



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

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	12/02/1999		COMM. ABRAHAMSON ANNOUNCED THAT THE 911 BOARD WILL MEET ON 12/22/99.	13	409
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	11/23/1999		PUBLIC HEARING HELD ON PETITION OF MN ZEPHYR. APPROVAL TO EXTEND TRIP ON SUNDAYS PAST 4:00 P.M. AND ALLOW TRIP ON NEW YEARS EVE UNTIL 12:30 A.M.	13	390
	11/23/1999		UPDATE GIVEN AND WRITTEN COMMENTS APPROVED ON THE PROPOSED COOPERATIVE MANAGEMENT PLAN FOR THE ST. CROIX RIVER.	13	395
	12/02/1999		POSTPONE DECISION ON THE NEED FOR AN EIS FOR THE TILLER MINING OPERATION IN NEW SCANDIA TWP FOR 30 DAYS.	13	406
	12/14/1999	99-152	TEXT AMENDMENT TO WACO DEVELOPMENT CODE, CHAPTER TWO, PART 3 - ZONING REGULATIONS RAILROAD OVERLAY DISTRICT'S PERFORMANCE STANDARDS - ORDINANCE NO. 142.	13	413
	12/21/1999		SET PUBLIC HEARING FOR 1/25/00, 9:00 A.M. ON DRAFT EIS RE: CAMAS MN, INC. MINING EXPANSION IN WEST LAKELAND TWP.	13	429
	12/21/1999		SET PUBLIC HEARING FOR 1/11/00, 9:00 A.M., AMENDMENTS TO WACO DEVELOPMENT CODE.	13	429
VETERANS SERVICE	09/28/1999	99-114	COUNTY VETERANS SERVICE OFFICE OPERATIONAL IMPROVEMENT GRANT.	13	328

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
WORKFORCE CENTER	07/06/1999		APPT. JEANNE WALZ AND JACK MCNAMARA TO THE WORKFORCE COUNCIL TO TERMS EXPIRING 6/30/2001.	13	224
	07/06/1999		SCHOOL-TO-WORK PARTNERSHIP FOR YEAR III.	13	234
	07/13/1999		APPT. JAMES FINLEY, WORKFORCE COUNCIL, TO FILL UNEXPIRED TERM TO 6/30/2000.	13	241
	07/20/1999		AGREE. W/MN DEPT. OF ECONOMIC SECURITY, 5% OLDER WORKER PROGRAM.	13	251
	07/20/1999		AGREE. W/MN DEPT. OF ECONOMIC SECURITY, SENIOR COMMUNITY SERVICE EMPLOYMENT PROGRAM.	13	251
	08/10/1999		AGREE. W/DEPT. OF ECONOMIC SECURITY'S WORKFORCE PREPARATION BRANCH, WELFARE-TO-WORK PROGRAM.	13	277
	09/21/1999		STATE AND FEDERAL WELFARE-TO-WORK LOCAL PLAN FOR THE PERIOD OF APRIL, 1998 - MARCH 31, 2001.	13	324
	10/05/1999		FEDERAL AND STATE GRANTS FOR MN YOUTHWORKS/AMERICORPS.	13	337
	11/09/1999		FEDERAL WORKFORCE INVESTMENT ACT TRANSITIONAL PLAN.	13	372
	11/16/1999		REAPPT. GERALD BEEDLE AND APPT. PAT SINGEL TO TERMS ON THE WORKFORCE COUNCIL EXPIRING 6/30/01.	13	379
	12/14/1999		APPT. MARK COVE TO WORKFORCE COUNCIL TO 6/30/01.	13	415
	12/14/1999		FEDERAL WORKFORCE INVESTMENT ACT AND MN YOUTH PROGRAM YOUTH PLAN.	13	416
	12/21/1999		APPT. MARY BRUNKOW, PUBLIC EMPLOYMENT SERVICE REP. TO FILL AN UNEXPIRED TERM TO 6/30/00.	13	427

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**JULY 6, 1999**

The Washington County Board of Commissioner met in regular session at 4:35 p.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Absent none. Board Chair Abrahamson presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Don Wisniewski, Director of Transportation and Physical Development; Doug Fischer, Deputy Director of Transportation and Physical Development; Sandy Cullen, Traffic Engineer; Larry Nybeck, Surveyor; Dennis O'Donnell, Senior Land Use Specialist; Meredith Magers, Assistant County Attorney; Ann Terwedo, Senior Land Use Specialist; Dan Papin, Community Services Director; Robert Crawford, Workforce Center Manager; Jane Harper, Principal Planner; Cindy Koosmann, Recorder; Jim Frank, Sheriff; Mary McGlothlin, Director of Public Health and Environment; Judy Honmyhr, Human Resources Director; Julie Sorrem, Risk Manager; Molly O'Rourke, Director of Assessment, Taxpayer Services and Elections; and Dave Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval of the June 15 and 22, 1999 Board meeting minutes.
2. Adoption of **Resolution No. 99-076** as follows:

1999 Minnesota Laws Chapter 89

WHEREAS, the 1999 Minnesota Legislature enacted 1999 Minnesota Laws Chapter 89 which is special legislation changing the length of subsequent terms of appointment of the Washington County Housing and Redevelopment Authority Commissioners to three years; and

WHEREAS, Minn. Stat. § 645.021, subd. 2 requires a County Board resolution approving the special law in order for it to be effective; and

WHEREAS, the Washington County Board of Commissioners desire to enable this special legislation.

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners grants its approval of 1999 Minn. Laws Chapter 89.

BE IT FURTHER RESOLVED, that pursuant to Minn. Stat. § 645.021, subd. 3 and the requirements of the Special legislation, the County Administrator shall file with the Secretary of State a certificate validating approval of the Special legislation.

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3. Adoption of **Resolution No. 99-077** as follows:1999 Minnesota Laws  
Chapter 243, Art. 5, Section 45

WHEREAS, the 1999 Minnesota Legislature enacted 1999 Minnesota Laws Chapt. 243, Art. 5, Sec. 45 which is special legislation amending 1997 Laws First Special Session Chapt. 3, Sec. 27 in order to extend the termination date of the above referenced "Drop List" legislation as it applies to Washington County until August 1, 2001; and

WHEREAS, Minn. Stat. § 645.021, subd. 2 requires a County Board resolution approving the special law in order for it to be effective; and

WHEREAS, the Washington County Board of Commissioners desire to enable this special legislation.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners grants its approval of 1999 Minn. Laws Chapt. 243 Art. 5, Sec. 45.

BE IT FURTHER RESOLVED that pursuant to Minn. Stat. § 645.021, subd. 3 and the requirements of the Special legislation, the County Administrator shall file with the Secretary of State a certificate validating approval of the Special legislation.

4. Adoption of **Resolution No. 99-078** 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 and locally adopted comprehensive local water plan, as defined by Minnesota Rule Chapter 8405.0110 and has implemented a local levy; 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, every citizen needs to take actions and precautions to protect water resources; and

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

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

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WHEREAS, Washington County has identified as a major strategy in its 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, 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 County, on behalf of the Metro Area Groundwater Alliance, has applied for and been awarded \$7,000 in state grant funds for the Second Annual Metro Children's Water Festival; and

WHEREAS, Washington County agrees to match state grant funds with cash grants received from other organizations in the amount of \$4,800 and in-kind services in the amount of \$3,192.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners authorizes the appropriation of \$3,192 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.

- 5. Approval of Findings of Fact, Conclusions of Law and Dispositional Resolution relative to the appeal by the Washington County Agricultural Society and heard by the County Board of Commissioners on June 8, 1999 as follows:

STATE OF MINNESOTA COUNTY OF WASHINGTON ----- In the Matter of the Conditional Use Permit for the Washington County Agricultural Society  Applicant. -----	WASHINGTON COUNTY BOARD OF COMMISSIONERS   FINDINGS OF FACT, CONCLUSIONS OF LAW DISPOSITIONAL RESOLUTION
---	--

This matter came on for hearing on June 8, 1999, before the Washington County Board of Commissioners as an appeal from a decision of the Washington County Planning Advisory Commission brought by the Washington County Agricultural Society concerning two conditions of the Conditional Use Permit granted to the Washington County Agricultural Society on Tuesday, April 27, 1999. This hearing was held pursuant to Washington County Development Code Chapter One Section 9. 1. Chairman Wally Abrahamson, presided; Commissioners Bill Pulkrabek, Myra Peterson and Dick Stafford were present.

Testimony was provided by Dennis O'Donnell, Senior Land Use Specialist of the Washington County Department of Transportation and Physical Development; Richard Becker, Washington County Agricultural Society President; and neighboring homeowners, Ralph Nelson, Dave Johnson, Bob Erickson, and Mike Amundson.



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The following exhibits were received into evidence: Exhibit 1, Washington County Fair Board five page application for a Conditional Use Permit dated April 2, 1999; Exhibit 2, location Map; Exhibit 3, aerial photo; Exhibit 4, April 23, 1999 staff report; Exhibit 5, minutes of the April 27, 1999 Planning Advisory Commission Meeting; Exhibit 6, Final Conditional Use permit dated April 27, 1999; Exhibit 7, Appeal request from the Washington County Fair board dated May 6, 1999; Exhibit 8, Dennis O'Donnell's memorandum to the Washington County Board of Commissioners dated June 2, 1999; Exhibit 9, three pages of photographs of various views of the property.

Based upon the file, records, proceedings, and arguments of the parties, the Board makes the following:

#### FINDINGS OF FACT

1. That the Washington County Agricultural Society owns 102 acres of land in Baytown Township commonly known as the "Washington County Fairgrounds." The property is located north of County Road 14 and east of State Highway 5.
2. That the Washington County Agricultural Society is a non-profit organization that has no affiliation with Washington County, the body politic and corporate.
3. That the 102 acres owned by the Washington County Agricultural Society is zoned Agricultural A-4.
4. That the Washington County Development Code, Chapter Two, (zoning regulations) was amended and became effective on October 20, 1997.
5. That the Washington County Agricultural Society has used the 102 acres for soccer events, horse, dog, antique car, and motorcycle shows, weddings and other social and community events, as well as for winter storage for boats and motor vehicles.
6. That, as previously determined, the above mentioned uses are permitted uses under property zoned A-4 or are pre-existing lawful, non-conforming uses as of October 20, 1997.
7. That when used as a public recreation facility, land zoned Agricultural A-4 requires a Conditional Use Permit, pursuant to Chapter Two, Section 2.2 of the Washington County Development Code.
8. That the Washington County Agricultural Society applied for a Conditional Use Permit and a public hearing was held before the Washington County Planning Advisory Commission on Tuesday, April 27, 1999.
9. That on April 27, 1999, the Washington County Planning Advisory Commission granted a Conditional Use Permit containing 35 conditions to the Washington County Agricultural Society.
10. That on May 6, 1999, the Washington County Agricultural Society filed a timely appeal from the April 27, 1999 decision of the Washington County Planning Advisory Commission's Conditional Use Permit, to the Washington County Board of Commissioners pursuant to Washington County Development Code Chapter One, Section 9. 11.
11. That the Washington County Agricultural Society appealed the following two conditions set forth in the Conditional Use Permit:

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Condition No. 6: The hours of use for the athletic fields, including set-up time and takedown shall be from 8:00 a.m. to 9:00 p.m.

Condition No. 24: The fairground will establish a temporary fence along the 50 foot setback south of the north property line between the fairground and the Cloverdale Farm residential area, along the east property line abutting the Shores of Lake McDonald, and along the north line of the Amundson property so as to prevent trespassing of event participants onto private property. The fencing shall only be installed for the large public recreations facility events.

12. That the Washington County Agricultural Society is requesting that the set-up time be amended from 8:00 a.m. to 7:00 a.m. and that the requirement of the temporary fencing along the east property lines abutting the Shores of Lake McDonald and the north line of the Amundson property be deleted.

13. That vendors do require time to set up and prepare booths before the events open to the public.

14. That generator and music noise levels can be kept at a minimum between the hours of 7:00 a.m. and 8:00 a.m., in that fairground electricity will not be turned on until 8:00 a.m.

15. That vendors are not allowed on the premises prior to 7:00 a.m. and the Washington County Agricultural Society is responsible for the enforcement of ingress and egress of the fairground.

16. That the Washington County Agricultural Society has been working with the Washington County Soil and Water Conservation District in the planting of hundreds of trees along the east and north border.

17. That the fencing along the east border is owned by the neighboring land owners.

18. That personal observations have been made of patrons on fairground property throwing items at horses on the Amundson property.

19. That the temporary fencing placed along the north side of the property has reduced the number of persons trespassing from the fairground property onto private property on the north side.

20. That the temporary fencing placed along the north side of the property has reduced the amount of litter from the fairground property that has blown into or been deposited on the adjoining northern properties.

Based upon the foregoing, the Washington County Board of Commissioners makes the following:

#### CONCLUSIONS OF LAW

1. That the appropriate and reasonable time for commencing the "set up" for an event scheduled at 8:00 a.m., is 7:00 a.m.

2. That it is reasonable to require temporary fencing along the east property line abutting the shores of Lake McDonald and the north property line of the Amundson property.

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## RESOLUTION

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

1. That the appeal of Condition No. 6 of the Conditional Use Permit of the Washington County Agricultural Society is granted and shall be amended to read:

That the hours of use for the athletic field be 8:00 a.m. to 9:00 p.m. and that set up time may be commenced at 7:00 a.m., but no electricity or generators shall be turned on until 8:00 a.m.

2. That the appeal of Condition No. 24 is denied.
3. An amended Conditional Use Permit shall be issued by the Washington County Department of Transportation and Physical Development which is consistent with this Order.
6. Approval of appointments to the Workforce Council to terms expiring June 30, 2001 as follows:  
Jeanne Walz, Youth Service Bureau, Community Based Organization representative; and Jack McNamara, Imation, Large Business representative.
7. Approval to appoint Thomas Gagliardi, Newport, to the Mental Health Advisory Council as an Education representative to a term expiring December 31, 2001.
8. Approval to appoint Julie Schmidt, CEO of Woodwinds Health Campus, to the Public Health Advisory Committee as a Health Services Provider to a term expiring December 31, 2000.
9. Approval of on sale 3.2 percent malt liquor license for Veteran's of Foreign Wars, Post 323, for August 4, 5, 6, 7 and 8, 1999 at the Washington County Fairgrounds.
10. Approval of abatement applications for value and class changes as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
M 88.088.88.00.1798	Wells, Wendy	\$ 108.00
R 18.028.20.21.0003	Kruse, Patrick & Judith	168.00
R 17.028.20.33.0002	Tichenor, Mary	562.00
R 17.030.20.23.0001	Kaltenhauser, Dawn M.	26.00
R 17.030.20.23.0002	Kaltenhauser, Dawn M.	376.00
R 26.027.21.34.0001	Minnesota Mining	1,496.00

11. Approval of abatement applications for homesteads granted and penalty refund as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
M 88.088.88.00.0382	Anderson, Nathan M.	\$ 20.00
M 88.088.088.00.1752	Boltman, Roy & Lucille	256.00



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<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 29.030.20.31.0060	Fitzgerald, James & Kay	324.00
R 04.032.21.21.0018	McCain, Donovan	372.80

12. Adoption of **Resolution No. 99-079** as follows:

Authorization to Offer Tax-Forfeited Parcel at a Private Sale

BE IT HEREBY RESOLVED, that parcel 05.028.20.31.0002 is a tax-forfeited property, classified as non-conservation; that the basic sale price of \$600.00 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 be approved.

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

13. Adoption of **Resolution No. 99-080** as follows:

Authorization to Classify as Non-Conservation

WHEREAS, parcel 20.032.21.12.0003 is a tax forfeited property located in the Town of Forest Lake and was forfeited to the State of Minnesota on August 19, 1964; and

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 has forfeited to the State of Minnesota, for non-payment of taxes; and

WHEREAS, said parcel of land has been viewed by designees of the County Board of Commissioners and has 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 certifies that parcel 20.032.21.12.0003 has been viewed and complies 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 land from the sale of conveyance.

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

14. Approval of MinnesotaCare outreach contract for the period July 1, 1999 through June 30, 2001.
15. Approval to apply for extension of grant funds from the Minnesota Department of Corrections for salary/fringe benefits of an Assistant Victim/Witness Coordinator.

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16. Approval of revisions to the Workers' Compensation Policy and forms.
17. Approval to authorize the County Board Chair and County Administrator to execute an agreement between the Washington County Early Intervention Committee Fiscal Host (Forest Lake School District) and the Local Primary Agency (Washington County Public Health and Environment) for purposes of execution of responsibilities serving infants and toddlers with special needs from birth to age three.
18. Approval and execution of 1999-2000 home care services for persons eligible for community-based waiver programs and public health subsidy homemaking services with Integrated Home Care.
19. Approval for plat of Keller Farm Country Estates Plat 2, May Township.
20. Approval to accept and execute the reimbursement grant amendment for Washington County's Gang Strike Force grant.
21. Approval to authorize the County Board Chair and County Administrator to execute modification of intergovernmental agreement of bed rental with U.S. Marshal Service.
22. Adoption of **Resolution No. 99-081** as follows:

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 Office enter into a cooperative agreement with the Office of Drug Policy and Violence Prevention in the Minnesota Department of Children, Families and Learning for the project entitled East Metro Coordinated Narcotics Task Force-Washington during the period from January 1, 2000 through December 31, 2000.

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.

23. Approval to authorize the County Board Chair and County Administrator to execute the Joint Powers Agreement amendment for the Washington County's Gang Force Joint Powers grant.
24. Approval for the County Board Chair and County Administrator to accept and execute the grant from the State of Minnesota for Operation Nightcap, which is an extension of the Safe and Sober grant.

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25. Approval to authorize the County Board Chair and County Administrator to execute a Joint Powers Agreement between the Minnesota Department of Corrections and Washington County for short term housing of Department of Correction inmates at the Washington County Law Enforcement Center in crisis situations.
26. Adoption of **Resolution No. 99-082** as follows:

Resolution to Purchase Wariakois Property  
Big Marine Regional Park Reserve

WHEREAS, Washington County is interested in acquiring the property described herein in May Township, for inclusion into the Big Marine Regional Park Reserve and whereas the owner agrees to sell the property to the County.

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners hereby authorizes its Chairman and Administrator to execute on behalf of the County a purchase agreement and any other document necessary for the County to purchase the property legally described as follows:

The SE¼ of NE¼ of Section 8, Township 31 North, Range 20 West, Washington County, Minnesota; except the North 137 feet of the East 507 feet thereof. Subject to 165<sup>th</sup> Street and May Avenue right of way.

for the sum of \$400,000.00; in total, upon the following terms and conditions:

1. Conveyance should be by warranty deed pursuant to the terms and conditions of a standard Miller-Davis Purchase Agreement free and clear of all liens, charges and encumbrances;
2. Seller to pay all levied or pending special assessments (if any);
3. Seller to pay abstract expenses;
4. Real estate taxes shall be pro rated as of the date of closing;
5. Buyer to pay recording fee(s), state deed tax, and conservation fee;
6. Closing is to be on or before July 30, 1999, or as soon as possible after that date. The closing shall be handled through the Washington County Attorney's Office.
7. The sellers will inform Washington County in writing by the closing date whether or not they will retain possession of the house located on the property.
  - A. If the sellers decide to retain possession of the house, and provide timely notification, the County and sellers agree to the following:
    1. The house will be moved off the acquired land by the sellers by November 1, 2000.
    2. The salvage value of the house has been determined by Washington County to be \$5,000.00 and the salvage value will be deducted from the seller's proceeds as closing.

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3. The house may remain on the subject 2.91± acre parcel rent free from the closing date through January 31, 2000. As of February 1, 2000, the sellers will pay Washington County \$350 per month as a fee for a license to keep the house on the 2.91± acre parcel. The license fee is due on the first of each month. The right to keep the house on the land shall be a license and not a leasehold.

4. If the house has not been removed from the 2.91± acre property by November 1, 2000, then title to said house pass to Washington County, just as if the sellers had conveyed said house along with the real estate. In that event, sellers shall lose and forfeit any and all right, title and interest in and to the house and Washington County shall have the immediate right of entry to the property.

5. Should the title to the house transfer to Washington County, the County will reimburse the sellers for the salvage value amount of the house, excluding interest, that was deducted from the sales price pursuant to paragraph 7.A.2.

6. The license granted in paragraph 7.A.4 is exclusive to the sellers and no one other than the sellers and their immediate family may dwell in the house from the date of closing until the house is either removed from the property or until November 1, 2000 when the title to said house passes to Washington County, whichever occurs first.

B. If the sellers decide that they will not retain possession of the house and move the house from the acquired property, then:

1. Title and possession of the house shall transfer to Washington County as of the date of closing.

2. The sellers shall have the option to occupy the house rent free through January 31, 2000.

3. Commencing February 1, 2000, the parties may enter into a lease agreement on a month to month basis through July 31, 2000. This lease agreement is for the sellers personal use only. The rental rate for this period shall be \$700 per month payable to Washington County on the first of the month, with a security deposit of \$700.

4. No one other than the sellers and their immediate family may dwell in the house.

5. Sellers shall be obligated to perform all maintenance in order to keep the property in a reasonable repair during the rent free period and during the lease period, normal wear and tear excepted.

8. Washington County will seal the well at its expense once the house is removed from the property, or once the house is vacated.

9. Possession of the 35± acre parcel (geo code 08.031.20.14.0001) shall transfer to Washington County at closing.

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10. The sellers shall be obligated to pay all utilities, including fuel oil, propane gas, natural gas, electricity, telephone, and garbage hauling, in a timely manner, for the period of time between closing and when the house is either removed from the property or vacated.
  11. Washington County will not be responsible for repairing or replacing either the well or septic system should they fail.
  12. The sellers shall remove all personal possessions and debris from the 35± acre parcel prior to closing, and from the house, yard and 2.9± acre parcel prior to vacating the property.
  13. Relocation rights are available to the seller in conformance with the Uniform Relocation Act. At the seller's choice, they may waive their relocation benefits in return for a one time payment of \$10,000.
  14. As a condition precedent to conveyance, the property must undergo and obtain a satisfactory environmental inspection by Washington County. A Phase 1 property screening transaction (according to ASTM Standards) is to be done by the County at no cost to the seller. A Phase 2 environmental assessment and any resultant corrective action is to be done, if necessary, at the expense of the seller, and must be performed to the satisfaction of the County prior to closing.
  15. Sellers may remove flowers and plants from around the house gardens.
27. Approval of two joint power agreements with the Minnesota Department of Natural Resources for bridge feasibility studies at CSAH 12 and Highway 96 along the Gateway Trail.

The foregoing Consent Calendar was adopted unanimously.

## **PUBLIC HEARING - TRANSPORTATION AND PHYSICAL DEVELOPMENT**

### **Appeal of One Condition Set Forth in the Conditional Use Permit Issued to Bruce Swenson**

The Board Chair presented the format of today's public hearing to consider the appeal of one condition set forth in the Conditional Use Permit (CUP) issued to Bruce Swenson. The Board Secretary read the notice of public hearing into the record.

Dennis O'Donnell, Senior Land Use Specialist, informed the Board that the Washington County Planning Advisory Commission on May 25, 1999, granted Mr. Swenson a Conditional Use Permit for an open space design subdivision subject to seven conditions. He indicated that Mr. Swenson is appealing Condition No. 6 which requires the conservation easement to be dedicated to a qualified non-profit organization. Mr. Swenson would like to dedicate the conservation easement to New Scandia Township.

Mr. O'Donnell stated that when the County reviewed the open space design subdivision standards in 1997 it considered how to ensure that the dedicated open space would stay open and undeveloped. It was felt that



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in addition to the CUP and a requirement for a development agreement, that there also be a conservation easement dedicated to an acceptable land trust or similar organization as approved by the County. This language was used because the County did not feel that a town or the County was geared to monitor these easements nor did it feel that any community or County would be interested in accepting the easements. Mr. O'Donnell stated there is some responsibility with those easements, they do need to be monitored on a yearly basis to make sure all conditions of that easement are being met. If they are not being met legal action may need to be taken. Also, town boards and county boards change and it was felt in the long run it would be best to have a third party hold the easements.

Mr. O'Donnell stated that under State law any governmental entity can legally hold a conservation easement; therefore, New Scandia Township can hold the easement. They have expressed an interest in doing so as outlined in a letter dated June 29, 1999 and has been made a part of the record.

Mr. O'Donnell advised the Board that if it agrees with Mr. Swenson and allows the easement to be dedicated to New Scandia Township, staff suggests that Washington County have the third party right of enforcement. He noted for the record that the following documentary evidence has been provided to the County Board: Application package submitted by Mr. Swenson along with his appeal; Minutes of the Planning Advisory Commission meeting dated May 25, 1999; Staff's original report addressed to the Planning Advisory Commission; a letter from New Scandia Township; and a letter from Metropolitan Council.

Commissioner Peterson asked if reports are received from land trusts regarding how open space is being preserved? Mr. O'Donnell stated the program may be too new to have received anything on a regular basis. He feels if there was a problem they would notify the County.

Commissioner Peterson asked if the County has any history on the land trust and how they manage their properties? Mr. O'Donnell indicated that he was not aware on any. Commissioner Peterson suggested that might be a good thing to get as the County goes forward with open space. She stated she would feel a lot more comfortable if she had some historical documentation as to how the land trust managed their property.

Bruce Swenson, applicant, stated that the request they are making is allowable under the guidelines of Scandia Township, the County and the State. Scandia Township is willing to take over this easement. They are in the business of governing the land that is in Scandia Township and they are willing to monitor it on a regular basis along with the gravel pits and other things they monitor now. He asked is an outside organization coming from who knows where are they really going to follow through on these things? He feels that the people closest to this land are going to do the best job of monitoring it. He asked that the County Board grant his request to dedicate the conservation easement to New Scandia Township.



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Commissioner Pulkrabek asked about Mr. Swenson's second reason in his appeal that it "may potentially create unnecessary and unwarranted additional conditions and restrictions on the use of the property". He asked why this would be a concern, as far as additional conditions and restrictions, if he doesn't really plan on doing anything in the future and could he give an example? Mr. Swenson stated that one of the questions he had in his mind is that under Scandia Township's ordinances, he can continue to operate that land as agricultural land. He is not sure that would be true under the Minnesota Land Trust. He stated he has a hard time trusting that will be continued by them in the long run. He as a homeowner, giving them a land trust like that, may not have the ability to see that those things do not happen to him as a landowner.

Commissioner Stafford asked about the costs. He believes the Planning Advisory Commission raised an interesting point when it didn't feel all of the taxpayers of Washington County should pay for that and whether that should be rolled into the development of this property. Mr. Swenson answered it is an additional tax, like all the other additional taxes that are incurred. The Township is willing to take on the responsibility, whether their costs are going to be astronomical for that he's not sure. He's not sure it's any more cost to them to monitor that than it is the gravel pits, parks, streets or his agricultural operation.

Commissioner Stafford stated that as the County gets more involved with this Green Corridor concept, there will be more and more cases like this where the County needs to talk about how the land is used, how it's monitored and how it's enforced. He asked the County Attorney if the County or Township would have the authority to create fees to cover those inspections? Susan Tice, Chief Assistant County Attorney, advised the Board that the city or township could, like a user fee.

Commissioner Stafford asked if the Board were to approve Mr. Swenson's variance, could the Board at this stage put a proviso in that he would be obliged to pay any fees that the township sets for inspection, or that a fee structure needs to be established to cover the cost of doing that? Ms. Tice stated she was not sure that this body could foist upon a township or city the requirement that they initiate a fee schedule for this.

Commissioner Peterson asked if someone will be paying taxes on this property? Mr. Swenson stated he will be paying the taxes. Commissioner Peterson asked that if Mr. Swenson is paying taxes on that parcel of land, why couldn't there be a surtax for inspection fees on each parcel of land that is held for preservation of open space? Ms. Tice stated she did not have an answer to that question at this time. Staff will research that and get a response back to the Board on that issue.

Commissioner Peterson stated if it is the County's goal to preserve open space for the future, that it ought to be done in the most cost sensitive way possible. Part of her feels that there is a benefit to the residents who live there because they will have long-term open space. The other part of her feels that whoever is paying taxes on those types of parcels that there ought to be a mechanism for inspection to make sure that

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in fact it is open space and no one is infringing on the property with out buildings and that it go forward as an open space easement. She asked that staff look at that.

Commissioner Hegberg asked Mr. Swenson as he develops this land does he have to dedicate a certain amount of funds to the park board association? Mr. Swenson stated that his agreement with New Scandia Township calls for him to develop that park on the north end of the land. It requires him to build a softball field, a kiddy park and a picnic shelter. He will be paying 100% of that cost as a part of the development in lieu of the park requirements, which in this case would be from \$4,000 to \$8,000.

The Board Chair asked for further comments from the audience; none were heard. All documentary evidence was made a part of the record. The Board Chair closed the public hearing.

Commissioner Stafford stated he supports this request. He is concerned that once authority is given to somebody else it would be hard to recover later on. He believes since the County is on the verge of this Green Corridor concept there's going to be all kinds of questions in this area. He is concerned about cost. He feels there are many things that the County charges fees for and whenever possible it tries to get the user to pay for the services they receive. He is not sure how those fees could be collected. He agrees with the staff's recommendation that if the Board grants this request that Washington County have the third party right of enforcement.

Commissioner Hegberg stated he will support the request. He felt there should be further discussion concerning fees. He feels if Scandia wants to support some sort of fee schedule in the future that would be their decision.

