to relate to Ms. Schneider, by letter, the process for the Washington County Board of Appeals and the County's relationship to town boards as they make pronouncements on variances.

**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Abrahamson discussed the Rice Creek Watershed situation, two documents provided by a citizen from the Hugo area and the \$400,000 to correct certain problems while other problems are not being addressed. He would like to see something in writing as to why certain things are going on or why they've gone on over the past years. If there is a problem up there, let's address it.

Commissioner Hauser stated the County has no jurisdiction there and to commit the Public Works Department to investigate engineering solutions to a watershed district is inappropriate. They are looking at the water governance and the individual who has provided the Board with the information that Commissioner Abrahamson mentioned is also sitting on the water governance committee as a member.

Commissioner Abrahamson stated he is not interested in getting the Public Works department involved in which way the water runs regarding Rice Creek. He is interested in the accusations that have been brought before this Board that when they were building highways or county roads, if in fact some of those ditches were not at the right level.

Commissioner Hauser stated that the ditches are under the authority of the watershed district they are not under the County's authority.

October 6, 1998

Commissioner Stafford informed the Board that he is starting what he calls a "Kitchen Cabinet" involving an elected official and one staff person from each community in his district, and one appointed citizen. This group will meet quarterly to discuss things that the County will be facing in the near future and get their views on these items. He hopes to get this up and running sometime in October or November.

Commissioner Hegberg asked if Commissioner Stafford would attend next week's Housing and Redevelopment Authority meeting for him.

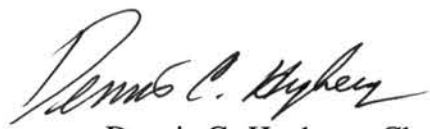
Commissioner Hegberg asked that the Regional Rail Authority meet next week to discuss the access issue with the City of Hugo. He has been assured that representatives from the City of Hugo will be at this meeting.


#### **BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

#### **ADJOURNMENT**

There being no further business to come before the Board, Commissioner Peterson moved to adjourn, seconded by Commissioner Hegberg and it was adopted unanimously. The Board meeting adjourned at 11:35 a.m.

  
Dennis C. Hegberg, Chair  
County Board

Attest:   
Virginia R. Erdahl  
Deputy Administrator



**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**OCTOBER 13, 1998**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Absent none. Board Chair Hegberg presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; George Kuprian, Assistant County Attorney; Mary McGlothlin, Director of Health, Environment and Land Management; Dan Papin, Community Services Director; Suzanne Pollack, Community Services Department, Doug Fischer, Deputy Public Works Director; Sandy Cullen, Transportation Engineer; Liz Templin, Minnesota Extension; Bill Funari, County Administration; Dennis O'Donnell, Senior Land Use Specialist; Robert Lockyear, Administrative Services Director; Russ Reetz, Court Services Director; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner Abrahamson moved, seconded by Commissioner Stafford, to adopt the following Consent Calendar:

1. Approval of early hire of .5 Clerk I position for Central Services as recommended in the 1999 budget.
2. Approval of contract with Julie Friedrich for Guardian ad Litem Services.
3. Approval of County Board ratification of Department Head signatures to Family Links Interagency Agreement between Health, Environment and Land Management, Community Services and Court Services.
4. Information only on the environment and natural resources trust fund.
5. Adoption of **Resolution No. 98-150** as follows:

Conveyance of CSAH 2 Right of Way to City of Forest Lake

WHEREAS, the right of way for that portion of County State Aid Highway 2 located east of State Highway 61, is presently located adjacent and westerly of Block 19 of the plat of Forest Lake; and

WHEREAS, prior to the reconstruction of the portion of CSAH 2 in the mid 1970's CSAH 2 was aligned within this right of way so that it intersected State Highway 61 a distance of 365 ± feet southerly of the intersection of 4<sup>th</sup> Avenue Northeast and State Highway 61; and

October 13, 1998

WHEREAS, the 1970's reconstruction of the road realigned CSAH 2 so that CSAH 2 turned west to intersect State Highway 61 on 4<sup>th</sup> Avenue Northeast rather than its previous northeast-southwest alignment; and

WHEREAS, the old northeast-southwest section of CSAH 2 was narrowed and made into a northerly one-way street to serve local business and residences; and

WHEREAS, the 4<sup>th</sup> Avenue Northeast portion of the right of way is still designated as a city street and the old CSAH 2 portion still maintains the CSAH 2 designation; and

WHEREAS, the City of Forest Lake has requested that the County convey the old CSAH 2 right of way to the city.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby convey to the City of Forest Lake the old right of way of County State Aid Highway 2 described on the back of the resolution, contingent upon the City of Forest Lake conveying to Washington County the right of way for 4<sup>th</sup> Avenue Northeast as described on the back of the resolution.

BE IT FURTHER RESOLVED that the Washington County Board Chairman and Administrator are authorized to execute, on behalf of the County, all legal documents necessary to implement this resolution.

Legal Description of Old CSAH 2 Right of Way to be Conveyed  
from Washington County to the City of Forest lake

All that portion of former County State Aid Highway 2 right of way located between CSAH 2 Engineering Station 101 + 50 (T.H. 61 Station 501 + 64) and CSAH 2 Engineering Station 105 + 68 (4<sup>th</sup> Avenue Station 9 + 94) as shown on page 6 of the construction plan for CSAH 2 project 82-602-03, dated October 22, 1975. Said page 6 is included as an exhibit to this resolution. Lying easterly of T.H. 61 right of way. Subject to existing utilities.

Legal Description of 4<sup>th</sup> Avenue Northeast Right of Way to be  
Conveyed from the City of Forest Lake To Washington County

All that portion of 4<sup>th</sup> Avenue Northeast right of way located between 4<sup>th</sup> Avenue Engineering Station 8 + 26 (T.H. 61 Station 505 + 29) and 4<sup>th</sup> Avenue Engineering Station 9 + 94 (CSAH 2 Station 105 + 68) as shown on page 6 of the construction plan for CSAH 2 project 82-602-03, dated October 22, 1975. Said page 6 is included as an exhibit to this resolution. Lying easterly of T.H. 61 right of way. Subject to existing utilities.

6. Approval of contract with Westwood Professional Services, Inc. to provide professional engineering planning and design services for reconstructing and signaling CSAH 15/CSAH 12 intersection.
7. Adoption of **Resolution No. 98-151** as follows:

October 13, 1998

Final Payment to Tower Asphalt, Inc. for Road  
and Signal Construction on CSAH 12 and 36

WHEREAS, the Washington County Board of Commissioners, on January 14, 1997, signed a contract with Tower Asphalt, Inc. for the signal construction and intersection modifications at the intersection of CSAH 12 (75<sup>th</sup> Street) and CSAH 36 (Hinton Trail) in Mahtomedi; and

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

NOW, THEREFORE BE IT RESOLVED, that Tower Asphalt, 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.

8. Adoption of **Resolution No. 98-152** as follows:

Final Payment to Impulse Group, Inc. for  
Assistive Listening System

WHEREAS, the Washington County Board of Commissioners, on February 10, 1998, signed a contract with Impulse Group, Inc. for provision and installation of a hearing impaired Assistive Listening system for the Washington County Courts; and

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

NOW, THEREFORE BE IT RESOLVED, that Impulse Group, 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.

9. Approval to apply and accept a grant from the Minnesota Department of Natural Resources for snowmobile law enforcement.

10. Adoption of **Resolution No. 98-153** as follows:

Resolution Approving Comprehensive Plan Amendment  
and Rezoning Request by CAMAS, Inc.

WHEREAS, CAMAS, Inc. has submitted an application to amend the Washington County Comprehensive Plan and the Washington County Development Code to rezone 320 acres of property legally described as all of Section 27, T29N, R20W lying East of Stagecoach Trail North (CSAH 21) except the North 1204.5 feet and except the South 116.42 feet of the East 486.75 feet of the NE $\frac{1}{4}$  of the NW $\frac{1}{4}$  and except Parcel #97027-2800, West Lakeland Township from SFE Single Family Estate to RR Rural Residential; and

October 13, 1998

WHEREAS, these requests were heard by the Washington County Planning Advisory Commission at their meeting of July 28, 1998; and

WHEREAS, the Washington County Planning Advisory Commission recommended denial; and

WHEREAS, on October 6, 1998, the Washington County Board of Commissioners conducted public hearing on the two requests; and

WHEREAS, the record of the public hearing consists of the minutes of the Planning Advisory Commission meetings, including the written comments thereto, a staff memorandum to the County Board dated September 28, 1998, including five letters to the Commissioners, West Lakeland Township's resolution supporting the zoning request dated July 14, 1998 and presentations by the Washington County Department of Health, Environment and Land Management, representatives of CAMAS, Inc. and members of the public.

NOW, THEREFORE, based upon the hearing record, the Washington County Board of Commissioners hereby amends the Washington County Comprehensive Plan by changing the land use designation from Rural Residential to Semi-Rural and Washington County Development Code by rezoning the above described property in West Lakeland Township from (SFE) single family estate, one home per 2.5 acres, to (RR) rural residential, one home per 5 acres, for the following reasons:

1. Both SFE and RR zones permit residential use. The only difference between the two zones as to residential use is the permitted density.
2. The Washington County Board has approved and submitted to the Metropolitan Council for its review the Washington County 2015 Comprehensive Plan. CAMAS, Inc. is seeking to have the Generalized Land Use Plan Map of that plan changed from Rural Residential (16 d.u. per 40 acres) to Semi Rural (8 d.u. per 40 acres) so that they can mine aggregate on this property. Existing conditions in the area are open farm land, aggregate mining and rural residential uses. The CAMAS, Inc. rezoning request is for a zoning classification which permits 5 acre lots and aggregate mining; this is not in conflict with the semi-rural and general rural land use category descriptions in the Comprehensive Plan.
3. The County Comprehensive Plan also recognizes the need to preserve potentially productive aggregate areas from development to meet long term regional needs. The plan states the following:

Reserve enough potentially productive aggregate areas from development to meet long term regional needs.
4. The CAMAS, Inc. operation is located in the junction of Interstate Highway 94 and State Highway 95, which provides for both efficient delivery of the resource and minimal residential or community disturbance.
5. Significant operational improvements have been made in current operations to reduce noise to levels that are below the State of Minnesota standards. This is a level that is less than the noise

October 13, 1998

generated by the surrounding road system and, more importantly, to a level which is rarely discernible to its nearest neighbors.

6. Dust emissions are below the state and federal standards in current operations. CAMAS, Inc. continues to improve its performance in this area by paving roads, modifying and removing equipment, watering internal roads, accelerating the reclamation of the mine floor and planting trees.
7. CAMAS, Inc.'s community actions on behalf of, and with the assistance of, the Neighborhood Advisory Committee, demonstrate the commitment of the company to the community, the neighborhood and to responsible, cooperative citizenship.
8. This is a natural expansion of an existing mine in pursuit of an existing aggregate vein which the company has been mining for a long time.

BE IT FURTHER RESOLVED, that the Washington County Zoning Administrator is directed to make the appropriate changes in the Comprehensive Plan and Development Code and to cause the same to be published and codified according to law.

11. Approval of a grant agreement between the Metropolitan Council and Washington County to reimburse Washington County \$1,400,000 for acquisition of St. Croix Bluffs Regional Park.

The foregoing Consent Calendar was adopted unanimously.

#### **COMMUNITY SERVICES DEPARTMENT**

Commissioner Hegberg moved, seconded by Commissioner Abrahamson to adopt the following proclamation:

Proclaim October 13, 1998 as  
Family Child Care Provider Day

WHEREAS, there are 7,155 children in Washington County in licensed family child care homes; and

WHEREAS, these children are Washington County's most valuable asset and resource; and

WHEREAS, no occupation is more important than caring for children; and

WHEREAS, many families in Washington County seek child care outside their own homes; and

WHEREAS, the licensed family child caregivers of Washington County are professional people devoted to achieving and maintaining the highest level of parenting skills; and



October 13, 1998

WHEREAS, the licensed family child caregivers are highly competent, dedicated, caring, concerned individuals.

NOW, THEREFORE, I Dennis Hegberg, Chair of Washington County Board of Commissioners do hereby proclaim the day of October 13, 1998 as Family Child Care Provider Day in Washington County.

The foregoing proclamation was adopted unanimously.

The Board Chair presented Becky Goble and Tim Duncan certificates of recognition for their being selected as the Washington County Outstanding Child Care Providers for 1998.

### **GENERAL ADMINISTRATION**

#### **Contract for 1999 State Legislative Liaison Services**

Commissioner Hauser moved to approve the 1998-1999 contract with Susan Ladwig and Associates for Washington County Legislative Liaison services for the 1999 State Legislative Session. Commissioner Peterson seconded the motion and it was adopted unanimously.

#### **Green Corridor Project Fall Forums**

Michael Pressman, Coordinator of the Green Corridor Project, presented an update on five public forums which will be held by the Washington/Chisago County Green Corridor Project in October. These forums will receive public comments on three alternative corridor locations. The dates for the forums are as follows: October 13, Scandia Community Center; October 15, Oak Glen Country Club, Stillwater; October 22, Eagle Valley Golf Course, Woodbury; October 27, Chisago Lakes Lutheran Church, Center City; and October 29, North Branch Senior Center. He indicated an additional meeting is being considered for Chisago County. These meetings will be held from 7:00 to 9:00 p.m.

Mr. Pressman displayed maps which will be used at the public forums. Those in attendance will be given three options and will be asked which option they prefer the most and why; they will be asked if there are any additions or deletions they would like to make to any of them; and to prioritize these items. A discussion table will also be available for people who want to explore purchase of development rights or transfer of development rights in more detail. Mr. Pressman distributed copies of a green corridor project opportunity areas which gives details of the three options and criteria used for determining lands to be protected. The maps were developed by using this criteria and were combined in various ways. He indicated that the same process will be used for Chisago County. After all the information has been collected, a final plan will be available for local governments and land owners.

October 13, 1998

Commissioner Stafford asked if there has been any discussion as to tax base. If a person gives an easement they have in effect forfeited their right to do certain things with their property. He has a hard time believing they will continue to be willing to pay the normal tax load on that property. He asked if there has been any discussion in regard to tax benefits, deferments or credits in giving those easements?

Mr. Pressman stated that the Minnesota Court System has directed local county assessors that when they do the assessments they have to take into consideration the presence of a conservation easement. He believes the Washington County Assessor is familiar with this and has given landowners consideration in coming up with their assessments based on the presence of a conservation easement. In that sense, an individual landowners property taxes may be decreased or may not increase, it depends on where they are, if they are enrolled in green acres, and what the current zoning is. In relation to a community's tax base, the question is a lot more difficult in that on one property it may be less, there may be increases on neighboring properties.

James Schug, County Administrator, advised the Board that they are planning a more extensive workshop in late November in which Chisago County will be invited. More discussion will be had on the tools and options that might be available both to the landowners and also to persons interested in looking at transfer or purchase of development rights.

Commissioner Abrahamson asked that the workshop be televised because there are a lot of people who would like to see what is taking place at the workshop.

#### **University of Minnesota Extension Award**

James Schug announced that Commissioner Mary Hauser received an award from the Minnesota of University Extension. He introduced Liz Templin, Minnesota Extension, who informed the Board that this is the "University of Minnesota Extension Services Dean and Director Award for Distinguished Contribution". Ms. Templin stated this award is given annually to recognize outstanding leadership and contributions to the people of Minnesota.

#### **Association of Minnesota Counties Legislative Policy**

Mr. Schug informed the Board that the AMC District X meeting scheduled for this Thursday has been canceled and rescheduled for November 5 from 4:00 to 6:00 p.m. Pat Conley, Legislative Services, feels that time is getting late in terms of policy development for the AMC Annual Conference Legislative policy and has offered to meet individually with County Boards and present a brief update on legislative initiatives. It was Board consensus to schedule a time within the next few weeks to have Ms. Conley on the agenda.

October 13, 1998

**DISCUSSION FROM THE AUDIENCE**

Joyce Welander, City of Grant, discussed the Green Corridor Project, and voiced two concerns for the landowners and farmers of Washington County. She has received notices, as have others, of the public forums and has not been able to attend because they are out in the fields or have dairy cattle to take care of. The other concern she has is about tax relief. She does not believe there is an assurance that there will be any kind of tax relief.

Commissioner Hauser advised Ms. Welander that her concerns would be better addressed to the Green Corridor Project rather than the County. She also asked that the County Attorney's office to look at the proposals in the Green Corridor Project on the purchase development rights or transfer of development rights and see what it is in regards to assessed taxes.

Commissioner Stafford noted that he has given Ms. Welander the County Assessor's phone number and she may wish to contact him. He also suggested that the Green Corridor Project hold a daytime general meeting to accommodate the farmers who cannot attend the evening meetings.

**COMMISSIONER REPORT - COMMENTS - QUESTIONS**

Commissioner Hauser reported on an AMC meeting she attended discussing the federal liaison and there was talk of either broadening that or focusing that. If the Board has any thoughts on where it thinks federal lobbying should be focused they should let AMC know.

Commissioner Peterson asked if the County has appointed a census coordinator? Mr. Schug indicated that person will be in the planning office and are hoping to fill the vacant Planner position sometime in the near future. Administration is currently tracking that information.

Commissioner Abrahamson asked that Connie Adams be appointed to the Community Social Services Advisory Committee at next week's meeting.

**EXECUTIVE (CLOSED) SESSION**

Commissioner Peterson moved to go into an Executive Session to discuss 1999-2001 bargaining agreements for AFSCME and 49ers. Commissioner Abrahamson seconded the motion and it was adopted unanimously; the time being 10:10 a.m. Present for the Executive Session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Judy Honmyhr, Sue Fennern and Frank Madden.

October 13, 1998

**BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

**ADJOURNMENT**

There being no further business to come before the Board, Commissioner Abrahamson moved to adjourn, seconded by Commissioner Peterson and it was adopted unanimously. The Board meeting adjourned at 11:20 a.m.

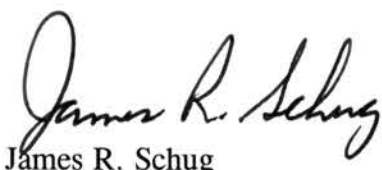
**WASHINGTON COUNTY REGIONAL RAIL AUTHORITY CONVENES**

The Washington County Regional Rail Authority convened at 11:20 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Absent none. Regional Rail Authority Chair Hauser presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; George Kuprian, Assistant County Attorney; Sandy Cullen, Transportation Engineer; and Doug Fischer, Deputy Public Works Director. Official Proceedings of the Regional Rail Authority are available in the Office of Administration.

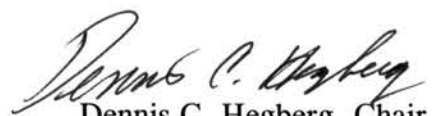
**BOARD WORKSHOP WITH THE PUBLIC WORKS DEPARTMENT**

The Board met in workshop session with the Public Works Department for an update on the proposed Grey Cloud Island Regional Park. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were Don Wisniewski, Doug Johnson, Jack Perkovich, Jeff Peters, Star Tribune, Mary Divine, Pioneer Press, Eileen Weber, citizen of Cottage Grove, Joe Fogarty, Bob Bieraguel, CAMAS, Paul Schilling, Hugh Schilling, Arne Steffrond, Bill Morrissey, Peg Kohring and Shannon Berry, Conservation Fund, Leone and Harvey Stieffel, Ryan Schroeder, Cottage Grove Administrator; Kim Lindquist, Community Development Director, Cottage Grove, and Dorian Grilley, Parks and Trails.

Attest:

  
James R. Schug

County Administrator

  
Dennis C. Hegberg, Chair  
County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**OCTOBER 20, 1998**

**WASHINGTON COUNTY REGIONAL RAIL AUTHORITY CONVENES**

The Washington County Regional Rail Authority convened at 9:05 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Absent none. Regional Rail Authority Chair Hauser presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Larry Nybeck, County Surveyor; Doug Fischer, Deputy Public Works Director; and Robert Lockyear, Administrative Services Director. Official Proceedings of the Regional Rail Authority are available in the Office of Administration.

**WASHINGTON COUNTY BOARD OF COMMISSIONERS CONVENES**

The Washington County Regional Rail Authority convened at 9:10 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Absent none. Board Chair Hegberg presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Larry Nybeck, County Surveyor; Doug Fischer, Deputy Public Works Director; and Robert Lockyear, Administrative Services Director.

**CONSENT CALENDAR**

Commissioner Peterson moved, seconded by Commissioner Abrahamson to adopt the following Consent Calendar:

1. Approval to designate the 1998 AMC official delegate list as follows: Commissioners Dennis C. Hegberg, Mary Hauser, Wally Abrahamson, Myra Peterson and R.H. Stafford; Jim Schug, County Administrator; Virginia Erdahl, Deputy Administrator and Dan Papin, Community Services Director.
2. Approval to appoint Connie Adams, Stillwater, to the Community Social Services Advisory Committee to fill an unexpired term to December 31, 2000.
3. Approval of Certificate of Recognition for Barbara Swanson who is retiring as Director of the Forest Lake Area Youth Service Bureau.