Commissioner Pulkrabek stated he will vote to uphold the condition and deny the appeal. He feels that the Planning Advisory Commission was within their parameters to put forth this condition. He is in favor of the most local control, but he believes the point of a conservation easement is to leave it in its current state and to protect the environment. In this particular case, he believes there is a potential for loss rather than gain in handing it over to local control. There will be changes on the Town Board and County Board and he thinks that these easements should outlast those types of changes in elected officials. He does not believe the taxpayers of the Township or County should be paying for the maintenance or monitoring of these easements and that should go to the homeowners, land owners and the developers. At this point there is no mechanism to guarantee that will be the case. He feels the cost or the burden down the road might end up in the County's lap or with the Township. He would vote to uphold the condition and deny the appeal.

Commissioner Peterson stated she has more faith in local government. She is concerned that if there is a tornado and trees go down and this public easement is left in the land trust, will the land trust be as

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responsive as local government in taking care of those trees? She has no history to base that on. She has no history that if there is an outbreak of Dutch Elm disease and those trees need to be removed, will the land trust remove those? She has more faith in local government and its ability to monitor and be responsive to conditions that may occur on that land than the land trust. Commissioner Peterson stated she will support the appeal to allow New Scandia to have the land with Washington County having the third party right of enforcement.

Dennis O'Donnell stated that whoever holds the easement, whether it be the township or the land trust, they are not responsible for the maintenance of the property. If the trees go down it will be the responsibility of the property owner. They are simply holding the conservation easement over the property to assure that it's undeveloped and remains agricultural or whatever the agreed to use of that property is.

Commissioner Abrahamson stated he will support Mr. Swenson's appeal to dedicate the conservation easement to New Scandia Township. He stated he was surprised by the Planning Advisory Commission's condition on this issue.

James Schug, County Administrator, advised the Board that the County has had experience working with the Land Trust on the Green Corridor project. Jane Harper, Principal Planner, has advised him that in their charter that if they should cease to exist, that the easements that they hold would then transfer to the Minnesota Department of Natural Resources.

Commissioner Hegberg moved to approve the appeal submitted by Bruce Swenson on Condition No. 6 which requires the conservation easement to be dedicated to a qualified non-profit conservation organization and allow Mr. Swenson to dedicate the conservation easement to New Scandia Township, and that Washington County have the third party right of enforcement. Commissioner Stafford seconded the motion and it was adopted 4-1 with the vote as follows: Yes, Commissioners Hegberg, Abrahamson, Peterson and Stafford; No, Commissioner Pulkrabek.

#### **SHERIFF'S DEPARTMENT**

James Frank, County Sheriff, updated the County Board on events that occurred this past weekend on the St. Croix River involving a fatal boating accident. The Sheriff thanked the numerous volunteers, American Red Cross and County Sheriff staff for all their efforts.

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**COMMUNITY SOCIAL SERVICES DEPARTMENT**

Commissioner Peterson moved to approve the School-to-Work Partnership grant for Year III between the Minnesota Department of Children, Families & Learning and the Community Services Workforce Center Division to administer the grant for the Southeast Metro School-to-Work Partnership beginning April 1, 1999, through March 31, 2000. Commissioner Hegberg seconded the motion and it was adopted unanimously.

**TRANSPORTATION AND PHYSICAL DEVELOPMENT****Prioritizing County and Township Bridges Planned for Replacement Within the Next Five Years**

Commissioner Stafford moved to adopt **Resolution No. 99-083** as follows:

Prioritizing County and Township Bridges Planned  
for Replacement Within the Next Five Years

WHEREAS, Washington County has determined that the following deficient bridges on the CSAH, County Road and Township systems are a high priority and require replacement or rehabilitation within the next five (5) years; and

<u>Bridge No.</u>	<u>Road No.</u>	<u>Estimated Project Cost</u>	<u>Federal Funds</u>	<u>Local Funds</u>	<u>Bond Funds Needed</u>	<u>Proposed Const. Year</u>
4611	CSAH 21	\$450,000	\$200,000	\$200,000	\$ 50,000	2000
82501	CSAH 5	\$ 82,730	\$ 41,365	\$0	\$ 41,365	2000
5673	CSAH 18	\$600,000	\$0	\$100,000	\$500,000	2004

WHEREAS, local roads play an essential role in the overall state transportation network and local bridges are the critical component of the local road systems; and

WHEREAS, State support for the replacement or rehabilitation of local bridges continues to be crucial to maintaining the integrity of the local road systems and is necessary for the County and the townships to proceed with the replacement or rehabilitation of the high priority deficient bridges described above; and

WHEREAS, Washington County intends to proceed with replacement or rehabilitation of these bridges as soon as possible when State Transportation Bond Funds are available.

BE IT RESOLVED, that Washington County commits that it will proceed with the design and contract documents for these bridges immediately after being notified that funds are available in order to permit construction to take place within one year of notification.

Commissioner Peterson seconded the motion and it was adopted unanimously.

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**Request by American Tower to Build a New Tower at the North Shop Office Site**

Don Wisniewski, Director of Transportation and Physical Development, advised the Board that American Tower, Schaumburg, Illinois, has submitted a lease proposal to build a new tower up to a 300 foot height for telephone communication on the Washington County North Shop site. Their proposal would be to lease a 100 foot by 100 foot parcel of land and pay the County \$6,000 a year for the first five years, \$6,900 for the next six to ten years, and up from there to years 46 through 50 it would be \$21,000 a year. Mr. Wisniewski stated that they would remove the existing tower and the County's existing radio communications equipment would be installed on the new tower.

Mr. Wisniewski indicated that the Sheriff's communication's consultant conducted a study of future radio needs and the north shop antenna location was still considered a primary tower site. He stated that the anticipated remaining life of the current tower is ten years and estimated costs for a new tower would be \$100,000 to \$150,000. He also indicated that if the tower is replaced, both townships and County zoning ordinances must be reviewed.

Mr. Wisniewski asked the County Board for its guidance as to whether staff should be advancing this idea of replacing the County's existing tower and whether it should advertise for bid to lease County property to allow for other tower companies to consider a similar proposal.

Commissioner Stafford stated this is a very timely subject. He feels the County should look into this and believes there is an opportunity to make enough money to defray the cost of the tower itself. He indicated that the Metropolitan Radio Board just signed a lease with NSP for use of the King stack as an antenna for \$70,000 a year. He believes the County should advertise for bid.

Commissioner Peterson agreed with Commissioner Stafford. She believes it could be a vehicle for the County to upgrading its needs for radio communications.

Commissioner Hegberg asked what the County's restriction is for the height of towers? Mr. Wisniewski stated it was 300 feet high, but Stillwater Township is looking at a maximum height of 199 feet and townships can be more restrictive than counties. Stillwater Township also has a more restrictive proposal related to a buffer area from parks or scenic roadway systems. The County presently says one quarter mile and the Township is looking at one half mile. In discussions with Stillwater Township, they may be amenable to a replacement tower that would not exceed 199 feet, which might pose a problem as to what kind of revenue the County could receive from the tower considering the County will have to have its equipment on the tower at some elevation. There may be a need for a variance as it relates to height and the buffer area.



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Commissioner Pulkrabek stated he concurred with Commissioner Stafford's comments.

Commissioner Abrahamson stated he is in favor of letting this matter go through the bid process, but would like to see the County Attorney's office involved in that process.

Commissioner Stafford moved that staff explore the possibility to advertise for bid to lease County property to tower companies for telephone communication on the Washington County North Shop site. Commissioner Peterson seconded the motion and it was adopted unanimously.

Mr. Wisniewski indicated the next step would be to develop specifications that puts the County in the best position possible and staff would be working with the Sheriff's communication's consultant to answer the questions as to height, and what they would need to do to move forward on this.

#### **Review of City of Hugo's Transportation Component of Their Comprehensive Plan**

Doug Fischer, Deputy Transportation and Physical Development Director, and Sandy Cullen, Traffic Engineer, reviewed the transportation component of the City of Hugo's 2020 Comprehensive Plan. The City is preparing a Comprehensive Plan that shows a dense land use, especially around the Trunk Highway 61 corridor, significant increase in traffic and the need for road improvements to the County highway system, in particular CSAH 8.

Mr. Fischer proposed the following recommendations: Create a vision for the realignment or extension of CSAH 8 west of 61 on a new alignment; Look at requesting federal funds for CSAH 8; Review of development plats in the event the County would take over a new alignment; Review alignment options for CSAH 8 in public forums; and program CIP as necessary.

Commissioner Hegberg agreed with the recommendations. He believes Hugo is facing a dilemma and that the housing will increase and double or triple the population in Hugo in a very short time. Also, commercial and housing developments on the Anoka County side of I-35 have increased.

Commissioner Peterson stated this is one time when the County should be working with the city for plat approval as development occurs to get dedication for the realignment of CSAH 8. There is a need to start identifying corridor development, densities and talking about where we are going with land use, corridors and access management.

Commissioner Stafford asked what are the State's plans for Highway 61? Mr. Fischer stated they have no plans for reconstruction. They are reopening that evaluation and staff will be participating in that. Further



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down the line, this road is shown in the County's Comprehensive Plan as being a jurisdictional transfer from the State to the County and at that time the State is required to restore the current route to the function that's necessary to serve that. With the traffic volumes that are up there, the function would be a four-lane facility. It may only occur at the time of jurisdictional transfer.

## **GENERAL ADMINISTRATION**

### **Status Report on the Green Corridor Project**

Jane Harper, Principal Planner, presented a brief history of the Green Corridor Project thus far.

Mr. Pressman presented the final report entitled "Creating Green Corridors in Chisago and Washington Counties". He also reviewed highlights of the draft Purchase of Development Rights (PDR ) Ordinance including: Encourage the Board to consider any funding provided to have an 80-20 split, 80% to lands on the Green Corridor Opportunity Areas Map and 20% of funding would be set aside for purchases outside the corridor through a matching grant program; Suggest a basic eligibility threshold; Consider ranking criteria; Appoint an advisory committee to do groundwork, establish program rules, establish annual funding levels and approving a list of recommended parcels; Recommend perpetual easements with terms tailored to individual parcels; Recommend that the easement be co-held with the County and Minnesota Land Trust; Easement would prohibit future residential units and non-agricultural, commercial or industrial developments on all portions of the property with an easement; Lands would be annually monitored to ensure that terms of the easements are being complied with; Landowners could be paid in a lump sum or an installment sale; Recommend a dedicated property tax increase of \$1.50 per month per \$100,000 of assessed value with a minimum or maximum threshold which could protect 225 to 2,250 acres per year depending on the program structure, if matching funds are available and if the installment payment plan is used.

Mr. Pressman feels there is strong public support for this project. He believes the process has been broadly inclusive of landowners, local units of government and other interested people. He stated there are many opportunities for the County Board to shape this project as it moves forward. Also, there is a movement at the federal level to provide matching funds to communities doing these types of projects. They are also looking at statewide bonding to provide matching funds. Mr. Pressman indicated that the State has approved \$400,000 in funding through the Legislative Commission on Minnesota Resources. Of that, \$348,000 would be passed through to Washington and Chisago Counties and the remaining would be for the non-profits that have been involved to continue to provide some technical assistance and public outreach. These funds would be accessed by the County only if it is willing to commit to the cost share by October 15, 1999.

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Jane Harper provided options for the Board to consider: Option 1 - Robust Effort - County actively funds and implements a countywide program (PDR and local match); Option 2 - Moderate Effort - Implement the PDR program in a pilot area with no local match program; Option 3 - Minimum Effort - Coordinate countywide efforts by serving a liaison and facilitator role; Position the County to be able to take advantage of state and other dollars that may be available; and Option 4 - Do Nothing. She suggested a Board workshop for July 27 to receive direction on implementing a Green Corridor Program in Washington County. Also, she suggested meeting with individual Commissioners to answer any questions they may have prior to the July 27 workshop.

### **Increase County Office Hours**

Mr. Schug provided an overview of the proposed increase in County office hours. The proposed hours for the County Government Center and South Service Center would be 7:30 a.m. - 5:00 p.m. Monday, Wednesday, Thursday and Friday; and 7:30 a.m. - 6:00 p.m. on Tuesday. The County License Bureaus would be as follows:

Forest Lake Northland Mall - Monday, Wednesday and Friday 7:30 a.m. - 5:00 p.m., and Tuesday and Thursday 7:30 a.m. - 6:00 p.m.

Stillwater River Heights Plaza - Monday, Thursday and Friday 7:30 a.m. - 5:00 p.m., Tuesday, Wednesday 7:30 a.m. - 6:00 p.m. and Saturday 8:00 a.m. - 11:30 a.m.

Woodbury City Hall - Tuesday, Thursday and Friday 7:30 a.m. - 5:00 p.m. and Monday and Wednesday 7:30 a.m. - 6:00 p.m.

Mr. Schug indicated that in order to provide additional hours of counter coverage in the license center and Court Administration a total of 2.6 FTE's, at a 1999 cost of \$24,500, will be needed. He stated that this amount can be covered in the 1999 budgets of Court Administration and the Department of Assessment, Taxpayer Services and Elections and will be built into the departmental budgets for 2000. Mr. Schug advised the Board that if approved, this new schedule will become effective September 13, 1999.

Matt Nelson, Business representative for AFSCME Local 14, informed the Board that they have had a number of meetings with the County Administrator and he agrees that what has come out of the process is a fairly modest proposal for extended hours. He indicated that staff does have concerns regarding the number of staff to cover the additional hours; and, safety concerns about being open until 5:00 and 6:00 in

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the winter time, it being dark and going out to the parking lot. He feels departments need to be flexible in flexing people's hours. He believes Washington County has an excellent workforce and most people should be able to work with their departments and make this work.

Commissioner Stafford moved to increase the County office hours as follows:

County Government Center and South Service Center - 7:30 a.m. - 5:00 p.m. Monday, Wednesday, Thursday and Friday; and 7:30 a.m. - 6:00 p.m. on Tuesday;

County License Bureaus:

Forest Lake Northland Mall - Monday, Wednesday and Friday 7:30 a.m. - 5:00 p.m., and Tuesday and Thursday 7:30 a.m. - 6:00 p.m.

Stillwater River Heights Plaza - Monday, Thursday and Friday 7:30 a.m. - 5:00 p.m., Tuesday, Wednesday 7:30 a.m. - 6:00 p.m. and Saturday 8:00 a.m. - 11:30 a.m.

Woodbury City Hall - Tuesday, Thursday and Friday 7:30 a.m. - 5:00 p.m. and Monday and Wednesday 7:30 a.m. - 6:00 p.m.;

and authorized an additional 2.6 FTE's at a 1999 cost of \$24,500 to provide additional hours of counter coverage in the license centers and Court Administration. Commissioner Peterson seconded the motion and it was adopted unanimously.

Commissioner Peterson suggested reviewing these office hours in a year and monitor the number of people using the services.

Mr. Schug stated that the County Parks, Libraries, Highway Operations and the Law Enforcement Center would continue to operate on schedules designed to meet the needs of their customers.

#### County Auction Update

Mr. Schug reported that the County auction raised approximately \$150,000 with \$82,500 as revenue to the County and about \$60,000 in revenue to other local units of government.

#### DISCUSSION FROM THE AUDIENCE

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

#### BOARD CORRESPONDENCE

Board correspondence was received and placed on file including a letter from Kathryn Coen of Osceola, Wisconsin, regarding a ticket she received from the Sheriff's Department for parking at Pine Point Park without a park permit. Commissioner Abrahamson asked staff to respond to her letter.

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**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Hegberg reported that the County received the following dividends from The Minnesota Counties Insurance Trust: Workers' Compensation \$257,082 and Property and Casualty \$166,831 for a total of \$423,913. He indicated that this money will be placed in a reserve the County set up to help fund the future liability for retirees' health care benefits the County will have.

Commissioner Hegberg also reported that when he was in San Diego he rode several of their transit systems—light rail, commuter rail and the bus systems.

The Commissioners reported that the new Sesquicentennial pins and stickers were a big hit at the community parades and festivals they attended.

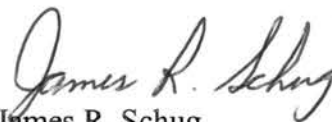
Commissioner Abrahamson reported on the Andersen XL signing he attended on June 30. He also noted that the County received an award from the Federal government on the environmental progress of the XL Project.


**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 7:36 p.m.

**BOARD WORKSHOP WITH THE COMMUNITY SERVICES DEPARTMENT**

The Board meeting was preceded by a workshop with the Community Services Department to discuss child and adult foster care services. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Abrahamson and Stafford. Also present were James Schug, Virginia Erdahl, Dan Papin, Rick Backman, Sue Tice, Candy Tollefson, Kris Harvieux, Trish Maki and Suzanne Pollack.

Attest:   
James R. Schug  
County Administrator

  
Wally Abrahamson, Chair  
County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**JULY 13, 1999**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Absent none. Board Chair Abrahamson presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Doug Johnson, County Attorney; Susan Tice, Chief Assistant County Attorney; Meredith Magers, Assistant County Attorney; Don Wisniewski, Director of Transportation and Physical Development; Larry Nybeck, Surveyor; Dennis O'Donnell, Senior Land Use Specialist; Edison Vizuete, Financial Services Director; John Devine, Financial Services Department; Molly O'Rourke, Director of Assessment, Taxpayer Services and Elections; Robin Anthony, Elections Supervisor; Mary McGlothlin, Director of Public Health and Environment; Judy Hunter, Public Health and Environment; Cindy Koosmann, Recorder; and Dave Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

Commissioner Peterson moved, seconded by Commissioner Pulkrabek to approve the following Consent Calendar:

1. Approval to authorize the County Board response, signed by County Board Chair, to State Auditor's findings and recommendations contained in the draft report on the internal control structure and compliance for the year ended December 31, 1998.
2. Approval to appoint James Finley to the Workforce Council as a public employment service representative to fill an unexpired term to June 30, 2000.
3. Approval of abatement applications for value and homestead classifications as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 17.028.20.33.0003	Siebell, Stewart & Sally	\$1,056.00
R 08.032.21.32.0064	Rudin, Paul W.	326.00
R 21.028.20.22.0001	Harholdt, Carl W.	562.00
R 33.032.21.41.0001	M.R. Family Lmt'd. Prtn.	9,000.00
R 33.032.21.41.0001	M.R. Family Lmt'd. Prtn.	9,592.00
R 11.028.20.34.0060	Stocksett, Clinton T.	424.00
R 03.030.20.21.0006	Hageman, John P.	526.00
R 16.029.20.22.0001	Burwell, John	4,818.00
R 21.028.20.23.0002	Kolb, Robert & Sally	930.00



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4. Approval of agreements with the Cities of Stillwater and Oakdale and authorize payments for distribution of curbside recycling funds in the amount of \$153,444.
5. Adoption of **Resolution No. 99-084** as follows:

Authorization to Execute a Grant Agreement with the  
Minnesota Department of Public Safety for the Project  
Safe and Sober

BE IT RESOLVED, that the Washington County Board of Commissioners, authorizes the Washington County Sheriff's Office, to enter into a grant agreement with the Minnesota Department of Public Safety, Office of Traffic safety for the project entitled: SAFE AND SOBER COMMUNITIES, during the period of October 1, 1999 through September 30, 2000.

BE IT RESOLVED, that the Sheriff, James J. Frank, is hereby authorized to execute such agreements that are necessary to implement the project on behalf of the Washington County Sheriff's Office.

BE IT FURTHER RESOLVED, that the budget coordinator for the Washington County Sheriff's Office, Ms. Brenda Davitt, be authorized to be the fiscal agent and to administer this grant on behalf of the Washington County Sheriff's Office along with Police jurisdictions from the Stillwater, Oak Park Heights and Bayport Police Departments.

The foregoing Consent Calendar was adopted unanimously.

**PUBLIC HEARING - TRANSPORTATION AND PHYSICAL DEVELOPMENT**

**Chapter Seven, Mining Regulations of the Washington County Development Code (Continued from June 15, 1999)**

The Board Chair presented the format of today's public hearing to consider the adoption of Chapter Seven, Mining Regulations of the Washington County Development Code. The Board Chair indicated that this is a continuation of the public hearing held on June 15, 1999. The Board Secretary read the notice of public hearing into the record.

Dennis O'Donnell reviewed the three revisions to the mining ordinance and indicated these would be the only recommended changes under consideration at this time: Deleting the criteria that the land involved is not considered prime agricultural land as defined by the Soil Conservation Service. (Section 3.2 (6)(C); Requiring that the property is at least 40 acres in size (Section 3.2 (6)(B), increased from 20 acres; and Adding concrete ready mix plants to Section 3.2 (3) and Section 6 (17). He also noted that correspondence was received from Pete Miller, Miller Excavating, Inc. and Baytown Township.



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Larry Engstrom, 14040 185<sup>th</sup> Street North, New Scandia Township - Mr. Engstrom stated he lives near the Bracht Pit and asked why the Board would want to allow ready mix plants? Mr. O'Donnell stated that in order to have a concrete ready mix facility in a mining operation, there would have to be a separate conditional use permit issued for that, there would be a need for at least 40 acres, the ready mix plant would have to be screened from property lines and meet all federal and state standards. The County does allow asphalt plants in mining operations and it seemed reasonable to allow concrete ready mix plants also.

Mr. Engstrom stated the County is working on green corridors, it has environmental problems and now the County wants to add to the situation with ready mix plants. He believes one is offsetting the other. The County keeps adding industrial things, but it wants green corridors and environmental protection.

Rita Weisbrod, 14866 Old Marine Trail - Ms. Weisbrod stated she opposes the extension of the gravel mining to prime agricultural land. She feels a lot of planning was put into the Comprehensive Plan and the main goal was to preserve open space and protect the semi-rural quality of life. She believes that extending mining to agricultural land is a direct contradiction to the overall goals of the plan. She stated that even though the County has strict regulations and ordinances about mining operations, they are not being enforced. She lives near the Bracht Pit and there is no berm, no trees all of which was promised at the time this was given a conditional use permit. The hours of operation had to be fought over so they would not extend those. No reclamation has occurred as it was supposed to. She feels the mining operators do not have a public responsibility that they meet, they make promises and they do not keep them. She agrees with the extension to 40 acres and feels an environmental worksheet is needed for each operation.

Richard Weisbrod, 14866 Old Marine Trail, New Scandia Township - Mr. Weisbrod stated there is no Soil Conservation Service, it was reorganized about four years ago into the Natural Resources Conservation Service in the U.S. Department of Agricultural. He questioned why this meeting is taking place at 9:00 a.m. on Tuesday morning in the middle of the summer when most of the people affected, the residents of Washington County, are at work or on vacation and are not able to participate in a public hearing. He feels it would be appropriate if the Board would consider having a meeting in which many residents could come and voice their concerns. He suggested that the meeting be held in the fall, winter or spring and have it in the evening. He stated they just found out about this meeting this week. A local weekly newspaper in northern Washington County mentioned the report from the last public hearing. He feels there needs to be more communication with the public in a broader sense.

Commissioner Abrahamson stated there have been meetings at night and the first meeting is always an afternoon early evening meeting. The Planning Commission meetings are at night and when this matter came up at that meeting there were three or four people in the audience.

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Ms. Weisbrod asked where the legal public notices are published? Commissioner Abrahamson advised her it was the Lillie Suburban Newspaper. Ms. Weisbrod stated she did not know what that is and that it is not distributed in north Washington County. They receive the free Gazette, Forest Lake Times and they subscribe to the County Messenger. They do not get any publication that gives legal notices for any kind of public hearing. She feels that people in Washington County are not being given the notice that they should get.

Commissioner Abrahamson stated that the cities and townships have been notified and some of the newspapers that Ms. Weisbrod has been talking about have been in the audience.

The Board Chair asked for further comments from the audience; none were heard. The public hearing was closed at 9:35 a.m.

Commissioner Hegberg stated that prime agricultural land is growing houses today in Washington County, it isn't being used for agricultural purposes. The value of the land is such that for \$10,000 an acre no one is going to buy it for agricultural purposes. Once houses are built on top of this land the gravel cannot be removed. He believes the resource should be taken before the houses are placed on top of it. He supports increasing the required mining property from 20 to 40 acres and feels that is needed for a buffer for the neighbors. He believes not allowing concrete ready mix plants in there before was an oversight because asphalt plants have been allowed.

Commissioner Stafford agreed with the statements made by Commissioner Hegberg and supports the items brought forward. As to notification, he stated no matter how much notice is given, there is somebody who will not receive it.

Commissioner Peterson concurred with Commissioner Hegberg and Stafford's comments.

Commissioner Pulkrabek stated he shares the concerns made by Ms. Weisbrod regarding green space and environmental items. He stated if this mining ordinance would encroach on that he would have a more difficult time supporting it. He does not believe that it will lead to a massive expansion of the mining industry. He suggested that for countywide notification, people subscribe to the legal newspaper, which in the County's case is the Lillie Suburban Newspaper. Also, he believes the Pioneer Press did an article on the mining operation after the last meeting held on this issue.

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Commissioner Peterson moved to adopt Chapter Seven, Mining Regulations of the Washington County Development Code with the following changes: Deleting the criteria that the land involved is not considered prime agricultural land as defined by the Soil Conservation Service (Section 3.2 (6)(C); Requiring that the property is at least 40 acres in size (Section 3.2 (6)(B), increased from 20 acres; and adding concrete ready mix plants to Section 3.2 (3) and Section 6 (17). Commissioner Stafford seconded the motion and it was adopted unanimously.

The Board Chair directed the County Attorney's Office to prepare a resolution confirming the Board's action.

#### **FINANCIAL SERVICES DEPARTMENT**

Edison Vizuite, Financial Services Director, presented the Board with copies of the 1998 Comprehensive Accounting Financial Report.

#### **ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS**

Molly O'Rourke, Director of Assessment, Taxpayer Services and Elections, provided an overview of a proposed agreement to purchase new election equipment with Global Systems & Software Inc. through the State of Minnesota contract. The total cost for this equipment will be \$537,265 with 60% or \$322,359 due at the time of purchase in 1999 and 40% or \$214,906 due following the successful completion of the statewide election in 2000. She stated that this equipment will be used in elections this fall in the Cities of Mahtomedi and St. Paul Park.

Commissioner Peterson moved to approve a budget amendment for 1999 in the amount of \$31,159 from contingency to purchase new election equipment, authorize the Board Chair and County Administrator to execute the agreement with Global Systems & Software Inc., through the State of Minnesota contracting, to purchase precinct tabulation units, software and voting equipment. Commissioner Stafford seconded the motion and it was adopted unanimously.

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

Commissioner Hegberg moved to adopt **Resolution No. 99-085** as follows:

Ramsey and Washington County Resource Recovery Project's  
2000 Operating Budget

WHEREAS, pursuant to the Joint Powers Agreement the Ramsey and Washington County Resource Recovery Project Board shall prepare and

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submit an annual budget for Ramsey and Washington County Board approval; and

WHEREAS, the Counties, in order to accomplish environmental goals, will contract with waste haulers to assure the delivery of waste to NRG in 2000 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 the Project's fund balance, interest earnings on the Project's fund balance, and from County participation (Ramsey -73% and Washington -27%); and

WHEREAS, there is a projected cost savings available in Washington County 1999 Budget to finance Resource Recovery as a result of a reduction in the fuel index, which reduced a component of the NRG Service Fee; and

WHEREAS, the Ramsey/Washington County Resource Recovery Project Board reviewed the budget and recommends to the Ramsey County Board of Commissioners and the Washington 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 2000 Operating Budget as follows:

<u>Appropriation</u>	
Administration	\$ 562,808
Service Fee	\$10,857,306
Research and Development	<u>\$ 20,000</u>
	\$11,440,114
 <u>Financing Sources</u>	
Washington County Participation	\$ 3,008,020
Ramsey County Participation	\$ 8,132,794
Interest Income	\$ 200,000
Fund Balance	<u>\$ 99,300</u>
	\$11,440,114

Commissioner Stafford seconded the motion and it was adopted unanimously.

**GENERAL ADMINISTRATION**

**Pension Fund for Local Correction Employees**

James Schug, County Administrator, informed the Board that the Association of Minnesota Counties will host a meeting, Thursday, July 15 to discuss the new proposed pension fund for local correctional facility employees that was approved by the Minnesota Legislature in its last session. This meeting will discuss what staff will be covered under this new plan. He indicated that Judy Honmyhr, Human Resources Director, will be attending that meeting on behalf of Washington County.

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**Emergency Management Services to Local Communities**

Mr. Schug informed the Board that during budget meetings with the Department of Public Health and Environment, an interest from local communities regarding more consultation from the County's emergency services staff was discussed. It was felt that was not a proper use of County levy to expand that service. However, a letter of interest will be sent to the Minnesota Division of Emergency Management Services inquiring about a grant application which would enable the County to do more coordinating functions with the local cities and towns.

**Meeting Notifications**

Mr. Schug announced that the Washington County Law Library will hold its annual meeting this noon in the 5<sup>th</sup> Floor Conference Room. Also, there will be a tour of the Woodbury License Center this afternoon at 1:30 p.m.

**DISCUSSION FROM THE AUDIENCE**

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

**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Peterson introduced Judy Spooner, Bulletin Newspaper, who will be covering the County Board meetings.

**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 Pulkrabek and it was adopted unanimously. The Board meeting adjourned at 10:30 a.m.

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**BOARD WORKSHOP WITH TRANSPORTATION AND PHYSICAL DEVELOPMENT**

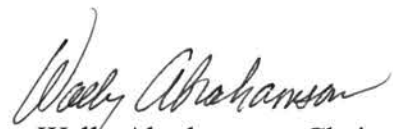
The Board met in workshop session with the Department of Transportation and Physical Development to discuss and review plans for the proposed Woodbury Library. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Susan Tice, Don Wisniewski, Jack Perkovich, Jim Wells, Alice Engleman, Kathleen Schuller, Donald Wujcik, Library Board and Dewey Thorbeck, ESG Architects.

Attest:



James R. Schug

County Administrator



Wally Abrahamson, Chair

County Board



**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**JULY 20, 1999**

The Washington County Board of Commissioner met in regular session at 9:00 a.m. in the Washington Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson and Stafford. Commissioner Pulkrabek absent. Board Chair Abrahamson presided. Also present were James Schug, County Administrator; Susan Tice, Chief Assistant County Attorney; Dan Papin, Community Services Director; Suzanne Pollack, Community Services Supervisor; Nadine Groven, Social Worker; Rick Backman, Community Services Division Manager; Doug Fischer, Deputy Director of Transportation and Physical Development; John Swedell, WFC Accountant; Sheila Cunningham, WFC Program Coordinator; Patricia Cowilder, WFC Counselor; Jane Harper, Principal Planner; Lowell Johnson; Molly O'Rourke, Assessment, Taxpayer Services and Elections Director; Dennis O'Donnell, Sr. Land Use Specialist; Judy Honmyhr, Human Resources Director; Jerry Turnquist, City of Oak Park Heights Councilman; Konrad Koosmann, Soil and Water Conservation District; and Dave Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval of the July 6, 1999 Board meeting minutes.
2. Approval of the following Findings of Fact, Conclusions of Law and Dispositional Resolution relative to the appeal by Bruce and Janet Swenson heard by the County Board of Commissioners on July 6, 1999:

STATE OF MINNESOTA  
COUNTY OF WASHINGTON

-----  
In the Matter of the Conditional Use Permit  
for the Washington County Agricultural Society

Applicant.  
-----

WASHINGTON COUNTY BOARD  
OF COMMISSIONERS

FINDINGS OF FACT,  
CONCLUSIONS OF LAW  
DISPOSITIONAL RESOLUTION

This matter came on for hearing on July 6, 1999, before the Washington County Board of Commissioners as an appeal from a decision of the Washington County Planning Advisory Commission brought by Bruce and Janet Swenson concerning one condition of the Conditional Use Permit granted to Bruce and Janet Swenson on Tuesday, May 25, 1999. This hearing was held pursuant to Washington County Development Code Chapter One Section 9.1. Chairman Wally Abrahamson, presided; Commissioners Bill Pulkrabek, Myra Peterson, Dennis Hegberg and Dick Stafford were present.

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Testimony was provided by Dennis O'Donnell, Senior Land Use Specialist of the Washington County Department of Transportation, Physical Development, Land Management and Land Survey; Bruce Swenson, the appellant.

The following exhibits were received into evidence: Exhibit 1, Bruce and Janet Swenson's application for a Conditional Use Permit dated May 3, 1999, including the subdivision plan; Exhibit 2, a location map; Exhibit 3, May 20, 1999 staff report; Exhibit 4, minutes of the May 25, 1999 Planning Advisory Commission hearing; Exhibit 5, the Appeal Request from Bruce and Janet Swenson dated June 7, 1999; Exhibit 6, June 29, 1999 staff memorandum to the Washington County Board; Exhibit 7, a letter from New Scandia Township dated June 29, 1999; Exhibit 8, letter from the Metropolitan Council dated July 6, 1999.

Based upon the file, records, proceedings, and arguments of the parties, the Board makes the following:

### FINDINGS OF FACT

1. Bruce and Janet Swenson own approximately 50 acres of land in New Scandia Township, legally described as part of the West One-half (W½) of Section 11, Township 32 North, Range 20 West. The property has frontage on Oren Avenue No.
2. The 50 acres owned by Bruce and Janet Swenson is zoned Agricultural A-4.
3. Maximum density of property zoned Agricultural A-4 is one dwelling per 10 acres (five dwelling units on 50 acres).
4. When an open space design/cluster subdivision is requested in land zoned Agricultural A-4, a Conditional Use Permit is needed, pursuant to Chapter Two, Section 2.2(3) of the Washington County Development Code.
5. Bruce and Janet Swenson intended to develop an open space/cluster subdivision in which they will divide the 50 acre property into ten residential lots (100 percent density bonus permitted) between 1.5 to 2.3 acres in size and three outlots totaling 30 acres for open space.
6. Open space developments require permanent conservation easements pursuant to Chapter Two, Part 3, section 4.7(1) of the Washington County Development Code.
7. Bruce and Janet Swenson applied for a Conditional Use Permit and a public hearing was held before the Washington County Planning Advisory Commission on Tuesday, May 25, 1999.
8. That on May 25, 1999, the Washington County Planning Advisory Commission granted a Conditional Use Permit to Bruce and Janet Swenson for an open space cluster development subdivision which contained seven conditions.
9. That Bruce and Janet Swenson appealed the following condition set forth in the Conditional Use Permit.
  - (6) A permanent conservation easement shall be dedicated to a (qualified) non-profit conservation organization approved by County staff.
10. That Bruce and Janet Swenson are requesting that New Scandia Township be granted the conservation easement concerning the 30 acre open space on Outlots A, B and C.

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11. That New Scandia Township is a governmental body empowered to hold an interest in real property under the laws of the State of Minnesota and a governmental body empowered to hold an interest in real property may be the holder of a conservation easement pursuant to MINN.STAT. § 84C01, subd. 2.

12. That New Scandia Township, via the Town Board, desires to be the holder of Bruce and Janet Swenson's conservation easement and will undertake to provide annual inspection of the property and enforce the terms of the easement by judicial action, if necessary.

13. That the Washington County Board of Commissioners favor local control of land within its township and believes that New Scandia Township will monitor and protect the environment and be responsible for holding the conservation easement.

14. That Washington County will be granted the third party right of enforcement to enforce the conservation easement pursuant to MINN. STAT. § 87C.01, subd. 3.

Based upon the foregoing, the Washington County Board of Commissioners makes the following:

#### CONCLUSIONS OF LAW

1. That the appropriate and reasonable holder of the conservation easement concerning the 3 outlots consisting of 30 acres open space of Bruce and Janet Swenson is New Scandia Township.

#### RESOLUTION

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

1. That the appeal of Condition No. 6 of the Conditional Use Permit of Bruce and Janet Swenson is granted and shall be amended to read:

(6) A permanent conservation easement shall be dedicated to New Scandia Township and Washington County will be party to the easement as a third party enforcer.

3. Approval to allocate the 1999 dividend from the Minnesota Counties Insurance Trust to the Post Retirement Health Care Fund in the amount of \$423,913.
4. Approval of the contractual agreement between the Minnesota Department of Economic Security and the Community Services Workforce Center to operate the Senior Community Service Employment Program for the period beginning July 1, 1999 through June 30, 2000.
5. Approval of agreement between the Minnesota Department of Economic Security and the Community Services Workforce Center to operate the 5% Older Worker Program for the period beginning July 1, 1999 through June 30, 2000.
6. Approval of State of Minnesota, Department of Corrections Community Services Grant agreement for fiscal year 2000 and fiscal year 2001.

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7. Approval of banding and grading of new job description of Deputy Director of Community Services in the Community Services Department at D62-1 and approval of job description.
8. Approval of banding and grading of new job description of Assessment and Taxation Program Manager in the Assessment, Taxpayer Services and Elections Department at C45-1 and approval of job description.
9. Approval of agreements with the Cities of Lake Elmo and Birchwood for distribution of curbside recycling funds in the amount of \$78,167.
10. Approval of Plat of Stonehenge 2<sup>nd</sup> Addition, Stillwater Township.
11. Approval of Plat of Wynstone 3<sup>rd</sup> Addition, West Lakeland Township.
12. Approval to accept and execute the grants from the State of Minnesota for Operation Nightcap for the remaining year of FY 1999.

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

#### **TRANSPORTATION AND PHYSICAL DEVELOPMENT**

Doug Fischer, Deputy Director of Transportation and Physical Development, gave an overview of the request by King of Kings Lutheran Church, Woodbury, for a right-in/right out access on Donegal Drive.

Commissioner Stafford moved to adopt **Resolution No. 99-086** as follows:

##### **Access Permit to the King of Kings Lutheran Church**

WHEREAS, the King of Kings Lutheran Church, due to expansion of its facility has requested a right in/right out driveway access to CSAH 13; and

WHEREAS, the proposed driveway will be located partially in an access controlled right of way; and

WHEREAS, the traffic engineering staff has identified no safety or operational problems associated with the proposed driveway; and

WHEREAS, the access permit will contain provisions for review and possible revocation of the permit if safety or operational problems arise due to the driveway; and

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WHEREAS, the church has acquired an adjacent property, to be used as a youth center which has a direct access to CSAH 13 which will be removed and access control deeded to the County; and

WHEREAS, the City of Woodbury has endorsed this plan.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby authorizes the Director of Transportation and Physical Development to issue an access permit in an access controlled right of way to the King of Kings Lutheran Church, subject to the provisions described above.

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

#### **COMMUNITY SERVICES DEPARTMENT**

Dan Papin, Community Services Director, stated that acceptance of state and federal funds would enable continuation of local administration for the Child Care Resource and Referral program. He introduced Suzanne Pollack, Community Services Supervisor, who gave an overview of the program and what it provides.

Commissioner Peterson moved to approve that Washington County Child Care Resource and Referral receive \$360,898 in state and federal funds over two years to operate the program. Commissioner Abrahamson seconded the motion and it was adopted unanimously; Commissioner Pulkrabek absent.

Commissioner Hegberg questioned the item he pulled from the consent calendar (J). Suzanne stated that the two items were not related. He asked how the Workforce Center fits in with Child Resource and Referral. Suzanne stated that as participants go through the WFC some will need referrals for child care.

Commissioner Hegberg moved to approve 1 FTE Case Manager, 1.5 FTE Clerk II, and .5 FTE Data Entry Clerk Special Project positions in Community Services (Workforce Center) for 12 months. Commissioner Peterson seconded the motion and it was adopted unanimously; Commissioner Pulkrabek absent.

#### **GENERAL ADMINISTRATION**

##### **Landlocked Basin Study/FEMA Pilot Project Matching Grant Funds**

Jane Harper, Principal Planner, gave an overview of the grant agreement to conduct a two year pilot project within the Carnelian Marine Watershed District to develop and test a process to identify landlocked basins. It would also delineate high water elevation, low floor elevation, runout elevation and runout point within these basins.



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Commissioner Peterson moved to adopt **Resolution No. 99-087** as follows:

Resolution Authorizing Matching Funds and Signature of  
Board of Water and Soil Resources Challenge Grant Documents  
Landlocked Basin Study / FEMA Pilot Project

WHEREAS, Washington County has a state approved and locally adopted comprehensive local water plan, as defined by Minnesota Rule Chapter 8405.0110 and has implemented a local levy; 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, numerous basins throughout Washington County currently have, or previously have had, flooding problems due to a lack of information available at the time homes were built; and

WHEREAS, current data on high water elevation, runout level and runout point in landlocked basins, enhanced FEMA flood plain maps and recommended policies and procedures for dealing with landlocked basins will provide decision-makers with the tools necessary to reduce flooding impacts in Washington County; and

WHEREAS, Washington County, together with the Washington Soil and Water Conservation District and Carnelian-Marine Watershed District, is planning a Landlocked Basin Study / FEMA Pilot Project to test a process to identify landlocked basins and delineate water elevations and to establish and test sound guidelines to enhance FEMA floodplain maps; and

WHEREAS, Washington County has applied for and been awarded \$27,040 in state grant funds for the Landlocked Basin Study / FEMA Pilot Project; and

WHEREAS, Washington County agrees to match state grant funds with \$7,748 cash and \$11,752 in-kind services; and

WHEREAS, Carnelian-Marine Watershed District agrees to provide \$5,000 cash and \$300 in-kind services, and Washington Soil and Water Conservation District agrees to provide \$2,240 in-kind services to match state grant funds; and

WHEREAS, the remaining project costs of \$26,500 will be funded with Natural Resources Block Grant funds.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners authorizes the appropriation of \$7,748 in cash (\$3,000 Administration, \$4,478 Public Health and Environment) and \$11,752 in in-kind services as a match to state funds.

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners authorizes the appropriation of \$26,500 in Natural Resources Block Grant funds for the Landlocked Basin Study / FEMA Pilot Project.

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

### **Water Governance Study**

Jane Harper, Principal Planner, presented an overview of the Water Governance Study to date and asked for approval of the report's recommendations and development of an implementation plan. The plan calls for a reduction in watershed districts in the County from eleven to six. This would create larger districts better able to address management of the County's water. She stated that 21 comments concerning the plan have been received from various entities. The implementation plan will be worked on during the next four to six months and then will be brought back to the Board at regular intervals for review and approval.

Commissioner Peterson stated that this process began a number of years ago and that the County is taking a proactive stand on water issues.

Commissioner Stafford commented that he supports the plan and that this will be a great opportunity to structure the watersheds through a consortium concept which will be more efficient and economical. He also added that other entities are watching how we handle this and we could become a pattern for the way water is managed in the state.

Commissioner Hegberg agreed with the comments and added that he would like to see hearings with the watershed districts during the budget process.

Commissioner Abrahamson stated that he feels there will be some problems with the new watershed district boundaries and the process will take some time.

Commissioner Peterson moved to adopt the recommendations of the Report for Water Governance Study. Commissioner Stafford seconded the motion and it was adopted unanimously; Commissioner Pulkrabek absent.

### **DISCUSSION FROM THE AUDIENCE**

Mr. Craig Leiser, president of the Brown's Creek Watershed District, stated that some of their concerns with the water governance report were with the costs, timing, and final structure of watersheds in the plan. The

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District would like local input maintained. Mr. Leiser endorsed the County's proactivity and asked the Board to go forward with its plan.

#### **BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

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

Commissioner Peterson reported that she would like to recognize Earl Van Berken, who is retiring from MNDot after 26 years. He has worked with her on Wakota Bridge issues over the years.

#### **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; Commissioner Pulkrabek absent. The meeting adjourned at 9:55 a.m.


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

The Board met in workshop session with the Office of Administration to evaluate the County's lobbying services. 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, Dan Papin, Molly O'Rourke, and Page Weed, Grant Township.

#### **BOARD WORKSHOP WITH THE COMMUNITY SERVICES DEPARTMENT**

The Board met in workshop session with the Community Services Department to discuss Housing Links and related housing 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, Dan Papin, Rick Backman, Marcia Wielinski, Kim Carolan, Tina O'Malley, Diane Evenson, and two representatives from HomeLink.

Attest:   
James R. Schug  
County Administrator

  
Wally Abrahamson, Chair  
County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**JULY 27, 1999**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Absent none. Board Chair Abrahamson presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Jim Frank, County Sheriff; Scott Hovet, Assessor; Don Wisniewski, Director of Transportation and Physical Development; Doug Fischer, Deputy Director of Transportation and Physical Development; Jack Perkovich, Deputy Director of Transportation and Physical Development; Robert Lockyear, Director of Administrative Services; Nancy Brase, Central Services Supervisor; and Dave Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Adoption of **Resolution No. 99-088** as follows:

Resolution Adopting  
the Washington County Development Code  
Chapter Seven, Mining Regulations  
Ordinance No. 140

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, on March 23, 1999, the Washington County Planning Advisory Commission referred the Mining Regulations in the form of Chapter Seven of the Washington County Development Code to the County Board with their recommendations as required by MINN. STAT. § 394.25; and

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WHEREAS, on June 15, 1999 and July 13, 1999, the Washington County Board of Commissioners conducted a public hearing to consider adopting Chapter Seven of the Washington County Development Code as required by MINN. STAT. § 394.26 and MINN. STAT. §375.51.

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. Chapter Seven of The Washington County Development Code attached hereto is hereby adopted in its entirety as Washington County Ordinance No. 140 and is declared to be effective from and after its publication date according to law.
2. From and after the effective date of Ordinance No. 140, the previous Washington County Mining Ordinance No. 85, effective December 18, 1990, together with all amendments thereto is repealed.

**Summary**  
**Washington County Development Code**  
**Chapter Seven**  
**Mining Regulations**  
**Ordinance No. 140**

MINN. STAT. §§ 473.851 to 473.871 require counties to adopt a comprehensive plan to guide the physical development of the county. The plan must be periodically updated to be consistent with the Metropolitan System Statements. To implement the land use component, the counties are also required to adopt official controls.

Since 1979, the official controls of Washington County have been found in the Washington County Development Code. This code regulates such things as agricultural, residential and commercial land uses, the use and development of the St. Croix River corridor and the shoreland and bluffland areas adjacent to other rivers, lakes and streams, state and federally funded "201 sewage treatment systems, mining operations, flood plain developments, officially mapped areas, the location, design, installation, use and maintenance of on-site sewage treatment systems and standards and procedures to be employed in the subdivision of land. On October 1, 1997 in response to the most recent Metropolitan System Statement, Washington County adopted its 2015 Comprehensive Plan.

In order to implement the plan and consistent with the power granted to counties in MINN. STAT. CHAPT. 394, the existing Washington County Mining Regulations Ordinance originally adopted on December 18, 1999 as Ordinance No. 85, has been repealed and in its place, the Washington County Board of Commissioners has adopted new Mining Regulations as Ordinance No. 140, setting forth the regulation of the removal of sand, gravel, rock, soil and other materials within the unincorporated areas of Washington County. These Mining regulations are found in Chapter Seven, which is divided into eleven sections. These regulations will be effective on August 11, 1999 (publication date) after their publication according to law.

Sections 1 and 2 set forth the intent, purpose, scope and application of the regulations. In order to provide for the economic availability and removal of sand, gravel, rock, soil and other material vital to the growth of Washington County, the County must establish regulations, safeguards and controls regarding noise, dust, traffic, drainage, ground water quality, potential pollution cause by wind, soil erosion and sedimentation. Such regulations shall minimize the environmental and aesthetic impacts on mined or adjacent properties.



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Section 3 is the general provision which explains that mining operations require a conditional use permit that is valid for a maximum of five years and can then be renewed. The permit standards are listed, as well as the criteria that must be met for new mining, expansion or change in use of an existing mining operation. Section 3 also states how the local township board shall issue an annual permit, unless the township board requests that the County issue annual permits in lieu of the townships.

Section 4 contains the definitions of Chapter Seven, which are in addition to those of Chapter One, Section 2, of the Washington County Development Code.

Section 5 establishes the application process for a Conditional Use Permit or renewal of a Conditional Use Permit. This also sets forth requirements for an Environmental Assessment Worksheet, possible Environmental Impact Statement and other provisions of rules and regulations that must be complied with in order to obtain a Conditional Use Permit.

Section 6 defines the operating conditions, such as set back, fencing, hours of operation, screening, dust control, noise, depth of excavation, site clearance, appearance, sewer, waste disposal, water, quality, monitoring, processing, recycling, trucking operations, asphalt plant and concrete ready mix plants and fuel storage.

Section 7 describes the reclamation process and Section 8 reviews the insurance, financial guarantees and fees. It describes the rights of the county staff to conduct inspections of the property.

Sections 9 and 10 describe the enforcement of this ordinance for criminal and civil violations and that each day a violation is permitted to exist by the mining operation, the violation shall constitute a separate offense.

Section 10 discusses that a mining permit can be revoked and the appeal process that is available.

Section 11 describes that the separability of the provisions of the ordinance and that any court of competent jurisdiction can judge the validity of such.

The foregoing is intended only as a summary of the Washington County Development Code, Chapter Seven, Mining Regulations. A printed copy of these regulations adopted by Washington County Ordinance No. 140 is available for inspection during regular office hours at the Washington County Offices of Auditor, Administrator and Department of Transportation and Physical Development.

- 2. Approval of abatement applications for value and homestead classification as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 09.028.21.31.0135	Edwards, Joseph	\$544.00
R 22.028.21.33.0031	Gaustad, Shawn R.	544.00

- 3. Approval of first amendment to Grant Agreement SG-97-93 between the Metropolitan Council and Washington County to purchase land in the Big Marine Park Reserve.

July 27, 1999

4. Approval of second amendment to Grant Agreement SG-94-74 between the Metropolitan Council and Washington County to purchase land in the Big Marine Park Reserve.

The foregoing Consent Calendar was adopted unanimously.

#### **CERTIFICATE OF RECOGNITION**

Commissioner Peterson moved, seconded by Commissioner Pulkrabek to adopt the following Certificate of Recognition related to the St. Croix River Boating accident:

Washington County  
Certificate of Recognition  
Sheriff's Office, Volunteers  
and Support Organizations

WHEREAS, on Saturday, July 3, 1999, at approximately 1:30 a.m., there was a collision of two power boats in the St. Croix River south of Stillwater resulting in a weekend-long search and recovery operation; and

WHEREAS, the search operation for the victims was held in hazardous conditions in the dark waters of the St. Croix River; and

WHEREAS, County Sheriff's Office personnel and volunteers of the Water Recovery Unit conducted the search and recovery operation with assistance from the officers of the reserve unit and members of the Water, Parks and Trails Unit, while the volunteer chaplains and representatives from the American Red Cross came to the accident site to assist the officers and console the families and friends of the victims of the accident; and

WHEREAS, all concerned felt the enormity of the loss of five people in this accident, but felt proud of the efficiency, professionalism and compassion that was demonstrated by everyone involved in this holiday weekend disaster; and

NOW, THEREFORE BE IT RESOLVED THAT, the Washington County Board of Commissioners commends the personnel of the Washington County Sheriff's Office and all the volunteers who took part in the search and recovery operation; and

BE IT FURTHER RESOLVED THAT, the Washington County Board of Commissioners commends everyone involved for their preparedness for such an operation and the use of their skills to conduct the search and recovery operation in a manner of which all can be proud.

Commissioner Abrahamson presented the Certificates to representatives of the volunteers, reserves and Sheriff's Department staff.

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## TRANSPORTATION AND PHYSICAL DEVELOPMENT

Doug Fischer, Deputy Director of Transportation and Physical Development, presented an update on the implementation of jurisdictional transfers as described in the transportation component of the 2015 Washington County Comprehensive Plan. Mr. Fischer indicated that jurisdictional transfers have been completed in the following areas: Mahtomedi - CSAH 36, CSAH 79 and CR 62; CSAH 30, CSAH 31 and CSAH 32 in the shore communities; and the swap with Minnesota Department of Transportation of parts of County Road 15 with Highway 95 through the shore communities. He described the workplan for 1999, identifying the following planned turnbacks: New Scandia, CR 53 and CR 33A a park road in O'Brien State Park; and CSAH 7 in Marine on St. Croix. Mr. Fischer informed the Board that they are continuing to work on turnbacks in Woodbury for TH 120, Cottage Grove for CR 74 and a series of jurisdictional transfers connected with the Wakota Bridge project including CSAH 38 and 22 and new county roads serving 15<sup>th</sup> Street and frontage roads. They will also be working with the Minnesota Department of Transportation and local communities regarding the St. Croix River crossing issues affecting CR 23, CR 21 and CR 28.

## ELECTRIC UTILITY INDUSTRY DEREGULATION

John Derus, former Hennepin County Commissioner, discussed a draft resolution where metropolitan counties would work together to address issues anticipated as a part of the electric utility deregulation.

Commissioner Stafford moved to adopt **Resolution No. 99-089** as follows:

### Joint County Effort in Addressing Utility Deregulation

WHEREAS, The electric industry in the United States has been providing electricity to retail customers for more than a century through vertically integrated regulated public utilities, but today the industry is undergoing a radical transition whereby the generation of electricity will be deregulated and electricity will be provided to retail customers on a competitive basis; and

WHEREAS, Over 18 states have enacted statutes providing for the restructuring of the electric utility industry, or have adopted comprehensive restructuring Orders providing for retail competition in the electric utility industry; all other states are currently investigating retail competition in the electric utility industry; and the U.S. Congress is presently considering legislation which would further provide for the restructuring of the electric industry and retail competition; and

WHEREAS, The electric utility industry is making major structural changes in anticipation of inevitable retail competition, including mergers and acquisitions by major investor owned utilities, mergers between gas and electric utilities, the creation of regional independent transmission system operators, and electric power trading exchanges; and

WHEREAS, The State Legislature created the "Legislative Electric Energy Task Force" and charged the Task Force with the responsibility of addressing restructuring and deregulating the electric utility industry in Minnesota; hearings have been held and testimony received

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from major stakeholders affected by deregulation, including governmental agencies, large consumers, non-profit organizations, and electric utilities; and the Task Force is required to report its findings to the 1999 Legislature; and

WHEREAS, The Minnesota Public Utilities Commission, at the request of Northern States Power Company, is presently conducting a cost separation proceeding, a prerequisite to retail competition in the Minnesota electric industry; and

WHEREAS, Stakeholders affected by the electric utility industry, including investor owned utilities, rural cooperative, municipal utilities, regional power pools, counties, cities, school districts, environmentalists, consumer protection advocates and others impacted by the restructuring of the electric industry, are preparing for this major public policy debate by developing strategies designed to protect their respective interests, and are currently advocating bills before the Minnesota Legislature that would implement electric deregulation; and

WHEREAS, Washington County is committed to protecting its residents and its businesses from potential adverse effects of restructuring the electric utility industry, and has a significant interest in ensuring reasonable prices for electricity, continued reliability of electric supply and high quality of service; and has significant economic interests that may be impacted in terms of its own electric power usage as a large institutional consumer of electricity; and

WHEREAS, Restructuring of the electric utility industry may provide unique opportunities to the County to aggregate its electric load with other large institutional consumers of electric power, or to allow County residents and businesses to aggregate their electric load with the County's electric needs, providing for a large and more attractive electric load and a better price to suppliers. Public entities throughout the country, including counties, cities, school districts, hospitals, universities, and other institutional users are designing and implementing electric aggregation programs; and

WHEREAS, The County has a significant interest in ensuring that the present arrangements for purchasing refuse derived fuel produced at the Ramsey-Washington Resource Recovery Facility are not adversely affected by deregulation; and

WHEREAS, The County has a multitude of significant interests which may be profoundly impacted as this important public policy debate unfolds, many of which are common to the interest of other counties within the region that will also be impacted by electric deregulation; and there is precedent for counties approaching major public policy initiatives jointly, such as with solid waste, ethanol, and light rail transit, such joint county efforts enabling counties to share resources and to more effectively, efficiently, and successfully develop and execute important policy initiatives.

NOW, THEREFORE, BE IT RESOLVED, That staff be instructed to work with other counties in the region for purposes of determining the feasibility of establishing a joint county effort to address restructuring of the electric utility industry and the issues affecting county residents, businesses and industries; and that staff is instructed to determine the feasibility of establishing a Joint Powers Agency, or similar organizational structure, which would be used to direct, coordinate and execute this joint county effort; and

BE IT FURTHER RESOLVED, That Washington County will work with other counties to monitor electric utility industry restructuring activities at the Minnesota Legislature and the Minnesota State Public Utilities Commission, as well as activities in other states and at the federal level, and generally within the electric utility industry; and that staff will periodically report to the County Board on these restructuring activities and new developments which may affect Washington County; and



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BE IT FURTHER RESOLVED, That staff be directed to identify the issues raised by electric restructuring and deregulation affecting Washington County and the interests of its residents and businesses, and begin to develop the County's policy regarding a restructuring strategy which will permit the County to effectively participate in this important public policy debate.

Commissioner Peterson seconded the motion and it was adopted unanimously.

## **GENERAL ADMINISTRATION/TRANSPORTATION AND PHYSICAL DEVELOPMENT**

### **Review of the County Space Plan and Funding Strategy Related to the Woodbury Library Project**

James Schug, County Administrator, Virginia Erdahl, Deputy Administrator and Robert Lockyear, Director of Administrative Services provided the Board with background information on the County's space planning and financing issues as it relates to the Woodbury Library. Based on projected historical growth and department projections, the County will need approximately 20,000 to 25,000 additional square feet of space by the year 2003-2004. The existing Woodbury Library facility is approximately 20,000 square feet. Proposed uses for this space include: 3,000 square feet – Woodbury License Center; 2,000 square feet – Community rooms (existing); and 15,000 square feet – Office space for Community Services, Public Health and Environment and Court Services or affiliated agencies currently in leased space. Parking would need to be expanded to approximately 120 spaces, about twice what is on site at present. Total cost to remodel the existing Woodbury Library for offices and a license center facility is estimated at \$1.1 million.

Ms. Erdahl presented the County's tentative plan for issuing bonds and using as a source of revenue tax capacity coming from tax increment financing districts. She also presented projected projects in the 1999-2003 Capital Improvement Program which would be funded through bonds.

### **Scope of Project for the Woodbury Library and Proposed Agreement with the City of Woodbury**

Don Wisniewski, Director of Transportation and Physical Development, presented seven building options, including project costs, for the proposed Woodbury Library. The options range from a basic branch library with no expansions at a cost of \$5,256,245 to a library with central operations, basement and second floor expansion of \$6,750,155.

The Board discussed whether the County should pay the City of Woodbury for the land the City donated to the County for the current Woodbury Library if the County decides to sell the building and not use it for County purposes. Commissioner Abrahamson stated he would like to hear the Woodbury City Council's feelings on this matter.



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Commissioner Stafford suggested that if the City deeded the entire property to the County a clause could be put in the agreement that the City of Woodbury would have the right of first refusal if the County ever decided to sell the building.

Commissioner Pulkrabek stated he would also like to discuss this with the Woodbury City Council before the County commits itself to this new project. If the City of Woodbury is going to be coming back to the

County on their request for a tax abatement of properties located in the area of the proposed Tamarack/694 interchange, he feels there should be room for negotiation.

Commissioner Peterson would also like to discuss all these entities together—the existing library site, the Tamarack Interchange and the new library—with the City of Woodbury.

Commissioner Stafford stated he would be prepared to move Option Seven contingent on control of the present site and giving the city the right of first refusal. He believes this would give the County room for negotiation with the City.

Commissioner Peterson asked if the existing library were sold, is there a way to place the license center in the meeting rooms located on the lower level of the new Woodbury Library? Mr. Wisniewski stated they have not looked at doing that. Commissioner Peterson feels that would be a viable option. Parking wouldn't have to be increased on the existing site, the new building site does accommodate parking, it gives greater opportunity to encourage usage of the library, it makes the central park issue a higher visibility. She believes this gives the County a greater option to fulfill the needs of the County in one location.