October 20, 1998

4. Approval to submit a grant application and approval of certification to the Metropolitan Regional Arts Council to fund a portion of the "Images of the Sesquicentennial" photography and art contest.
5. Approval of abatement applications for homestead classification as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 30.030.21.24.0040	Brady, Sally & Brian	\$1,390.00
R 16.027.21.42.0055	Quiboloy, Eller & Julie	964.00
R 11.028.20.43.0044	Silha, Teresa	532.94
R 14.028.20.21.0008	Wittebort, Kim	902.00
R 25.028.22.43.0009	Sisneros, Stanley A.	1,276.00
R 04.029.20.24.0084	Weyer, Mark	990.00

6. Approval of amendment to the EMS Radio Communications Board Joint Powers Agreement and authorization for the Board Chair to sign the amended agreement on behalf of Washington County.
7. Adoption of **Resolution No. 98-154** as follows:

Authorizing Execution of Sub-Grant Agreement for Federal Assistance  
Under the Infrastructure Program through the Minnesota Department  
of Public Safety, Division of Emergency Management

WHEREAS, Washington County did receive a Presidential Disaster Declaration due to damage caused by flooding and high winds during May and June 1998; and

WHEREAS, this declaration made available Federal financial assistance through the Federal Emergency Management Agency under the Infrastructure Program; and

WHEREAS, Washington County has properly applied in good faith for the financial assistance made available under the Infrastructure Program and is eligible to receive assistance in the amount of \$19,382; and

WHEREAS, Dennis Hegberg, Board Chair, and James Schug, County Administrator, are authorized to execute the terms of the agreement 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 Sub-Grant Agreement with the Division of Emergency Management in the Minnesota Department of Public Safety for the program entitled Infrastructure Program for FEMA 1225-DR-Minnesota 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.

The foregoing Consent Calendar was adopted unanimously.

October 20, 1998

**SURVEYOR'S OFFICE**

Larry Nybeck, County Surveyor, advised the Board that Governor Arne Carlson presented the Washington County Surveyor's Office with a Certificate of Commendation. This certificate is in recognition of the Surveyor's Office having successfully provided easy access to Washington County's growing GIS data resources through the Quick Access Program which allows cities, small government units and other county departments to match the information resources of their larger counterparts and provide quality public service in a cost-effective manner.

**GENERAL ADMINISTRATION****Association of Minnesota Counties Legislative Platform**

Pat Conley, David Weirens and Kevin Corbett, Association of Minnesota Counties staff, presented the proposed 1999 AMC Legislative Platform that will be adopted by the Association at its annual conference on November 30 through December 2, 1998. Copies of the proposed platform were distributed and include the following issues: Key Issues Facing County Government in 1999 - Child welfare and child protection; Property tax reform including elimination of the sales tax on County Government and elimination of the levy limits; Transportation funding; and Jail crowding and correctional services. Human Services - Covers goals that would require a reduction in reliance on property taxes; Increase in state and federal funding to support social services; Streamline of administration and funding; and the Development and preservation of an adequate supply of affordable housing for all age and disability groups. Safety Issues - Sentencing practices and policies including the future of Camp Ripley and its use, is of major concern to AMC; and supporting the enactment of the Community Justice Act. Public Health - County Board authority and flexibility to help implement health care reform at the local level. Corrections Issues - Local law enforcement and jail administration, jail needs and management study; correctional facilities, county governance and structure issues. Tax System - Service takeovers by the state, in particular the state district courts; reaffirm reducing the reliance on the property tax for mandated functions that counties provide for the state; oppose new mandates; support protecting HACA; support the repeal of the sales tax on local government purchases; and oppose elimination of personal property tax on electric utility infrastructure. Environment and Natural Resources - Deals with waste management, water quality, land use and public land use; and supports the ban of studded snowmobile tracks on paved recreational trails and paved surfaces throughout Minnesota.

Ms. Conley advised the Board that if it had any changes or modifications to this draft platform, AMC will need to have a resolution from the Board by November 6.

October 20, 1998

Commissioner Hauser asked that the Board hold a discussion at next week's Board meeting regarding the AMC Legislative Platform and look at the ban on studded tracks on snowmobile trails, state takeover of judicial districts, and other items the Board feels would be of importance and convey that to AMC by resolution.

#### **DISCUSSION FROM THE AUDIENCE**

The Board Chair asked for comments from the audience; none were heard.

#### **COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Abrahamson reminded the Board of the employee recognition dinner this evening, 5:30 p.m. at the Historic Courthouse.

#### **BOARD CORRESPONDENCE**

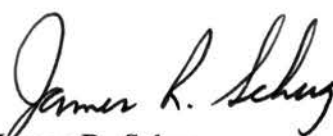
Board correspondence was received and placed on file.


#### **ADJOURNMENT**

There being no further business to come before the Board, Commissioner Hauser moved to adjourn, seconded by Commissioner Peterson and it was adopted unanimously. The Board meeting adjourned at 10:25 a.m.

#### **BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration to discuss the County's Website. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, and Robert Lockyear.

Attest:   
James R. Schug  
County Administrator

  
Dennis C. Hegberg, Chair  
County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**OCTOBER 27, 1998**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Absent none. Board Chair Hegberg presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Don Wisniewski, Public Works Director; Jack Perkovich, Deputy Public Works Director; Mike Polehna, Parks Manager; Jim Luger, Parks Planner; Marlene deBoef, Historic Courthouse Coordinator; Gudron Nordby, Administrative Aide; Mary McGlothlin, Director of Health, Environment and Land Management; Lowell Johnson, HELM Division Manager; Judy Hunter, HELM Division Manager; Dan Papin, Community Services Director; and David Brierley, Public Information Coordinator.

The Board Chair thanked the employees for their participation in the Washington County Charitable Funds Drive. He indicated that the County exceeded last year's contribution.

**CONSENT CALENDAR**

Commissioner Abrahamson moved, seconded by Commissioner Peterson to adopt the following Consent Calendar:

1. Approval of the October 6 and 13, 1998 Board meeting minutes.
2. Approval of abatement applications for homestead classification and value changes as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 13.032.20.21.0011	State of Minnesota	\$1,426.00
R 07.031.21.21.0004	Nordhausen, David	90.00
R 07.031.21.21.0002	Nordhausen, David	100.00
R 07.031.21.13.0001	Nordhausen, David	100.00
R 07.031.21.12.0002	Nordhausen, David	192.00
R 19.030.20.41.0001	City of Stillwater	538.00
R 28.030.20.44.0025	City of Stillwater	5,918.00
R 28.030.20.41.0086	City of Stillwater	6,802.00
R 05.028.20.31.0002	Ruth Wheeler	16.00
R 05.028.20.31.0002	Ruth Wheeler	16.00
R 19.030.20.41.0001	City of Stillwater	538.00
R 32.030.20.14.0031	City of Stillwater	2.00
R 28.030.20.41.0086	City of Stillwater	7,166.00
R 28.030.20.44.0025	City of Stillwater	6,292.00

3. Adoption of **Resolution No. 98-155** as follows:

October 27, 1998

Repurchase of Tax Forfeited Land by  
James Anderson, Former Owner

WHEREAS, James Anderson the former 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:

Parcel #05.032.21.44.0049

PARCEL A LOT 4 BLOCK 011 EXT WLY 180FT OF SD LOT & EXC THAT PORTION OF SD LOT LYING ELY OF LINE DRAWN FROM PT ON SLY BOUNDARY LINE OF SD LOT 4 340FT ELY FROM SWLY COR OF SD LOT & PAR WITH WLY BOUNDARY LINE OF SD LOT TO NLY BOUNDARY LINE OF SD LOT PARCEL B AN UNDIVIDED ½ INTEREST IN & TO THAT PT OF LOT 4 BLK 11 FOREST LK LYING ELY OF LINE DRAWN FROM PT ON SLY BOUNDARY LINE OF SD LOT 4 340FT ELY FROM SWLY COR OF SD LOT & PAR WITH WLY BOUNDARY LINE OF SD LOT TO NLY BOUNDARY LINE OF SD LOT TOGETHER WITH & SUBJ TO EASE OVER & ACROSS NLY 10FT OF ALL OF SD LOT 4 FOR MUTUAL BENEFIT OF ALL OWNERS OF SD LOT 4 AS PRIVATE DRIVEWAY

;and WHEREAS, said applicant has set forth in his application that he is self employed and have problems with his business. That the repurchase of said land by him will promote and best serve the public interest, because delinquent taxes are paid in full and the property will be put back on tax roll.

;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 Anderson for the purchase of the above described parcel of tax forfeited land be and the same is hereby granted and the County Auditor is hereby authorized and directed to permit such repurchase according to the provisions of Minnesota Statutes 1945, Section 282.241, as amended.

4. Approval to order a reappraisal of some tax-forfeited parcels remaining unsold after the last public auction and withdrawing such parcels from sale until they may be offered at a future public auction.
5. Approval of the following appointments to the Washington County Workforce Council for a two-year term: Jane M. Klein, Complete Sales, Inc., Oakdale; Dr. Earl E. Hall, Retired Business Manager, Woodbury; Fred Dietze, Mainsail Management, Cottage Grove; and Thomas G. Yetter, Tapemark Co., Cottage Grove.
6. Approval of contract with the Children's Mental Health Collaborative to spend local collaborative time study funds.

The foregoing Consent Calendar was adopted unanimously.



October 27, 1998

**HEALTH, ENVIRONMENT AND LAND MANAGEMENT DEPARTMENT**

Commissioner Hauser moved to set a public hearing for Tuesday, November 10, 1998, 9:00 a.m. for amendments to the Solid Waste Management Ordinance No. 130, Section 13 and authorize publication of the notice. Commissioner Stafford seconded the motion and it was adopted unanimously.

**PUBLIC WORKS DEPARTMENT**

Don Wisniewski, Public Works Director, outlined a proposal that would move the Historic Courthouse from the Technical Administrative Services Division to the Parks Section of the Public Works Department. As part of this reorganization, staff is requesting the Board to consider combining the two citizen advisory committees, the Historic Courthouse Advisory Committee and the Parks and Open Space Commission. Mr. Wisniewski feels that combining the two advisory committees would create efficiencies in being able to look at future programs. He foresees park interpretive programs just like the historical interpretive programs being provided today at the Historic Courthouse. He provided three options for combining these two committees: 1) Committee comprised of 10 to 15 members, invite current members to submit an application for membership and choose from the individuals submitting an application; 2) Fifteen person commission, two from each Commissioner District for parks and one from each Commissioner District for the historic courthouse; and 3) Ten person commission, one appointed for parks and one appointed for the historic courthouse. The second and third option would include a district judge and a representative from the Washington County Historical Society as ex-officio members and all three options would include a County Commissioner and the Parks Director as ex-officio members.

Commissioner Peterson believes that both committees have significant needs and require great citizen input and feels this may be an inappropriate time to be talking about merging the two committees.

Commissioner Hauser agrees with Commissioner Peterson. At this point the Historic Courthouse does not meet monthly unless there is some business that needs to be attended to. She feels that the issues of the Historic Courthouse are different enough and public participation has not been difficult to obtain. She believes putting the operations together are one thing and however Public Works reorganizes she is sure that will be in the best interest of both the parks and the Historic Courthouse; but she feels the Board does have the option to retain a very strong public participation interest in the County. She would at this point be in favor of retaining the two committees.

Commissioner Abrahamson agreed with Commissioners Peterson and Hauser. He stated there are members of the Historic Courthouse Committee who have been part of that commission for years, they fought to save the Historic Courthouse. He has been getting telephone calls that are opposed to this. He asked the Historic Courthouse Coordinator to describe what happened at the last meeting.

October 27, 1998

Marlene deBoef, Historic Courthouse Coordinator, advised the Board that in meeting with parks people they have been assured that the Historic Courthouse will remain autonomous. If that is the case, that part of the reorganization can go very smoothly. She indicated that Jack Perkovich, Deputy Public Works Director, attended last Tuesday's Historic Courthouse Advisory Committee and presented both the operations relocation and the possibility of merging the two advisory committees. She reported that there was a great deal of opposition to the merger of the advisory committees. They were concerned that they would get buried with parks because there are so many parks and the parks budget is so much larger than the Historic Courthouse. There was a feeling that if they were to be a part of the parks structure, a joint meeting periodically might be a place to start.

Commissioner Stafford stated that as long as there is a good candidate list for people willing to serve on these two committees he would be comfortable with leaving it the way it is. He applauded the Public Works Department for looking at their organizational structure and presenting a streamlined approach.

Commissioner Peterson suggested starting out with a subcommittee made up of some Historic Courthouse members and some people from the Parks Board and perhaps gradually form a new committee in the future. The Historic Courthouse Committee may want to review some of the historically significant items on Grey Cloud, as well as other parks in the system, since they may not have been a part of that discussion in the past.

Commissioner Hegberg stated that the two budgets are separate at this point. He stated he is not concerned about the two committees because they do have a separate interest. He does believe that the Historic Courthouse budget would be more appropriately put into the parks division. He feels that the Historic Courthouse is a park within Washington County and serves the County residents. As a budget area he would be inclined to place it in the parks division.

Commissioner Hauser agreed to phase this in over time. She feels the parks had been looking at establishing a foundation and there are now some questions about how the County can engage in those kinds of activities. At this time, the Historic Courthouse raises money to support its activities and some of its operating and maintenance activities. To meld those into the same budget today, she believes, is not realistic unless there were some accountability to that. Commissioner Hauser stated that the only way private citizens can enhance the parks is to either make an outright donation or buy trees. The County does not make a concerted effort to have people contribute to the parks fund. However, the County does make a considerable effort to raise money from individuals as well as grants to help support the Historic Courthouse. She believes the County should be working more with private non-profit organizations that do county-wide historic preservation and have a little more formal relationship with them.

October 27, 1998

Commissioner Hegberg stated there is probably a 4-1 vote. With that discussion he believes Public Works staff knows where the Board is coming from.

## **GENERAL ADMINISTRATION**

### **Certificate of Recognition for Mayor Wyn John**

Commissioner Hauser moved, seconded by Commissioner Peterson to adopt a Certificate of Recognition for Mayor Wyn John as follows:

Washington County  
Certificate of Recognition  
Mayor Wyn John

WHEREAS, Wyn John has given more than 20 years of public service to the City of Lake Elmo as Tri-Lakes Board member, Lake Jane Association member, Planning Commissioner, and most recently as Mayor, and

WHEREAS, Mayor John's dedication and personal commitment has provided significant leadership for the City of Lake Elmo, and

WHEREAS, Mayor John has worked tirelessly to ensure that the City of Lake Elmo's community needs are heard and addressed, and

WHEREAS, as mayor, Wyn has worked closely with Washington County on many joint issues seeking common solutions, and

WHEREAS, Mayor John has always addressed these difficult situations with a thoughtful approach and has always spoken with a reasoned voice,

NOW, THEREFORE BE IT RESOLVED THAT, the Washington County Board of Commissioners acknowledges with grateful appreciation Wyn John's leadership and guidance during his public service to the citizens of Lake Elmo and Washington County, and

BE IT FURTHER RESOLVED THAT, the Washington County Board of Commissioners heartily congratulates Mayor Wyn John for his many accomplishments during his tenure with the City of Lake Elmo and wishes Wyn and his family the very best both during this difficult time and in the future.

The Commissioners expressed their thanks to Mayor John for his years of service and that the City of Lake Elmo will miss his guidance.

### **Review and Comment on AMC Legislative Platform**

The Board discussed the Association of Minnesota Counties' 1999 legislative platform which was presented last week.

October 27, 1998

Commissioner Hauser stated she is in support of the ban on studded snowmobile tracks on paved recreational trails and paved surfaces. She would be opposed to the state assumption of all Court Administration costs by judicial district even if it is upon approval by the County Boards. She would advance the notion of talking about a resolution opposing court takeover by the State.

Commissioner Hegberg agreed with Commissioner Hauser on the court takeover by the State. He also agrees on banning studded snowmobile tracks on paved trails. He feels that on bridges, the County could take special precautions to allow them to use those bridges to go across so they do not use the highways. Different mechanisms, such as conveyor belts, could be used where there is a common crossing and would protect the area. Once they cross the bridge, they would go back on to the ditch or along the trail and not use the paved trail to ride on unless they do not have studded tracks.

Commissioner Hauser moved to submit a resolution in support of the ban on studded snowmobile tracks on paved recreational trails and paved surfaces and that information presented at the County's public hearing regarding the damage caused to paved trails by studded snowmobile tracks be attached to that resolution. Commissioner Hegberg seconded the motion and it was adopted unanimously.

Commissioner Peterson moved to submit a resolution opposing the state assumption of all Court Administration costs by judicial district upon approval by the County Boards, and oppose the state assumption of court system program costs for guardians ad litem, court interpreters, Rule 20, and commitment exams. Commissioner Hauser seconded the motion and it was adopted unanimously.

Commissioner Stafford stated he is concerned about the item regarding the structure of metropolitan government. He hasn't formed an opinion on that because he does not feel there has been enough dialogue about this issue. He asked if this is the Orfield Bill that has previously been proposed? Commissioner Hauser stated that it is not, it is just the opposite. She indicated that this particular model was put together by Ramsey County and it talks about retaining the power of this planning organization in the local elected officials. It talks about a council of governments where someone would be appointed who is currently serving as an elected official and would be able to continue serving. Today's law is that a person may not serve on the Metropolitan Council if that person is an elected official.

Commissioner Stafford moved to approve and support the remaining issues of the Association of Minnesota Counties 1999 Legislative Platform as presented. Commissioner Peterson seconded the motion and it was adopted unanimously.

October 27, 1998

**Waivered Service Program**

James Schug, County Administrator, advised the Board that a recent TV news report on waivered services reported that there has been money allocated by the legislature to provide in-home care for persons with disabilities and the report was somewhat critical of counties for not spending all of the allocation while needs are going unmet. Community Services staff provided a brief update on Washington County's position and how funds are allocated. They reported for the past fiscal year, (July 1, 1997 - June 30, 1998) there was approximately \$130,000 unused funding; however, not all vendors have submitted claims so that figure may be lower.

**DISCUSSION FROM THE AUDIENCE**

The Board Chair asked for comments from the audience; none were heard.

**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Hauser reported on the Library Board meeting she attended on Monday and that part of the discussion dealt with the status of a Library Foundation. She also noted that several of the terms for long-standing members on the Library Board will be ending December 31. She suggested that since the County has a number of independent and influential boards, she feels the County should initiate an interview for candidates for the Library Board, as well as the Board of Adjustment and Appeals, the Housing and Redevelopment Authority, Planning Advisory Committee and the watershed districts are already being done. She suggested having further discussions on this matter.

Commissioner Hauser stated that another topic discussed at the Library Board meeting was that the space needs group is meeting. She suggested that the Board have a workshop for an update on what the forecast of space needs may be, both generally and also for the Libraries. Commissioner Stafford suggested that the Board also look at alternatives to leasing space for license centers.

Commissioner Peterson informed the Board that the Judges have discussed discontinuing jury trials in Cottage Grove.

**BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.



October 27, 1998

**ADJOURNMENT**

There being no further business to come before the Board, Commissioner Abrahamson moved to adjourn, seconded by Commissioner Peterson and it was adopted unanimously. The Board meeting adjourned at 10:45 a.m.

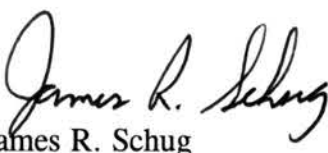
**BOARD WORKSHOP WITH HEALTH, ENVIRONMENT AND LAND MANAGEMENT DEPARTMENT**

The Board met in regular session with the Department of Health, Environment and Land Management to discuss the results of the Quaternary Study conducted by HELM and the Minnesota Geological Survey. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Mary McGlothlin, Lowell Johnson, Cindy Weckwerth, Ann Pung-Terwedo, Dennis O'Donnell, Steve Robertson, Minnesota Department of Health, Doug Hansen, Minnesota Pollution Control, Bob Tipping, Gary Meyer and Roman Kanwetsky, Minnesota Geological Survey, and Dave Brandt, Surveyor's Office.

**BOARD WORKSHOP WITH COMMUNITY SERVICES DEPARTMENT**

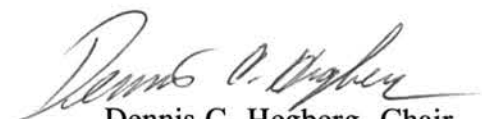
The Board met in workshop session with the Community Services Department to discuss options for local delivery of MinnesotaCare eligibility. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Dan Papin, Rick Bachman, Pam Ringsmith, Char Farnum, Andrew Ervin, Beth Clendenen, Jeanne Springstroh, Mary McGlothlin, Karen Zeleznak and Eileen Weber, citizen of Cottage Grove.