Commissioner Hegberg stated he will support Option Seven.

Commissioner Pulkrabek stated he would agree with Commissioner Stafford's recommendation of going with Option Seven. He feels the growth in the County supports putting in the money now for potential growth later on. He believes it would be short sighted not to include the expansion areas. He would support Option Seven contingent on the outcome of the old library site.

Commissioner Abrahamson stated he agrees with Option Seven, but if the City of Woodbury wants the County to go with Option Seven they have to meet the County at the bargaining table and come up with a deal so the County's hands are not tied on the other library.

Commissioner Peterson concurs with Commissioner Abrahamson, but would like to see the license center placed in the new library. She has great reservations about the existing building and increasing the parking space.

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Commissioner Stafford moved to approve Option Seven for the Woodbury Branch Library and central operations which includes the following: Branch Library, Central Operations, Additional Basement, Accommodate Future Second Floor and construction manager fees or owners representation fees for a total of \$6,750,155; and, that this be contingent on an agreement with the City of Woodbury which would require that the County have free use of the existing building for any County purposes without restriction and to reach an agreement assuring that the County can develop sufficient parking to use the building as a service center; that if the County decided to sell the building, the County would leave in the agreement the City's right of first refusal to purchase the building at the appraised price; and, that the previous agreement be amended to remove any requirement that the County pay the City of Woodbury for the value of the land if the County would sell it. Commissioner Pulkrabek seconded the motion. The motion was further discussed.

Commissioner Peterson stated that there is still no recourse to talk about the option for the Tamarack interchange. Commissioner Stafford stated he would be willing to go to the Woodbury City Council meeting tomorrow night and relay the County Board's seriousness about negotiations on this issue.

The motion as stated above was adopted unanimously.

Commissioner Abrahamson asked Commissioner Stafford to report back to the Board on the Woodbury Council meeting as soon as possible.

## **GENERAL ADMINISTRATION**

### **Central Services Copy Center**

Robert Lockyear, Director of Administrative Services, and Nancy Brase, Central Services Supervisor, provided an overview of RFP's received for Central Service copy center operations. They indicated that estimated cost savings would be \$1,000 per month; trained and certified professionals will be assigned to work at Washington County; digital technology both in black and white as well as colored copies will be provided; and the copy center will deliver all copy requests directly to the requestor.

Commissioner Pulkrabek moved to award the contract for copy center services to IKON Office Solutions for one year with an additional one year extension if agreed to by both parties. Commissioner Hegberg seconded the motion and it was adopted unanimously.

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**Forest Lake/Comfort Lake Watershed District**

Mr. Schug advised the Board that the Board of Water and Soil Resources is moving forward on creating a watershed district in the Forest Lake/Comfort Lake area. They will be conducting interviews for board managers in the near future and are requesting that a County Board member serve on the interview panel.

Commissioner Peterson moved to appoint Commissioner Hegberg to the serve on the Board of Water and Soil Resources interview panel to interview potential board managers for the Forest Lake/Comfort Lake Watershed District. Commissioner Stafford seconded the motion and it was adopted unanimously.

**DISCUSSION FROM THE AUDIENCE**

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

**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Hegberg discussed the burrows and the temporary removal from private, non-commercial lands, of gravel for construction of roads and whether those areas should be included in the Mining Ordinance regulations. He will discuss this further with staff. Commissioner Peterson stated if these are done administratively that a process should be put in place so these areas do not scar the landscape with gaping holes.

Commissioner Stafford invited the Commissioners to attend the Belwin Foundation open house this Saturday in Afton. He also advised the Board that he will be attending the MICA Summer Conference in Ely on August 10 through 12 and that Commissioner Peterson, as alternate to the AMC Board, will be attending a meeting in Duluth on August 12.

Commissioner Peterson distributed copies of a Cottage Grove service agreement with the Housing and Redevelopment Authority.

Commissioner Pulkrabek reported on the NACo Conference he attended in St. Louis last week. He received duplicate copies of information distributed at seminars he attended on open space, prenatal care, early childhood care, and workforce investment account if anyone is interested at looking at them. He also had a chance to ride on their light rail system. It cost \$1.50 to ride one way with no real enforcement, it ran on an honor system.

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**BOARD CORRESPONDENCE**

Board Correspondence was received and placed on file including a letter from Dr. Frascone regarding ambulance service problems. He asked that staff respond to this letter.

**ADJOURNMENT**

There being no further business to come before the Board, Commissioner Peterson moved to adjourn, seconded by Commissioner Pulkrabek and it was adopted unanimously. The Board meeting adjourned at 11:20 a.m.


**BOARD WORKSHOP WITH HUMAN RESOURCES DEPARTMENT**

The Board met in workshop session with the Human Resources Department for an update and overview of the cafeteria benefits plan. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Sue Tice, Judy Honmyhr, Sue Fennern, Larry Nybeck, Dennis O'Donnell, Konrad Koosmann, Joanne Helm, Michael Pressman and Judy Hunter.

**BOARD WORKSHOP WITH OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration to discuss the Green Corridor Project. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Sue Tice, Larry Nybeck, Dennis O'Donnell, Konrad Koosmann, Joanne Helm, Michael Pressman and Jane Harper.

Attest:

  
James R. Schug

County Administrator



Wally Abrahamson, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**AUGUST 3, 1999**

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, Pulkrabek, Abrahamson, Peterson and Stafford. Absent none. Board Chair Abrahamson presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Robert H. Turrentine, Assistant County Attorney; Doug Johnson, County Attorney; Don Wisniewski, Director of Transportation and Physical Development; Doug Fisher, Deputy Director of Transportation and Physical Development; Judy Honmyhr, Human Resources Director; Scott Hovet, Assessor; and Dave Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval of the July 13 and 20, 1999 Board meeting minutes.
2. Approval of staff comments on the City of Marine on St. Croix Comprehensive Plan.
3. Approval of abatement applications for exempt classification and local option disaster credit as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 31.030.21.24.0003	City of Mahtomedi	\$ 22.00
R 10.028.21.23.0084	City of Woodbury	104.00
R 18.028.21.34.0012	City of Woodbury	424.00
R 17.028.21.41.0004	Gary & Katheryn Magnuson	231.98

4. Approval for a twelve month Special Project Clerk Specialist position in Administration (Central Services).
5. Approval of attraction/retention salary ranges for the classification of Assistant Victim/Witness Coordinator Assistant and Lead Victim/Witness Assistant Coordinator in the County Attorney's Office.
6. Approval of new position of .1 FTE Legal Secretary in the County Attorney's Office.



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7. Approval of agreement with Tolz, King, Duvall, Anderson & Associates for consulting engineering services in connection with bridge rehabilitation on Bridge No. 82501 and No. 82509 at a cost not to exceed \$31,200.

The foregoing Consent Calendar was adopted unanimously.

#### **HUMAN RESOURCES DEPARTMENT**

Judy Honmyhr, Human Resources Director, presented a brief overview of a new pension plan for correctional employees. She indicated that employees certified into this new pension plan must meet the following criteria:

1. The employee must be employed in a county-administered jail or correctional facility, or in a regional correctional facility administered by more than one county.
2. The worker must meet PERA's definition of public employee as set forth in Minnesota Statutes Chapter 353.01. Essentially, an employee must fill a position greater than six months in duration and earn over \$425 in any month.
3. The employee must spend 95 percent of working time in direct contact with inmates in the jail or correctional facility.
4. The County Board must certify which employees will be moved into the new pension plan.

Commissioner Hegberg moved to certify employees into the Local Correctional Employees Pension Plan using the following criteria: 1) The employee must be employed in a county-administered jail or correctional facility, or in a regional correctional facility administered by more than one county; 2) The worker must meet PERA's definition of public employee as set forth in Minnesota Statutes Chapter 353.01. Essentially, an employee must fill a position greater than six months in duration and earn over \$425 in any month; 3) The employee must spend 95 percent of working time in direct contact with inmates in the jail or correctional facility; and, that the County's employees who are classified as Correctional Officers and Correctional Officer Sergeants will be certified into the new pension plan. Commissioner Peterson seconded the motion and it was adopted unanimously.

#### **TRANSPORTATION AND PHYSICAL DEVELOPMENT**

Doug Fischer, Deputy Transportation and Physical Development Director, presented an overview of the cooperative agreement and signal maintenance agreements with the City of Woodbury for the County State Aid Highway (CSAH) 19 improvement project. Funding for this project will come from three sources Federal, County and City. The cooperative agreement for construction cost reimbursement is based on the project receiving \$2.8 million in Federal ISTEA funding as follows: Federal Share-\$2,800,000; County

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Share-\$2,697,000; and City Share-\$1,373,000. Mr. Fischer indicated that the formula for distribution of Federal ISTEA funds was revised to allow for an increase in Federal funding to approximately \$4.8 million. If additional Federal funding is allocated to this project, the construction cost would be shared as follows: Federal Share-\$4,800,000; County Share-\$1,200,000; and City Share-\$870,000.

Commissioner Stafford moved to approve the cooperative agreement and the signal maintenance agreements with the City of Woodbury for the County State Aid Highway 19 improvement project. Commissioner Peterson seconded the motion and it was adopted unanimously.

### **GENERAL ADMINISTRATION**

#### **Resolution In Appreciation of Former Mayor Orville M. Bielenberg of Woodbury**

Commissioner Stafford moved to adopt **Resolution No. 99-090** as follows:

Resolution in Appreciation of  
Former Mayor Orville M. Bielenberg of Woodbury  
for His Lifetime of Dedicated Service

WHEREAS, former Mayor Orville M. Bielenberg of Woodbury, Minnesota, died on Sunday, August 1, 1999, after many years of dedicated service to the people and community of Woodbury; and,

WHEREAS, Orville M. Bielenberg served for 17 years as the first Mayor of Woodbury beginning in 1967 when Woodbury was incorporated as a City and served on the Woodbury Village Board prior to the change in status to the City of Woodbury; and,

WHEREAS, Orville M. Bielenberg's greatest accomplishment as a public leader was his ability to encourage people to effectively work together especially during the formative years of the City; and,

WHEREAS, Orville M. Bielenberg was very active in the community as a charter member of the Woodbury Lions Club, the Woodbury Community Club, the Woodbury Heritage Society and was a lifetime member of the Salem Lutheran Church; and,

NOW, THEREFORE BE IT RESOLVED THAT, the Washington County Board of Commissioners hereby recognizes the many accomplishments, contributions and community service of former Mayor Orville M. Bielenberg to the citizens of Woodbury and to the County; and,

BE IT FURTHER RESOLVED, that the Board of Commissioners extends its sympathy to his wife, Bernice, and their two sons and their families at this time of sorrow and would like his family to know that his service and dedication will forever have a positive impact on the City of Woodbury and its citizens.

Commissioner Peterson seconded the motion and it was adopted unanimously.

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**Forest Lake Library Update**

James Schug, County Administrator, informed the Board that staff is working with the City of Forest Lake regarding the transition of the Forest Lake Library to a County Library effective January 1, 2000. Meetings will be scheduled in September with Commissioners Hegberg and Pulkrabek representing the Board in that process.

**AMC and MICA Resignations**

Mr. Schug informed the Board that Dana Frey resigned as the Executive Director of the Metropolitan Inter-County Association (MICA) and has taken a position with a private consulting company that is going to be working with the Country of Armenia to establish a legislature.

Mr. Schug also advised the Board that Pat Conley, Association of Minnesota Counties Intergovernmental Services Manager, will be leaving that organization and has taken a position at the Minnesota Department of Health.

**County Fair**

Mr. Schug announced that Washington County will have two booths at the County fair this year. One booth will focus primarily on the Sesquicentennial activities and provide information on County services. The other booth will be coordinated by the Parks and Open Space Commission.

**Citizen's Jury on Property Tax Reform**

Mr. Schug informed the Board that the Jefferson Center is conducting a Citizen's Jury on Property Tax Reform which is looking at the Minnesota property tax system. He indicated that he has been receiving updates from Kevin Corbid at AMC and will pass those along to the County Board members.

**DISCUSSION FROM THE AUDIENCE**

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

**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Hegberg advised the Board that he visited a Mental Health Rule 36 House in New Ulm on Friday, July 30. He stated it gave him a good perspective on what other areas are doing.

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Commissioner Stafford informed the public that the County Board is now holding its 2000 budget hearings with individual departments. He stated these meetings are open to the public and everyone is invited to attend.

Commissioner Peterson stated she will be attending the Night Out event sponsored by the local police department in Cottage Grove this evening. She distributed copies of proposed committee structures from the Metropolitan Council and who will be serving on those standing committees. She also distributed copies of a revised Light Rail Transit joint powers agreement.

#### **BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

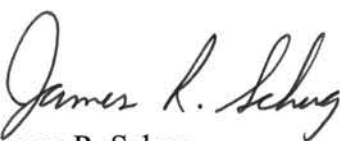
#### **ADJOURNMENT**

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 5:20 p.m.

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

The Board meeting was preceded by a workshop with the Office of Administration to discuss the proposed 2000 budget. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Chris Eitemiller, Molly O'Rourke, Cindy Koosmann, Dan Papin, Raoul Schander, John Devine, Judy Honmyhr and Mary McGlothlin.

Attest:

  
James R. Schug

County Administrator



Wally Abrahamson, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**AUGUST 10, 1999**

**WASHINGTON COUNTY REGIONAL RAILROAD AUTHORITY CONVENES**

The Washington County Regional Railroad Authority met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Absent none. Regional Rail Authority Chair Peterson presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Don Wisniewski, Director of Transportation and Physical Development; Doug Fischer, Deputy Director of Transportation and Physical Development; Sandy Cullen, Transportation Engineer; Dan Papin, Community Services Director; Robert Crawford, Workforce Center Manager; Scott Hovet, Assessor; Mary McGlothlin, Director of Public Health and Environment; Stuart Glaser, Emergency Service Manager; and David Brierley, Public Information Coordinator. Official Proceedings of the Regional Railroad 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 9:35 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Absent none. Board Chair Abrahamson presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Don Wisniewski, Director of Transportation and Physical Development; Doug Fischer, Deputy Director of Transportation and Physical Development; Sandy Cullen, Transportation Engineer; Dan Papin, Community Services Director; Robert Crawford, Workforce Center Manager; Scott Hovet, Assessor; Mary McGlothlin, Director of Public Health and Environment; Stuart Glaser, Emergency Service Manager; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval of the July 27, 1999 Board meeting minutes.
2. Adoption of **Resolution No. 99-091** as follows:



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Petty Cash and Change Funds  
Replaces Resolution No. 99-003

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, 94-152, 96-062, 97-071, 98-103, 99-003; 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 adopt the following petty cash and change funds in the amounts indicated:

Petty Cash and Change Funds

Administration	
Central Services - change fund	\$100.00
Assessment, Taxpayer Services and Elections	
Forest Lake License Center - change fund	150.00
Stillwater License Center - change fund	300.00
Woodbury License Center - change fund	150.00
License Bureau - petty cash fund (\$100 for each Center)	300.00
Assessment - petty cash fund	25.00
Taxpayer Services & Elections - change fund	500.00
Taxpayer Services & Elections - petty cash fund	100.00
County Attorney	
Petty cash fund	300.00
Court Administrator	
Cottage Grove - change fund	100.00
Government Center - change fund	300.00
Jury Commissioners, Cottage Grove - change fund	50.00
Financial Services	
Change fund	1,200.00
Job Training Center	
Petty cash fund	1,000.00
Library	
Change fund	100.00
Petty cash fund	200.00
Public Health & Environment	
Immunization - change fund	20.00
Septic - change fund	100.00
Recorder	
Change fund	500.00
Sheriff	

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Civic process - change fund	50.00
Emergency Assistance - change fund	100.00
Jail-released inmates reimbursement - petty cash fund	300.00
Transportation and Physical Development	
Change fund	50.00
Petty cash fund	50.00
Parks	
Lake Elmo - concessions change fund	200.00
Lake Elmo - permits change fund	300.00
Square Lake - concessions change fund	200.00
Square Lake - permits change fund	200.00
St. Croix Bluffs - permits change fund	300.00
Surveyor	
Change fund	<u>\$50.00</u>
Total	\$7,295.00

3. Approval of agreement with the Department of Economic Security's Workforce Preparation Branch to operate the federal Welfare-to-Work program beginning July 1, 1999 through June 30, 2001, for state funds and through September 30, 2001 for federal funds.
4. Approval to extend the Early Childhood pilot respite grant to December 31, 1999.
5. Adoption of **Resolution No. 99-092** as follows:

#### Radiological Emergency Preparedness Program

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

WHEREAS, Washington County has applied for and entered into an agreement for financial assistance related to training and equipment for response to a radiological emergency; and

WHEREAS, Wally Abrahamson, Board Chair and Jim Schug, County Administrator are authorized to execute the terms of the contract and thereby act on behalf of Washington County for all contractual obligations contained therein.

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

6. Approval to set a public hearing for August 24, 1999 at 9:00 a.m. to consider adoption of revised New Scandia Township's zoning map.

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The foregoing Consent Calendar was adopted unanimously.

## **TRANSPORTATION AND PHYSICAL DEVELOPMENT**

### **Hinton Avenue/Tower Development**

Commissioner Peterson moved to authorize the distribution of the Environmental Assessment for the Hinton Avenue/Tower Drive connection (proposed County State Aid Highway 13) project and designate the Responsible Governmental Unit contact as Douglas Fischer, Deputy Director and the project proposer contact as Sandra K. Cullen, Transportation Engineer. Commissioner Stafford seconded the motion and it was adopted unanimously.

### **Review Joint Woodbury Library/Woodbury Indoor Park Schematic Design to Include Woodbury License Center**

Dewey Thorbeck, Architect for the joint Woodbury Library/Woodbury Indoor Park Project, presented two options and additional costs for adding a Woodbury License Center. Option one, first floor space would cost \$446,600; and option two, lower level space would cost \$263,000.

Commissioner Stafford stated if a license center were placed in the proposed library he would like to see certain criteria met. First, that the current space needed for a license center is 3,000 square feet, but would like that to be able to expand if needed. Secondly, the license center holds valuable merchandise, such as license plates, so it would need exclusive control over access to that part of the building since it would be separate from the library with different hours, customers and functions. Thirdly, he would like to see the license center located in such a way that if users of the license center wanted to use other parts of the building such as the park or library they wouldn't have to leave the building, go all the way around the other side to find another entrance. He pointed out that if the license center were to be moved from City Hall to the present library, there would be remodeling costs of \$1 million; and the most expensive option given for moving the license center to the new library is half of that amount.

Commissioner Pulkrabek asked if they were to do this, how much would this cut down on the cost of remodeling the old Woodbury Library site, if they chose to hold on to that building at this point, will this cut it in half or 75%, what would the cost be decreased by, if any?

Don Wisniewski, Director of Transportation and Physical Development, stated they would have to check that. They are looking at approximately \$1 million for remodeling to convert the existing Woodbury Library to office space and license center.

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James Schug, County Administrator, stated that since this was last discussed, it appears that adequate parking on site can be developed at the current Woodbury Library to handle a service center or whatever normal government functions that might be housed there. The other question that would be appropriate to consider is that if the license center wasn't housed at the current library, would the County keep that building for County use or would it be sold, and then plan for expansion in a service center in another location?

Commissioner Pulkrabek stated the Board needs to sit down in a workshop setting and decide what it is going to do. He believes all these things are interrelated. The Board has to decide whether it's going to place the license center in the new library, what type of remodeling, if any, is going to be done in the old library site, will the County keep the old library site, and if it is sold, will a new building be built for the south service center or will an addition be built to the current south service center. He feels one decision cannot be made without affecting all these other questions. The Board needs to sit down and hammer out a clear direction on what the Board wants to do.

Commissioner Stafford stated that the only way he could support moving the license center into the new library would be if the County would get rid of the old building. Otherwise, he would just as soon move the license center from City Hall to the present library site, particularly since the parking problem seems to have been solved.

Commissioner Peterson stated she is not sure if it is good public policy to put so much money into one library and not to distribute it more equally amongst the County. She does not have a problem with what the Board is trying to do, she just has a problem with cost. If the current library site were sold, it would reduce the total cost and make sticking this amount of money into this library more palatable.

Commissioner Hegberg stated the Board needs to have the information Commissioner Pulkrabek has asked for and come to a conclusion on it. He feels the south service center should probably be located in Cottage Grove or in that vicinity because of the services that are going to be used there. He feels if the license center is placed in the new library those are the services that people living in Woodbury probably use most and then discussion should take place on disposing of the current library site.

Commissioner Hegberg stated that on the question of whether placing a license center in a library is a good idea, he feels it is. He believes it would bring more emphasis to the library, more people would walk by it, know where it's at, and it would make sure it is used to its highest potential.

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Commissioner Stafford agrees with Commissioner Hegberg. He believes it is a city complex providing public conveniences, accommodation and service. He feels that 70,000 to 80,000 people a year will use that license center, if that draws people into using the other services available it should be looked upon as a great plus.

Commissioner Abrahamson stated that whatever decision the Board makes is going to be a long-time decision. He recommended they have a workshop next week to discuss selling the current library site, reducing the cost of the current building and discuss the location of the south service center.

Commissioner Hegberg suggested that at next week's meeting, instead of adjourning, the Board could recess, hold a workshop and if a consensus is reached then the Board could come back into session and act on it the same day.

Commissioner Stafford asked that the Assessor's staff appraise the current Woodbury Library site for an updated appraisal.

Mr. Schug reminded the Board that there is still a restriction on the deed, that if the County sells the property the County would need to reimburse the City of Woodbury for the appraised value of the land at the time of the sale. There has been discussion with the City of Woodbury concerning the current library building, whether or not the County could use it for non-library County services. The second issue is whether or not the County would have to reimburse the City of Woodbury if it sold the property. Also, the City is a potential buyer for the building. If they bought the building, would they have to buy the land too? Those items have not been negotiated with the City.

Commissioner Stafford informed the Board that he and Mr. Schug attended the City of Woodbury meeting last week. They tabled this matter because the Mayor was out of town. He met with the Mayor and the Administrator and they indicated they were far more concerned about the Tamarack situation than they were about the disposition of the old library and that they were not likely to make a big deal out of it. Commissioner Stafford stated it would be ludicrous to sell the city the building and make them pay the County for the land they gave us in the first place. If the County were to sell the building to somebody else, the City has the right of first refusal. If at that point they said they weren't interested, he feels the land should go along with the building.

Mr. Wisniewski advised the Board that staff will put together a workshop for next week and will schedule time on the agenda to discuss and act on decisions made at the workshop session.



August 10, 1999

**GENERAL ADMINISTRATION****Metropolitan Council Land Use Impact Study**

Marc Hugunin, Metropolitan Council Member, updated the Board on a design study for areas near the new St. Croix River Bridge. He stated that the Council is not reopening the discussion about whether or not there will be a new bridge spanning the St. Croix River, but the study is to ensure that any new bridge, and the development that occurs around it, is consistent with the goals and policies of the Regional Blueprint and that it helps to preserve the natural beauty of the St. Croix Valley and maintain the affordability and quality of life this region continues to enjoy. He stated that Calthorpe Associates of Berkeley, California, has been contracted to develop and propose innovative growth and design options for the growing St. Croix Valley. He stated that the study is expected to be completed in the fall. It will be available to local governments throughout the metro area to provide ideas on community design.

**DISCUSSION FROM THE AUDIENCE**

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

**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Peterson reported that she attended a Metro East Development Partnership on Monday, August 9, 1999. She also attended a luncheon with the Mayors of Woodbury and Stillwater.

Commissioner Hegberg reported on the City of Forest Lake Parks meeting he attended to discuss parking on the Hardwood Creek Trail.

**BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

**ADJOURNMENT**

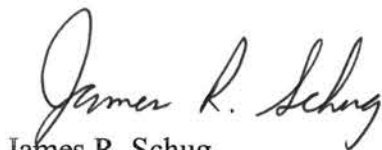
There being no further business to come before the Board, the Board adjourned at 10:35 a.m.

August 10, 1999

**BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration to continue discussion of the proposed 2000 budget. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Chris Eitemiller, Mary McGlothlin, Lowell Johnson, Sue Hedlund, Don Wisniewski, Doug Fischer and Virginia Chase.

Attest:



James R. Schug

County Administrator



Wally Abrahamson, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**AUGUST 17, 1999**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Absent none. Board Chair Abrahamson presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Don Wisniewski, Director of Transportation and Physical Development; Jack Perkovich, Deputy Director of Transportation and Physical Development; Marv Erickson, Facilities Manager; Doug Johnson, County Attorney; Dan Papin, Community Services Director; Rick Backman, Community Services Division Manager; Molly O'Rourke, Director of Assessment, Taxpayer Services and Elections; Cindy Thibodeau, License Bureau Manager; Scott Hovet, Assessor/Appraisal Manager; Jim Wells, Library Director; Bob Lockyear, Director of Administrative Services; and Dave Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval of the August 3 and 10, 1999, Board meeting minutes.
2. Approval of staff comments on the City of Birchwood draft Comprehensive Plan.
3. Approval of staff comments on the City of Mahtomedi draft Comprehensive Plan.
4. Approval of one day, on sale 3.2 percent malt liquor license for Scandia Taco Daze, September 11, 1999 for the Scandia Marine Lions Club.
5. Approval of one day, on sale 3.2 percent malt liquor license for the 3<sup>rd</sup> Annual Camp Courage benefit to be held at the Scandia Plaza, Scandia, Minnesota.
6. Approval to submit grant applications to the Department of Human Services as follows: Home and Community-Based Waivered Services; Support for Emancipation and Living Functionally; Children's Mental Health Grants; and Child Care Assistance Program.
7. Adoption of **Resolution No. 99-093** as follows:

August 17, 1999

Request that the Commissioner of the Minnesota Department of Transportation Perform a Study to Determine the Reasonable and Safe Construction Speed Limit for CSAH 19

WHEREAS, the planned reconstruction of CSAH 19 will present the traveling public with changing conditions and potentially hazardous conditions; and

WHEREAS, a traffic control and staging plan has been incorporated into the S.A.P. 82-619-11 plans to minimize hazards and inconvenience to motorists; and

WHEREAS, part of that plan calls for a construction speed zone of 40 miles per hour; and

WHEREAS, implementation of a construction requires authorization from the Commissioner of the Minnesota Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby authorizes the Director of Transportation and Physical Development to request such authorization.

8. Adoption of **Resolution No. 99-094** as follows:

Establish a One Hour Parking Zone Adjacent to  
305 Stillwater Road (CSAH 12) in Willernie

WHEREAS, long term parking in front of the business at 305 Stillwater Road (CSAH 12) by patrons of an adjacent bar/restaurant has resulted in inconvenience to that business; and

WHEREAS, the City of Willernie has endorsed the establishment of a one hour parking zone for three parking spots directly in front of 305 Stillwater Road.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby authorizes the Director of Transportation and Physical Development to establish such a parking restriction and to install and maintain the appropriate signs.

The foregoing Consent Calendar was adopted unanimously.

## **COMMUNITY SERVICES**

### **Preliminary 2000-2001 Community Social Services Act Plan and Mental Health Act Plan**

Rick Backman, Community Services Division Manager, gave an overview of the Preliminary 2000-2001 Community Social Services Act Plan and Mental Health Act Plan and the services that are provided through the plan.

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Commissioner Peterson moved to approve submittal of the Preliminary 2000-2001 Community Social Services Act Plan and Mental Health Act Plan to the Minnesota Department of Human Services. Commissioner Pulkrabek seconded the motion and it was adopted unanimously.

## **TRANSPORTATION AND PHYSICAL DEVELOPMENT**

### **Joint Woodbury Library/Woodbury Central Park, License Center and Current Library Building**

Don Wisniewski, Director of Transportation and Physical Development, asked for further discussion concerning future service delivery in southern Washington County and to consider a decision on the location of the Woodbury License Center, and reuse or potential sale of the existing building that currently houses the library.

Jim Schug, County Administrator, presented an overview of four potential options for the project, including projected costs:

<u>Option 1</u>	Build a new Library with Library Administration and License Center	
	Remodel the existing Library for offices	\$8,300,000
<u>Option 2</u>	Build a new Library with Library Administration and License Center	
	Sell the existing Library	
	Build a 20,000 square foot South Service Center	\$9,540,000
<u>Option 3</u>	Build a new Library with Library Administration	
	Remodel the existing Library	\$8,030,000
<u>Option 4</u>	Build a new Library only	\$8,728,000
	Remodel the existing Library and build a 13,000 square foot South Service Center	

Commissioner Stafford indicated that he had no problem with moving the license center; he did have a concern in selling the old building. He stated that it would be a mistake to sell the present library site since the building can be used for other service needs for citizens from the southern end of the County.

Commissioner Peterson disagreed that Woodbury is a central location; it is hard for many poor people to get to. She stated that the County must deliver services where services are needed, and those areas include: Cottage Grove, St. Paul Park, Newport and Forest Lake.



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Commissioner Pulkrabek stated that he has listened to all the perspectives on this project and he is leaning for Option 3 which is to build a new Library, including Library Administration, and then to remodel the existing Library. He added that services located at the old Library site could be outreach type-services, and that the County's Space and Facilities Long-Range Plan calls for a service center to be built in South Washington County in 2007. He also stated that this option is the most economical.

Commissioner Abrahamson indicated that he is also in favor of Option 3 for the valid reasons given by Commissioner Pulkrabek. He added that the Library building is valuable and to replace the space would be too costly.

Commissioner Peterson stated again that she is an advocate for delivering services where they are needed, but she will support Option 3 with the understanding that in 2007 there will be a service center built in South Washington County as included in the County's Space and Facilities Long-Range Plan.

Commissioner Abrahamson added that he feels the County is doing a good job in providing County citizens with the services they need.

Commissioner Stafford moved to approve Option 3 - to build a new Library with Library Administration, and to remodel the existing Library for a license center and other County services. Commissioner Pulkrabek seconded the motion and it was adopted unanimously.

## **GENERAL ADMINISTRATION**

### **Office of Legislative Auditor Mandate Survey**

Jim Schug, County Administrator, reported that he had received a survey from the Office of the Legislative Auditor designed to see how state mandates affect local governments. A group of department heads, whose departments deal with mandates met and drafted a reply to the survey. Mr. Schug asked the Commissioners for comments on the draft reply before sending it back to the Office of the Legislative Auditor by August 18.

### **Federal Requirement Concerning Housing and Redevelopment Authority Board**

Mr. Schug informed the Board that the County has received a draft federal regulation from the Housing and Redevelopment Authority (HRA) which, if adopted, would require County governments to include a consumer on the HRA Board of Directors. This change would take place with the next opening on the Board of Directors.

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Commissioner Stafford stated that this change would require an acute screening process in order to get a consumer with management skills.

Commissioner Peterson asked that a letter be sent to the Department of Housing and Urban Development (HUD) stating the importance of having a Board of Directors with financial skills.

Commissioner Abrahamson added that the Board of Commissioners needs control of the appointment process so that people with the skills needed for this Board are appointed. He can see problems if a consumer without these skills is appointed.

Commissioner Hegberg agreed and added that the HRA has had problems in the past with people who didn't recognize the business aspect of the HRA. In order for the organization to function properly, it needs sound business decisions made by its Board of Directors. He added that the letter sent to HUD should state the County Board should control HRA appointments.

Commissioner Peterson stated that commissions and boards do change, and that if the HRA was sound, this would be fine. At the present time this is not the case.

Commissioner Pulkrabek added that he understands the intentions of the proposed change, but he wants the best person for the job; one who can make sound, quality decisions.

Mr. Schug asked for authorization to draft a response letter to HUD which will be brought back to the Board for approval on next weeks agenda.

Commissioner Peterson moved to draft a response letter to the Department of Housing and Urban Development to voice the concerns of the County Board concerning the proposed requirement to appoint a consumer to the Housing Redevelopment Authority Board of Directors. Commissioner Hegberg seconded the motion and it was approved unanimously.

#### **Forest Lake Library**

Mr. Schug informed the Board that the Forest Lake Library Board is dissolving and the City is getting out of the library business. The County will be bringing this library into its system. It has been agreed that \$125,000 of the levy limit from Forest Lake will be transferred to the County levy. The library is currently in the City Hall and will stay there until such time as a new library is built.

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Commissioner Peterson stated that it is difficult for cities to support their own libraries, and so they become county libraries.

Commissioner Abrahamson added that he feels libraries are a good use of tax dollars. He questioned the legal aspects of county responsibility if a city gets out of the library business and the library isn't paid for yet. Mr. Schug will look into this and report back to the Board.

#### **Rice Creek Watershed District, Ramsey-Washington Metro Watershed District**

Mr. Schug reported that he has received letters from the Rice Creek and Ramsey-Washington Metro Watershed Districts discussing their proposed 2000 budgets.

#### **Century Youth Orchestra**

Mr. Schug informed that Board that he has received a request for a resolution of support for the Century Youth Orchestra. He will draft a resolution for the Board's approval at its next meeting.

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

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

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

Commissioner Stafford reported that he attended AMC and MICA meetings out of town last week. Members of these groups are concerned about several issues: uncompensated care, unicameral initiative, and federal regulations on enforcement of tobacco regulations.

Commissioner Peterson stated that the Mosquito Control Agency has invited Board members to attend a demonstration on mosquito control which will take place in Prior Lake next week.

Commissioner Peterson announced that there will be a Women's Equality Day on August 26. She also announced that Senator Wellstone will be speaking in a round table discussion concerning children witnessing domestic violence. This will take place next Monday in Lake Elmo at the Family Violence Network Offices.

Commissioner Hegberg commended Commissioner Abrahamson for a fine job of distributing awards during the Workforce Center annual awards banquet at Tartan Park last week.

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Commissioner Hegberg reported that he had attended the Governor's radio show broadcast last week at the Historic Courthouse and that the Governor did a fine job of helping kick off the 150<sup>th</sup> anniversary of the Minnesota Judiciary.

Commissioner Pulkrabek announced that he will be attending Senator Wellstone's discussion on Monday.

Commissioner Abrahamson commended the Workforce Center on the awards banquet it hosted for its clients last week. He stated that it was the customers who stole the show as they told interesting stories of where they were before and where they are today. He added that it was nice to have the Lt. Governor, Mae Schunk, in attendance.

### **BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

### **ADJOURNMENT**

There being no further business to come before the Board, the Board adjourned at 10:40 a.m.

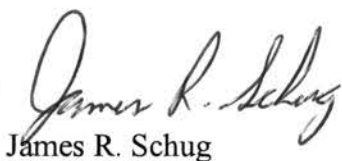
### **BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION**

The Board met in workshop session to continue discussion of the proposed 2000 budget. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Chris Eitemiller, Jim Frank, Brenda Davitt, Doug Johnson, Jay Brunner, Barb Nelson, Russ Reetz, Mike Kloos, Chuck Leifeld, Conrad Koosmann, Jim Wells, Lars Steltzner, Don Wujcik, Alice Engleman, Dick Becker, Agricultural Society and Nancy Goodman and other representatives of the Washington County Historical Society.

  
Wally Abrahamson, Chair

County Board

Attest:

  
James R. Schug

County Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**AUGUST 24, 1999**

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, Pulkrabek, Abrahamson, Peterson and Stafford. Absent none. Board Chair Abrahamson presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Meredith Magers, Assistant County Attorney; Doug Johnson, County Attorney; Larry Nybeck, Surveyor; Jack Perkovich, Deputy Director of Transportation and Physical Development; Jim Luger, Parks Manager; Dennis O'Donnell, Senior Land Use Specialist; Mary McGlothlin, Director of Public Health and Environment; Lowell Johnson, Public Health and Environment Manager; Stuart Glaser, Emergency Services Manager; Judy Hunter, Public Health and Environment Manager; Dan Papin, Community Services Director; Scott Hovet, Assessor; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval of contract amendment with Bonestroo, Rosene, Anderlik, and Associates, Inc. to furnish professional planning services to develop a Water Governance Implementation Plan and to authorize the County Administrator and County Board Chair to sign the related documents.
2. Approval of projects recommended by the Department Head Group for the 1997 and 1998 Budget Savings Pool in the amount of \$216,200.
3. Adoption of **Resolution No. 99-095** as follows:

Authorization of Application for MHFA  
Rehabilitation Loan Program Funds

WHEREAS, the Minnesota Housing Finance Agency, State of Minnesota, has been authorized to undertake a program to provide loans to property owners for the purpose of housing rehabilitation; and

WHEREAS, Ramsey Action Programs, Inc. has developed an application as an Administering Entity for the Minnesota Housing Finance Agency Rehabilitation Loan Programs; and

WHEREAS, Ramsey Action Programs, Inc. has demonstrated the ability to perform the required activities of the Minnesota Housing Finance Agency Rehabilitation Loan Programs.



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NOW, THEREFORE, BE IT RESOLVED, that Ramsey Action Programs, Inc. is hereby authorized as an entity to be charged with the administration of funds made available through the Minnesota Housing Finance Agency Rehabilitation Loan Programs, in the County of Washington.

4. Approval of amended agreement creating the Metropolitan Library Service Agency.
5. Approval of County comments on proposed federal regulation requiring resident membership on Board of Directors of a public housing agency.
6. Adoption of **Resolution No. 99-096** as follows:

Resolution in Support of the Century Youth Orchestra

WHEREAS, a youth orchestra is being formed in the Century College community through the efforts of community residents and the Century College Continuing Education Department; and,

WHEREAS, this community is in the east metro area, including White Bear Lake, Mahtomedi, Vadnais Heights, North St. Paul, Oakdale, Maplewood, Shoreview, and surrounding areas; and,

WHEREAS, the primary purpose of the orchestra is to give musically talented youth (grades K-12) in the area the opportunity to develop music interests and skills, while performing together in a complete orchestral environment including, brass, woodwinds, strings, and percussion instruments.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners does hereby proclaim its support for the establishment of a youth orchestra in the Century College community.

7. Adoption of **Resolution No. 99-097** as follows:

Authorization to Offer Tax Forfeited Parcel  
at a Private Sale to Adjoining Owners

BE IT HEREBY RESOLVED that parcel 12.032.21.14.0004 is a tax-forfeited property to be offered for sale for its appraised value as basic sale price of \$5,600.00 set by the Washington County Assessor's office be approved and authorization to conduct a private sale to adjoining landowners by Assessment, Taxpayer Services and Election's office be granted; that the method of sale other than sealed bids be approved; that the condition recommended by the Town of Forest Lake of combining parcel to the taxpayer's existing parcel subsequent to the sale subject to county guideline of combining parcel be imposed.

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

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8. Approval of abatement applications for value, homestead classification and local option disaster credit as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 30.031.21.11.0001	Molitor, Roy	\$1,068.00
R 07.029.20.12.0002	Bjork, Kevin J. & Evelyn	514.00
R 14.028.20.24.0116	Denney, Thomas D. & Rachell	526.00
R 07.029.20.13.0008	Gott, Stephen T. & Lisa M.	514.00
R 16.028.21.42.0108	Oscarson, Jerry L.	222.00
M 88.088.88.00.1573	Stacken, John P. & Wendy A.	168.00
M 88.088.88.00.1588	Wisdom, Alvin H. & Vernafay L.	196.00
M 88.088.88.00.1814	Ellefson, Sharon & Jack	284.00
R 17.028.21.41.0004	Magnuson, Gary & Kathryn	478.17

9. Adoption of **Resolution No. 99-098** as follows:

Renew Participation in the Minnesota  
Pollution Control Agency Special Waste Pilot Project

WHEREAS, the Board of Washington County Commissioners has adopted the Washington County Hazardous Waste Management Ordinance which regulates the generation and management of hazardous waste within Washington County; and

WHEREAS, the Minnesota Pollution Control Agency has requested that Washington County renew its participation in a Polit Project involving the relaxation of the regulations for generators of certain wastes which are recycled; and

WHEREAS, the Washington County Hazardous Waste Management Ordinance provides for the waiver or modification of the strict application of the provisions of the Ordinance, subject to the approval of such modification by the Minnesota Pollution Control Agency; and

WHEREAS, the request by the Minnesota Pollution Control Agency constitutes said approval; and

WHEREAS, the Board of Washington County Commissioners supports the economical and practical management of hazardous waste within the confines of environmental protection.

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners adopt the requirements of the Minnesota Pollution Control Agency Special Waste Pilot Project as set forth in the document entitled "Pilot Project for the Management of Special Hazardous Waste" for the extension period of September 30, 1999 to September 30, 2001 for special licensure and the Department of Health, Environment and Land Management (Department) has the approval to issue special licenses to regulate entities, and continues to waive the requirements of the Washington County Hazardous Waste Management Ordinance, according to Section 6.01; and

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BE IT FURTHER RESOLVED, that the licenses issued waiving the provisions of the Ordinance shall terminate on September 30, 2001, or until the Pilot Project is terminated by the Minnesota Pollution Control Agency which ever date is sooner; and

BE IT FURTHER RESOLVED, that no license fee shall be applied to this license during the pilot time line; and

BE IT FURTHER RESOLVED, that the Department can revoke special license if the licensed regulated entity fails to comply with all of the requirements of the Pilot Project requirements subject to the appeals procedure contained in the Washington County Administrative Ordinance.

10. Approval of recycling agreements with the City of Woodbury and the Town of Forest Lake; and authorize payments for distribution of curbside recycling funds in the amount of \$104,616.00.
11. Approval to renew a grant for \$24,898.00 from the U.S. Department of Justice for Cops More '96 to be used to fund one full-time correctional sergeant information specialist.
12. Approval to execute an agreement between the Sheriff's office and Imageware Software, Inc. to provide an upgrade to the Forcefield Imaging System so it will be year 2000 compliant.

The foregoing Consent Calendar was adopted unanimously.

**PUBLIC HEARING - TRANSPORTATION AND PHYSICAL DEVELOPMENT/LAND MANAGEMENT/SURVEY**

The Board Chair presented the format of today's public hearing to consider the adoption of a revised New Scandia Township Zoning map. The Board Secretary read the notice of public hearing into the record.

Dennis O'Donnell, Senior Land Use Specialist, reviewed the differences between the County's Zoning Plan and New Scandia Township's recently adopted comprehensive plan and accompanying zoning district map. He stated that although some areas proposed by the township are at a higher density than the County Zoning Plan, most of those areas are developed at the one home per five acre density thus limiting how many additional housing units that can be developed. He further noted that with the lower density in the shoreland areas and in St. Croix River District proposed by New Scandia Township, the overall density in the township should be the same or probably less than under the County Plan.

Mr. O'Donnell advised the Board that the Washington County Planning Advisory Commission held a public hearing on this request on July 27, 1999 and recommended approval of the revised zoning map. The minutes of that meeting and the existing zoning map and the proposed map were made a part of the record.

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John Martineau, New Scandia Township Planning Commission Chair, stated their philosophy in preparing the Comprehensive Plan was that they are still a rural community and there was a strong feeling within the community that there would be over-development in some of the agricultural areas that are still being farmed. Their feeling was to keep development to a minimum but yet maximize the rural character in their community.

The Board Chair asked for further comments from the audience; none were heard. The public hearing was closed at 9:20 a.m.

Commissioner Hegberg stated he would support adoption of the revised New Scandia Township Zoning map. He believes that the township went through a long process and gave the landowners in the districts that are being down zoned an opportunity to develop under the old ordinance and recognized the land rights of those individuals.

Commissioner Peterson stated she appreciates their effort to preserve the rural attitude of the community.

Commissioner Stafford noted that his only concern was if the option to cluster was discussed or encouraged. Mr. Martineau indicated that they do have an open space development plan within their Comprehensive Plan and that is encouraged.

Commissioner Hegberg moved to adopt the revised New Scandia Township Zoning map. Commissioner Peterson seconded the motion and it was adopted unanimously.

The Board Chair directed the County Attorney's office to prepare a resolution consistent with the motion to be acted on at the next regularly scheduled Board meeting.

#### **TRANSPORTATION AND PHYSICAL DEVELOPMENT**

Commissioner Abrahamson moved to adopt **Resolution No. 99-099** as follows:

##### **Support for Extending the Gateway State Trail in Washington County**

WHEREAS, it is proposed that the Gateway State Trail segment of the Willard Munger State Trail be extended north to Taylors Falls so as to connect Pine Point County Park, Wilder Forest, William O'Brien State Park and Interstate Park; and

WHEREAS, the Minnesota State Legislature has authorized the trail extension and appropriated funds to acquire the necessary right of way; and

August 24, 1999

WHEREAS, trail extension will serve as a unique recreation amenity for the citizens of Washington County and adjoining property owners, and is contemplated both in the Washington County Linear Park System Plan and May Township Comprehensive Plan; and

WHEREAS, the May Town Board has written a formal letter of support for the Gateway Trail extension through May Township.

NOW, THEREFORE LET IT BE RESOLVED, that the Board of Commissioners of Washington County hereby approve and support the Gateway Trail extension and furthermore that Washington County will work with appropriate representatives of May and Scandia Townships, MNDNR Trails and Waterways, the Gateway Trail Association, and other affected government units to develop a trail alignment that carries out the extension and is acceptable to affected property owners.

Commissioner Stafford seconded the motion and it was adopted unanimously.

Commissioner Peterson would like to see a policy on long-term maintenance of these trails. She stated there is always money for developing these trails and she would like to see a commitment from the State to maintain them also.

## **PUBLIC HEALTH AND ENVIRONMENT**

### **Emergency Management Program**

Commissioner Peterson moved to adopt **Resolution No. 99-100** as follows:

#### **Resolution Establishing an Emergency Management Program Within Washington County**

WHEREAS, The possibility exists for the occurrence of disasters from fire, flood, tornado, blizzard, destructive winds or other natural causes, or from sabotage, hostile action, or from hazardous material mishaps, and to ensure that Washington County will be prepared to respond and recover from such disasters, and generally, to provide for the public peace, health, and safety, of the lives and property of the people of Washington County, it is hereby found and declared to be necessary:

- (a.) To establish the Washington County Emergency Management Program, within the Department of Public Health and Environment, responsible for planning, preparation, and coordination of government emergency operations in time of disaster.
- (b.) To provide for the exercise of necessary powers during emergencies and disasters.
- (c.) To provide for the rendering of mutual aid between Washington County and other political subdivisions of this State with respect to the carrying out of emergency preparedness functions and;



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WHEREAS, To comply with provisions of Minnesota Statutes, Chapter 12, section 12.25, which requires that each political subdivision in the State of Minnesota shall establish a local organization for emergency management.

BE IT RESOLVED:

## Section I

### Definitions

Subdivision 1. "Emergency Management" means the preparation for and the carrying out of all emergency functions, other than functions for which military forces are primarily responsible, to prevent, minimize and repair injury and damage resulting from disasters. These functions include, without limitation, firefighting services, police services, emergency medical services, engineering, warning services, communications, radiological, chemical, evacuation, congregate care, emergency transportation, temporary restoration of public utility services and other functions related to civil protection, together with all other activities necessary or incidental for carrying out of the foregoing functions. Emergency management includes those activities sometimes referred to as "Civil Defense" functions related to National Security and/or anti-terrorism activities.

Subdivision 2. "Disaster" means a situation that creates an immediate and serious impairment to the health and safety of any person, or a situation that has resulted in or is likely to result in catastrophic loss to property, and for which traditional sources of relief and assistance within the affected area are unable to repair or prevent the injury or loss.

Subdivision 3. "Emergency" means an unforeseen combination of circumstances which calls for immediate action to prevent a disaster from developing or occurring.

Subdivision 4. " Emergency Management Resources" means the total personnel resources engaged in County level emergency management functions in accordance with the provisions of this resolution or any rule or order thereunder. This includes personnel from all County departments, authorized volunteers, and/or private organizations and agencies.

Subdivision 5. "Emergency Management Program" means the staff element responsible for coordinating County level planning, preparedness and response. This program provides County liaison and coordination with federal, state, and local jurisdictions relative to disaster preparedness and recovery activities and assures implementation of federal and state program requirements.

## Section II

### Establishment of an Emergency Management Program

There is hereby created within Washington County an emergency management program which shall be under the responsibility of the County Emergency Manager. The Emergency Manager shall be appointed by the County Administrator and concurred by the County Board of Commissioners. The Emergency Manager shall have direct responsibility for the organization, administration and operation of the emergency management program, subject to the direction and control of the Director of Public Health and Environment, the County Administrator and the Board of County Commissioners. The Emergency Manager shall have the powers and duties as specified in State Statute for local Directors of Emergency Management. (ss Ch 12)

### Section III

#### Powers and Duties of the Emergency Manager

Subdivision 1. The Emergency Manager, with the consent of the Board, shall represent Washington County on any regional or state conference for emergency management. The director shall develop proposed mutual aid agreements with other political subdivisions of the state consistent with Chapter 12, Section 12.331, which establishes local assistance between political subdivisions.

Subdivision 2. The Emergency Manager shall prepare a comprehensive all hazards emergency operations plan for the emergency preparedness of Washington County and shall present such plan to the County Board for its approval. When the board has approved the plan by resolution, it shall be the duty of all County departments, agencies, and emergency management resources of the County to perform the duties and functions assigned by the plan. The plan may be modified in like manner from time to time. The Emergency Manager shall coordinate the emergency management activities of Washington County so that they are consistent and fully integrated with the emergency plan of the Federal Government and the State of Minnesota and effectively coordinate with emergency plans of other political subdivisions within the State.

Subdivision 3. In accordance with the State and County Emergency Plan, the Emergency Manager shall institute such training programs, public information programs and conduct practice warning alerts and emergency exercises as may be necessary to assure prompt and effective implementation of the Washington County Emergency Operations Plan when a disaster occurs.

Subdivision 4. The Emergency Manager shall utilize the personnel, services, equipment, supplies and facilities of existing departments and agencies of the County to the maximum extent practicable. The officers and personnel of all such departments and agencies shall, to the maximum extent practicable, cooperate with and extend such services and facilities to the Washington County Emergency Management Program and to the Governor upon request. The head of each department or agency in cooperation with the Emergency Manager shall be responsible for the planning and programming of such emergency activities as will involve the utilization of the facilities of the department or agency.

The Emergency Operations Center (EOC) located in the County Law Enforcement Center shall be the primary assembly point for County personnel designated as having emergency responsibilities within the County Emergency Operations Plan. The Emergency Manager will be responsible for assuring the day-to-day readiness of the EOC and managing its operations during activation. Any physical alteration, modification or alternative use must be approved by the Emergency Manager and/or the County Board.

Subdivision 5. The Emergency Manager, in cooperation with existing County departments and agencies affected, assist in the organizing, recruiting and training of such emergency management personnel, that may be required on a volunteer basis to carry out the emergency plans of the County and state. To the extent that such emergency personnel are recruited to augment a regular County department or agency for emergencies, they shall be assigned to such departments or agencies and shall be under the administration and control of said department or agency.

Subdivision 6. Consistent with the state emergency management law, the Emergency Manager shall coordinate the activities of and may assist in the training of emergency management organizations within the County and assist in establishing and conducting training programs as required to assure emergency operational capability.

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Subdivision 7. The Emergency Manager shall carry out all orders, rules and regulations issued by the Governor with reference to emergency management.

Subdivision 8. The Emergency Manager shall act as principle aide and advisor to the County Board Chair who is responsible for direction and control of all County emergency operations during an emergency. The Emergency Manager's primary responsibility is to assure coordination among the operating departments, non-governmental groups, and with higher and adjacent governments.

Subdivision 9. The Emergency Manager shall prepare and submit such reports on emergency preparedness activities as may be requested by the County Board of Commissioners.

Subdivision 10. The Emergency Manager shall complete training as required for State Certification as an Emergency Manager, and shall meet other such state and/or federal training as required. The County shall provide opportunities and resources to attend the training as a condition of employment.

#### Section IV

##### Local Emergencies

Subdivision 1. A local emergency may be declared only by the Chair of the County Board of Commissioners or their legal successors. It shall not be continued for a period in excess of three days except by or with the consent of the governing board of the political subdivision. Any order or proclamation declaring, continuing, or terminating a local emergency shall be given prompt and general publicity and shall be filed promptly by the chief of the local records-keeping agency of the County.

Subdivision 2. A declaration of a local emergency shall invoke necessary portions of the response and recovery aspects of the County Emergency Operation Plan, and may authorize aid and assistance thereunder. Declaration of a local emergency shall allow County officials to utilize resources necessary to respond to the immediate need of the community, including reassigning staff, reallocating equipment and supplies, and authorizing emergency expenditures of general County funds within predetermined limits by the County Administrator or their designee. This declaration also requires immediate and ongoing record keeping and documentation of all actions taken and resources utilized in response to the emergency or disaster.

#### Section V

##### Emergency Regulations

Subdivision 1. Whenever necessary to meet a declared emergency or to prepare for such an emergency for which adequate regulations have not been adopted by the Governor or the County Board, the Board may, with the assistance of the County Attorney, by resolution, promulgate regulations, (consistent with applicable federal or state law or regulation,) related to: a.) the conduct of persons and the use of property during emergencies and; b.) the repair, maintenance, and safeguarding of essential public services, emergency health, fire, and safety regulation, drills, or practice periods required for preliminary training, and; c.) all other matters which are required to protect public safety, health, and welfare in declared emergencies.

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Subdivision 2. Every resolution of emergency regulations shall be in writing: shall be dated; shall refer to the particular emergency to which it pertains, if so limited, and shall be filed in the Office of the County Administrator, which copy shall be kept posted and available for public inspection during normal business hours. Notice of the existence of such regulation and its availability for inspection at the Office of Administration shall be conspicuously posted at the front of the government center or other headquarters of the County or at such other places in the affected area as the Board shall designate in the resolution. By like resolution, the Board may modify or rescind any such regulation.

Subdivision 3. The County Board may rescind any such regulation by resolution at any time. If not sooner rescinded every such regulation shall expire at the end of 30 days after its effective date or at the end of the emergency to which it relates, whichever comes first. Any resolution, rule, or regulation inconsistent with an emergency regulation promulgated by the Board shall be suspended during the period of time and to the extent such conflict exists.

During a declared emergency, the County is, notwithstanding any statutory or charter provision to the contrary, empowered, through its governing body acting within or without the corporate limits of the County, to enter into contracts and incur obligations necessary to combat such disaster by protecting the health and safety of persons and property and providing emergency assistance to the victims of such disaster. The County may exercise such powers in the light of the exigencies of the disaster without compliance with the time consuming procedures and formalities prescribed by law pertaining to the performance of public work, entering rental equipment agreements, purchase of supplies and materials, limitations upon tax levies, and the appropriation and expenditure of public funds including, but not limited to, publication of resolutions, publications of call for bids, provisions of personnel laws and rules, provisions relating to low bids, and requirement for budgets.

## Section VI

### Emergency Management A Governmental Function

All functions thereunder and all other activities relating to emergency management are hereby declared to be governmental functions. The provisions of this section shall not affect the right of any person to receive benefits to which he would otherwise be entitled under this resolution or under worker's compensation law, or under any pension law, nor the right of any such person to receive any benefits or compensation under any act of Congress.

## Section VII

### Participation in Labor Dispute or Politics

The emergency management program shall not participate in any form of political activity, nor shall it be employed directly or indirectly for political purposes, nor shall it be employed in a labor dispute.

## Section VIII

### Repeal

This resolution supercedes and replaces the Resolution establishing a County Civil Defense Organization number 71-115, dated September 7, 1971.



August 24, 1999

## Section IX

## Effective Date

This resolution shall take effect upon approval by the Board of Commissioners of Washington County this 24<sup>th</sup> day of August 1999.

Commissioner Hegberg seconded the motion and it was adopted unanimously.

**Dispatch and Use of County Equipment and Services by County Administrator**

Commissioner Peterson moved to adopt **Resolution No. 99-101** as follows:

Resolution Authorizing Dispatch and Use of County  
Equipment and Services by the County Administrator  
in Emergency Situations

WHEREAS, the Washington County Board has found instances in the past and which can be anticipated in the future wherein there are dangers caused by fire, hazard, casualty or other similar occurrences but which occur outside the territorial limits of the County and;

WHEREAS, the County Board recognizes that because of the suddenness of these occurrences it would be impossible or impractical for the County Board to meet and authorize the dispatch and use of County equipment and personnel to combat such fire, hazard, casualty or other similar occurrence and;

WHEREAS, the County Board recognizes the importance of providing emergency aid outside the County's borders and;

WHEREAS, the County is authorized by Minnesota State Statute 12.331 to provide assistance.

NOW, THEREFORE BE IT RESOLVED, when the public interest requires it because of an emergency, a political subdivision may request the assistance of Washington County and the County is hereby authorized to go to the assistance of the requesting political subdivision. The County Administrator or his or her designee shall be fully authorized to act on behalf of the County to dispatch requested aid to the requesting political subdivision. The receiving political subdivision may accept and use the personnel, equipment, and supplies of Washington County as agreed upon by both parties and;

BE IT FURTHER RESOLVED, that the rights and responsibilities of both the receiving and sending political subdivisions shall be as set forth in Minnesota State Statute 12.331 and;

BE IT FURTHER RESOLVED, the County Administrator or his or her designee is authorized to recall, order or terminate the use of such equipment and personnel when the need for their use no longer exists, or earlier, if in his or her discretion it appears in the best interests of Washington County to do so.

BE IT FURTHER RESOLVED, that this resolution supercedes and replaces Resolution of Mutual Aid number 87-20, dated November 27, 1987.



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Commissioner Stafford seconded the motion and it was adopted unanimously.

### **Updated Emergency Operations Plan**

Commissioner Stafford moved to adopt **Resolution No. 99-102** as follows:

#### **Resolution Adopting the Washington County Emergency Operations Plan**

WHEREAS, the possibility exists for the occurrence of disasters from fire, flood, tornado, blizzard, destructive winds or other natural causes, or from sabotage, hostile action, or from hazardous material incidents, and to ensure that Washington County will be prepared to respond and recover from such disasters, and generally to provide for the public peace, health, and safety of the lives and property of the people of Washington County and;

WHEREAS, the County Board recognizes the importance of planning and preparing for disasters and;

WHEREAS, the County is required to have an emergency operations plan in place by Minnesota State Statute, Chapter 12.

NOW, THEREFORE BE IT RESOLVED, the Washington County Board of Commissioners hereby adopts the Washington County Emergency Operations Plan as presented on this date and authorizes the responsible staff to maintain this plan and to carry out the roles and responsibilities set forth therein and;

BE IT FURTHER RESOLVED, that the Washington County Emergency Operations Plan shall serve as the basis for requesting and coordinating emergency resources from the State of Minnesota or the Federal Government.

Commissioner Peterson seconded the motion and it was adopted unanimously.

### **Household Hazardous Waste Agreement**

Judy Hunter, Waste Management Manager, provided an overview of a proposed contract with Andersen Corporation for a household hazardous waste collection. She indicated that Andersen Corporation is conducting a "Clean Up Day" for all Bayport residents on September 18, 1999. This contract will allow residents to bring in household hazardous waste and consumer electronics such as TV's and computer monitors. Andersen Corporation will provide the site, develop and distribute education materials and pay 50% or \$3,000 whichever is less, for contractor labor and mobilization expenses for this household hazardous waste collection event.