Attest:



James R. Schug

County Administrator



Dennis C. Hegberg, Chair  
County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
NOVEMBER 3, 1998**

The Washington County Board of Commissioners met in regular session at 4:30 p.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Engstrom. Also present were James Schug, County Administrator; Susan Tice, Chief Assistant County Attorney; Rick Backman, Community Services Division Manager; Don Wisniewski, Public Works Director; Doug Fischer, Deputy Public Works Director; Jim Wells, Library Director; and Dave Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner Abrahamson moved, seconded by Commissioner Peterson to adopt the following Consent Calendar:

1. Approval of the October 20, 1998 Board meeting minutes.
2. Adoption of Resolutions related to the 1999-2000 Association of Minnesota Counties (AMC) Legislative Platform:

**Resolution No. 98-156**

Possible State Assumption of Court Costs

WHEREAS, each Minnesota county, through its judicial districts, assumes the court system program costs for guardians ad litem, court interpreters, Rule 20, commitment exams and administrative costs; and

WHEREAS, each county pays other costs of court administration; and

WHEREAS, these court services are an integral part of the local public safety and community justice system; and

WHEREAS, Washington County believes that funding of these costs with the local property tax and other resources is appropriate.

NOW, THEREFORE, BE IT RESOLVED, that Washington County opposes the state of assumption of all court administration costs by judicial district upon the approval by the county boards.

FURTHER BE IT RESOLVED, that Washington County opposes state assumption of court system program costs for guardians ad litem, court interpreters, and Rule 20 and commitment exams.

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to the Association of Minnesota Counties for consideration in their 1999-2000 legislative platform.

November 3, 1998

**Resolution No. 98-157****Resolution Supporting Continued Restrictions on the  
Use of Studded Snowmobile Tracks**

WHEREAS, studded snowmobile tracks cause damage to paved recreational trails and paved surfaces in Washington County; and

WHEREAS, damage caused to paved recreational trails and paved surfaces costs all citizens of the State of Minnesota through increased tax dollars needed to repair the damage.

NOW, THEREFORE, BE IT RESOLVED, that Washington County supports a continued ban on studded snowmobile tracks on paved public recreational trails and paved surfaces throughout Minnesota.

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to the Association of Minnesota Counties for consideration in their 1999-2000 legislative platform.

3. Adoption of **Resolution No. 98-158** as follows:

**Resolution Authorizing Submittal of a Grant Application to the  
Federal Highway Administration for a Red Rock Corridor Planning Study**

WHEREAS, the Minnesota Department of Transportation has been studying the viability of commuter rail service along the Canadian Pacific Railway line connecting Hastings to downtown St. Paul (Red Rock Corridor) as part of their feasibility study for commuter rail in the Twin Cities metropolitan area; and

WHEREAS, the Red Rock Corridor has a preliminary ranking of the second most feasible line to implement in the metropolitan area; and

WHEREAS, an informal group has been meeting since early 1998 with participants from cities through which the railroad line runs to discuss future planning issues along the corridor regarding land use, community development and transportation; and

WHEREAS, this group is referred to as the Red Rock Corridor Commission; and

WHEREAS, Washington County has been an active participant in the Red Rock Corridor Commission; and

WHEREAS, this rail corridor would serve commuters in Dakota and Washington Counties by providing a comfortable, efficient and affordable alternative to commuting by automobile; and

WHEREAS, the Federal Highway Administration has \$20 million in Transportation and Community and System Preservation Pilot Program (TCSP) funds available for 1999 for planning and implementation strategies which improve the efficiency of transportation systems, reduce

November 3, 1998

environmental impacts of transportation, reduce the need for costly future public infrastructure investments, ensure efficient access to jobs, services and centers of trade, and examine development patterns and identify strategies to encourage private sector development patterns to achieve these goals; and

WHEREAS, Washington County, Dakota County, and the Cities of Cottage Grove and Hastings wish to apply for \$500,000 in TCSP grant funds from the Federal Highway Administration to plan for the implementation of commuter rail service along the Red Rock Corridor:

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners approves of Washington County submitting a joint grant application, with Dakota County and the cities of Cottage Grove and Hastings, for \$500,000 to the Federal Highway Administration for a Red Rock Corridor Planning Study.

4. Approval of staff comments on City of Lakeland draft Comprehensive Plan.
5. Adoption of **Resolution No. 98-159** as follows:

Resolution Recommending Approval of Conveyance  
of Tax-Forfeited Lands for an Authorized Public Use

BE IT RESOLVED, that the Applications for Conveyance of Tax-Forfeited Land listed below be approved free of charge for an authorized public use, and that the Board Chairman be authorized to execute the Applications for Conveyance pursuant to MS. 282.01 Subd 1.

<u>City</u>	<u>P.I.D</u>	<u>Authorized Public Use</u>
City of Marine	07.031.19.22.0004	Environmental Preservation
Stillwater Township	07.030.20.31.0003	Roadway purposes
New Scandia Township	22.032.20.14.0001	Road Easements
City of Stillwater	29.030.20.41.0046	Future Parks & Open Space
	29.030.20.41.0047	Future Parks & Open Space
	33.030.20.34.0008	Future Parks & Open Space
	06.028.21.32.0053	Storm water drainage
City of Woodbury	10.028.21.11.0014	Storm water drainage
	10.028.21.11.0015	Storm water drainage
	18.028.21.23.0001	Road right-of-way
	18.028.21.42.0060	Storm water ponding
City of Oakdale	19.029.21.42.0124	Park/ponding purposes
	19.029.21.42.0125	Park land
	20.029.21.43.0066	Ponding purposes
	20.029.21.43.0067	Ponding purposes
	29.029.21.22.0001	Roadway
	30.029.21.31.0140	Parkland/ponding
	31.029.21.24.0056	Ponding/open space
	31.029.21.24.0057	Ponding/open space

6. Approval to designate Debbie Kenney, Community Services Supervisor of the Intake and Assessment Unit, to sign notifications of intent to interview children on school property.

November 3, 1998

7. Approval to submit a letter of interest to the Minnesota Department of Human Services stating that Washington County opts to become an enrollment site for MinnesotaCare.
8. Approval of Social Services fee schedule for calendar year 1999.
9. Adoption of **Resolution No. 98-160** as follows:

Resolution Supporting CommonHealth Clinic's Grant Application  
to the Department of Human Services to Prevent Fetal  
Alcohol Syndrome and Fetal Alcohol Effects

WHEREAS, children born to chemically dependent and chemically abusing women in Washington County have a higher incidence of low birth weight and other developmental delays; and

WHEREAS, state funding has become available to develop prevention programs designed to educate the community about Fetal Alcohol Syndrome and Fetal Alcohol Effects and to provide services to pregnant women who are chemically dependent or chemically abusing; and

WHEREAS, CommonHealth Clinic, a non-profit community clinic located in Washington County and serving Washington County residents, has applied for funding which meets the purposes of the state program; and

WHEREAS, CommonHealth Clinic will be working with the Washington County Departments of Community Services and the Department of Public Health and Environment as well as other community agencies such as Human Services, Inc., Early Childhood Family Education and Family Services St. Croix in delivering services under this grant to Washington County communities and citizens; and

WHEREAS, the grant application for these state dollars requires the formal support of the Washington County Board of Commissioners.

NOW THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners supports the grant application as prepared by CommonHealth Clinic and forwards this resolution to the Minnesota Department of Human Services as a required part of the Grant application.

10. Approval for the Department of Public Health and Environment to continue to provide planning and zoning consultation services to Baytown Township on an interim basis beginning January 1, 1999 and extending through September 30, 1999 unless earlier terminated by either party.
11. Approval of banding and grading of the amended/new classifications created for the County reorganization relating to Public Works Department as follows: Assistant County Surveyor (Replace GIS Manager classification) C51-1; County Surveyor, D62-1; Deputy Director, Land Management/Surveyor (New management position) D61-1/D71-1 (depending on assignment); and



November 3, 1998

Director of Transportation and Physical Development (Replaces Public Works Director classification) E82-1.

12. Approval to amend Policy No. 1014, related to Washington County Parking facilities.
13. Adoption of **Resolution No. 98-161** as follows:

Statement of Understanding with the City of Stillwater  
Right of Way and the Granting of Access to CSAH 15  
at the Liberty on the Lake Subdivision

WHEREAS, the Washington County Board of Commissioners by Resolution 98-093, on June 2, 1998 authorized the director of Public Works to permit Rutherford Road access to CSAH 12 in an access controlled right of way; and

WHEREAS, Resolution 98-093 also authorized the Director of Public Works to convey excess CSAH 12 right of way to the City of Stillwater; and

WHEREAS, the City of Stillwater has granted approval to a plat known as Liberty on the Lake; and

WHEREAS, the planned phasing of the Liberty on the Lake development creates some ambiguity on the conveyance of rights of way adjacent to CSAH 15; and

WHEREAS, the planned phasing of the Liberty on the Lake development could create some ambiguity on the acceptable locations for access to CSAH 15 and the control of access to CSAH 12 and CSAH 15.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby authorizes the Chairman of the County Board and the County Administrator to enter into the Statement of Understanding, attached to this resolution as Exhibit A, and signed by the Stillwater City Administrator and Mayor.

14. Adoption of **Resolution No. 98-162** as follows:

Final Payment to Park Construction for  
Box Culvert Construction on 60<sup>th</sup> Street, Afton

WHEREAS, the Washington County Board of Commissioners, on October 1, 1997, signed a contract with Park Construction Company for the bridge replacement on 60<sup>th</sup> Street in Afton; and

WHEREAS, Park Construction Company has satisfactorily completed all work in accordance with the terms and conditions of the contract.

NOW, THEREFORE BE IT RESOLVED, the Park Construction Company 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.

November 3, 1998

15. Bids were received for Ultrasonic Humidification Equipment as follows:

Enlow Companies, Inc.	\$74,854.00
-----------------------	-------------

Adoption of **Resolution No. 98-163** as follows:

Award of Contract for Ultrasonic Humidification Equipment  
with Stulz of North America c/o Enlow Companies, Inc., and  
Acceptance of Energy Loan Arrangement with NSP

WHEREAS, in order to complete the Humidification Project at the Government Center, the County solicited bids for equipment to be installed in the 1968, 1975 and 1986 building additions; and

WHEREAS, bids were opened on October 22, 1998, with Stulz of North America c/o Enlow Companies, Inc., being the only bidder; and

WHEREAS, Northern States Power (NSP) Co. has reviewed the project and determined that it is an energy savings project and has authorized a loan arrangement and energy rebate to the County for costs involved in the completion of the project; and

NOW, THEREFORE BE IT RESOLVED, that the bid of Stulz of North America c/o Enlow Companies, Inc. be accepted and the County enter into a contract with Stulz of North America c/o Enlow Companies, 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 Stulz of North America c/o Enlow Companies, Inc. 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 energy loan and rebate from NSP be accepted and the County enter into the loan application and subsequent loan document with NSP under the terms and conditions as set forth in the loan application, and that the loan application and loan documentation be executed through the signatures of the Chairman of the Washington County Board of Commissioners and County Administrator without further action of the County Board conditioned upon approval as to form by the County Attorney's office.

16. Adoption of **Resolution No. 98-164** as follows:

Resolution Revoking and Reestablishing the CSAH Designation  
on Portions of CSAH 2 in the City of Forest Lake

WHEREAS, that portion of CSAH 2 immediately east of T.H. 61 was reconstructed in the mid 1970's and prior to the reconstruction it was aligned

November 3, 1998

in a northeasterly-southwesterly manner along North Shore Drive between 4<sup>th</sup> Avenue NE and T.H. 61 (road segment A); and

WHEREAS, the reconstruction realigned the roadway onto 4<sup>th</sup> Avenue NE between T.H. 61 and North Shore Trail (road segment B) rather than its former northeast-southwest alignment along North Shore Drive (road segment a); and

WHEREAS, Washington County Board Resolution No. 98-150 conveyed the right of way of former CSAH 2 (road segment A) to the City of Forest Lake and the City of Forest Lake has passed a resolution conveying the right of way of 4<sup>th</sup> Avenue NE (road segment B) to Washington County; and

WHEREAS, the CSAH designation has never been changed to reflect the realignment of CSAH 2 and the CSAH designation still remains on the former CSAH 2 alignment along North Shore Drive (road segment A).

NOW, THEREFORE, BE IT RESOLVED, by the Washington County Board of Commissioners that the portion of the old northeast-southwest alignment of CSAH 2 described as "Road Segment A" on the back side of this resolution be, and hereby is, revoked as a County State Aid Highway of Washington County subject to the approval of the Commissioner of Transportation of the State of Minnesota.

BE IT FURTHER RESOLVED that the portion of 4<sup>th</sup> Avenue Northeast described as "Road Segment B" on the back side of this resolution, be, and hereby is established, located, and designated as County State Aid Highway of Washington County, subject to the approval of the Commissioner of Transportation of the State of Minnesota.

BE IT FURTHER RESOLVED, that Washington County will forward two certified copies of this resolution to the Commissioner of Transportation for his consideration, and that upon his approval of the designation of said road or portion thereof, that same be constructed, improved and maintained as a County State Aid Highway of Washington County to be numbered and known as County State Aid Highway No. 2.

Road Segment A  
Legal Description of Old Northeast-Southwest  
Segment of CSAH 2 Right of Way to be Revoked

All that portion of former County State Aid Highway 2 right of way located between CSAH 2 Engineering Station 101+50 (T.H. 61 Station 501+64) and CSAH 2 Engineering Station 105+68 (4<sup>th</sup> Avenue Station 9+94) as shown on page 6 of the construction plan or CSAH 2 project 82-602-03, dated October 22, 1975. Said page 6 is included as an exhibit to this resolution.

Road Segment B  
Legal Description of 4<sup>th</sup> Avenue Northeast  
Segment to be Established as CSAH 2

All that portion of 4<sup>th</sup> Avenue Northeast right of way located between 4<sup>th</sup> Avenue Engineering Station 8+26 (T.H. 61 Station 505+29) and 4<sup>th</sup> Avenue Engineering Station 9+94 (CSAH 2 Station 105+68) as shown on page 6 of the construction plan for CSAH 2 project 82-602-03, dated October 22, 1975. Said page 6 is included as an exhibit to this resolution.

November 3, 1998

17. Approval of supplemental agreement No. 1 with Hardrives, Inc. on road project SAP 82-625-01, CSAH 25 between Courtly Road and Lake Road in the City of Woodbury.
18. Adoption of **Resolution No. 98-165** as follows:

Resolution Issuing an Access Permit in Access Controlled  
Right of Way on CSAH 12 to Jim and Jeanette Fischer

WHEREAS, Washington County Board Resolution No. 98-093 authorized the Director of Public Works to issue an access permit to the City of Stillwater for the construction of Rutherford Road in an access controlled right of way on CSAH 12; and

WHEREAS, one provision of that resolution required that safe and efficient access to the property at 12360 75<sup>th</sup> Street North be provided; and

WHEREAS, safe and efficient access to that property can be maintained by moving its access approximately 300 feet to the east of its present location.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby authorizes the Director of Public Works to issue an access permit to Jim and Jeanette Fischer to construct a driveway in an access controlled right of way at a location to be specified in the permit.

BE IT FURTHER RESOLVED, that the access permit shall be valid only for ingress and egress to a single family residence at 12360 75<sup>th</sup> Street North and shall create no rights of access should the property be subdivided or the use of the property be changed.

19. Approval to appoint Cameron E. Strand, Forest Lake Township, to the Solid Waste Advisory Committee to fill an unexpired term to December 31, 1999.

The foregoing Consent Calendar was adopted unanimously.

### **GENERAL ADMINISTRATION**

#### **Legislative Position on the Pending Sunset of the Minnesota Municipal Board**

James Schug, County Administrator, advised the Board that legislation passed during the 1997 State Legislative Session will eliminate the Minnesota Municipal Board and replace it with a mediation/arbitration process for handling city incorporation, annexations, and mergers of local units of government. He requested Board direction on whether or not the County should adopt a position on this issue and forward it to the Association of Minnesota Counties for inclusion in their 1999 legislative platform.

November 3, 1998

John Dooley, Chief Council for the Minnesota Association of Townships, is opposed to sunsetting the Municipal Board. He feels the loss of local insight from county commissioners would hurt the process.

Commissioner Abrahamson moved to resolve that the Washington County Board of Commissioners encourages the Association of Minnesota Counties to include in its 1999-2000 Legislative Platform actions which would lead to the repeal of the Minnesota Statute that sunsets the Municipal Board. Commissioner Peterson seconded the motion and it was adopted unanimously.

#### **Status Report on the Proposed Woodbury Library**

Don Wisniewski, Public Works Director, provided an update on discussions with the City of Woodbury regarding the possibility of building a new County library in conjunction with the city's proposed indoor Central Park project. Mr. Wisniewski advised the Board that the city's request for a Livable Communities Account Grant for \$913,000 was not approved and that it could possibly impact this project. Other items brought forward included: 1) Land assessment fees for approximately \$500,000; 2) Disposition of existing Woodbury Library; 3) Facility Ownership/Management options; 4) Financing; and 5) Schematic design, detailed design, construction oversight.

Commissioner Hauser asked who would have control of the library design? Mr. Wisniewski stated at this time they are talking about a joint effort.

Commissioner Hauser stated she would not want to relinquish any control of the design of the building and it shouldn't be based on what makes a park work. Mr. Wisniewski believes that the County wouldn't relinquish anything. They would not move forward on any step without agreement from both the County and the City.

Commissioner Hauser questioned whether the Library Board has had a chance to fully consider the ramifications of not having the grant awarded to the City of Woodbury for a part of this project. She believes they need to look at the situation. She also feels they need information from the City of Woodbury about what types of park activities they are having. Mr. Wisniewski indicated he understands the Commissioner's concerns, but the project is not far enough along to answer the questions.

Commissioner Hauser believes it is premature to do a schematic drawing at this point and further discussion needs to occur.



November 3, 1998

Commissioner Peterson stated the County's focus should be the library building itself and what goes on inside of it; and, perhaps the County should allocate a certain amount of dollars for the interior, but the exterior becomes the responsibility of the City. Mr. Wisniewski stated that once a plan is developed on how the building will be used then a schematic design is needed to decide what kind of building to build so those programs can be provided. He stated that some of that preliminary programming has been completed and he can bring that back to the Board.

Commissioner Stafford believes that the direction the Board gave to staff at the last workshop was that a library is needed, that the library should be in Woodbury, that this particular site seemed like a good bargain, and that this would then free up space for possible use by other County agencies. He believes the County has to tell the City of Woodbury what it wants. He would strongly support the library and the Central Park concept in a joint project. Commissioner Stafford was also under the impression that the County had to advise the City of Woodbury on the County's plans in order to determine how the site should be developed.

Mr. Schug stated that the development that is occurring on that site is in a review process with the City of Woodbury. The City would not like the City and County's portion to be the last building project that's defined on the site. Their concern is that if the City and County are not in there at this point doing some Phase I schematic drawings that the joint project will have to fit it in after all the other decisions are made.

Commissioner Abrahamson is concerned about the city losing the \$913,000 grant and believes it was part of the package at the last meeting. He also wondered if the County Board should sit down with the City of Woodbury before the City and County spend \$135,000 on a design when he is not sure what the City wants. They have brought forward a couple of concepts and it seems they are in constant change.

Commissioner Hauser stated that some of the specifics of the building are different from that which the Library Board is acquainted with, such as it being a two-story building, and they have not had a chance to review that either. The main issue is what will the joint venture consist of? How will that be put together? She stated Mr. Wisniewski has outlined a number of scenarios including the organization as well as the monies. Commissioner Hauser stated she would not like to blend the monies and does not feel that the County should be responsible for building the whole thing.

Mr. Wisniewski suggested that staff could come back with everything that's been developed thus far and would give the Board a better sense of what the City of Woodbury might be thinking about regarding their community park. They can provide information on a possible two level building and get the Library Director's opinion on what that would mean. He stated that part of the struggle is that a point is reached when trying to provide answers to the Board requires some study, and they are just not that far along.

November 3, 1998

Commissioner Stafford suggested that the Board get more definitive on what it does agree with so staff can present a plan that fits the Board's desires.

Mr. Wisniewski stated that if the Board gave permission for staff to put a contract together for conceptual design, they could do that and bring the contract back and provide the Board with all the conceptual material that's been developed thus far. They would get an answer from the City of Woodbury in terms of what is the impact because of the loss of the Livable Communities grant. They have been told that the connection between the first phase and the YMCA would probably not happen, but there may be more to it.

Jim Wells, Library Director, indicated that the Livable Communities grant was primarily to fund connections between various elements, walkways and bridge connections to the senior development and reconfiguration of the parking lots.

Commissioner Peterson feels that the County Board should have a discussion with the Library Board and review this material before the schematic plan is prepared.

Mr. Wisniewski suggested that he could present the concepts to the County and Library Boards in a joint workshop and find out from the City of Woodbury what losing the \$913,000 grant means to the project. He thought that could be done by next week.

Commissioner Peterson would also like to see representation from the City of Woodbury.

It was Board consensus to bring this matter back in a workshop session in a week or two with the Library Board and representatives from the City of Woodbury.

#### **DISCUSSION FROM THE AUDIENCE**

Jan Bly, 13230 Panorama Avenue North, May Township - Mr. Bly had appeared before the Board September 1, 1998 to discuss a problem he had with the Board of Adjustment and Appeals on a variance permit. He indicated he is still having those problems, they have been denied the appeal and ordered him to tear the roof off or go to court. He stated he has spent the last couple of hours trying to find out how to go about appealing it to court and he still hasn't gotten an answer, nobody knows. He asked for the County Board's help.