Commissioner Abrahamson moved to approve and authorize the execution of an agreement between Washington County and Andersen Corporation for a Household Hazardous Waste Collection. Commissioner Hegberg seconded the motion and it was adopted unanimously.

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**GENERAL ADMINISTRATION**

James Schug, County Administrator, reminded the Board of the Metropolitan Inter County Association Legislative Conference scheduled for September 8, noon, at the Olmsted County Government Center. He asked if any of the Commissioners are interested in attending they should let him know and staff will RSVP for them.

Mr. Schug noted that Commissioner Hegberg informed him that a state task force has been formed to look at the need and opportunities for gravel. He stated that situations have come up in the County recently that raised questions that maybe weren't anticipated in the County's Mining ordinance. There is a workshop scheduled to talk about this issue in the near future. Commissioner Hegberg asked that Representative Peg Larson and Representative Ray Vandever be invited to that workshop.

**DISCUSSION FROM THE AUDIENCE**

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

**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Stafford advised the Board that he attended a meeting last week with Northern States Power. NSP's attorney was there to talk about the tax issue and they are taking the posture that they do not want to see local governments hurt in this issue.

Commissioner Stafford stated he has been appointed to serve on the committee that will be interviewing for a new director of Metropolitan Inter County Association. If it's of public record, he will try to get a list of applicants to get the Board's input on the candidates. The interviews will be held on September 8 prior to the regular MICA meeting.

Commissioner Stafford announced that this weekend will be Woodbury Days and that it is getting a lot of publicity.

Commissioner Peterson reported that she and Commissioner Pulkrabek attended the round table discussion yesterday with Senator Wellstone regarding children witnessing domestic violence. She stated that Senator Wellstone introduced his legislation that will bring extra dollars to the treatment of children who are from abused families. She believed the discussion was very thoughtful, pointed out many problems and looked at different solutions.

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Commissioner Peterson announced that policy committee meetings for AMC will be held on the 23<sup>rd</sup> and 24<sup>th</sup> in Bloomington. On September 7, she will be attending the Board of Directors meeting for the Transportation Alliance.

Commissioner Peterson asked if another Commissioner could attend a meeting tomorrow sponsored by the Sensible Land Use Coalition–Land Trusts, Curse or Blessing. Commissioner Pulkrabek indicated he would be attending.

Commissioner Hegberg asked that future zoning maps include parks, trails and permanent open space. Also, he suggested showing differences in density, how changing it would look on a map.

Commissioner Pulkrabek reported on the forum with U.S. Senator Wellstone. He thought it was very informative and well attended by County staff.

Commissioner Hegberg mentioned the death of Senator Janet Johnson of North Branch. He stated she was very helpful in light rail and environmental issues.

Commissioner Stafford added his condolences to Matt Nelson, AFSCME 14 Business Agent, whose wife passed away earlier this month.

#### **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 Pulkrabek and it was adopted unanimously. The Board meeting adjourned at 10:28 a.m.

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

The Board met in workshop session with the City of Woodbury to discuss funding of the Tamarack/694 Interchange in Woodbury. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Susan Tice, Joanne Helm, Barry Johnson, Administrator, City of Woodbury and Mayor Bill Hargis, City of Woodbury.

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**BOARD WORKSHOP WITH OFFICE OF ADMINISTRATION**

The Board met in workshop session to continue discussion of the proposed 2000 budget. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Chris Eitemiller, Dave Engstrom, HRA Executive Director, Linda Sperry, HRA and Marie Sunlitis, Court Administrator.

**BOARD WORKSHOP WITH OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration to discuss the Capital Improvement Program. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Chris Eitemiller and Mike Marsnik, Stillwater Gazette..

Attest:



James R. Schug

County Administrator



Wally Abrahamson, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**SEPTEMBER 7, 1999**

The Washington County Board of Commissioner met in regular session at 4:40 p.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Absent none. Board Chair Abrahamson 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; Don Wisniewski, Director of Transportation and Physical Development; Doug Fischer, Deputy Director of Transportation and Physical Development; Molly O'Rourke, Director of Assessment, Taxpayer Services and Elections; Chris Eitemiller, Budget and Policy Analyst; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval of the August 17 and 24, 1999 Board meeting minutes.
2. Approval of County comments on the proposed amendment of Tax Increment Financing Plan for Development District #1 in the City of Mahtomedi.
3. Adoption of **Resolution No. 99-103** as follows:

Adoption of the Washington County Development Code  
Chapter Two, Section 1.1, New Scandia Township  
Zoning District Map - Ordinance No. 141

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



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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, on July 27, 1999, the Washington County Planning Advisory Commission referred the Amendment to the New Scandia Township Zoning District Map in the form of Chapter Two, Section 1.1 of the Washington County Development Code to the County Board with their recommendations as required by MINN. STAT. § 394.25; and

WHEREAS, on August 24, 1999, the Washington County Board of Commissioners conducted a public hearing to consider the amendment to the New Scandia Township Zoning District Map pursuant to Chapter Two, Section 1.1 of the Washington County Development Code as required by MINN. STAT. § 394.26 and MINN. STAT. § 375.51; and

WHEREAS, on August 24, 1999, the Washington County Board of Commissioners considered the amendment to the New Scandia Township Zoning Map and approved the amended map as the New Scandia Township Zoning District Map.

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. Chapter Two, Section 1.1, New Scandia Township Zoning District Map of the Washington County Development Code is hereby adopted as Washington County Ordinance No. 141 and is declared to be effective from and after its publication date according to law.
2. From and after the effective date of Ordinance No. 141, the previous Washington County New Scandia Township Zoning District Map, Ordinance No. 127, effective October 20, 1997 is repealed.

Summary  
Washington County Development Code  
Chapter Two, Section 1.1  
New Scandia Township Zoning District Map  
Ordinance No. 141

MINN. STAT. §§ 473.851 TO 473.871 require counties to adopt a comprehensive plan to guide the physical development of the county. The plan must be periodically updated to be consistent with the Metropolitan System Statements. To implement the land use component, the counties are also required to adopt official controls.

Since 1979, the official controls of Washington County have been found in the Washington County Development Code. This code regulates such things as agricultural, residential and commercial land uses, the use and development of the St. Croix River corridor and the shoreland and bluffland areas adjacent to other rivers, lakes and streams, state and federally funded "201 sewage treatment systems, mining operations, flood plain developments, officially mapped areas, the location, design, installation, use

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and maintenance of on-site sewage treatment systems and standards and procedures to be employed in the subdivision of land. On October 1, 1997 in response to the most recent Metropolitan System Statement, Washington County Adopted its 2015 Comprehensive Plan.

In order to implement the plan and consistent with the power granted to counties in MINN. STAT. 394, the existing New Scandia Township Zoning District Map originally adopted on October 20, 1997 as part of Chapter Two, Section 1.1 of the Washington County Development Code has been repealed and in its place, the Washington County Board of Commissioners has adopted a new Zoning District Map of New Scandia Township as Ordinance No. 141. The map will be effective on 9/15/99 (publication date) after its publication according to law.

A color coded map can be viewed at the Washington County Offices of Auditor, Administrator, and Department of Transportation and Physical Development's Land Management and Land Surveyors Office.

4. Approval of abatement applications for value, homestead classification and local disaster credit as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
P 99.099.99.00.0249	City of Stillwater	\$1,984.00
R 28.030.20.43.0047	City of Stillwater	84.00
R 28.030.20.43.0047	City of Stillwater	500.00
R 33.030.20.21.0059	Fischer, Travis & Melissa	402.74
R 22.028.20.11.0025	Norby, Arthur	65.26
R 21.030.20.13.0010	Ferrell, Judith	278.00
R 14.028.21.24.0056	Peterson, Fay Angela	104.00
M 88.088.88.00.0781	Long R. Thomas	38.00
R 03.030.20.14.0002	Keefer, William J.	1,888.00
M 88.088.88.00.1808	Demarre, Sharon L.	284.00
M 88.088.88.00.1643	Hegwood, Lloyd	138.00
R 32.029.21.41.0089	Avolesi, Bonita Sue	548.00
R 24.029.21.12.0035	Jask, Inc.	976.00

5. Information only - The Public Health Advisory Committee has set a date for a public meeting to solicit citizen input on the County's draft Community Health Services Plan, 2000-2003. The meeting has been scheduled for September 21, 1999 from 6:00 p.m. to 7:00 p.m.
6. Adoption of **Resolution No. 99-104** as follows:

Final Payment to Systems By Design, Inc. for  
Electrical Upgrade at St. Croix Bluffs Regional Park Campground

WHEREAS, the Washington County Board of Commissioners on May 11, 1999 signed a contract with Systems By Design, Inc. for electrical services upgrade to the campground area at St. Croix Bluffs Regional Park; and

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

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

7. Adoption of **Resolution No. 99-105** as follows:

Final Payment to Loeffel-Engstrand Corporation for  
Contact Station Construction at St. Croix Bluffs Regional Park

WHEREAS, the Washington County Board of Commissioners, on September 5, 1998, signed a contract with Loeffel-Engstrand Corporation for the construction of a Contact Station at St. Croix Bluffs Regional Park in Denmark Township; and

WHEREAS, Loeffel-Engstrand Corporation, has satisfactorily completed all work in accordance with the terms and conditions of the contract.

NOW, THEREFORE BE IT RESOLVED, that Loeffel-Engstrand Corporation 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. Approval and execution of contract with Energy Development Services for Y2K upgrade to HVAC equipment controls.

The foregoing Consent Calendar was adopted unanimously.

**TRANSPORTATION AND PHYSICAL DEVELOPMENT**

Commissioner Hegberg moved to adopt **Resolution No. 99-106** as follows:

No Parking and No Stopping Zone at the  
Intersection of CSAH 12 and CSAH 15

WHEREAS, vehicles parking and stopping in the immediate area of CSAH 12/CSAH 15 intersection have created potential traffic hazards for some time; and

WHEREAS, efforts to direct vehicles to off road parking areas have had little effect; and

WHEREAS, the City of Grant, in November of 1998, asked the County to review the parking situation; and

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WHEREAS, the traffic engineering staff has observed a number of motorist and pedestrian behaviors that could be eliminated if parking and stopping were restricted at the location.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby authorizes the Director of Transportation and Physical Development to establish a no parking and stopping zone 500 feet in all directions, except that the southwest leg of CSAH 15 shall be only 30 feet south of the south radius of the CSAH 12/CSAH 15 intersection and to install and maintain such "No Parking" and "No Stopping" signs as are necessary. Signs will not be installed before October 1, 1999.

Commissioner Abrahamson seconded the motion and it was adopted 4-1 with the vote as follows: Yes, Commissioners Hegberg, Pulkrabek, Abrahamson and Stafford; No, Commissioner Peterson.

Commissioner Peterson asked that staff review this situation and bring back a report in one year.

#### **GENERAL ADMINISTRATION**

Virginia Erdahl, Deputy Administrator, reviewed the proposed changes to the Capital Improvement Program from the August 24 Board workshop. Those changes include the following items: Public Safety Training Facility - this project has been moved to 2001 with funding to be determined; Two-foot Contours & Digital Orthophotos - this has been removed from the bond list, but remains in the 2000 budget with funding coming from capital projects levy, sales and grants; North & South Shop Water Filtration Systems - has been removed from the bonds but is still in the C.I.P. for 2002 and it is recommended that other funding be looked at such as levy, capital repair fund or some other source for that project; Four Highway Projects - these projects were originally budgeted for 2003 but have been moved out to 2004 at which time funding will need to be discussed such as federal funds or a future bond sale; Future Rail Transit Projects - has been moved to "future"; and Metro-Wide Radio System - has also been moved to "future".

Ms. Erdahl presented 2000-2004 C.I.P. Projects with proposed funding through 2000 bonds as follows: New Woodbury Library, \$6,750,000; Existing Woodbury Library Remodeling, \$1,100,000; Government Center Remodeling, \$2,000,000; Historic Courthouse Retaining Wall, \$260,000; CR 61, CSAH 15 - CR 55, Stillwater Township (Acquisition), \$125,000; CR 61, CSAH 15 - CR 55, Stillwater Township (Construction), \$1,800,000; South Shop Addition, \$292,000; and Sheriff's Radio Upgrade, \$1,000,000; for a total of \$13,327,000.

Ms. Erdahl indicated that the full draft C.I.P. document will be brought back in two weeks. After discussion at that meeting the draft C.I.P. will be sent to local communities for review.

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Ms. Erdahl reviewed the proposed budget and stated that as a result of Board discussion the following additions have been made: \$24,000 for portable truck scales and \$16,400 for the Soil and Water Conservation District. She informed the Board that single coverage health care costs will be somewhere between \$250,000 and \$300,000 higher than what was budgeted. A decision will need to be made to either add more to the budget or finding it within the levy that is proposed.

Ms. Erdahl reviewed three scenarios concerning the proposed tax levy and its estimated impact on property taxpayers. Scenario 1 is a 4.4% increase over the 1999 levy; Scenario 2 is a 2% increase over scenario 1 and a 6.5% increase over 1999 levy; and Scenario 3 is a 1.4% increase over scenario 2 and an 8% increase over the 1999 levy.

Commissioner Hegberg moved to direct staff to prepare a resolution for next week's Board meeting proposing a certified levy of \$49.10 million which includes \$970,000 for Capital projects and is a 6.5% increase over the 1999 levy. Commissioner Peterson seconded the motion.

Commissioner Pulkrabek would be in favor of including the \$970,000 for Capital Projects in Scenario 1 and then reduce spending in other areas.

Commissioner Stafford stated he would like to keep the increase between 5.5% and 6%. He said he would vote for Scenario 2 knowing that it can be reduced, but asked that staff come up with a creative way to keep it under a 6% increase.

Commissioner Hegberg amended his original motion and directed staff to prepare a resolution for next week's Board meeting proposing a certified levy which includes the \$970,000 for Capital Projects in Scenario 2, but keeps the increase to 5.9% over the 1999 levy. Commissioner Peterson seconded the amended motion and it was adopted 4-1 with the vote as follows: Yes, Commissioners Hegberg, Abrahamson, Peterson and Stafford; No, Commissioner Pulkrabek.

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

Dick Johnson, 8896 Lake Jane Trail, Lake Elmo - Mr. Johnson stated it has come to his attention that the County Board is considering a reduction in funding to the Washington County Historical Society. He stated that he is not a member of the Society, but has used its facilities and feels it is an important function. He feels that it is important to save the artifacts that have been collected through the years and that are a heritage to the members of this community. Mr. Johnson asked that the Board increase the funds to the Historical Society.



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Commissioner Peterson advised Mr. Johnson that the dollars provided to the Washington County Historical Society are dollars primarily spent in the Valley, and that there are many other historical societies that exist that do not receive dollars from the County for preservation of their history.

Commissioner Stafford informed Mr. Johnson that what has been proposed is to maintain the Historical Society's budget for one more year. The County will review the possibility of using the Historic Courthouse, which is a division of the Department of Transportation and Physical Development, to serve as a conduit for that money to serve the entire County and all the preservation and historical societies in the County.

Karen Zeleznak, Public Health and Environment Senior Program Manager, informed the Board that Friday, September 10 will be her last day as an employee of Washington County. She thanked the Board, Jim Schug, Human Resources staff and Public Health staff for their support during the past seventeen plus years she has worked for the County.

James Schug, County Administrator, advised the Board that Ms. Zeleznak will be the new Public Health Director for the City of Bloomington. Mr. Schug and the County Board wished her well in her new position.

#### **BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

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

Commissioner Stafford reported that he will be attending the MICA meeting in Rochester to begin the screening process for a new MICA director. He also indicated that he will be talking with individual Commissioners later on about the possibility of reviewing the joint powers agreement for the Metro Radio Board.

Commissioner Peterson stated she will also be in Rochester for the MICA meeting.

Commissioner Hegberg reported that Liz Templin, Minnesota Extension, will be taking a leave of absence to work for AMC on their extension committee. She will be gone through December, 2000. He also will be attending the Rice Creek Watershed budget meeting on Wednesday, September 8.

September 7, 1999

**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 6:35 p.m.

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

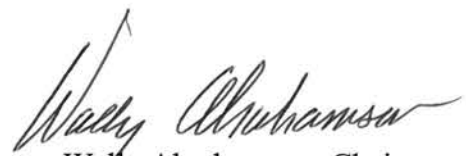
The Board meeting was preceded by a workshop with the Department of Public Health and Environment to discuss the following issues: Overview of family health program and year 2000-2001 maternal-child health grant application for receipt of State MCH Funds; and, the 2000-2003 Community Health Services Plan. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Mary McGlothlin, Karen Zeleznak, Lowell Johnson, Karen Monsen and Sue Hedlund.

Attest:



James R. Schug

County Administrator



Wally Abrahamson, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**SEPTEMBER 14, 1999**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Absent none. Board Chair Abrahamson presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Dan Papin, Community Services Director; Robert Crawford, Workforce Center Division Manager; J. Allen Midgett, Fraud Investigation Program Supervisor; Andrew Ervin, Medical Assistance Supervisor; Don Wisniewski, Director of Transportation and Physical Development; Jack Perkovich, Deputy Director of Transportation and Physical Development; Jim Luger, Parks Planner; Mary McGlothlin, Director of Public Health and Environment; Molly O'Rourke, Director of Assessment, Taxpayer Services and Elections; Doug Johnson, County Attorney; and Dave Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval to appoint Donald Peterson, Stillwater, to the Brown's Creek Watershed District Board of Managers to a term expiring October 21, 2002.
2. Approval of staff comments on the Grey Cloud Island Comprehensive Plan.
3. Approval to submit Washington County's application for Formula Maternal Child Health Special Project Funds for the years 2000-2001 to the Minnesota Department of Health.
4. Approval of the plat of Baytown Estates, Baytown Township.
5. Bids were received for the purchase and installation of an air cooled chiller as follows:

NS/I Mechanical Construction Co.	\$ 99,000.00
Northland Mechanical Contr.	99,900.00
Century Mechanical, Inc.	101,091.00
Area Mechanical, Inc.	109,800.00
NewMech Companies, Inc.	117,500.00

Adoption of **Resolution No. 99-107** as follows:

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Award of Contract for Air Cooled Chiller to  
NS/I Mechanical Contracting Company

WHEREAS, in order to complete the purchase and installation of an Air Cooled Chiller at the Washington County Government Center, the County solicited bids for this project; and

WHEREAS, bids were opened on August 30, 1999, with NS/I Mechanical Contracting Company being the lowest responsible bidder; and

NOW, THEREFORE BE IT RESOLVED, that the bid of NS/I Mechanical Contracting Company be accepted and the County enter into a contract with NS/I Mechanical Contracting 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 NS/I Mechanical Contracting 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.

**COMMUNITY SERVICES DEPARTMENT**

**Ramsey/Washington County EDWAA Program**

Robert Crawford, Workforce Center Manager, presented a brief overview of the dislocated workers program. He indicated that Washington County has been contracting with Ramsey County since 1989. With the new Workforce Investment Act, the current Substate Area's will become Workforce Service Areas when it is fully implemented in July of 2000. At that time, Washington County will have to consider whether to operate the EDWAA program itself or to continue to contract with Ramsey County. A workshop will be presented in February or March of 2000 to discuss the recommendation.

Commissioner Peterson moved to approve the agreement for the delivery of employment and training services to dislocated workers for the Ramsey/Washington County EDWAA program between the Washington County Workforce Center and Ramsey County Job Training for the period beginning July 1, 1999 through June 30, 2000. Commissioner Hegberg seconded the motion and it was adopted unanimously.

**Fraud Prevention Investigation Plan and Grant Application**

J. Allen Midgett, Fraud Investigation Program Supervisor, informed the Board that the Fraud Prevention Investigation Program is an investigative process based on a team approach involving county financial

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workers and fraud prevention investigators. Its focus is to quickly resolve issues of questionable eligibility for such things as food stamps and Medical Assistance. In 1998, 249 investigations were made for a total in savings and recoveries of \$177,564.

Commissioner Peterson moved to approve the Fraud Prevention Investigation Plan and Grant application for the period July 1, 1999 through June 30, 2001. Commissioner Abrahamson seconded the motion and it was adopted unanimously.

#### **2000 Child & Teen Checkup Program Plan and Contract**

Andrew Ervin, Medical Assistance Supervisor, presented an overview of the 2000 Child & Teen Checkup Program Plan and Contract. He indicated that this is a federally mandated service under the Medical Assistance program, but participation by families is optional. A goal of 80% is required by the federal government. In 1997, Washington County's participation had been only 10%. A new delivery model was initiated in late 1997 and it is anticipated that 1998 data will show an increase in participation.

Commissioner Peterson moved to approve the 2000 Child and Teen Checkup Program Plan and contract. Commissioner Stafford seconded the motion and it was adopted unanimously.

#### **TRANSPORTATION AND PHYSICAL DEVELOPMENT**

Jack Perkovich, Deputy Director of Transportation and Physical Development, updated the Board on the replacement of the Lake Elmo Park Reserve swim pond filtration system. He indicated that the current filtration system re-circulates between 1.4 to 1.8 million gallons of water three times daily. The State Department of Health's current recommendation is that the water turn over four times a day. Mr. Perkovich stated that the current electrical system, pumps and motors and some piping are not sized to meet that turn over rate. Staff requests authorization to advertise for bids for the replacement of the Lake Elmo Park Reserve swim pond filtration system with funds coming from \$300,000 of uncommitted 1998 bond funds and \$185,000 from the Hardwood Creek Project bond fund savings.

Commissioner Hegberg stated he will support this request, but asked that staff check with the Metropolitan Counties Insurance Trust about the safety issue with sand bottomed swim facilities compared to concrete swimming pools. He feels it may be cheaper and safer to replace the sand bottom with a cement bottom.

Commissioner Peterson moved authorization to advertise for bids for the replacement of the Lake Elmo Park Reserve swim pond filtration system. Commissioner Pulkrabek seconded the motion and it was adopted unanimously.



**GENERAL ADMINISTRATION**

**Proposed Budget for Payable 2000**

Commissioner Hegberg moved to adopt **Resolution No. 99-108** as follows:

**Resolution Adopting the Washington County  
Proposed Budget for Payable 2000**

OPERATING FUNDS	EXPENDITURES	REVENUE OTHER THAN LEVY	FUND BALANCE INC/(DEC)	GROSS LEVY	HACA	CERTIFIED LEVY
General Government	\$60,124,300	\$30,626,400	(\$434,800)	\$29,063,100	5,000,492	\$24,062,609
Workforce Center	1,726,300	1,558,600	0	167,700	28,553	139,147
Veterans Services	140,200	0	0	140,200	23,870	116,331
General Government Total:	61,990,800	32,185,000	(434,800)	29,371,000	5,052,915	24,318,087
Social Services	27,078,200	15,013,100	(464,100)	11,601,000	1,975,189	9,625,811
Public Works - Road & Bridge	19,730,100	15,123,500	(175,000)	4,431,600	750,439	3,681,161
Public Works - Parks	1,432,000	805,600	(87,400)	539,000	91,770	447,230
Regional Rail Authority	200,000	0	0	200,000	0	200,000
Library	4,364,100	136,000	0	4,228,100	720,388	3,507,712
Debt Service - County Wide	6,500,700	838,000	385,500	6,048,200	0	6,048,200
Debt Service - Library District	160,500	27,500	(131,200)	1,800	0	1,800
Subtotal:	\$121,456,400	\$64,128,700	(\$907,000)	\$56,420,700	\$8,590,700	\$47,830,000
<b><u>CAPITAL FUNDS</u></b>						
CIP Bond Projects	8,120,900	7,427,000	(693,900)	0	0	0
Capital Projects Fund	970,000	0	0	970,000	0	970,000
Historic Courthouse Restoration	33,000	17,200	(15,800)	0	0	0
Park Land Acquisition	323,700	323,700	0	0	0	0
Capital Repair Fund	546,400	320,000	(226,400)	0	0	0
Subtotal:	\$9,994,000	\$8,087,900	(\$936,100)	\$970,000	\$0	\$970,000
Total 2000 Budget:	\$131,450,400	\$72,216,600	(\$1,843,100)	\$57,390,700	\$8,590,700	\$48,800,000

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 Pulkrabek.

**Certifying Proposed Property Tax Levies for Washington County Payable 2000**

Commissioner Pulkrabek stated he did not vote for the budget and he will not be supporting the levy for the County or for the HRA. He feels that this budget is decent, but feels it does not go far enough and he would like to see the Board make additional reductions in spending and pass those savings along to the taxpayers.

Commissioner Hegberg moved to adopt **Resolution No. 99-109** as follows:

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Certifying Proposed Property Tax Levies for  
Washington County Payable 2000

The Washington County Board of Commissioners does hereby certify to the Washington County Auditor-Treasurer the following proposed tax levies for payable 2000:

Washington County	\$48,800,000
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Washington County Special Levy for the Washington County Housing and Redevelopment Authority	200,000
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Commissioner Abrahamson seconded the motion and it was adopted 3-2 with the vote as follows: Yes, Commissioners Hegberg, Abrahamson and Stafford; No, Commissioners Pulkrabek and Peterson.

**Certifying Proposed Property Tax Levy for Washington County Housing and Redevelopment Authority Payable 2000**

Commissioner Peterson feels that the HRA is not doing an appropriate job and is not fulfilling the function for which it was originally created and that is to redevelop and create new housing opportunities. She feels they also do not live up to agreements they make with local governments. She stated Cottage Grove has been fighting with them for over four years since 1993 when they were last paid. She will not support the resolution.

Commissioner Pulkrabek stated he will not support the levy for the Washington County HRA. He does not believe that government should be involved in the housing market and feels that the HRA is a good example why government should not be involved because of the malfeasance and fiscal mismanagement that has taken place over the last decade or longer.

Commissioner Hegberg moved to adopt **Resolution No. 99-110** as follows:

Certifying Proposed Property Tax Levy for  
Washington County Housing and Redevelopment Authority  
Payable 2000

The Washington County Board of Commissioners does hereby certify to the Washington County Auditor-Treasurer the following proposed tax levy for payable 2000:

Washington County Housing and Redevelopment Authority	\$1,340,812
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Commissioner Stafford seconded the motion and it was adopted 3-2 with the vote as follows: Yes, Commissioners Hegberg, Abrahamson and Stafford; No, Commissioners Pulkrabek and Peterson.

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**Criminal Justice Information System Integration Grant**

Commissioner Stafford moved to adopt **Resolution No. 99-111** as follows:

Authorization to Apply to the Department of Public Safety  
for a Criminal Justice Information System Integration Grant

WHEREAS, increased caseloads of law enforcement, county attorneys, Court Administration, and Court Services are requiring better communications and information sharing between agencies to enhance public safety; and

WHEREAS, a unified Law Enforcement Network System utilizing a central database, common operating system, compatible platforms and security which allows for shared data, real time data updates, reduced data input and increased reporting and analytical capability will facilitate the sharing of information between agencies of Washington County; and

WHEREAS, the Law Enforcement Network System would further the interests of efficiency, effectiveness and accuracy in the criminal justice system through the integration of the various criminal justice information systems in Washington County; and

WHEREAS, Washington County has allocated funding for the planning, development and implementation of an integrated criminal justice information system;

NOW THEREFORE, BE IT RESOLVED that the Washington County Attorney's Office is authorized to apply to the Department of Public Safety for a Criminal Justice Information System Integration Grant.

Commissioner Hegberg seconded the motion and it was adopted unanimously.

**DISCUSSION FROM THE AUDIENCE**

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

**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Hegberg reported on the Rice Creek Watershed District budget meeting he attended. He voiced concerns about their budgeting for ditch maintenance and trunk maintenance of the ditches and then not using that money to do maintenance or repairs. He noted that their budget has included funds for ditch maintenance in the past three budgets and very little of that money has been used for that purpose.

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Commissioner Pulkrabek advised the Board that he read the report on East Metro Seniors Agenda for Independent Living: Building Toward the Senior Boom Twin Cities Area Seniors and Their Housing Needs from Now to 2030. He found interesting statistics listed and recommended that the other Board members review it.

Commissioner Stafford reported on the MICA meeting he attended in Rochester last week. He noted that several senators and representatives from the Rochester area attended and issues discussed included uncompensated care for hospitals and a unicameral form of state government. He also reported that the committee screening candidates for a new MICA director has narrowed the field down to six individuals. Interviews will be held starting October 1.

Commissioner Peterson stated she attended her first Transportation Advisory Board (TAB) Relations Committee meeting last week. This committee is made up of members from the TAB and Metropolitan Council. An issue that came up was an interest in looking at County State Aid Highway (CSAH) formulas.

Commissioner Peterson advised the Board that she will be involved in the annual Minnesota Book Awards program this week which is part of the Metronet system.

Commissioner Abrahamson reminded the Board that on Monday, September 20 at 5:30, Ted Mondale, Metropolitan Council, will be discussing development associated with the St. Croix River Bridge at the Government Center.

#### **BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

#### **ADJOURNMENT**

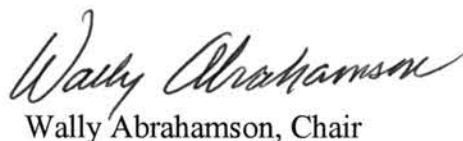
There being no further business to come before the Board, Commissioner Peterson moved to adjourn, seconded by Commissioner Hegberg and it was adopted unanimously. The Board meeting adjourned at 11:05 a.m.