Commissioner Hegberg advised Mr. Bly that the County Board does not have authority over the Board of Adjustment and Appeals; the County Board only makes appointments to that Board.

November 3, 1998

Susan Tice, Chief Assistant County Attorney, advised Mr. Bly that he has a short period of time in which to appeal the variance denial. That appeal is to the District Court. Mr. Bly would either need to consult with an attorney or to draft appropriate pleadings so that the Court Administrator's Office would accept them for filing.

#### **BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.


#### **ADJOURNMENT**

There being no further business to come before the Board, Commissioner Abrahamson moved to adjourn, seconded by Commissioner Hauser and it was adopted unanimously. The Board meeting adjourned at 6:00 p.m.

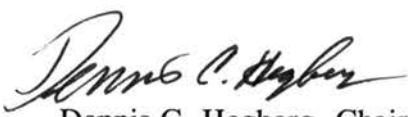
#### **BOARD WORKSHOP WITH THE HEALTH, ENVIRONMENT AND LAND MANAGEMENT DEPARTMENT**

The Board meeting was preceded by a Board workshop with the Department of Health, Environment and Land Management to discuss a draft of the Washington County Floodplain Management Ordinance. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Mary McGlothlin, Dennis O'Donnell, Ann Pung-Terwedo, Sue Tice, Don Wisniewski, and Meredith Magers.

Attest:

  
James R. Schug

County Administrator

  
Dennis C. Hegberg, Chair  
County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**NOVEMBER 10, 1998**

The Washington County Board of Commissioners met in regular session at 9:05 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Engstrom. Absent none. Board Chair Hegberg present. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; George Kuprian, Assistant County Attorney; Dan Papin, Community Services Director; Bob Crawford, Workforce Center Division Manager; Don Wisniewski, Public Works Director; Mary McGlothlin, Director of Health, Environment and Land Management; Judy Hunter, HELM Division Manager; Judy Honmyhr, Human Resources Director; and Dave Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval of the October 27, 1998 Board meeting minutes.
2. Adoption of **Resolution No. 98-166** as follows:

Approval of Conveyance of Tax-Forfeited Land for  
an Authorized Public Use

BE IT RESOLVED, that the Application for Conveyance of Tax-Forfeited Land listed below be approved free of charge for an authorized public use, and that the Board Chairman be authorized to execute the Applications for Conveyance pursuant to M.S. 282.01 Subd 1.

<u>City</u>	<u>P.I.D.</u>	<u>Authorized Public Use</u>
City of Newport	36.028.22.32.0074	Street - Public Right of Way

3. Adoption of **Resolution No. 98-167** as follows:

1998 Tax Forfeited Auction List

BE IT HEREBY RESOLVED that all parcels of tax-forfeited land listed on 1998 Tax Forfeited Auction List, be classified as non-conservation land; that the basic sale price of each parcel appearing on the list filed with the County Auditor-Treasurer, be approved and authorization for public sale be granted, pursuant to M.S. 282.01; that the sale will be held at 9:30 a.m. Friday, December 18, 1998 by the County Auditor-Treasurer in the County Board Room, Washington County Government Center for not less than the basic sale price.

November 10, 1998

BE IT FURTHER RESOLVED, that the terms of sale shall be for cash only.

4. Approval of abatement applications for homestead classifications as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 04.029.21.12.0013	Loudenback, Mary	\$ 578.00
R 32.030.21.22.0056	Ehlenz, Timothy & Deborah	1,238.00
R 24.029.21.11.0019	Findlay, Katherine	68.00
R 04.029.21.12.0012	Loudenback, Mary	0.00

5. Approval of first amendment to the Metropolitan Council Welfare-to-Work grant to implement transportation assistance to residents involved in Welfare-to-Work through December 31, 1999.
6. Approval of agreement with Forest Hills United Methodist Church Car Care to provide car care service one Saturday per month beginning January 1, 1998 through December 31, 1999.
7. Approval to set date for public hearing on the proposed Washington County Floodplain Ordinance for Tuesday, December 8, 1998 at 9:00 a.m. and authorization to publish public hearing notice.
8. Approval of contract with Peoples Electric Contractor for the installations of Light Emitting Diodes in traffic signals and NSP Loan Request to fund the project.
9. Adoption of **Resolution No. 98-168** as follows:

Final Payment to Valley Paving, Inc. for  
1997 Bituminous Overlays

WHEREAS, the Washington County Board of Commissioners, on April 15, 1997, signed a contract with Valley Paving, Inc. for bituminous overlay to effect road preservation on CSAH 5, 10, 17, 24 and CR 55 and the bike trails along CSAH 18 and 22; and

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 agreement with the City of Woodbury for the Valley Creek Road and Cottage Grove Drive Roadway Alignment Study.



November 10, 1998

The foregoing Consent Calendar was adopted unanimously.

**PUBLIC HEARING - HEALTH, ENVIRONMENT AND LAND MANAGEMENT DEPARTMENT**

**Amendments to Solid Waste Management Ordinance No. 130**

The Board Chair presented an overview of today's public hearing to consider adopting amendments to the Washington County Solid Waste Management Ordinance No. 130. The Secretary to the Board read into the record the notice of public hearing to consider amendments to said ordinance. The Board Chair declared the public hearing open at 9:10 a.m.

Judy Hunter, Health, Environment and Land Management Division Manager, presented a review of the proposed amendments to Section 13.0 Service Charge.

The Board Chair asked for comments from the audience; none were heard. The public hearing was closed at 9:15 a.m.

Commissioner Hegberg moved to adopt **Resolution No. 98-169** as follows:

Resolution Adopting Amendments to the Washington  
County Solid Waste Management Ordinance No. 130

WHEREAS, the Waste Management Act, which imposes various mandates upon counties was created out of concern for the protection of water, air and land resources, as well as protection of public health; and

WHEREAS, pursuant to State law Washington County has adopted and received approval for its Solid Waste Master Plan, which acknowledges the State's preferential order for waste management, and which plans for the implementation of an integrated waste management system in order to protect public health and the environment; and

WHEREAS, in order to discharge the mandate imposed upon counties by the Minnesota Waste Management Act to manage mixed municipal solid waste in a more environmentally sound manner than land disposal, Washington County provides or contracts with others to provide various solid waste management service for residents; and

WHEREAS, the Washington County Board of Commissioners adopted the Washington County Solid Waste Management Ordinance No. 130 on November 18, 1997; and

WHEREAS 1984 Minnesota Laws Chapter 644, Section 80, Minnesota Statutes Sc400.08 and Sc473.811 Subd 3a, authorize Washington County to establish and collect a service charge for the solid waste management services provided by the County or by others under contract with Washington County.

November 10, 1998

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners adopts the attached amendments to the Washington County Solid Waste Ordinance to be effective January 1, 1999, said amendments establish the rates and charges for the solid waste management service charge and method of collection.

**Washington County Ordinance No. 137**

**An Ordinance Amending the Washington County  
Solid Waste Management Ordinance No. 130**

The Board of Commissioners of Washington County ordains:

**SECTION 1:**

The Washington County Solid Waste Management Ordinance #130 is hereby amended as follows:

Delete Section 13 in its entirety and replace with new Section 13.

**13.0 SERVICE CHARGE**

- 13.1 Purpose and Authority: Pursuant to Laws 1984, Chapter 644, Section 80, and Minn. Stat. Sections 400.03, 473.811, Subd. 3A, the County hereby imposes on all owners, lessees or occupants of property, including properties owned, leased or used by the State or a political subdivision of the State a service charge for solid waste management services provided to their properties by the County or by those under contract with the County.
- 13.2 Definitions: For the purpose of this section, the terms used herein shall have the following meaning unless the context clearly indicates otherwise.
  - 13.2.1 Residential Property is any property which is a single family residence, personal property mobile home, residential apartment building or any property classified as residential by the County Assessor.
  - 13.2.2 Non-Residential Property is all improved real property in Washington County classified by the County Assessor as commercial, industrial, institutional, utility, tax exempt or other non-residential property.
- 13.3 Rates and Charges: Rates and charges imposed may take into account the character, kind and quality of the service and of the solid waste; the method of disposition including but not limited to activities such as recycling, composting, co-composting, resource recovery, the number of people served at each place of collection, and all other factors that enter into the cost of service, including but not limited to depreciation and payment of principal and interest on money borrowed by the County for the acquisition or betterment of solid waste facilities, the establishment of a reserve fund for payments of a fee to the Facility vendor for services to be provided at the Facility, and administrative costs associated with providing waste management services to County residents; and specifically may take into account as an additional cost of service, the amount of waste estimated to be generated by different classifications of solid waste generators, as determined by the County.

November 10, 1998

13.3.1 The rate of solid waste management service charge for Residential Property shall be as follows:

- 1) \$15.00 per improved parcel for personal property mobile homes
- 2) \$42.00 per improved parcel for single family residence with a building value over \$20,000
- 3) \$42.00 per improved parcel for buildings with 2 or 3 dwelling units and a building value over \$20,000
- 4) \$21.00 per dwelling unit for residential apartment buildings with 4 or more units and a building value over \$20,000.

13.3.2 The rate of the solid waste management service charge for non-residential property shall be as follows:

Category I Non-Residential Property	The solid waste management service charge shall be \$100.00 for each parcel with an estimated building value, as determined by the County Assessor, of \$20,000 but less than \$100,000.
Category II Non-Residential Property	The solid waste management service charge shall be \$300.00 for each parcel with an estimated building value, as determined by the County Assessor, of \$100,000 but less than \$250,000.
Category III Non-Residential Property	The solid waste management service charge shall be \$500.00 for each parcel with an estimated building value, as determined by the County Assessor, of \$250,000 but less than \$500,000.
Category IV Non-Residential Property	The solid waste management service charge shall be \$1,600.00 for each parcel with an estimated building value, as determined by the County Assessor of \$500,000 but less than \$1,000,000.
Category V Non-Residential Property	The solid waste management service charge shall be \$2,700.00 for each parcel with an estimated building value, as determined by the County Assessor, of \$1,000,000 or more.

13.3.3 The owner of a parcel of property classified as both residential and non-residential property shall pay solid waste management charges pursuant to both sections 13.3.1 and 13.3.2.

13.4.1 Service charges shall be billed directly to every owner of property through the County property tax statements as a separate item and shall be due, payable and collected in the same manner as property taxes subject to the same penalties and interest as overdue real property taxes. In such instances, no charge shall become payable in any year unless first certified by the County Board to the County Auditor in the year prior to its being payable.

November 10, 1998

**13.5 Unpaid Charges**

- 13.5.1 Taxable Properties: On or before October 15 in each year, the County Board shall certify to the County Auditor all unpaid outstanding charges for services hereunder, and a statement of the description of the lands which were serviced and against the charges arose. It shall be the duty of the County Auditor, upon order of the County Board, to extend the assessments with interest of six percent upon the tax rolls of the County of the taxes of the year in which the assessment is filed.

For each year ending October 15 the assessment with interest shall be carried into the tax becoming due and payable in January of the following year, and shall be enforced and collected in the manner provided for the enforcement and collection of real property taxes in accordance with the provisions of the laws of the state. The charges, if not paid, shall become delinquent and be subject to the same penalties and the same rate of interest as the taxes under the general laws of the state.

- 13.5.2 Tax-Exempt Properties: Unpaid charges may be collected as otherwise provided in Section 13 of this ordinance.

- 13.5.3 Civil Action: In addition to each and every other remedy available to the County, unpaid solid waste management charges, penalties and interest may be recovered in a civil action against a property owner, lessee or occupant.

**13.6 Administrative Appeal**

- 13.6.1 A person assessed a service charge may appeal the amount of the charge billed to the Department by requesting in writing an adjustment to the charge. If the Department denies the request for adjustment, the person may appeal the decision to the County Board.

**SECTION 2:**

The Director of the Washington County Health, Environment and Land Management Department is hereby directed to change the Washington County Solid Waste Management Ordinance #130 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 on January 1, 1999.

Passed by the Board of County Commissioners of Washington County, Minnesota, this 10<sup>th</sup> day of November, 1998.

Commissioner Hauser seconded the motion and it was adopted unanimously.

November 10, 1998

## **GENERAL ADMINISTRATION**

### **County Reorganization Activities**

James Schug, County Administrator, presented a brief update on the status of the implementation of the County's reorganization plan that was adopted May 19, 1998, as part of its strategic planning initiative. He also presented a more detailed description of the Assessment/Taxation Division; General Services Division; and two draft plans of the Department of Transportation and Physical Development.

Commissioner Stafford stated that given the people that are available and given, to his best information, that the candidates who are now being considered for the General Services Department do not have the broad range of experience as the present Director of Assessment and Taxation, he suggested that the Assessment and Taxation and General Services Departments be combined under one director with perhaps an assistant. The functions under this group would be the assessor, tax process, elections process and the license centers under a director of Assessment, Taxation and General Services. The part he sees as being a problem is the treasury function, which he has always felt should be separate from the financial management system because of the checks and balances. He explained that when the State Legislature authorized Washington County to process its bills without weekly Board approval, there was a caveat that required the County Board to establish a system guaranteeing the safety and integrity of the movement of money. If that process would guarantee the County's checks and balances, he believes that the treasury could be moved under the jurisdiction of FMS. He feels it is hard to find candidates that know license centers, treasury and elections and he believes there is somebody in position now who could handle that and it would save the County one department head. He would like to look into that suggestion further.

Commissioner Hauser believes the organization should reflect what a position would reasonably be expected to accomplish in the whole organization rather than base it on the fact that there is a talented person who is working within the system. If a function is going to be reorganized it has to be based on what a person coming in off the street applying for the job could reasonably handle and the County would be reasonably assured in finding a person who is interested in doing that. She stated she is not disputing what other kinds of duties might be ascribed to a particular director, but only that the Board approach it from the fact that it is looking at an organizational chart and not the persons who happen to hold the positions today. She does not have an objection to looking at combining all those functions, but the Board has gone through this process before and had decided that this is probably a good way to do it. As for the checks and balances, she stated that the County does have an Internal Auditor position and is not sure whether or not he does that today or it could be expanded to fill that role of checks and balances. She does not mind revisiting this item



November 10, 1998

but does not want to look at it for a person who will fill a position rather than to design positions that will fit well within the organization and will handle in a comprehensive fashion all the things that have to do with financial management and general services.

Commissioner Peterson stated she would like to look at it and discuss it further. She agrees with Commissioner Stafford that they do have a very talented individual and would like to see them stay as long as possible and give them as much responsibility as possible.

Commissioner Abrahamson stated he also would be willing to sit down and look at the suggestion by Commissioner Stafford.

Commissioner Hegberg stated he is willing to look into this, but he is concerned as Commissioner Hauser indicated, that there is an organization structure that fits the needs of the constituents and also fits the organization. He believes that the license centers would become service centers to the County and as the Board looks at that structure it's important that it fit together so that those people could serve as not only one department but other departments. He would suggest that this matter be looked at in a workshop session fairly soon.

Commissioner Hauser suggested that the workshop also look at what is happening with technology and capitalize on that as the County is looking forward to reorganization.

Mr. Schug stated he will set up a workshop and pull together some additional information. He stated that the Internal Auditor is looking at the new financial management system from a standpoint of whether or not the proper controls have been built in. He will be doing that over the next three to five months. This was originally part of the discussion last spring when this was adopted related to what changes will the new financial system make in the County's ability to build in controls through technology.

#### **Municipal Boundary Mapping Project**

Virginia Erdahl, Deputy Administrator, provided a brief overview of the County's participation in the Metro GIS project. She stated that this group has been working to identify needs metro wide that the GIS could provide information on and trying to not duplicate efforts. She stated that one of the projects the County undertook was jurisdictional boundaries including municipal, school district and watershed district boundaries. She indicated that the municipal boundary mapping project has been completed and is being presented to the Board at this time.

November 10, 1998

Jay Krafthefer, GIS Manager, presented a review of the Municipal Boundary Mapping project. This data includes exterior boundaries, annexation boundaries and the county boundary. He indicated there are many unresolved issues some of which are historical in nature and may be resolved with further research. Others raise questions concerning real property ownership having implications for law enforcement, emergency services, taxing and business dealings within or between jurisdictions. He outlined what the unresolved issues pertain to: 1) Legal documentation for establishing a jurisdiction related to roadways as boundaries; 2) Ambiguity and inconsistency with legal descriptions related to roadways as boundaries; 3) Ambiguity and inconsistency with legal descriptions related to waterways as boundaries; and 4) Miscellaneous ambiguity and inconsistency with elements of a legal description.

#### **Update on Metro Area Agency on Aging**

Andrea Skolkin, Executive Director, Metropolitan Area Agency on Aging, provided an update on recent activities of this private nonprofit organization that is responsible for planning certain aging services in the metropolitan area. Also attending from the Board were: Sebastian Hernandez, Conway Olson, and Dr. Ed Kiolbassa. Ms. Skolkin reviewed the following services: Senior Linkage Line; Health insurance counseling program; Publications and guides including nursing homes, housing and definitions of different services; and Congregate dining, home delivered meals, door-to-door transportation, chore services, respite services, legal services and health education and promotion. Ms. Skolkin presented demographic information on the aging population in the metropolitan area. She indicated that the greatest growth in the older adult population will be in Anoka, Carver, Scott and Washington County where services for older people are more scarce and development is just beginning in those areas.

Commissioner Hauser asked Ms. Skolkin if she had information on the rate of use for these kinds of services because that would be useful for the County in planning for its services. Ms. Skolkin indicated she does have that data but did not bring it with her. She stated she would send that information to Mr. Schug for distribution to the County Board.

Commissioner Hauser suggested that to help the County's appointee on the Metropolitan Area Agency on Aging in the future, that the Board work with the Public Health Advisory Committee and Community Social Services Advisory Committee in making recommendations which the County's representative can carry to the Metropolitan agency.

Commissioner Peterson also suggested that the County's appointee be invited to attend the Public Health Advisory Committee and Community Social Services Advisory Committee when these groups discuss aging issues.

November 10, 1998

**DISCUSSION FROM THE AUDIENCE**

The Board Chair asked for comments from the audience; none were heard.

**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Stafford reported that the first meeting of his Kitchen Cabinet will meet on Monday, November 16, 2:00 to 4:00 p.m. in the Woodbury City Hall.

Commissioner Hauser asked that the appointments to the Valley Branch Watershed District and South Washington Watershed District be made. She asked that the Board discuss a policy on interviewing applicants for the following committees: Library Board, Housing and Redevelopment Authority, Board of Adjustment and Appeals and Planning Advisory Commission.

Commissioner Hegberg reported on a public health meeting on smoking last evening to discuss the use of funds coming from the recent settlement and he feels the County may want to have input on how those funds are used.

**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 Stafford and it was adopted unanimously. The Board meeting adjourned at 11:05 a.m.

**REGIONAL RAIL AUTHORITY WORKSHOP WITH PUBLIC WORKS**

The Regional Rail Authority met in workshop session with the Public Works Department to discuss several issues coming before the RRA. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Don Wisniewski, Doug Fischer and Sandy Cullen.

Attest:

  
James R. Schug  
County Administrator

  
Dennis C. Hegberg, Chair  
County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**NOVEMBER 17, 1998**

The Washington County Board of Commissioners met in regular session at 9:05 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Absent none. Board Chair Hegberg presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; George Kuprian, Assistant County Attorney; Lowell Johnson, Health, Environment and Land Management Division Manager; Dennis O'Donnell, Senior Land Use Specialist; Dan Papin, Community Services Director; Judy Honmyhr, Human Resources Director; Jim Frank, County Sheriff; and Dave Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner Abrahamson moved, seconded by Commissioner Peterson to adopt the following Consent Calendar:

1. Approval of the November 3, 1998 Board meeting minutes.
2. Approval to reappoint Stephen Foley, Baytown Township, to the Valley Branch Watershed District Board of Managers to a term expiring November 13, 2001.
3. Adoption of **Resolution No. 98-170** as follows:

Repurchase of Tax Forfeited Land by  
Sunnyside on St. Croix Ltd. Partnership, Former Owner

WHEREAS, Sunnyside on St. Croix Ltd. Partnership the former 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:

S4 & S5 Condo #38 Sunnyside II  
Condo Fourth Supplemental  
Condo Plat Oak Park Heights  
Parcel 34.030.20.31.0197 & 0198

;and WHEREAS, said applicant has set forth in his application that the property was sold and quit claim deed was not issued; that the repurchase of said land will promote and best serve the public interest because delinquent taxes are paid and property will be put back on tax roll.

;and WHEREAS, this Board is of the opinion that said application should be granted for such reasons.

November 17, 1998

NOW THEREFORE BE IT RESOLVED, that the application of Sunnyside on St. Croix Ltd. for the purchase of the above described parcel of tax forfeited land be and the same is hereby granted and the County Auditor is hereby authorized and directed to permit such repurchase according to the provisions of Minnesota Statutes 1945, Section 282.241, as amended.

4. Approval of Minnesota Youthworks/AmeriCorps Federal and State Grants in the amount of \$36,096 and \$9,612 respectively to be operated by the Workforce Center from September 1, 1998 through September 30, 1999 for federal funds and through June 30, 1999 for the state funds.
5. Approval of banding and grading of new and revised job descriptions as follows: Assistant County Recorder, C4-1-1; County Recorder/Registrar, C5-2-1; Data Base Administrator, C4-4-1; Nurse Practitioner, C4-5-3; Epidemiologist, C4-5-2; Emergency Services Manager, C4-5-1; and approval of new job descriptions.
6. Approval of cable installation contract with Teltronix Information Systems, Incorporated.
7. Approval to advertise for 1999 motor vehicle fuel supplies for the Public Works and Sheriff's Departments.
8. Approval of maintenance agreement for flashing beacon system for traffic control on CSAH 39 with the City of St. Paul Park.
9. Approval for the early hire of Communications Center Supervisor as recommended through the 1999 Sheriff's budget process.

The foregoing Consent Calendar was adopted unanimously.

#### **HEALTH, ENVIRONMENT AND LAND MANAGEMENT DEPARTMENT**

##### **Determination of Need for an Environmental Impact Statement for a Golf Course Proposed in West Lakeland Township**

The Board Chair provided an overview of today's hearing to determine the need for an Environmental Impact Statement (EIS) for the proposed Wynstone Golf Club in West Lakeland Township.

Dennis O'Donnell, Senior Land Use Specialist, reported that an Environmental Assessment Worksheet was prepared on this project and submitted to the Minnesota Environmental Quality Board and the Department of Natural Resources as well as other agencies according to law. The following letters were received



November 17, 1998

indicating that they would not require an EIS: Minnesota Department of Health, Minnesota Department of Natural Resources; Valley Branch Watershed District, Minnesota Pollution Control Agency, Minnesota Department of Transportation and the Metropolitan Council. Judy Mader, resident of West Lakeland Township, also wrote stating her concern about the proposed irrigation well and its effect on residential wells in the area and traffic in the area. Mr. Donnell stated it was staff's recommendation that the County Board make a negative declaration on the need for an Environmental Impact Statement.

Dave Kloeber, D.N.K. Management, Inc. President, presented an overview of the proposed 18 hole golf course in West Lakeland Township. He stated that the course will preserve the native vegetation and that additional landscaping will utilize plant species native to the region.

The Board Chair asked for comments from the audience; none were heard.

Commissioner Abrahamson moved to make a negative determination on the need for an Environmental Impact Statement for the proposed Wynstone Golf Club in West Lakeland Township based on the following findings: That there is not a potential for significant environmental effects; and, that any environmental effects that do arise can be adequately reviewed and controlled through the on-going conditional use permitting process. Commissioner Peterson seconded the motion and it was adopted unanimously.

#### **GENERAL ADMINISTRATION**

##### **Washington County Housing and Redevelopment Authority**

Dave Engstrom, Executive Director, and Georgette Peterson, Controller, presented a report on the Housing and Redevelopment's 1999 budget. Mr. Engstrom provided brief reports on the following HRA projects: 1) Refinancing of Briar Pond Apartments—seeking finance through a HUD backed insured mortgage in the 6% range; 2) HRA plan to sell certain commercial and single family properties; 3) Status report on Woodland Park, bond holders are looking at a reduction of interest rate; and 4) Future plans for development of affordable housing.

#### **DISCUSSION FROM THE AUDIENCE**

The Board Chair asked for comments from the audience; none were heard.

November 17, 1998

**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Stafford asked that the subject of County participation on the coalition of utility counties be placed on a future agenda for discussion.

Commissioner Stafford reported on the first of his Kitchen Cabinet meetings. He stated that the group supported the County Board's position on the Municipal Board and that the County continue to have representation on that board.

Commissioner Peterson reported that Donald Tank passed away. She asked that the Board send its condolences to the Tank Family. Mr. Tank was named Washington County Farmer of the Year in 1995 and was involved in the Fair Board.

Commissioner Peterson stated she will be late for next week's Board meeting and asked if it would be possible for the Board meeting to start at 9:30 rather than 9:00.

Commissioner Abrahamson asked that condolences be sent to the family of Sheriff Burch, St. Croix County, Wisconsin who passed away last week.

**BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

**ADJOURNMENT**

There being no further business to come before the Board, Commissioner Abrahamson moved to adjourn, seconded by Commissioner Hauser and it was adopted unanimously. The Board meeting adjourned at 10:40 a.m.

**JOINT WORKSHOP WITH WASHINGTON AND CHISAGO COUNTY BOARDS**

The Washington and Chisago County Board of Commissioners met in workshop session to discuss the status of the Green Corridor Project and concerns about funding and implementation of this project. No business was transacted and the public was welcome to attend. Present for the workshop session were Washington County Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford; Chisago County Commissioners Tom Delaney, Bob Vande Kamp, Jim Thorn and Bob Gustafson. Also present were James Schug, Virginia Erdahl, Jane Harper, Scott Hovet, Molly O'Rourke, Dennis O'Donnell, Joanne Helm, Don

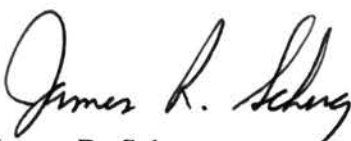
November 17, 1998

Wisniewski, Jim Thoreen, Chisago County Administrator; Kathy Higgins, Denmark Town Board Chair, Cordelia Pierson and Bill Klapp, Trust for Public Land, Michael Pressman, Land Stewardship Project, Joyce Welander, City of Grant, and Eileen Weber, citizen of Cottage Grove.

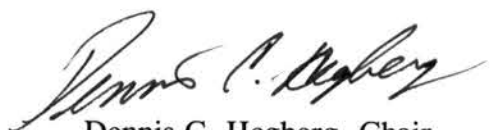
**BOARD WORKSHOP WITH THE COUNTY LIBRARY BOARD**

The Board met in workshop session with the County Library Board for continued discussion on concept plans for the joint Woodbury Library/Woodbury Central Park. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioner Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Don Wisniewski, Jack Perkovich, Jim Wells, Alice Engleman, Donald J. Wujcik, Library Board Member, Karin McGinnis, Library Board Member, JoAnn Bailey, Library Board Member, Adela Peskorz, Library Board Member, Barry Johnson, Woodbury City Administrator; Bob Klatt, Park & Recreation Coordinator, City of Woodbury, and Brent Killackey, Woodbury Review.

Attest:

  
James R. Schug

County Administrator

  
Dennis C. Hegberg, Chair  
County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**NOVEMBER 24, 1998**

The Washington County Board of Commissioners met in regular session at 9:35 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Absent none. Board Chair Hegberg presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Don Wisniewski, Public Works Director; Mary McGlothlin, Director of Health, Environment and Land Management; Karen Zeleznak, HELM Senior Program Manager; Lowell Johnson, HELM Division Manager; Liz Templin, Minnesota Extension; SuzAnn Stenso-Velo, Health Educator; Cindy Weckwerth, HELM; and Dave Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner Abrahamson moved, seconded by Commissioner Peterson to adopt the following Consent Calendar:

1. Approval of the November 10, 1998 Board meeting minutes.
2. Approval of staff comments on City of Afton draft comprehensive plan.
3. Approval of abatement applications for homestead classification as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 15.027.21.13.0075	Gonzales, Emma L.	\$1,392.00
R 08.029.20.22.0003	Kovar, Mary M. & Joseph L.	344.00

4. Adoption of **Resolution No. 98-171** as follows:

Establish Date for Submission of Repurchase Application

WHEREAS, the County Board set a tax forfeited land sale for December 18, 1998; and

WHEREAS, the list of parcels to be sold at the sale contains a parcel that was homesteaded at the time of the forfeiture;

NOW, THEREFORE, BE IT RESOLVED, that the County Board will not consider any applications for repurchase of parcels on the December 18, 1998 tax forfeited land auction list submitted to the County Auditor-Treasurer after December 8, 1998.

November 24, 1998

5. Approval of banding and grading of the new job description of Highway Design Engineer II in the Public Works Department at C45-1 and approval of job description.
6. Approval to petition the Bureau of Mediation Services to change the lead worker position of Park Foreman to a supervisory position in the Parks Section of the Department of Transportation and Physical Development.
7. Approval of an additional .6 FTE position in the I.S. Department with no increase to 1998/99 salary budget.
8. Adoption of **Resolution No. 98-172** as follows:

Resolution Authorizing Eminent Domain Proceedings for CSAH 39

WHEREAS, Washington County proposes to improve County State Aid Highway 39 from CSAH 22 (Summit Avenue) to Grange Boulevard in the Cities of St. Paul Park and Cottage Grove; and

WHEREAS, the improvements consist of grading, aggregate base, bituminous surfacing, concrete curb and gutter, storm sewer, and drainage structures as herein determined necessary to provide for the safety of the traveling public; and

WHEREAS, the acquisition of all right of way and easements over certain lands are necessary to provide for said construction; and

WHEREAS, Washington County has authority to acquire right of way and easements for highway purposes by eminent domain pursuant to Minnesota law; and

WHEREAS, Washington County has the right to acquire right of way and easements prior to the filing of an award by the court appointed commissioners pursuant to Minnesota law; and

WHEREAS, Washington County is unable to begin construction on the lands described herein until it has acquired title and possession to the necessary right of way and easements; and

WHEREAS, waiting until the commissioners file their award would delay the completion of the project, thus increasing the inconvenience to the traveling public; and

WHEREAS, Washington County has been unable to successfully negotiate the acquisition of the following required 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



November 24, 1998

interests by eminent domain and to take title and possession of that land prior to the filing of an award by the court appointed commissioners.

BE IT FURTHER RESOLVED that the Washington County Attorney's Office is authorized to commence the necessary proceedings to acquire title and possession and to prosecute said action to a successful conclusion or until it is abandoned, dismissed or terminated by the County or Order of the Court.

Addendum  
Condemnation List - County State Aid Highway 39

Parcel 2, R/W Plat 123

Fee Owners: Theodore and Jean Tvetene  
3801 Grand Avenue  
Billings, Montana 59102

Donna T. Erickson  
Unit 82  
4101 Meadowlark Lane  
Rio Rancho, New Mexico 87124

Mortgagee: None

Acquisition Summary: 17,830 square feet of existing right of way  
(presently prescriptive, to be acquired in highway easement)  
1,076 square feet of permanent drainage easement  
344 square feet of temporary slope easement  
(to expire October 31, 2000)

Legal Description of R/W Acquisition:

Parcel No. 2 of Washington County Highway Right of Way Plat No. 123. Said parcel is located within that part of the NW $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 7, Township 27 North, Range 21 West, Washington County, Minnesota, lying South of the right of way of Chicago, Milwaukee and St. Paul Railway Company, excepting that part platted as Klohn's Addition. Washington County Highway Right of Way Plat No. 123 is recorded as document no. 1071325 in the Recorder's Office of Washington County, Minnesota.

TORRENS (Certificate of Title No. 28762)

Legal Description of Permanent Drainage Easement:

A DRAINAGE EASEMENT ON PART OF THE FOLLOWING DESCRIBED PROPERTY:

That part of the Northwest Quarter of the Southeast Quarter of Section 7, Township 27 North, Range 21 West, lying south of right of way of Chicago, Milwaukee and St. Paul Railway Company EXCEPTING that part platted as Klohn's Addition.

Said Drainage Easement is Described as Follows:

Parcel No. 5 of Washington County Highway Right of Way Plat No. 123. Washington County Highway Right of Way Plat No. 123 is recorded as

November 24, 1998

document no. 1071325 in the Recorder's Office of Washington County, Minnesota.

TORRENS (Certificate of Title No. 28762)

Legal Description of Temporary Slope Easement:

A Temporary Slope Easement on a Portion of the Following Property:

That part of the Northwest Quarter of the Southeast Quarter of Section 7, Township 27 North, Range 21 West, lying South of the right of way of Chicago, Milwaukee and St. Paul Railway Company EXCEPTING that part platted as Klohn's Addition.

Said Temporary Slope Easement described as follows:

Not to exceed 2.0 meters in width between and left of the West line of the above described property and Engineer's Station 2 + 762.

Said slope easement lies adjacent to County State Aid Highway 39 right of way.

Said slope easement shall expire October 31, 2000.

TORRENS (Certificate of Title 28762)

9. Adoption of **Resolution No. 98-173** as follows:

Speed Survey on County Road 19A

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 19A between TH 61 and Miller road in the City of Cottage Grove

BE IT FURTHER RESOLVED, that upon determination of a reasonable and safe speed on the above highway, Washington County shall be authorized by the Commissioner of the Minnesota Department of Transportation to post such speed limit.

10. Adoption of **Resolution No. 98-174** as follows:

Speed Survey on County Road 18

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:

November 24, 1998

County Road 18 between I-94 and TH 95 (Manning Avenue)  
in the Cities of Lakeland, Lakeland Shores, Lake St. Croix  
Beach, St. Mary's Point, and Afton.

BE IT FURTHER RESOLVED, that upon determination of a reasonable and safe speed on the above highway, Washington County shall be authorized by the Commissioner of the Minnesota Department of Transportation to post such speed limit.

11. Adoption of **Resolution No. 98-175** as follows:

Speed Survey on County State Aid Highway 19

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 State Aid Highway 19 between CSAH 10 and TH 61  
in the cities of Lake Elmo, Woodbury and Cottage Grove

BE IT FURTHER RESOLVED, that upon determination of a reasonable and safe speed on the above highway, Washington County shall be authorized by the Commissioner of the Minnesota Department of Transportation to post such speed limit.

The foregoing Consent Calendar was adopted unanimously.

**HEALTH, ENVIRONMENT AND LAND MANAGEMENT DEPARTMENT**

Karen Zeleznak, Senior Program Manager, reviewed with the Board an Executive Summary of the Healthy Minnesotans - Public Health Improvement Goals, 2004 publication. She also presented county demographics and the time line for the planning process for the development of the County's Community Health Services Plan for 2000 through 2003.

Commissioner Abrahamson moved approval to commence the planning process for the development of the Community Health Services Plan, 2000 through 2003. Commissioner Peterson seconded the motion and it was adopted unanimously.

**GENERAL ADMINISTRATION**

**Certificate of Recognition**

James Schug, County Administrator, informed the Board that the Health, Environment and Land Management Department received a Certificate of Recognition from the Minnesota Board of Water and Soil

November 24, 1998

Resources thanking Cindy Weckwerth for her and the County's participation in the Children's Water Festival held on October 14, 1998.

#### **Distinguished Budget Presentation Award**

Virginia Erdahl, Deputy Administrator, presented the Board Chair with the Distinguished Budget Presentation Award from the Government Finance Officers Association for the 1998 budget document. She thanked all Department Heads for their input into the budget process and thanked Chris Eitemiller, Budget and Policy Analyst, and Marilyn Akey, Administrative Assistant, for their help in putting the 1998 budget document together.

#### **Coalition of Utility Counties**

Dean Moe, representing the Coalition Utility Counties, stated that the Coalition was formed to address tax issues related to the possible deregulation of electric utilities and proposed elimination of the value of personal property in electric utility generating plants from the property tax capacity. They will be asking the Legislature in the next session to adopt legislation allowing the state to opt out of the federal legislation and to develop its own comprehensive deregulation plan.

Commissioner Abrahamson moved that Washington County join the Coalition of Utility Counties and that Commissioner Stafford be appointed as a representative to that group. Commissioner Peterson seconded the motion and it was adopted unanimously.

Commissioner Hauser asked that Commissioner Stafford report back to the County Board so it can have input into the legislation being proposed.

#### **Appointment Process of Citizen Committee Members**

Commissioner Peterson moved to table discussion on a resolution creating an appointment and interview process for prospective candidates for appointment to the County's Planning Advisory Commission, Board of Adjustment and Appeals, Library Board and Housing and Redevelopment Authority Commission until after today's workshop on Board of Adjustment and Appeals and Planning Advisory Commission protocols and procedures. Commissioner Abrahamson seconded the motion and it was adopted unanimously.

Commissioner Hauser asked to address this issue. She feels the Board has been critical of agencies for which the County Board has no control once the appointments are made to those committees. Yet, the Board appears unwilling to go through an interview process. She is not trying to take away from individual

November 24, 1998

Commissioners their right to identify persons within the community who would be appropriate to serve on these spots. What this process would do is to make the County Board, which is the responsible agency, responsible for those appointments.

Commissioner Abrahamson stated he did not agree with Commissioner Hauser. He believes on certain boards if it comes to a vote of the County Board as far as the appointment goes it becomes very political. If the County Board sits in a workshop and denies the Commissioner who feels strongly about a candidate from his district on a certain board, it's possible to turn that down. Some of these boards are very important to the district in which a Commissioner resides. He feels every Commissioner should have the right to name their commission members even though one or two Commissioners may not like it.

Commissioner Hauser stated that it is not the right of a Commissioner under the statute to appoint, it is the County Board's right to do that. It is the Commissioner's responsibility and privilege to select persons within a district to put forward before the County Board to serve in those positions. She is suggesting that this process be formalized by getting to know these people better through an interview process.

Commissioner Stafford moved to reconsider the motion to table discussion on a resolution creating an appointment and interview process for prospective candidates for appointment to the County's Planning Advisory Commission, Board of Adjustment and Appeals, Library Board and Housing and Redevelopment Authority Commission until after today's workshop on Board of Adjustment and Appeals and Planning Advisory Commission protocols and procedures. Commissioner Hauser seconded the motion and it was adopted 3-2 as follows: Yes, Commissioners Stafford, Hauser and Hegberg; No, Commissioners Peterson and Abrahamson.

Commissioner Stafford stated he had a similar concern as Commissioner Abrahamson's that this resolution on appointments would disenfranchise Commissioners and their authority. He felt the appointments are suppose to come from a district. Although it is a County Board appointment and not a Commissioner appointment, historically this Board has always honored the Commissioner's recommendation. In discussing this matter with Commissioner Hauser before the Board meeting, she would have no problem with policy or procedures that would keep the appointment process as proposed here in place thereby creating an eligibility list from which the Commissioner of each district could make an appointment but would put the candidate through a review process that will solve some of the problems that have occurred in the past.

Commissioner Peterson stated that any application she has received she has kept if they were not appointed and she has always interviewed the applicant personally. She stated her rationale for delaying this matter was that as the Board reviewed this afternoon the Board of Adjustment and Appeals and Planning Advisory



November 24, 1998

Commission protocols and procedure, she thought there may be changes that would be made that may change how the Board feels about this process.

Commissioner Hegberg stated he was prepared to vote for this resolution this morning, but feels that Commissioner Abrahamson brought up a good point. He feels that as County Board's change there may be political ramifications. He feels that if a Commissioner wanted to appoint somebody who had a different point of view and could not get the majority of the County Board to agree, how does a Commissioner assure that view point on a committee?

Commissioner Hegberg moved to table further discussion on a resolution creating an appointment and interview process for prospective candidates for appointment to the County's Planning Advisory Commission, Board of Adjustment and Appeals, Library Board and Housing and Redevelopment Authority Commission until December 8, 1998. Commissioner Peterson seconded the motion and it was adopted 3-2 with the vote as follows: Yes, Commissioners Hegberg, Abrahamson and Peterson; No, Commissioners Stafford and Hauser.

#### **DISCUSSION FROM THE AUDIENCE**

The Board Chair asked for comments from the audience; none were heard.

#### **COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Hauser reported that she had attended her last Library Board meeting last evening and they did take up the matter of the new proposed library in Woodbury and will provide the County Board with a declaration on its feeling about the necessity for the administration of the library and the library public service space to be in one place rather than divided.

Commissioner Abrahamson asked that the Board discuss, in workshop session, Commissioner appointments at the December 22, 1998 Board meeting.

Commissioner Hegberg reported on the drainage meeting sponsored by the Board of Water and Soil Resources he attended last week in St. Cloud.

#### **BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

November 24, 1998

**ADJOURNMENT**

There being no further business to come before the Board, Commissioner Abrahamson moved to adjourn, seconded by Commissioner Stafford and it was adopted unanimously. The Board meeting adjourned at 11:10 a.m.

**BOARD WORKSHOP WITH THE DEPARTMENT OF HEALTH, ENVIRONMENT AND LAND MANAGEMENT**

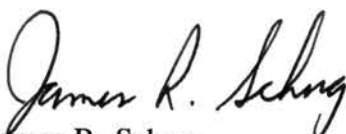
The Board met in workshop session with the Department of Health, Environment and Land Management to discuss protocols and procedures for the Board of Adjustment and Appeals and the Planning Advisory Commission. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Mary McGlothlin, Lowell Johnson, Dennis O'Donnell and Ann Pung Terwedo.

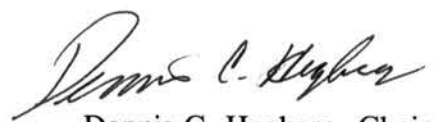
**BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration to review the County organizational structure. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Marie Sunlitis, Cindy Koosmann, Larry Nybeck, Judy Honmyhr and Matt Nelson, AFSCME Representative.

**BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration to review the draft Comp Plan/ Sesquicentennial Poster. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, and Robert Lockyear.