Attest:



James R. Schug

County Administrator



Wally Abrahamson, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**SEPTEMBER 21, 1999**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Absent none. Board Chair Abrahamson presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Don Wisniewski, Director of Transportation and Physical Development; Jack Perkovich, Deputy Director of Transportation and Physical Development; Jim Luger, Parks Planner; Edison Vizuite, Financial Services Director; Judy Honmyhr, Human Resources Director; Mary McGlothlin, Director of Public Health and Environment; Richard Backman, Division Manager, Community Services; Scott Hovet, Assessor; Russ Reetz, Court Services Director; Jim Frank, County Sheriff; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval of the September 7, 1999 Board meeting minutes.
2. Approval of County comments on the proposed establishment of Tax Increment Financing District No. 6 in the City of Mahtomedi.
3. Approval of abatement applications for homestead classification as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 14.028.20.12.0150	Wanless, David A.	\$ 524.00
R 10.028.21.34.0068	Gamble, Clauzel, Jr.	1,213.02
R 10.028.21.34.0068	Gamble, Clauzel, Jr.	544.00

4. Adoption of **Resolution No. 99-112**, as follows:

Authorization to Classify Tax-Forfeited Parcel  
as Non-Conservation

WHEREAS, Parcel 20.031.21.24.0038 is a tax forfeited property located in the City of Hugo and have forfeited to the State of Minnesota on September 11, 1998;



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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, the city of Hugo is interested in acquiring the said parcel under M.S. 282.01, Subd. 1.

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 20.031.21.24.0035 has been viewed and complies 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 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.

5. Approval of the State and Federal Welfare-to-Work local plan for the period of April 1998 through March 31, 2001.
6. Approval of banding and grading recommendations of the Comparable Worth Committee as follows: Fleet Manager (Transportation and Physical Development) from C4-1-2 to C4-4-2; Clerk Supervisor (County-wide), from B3-2-1 to B3-3-1; and Buyer/Coordinator (Administration) from B2-4-1 to B2-6-1.
7. Approval to renew service agreement with Frank Madden & Associates for labor relations consultant services through September 30, 2000.
8. Approval to renew the Juvenile Detention Services Subsidy grant from the Minnesota Department of Corrections effective July 1, 1999 through June 30, 2001.

The foregoing Consent Calendar was adopted unanimously.

#### **TRANSPORTATION AND PHYSICAL DEVELOPMENT**

Jim Luger, Parks Planner, presented a brief overview of a proposed grant agreement between Washington and Ramsey Counties and the Minnesota Department of Natural Resources for the development of the lake links trail network master plan. He informed the Board that the 1999 legislature authorized the DNR to issue a \$175,000 grant to Washington and Ramsey Counties to develop a comprehensive master plan for trails

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around White Bear and Silver Lakes and link to existing trails from White Bear Lake to Stillwater, to the Gateway Trail and other state and regional trails. He advised the Board that Washington County will serve as the administrator of the planning process with Ramsey County providing staff assistance.

Commissioner Peterson moved to approve the grant contract between Washington County, Ramsey County and the Minnesota Department of Natural Resources for the development of a Lake Links Trail Network master plan; and, authorization to advertise for proposals for the development of a comprehensive master plan for trails around White Bear Lake and Silver Lake, a trail from White Bear Lake to Stillwater, trail connections with the Gateway Trail and other state and regional trails within Washington and Ramsey Counties. Commissioner Pulkrabek seconded the motion and it was adopted unanimously.

#### **FINANCIAL SERVICES DEPARTMENT**

Edison Vizuite, Financial Services Manager, presented an overview of the new Financial Management System (FMS). He stated that the project was approved by the Board in November of 1997; the new software was purchased from JDEdwards in January of 1998; a training and implementation team was established between April and September of 1998; fine tuning and testing began in September and ran through December of 1998; conversion of historical data began in December of 1998; and the software implementation began on January 1, 1999. Mr. Vizuite indicated that the project is within the projected budget and reported that the benefits of the new system include the following: All financial applications are Y2K compliant; Integrated financial applications; User friendly reporting and query; Full query on customers and vendors accounts; Streamlined process for purchases and accounts payable; Integrated office supplies internet purchasing system; and laser forms and checks.

Commissioner Stafford requested that this presentation be made at the next Internal Audit Advisory Committee meeting.

#### **GENERAL ADMINISTRATION**

##### **Draft 2000-2004 Capital Improvement Program**

Commissioner Peterson moved to approve the final draft of the 2000-2004 Capital Improvement Program and authorized that it be sent to communities for their review and comment. Commissioner Stafford seconded the motion and it was adopted unanimously.

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

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

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**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Hegberg reported on a Rush Line Corridor meeting he attended last evening. He feels that part of the public does not understand why the County is planning this now when commuter rail is such a long way off. He explained that the reason is to protect the integrity of a dual system for trails and commuter rail.

Commissioner Stafford stated he will be attending the Association of Minnesota Counties meeting on Thursday. He also would like the Board to decide if it wants to continue renting space for the Stillwater License Center at River Heights Plaza for the next five years, or to include in the next CIP a permanent location for that license center.

Commissioner Peterson reported on a meeting she attended yesterday on Metropolitan Area on Aging. There will be another meeting with the Department of Human Services and Minnesota on Aging for future dialog. She also reported on a meeting she attended called Community Circles in Cottage Grove. This is an alternative to incarceration and she encouraged the other Commissioners to attend informational meetings on circle sentencing.

Commissioner Abrahamson reported that he attended an Andersen Window meeting regarding the XL project and a problem they are having with the State. Another meeting will be held next month.

**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 10:30 a.m.

Attest:



James R. Schug

County Administrator



Wally Abrahamson, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**SEPTEMBER 28, 1999**

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 Stafford. Commissioner Pulkrabek absent. Board Chair Abrahamson presided. Also present were James Schug, County Administrator; Susan Tice, Chief Assistant County Attorney; Judy Honmyhr, Human Resources Director; Sue Fennern, Human Resources Associate; Lowell Johnson, Division Manager, Public Health and Environment; Dan Papin, Community Services Director; Molly O'Rourke, Director of Assessment, Taxpayer Services and Elections; Russ Reetz, Court Services Director; Jim Frank, County Sheriff; and David Brierley, Public Information Coordinator.

Board Chair Abrahamson asked for a moment of silence in remembrance of former County Commissioner Ralph "Happy" Otte, who passed away recently.

**CONSENT CALENDAR**

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

1. Approval of the September 14 and 21, 1999 Board meeting minutes.
2. Approval of staff comments on the Cottage Grove Comprehensive Plan.
3. Approval of abatement applications for special assessments, homestead and special classification as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 15.028.21.11.0010	Northeast Metro Intermed. School Dist.	\$11,868.90
R 20.029.21.44.0072	Garritson, Ronald R.	240.00
M 88.088.88.00.1209	Brown, Dorthy E.	106.93
R 20.029.20.43.0003	Velasco, Pastor & Linda	354.00
R 14.028.21.23.0024	Ising, Mary G.	544.00

4. Adoption of **Resolution No. 99-113** as follows:

Gambling License Renewal for  
Lions Hastings Club

WHEREAS, on or about September 13, 1999, the Lions Hastings Club has made application pursuant to the statutes of the State of Minnesota authorizing lawful gambling; and

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WHEREAS, the premises involved is Point, located at 12378 Pt. Douglas Dr. S., Denmark Township, Washington County.

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners does hereby resolve to approve the granting of a premise permit for the above-described licensee at the above-described location subject to the terms and conditions of all the laws of the State of Minnesota, the County of Washington, and the Township of Denmark.

5. Adoption of **Resolution No. 99-114** 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 30, 1999 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.

6. Approval of Structured Decision Making Plan for child protection services and authorization for the County Board Chair and Community Services Director to execute a contract with the National Council on Crime and Delinquency (NCCD).
7. Approval of the Uniform Settlement Reporting form for the labor agreement with the Teamsters 320 Essential Captain/Jail Administrator unit for 1999-2001.
8. Approval for a substitution position of Clerk Supervisor for a vacancy of Senior Secretary in the Department of Assessment, Taxpayer Services and Elections (Stillwater License Center).
9. Approval of agreement with the City of Cottage Grove and authorize payment for distribution of curbside recycling funds in the amount of \$44,868.
10. Bids were received for four 11 cubic yard dump boxes for tandem axle trucks with hydraulics as follows:



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Crysteel, Inc.	\$73,412.00
Jaycraft, Inc.	77,908.00

Bids were received for four front mounted and four wing mounted snow plows for tandem axle trucks as follows:

Crysteel, Inc.	\$41,976.00
Jaycraft, Inc.	49,680.00

Adoption of **Resolution No. 99-115** as follows:

Bid Award for Truck Equipment to Crysteel, Inc.

WHEREAS, in order to complete the purchase of four (4) 11 Cubic Foot Truck Boxes with Hydraulics and four (4) front mounted Plows and four (4) side mounted Plows the County solicited bids for the purchase; and

WHEREAS, bids were opened on September 20, 1999, with Crysteel, Inc. being the lowest responsible bidder; and

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

BE IT FURTHER RESOLVED, that the contract in the form of a Purchase Order be approved by the County Board and County Administrator without further action of the County Board conditioned upon compliance with all bid specification requirements and approval as to form by the County Attorney's Office.

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

## **HUMAN RESOURCES DEPARTMENT**

### **Ratification of 1999-2001 Bargaining Agreement with the Teamsters Local 320 Essential Captain/Jail Administrator Unit**

Commissioner Peterson moved to ratify the 1999-2001 bargaining agreement with the Teamsters Local 320 Essential Captain/Jail Administrator unit as follows:

1. Duration: December 27, 1998 through January 5, 2002.

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2. Wages:

Effective 12/27/98, \$400.00 on base and a 3.0% general adjustment.

Effective 12/26/99, \$250.00 on base and a 3.0% general adjustment.

Effective 01/07/01, \$250.00 on base and a 3.0% general adjustment.

3. Health Insurance:

1999 - \$366.00/month

2000 - \$396.00/month

2001 - \$433.00/month

4. Medical Flexible Spending Account:

1999 - \$370.00

2000 - \$380.00

2001 - \$380.00

5. Clothing Allowance:

1999 - \$490.00

2000 - \$505.00

2001 - \$520.00

6. Other Items:A. Severance Pay

Severance Pay Maximum for eligible employees who retire from the County and are PERA eligible shall be paid for one-half (½) of total accrued sick leave at the employee's monthly rate of pay up to the maximum as set forth in the LELS Deputy and Correctional Officer Agreements, provided that the employee requesting the severance payment previously was employed in a classification covered by the Deputy or Correctional Officer Unit.

B. Election of Remedies

Revision of discipline language consistent with recent modifications in the application of jurisdiction by the United States Equal Employment Opportunity Commission.

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

September 28, 1999

**Employee Benefit Plan Providers for 2000**

Commissioner Stafford moved to approve the recommendation to accept proposals for employee benefit plan providers for 2000 as follows:

<u>Benefit</u>	<u>Provider</u>	<u>2000 Cost</u> (Single-Family)	
Health Insurance County/Employee Paid	HealthPartners	Opt. 1 \$276.38 - \$666.58/mo. Opt. 2 \$242.86 - \$585.76/mo. Opt. 3 \$221.98 - \$535.40/mo.	
Life Insurance County/Employee Paid	Minnesota Life	Basic Life Dep. Life +\$10,000	\$3.40/mo. \$1.60/mo. \$.20/1000
Long Term Disability (County Paid)	National Insurance	.53% of covered payroll	
Short Term Disability (Employee Paid)	Fortis	\$1.19/\$100	
Dental Insurance (Employee Paid)	HealthPartners	\$23.05 - \$57.67/mo.	

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

**Full Cafeteria Employee Benefit Program**

Judy Honmyhr, Human Resources Director, presented an overview of a full cafeteria employee benefit program. She indicated that this program has been discussed with all labor unions through the labor/management insurance committee.

Commissioner Stafford moved to approve the design and implementation of a full cafeteria employee benefit program to become effective January 1, 2000. Commissioner Peterson seconded the motion and it was adopted unanimously; Commissioner Pulkrabek absent.

September 28, 1999

**GENERAL ADMINISTRATION****Update on Joint Public Safety Training Facility**

James Schug, County Administrator, presented an update on the joint public safety training facility. He stated that there has been some discussion with Ramsey County about the possibility of pairing with them for a joint Washington/Ramsey County facility. The police training part would be located in the new Ramsey County Law Enforcement Center at the intersection of 35 and I-94 in St. Paul. The fire training facility would be located where the current St. Paul training facility is located on Snelling and Energy Park Drive near Midway Stadium. Mr. Schug indicated that the County would probably not be involved with the fire training facility because the County does not do fire operations as part of its services. That is something the County's cities could pursue with Ramsey County and St. Paul independently. More meetings are scheduled and the financing of this project will be discussed at a future Finance Committee meeting.

**Minnesota Correctional Community Advisory Committee**

Mr. Schug informed the Board that David Crist, Warden, Minnesota Correctional Facility in Bayport, is putting together a Community Advisory Committee. The Committee would involve the cities of Bayport and Oak Park Heights and there is an open invitation for a representative from Washington County to participate.

Commissioner Peterson stated that since Commissioner Pulkrabek is the representative on the Community Corrections Committee and is not present today, the Board should give him the first option of serving on that committee.

**Metropolitan Inter-County Association Legislative Conference**

Mr. Schug stated that the Metropolitan Inter-County Association (MICA) Legislative Conference is scheduled for October 13. If any Board members did not get a mailing, there are copies in Administration.

**Park Fees**

Mr. Schug reported that the Parks and Open Space Commission voted to not recommend to the Board to increase the annual park permit from \$18 to \$20 with the understanding that funding would not be there for a new park naturalist position. If the Board were interested in looking at an increase in that fee, it would need to make a decision soon because the Transportation and Physical Development Department will start selling annual park permits for 2000 within the next couple of weeks.

September 28, 1999

**DISCUSSION FROM THE AUDIENCE**

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

**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Stafford indicated that MICA will be holding interviews for its new director on October 1, which is also the Association of Minnesota Counties Board day. Commissioner Peterson indicated she would fill in for him.

Commissioner Stafford attended AMC last Thursday and Friday and reported on a property tax session that was interesting. He will be meeting with Matt Smith from the Department of Revenue to discuss this issue further.

Commissioner Stafford reported that the East Metro Radio Communications Board will be meeting on October 7. He will bring up the possibility of expanding the scope of that Board to deal with some other issues.

Commissioner Peterson reported on the conference she attended in Dallas, Texas related to commuter rail and transportation issues. She will provide a written report to the Board members next week.

Commissioner Hegberg reported on the Child Protection meeting held yesterday. Two more training sessions will be held in October.

Commissioner Abrahamson asked staff to review May Township's zoning in regards to buildable property. He received a call from a citizen who owns 19 acres of land and 10 of it is under water. He wants to build on the part that is not flooded, but he will not be allowed to because there are only 9 acres left. Commissioner Hegberg indicated that would be correct. They would need to get a variance from the County.

Commissioner Abrahamson reported on a letter he received from Evelyn Bjork, Baytown Township, regarding an accident she was involved in on Highway 5 near the entrance to Cloverdale Farms. She indicates she was stopped to make a left-hand turn, a car passed her on the right and she was rear-ended by another car. That car was going about 50 miles per hour. She is requesting that somebody go out there and look at that intersection and make it safer. She is afraid someone will get killed out there. Commissioner Abrahamson requested that the letter be copied to Transportation and Physical Development and the Sheriff's Office.



September 28, 1999

Commissioner Peterson also suggested copying that letter to the group at the Minnesota Department of Transportation which is looking at the Highway 36 corridor from Highway 5 to County Road 12.

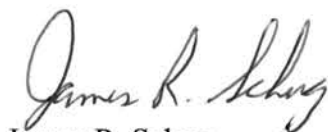
#### **BOARD CORRESPONDENCE**

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 Stafford and it was adopted unanimously. The Board meeting adjourned at 10:20 a.m.

Attest:



James R. Schug

County Administrator



Wally Abrahamson, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD  
WASHINGTON COUNTY, MINNESOTA  
OCTOBER 5, 1999**

**WASHINGTON COUNTY REGIONAL RAILROAD AUTHORITY CONVENES**

The Washington County Regional Railroad Authority met in regular session at 4:30 p.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Absent none. Regional Rail Authority Chair Peterson presided. Also present were James Schug, County Administrator; Susan Tice, Chief Assistant County Attorney; Don Wisniewski, Director of Transportation and Physical Development; Sandy Cullen, Transportation Engineer; Judy Honmyhr, Human Resources Director; Dan Papin, Community Services Director; Robert Crawford, Workforce Center Manager; Mary McGlothlin, Director of Public Health and Environment; Scott Hovet, Assessor; and David Brierley, Public Information Coordinator. Official Proceedings of the Regional Railroad 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 5:10 p.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Absent none. Board Chair Abrahamson presided. Also present were James Schug, County Administrator; Susan Tice, Chief Assistant County Attorney; Don Wisniewski, Director of Transportation and Physical Development; Sandy Cullen, Transportation Engineer; Judy Honmyhr, Human Resources Director; Dan Papin, Community Services Director; Robert Crawford, Workforce Center Manager; Mary McGlothlin, Director of Public Health and Environment; Scott Hovet, Assessor; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval of the September 28, 1999 Board meeting minutes.
2. Approval to designate 1999 Association of Minnesota Counties official delegate list as follows: Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford; James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; and Don Wisniewski, Director, Transportation and Physical Development.

October 5, 1999

3. Adoption of **Resolution No. 99-116** as follows:

Authorization to Classify Tax-Forfeited Parcel  
as Non-Conservation

WHEREAS, Parcel 31.031.21.21.0005 is a tax forfeited property located in the City of Hugo and has forfeited to the State of Minnesota on August 10, 1993;

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 has forfeited to the State of Minnesota, for non-payment of taxes; and

WHEREAS, the City of Hugo is interested in acquiring the said parcel under M.S. 282.01, Subd. 1a;

WHEREAS, said parcel of land has been viewed by designees of the County Board of Commissioners and has 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 certifies that parcel 31.031.21.21.0005 has been viewed and complies 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 land from the sale or conveyance.

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

4. Adoption of **Resolution No. 99-117** as follows:

Gambling License Renewal by  
the American Legion Post #225

WHEREAS, on or about September 23, 1999, the American Legion Post #225 has made application pursuant to the statutes of the State of Minnesota authorizing lawful gambling; and

WHEREAS, the premises involved is Willow Point, located at 8241 North Shore Trail, Forest Lake Township, Washington County.

THEREFORE BE IT RESOLVED that the Washington County Board of Commissioners does hereby resolve to approve the granting of a Premises Permit for the above-described licensee at the above-described location subject to the terms and conditions of all the laws of the State of Minnesota, the County of Washington and the Township of Forest Lake.

October 5, 1999

5. Approval of Minnesota Youthworks/Americorps Federal and State Grants in the amount of \$33,353.00 and \$9,771.00 respectively to be operated by the Workforce Center from September 1, 1999 through August 30, 2000 for the federal and state funds.
6. Approval to accept donation of inflatable personal flotation devices for the Sheriff's Office Water Parks and Trails Unit from Sporting Lives, Inc. of Idaho.

The foregoing Consent Calendar was adopted unanimously.

#### **HUMAN RESOURCES DEPARTMENT**

Commissioner Peterson moved to approve the 1999-2001 memorandum of agreement with LELS (911 Dispatchers) as follows:

1. Duration: December 27, 1998 through January 5, 2002.
2. Wages: Effective 12/27/98, adjust salary schedule in accordance with County pay equity plan and apply 3.0% general increase.  
Effective 12/26/99, adjust salary schedule in accordance with County pay equity plan and apply 3.0% general increase.  
Effective 01/07/01, adjust salary schedule in accordance with County pay equity plan and apply 3.0% general increase.
3. Incorporate into LELS Correctional Officer Agreement with the Following Modifications:
  - A. Work Schedules and Overtime: Retain specific language addressing work schedules, overtime and compensatory time from previous AFSCME agreement and Memorandum of Agreement addressing assignment of overtime.
  - B. Exclusions: Exclude from current Correctional Officer agreement the application of severance pay, disability and paid meals.

Commissioner Pulkrabek seconded the motion and it was adopted unanimously.

#### **GENERAL ADMINISTRATION**

James Schug, County Administrator, advised the Board that the Transportation and Physical Development Road Maintenance Supervisor Roger Coomer, passed away last Sunday.

October 5, 1999

**Update on Upcoming Transit/Transportation Workshop**

Mr. Schug updated the Board on a workshop scheduled for November 2, 1999 concerning transit services currently in place and planned for the County. The workshop will be a joint effort of the Department of Transportation and Physical Development and the Metropolitan Council. Items to be discussed include the following: Inventory of current assets and services; Service improvement projects and planning; Growth and density issues in Forest Lake, Woodbury and Cottage Grove; Corridor development for light rail and commuter rail; Funding Improvements; and Local involvement. It was Board Consensus to begin the workshop at 2:00 p.m. and invite local communities to attend.

**Upcoming Meetings and Events**

Mr. Schug reminded the Board that an employee recognition program is scheduled for Tuesday, October 19 at the Historic Courthouse. This event recognizes employees with 20, 25 and 30-year service with the County.

Mr. Schug informed the Board that the Board will meet on Wednesday, October 27 at the Historic Courthouse to commemorate the Sesquicentennial of the County. The meeting will be followed by a small community reception where anyone from the public would be welcome to come in for cake or cookies at the Historic Courthouse.

Commissioner Peterson moved to hold a County Board meeting on Wednesday, October 27 at 1:00 p.m. at the Historic Courthouse. Commissioner Hegberg seconded the motion and it was adopted unanimously.

Mr. Schug reminded the Board that there will be a charitable funds campaign appreciation reception next Tuesday prior to the County Board meeting.

**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 Metropolitan Inter-County Association has narrowed the field of finalists for the executive director position from 35 to 3. He believes they will have someone selected within a week or so.



October 5, 1999

Commissioner Peterson invited County Board members to attend a Community Circle Gathering on Sunday, October 10, 1999 to learn more about Circles which is an alternative to incarceration.

Commissioner Hegberg referred to a story from the St. Paul Pioneer Press regarding the Browns Creek issue and the money spent to change the location of that creek to protect the trout habitat. He stated that \$3 million was being spent. He believes that priorities need to be reconsidered and that spending \$3 million for 92 trout, or \$32,000 per trout, is not the best use of limited resources when that money could go towards housing needs for mentally challenged individuals.

Commissioner Pulkrabek reported on the League of Local Governments meeting held last week. He thought it was a great opportunity for all of the governmental entities to get together and discuss common issues. He thanked Speaker of the House Steve Sviggum and Senate Majority Leader Roger Moe for 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 Stafford and it was adopted unanimously. The Board meeting adjourned at 5:55 p.m.

Attest:



James R. Schug

County Administrator



Wally Abrahamson, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**OCTOBER 12, 1999**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Absent none. Board Chair Abrahamson presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Richard Backman, Community Services Division Manager; Suzanne Pollack, Community Services Supervisor; Molly O'Rourke, Director of Assessment, Taxpayer Services and Elections; Julie Sorrem, Risk Management; Mary McGlothlin, Director of Public Health and Environment; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval of the October 5, 1999 Board meeting minutes.
2. Approval of abatement applications for value and homestead classification correction as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
P 99.099.99.00.0070	Ashland Oil, Inc.	\$210.00
R 31.028.21.43.0011	Rooney, Thomas L. & Susane E.	542.00
M 88.088.88.00.1762	Bajorski, Theresa & Don	728.00

3. Approval to set the Truth-in-Taxation hearing for 7:00 p.m. on December 2, 1999 and to set a continuation hearing for 7:00 p.m. on December 20, 1999 if needed.
4. Approval of host county contract with Fairview University Medical Center for outpatient chemical dependency treatment services for the period January 1, 1999 through December 31, 1999.
5. Approval to appoint citizen members to the Washington County Child Protection Citizen Review Panel as follows: Lori Drolson, Forest Lake; John Atchinson, Oakdale; Diane Kaphing, Oakdale; Cliff Schroeder, Stillwater; Rita Heidbrink, Stillwater; Heidi Presslein, Stillwater; Leah Trumper, Stillwater; Stephanie Lenartz, Cottage Grove; Michelle Swanson, Cottage Grove; Barbara Ronningen, Afton; and Molly Wilson, Woodbury.

October 12, 1999

6. Approval to amend the Radiological Emergency Preparedness Grant with the Minnesota Department of Public Safety, Division of Emergency Management and authorization for the County Board Chair and County Administrator to execute the amended agreement.

The foregoing Consent Calendar was adopted unanimously.

#### **COMMUNITY SERVICES DEPARTMENT**

Commissioner Peterson moved to adopt the following Proclamation:

##### Family Child Care Provider Day

WHEREAS, there are 6,763 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 professionals devoted to achieving and maintaining the highest level of quality care; and

WHEREAS, the licensed family child caregivers are highly competent, dedicated, caring, concerned individuals.

NOW, THEREFORE, We the Washington County Board of Commissioners, do hereby proclaim the day of October 12, 1999 as

##### Family Child Care Provider Day

In Washington County.

Commissioner Stafford seconded the motion and it was adopted unanimously.

Commissioner Abrahamson presented certificates of recognition to Tammy Gannon and Lisa Thiets for being selected as the Washington County Outstanding Child Care Providers for 1999.

#### **PUBLIC HEARING - ASSESSMENT, TAXPAYER SERVICES & ELECTIONS**

The Board Chair presented a brief overview of today's public hearing to consider the adoption of a resolution authorizing a levy certification tax rate increase for taxes payable in 2000.

October 12, 1999

Molly O'Rourke, Director of Assessment, Taxpayer Services and Elections, informed the Board that a new law enacted by the 1999 legislature requires counties and cities with populations over 500 to hold a public hearing and pass a resolution in order to levy property taxes at a rate that would produce more than last year's levy, excluding levies for G.O. bonds and fiscal disparities. The law requires the county and cities to submit the resolution to the county auditor by October 20.

The Board Chair asked for comments from the audience; none were heard. The Board secretary indicated she had received all of the documentary evidence.

Commissioner Hegberg moved to adopt **Resolution No. 99-118** as follows:

Resolution Relating to  
Tax Rate Authorization for the Year 2000

WHEREAS, the State of Minnesota has enacted Chapter 243, Laws of Minnesota 1999, Article 6, Section 2 requiring a county board to have adopted and filed an authorizing resolution if its county's tax rate turns out to be higher the following year than a theoretical tax rate for the previous year under the law; and,

WHEREAS, there are factors that are beyond the control of county boards that can potentially cause tax rates to rise, including but not limited to:

- A. Class rate changes by the state on various types of property,
- B. The economy and its effect on the tax base,
- C. Tax Increment Financing (TIF) districts created by cities,
- D. Unfunded mandates upon local governments and reductions of federal and state aid; and,

WHEREAS regardless of outside factors impacting tax rates, the Board of Commissioners remains firmly committed to the delivery of important County services, while holding down property taxes of the citizens of Washington County.

NOW THEREFORE, BE IT RESOLVED that if the tax rate of Washington County for the year 2000 is higher than the tax rate certified by the county auditor under clause (3) of Section 2, Article 6, Chapter 243, Laws of Minnesota 1999, the higher tax rate is hereby authorized by the Board of Commissioners.

BE IT FURTHER RESOLVED that an official copy of this adopted resolution be filed with the county auditor, who for purposes of this law is the Director of Assessment, Taxpayer Services and Elections.

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 Pulkrabek.

October 12, 1999

**HUMAN RESOURCES DEPARTMENT****Minnesota Counties Insurance Trust Risk Management Report**

John Bower, Meadowbrook Account Executive, and Robyn Sykes, Minnesota Counties Insurance Trust, (MCIT) provided the MCIT Risk Management Report including an overview of MCIT activities during the past year, future projects, contribution levels, dividends and accomplishments.

**GENERAL ADMINISTRATION**

James Schug, County Administrator, announced that the newly formed Comfort Lake-Forest Lake Watershed District Board of Managers will hold its organizational meeting this evening at 7:00 p.m. at the Forest Lake City Hall.

**DISCUSSION FROM THE AUDIENCE**

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

**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Hegberg and Stafford reported on a trip they took to Ames, Iowa, yesterday to view its waste-to-energy plant.

Commissioner Peterson announced that there will be a Wakota Bridge meeting tomorrow, October 13, 7:30 a.m. at the St. Paul Park City Hall. Commissioner Peterson has asked that two resolutions from the Association of Minnesota Counties be placed on next week's Board meeting for approval. They are: Metropolitan Area on Aging and the Cost of Providing Government Data.

Commissioner Stafford announced that the Metropolitan Inter-County Association has selected its new executive director, Keith Carlson, who has been a senate staff person for many years.

Commissioner Abrahamson informed the Board that Mike Marsnik has left the Stillwater Gazette to take a job with the post office in White Bear Lake. He asked that a letter be sent to Mr. Marsnik thanking him for the fine job he did reporting County Board meetings for the past two years.

Commissioner Peterson moved that the Board send a letter to Mike Marsnik, former Stillwater Gazette reporter, thanking him for his service for the past two years. Commissioner Pulkrabek seconded the motion and it was adopted unanimously.



October 12, 1999

**BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

**ADJOURNMENT**

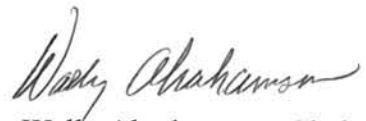
There being no further business to come before the Board, Commissioner Peterson moved to adjourn, seconded by Commissioner Hegberg and it was adopted unanimously. The Board meeting adjourned at 10:25 a.m.


**BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION AND THE DEPARTMENT OF ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS**

The Board met in workshop session with the Office of Administration and the Department of Assessment, Taxpayer Services and Elections, to discuss the County abatement policy and a Woodbury tax abatement request. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Molly O'Rourke, Joanne Helm, Susan Tice, George Kuprian, Scott Hovet, Barry Johnson, Woodbury County Administrator, Woodbury Mayor Bill Hargis and Tom Wright, Woodbury Finance Director.