Attest:   
James R. Schug  
County Administrator

  
Dennis C. Hegberg, Chair  
County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**DECEMBER 3, 1998**

The Washington County Board of Commissioners met in regular session at 4:30 p.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Hauser and Stafford. Commissioner Peterson absent. Board Chair Hegberg presided. Also present were James Schug, County Administrator; Susan Tice, Chief Assistant County Attorney; Doug Johnson, Assistant County Attorney; Mary McGlothlin, Director of Health, Environment and Land Management; Dan Papin, Community Services Director; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval of the November 17, 1998 Board meeting minutes.
2. Approval of staff comments on Dakota County Draft Comprehensive Plan.
3. Adoption of **Resolution No. 98-176** as follows:

Authorization to Offer Tax Forfeited Parcel at a  
 Private Sale to Adjoining Owners and Withdraw  
 Parcel from 1998 Tax Forfeited Land Auction List

BE IT HEREBY RESOLVED that parcel 20.030.21.31.0045 is tax forfeited property included in 1 Tax Forfeited Land Auction List to be offered for sale at a public auction on December 18, 1998 be withdrawn and authorization to conduct a private sale be granted per M.S. 282.01 Subd. 7a: that a method of sale other than sealed bid may be chosen by the county auditor.

BE IT HEREBY RESOLVED that the terms of sale shall be for cash only.

4. Approval of an agreement with On-Belay of Minnesota to provide chemical dependency treatment services.
5. Approval to execute the contract with Elness Swenson Graham Architects, Inc. for the schematic design phase of the Washington County Library/Woodbury Community Center construction project.

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

**GENERAL ADMINISTRATION**

**County Organizational Structure**

Commissioner Stafford moved to adopt **Resolution No. 98-177** as follows:

**Resolution to Adopt a County Organizational Structure**

WHEREAS, Washington County has undertaken a strategic planning initiative of reviewing its organizational structure to determine how it can most effectively provide efficient and responsive County services into the 21<sup>st</sup> century; and

WHEREAS, this process incorporated the special legislation that was passed in 1997 which converts the County offices of Auditor-Treasurer and Recorder from elected to appointed; and

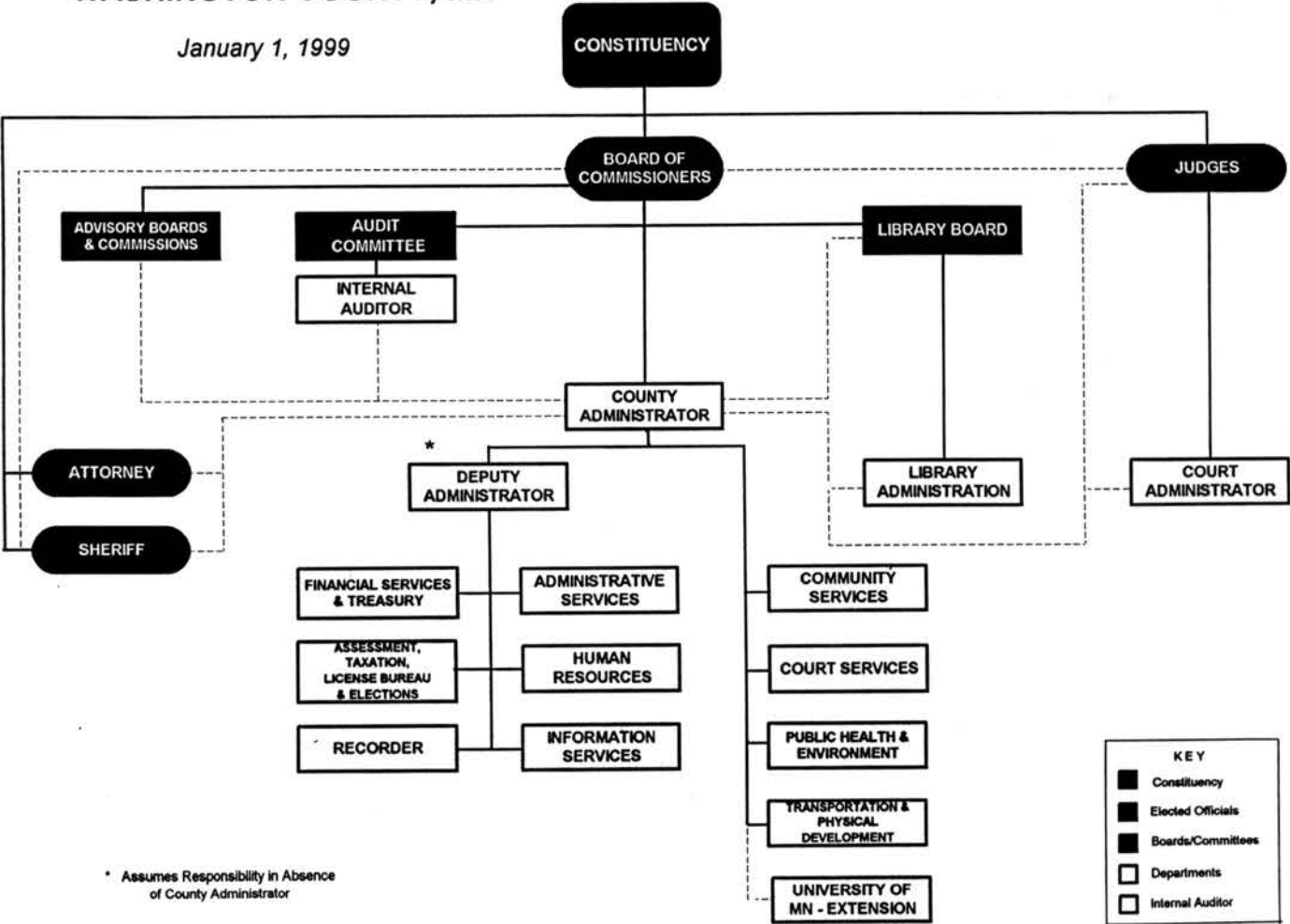
WHEREAS, Washington County is organized under a County Administrator form of government as set forth in Minnesota Statute 375A.06.

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners hereby adopts the following organizational structure.

BE IT FURTHER RESOLVED that the implementation of the organizational structure be accomplished by the County Administrator who will coordinate any additional actions necessary to implement this structure.

**WASHINGTON COUNTY, MN**

January 1, 1999



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

December 3, 1998

**AMC Award Presented to Commissioner Mary Hauser**

James Schug, County Administrator, announced that Commissioner Mary Hauser was awarded an Outstanding Services Award at the Association of Minnesota Counties annual conference this week. Commissioner Hauser received this award for her contributions to the AMC and affiliated agencies over the last eight years.

Mr. Schug also announced that Virginia Erdahl, Deputy Administrator, received recognition from the Minnesota Association of County Administrators at its annual meeting. Ms. Erdahl completed her term as president of this organization.

**Recognition of Woodbury High School**

Commissioner Stafford moved to adopt **Resolution No. 98-178** as follows:

Resolution Commending the Woodbury High School  
on Winning the Boy's AAAAA State Football Championship

WHEREAS, the Woodbury High School boy's football team won the Class AAAAA Minnesota State Championship on November 27, 1998; and,

WHEREAS, the Woodbury Royals won the title in their first appearance in the state tournament with a final score of 28-7; and,

WHEREAS, the Woodbury Royals players and coaches strongly believe in their team philosophy of "Royal Pride" of doing the best they can and believing in oneself; and,

WHEREAS, the philosophy of "Royal Pride" helped the players and coaches to achieve their success by concentrating on using their abilities to the fullest and this is a philosophy that will help each team member as they continue in life; and,

WHEREAS, the Woodbury Royals under the guidance of Head Coach Gary Halvorson and his coaching staff placed four players on the Pioneer Press all-state team and five players received honorable mention;

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners heartily commends the Woodbury Royals football team, coaches, and their families for their team and individual success in winning the 1998 Boy's Class AAAAA Minnesota State Football Championship; and,

BE IT FURTHER RESOLVED, that Washington County shares in the pride of accomplishment and sportsmanship that was exhibited by the fine student athletes of the boy's football team who will no doubt continue to bring further credit to themselves and their communities after graduation from the Woodbury High School in their lifelong continuation of "Royal Pride."

Commissioner Abrahamson seconded the motion and it was adopted unanimously; Commissioner Peterson absent.



December 3, 1998

**DISCUSSION FROM THE AUDIENCE**

The Board Chair asked for comments from the audience; none were heard.

**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Stafford reported on a meeting he attended at AMC related to the Coalition of Utility Counties and will provide a progress report at a later date.

Commissioner Stafford asked that an item be added to the County's legislative agenda dealing with the time it takes to get a written driver's license test or a behind the wheel test. He has heard they are taking appointments into January, 1999 for the written test.

**BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.


**ADJOURNMENT**

There being no further business to come before the Board, Commissioner Stafford moved to adjourn, seconded by Commissioner Hauser and it was adopted unanimously; Commissioner Peterson absent. The Board meeting adjourned at 5:00 p.m.

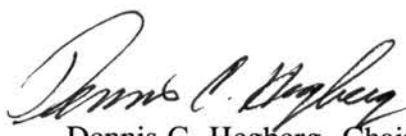
**BOARD WORKSHOP WITH OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration to review tonight's procedures for the Truth in Taxation hearing. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Hauser and Stafford. Also present were James Schug, Chris Eitemiller, Mary McGlothlin, Dan Papin and Jay Kuechenmeister.

Attest:

  
James R. Schug

County Administrator

  
Dennis C. Hegberg, Chair  
County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**TRUTH-IN-TAXATION PUBLIC HEARING**  
**DECEMBER 3, 1998**

The Washington County Board of Commissioners convened at 7:00 p.m. in the Washington County Government Center, County Board Room, to conduct a Truth-in-Taxation public hearing for the purposes of review of the proposed 1999 County Budget. Present were Commissioners Hegberg, Abrahamson, Hauser and Stafford. Commissioner Peterson absent. Board Chair Hegberg presided. Also present were James Schug, County Administrator; Chris Eitemiller, Budget and Policy Analyst; Jim Frank, County Sheriff; Cindy Koosmann, County Recorder; Russ Reetz, Court Services Director; Don Wisniewski, Public Works Director; Mary McGlothlin, Director of Health, Environment and Land Management; Dan Papin, Community Services Director; and Dave Brierley, Public Information Coordinator

Board Chair Hegberg opened the hearing with a welcome to those in attendance and indicated that comment cards were available for audience members who wished to speak.


James Schug, County Administrator, gave a brief overview of the budget process to date.

Chris Eitemiller, Budget and Policy Analyst, presented an overview of the proposed 1999 budget.

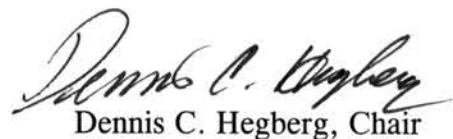
The Board Chair asked for comments from the audience; none were heard. He thanked everyone for attending this evening and announced that the 1999 proposed budget and levy will be considered for adoption on December 15, 1998. A public hearing for the County's five year capital improvement plan will be scheduled for January 5, 1999 at 5:00 p.m.

The Board adjourned at 7:30 p.m.

Attest:

  
James R. Schug

County Administrator

  
Dennis C. Hegberg, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**DECEMBER 8, 1998**

The Washington County Board of Commissioners met in regular session at 9:15 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Absent none. Board Chair Hegberg presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; George Kuprian, Assistant County Attorney; Doug Fischer, Deputy Public Works Director; Russ Reetz, Court Services Director; Mary McGlothlin, Director of Health, Environment and Land Management; Ann Pung Terwedo, HELM Department; Lowell Johnson, HELM Division Manager; Dennis O'Donnell, Senior Land Use Specialist; Doug Johnson, Assistant County Attorney; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner Abrahamson moved, seconded by Commissioner Peterson to adopt the following Consent Calendar:

1. Approval of the November 24, 1998 Board meeting minutes.
2. Adoption of **Resolution No. 98-179** as follows:

Authorization to Offer Tax Forfeited Parcel at a  
 Private Sale to Adjoining Owners and Withdraw Parcel  
 from 1998 Tax Forfeited Land Auction List

BE IT HEREBY RESOLVED that 33.032.20.11.0050 is tax forfeited property included in 1998 Tax Forfeited Land Auction to be offered for sale at a public auction on December 18, 1998 be withdrawn and authorization to conduct a private sale be granted per M.S. 282.01 Subd. 7a; that a method of sale other than sealed bid may be chosen by the county auditor.

BE IT HEREBY RESOLVED that the terms of sale shall be for cash only.

3. Approval to accept new State grant dollars in the amount of \$41,860 for the expansion of the Infant Follow Along program (IFAP) for the calendar year 1999 and authorization for the County Board Chair and County Administrator to execute contracts on behalf of the County and authorization to amend the department's 1999 budget to reflect this grant.
4. Adoption of **Resolution No. 98-180** as follows:

December 8, 1998

Final Payment to Landwehr Construction Company for  
a Box Culvert Construction on Oakgreen Avenue in Denmark Township

WHEREAS, the Washington County Board of Commissioners, on September 24, 1998 signed a contract with Landwehr Construction Company for the box culvert replacement on Oakgreen Avenue in Denmark Township; and

WHEREAS, Landwehr Construction Company, has satisfactorily completed all work in accordance with the terms and conditions of the contract.

NOW, THEREFORE BE IT RESOLVED, that Landwehr Construction Company 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.

5. Adoption of **Resolution No. 98-181** as follows:

Joint Powers Agreement No. 78161  
Valley Creek Road (CSAH 16) Signal Timing Optimization

WHEREAS, the County has entered into a contract with an engineering firm to provide data relative to traffic flow and road use operations to study traffic regulation optimization needs; and

WHEREAS, the County and State of Minnesota wish to enter into Joint Powers Agreement No. 78161 to maximize the data resources of both agencies and share the costs of this study; and

BE IT RESOLVED, that Washington County enter into an Agreement for a traffic signal optimization study, Agreement No. 78161 with the State of Minnesota, Department of Transportation.

BE IT FURTHER RESOLVED, that the Chairman of the Washington County Board of Commissioners and County Administrator are hereby authorized to execute such agreement.

The foregoing Consent Calendar was adopted unanimously.

**PUBLIC HEARING - HEALTH, ENVIRONMENT AND LAND MANAGEMENT DEPARTMENT**  
**CHAPTER NINE OF THE WASHINGTON COUNTY DEVELOPMENT CODE: FLOODPLAIN**  
**MANAGEMENT REGULATIONS**

The Board Chair presented a brief overview of today's public hearing to consider adopting the proposed Chapter Nine of the Washington County Development Code: Floodplain Management Regulations. The Secretary to the Board read into the record the notice of public hearing and verified for the record that the file contained the required affidavits of publication and affidavits of mailing.

December 8, 1998

Ann Pung Terwedo, Health, Environment and Land Management Department, presented a summary of the Floodplain Management Regulations. She stated that the intent of this ordinance is to regulate flood hazard areas within unincorporated areas of the County which are subject to periodic inundation causing hazard to life and property. She also reviewed the following Sections: Section 2. Scope and Applicability; Section 3. Definitions; Section 4. Administration; Section 5. Establishment of Floodplain District; Section 6. Primary Uses; Section 9. Floodplain Evaluation; Section 10. Subdivisions; Section 11. Conditional Uses; Section 12. Variances; Section 13. Nonconformities; Section 14. Enforcement; and Section 15. Amendments.

Ms. Terwedo indicated that staff has worked closely with the Minnesota Department of Natural Resources in preparing this ordinance. She feels that they will look favorably on the ordinance when it is submitted to them for approval.

The Board Chair asked for comments from the audience; none were heard.

Commissioner Peterson moved to close the public hearing. Commissioner Abrahamson seconded the motion and it was adopted unanimously. The public hearing was closed at 9:40 a.m.

The Board discussed the proposed Floodplain Management Regulations.

Commissioner Abrahamson moved to approve Washington County Development Code Chapter Nine, Floodplain Management Regulations. Commissioner Hauser seconded the motion and it was adopted unanimously.

#### **HEALTH, ENVIRONMENT AND LAND MANAGEMENT DEPARTMENT**

Commissioner Stafford moved to approve the committee descriptions, operating protocols and procedures and meeting rules for the Washington County Board of Adjustment and Appeals and the Washington County Planning Advisory Commission. Commissioner Peterson seconded the motion and it was adopted unanimously.

#### **PUBLIC WORKS DEPARTMENT**

Doug Fischer, Deputy Public Works Director, described the proposed construction on Hardwood Creek Trail. He stated that plans include construction of a multi-use trail, 10 foot wide bituminous and 10 foot wide turf, and pedestrian bridges over Hardwood Creek and Trunk Highway 97. The cost for this project is estimated at \$625,000 and funding will be as follows: Federal (ISTEA) for contract items, \$380,000;



December 8, 1998

County Bond funds for contract items, \$245,000; and County bond funds for work performed by the County, \$75,000.

Commissioner Hauser moved to authorize the advertisement for bids on Hardwood Creek Trail, located adjacent to Trunk Highway 61 between County State Aid Highway 8 in Hugo and CSAH 2 in Forest Lake. Commissioner Peterson seconded the motion and it was adopted unanimously.

### **SHERIFF'S OFFICE**

James Frank, County Sheriff, introduced Michael Champion, Minnesota Bureau of Criminal Apprehension, cold case unit, and Holly Bauman, Crime Stoppers. Ms. Bauman presented monetary awards to Angie Oswald and Raymond Lumsden who were instrumental in providing information leading to the arrest and conviction of Joseph Ture in the Marlys Wohlenhaus murder which took place over 20 years ago.

### **GENERAL ADMINISTRATION**

#### **Appointment Process of Citizen Committee Members**

Commissioner Hauser moved to remove from table a resolution creating an appointment and interview process for prospective candidates for appointment to the County's Planning Advisory Commission, Board of Adjustment and Appeals, Library Board and Housing and Redevelopment Authority Commission. Commissioner Peterson seconded the motion and it was adopted unanimously.

Commissioner Stafford moved to amend the resolution creating an appointment and interview process for prospective candidates for appointment to the County's Planning Advisory Commission, Board of Adjustment and Appeals, Library Board and Housing and Redevelopment Authority Commission by making it effective January 1, 1999 through December 31, 2000. Commissioner Peterson seconded the motion and it was adopted 4-1 with the vote as follows: Yes, Commissioners Hegberg, Peterson, Hauser and Stafford; No, Commissioner Abrahamson.

Commissioner Hauser moved to adopt **Resolution No. 98-182** as follows:

#### **Resolution for Appointment of Committee Members**

WHEREAS, Minnesota Statutes 394.27 establish the Board of Adjustment and Appeals; and,

December 8, 1998

WHEREAS, Washington County has created a Planning Advisory Commission to promote the proper planning and development of Washington County; and,

WHEREAS, Minnesota Statutes 134.07 - 134.15 authorize Washington County to provide public library services through its appointed Library Board; and,

WHEREAS, 1974 Minnesota Laws, Chapter 487, authorized Washington County to create the Washington County Housing and Redevelopment Authority; and,

WHEREAS, the Washington County Board of Commissioners is authorized to appoint the members of the above mentioned Boards and Commissions and wishes to appoint citizens who are most suitable for these positions and who reflect the County Board's desire to maintain area-wide distribution of representation on these Boards; and,

WHEREAS, an appointment process that includes an application from interested persons and an interview by the Washington County Board of Commissioners, the appointing authority, will assist the County Board in identifying the most suitable Board and Commission members.

NOW, THEREFORE, BE IT RESOLVED that effective January 1, 1999 through December 31, 2000, the Washington County Board of Commissioners will implement an appointment procedure wherein prospective candidates for appointment to the County's Planning Advisory Commission, Board of Adjustment and Appeals, Library Board, and Housing and Redevelopment Authority Commission will be required to submit an application for the position and to participate in an interview.

BE IT FURTHER RESOLVED, that the application and interview protocol to be used by the County Commissioners in filling positions on the aforementioned Boards and Commissions will be coordinated by the County Administrator and the secretary to the County Board.

BE IT FURTHER RESOLVED, that the appointment to these Boards and Commissions will be made by the full County Board meeting in a regular session or properly noticed special session.

Commissioner Peterson seconded the motion and it was adopted 4-1 with the vote as follows: Yes, Commissioners Hegberg, Peterson, Hauser and Stafford; No, Commissioner Abrahamson

#### **DISCUSSION FROM THE AUDIENCE**

The Board Chair asked for comments from the audience; none were heard.

December 8, 1998

**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Stafford reported on a mediation meeting he attended yesterday on County Road 13 and watershed problems in Woodbury and Cottage Grove.

Commissioner Hauser reported on the Rush Line meeting she attended last evening.

Commissioner Peterson stated that a constituent called and suggested that there be senior rates for weekdays at the County parks. She asked that the Parks and Open Space Commission look into that matter. She also reminded the public that park permits would make great stocking stuffers.

Commissioner Peterson reported that she had several calls about taxes. They asked her if the County could be more frugal in its expenditures.

**BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

**ADJOURNMENT**

There being no further business to come before the Board, Commissioner Abrahamson moved to adjourn, seconded by Commissioner Peterson and it was adopted unanimously. The Board meeting adjourned at 10:45 a.m.

**BOARD WORKSHOP WITH THE H.E.L.M. DEPARTMENT**

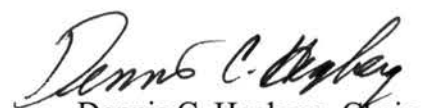
The Board met in workshop session with the Department of Health, Environment and Land Management to receive a report on septic program strategic planning session and seek input on future program development. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were Mary McGlothlin, Lowell Johnson, Cindy Koosmann, Al Goodman, Rick Vanzwol, citizen of Grant, and Kathy Higgins, Denmark Town Board.

Attest:



James R. Schug

County Administrator

  
Dennis C. Hegberg, Chair  
County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
DECEMBER 15, 1998**

The Washington County Board of Commissioner met in regular session at 9:10 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Absent none. Board Chair Hegberg presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; George Kuprian, Assistant County Attorney; Mary McGlothlin, Director of Health, Environment and Land Management; Judy Hunter, HELM Division Manager; Ann Kleinschmidt, HELM Department; Dan Papin, Community Services Director; Jim Frank, County Sheriff; Doug Johnson, Assistant County Attorney; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner Abrahamson moved, seconded by Commissioner Peterson to adopt the following Consent Calendar:

1. Approval of leave of absence for Douglas H. Johnson, Assistant County Attorney, who has been elected as the Washington County Attorney; and that the requested leave of absence will begin upon his taking office on January 5, 1999 and will end upon completion of the term of office.
2. Approval to appoint Barbara Swanson, Forest Lake Township, to the Community Social Services Advisory Committee, to fill an unexpired term to December 31, 2000.
3. Approval to appoint Richard A. Ulrich, Stillwater, to the Planning Advisory Commission to a first term beginning January 1, 1999 through December 31, 2001.
4. Approval to set public hearing on the 1999-2003 Capital Improvement Plan for January 19, 1999 at 9:00 a.m.
5. Adoption of the following resolutions recognizing outgoing elected officials in Commissioner District 1:

**Resolution No. 98-183**

Resolution Commending the Honorable Mayor Fran Miron  
on His Retirement as Mayor of City of Hugo

WHEREAS, the Honorable Mayor Fran Miron has announced his intention to retire as Mayor of Hugo in December 1998 at the conclusion of his current term of office and did not seek reelection; and,

December 15, 1998

WHEREAS, Mayor Miron has served the citizens of the City of Hugo for two terms of office since his election to the office of Mayor in 1994; and,

WHEREAS, Mayor Miron has made a difference for the citizens of Hugo by actively pursuing economic development efforts in the community and in industrial parks; he has increased the tax base of the City of Hugo through progressive development; he has taken an active role of leadership in the storm water issues of Clearwater Creek and Coggins Lake basins; and,

WHEREAS, Mayor Miron formerly sat on the Hugo City Council and was instrumental in the Hugo road paving projects during his time on the City Council; and,

WHEREAS, Mayor Miron will return to farming on a full-time basis in Hugo with his family which had been awarded the "Farm Family of the Year" by the Minnesota Extension Service in 1993 and whose farm is a Washington County Century Farm;

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners heartily commends Mayor Fran Miron on his two productive terms as Mayor of the City of Hugo and his many years of public service as mayor and on the City Council for the benefits he brought to the citizens; and,

BE IT FURTHER RESOLVED, that the Board of Commissioners of Washington County appreciates his leadership in working with the County on issues of concern to the citizens of District 1 and wishes him and his family all the best for the future.

#### **Resolution No. 98-184**

##### **Resolution Commending City Council Member Warren Arcand on His Retirement from the City of Hugo City Council**

WHEREAS, City Council Member Warren Arcand has announced his intention to retire from the City of Hugo City Council in December 1998 at the conclusion of his current term of office and did not seek reelection; and,

WHEREAS, City Council Member Arcand was appointed on November 3, 1997, to fill a remaining term of office on the City of Hugo City Council; and,

WHEREAS, City Council Member Arcand has made a difference for the citizens of Hugo in his contributions in the development of the City of Hugo Comprehensive Plan; he has focused his attention on land use, storm water, and community development issues; he has been involved in the growing needs of streets in Hugo;

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners heartily commends City Council Member Warren Arcand on his productive tenure on the City of Hugo City Council in stepping forth to serve the citizens of Hugo; and,

BE IT FURTHER RESOLVED, that the Board of Commissioners of Washington County appreciates his involvement with issues of importance to the citizens of District 1 and wishes him and his family all the best for the future.



December 15, 1998

**Resolution No. 98-185****Resolution Commending City Council Member Andy Goiffon  
on His Retirement from the City of Hugo City Council**

WHEREAS, City Council Member Andy Goiffon has announced his intention to retire from the City of Hugo City Council in December 1998 at the conclusion of his current term of office and did not seek reelection; and,

WHEREAS, City Council Member Goiffon served the citizens of Hugo since his election to the office in November 1994 for one, four year term on the City Council; and,

WHEREAS, City Council Member Goiffon has made a difference for the citizens of Hugo by leading the new fire hall project along with Mayor Fran Miron, has been actively involved with storm water drainage issues of Hardwood and Coggins Creek, he has assisted in Parks and Recreation planning, became involved with the Hmong community and their agricultural projects; and,

WHEREAS, City Council Member Goiffon formerly worked for U. S. West and is active in raising pigs and conducting pig roasts for various social functions in the Hugo area;

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners heartily commends City Council Member Andy Goiffon on his productive term of office on the Hugo City Council in the benefits he brought to the citizens; and,

BE IT FURTHER RESOLVED, that the Board of Commissioners of Washington County appreciates his involvement with issues of importance to the citizens of District 1 and wishes him and his family all the best for the future.

**Resolution No. 98-186****Resolution Commending Town Board Member Richard P. Damchik  
on His Service to the Town of Forest Lake**

WHEREAS, Town Board Member Richard P. Damchik will be completing his term of office on the Town Board of Forest Lake on December 31, 1998; and,

WHEREAS, Town Board Member Damchik was first elected to the Town Board in March 1975 and has served eight terms of office on the Town Board of Forest Lake; and,

WHEREAS, Town Board Member Damchik served on the Town of Forest Lake's Planning Commission from 1973 to March of 1975 prior to his election to the Town Board; and,

WHEREAS, Town Board Member Damchik has served the citizens of the Town of Forest Lake by his active participation in many committees and joint powers boards, including the Joint Powers Fire Board, the Joint Powers

December 15, 1998

Board Solid Waste Advisory Committee, the Joint Powers Board Lakes Improvement Association, the Joint Powers Board Lake Surface Use Committee, the Joint Powers Board Eurasion Milfoil Task Force, the Town of Forest Lake Golf Course Committee, and the Forest Lake Watershed Management Organization; and,

WHEREAS, Town Board Member Damchik ably assisted the Washington County Board of Commissioners by serving on several County commissions which include the Washington County Planning Commission, the Washington County Cost Effective Operations Commission, and the Washington County Open Space Commission; and,

WHEREAS, Town Board Member Damchik has always kept the health, welfare, safety and concerns of the citizens of the Town of Forest Lake as his top priority;

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners heartily commends Town Board Member Richard Damchik for his many years of public service to the citizens of the Town of Forest Lake; and,

BE IT FURTHER RESOLVED, that the Board of Commissioners of Washington County appreciates his participation with issues of concern to citizens of District 1 as well throughout Washington County and wishes him and his family all the best for the future.

#### **Resolution No. 98-187**

##### **Resolution Commending Council Member Gary Moen on His Service to the City of Forest Lake**

WHEREAS, City Council Member Gary Moen will be completing his term of office on the City Council of Forest Lake on December 31, 1998; and,

WHEREAS, City Council Member Moen was first elected to the City Council in November 1978 and has served five terms of office on the City Council of Forest Lake; and,

WHEREAS, City Council Member Moen has served the citizens of the City of Forest Lake by his active participation on the Fire Board, on the Lake Improvement Association, and has been active in committees concerning watershed issues; and,

WHEREAS, City Council Member Moen has been a strong proponent of the potential merger of the City of Forest Lake and the Town of Forest Lake;

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners heartily commends City Council Member Gary Moen on his productive terms of office on the City of Forest Lake City Council in the benefits he brought to the citizens; and,

BE IT FURTHER RESOLVED, that the Board of Commissioners of Washington County appreciated his involvement with issues of importance to the citizens of District 1 and wishes him and his family all the best for the future.

December 15, 1998

**Resolution No. 98-188**

**Resolution Commending Council Member Robert Houle  
on His Retirement from the City of Forest Lake City Council**

WHEREAS, City Council Member Robert Houle has announced his intention to retire from the City of Forest Lake City Council in December 1998 at the conclusion of his current term of office and did not seek reelection; and,

WHEREAS, City Council Member Houle was elected to the City of Forest Lake City Council in 1994 and has served one term of office on the City Council of Forest Lake; and,

WHEREAS, City Council Member Houle has served the citizens of the City of Forest Lake by his involvement with issues important to senior citizens by sitting on the Seniors Board; and,

WHEREAS, City Council Member Houle served the citizens of the City of Forest Lake prior to his seat on the City Council by leading the City of Forest Lake as the City Administrator for nearly 30 years; and,

WHEREAS, City Council Member Houle continued his interest and concern for the financial management aspects of the City of Forest Lake as City Administrator through his term of office as a member of the City Council of the City of Forest Lake;

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners heartily commends City Council Member Robert Houle for his many years of public service to the citizens of the City of Forest Lake both as a City Council Member and as City Administrator; and,

BE IT FURTHER RESOLVED, that the Board of Commissioners of Washington County appreciate his participation with issues of concern to citizens of District 1 and wishes him and his family all the best for the future.

- 6. Approval of abatement applications for homestead classification as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
M 88.088.88.00.1757	Graf, Lind Lueille	\$ 90.00
R 09.028.21.41.0044	Anderson, Mark T & Jane	622.00

- 7. Approval of conversion of a pilot project for collection of hazardous waste from small businesses in Washington County to a permanent program.
- 8. Approval for the Director of Public Health and Environment to sign a contract with the Metropolitan Area Agency on Aging for a Title III-F grant of \$37,500 to fund a fall prevention project in Washington County and approve the budget amendment.

December 15, 1998

- 9. Approval of amendment with Advanced Environmental Technical Services (AETS) for a three month extension to the Household Hazardous Waste Management Services Agreement and authorize execution of the amendment.
- 10. Adoption of **Resolution No. 98-189** as follows:

Final Payment to Earl F. Anderson, Inc. for  
Play Structures Project at St. Croix Bluffs Regional Park

WHEREAS, the Washington County Board of Commissioners, on April 8, 1998, signed a contract with Earl F. Anderson, Inc. to provide and install play equipment at St. Croix Bluffs Regional Park; and

WHEREAS, Earl F. Anderson, Inc. has satisfactorily completed all work in accordance with the terms and conditions of the contract.

NOW, THEREFORE BE IT RESOLVED, that Earl F. Anderson, 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 1999 fuel supply as follows:

Bidder	Bid Item 1 South Shop			Bid Item 2 North Shop			Bid Item 3 Sheriff		Bid Item 4 Parks		
	Winter Dsl	#2 89 Oct.	Unlead 89 Oct.	Winter Dsl	#2 89 Oct.	Unlead 89 Oct.	Unlead 89 Oct.	Unlead 90 Oct.	Winter Dsl	#2 89 Oct.	Unlead 89 Oct.
Kath Bros Fuel*	.0070	.0070	.0070	.0070	.0070	.0070	.0060	.0060	.02	.02	.02
Rollins Oil**	.0070	.0070	.0070	.0070	.0070	.0070	.0060	.0060	.0195	.0195	.0195
Wally Carlson & Sons	.0174	.0174	.0174	.0169	.0169	.0169	.0169	.0169	.048	.048	.048
Yocum Oil	.0075	.0075	.0075	.0075	.0075	.0075	.0075	.0075	.065	.065	.065

\* Lowest Responsible bidder for all but Parks. \*\*Lowest responsible bidder for all points of delivery.

Adoption of **Resolution No. 98-190** as follows:

Award of Contract for Supply of 1999 Vehicle Fuel Supply  
to Kath Brothers Fuel Oil Company and Rollins Oil Company

WHEREAS, in order to select a fuel supply vendor for 1999 vehicle fuel supply the County solicited bids for this service; and

WHEREAS, bids were opened on December 4, 1998 with Kath Brothers Fuel Oil Company and Rollins Oil Company being the lowest responsible bidders for delivery of fuel to the North Shop, South Shop and Sheriffs Department and Rollins Oil Company only for delivery to the Parks Department; and

December 15, 1998

NOW, THEREFORE BE IT RESOLVED, that the bids of Kath Brothers Fuel Oil Company and Rollins Oil Company be accepted and the County enter into a contract with Kath Brothers Fuel Oil Company and Rollins Oil 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 Kath Brothers Fuel Oil Company and Rollins Oil Company 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.

The foregoing Consent Calendar was adopted unanimously.

#### **HEALTH, ENVIRONMENT AND LAND MANAGEMENT DEPARTMENT**

##### **Information Regarding the Minnesota Tobacco Lawsuit Settlement**

Douglas Blanke, Minnesota Attorney General's Office, presented an overview of the recent Minnesota tobacco lawsuit settlement. He indicated that of the \$6.6 billion dollars awarded 3% of the settlement is under the jurisdiction of the Ramsey District Court and half will be used for cessation opportunities for every Minnesota smoker who wants to quit and the other half will be used for research; 11% of the settlement will be subject to approval by the Minnesota Legislature; and 86% of the settlement can be used for any purpose determined by the Minnesota Legislature. The Board was also provided with a 1999 legislative proposal on tobacco use prevention prepared by the Washington County Department of Public Health and Environment.

##### **Bond Refinancing of Ramsey/Washington Resource Recovery Project Bonds**

Commissioner Stafford moved to adopt **Resolution No. 98-191** as follows:

##### **Resolution on Refinancing of Resource Recovery Project Bonds**

WHEREAS, the County of Ramsey, Minnesota and the County of Washington, Minnesota issued \$27,700,000 of Resource Recovery Bonds (Northern States Power Company Project) Collateralized 1984 Series A variable rate bonds on December 27, 1984 and were converted to fixed rate bonds on March 2, 1987; and

WHEREAS, the outstanding bonds bear interest rates ranging from 6.00% to 6.75%, with a final maturity date of December 1, 2006; and



December 15, 1998

WHEREAS, the outstanding 1984 bonds are refundable on June 1 and December 1 of each year, with a call premium until December 1, 2003; and

WHEREAS, interest rates have declined to a level at which a savings could be achieved by refunding the current bonds with either revenue or general obligation bonds; and

WHEREAS, current market interest rates for revenue bonds are approximately 10 basis points higher than the interest rates on general obligation bonds, and the issuance of revenue bonds avoids adding general obligation debt to Ramsey and Washington Counties and the overlapping and underlying debt in each County; and

WHEREAS, the cost of issuing the refunding bonds may not be allowed by bond counsel, within the two percent limit, as the costs of the 1984 issue may have applied to the limit; and

WHEREAS, the Ramsey/Washington County Resource Recovery Project Board, on October 29, 1998, recommended a process for issuing refunding bonds, and the Washington County Finance Committee recommended adding a provision to that process requiring that the savings be at least 3.00% as would be required for general obligation bonds.,

NOW, THEREFORE, BE IT RESOLVED, the Washington County Board of Commissioners approves the following actions:

Ramsey and Washington County refinance the Resource Recovery Facility bonds by issuing revenue refunding bonds for closing by June 1, 1999, provided that the net present value of the reduction in interest costs, after taking refunding expenses into account, is not less than 3% of the refunded debt; that both counties issue the refunding bonds, that the refunding bonds continue to have the security backing of NSP; and that the refunding bonds be sold competitively.

The County Attorneys from Ramsey and Washington Counties select a bond counsel as soon as possible to begin work on the refunding bond issuance.

BE IT FURTHER RESOLVED, that Washington County Board of Commissioners authorizes the Ramsey County Director of Budget and Accounting to appropriate from the Resource Recovery Project Board Fund Balance, as needed, to finance refunding bond issue costs up to a maximum of 2% of the bond issue size.

Commissioner Abrahamson seconded the motion and it was adopted unanimously.

#### **GENERAL ADMINISTRATION**

##### **Gift of Oil Painting from the Lakeview Hospital**

Commissioner Abrahamson moved to accept the gift from the Lakeview Hospital of an oil painting titled "The St. Croix Valley Mural" and painted by Paul Kramer in 1968. Commissioner Peterson seconded the motion and it was adopted unanimously.

December 15, 1998

**Adoption of the 1999 Budget**

Commissioner Abrahamson moved to adopt **Resolution No. 98-192** as follows:

**Adopting the Washington County Budget for Payable 1999**

<u>OPERATING FUNDS</u>	<u>EXPENDITURES</u>	<u>REVENUE OTHER THAN LEVY</u>	<u>FUND BALANCE INC.(DEC)</u>	<u>GROSS LEVY</u>	<u>HACA</u>	<u>CERTIFIED LEVY</u>
General Government	\$56,886,900	\$28,534,800	(\$1,308,400)	\$27,043,700	\$3,933,031	\$23,110,670
Workforce Center	1,532,900	1,367,300	0	165,600	24,084	141,516
Veterans Services	<u>134,200</u>	<u>0</u>	<u>0</u>	<u>134,200</u>	<u>19,517</u>	<u>114,684</u>
General Government Total:	58,554,000	29,902,100	(1,308,400)	27,343,500	3,976,632	23,366,870
Social Services	25,963,000	13,971,800	(\$51,700)	11,439,500	1,663,674	9,775,826
Public Works-Road & Bridge	10,049,400	5,529,400	(235,000)	4,285,000	623,178	3,661,822
Public Works-Parks	1,707,600	1,014,500	0	693,100	100,799	592,301
Regional Rail Authority	159,300	0	40,700	200,000		200,000
Library	4,154,700	246,000	0	3,908,700	568,452	3,340,248
Debt Service - County Wide	6,788,100	956,700	218,600	6,050,000	879,866	5,170,134
Debt Service - Library District	<u>152,600</u>	<u>12,800</u>	<u>(139,800)</u>	<u>0</u>	<u>0</u>	<u>0</u>
Subtotal:	\$107,528,700	\$51,663,300	(\$1,975,600)	\$53,919,800	\$7,812,600	\$46,107,200
<u>CAPITAL FUNDS</u>						
CIP Bond Project	100,000	0	(100,000)	0	0	0
Historic Courthouse Restoration	8,500	19,200	10,700	0	0	0
Park Land Acquisition	0	0	0	0	0	0
Capital Repair Fund	<u>624,500</u>	<u>250,000</u>	<u>(374,500)</u>	<u>0</u>	<u>0</u>	<u>0</u>
Subtotal:	\$733,000	\$269,200	(\$463,800)	\$0	\$0	\$0
Total 1999 Budget	<u>\$108,261,700</u>	<u>\$51,902,500</u>	<u>(\$2,439,400)</u>	<u>\$53,919,800</u>	<u>\$7,812,600</u>	<u>\$46,107,200</u>

Commissioner Peterson seconded the motion and it was adopted unanimously.

**Adoption of Washington County Tax Levies for 1999**

Commissioner Hauser moved to adopt **Resolution No. 98-193** as follows:

**Resolution Certifying Property Tax Levies for  
Washington County Payable 1999**

The Washington County Board of Commissioners does hereby certify to the Washington County Auditor-Treasurer the following tax levies for payable 1999:

December 15, 1998

Washington County	\$46,107,200
Washington County Special Levy for the Washington County Housing and Redevelopment Authority	\$ 200,000

Commissioner Hegberg seconded the motion and it was adopted unanimously.

**Adoption of Washington County Housing and Redevelopment Levy for 1999**

Commissioner Hauser moved to adopt **Resolution No. 98-194** as follows:

Resolution Certifying Property Tax Levy for Washington  
County Housing and Redevelopment Authority Payable 1999

The Washington County Board of Commissioners does hereby certify to the Washington County Auditor-Treasurer the following tax levy for payable 1999:

Washington County Housing and Redevelopment Authority	\$1,228,518
---	-------------

Commissioner Hegberg seconded the motion and it was adopted unanimously.

**1999 Salaries for Elected County Officers and Their Appointed Assistants**

Commissioner Hegberg moved to adopt **Resolution No. 98-195** as follows:

1999 Salary for the County Attorney

WHEREAS, Minnesota Statute §388.18 requires the County Board of Commissioners to set by resolution the salary of the County Attorney.

NOW, THEREFORE, BE IT RESOLVED that the 1999 salary for the Washington County Attorney shall be as follows, effective January 1, 1999:

Attorney	\$92,000
----------	----------

Commissioner Hauser seconded the motion and it was adopted unanimously.

Commissioner Hegberg moved to adopt **Resolution No. 98-196** as follows:

1999 Salary for the County Sheriff

WHEREAS, Minnesota Statute §387.20 requires the County Board of Commissioners to set by resolution the salary of the County Sheriff.

December 15, 1998

NOW, THEREFORE, BE IT RESOLVED that the 1999 salary for the Washington County Sheriff shall be as follows, effective January 1, 1999.

Sheriff

\$91,300

Commissioner Hauser seconded the motion and it was adopted 4-1 with the vote as follows: Yes, Commissioners Hegberg, Peterson, Hauser and Stafford; No, Commissioner Abrahamson.

Commissioner Hauser moved to set the salary for the First Assistant Attorney at \$82,800; Executive Assistant to the Attorney at \$44,152; and Chief Deputy Sheriff at \$82,170. Commissioner Peterson seconded the motion and it was adopted unanimously.

#### **1999 Salary for County Administrator**

Commissioner Stafford moved to increase the salary of the County Administrator by 3% with an additional 2% merit increase. Commissioner Hauser seconded the motion and it was adopted 4-1 with the vote as follows: Yes, Commissioners Hegberg, Peterson, Hauser and Stafford; No, Commissioner Abrahamson.

#### **County Commissioners' Salaries and Expense Reimbursement for 1999**

Commissioner Abrahamson moved that the County Commissioners' salaries remain at the 1998 rate. Commissioner Peterson seconded the motion and the motion was defeated 3-2 with a roll call vote as follows: Commissioner Hegberg, No; Commissioner Abrahamson, Yes; Commissioner Peterson, Yes; Commissioner Hauser, No; and Commissioner Stafford No.

Commissioner Hauser moved to increase the Commissioners' salaries by 3% and adopt the following resolution:

#### **Resolution No. 98-197 as follows:**

##### **Resolution Establishing County Commissioner's Salaries and Expenses for 1999**

WHEREAS, Minnesota Statute 375.055, Subdivision 1, requires the County Board of Commissioners to set salaries, per diem payments, and expense reimbursement for its members prior to January 1 of the effective year.

NOW, THEREFORE, BE IT RESOLVED that the salary rate for Washington County Commissioners be \$39,526/year for Commissioners and \$42,129/year for the Chair, effective January 1, 1999.

BE IT FURTHER RESOLVED, that the expense reimbursement for County Commissioners be for actual expenses plus mileage in accordance with County policy with no per diem payments.

December 15, 1998

BE IT FURTHER RESOLVED, that each of the County Commissioners receive the same County paid medical insurance premium and flexible medical expense account as received by the appointed and elected department heads.

Commissioner Stafford seconded the motion and it was adopted 4-1 with the vote as follows: Yes, Commissioners Hegberg, Peterson, Hauser and Stafford; No, Commissioner Abrahamson.

Commissioner Hauser believes that extra per diems are not appropriate. Commissioners are reimbursed for out of pocket expenses such as mileage, meals or overnight accommodations as established by County policy.

Commissioner Hegberg moved to discontinue the personal acceptance of per diem payments and that they be returned to Washington County. Commissioner Hauser seconded the motion.

Commissioner Abrahamson moved to table discussion on per diems until January 5, 1999. Commissioner Peterson seconded the motion and it was adopted 3-2 with the vote as follows: Yes, Commissioners Abrahamson, Peterson and Stafford; No, Commissioners Hegberg and Hauser.

#### **DISCUSSION FROM THE AUDIENCE**

The Board Chair asked for comments from the audience; none were heard.

#### **COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Hegberg welcomed Commissioner-Elect Bill Pulkrabek, District 2, to the County Board meeting.

Commissioner Hegberg reported that Georgette Peterson will be leaving the Housing and Redevelopment Authority.

#### **BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

#### **ADJOURNMENT**

There being no further business to come before the Board, Commissioner Abrahamson moved to adjourn, seconded by Commissioner Peterson and it was adopted unanimously. The Board meeting adjourned at 10:45 a.m.



December 15, 1998

**BOARD WORKSHOP WITH SURVEYOR'S OFFICE**

The Board met in workshop session with the Surveyor's Office to receive information on two foot contours for Washington County. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Mary McGlothlin, Larry Nybeck, Dennis O'Donnell, Ann Pung Terwedo, John Baer, Bill Pulkrabek, Commissioner-Elect, Stuart Glaser and Robert Lockyear.

**BOARD WORKSHOP WITH H.E.L.M. DEPARTMENT**

The Board met in workshop session with the Department of Health, Environment and Land Management to review the Solid Waste Master Plan and negotiated outcomes for Washington County. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Bill Pulkrabek, Commissioner-Elect; Mary McGlothlin, Judy Hunter, Stuart Glaser and Lowell Johnson.

**BOARD WORKSHOP WITH H.E.L.M. DEPARTMENT**

The Board met in workshop session with the Department of Health, Environment and Land Management and received information on proposed changes to the Public Health Advisory Committee, Solid Waste Advisory Committee and the EMS Council. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Mary McGlothlin, Judy Hunter, Stuart Glaser and Lowell Johnson.

**BOARD WORKSHOP WITH OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration to discuss the preliminary legislative agenda. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Robert Lockyear, Sue Ladwig, Dan Papin, Russ Reetz, Dave Brierley, Jim Wells, Marie Sunlitis, Rick Backman, Don Wisniewski, Mary McGlothlin, Sue Hedlund, Andrew Ervin and Sandy Cullen.

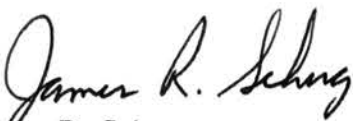
**BOARD WORKSHOP WITH OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration to discuss a report on the strategic planning committee for space and facilities. No business was transacted and the public was welcome to

December 15, 1998

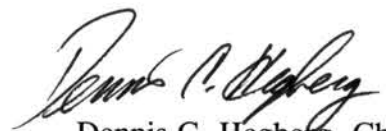
attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Mary McGlothlin, Robert Lockyear, Sue Ladwig, Dan Papin, Russ Reetz, Dave Brierley, Jim Wells, Marie Sunlitis, Don Wisniewski, and Sandy Cullen.

Attest:



James R. Schug

County Administrator



Dennis C. Hegberg, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
DECEMBER 22, 1998**

**WASHINGTON COUNTY REGIONAL RAIL AUTHORITY CONVENES**

The Washington County Regional Rail Authority convened at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Absent none. Regional Rail Authority Chair Hauser presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; George Kuprian, Assistant County Attorney; Don Wisniewski, Public Works Director; Sandy Cullen, Transportation Engineer; Mary McGlothlin, Director of Health, Environment and Land Management; Doug Johnson, Assistant County Attorney; and Dave Brierley, Public Information Coordinator. Official Proceedings of the Regional Rail Authority are available in the Office of Administration.

**WASHINGTON COUNTY BOARD OF COMMISSIONERS CONVENES**

The Washington County Board of Commissioners met in regular session at 9:55 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Absent none. Board Chair Hegberg presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; George Kuprian, Assistant County Attorney; Don Wisniewski, Public Works Director; Sandy Cullen, Transportation Engineer; Mary McGlothlin, Director of Health, Environment and Land Management; Judy Honmyhr, Human Resources Director; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner Abrahamson moved, seconded by Commissioner Peterson to adopt the following Consent Calendar:

1. Approval of the December 3 and 8, 1998 Board meeting minutes and the December 3, 1998 Truth in Taxation hearing minutes.
2. Approval to accept a grant in the amount of \$3,000 from the St. Croix Foundation for the Historic Context Study.
3. Adoption of **Resolution No. 98-198** as follows:

December 22, 1998

Resolution Adopting the Washington County Development  
Code Chapter Nine, Floodplain Management Regulations  
Ordinance No. 138

WHEREAS, Washington County is authorized to carry on County planning and zoning activities in the unincorporated areas of the County pursuant to MINN. STAT. CHAPT. 394; and

WHEREAS, MINN. STAT. §473.851, *et seq.* requires the County's planning and zoning activities to be consistent with the Metropolitan systems Statement Plan; and

WHEREAS, in order to implement this requirement, counties are required to adopt a comprehensive plan; and

WHEREAS, the Washington County 2015 Comprehensive Plan was adopted by the Washington County Board of Commissioners on April 22, 1997 and became effective October 1, 1997 as Washington County Ordinance No. 124; and

WHEREAS, MINN. STAT. § 473.865 requires counties to adopt the official controls described in their Comprehensive Plan so as to implement the Comprehensive Plan; and

WHEREAS, MINN. STAT. §§ 103F.121 requires counties to adopt a floodplain ordinance consistent with the regulations contained in Minnesota Rules Chapter 6120 as official control; and

WHEREAS, on September 22, 1998, the Washington County Planning Advisory Commission referred floodplain management regulations in the form of Chapter Nine of the Washington County Development Code to the County Board with their recommendations as required by MINN. STAT. § 394.25; and

WHEREAS on December 8, 1998, the Washington County Board of Commissioners conducted a public hearing to consider adopting Chapter Nine of the Washington County Development Code as required by MINN. STAT. § 394.26 and Minn Stat. § 375.51.

WHEREAS, The Commissioner of the Department of Natural Resources is required to approve the regulations as required by MINN STAT. §§ 103F.121 and Minnesota Rules Chapter 6120 prior to them becoming effective.

NOW, THEREFORE, BE IT RESOLVED, that for the purposes of implementing the Washington County 2015 Comprehensive Plan pursuant to MINN. STAT. § 394.25, the Board of Commissioners of Washington County Ordains:

1. The Washington County Development Code, Chapter Nine attached hereto is hereby adopted in its entirety as Washington County Ordinance No. 138 and on approval by the Commissioner of the Department of Natural Resources, is declared to be effective from and after its publication according to law.
2. From and after the effective date of Ordinance No. 138, the Washington County Floodplain Ordinance No. 82, effective June 26, 1990, together with all amendments thereto is repealed.

December 22, 1998

4. Adoption of **Resolution No. 98-199** as follows:

Resolution Recommending Approval of Conveyance of  
Tax-Forfeited Lands for an Authorized Public Use

BE IT RESOLVED, that the Applications for Conveyance of Tax-Forfeited Land listed below be approved free of charge for an authorized public use, and that the Board Chairman be authorized to execute the Applications for Conveyance pursuant to M.S. 282.01 Subd 1.

<u>City</u>	<u>P.I.D.</u>	<u>AUTHORIZED PUBLIC USE</u>
Cottage Grove	15.027.21.32.0071	Park Land
	15.027.21.11.0012	Park Land
Washington County	29.029.20.33.0001	Right of Way
	32.029.20.21.0002	Right of Way

5. Adoption of **Resolution No. 98-200** as follows:

Authorization to Classify as Non-Conservation  
Parcel 05.028.20.310002

WHEREAS, Parcel 05.028.20.31.0002 is a tax forfeited property located in the City of Afton and have forfeited to the State of Minnesota on September 25, 1967;

WHEREAS, the County Board of Commissioners of the County of Washington, State of Minnesota, desires to offer for sale or convey the said parcel of land that have forfeited to the State of Minnesota, for non-payment of taxes, and

WHEREAS, said parcel of land have been viewed by designees of the County Board of Commissioners and have been classified as non conservation land as provided for in Minnesota Statutes 282.01.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby certify that parcel 05.028.20.31.0002 have been viewed and comply with the provisions of Minnesota Statutes 82.012, 92.461, 282.01, Subd. 8, and 282.018, and other statutes that require the withholding of tax-forfeited land from the sale or conveyance.

BE IT FURTHER RESOLVED that the Washington County Board of Commissioners hereby request approval from the Minnesota Department of Natural Resources for the sale or conveyance of said land.

6. Approval of abatement applications for homestead classification as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 15.027.21.23.0030	Kurhajec, Roger B.	\$952.08



December 22, 1998

7. Information only - child foster care daily basic maintenance, initial clothing allowance and difficulty of care rate for 1999.
8. Approval of application for alternative care budget for Washington County for State Fiscal Year 1999.
9. Approval of increase in reimbursement rate for adult foster care providers.
10. Approval of contract with Family Service St. Croix to provide management of volunteer respite care services to frail elderly and children with developmental disabilities for calendar year 1998.
11. Approval to distribute the Environmental Assessment Worksheet (EAW) for the County State Aid Highway 19 project and designate the Responsible Governmental Unit (RGU) contact as Douglas Fischer, Deputy Director.
12. Adoption of **Resolution No. 98-201** as follows:

Final Payment to Hardrives, Inc. for  
1998 Bituminous Overlays

WHEREAS, the Washington County Board of Commissioners, on June 2, 1998, signed a contract with Hardrives, Inc. for the road preservation using bituminous overlays on CSAH 15, 17, 19, 34 and along CSAH 22 and CR 55 and within St. Croix Bluffs Regional Park; and

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

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 and is hereby a part of this resolution.

13. Approval of the Plat of The Bluffs of East Bay, New Scandia Township.
14. Approval to renew the grant from the State of Minnesota for Operation NightCAP.

The foregoing Consent Calendar was adopted unanimously.

December 22, 1998

### HEALTH, ENVIRONMENT AND LAND MANAGEMENT DEPARTMENT

Mary McGlothlin, Director of Health, Environment and Land Management, presented proposed changes to the following three advisory committees: Solid Waste Advisory Committee; EMS Council and the Public Health Advisory Committee.

Ms. McGlothlin stated that the first proposed change would be that the Solid Waste Advisory Committee be sunset effective June 30, 1999 or at the conclusion of the preparation of the Washington County Waste Master Plan. She also suggested that the Board retain its ability to call together a Waste Advisory Task Force that would meet on an issue to be determined by the department, the County Board, or the Public Health Advisory Committee.

The second committee change is to the Emergency Medical Services Council and it was proposed that this council be sunset effective December 31, 1998. It was also suggested that an EMS Provider Task Force be created that would meet on an issue to be determined by the department, the County Board or the Public Health Advisory Committee.

The third change affects the membership on the Public Health Advisory Committee. She suggested that there would be ten citizen members appointed by Commissioner district; five health care professional members appointed at large with diversity among those members; three environmental health professional members; and three health or environment industry members appointed at large. Within this committee, they asked that two standing task forces be created, EMS Provider Task Force and the Waste Advisory Task Force. The effective date of these changes would be January 1, 1999.

Ms. McGlothlin advised the Board that a member of the Public Health Advisory Committee suggested that the industry representatives be residents of Washington County.

Commissioner Abrahamson moved to:

- 1) Adopt changes to the membership on the Washington County Public Health Advisory Committee and that the second paragraph on page 2 of the Public Health Advisory Committee description be changed to "All appointed representatives must be residents of the County";
- 2) Sunset the existing Solid Waste Advisory Committee effective June 30, 1999 or at the conclusion of preparation of the Washington County Waste Master Plan;
- 3) Sunset the existing EMS Council effective December 31, 1998; and
- 4) Create a Waste Advisory Task Force and EMS Provider Task Force which can be convened at the call of the Department, the County Board or the Public Health Advisory Committee.

Commissioner Peterson seconded the motion and it was adopted unanimously.

December 22, 1998

Commissioner Stafford asked that the H.E.L.M. Department be allowed to come back and request the Board to look outside the County, if it is unable to find qualified health care professionals who reside in the County and are willing to serve on this committee.

## **HUMAN RESOURCES DEPARTMENT**

### **1999-2001 Bargaining Agreement with AFSCME No. 14 (Non-Exempt and Exempt Bargaining Units)**

Commissioner Abrahamson moved to ratify the 1999-2001 bargaining agreement with AFSCME No. 14 (Non-Exempt and Exempt Bargaining Units) as follows:

1. Duration: December 27, 1998 through January 5, 2002.

2. Wages:

Effective 12/27/98, 3.0% general adjustment

Effective 12/26/99, 3.0% general adjustment

Effective 01/07/01, 3.0% general adjustment

Prior to implementing the 1999 and 2000 general adjustments, the salary schedule shall be adjusted for the non-exempt salary schedule to reflect specific range adjustments implemented for pay equity and attraction/retention.

3. Health Insurance:

1999 - \$366.00/month

2000 - \$396.00/month

2001 - \$433.00/month

4. Medical Flexible Spending Account:

1999 - \$330.00

2000 - \$340.00

2001 - \$340.00

5. Language Items: Various clarifications to collective bargaining agreement.

Commissioner Stafford seconded the motion and it was adopted unanimously.

### **1999 Meet and Confer Agreement with Non-Union Employee Groups**

Commissioner Abrahamson moved to ratify 1999 meet and confer agreements with non-union employee groups including department heads, confidential supervisors and confidential employees as follows:

December 22, 1998

1. Wages: 3% general adjustment effective December 27, 1998. (When it is determined that an employee's base salary is above the established salary range, that employee will receive the general increase as a non-base increase).
2. Health Insurance Contribution: \$366.00/month.
3. Vacation Cash-out: Increase by 10 hours and permit an additional cash-out upon demonstration of workload demand limiting ability to take time off and approval of the County Administrator or designee.
4. Medical Pool; no increase over 1998 amount.
5. Market adjustments for clerical/technical staff consistent with changes in the AFSCME agreement.
6. Establishment of a merit pay program (up to 5% re-earnable Step I) for Confidential Supervisors reaching the maximum of the present salary range.

Commissioner Stafford seconded the motion and it was adopted unanimously.

#### **GENERAL ADMINISTRATION**

##### **Update on the Auction for Tax Forfeited Land**

Virginia Erdahl, Deputy Administrator, updated the Board on the auction for Tax Forfeited Land and reported that \$335,528 worth of property was sold.

##### **Commendation for Commissioner Mary Hauser**

Commissioner Hegberg moved to adopt **Resolution No. 98-202** as follows:

Resolution Commending District 2 Commissioner  
Mary M. Hauser for her Service to the Citizens  
of Washington County

WHEREAS, District 2 Commissioner Mary M. Hauser has announced her retirement from the Washington County Board of Commissioners at the conclusion of her current term of office; and,

WHEREAS, Commissioner Hauser was elected in 1991 to represent the citizens of District 2, which is comprised of the Cities of Birchwood, Mahtomedi, Willernie, a section of White Bear Lake, Pine Springs, Oakdale, and Lake Elmo and has served two, four-year terms of office as their Commissioner; and,

WHEREAS, Commissioner Hauser has brought a strong commitment to the principle of good government and a sense of humor to her public service; and

December 22, 1998

WHEREAS, Commissioner Hauser has worked diligently on behalf of the residents of her district and with her colleagues as a Board Member and as the 1994 Board Chair; and,

WHEREAS, Commissioner Hauser has focused her efforts on many important County issues, such as future transportation needs and solutions, County parks and land use, community corrections, the Sentence-To-Serve program, County libraries, groundwater, solid waste management, and space and facilities planning, and she has helped to advance these issues through positive actions; and,

WHEREAS, Commissioner Hauser's political career began over 28 years ago and she has had an influence on metropolitan and statewide issues through her membership on the Metropolitan Council and on many committees of the Association of Minnesota Counties; and,

WHEREAS, Commissioner Hauser was the recipient of a 1998 Outstanding Service Award from the Association of Minnesota Counties and the 1998 Dean and Director's Award for Distinguished Contributions to the University of Minnesota Extension Service;

NOW, THEREFORE BE IT RESOLVED, that Commissioner Hauser's colleagues on the Washington County Board of Commissioners heartily commend Commissioner Hauser for her years of public service on behalf of the citizens of District 2 and all of Washington County; and,

BE IT FURTHER RESOLVED, that the Board of Commissioners of Washington County gratefully recognize her many contributions to Washington County government, and declare Tuesday, December 22, 1998, as "Commissioner Mary Hauser Day" in Washington County, and wish Commissioner Hauser and her family all the best for the future.

Commissioners Abrahamson, Peterson and Stafford seconded the motion and it was adopted unanimously.

Lee Hunt, Mayor, City of Lake Elmo, presented Commissioner Hauser with a certificate making her an honorary resident to the City of Lake Elmo and thanked her for her past support.

Mary McGlothlin and Judy Hunter, Health, Environment and Land Management, presented Commissioner Hauser with mementos related to Solid Waste and the Resource Recovery Project.

#### **DISCUSSION FROM THE AUDIENCE**

The Board Chair asked for comments from the audience; none were heard.

#### **COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Hegberg wished all the employees a happy holiday as well as all the residents of Washington County.



December 22, 1998

Commissioner Abrahamson also wished everyone a happy and safe holiday.

Commissioner Peterson forwarded to the Library Director a letter she received from a Cottage Grove resident who was concerned about inappropriate viewing of Internet material on Library computers. She also wished all the employees, residents of Washington County and her fellow Commissioners a Merry Christmas.

Commissioner Stafford suggested that the Board consider early next year how the replacement for the County's lobbyist, who will be leaving after the 1999 legislative session, will take place so there would be a smooth transition. He also discussed EMS legislation that would place some operations on a tax base. He will be working with staff further on this matter. He also wished everyone a happy holiday season.

#### **BOARD CORRESPONDENCE**


Board correspondence was received and placed on file.

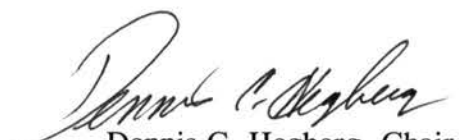
#### **ADJOURNMENT**

There being no further business to come before the Board, Commissioner Abrahamson moved to adjourn, seconded by Commissioner Peterson and it was adopted unanimously. The Board meeting adjourned at 10:55 a.m.

#### **BOARD WORKSHOP WITH OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration to discuss the Water Governance Study. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson, Hauser and Stafford. Also present were James Schug, Virginia Erdahl, Jane Harper, Lowell Johnson, Sherri Buss, Consultant, Bonestroo & Associates, Ann Pung Terwedo, Cindy Weckwerth and Mary McGlothlin.

Attest:   
James R. Schug  
County Administrator

  
Dennis C. Hegberg, Chair  
County Board