**BOARD WORKSHOP & LUNCHEON WITH JUDGES OF THE TENTH JUDICIAL DISTRICT CHAMBERED IN WASHINGTON COUNTY**

The Board met in workshop session with the Judges of the Tenth Judicial District Chambered in Washington County to discuss future Court space needs 2000 budget recommendations and other topics of mutual interest. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Marie Sunlitis, and the following District Court Judges: Susan Miles; Mary Carlson; J.E. Cass; David Doyscher; Elizabeth Martin; Kenneth Maas; Gary Schurrer; and Stephen L. Muehlberg.

  
Wally Abrahamson, Chair  
County Board

Attest:   
James R. Schug  
County Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**OCTOBER 19, 1999**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Absent none. Board Chair Abrahamson presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; George Kuprian, Assistant County Attorney; Dan Papin, Community Services Director; Rick Backman, Community Services Division Manager; Andrew Ervin, Community Services Supervisor; Mary McGlothlin, Director of Public Health and Environment; Lowell Johnson, Public Health and Environment Division Manager; Judy Hunter, Public Health and Environment; SuzAnn Stenso-Velo, Public Health and Environment; Don Wisniewski, Director of Transportation and Physical Development; Doug Fischer, Deputy Director of Transportation and Physical Development; Judy Honmyhr, Human Resources Director; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval of lease agreement with Human Services, Inc. to lease space for Community Services, Court Services and Public Health staff in Forest Lake for the period of July, 1999 through July, 2002.
2. Approval of the new County General Housekeeping and Acceptable Appliance Policy.
3. Approval of revised County Drug and Alcohol Testing Policy.
4. Adoption of **Resolution No. 99-119** as follows:

Ramsey/Washington Resource Recovery Facility  
Waste Delivery Agreements with Haulers

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 and expire at the end of 1999; and

October 19, 1999

WHEREAS, two types of waste delivery agreements have been developed whereby the haulers agree to either deliver all waste collected in the counties or agree to deliver a monthly and annual total amount of waste to the Facility; and

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

WHEREAS, on September 22, 1999, the Ramsey/Washington County Resource Recovery Project recommended to the Ramsey and Washington County Boards of Commissioners that they approve the Agreements and authorize the execution.

NOW, THEREFORE, BE IT RESOLVED, the Washington County Board of Commissioners hereby approves and authorizes the Public Health and Environment Department Director, or her designee, to execute the waste delivery agreements with haulers on behalf of the County contingent on approval as to form by the County Attorney's Office for the term of January 1, 2000 through December 31, 2000 at a tipping fee of \$38.00 per ton.

5. Adoption of **Resolution No. 99-120** as follows:

Quit Claim Deed Transferring Ownership of  
Property to the Church of St. Ambrose

WHEREAS, the Church of St. Ambrose is constructing a church and school in the southeast quadrant of Washington County State Aid Highways 18 and 19; and

WHEREAS, Washington County has a greater width of right of way on CSAH 18, adjacent to the Church than is likely to be needed for future reconstruction of CSAH 18; and

WHEREAS, Washington County does not have enough right of way on CSAH 19 adjacent to the Church's property to accommodate future needs; and

WHEREAS, the Church of St. Ambrose has agreed to encumber, along CSAH 19, a 124 foot wide strip of property along the west line of the northwest quarter of Section 26, T28N, R21W, with a Highway Easement in favor of Washington County; and

WHEREAS, the Church has agreed to encumber a 20 foot wide strip outside of this 124 foot wide strip with a temporary construction easement in favor of the County, the City of Woodbury, and the Metropolitan Council to accommodate work on the South Washington County Sanitary Sewer Interceptor; and

WHEREAS, the church has dedicated access control, except at three agreed upon locations, to Washington County.

October 19, 1999

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 sign a quit claim deed transferring ownership of the property described below to the Church of St. Ambrose:

That part of the South 29 feet of the North 139 feet of the West Half of the Northwest Quarter ( $W\frac{1}{2}$  of  $NW\frac{1}{4}$ ) of Section 26, Township 28 North, Range 21 West, Washington County, Minnesota, lying easterly of the following described line:

Commencing at the northwest corner of Section 26, Township 28 North, Range 21 West of the Fourth Principal Meridian, thence North 89 degrees 52 minutes 41 seconds East, bearings are based on the Washington County Coordinate System NAD83, along the north line of said Section 26, a distance of 239.93 feet, thence South 00 degrees 07 minutes 19 seconds East, a distance of 110.00 feet to the point of beginning of the line to be described, thence South 44 degrees 06 minutes 18 seconds West to the easterly right of way line of County State Aid Highway 19, and said line there terminating.

Subject to existing utilities.

6. Adoption of **Resolution No. 99-121** as follows:

All Way Stop at the Intersection of  
CSAH 38 and I-494 South Ramp

WHEREAS, traffic volumes at the intersection of CSAH 38 (Maxwell Avenue) and the south ramp from I-494 have increased to the point that drivers have difficulties entering CSAH 38 from the exit ramp; and

WHEREAS, the closure of the JAR toll bridge has directed more drivers through the CSAH 38/I-494 intersection; and

WHEREAS, an analysis of the all way stop installation warrants found in the Minnesota Manual on Uniform Traffic Control Devices indicates that installation of an all way stop is warranted; and

WHEREAS, the Minnesota Department of Transportation and the City of Newport have been consulted and concur with the County's analysis that an all way stop is warranted.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby authorizes the Director of Transportation and Physical Development to install and maintain the appropriate signs to establish an all way stop condition at the intersection of CSAH 38 (Maxwell Avenue) and the I-494 south ramp, and to modify the pavement markings to accommodate this condition.

The foregoing Consent Calendar was adopted unanimously.

October 19, 1999

**HUMAN RESOURCES DEPARTMENT**

Commissioner Hegberg moved to approve the revision to Section 16 of the Personnel Rules and Regulations to meet requirements for military and reserve leave as it applies to continuation of seniority and accrued benefits. Commissioner Peterson seconded the motion and it was adopted unanimously.

**COMMUNITY SERVICES DEPARTMENT**

Commissioner Peterson moved to adopt **Resolution No. 99-122** as follows:

Prepaid Medical Assistance Program (PMAP)  
Contract Negotiations

WHEREAS, County Boards are obligated by State law to meet the public health, human services and behavioral health care needs of their citizens; and

WHEREAS, Medical Assistance and General Assistance Medical provides a significant source of the revenue necessary to meet those needs; and

WHEREAS, Counties therefore have a significant and vested interest in how the Prepaid Medical Assistance Program (PMAP) is managed; and

WHEREAS, the seven metro area counties (Anoka, Carver, Dakota, Hennepin, Ramsey, Scott and Washington) have been working together through the Metro Counties Publicly Funded Health Care Programs Committee to ensure that publicly funded health care programs work in conjunction with other services for low-income citizens; and

WHEREAS, the Minnesota Department of Human Services (DHS) is in the process of negotiating the terms and provisions of contracts with health plans to provide PMAP services for the year 2000; and

WHEREAS, DHS has agreed to include selected representatives from the Metro Counties Publicly Funded Health Care Programs Committee in their contract negotiation process; and

WHEREAS, the Metro Counties have worked with county program staff and DHS staff to identify key issues to raise with health plans during contract negotiations and to monitor those issues throughout the contract year; and

WHEREAS, the key issues identified have broad implications for the health of the population as a whole, for the well-being of low-income citizens, and for the operation of county provided or contracted services.

NOW, THEREFORE BE IT RESOLVED that the Washington County Board of Commissioners, along with the other six metro counties, supports the formal communication of the attached Outline of Key Issues for Year 2000 PMAP Contracts to Minnesota Department of Human Services officials; and

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BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners continues to authorize staff to work with the Metro Counties Publicly Funded Health Care Programs Committee and DHS throughout the year to ensure that publicly funded health care programs work in conjunction with other services for low-income citizens.

Commissioner Hegberg seconded the motion and it was adopted unanimously.

## **PUBLIC HEALTH AND ENVIRONMENT**

### **2000-2003 Community Health Services Plan**

Commissioner Peterson moved to adopt **Resolution No. 99-123** as follows:

#### 2000-2003 Community Health Services Plan

WHEREAS, Washington County, in compliance with Minnesota Statute Chapter 145A., has developed its 2000-2003 Community Health Services Plan; and

WHEREAS, the Washington County Board of Health through its Public Health Advisory Committee held a public meeting on the recommended plan on September 21, 1999; and

WHEREAS, the Washington County Board of Health received the final recommended plan from its Public Health Advisory Committee on October 19, 1999.

NOW, THEREFORE, BE IT RESOLVED, that the 2000-2003 Community Health Services Plan is today adopted in its final form.

Commissioner Pulkrabek seconded the motion and it was adopted unanimously.

### **Designation of Community Health Board's Agent**

Commissioner Stafford moved to adopt **Resolution No. 99-124** as follows:

#### Designation of Agent

WHEREAS, Minnesota Statutes 145A.04, Subd. 2 requires that "a board of health must appoint, employ or contract with a person or persons to act on its behalf; and

WHEREAS, Minnesota Statutes 145A.04, Subd. 2 further requires that "the Board shall notify the commissioner (of health) of the agent's name, address



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and phone number where the agent may be reached between board meetings and submit a copy of the resolution authorizing the agent to act on the board's behalf."

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Health hereby designates Mary McGlothlin Director of the Department of Public Health and Environment, 14949 62<sup>nd</sup> Street North, P.O. Box 3803, Stillwater, MN 55082-3803, 651-430-6655, as its duly appointed agent and gives to her the duties and authorities described in Minnesota Statutes Chapter 145A.

Commissioner Peterson seconded the motion and it was adopted unanimously.

**Designated Agent to Act on Behalf of the Community Health Board**

Commissioner Peterson moved to adopt **Resolution No. 99-125** as follows:

County Health Board

The Community Health Board ("Board") by virtue of its authority under Minnesota Statutes, Chapter 145A, in accordance with the Board's articles and bylaws, and by this Resolution of the Board adopted at a scheduled meeting held on October 19, 1999, hereby appoints and authorizes the following person(s) to act on the Board's behalf and bind the Board for the following purpose(s):

- A. To serve as the Board's agent in communicating with the Commissioner of Health between Board meetings, including receiving information from the Commissioner and disseminating that information to the Board, as well as providing information to the Commissioner on the Board's behalf (Minn. Stat. 145A, Subd.2).

Name: Mary McGlothlin  
Address: 14949 62<sup>nd</sup> Street North, P.O. Box 3803  
Stillwater, MN 55082-3803  
Phone Number: 651-430-6655

- B. To sign and submit to the Commissioner the prepared Community Health Plan, revisions to the Plan and activity reports submitted according to Minn. Stat. 145A.10, Subdivisions 5, 6, and 8.

Name: Mary McGlothlin  
Address: 14949 62<sup>nd</sup> Street North, P.O. Box 3803  
Stillwater, MN 55082-3803  
Phone Number: 651-430-6655

- C. To sign and submit to the Commissioner the Board's annual Community Health budget, revisions to the budget, and expenditure reports submitted according to Minn. Stat 145A.10, Subd, 6 and 8.

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Name: Mary McGlothlin  
 Address: 14949 62<sup>nd</sup> Street North, P.O. Box 3803  
 Stillwater, MN 55082-3803  
 Phone Number: 651-430-6655

- D. To sign and submit on behalf of the Board the application for formula Maternal and Child Health funds which are administered by the Commissioner of Health (Minn. Stat. Sec. 145.882, Subd. 3, 4, and 7).

Name: Mary McGlothlin  
 Address: 14949 62<sup>nd</sup> Street North, P.O. Box 3803  
 Stillwater, MN 55082-3803  
 Phone Number: 651-430-6655

- E. To sign and execute on behalf of the Board contracts for funding under any of the following grants administered by the Commissioner of Health:

- Supplemental Food Program for Women, Infants, and Children (WIC)
- Family Planning (Minn. Stat. Sec. 145.925)
- Migrant Health (Minn. Stat. 145A.14, Subd. 1)
- Indian Health (Minn. Stat. 145A.14, Subd. 2)
- Aids Prevention and Risk Reduction
- Chronic Disease
- Health Communities
- Refugee Health
- Dental Health
- Lead Screening
- Home Visiting
- MN ASSIST Tobacco Use Prevention Grant
- MN Tobacco Free Communities for Children
- MN Breast and Cervical Cancer Screening Grant
- MN Immunization Action Plan Grant

*(Note: Under Minn. Stat. 145A.03, Subd. 4, the Chair of the Community Health Board or the Vice Chair in the Chair's absence must sign contracts or authorize an agent to sign on behalf of the Board. If the Chair or the Community Health Board will be signing all contracts, no other agent need be authorized by resolution to sign contracts. If you want to appoint different agents for individual grants, please list them separately by grant.)*

Name: Mary McGlothlin  
 Address: 14949 62<sup>nd</sup> Street North, P.O. Box 3803  
 Stillwater, MN 55082-3803  
 Phone Number: 651-430-6655

This resolution authorizes the above referenced appointees to act on behalf of and bind the Board to the extent and for the purposes indicated in this resolution.

Commissioner Pulkrabek seconded the motion and it was adopted unanimously.

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**TRANSPORTATION AND PHYSICAL DEVELOPMENT****Hinton Avenue/Tower Drive**

Commissioner Peterson moved to adopt **Resolution No. 99-126** as follows:

Proposed County State Highway 13  
(Hinton Avenue/Tower Drive) Connection

WHEREAS, Washington County is the Responsible Governmental Unit (RGU) for the County State Aid Highway (CSAH) 13 (Hinton Avenue/Tower Drive) project; and

WHEREAS, Minnesota Rule 4410.4300 Subd. 22 requires an Environmental Assessment Worksheet (EAW) be prepared for the project; and

WHEREAS, an Environmental Assessment (EA) document has been prepared and circulated for review and comment pursuant to the Minnesota Department of Transportation Alternative Environmental Review Process adopted by the Minnesota Environmental Quality Board; and

WHEREAS, based on the information contained in the CSAH 13 (Hinton Avenue/Tower Drive) EA and comments received on the EA, findings of fact include:

The type and extent of environmental effects are similar to effects associated with other road construction projects and the project does not have the potential for significant environmental effects.

No cumulative potential effects of related or anticipated projects exist that would pose significant environmental effects.

The anticipated environmental effects are subject to mitigation by ongoing regulatory authority including the US Corps of Engineers, the Minnesota Pollution Control Agency, the South Washington Watershed District, and the Cities of Woodbury and Cottage Grove.

The extent of environmental effects can be anticipated and controlled as a result of experience with other similar highway improvement projects with similar environmental effect; and

WHEREAS, no regulatory reviewing agencies indicate a need for an EIS; and

WHEREAS, based on criteria in Minnesota Rule 4410.1770 the project does not have significant environmental effects; and

WHEREAS, Alternative 4, which includes construction of a new roadway with four-lanes, a median, a separated pedestrian/bicycle trail, and a new signalized intersection at Tower Drive and Military Road, was chosen as the preferred alternative because when compared to Alternative 5:

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- It has less right-of-way impacts and anticipated costs,
- It has less horizontal curvature,
- It provides the opportunity to minimize impacts north of Military Road
- It has minimal environmental impacts,
- It has had public support at the public meetings and in written comments, and
- It achieves the safety and capacity objectives of the corridor.

NOW, THEREFORE, BE IT RESOLVED, that the EA for the CSAH 13 (Hinton Avenue/Tower Drive) project was adequate and a negative declaration is made on the need for an EIS.

BE IT FURTHER RESOLVED, the Washington County Board of Commissioners has selected Alternative 4 as the preferred alternative.

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners approves the distribution of the Record of Decision documenting this decision.

Commissioner Stafford seconded the motion and it was adopted unanimously.

#### **Agreement with the City of Woodbury for a Combination Branch Library and Indoor Park**

Don Wisniewski, Director of Transportation and Physical Development, presented a proposed agreement between Washington County and the City of Woodbury which establishes responsibility of both parties to create and execute a development agreement which will govern the rights and responsibilities of the parties in the management and maintenance of the Library/Indoor Park.

Commissioner Stafford asked when the development agreement will be ready for Board approval. Mr. Wisniewski indicated that they will begin discussion on the development agreement next week and should have that ready in three to four months. A final design should be ready in nine months.

Commissioner Stafford moved to approve an agreement between Washington County and the City of Woodbury to evaluate the feasibility of constructing and operating a combination Branch Library and Indoor Park and to identify the rights and responsibilities of each party. Commissioner Hegberg seconded the motion and it was adopted unanimously.

#### **GENERAL ADMINISTRATION**

##### **Metropolitan Area Agency on Aging**

Commissioner Peterson moved to adopt **Resolution No. 99-127** as follows:

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Association of Minnesota Counties (AMC) District 10  
Minnesota Area Agency on Aging

WHEREAS, counties are the primary provider of a variety of services to senior citizens living within each county, and these services range from transportation to health care; and

WHEREAS, counties provide these services through a variety of resources that include funding from property taxes and state and federal revenues, and these resources are used to provide services through county employees, contracted services and volunteers; and

WHEREAS, counties have a history of working together in planning efforts and also in the delivery of these services that are varied and range from corrections to solid waste management; and

WHEREAS, counties place a high value on input from citizens in the planning and delivery of services, and obtain citizen input in a variety of methods from public meetings, advisory boards and commissions. These entities provide the most direct input from the local citizenry receiving the service; and

WHEREAS, the Metropolitan Area Agency on Aging provides a duplication of services already being delivered by counties, which creates administrative expense paid for by dollars that could be used for direct services to seniors.

NOW, THEREFORE, BE IT RESOLVED that Washington County hereby takes a formal position, together with the other counties of AMC District 10, that the Minnesota Area Agency on Aging no longer be the conduit of monies from federal sources to counties for services provided to seniors.

BE IT FURTHER RESOLVED that a Joint Powers Organization be established to distribute the federal money in an equitable manner with a minimum of additional state administrative burden.

Commissioner Pulkrabek seconded the motion and it was adopted unanimously.

**Charitable Funds Drive**

James Schug, County Administrator, informed the Board that a preliminary total for County employee contributions to the charitable funds drive exceeded last year's amount. He thanked all employees who contributed.

**DISCUSSION FROM THE AUDIENCE**

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

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**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Stafford informed the Board that he will present a PERA update at the November 9 Board meeting. He also alerted the Board to a Metropolitan Inter-County Association policy which allows the two delegates to that Board the authority to set the legislative platform without it being approved by the full County Board. He asked for the County Board's input on this policy. It was Board consensus that County Boards should be kept informed about legislative platforms and have input into that platform.

Commissioner Peterson reported on a Common Ground kickoff she attended last evening at the Common Ground Teen Center. She indicated it was a great success with over 400 kids attending. She also reminded the public that next week's Board meeting will be held at 1:00 p.m. on Wednesday, October 27 at the Historic Courthouse to celebrate the County's 150<sup>th</sup> anniversary.

Commissioner Hegberg asked that the Veterans Rest Camp issue be discussed at the November 2 or 9 Board meeting. Commissioner Abrahamson asked that the County's Veterans Service Officer attend that meeting.

Commissioner Peterson asked that the student from the Stillwater Area High School come to the podium and introduce himself. Brandon Putnam stated he is in an American Government class. This class requires that he attend a public meeting, take notes and report on how things are voted on.

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

**BOARD MEETING WITH THE OFFICE OF ADMINISTRATION**

The Board met in workshop session with the Office of Administration to receive an update on the Performance Measurement and Improvement Program. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Robert Lockyear, Amy Zimmer, Mary McGlothlin, Dan Papin, Don Wisniewski, and Marie Sunlitis.



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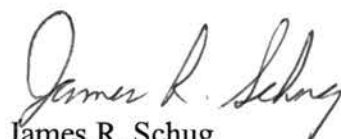
**BOARD WORKSHOP WITH LAND MANAGEMENT/LAND SURVEY**

The Board met in workshop session with the Department of Transportation and Physical Development, Division of Land Management/Land Survey, to discuss the County Board mining ordinance. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Don Wisniewski, Larry Nybeck, Dennis O'Donnell, Ann Pung-Terwedo and Meredith Magers.

**BOARD WORKSHOP WITH PUBLIC HEALTH AND ENVIRONMENT**

The Board met in workshop session with the Department of Public Health and Environment to discuss issues related to emergency medical services. 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, Lowell Johnson, Stuart Glaser, Mike Richardson, City of Woodbury, Todd Johnson, City of Woodbury, Dr. R.J. Frascione, Region's Hospital, Dave Gisch, Dakota County, Chief Jim Kinsey, Cottage Grove and Dick Ragan, Ramsey County.

Attest:



James R. Schug

County Administrator



Wally Abrahamson, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**OCTOBER 27, 1999**

The Washington County Board of Commissioners met in regular session at 1:00 p.m. in the Washington County Historic Courthouse, 101 West Pine Street, Stillwater, Minnesota, in honor of the County's 150<sup>th</sup> anniversary. Present were Commissioners Pulkrabek, Abrahamson, Peterson and Stafford. Commissioner Hegberg absent. Board Chair Abrahamson presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Russ Reetz, Court Services Director; Don Wisniewski, Director of Transportation and Physical Development; Jack Perkovich, Deputy Director of Transportation and Physical Development; James Luger, Parks Planner; Larry Nybeck, Land Survey/Land Management Division Manager; Jim Frank, County Sheriff; Judy Honmyhr, Human Resources Director; Cindy Koosmann, Recorder; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval of the October 12, 1999 Board meeting minutes.
2. Adoption of **Resolution No. 99-128** as follows:

Gambling License Premises Permit for  
Hockey Forest Lake Association

WHEREAS, on or about October 19, 1999, the Hockey Forest Lake Association has made application pursuant to the statutes of the State of Minnesota authorizing lawful gambling; and

WHEREAS, the premises involved is Vannelli's, located at 7050 N. Scandia Trail, Forest Lake Township, Washington County; and

THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners does hereby resolve to approve the granting of a Premises Permit for the above-described licensee at the above-described location subject to the terms and conditions of all the laws of the State of Minnesota, the County of Washington and the Township of Forest Lake.

3. Approval of abatement applications for value and homestead classification as follows:

October 27, 1999

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 01.027.22.23.0041	Marathon Ashland Oil	\$ 218.00
M 88.088.88.00.1751	Florann Singer	218.00
R 22.029.21.23.0012	Oakes, Julie A.	534.00
R 14.030.21.14.0001	Arensen, Terry	1,004.00
R 14.030.21.41.0002	Arensen, Terry	750.00

4. Approval to establish a promotional program for the Service Representative classifications which will allow movement from the Service Representative to the Sr. Service Representative after a period of 24 months; promotional movements to be at the discretion of the Director of Assessment, Taxpayer Services and Elections.
5. Approval to accept a grant from the Minnesota Department of Natural Resources for snowmobile law enforcement.
6. Approval to accept a grant for \$75,000 from the U.S. Department of Justice in conjunction with the City of Hugo to hire one deputy as part of their contract for law enforcement services.

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

#### **COURT SERVICES DEPARTMENT**

Commissioner Peterson moved to approve a contract with the University of Minnesota for evaluation services in conjunction with an agreement with Dakota County for a more balanced and restorative model of community justice. Commissioner Pulkrabek seconded the motion and it was adopted unanimously; Commissioner Hegberg absent.

#### **TRANSPORTATION AND PHYSICAL DEVELOPMENT**

##### **Lake Links Trail Network**

James Luger, Parks Planner, advised the Board that two committees have been formed to begin the planning process for the Lake Links Trail Network master plan. The first committee to be formed is the technical committee which will assist the consultant in the master plan process. This committee will consist of the following representatives: County staff from Ramsey and Washington Counties; Minnesota Department of Transportation; Minnesota Department of Natural Resources; Minnesota Parks and Trails Council; and city staff from affected communities.

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Mr. Luger indicated that the citizens advisory committee will be formed once the planning process has begun and will consist of the following representatives: Two members each from the Ramsey County Parks and Recreation Commission and the Washington County Parks Commission; Appointee from the Minnesota Parks and Trails Commission; Representative from Friends of St. Paul & Ramsey County Parks and Trails; and appointees from locally affected communities.

Commissioner Stafford moved to approve staff's recommendation and composition of a Technical Advisory Committee and a Citizens Advisory Committee for the development of a Lake Links Trail Network master plan. Commissioner Pulkrabek seconded the motion and it was adopted unanimously; Commissioner Hegberg absent.

#### **Two Foot Contours and Aerial Photography**

Larry Nybeck, Land Management/Land Survey, presented a time frame for the procurement of two foot contours and aerial photography for Washington County. He indicated that the process of advertising, pre-bid meetings with vendors and vendor evaluations will take approximately two to three months.

Commissioner Peterson moved to authorize the advertisement for bids for two foot contours and aerial photography. Commissioner Pulkrabek seconded the motion and it was adopted unanimously; Commissioner Hegberg absent.

#### **Water Filtration System at the Lake Elmo Park Reserve Swim Facility**

Commissioner Peterson moved to adopt **Resolution No. 99-129** as follows:

##### **Rejection of Bids Received for Parks Water Filtration System at the Lake Elmo Park Reserve**

WHEREAS, in order to construct a new water filtration system at the Lake Elmo Park Reserve Swim Facility, the County solicited bids for the project; and

WHEREAS, bids were opened on October 19, 1999, with bids being received from Shank Constructors, Inc., Encomm Midwest, Magney Construction, Inc., New Mech Companies, Municipal Builders, Inc., and Total Mechanical Services; and

WHEREAS, the bids received were all in excess of the project budget.

NOW, THEREFORE, BE IT RESOLVED, that the bids from Shank Constructors, Inc., Encomm Midwest, Magney Construction, Inc., New Mech Companies, Municipal Builders, Inc., and Total Mechanical Services made on October 19, 1999, be rejected due to being in excess of the project budget.

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BE IT FURTHER RESOLVED, that the Washington County Department of Transportation and Physical Development be authorized to rebid the project at a later date.

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

### **GENERAL ADMINISTRATION**

Commissioner Peterson moved to approve the following proclamation in Honor of Washington County's 150<sup>th</sup> Anniversary:

Washington County  
Proclamation  
Washington County Sesquicentennial Day

WHEREAS, Washington County was created on October 27, 1849, as one of the original nine counties in the Territory of Minnesota; and

WHEREAS, Washington County has grown from the 1850 census figure of 1,056 to over 200,000 residents in 1999, which has required strong leadership and the active involvement of its citizens throughout the 150 years of Washington County's existence; and

WHEREAS, Washington County has been celebrating its Sesquicentennial throughout 1999 by recognizing its heritage of 150 years of progress and service; and

WHEREAS, The Washington County Board of Commissioners is proud of the many achievements of the County, Cities, Townships and Citizens since 1849 and looks forward to a bright and prosperous future in the new Millennium; and

THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners does hereby proclaim October 27, 1999, as "Washington County Sesquicentennial Day" throughout the County and extends its best wishes to all County citizens for a productive future.

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

### **DISCUSSION FROM THE AUDIENCE**

Terry Smith, 653 North Shore Drive, Forest Lake, asked the Board to investigate the possibility of placing a traffic light at the intersection of Fourth Street and Broadway in Forest Lake. He feels that with two

October 27, 1999

elementary schools, a high school, apartments, a senior center and an ice hockey arena in that vicinity that the intersection is not safe for children. The Board asked that the Department of Transportation and Physical Development evaluate Mr. Smith's request.

#### **BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

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

Commissioner Abrahamson thanked former County Commissioners Mary Hauser and Sally Evert for attending today's County Board meeting celebrating the County's Sesquicentennial.

Commissioner Peterson introduced Alice Robinson and Donna Reynolds, who helped with her costume, and thanked them for coming to today's Board meeting.

Commissioner Peterson also mentioned that she will be meeting with the Metropolitan Area Agency on Aging on November 1, at the Association of Minnesota Counties offices.

#### **ADJOURNMENT**

There being no further business to come before the Board, Commissioner Pulkrabek moved to adjourn, seconded by Commissioner Peterson and it was adopted unanimously; Commissioner Hegberg absent. The Board meeting adjourned at 1:35 p.m.

#### **SESQUICENTENNIAL CELEBRATION**

The Board meeting was followed by a Sesquicentennial Celebration marking 150 years of progress and service to the citizens of Washington County. The following activities took place:

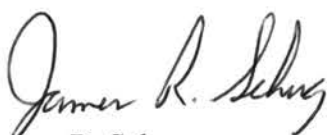
- The creation of Washington County - Nancy Goodman, President, Washington County Historical Society;
- Reading of the Sesquicentennial proclamation - Commissioner Wally Abrahamson
- Comments and Hopes for 2049 - St. Croix Catholic School students Doug Pederson & Sarah Trent;
- Special Request of the Board - Samuel Bloomer (Judge Howard Albertson), County resident;
- Reflections on the Sesquicentennial Event, County Board members;
- Perspectives on the Sesquicentennial - County Attorney Doug Johnson and County Sheriff Jim Frank;



October 27, 1999

- Special Announcements - Sesquicentennial Exhibits and Commemorative Postal Service Cancellation;
- Time Capsule Ceremony; and
- Sesquicentennial Celebration Reception

Attest:



James R. Schug

County Administrator



Wally Abrahamson, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**NOVEMBER 2, 1999**

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 Pulkrabek, Abrahamson, Peterson and Stafford. Commissioner Hegberg absent. Board Chair Abrahamson presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Judy Honmyhr, Human Resources Director; Molly O'Rourke, Director of Assessment, Taxpayer Services and Elections; Mary McGlothlin, Director of Public Health and Environment; Stuart Glaser, Emergency Services Manager; Dan Papin, Community Services Director; Edison Vizuite, Financial Services Director; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval of the October 19, 1999 Board meeting minutes.
2. Adoption of **Resolution No. 99-130** as follows:

Repurchase of Tax Forfeited Land by  
 2-88 Special, Inc., Former Owner

WHEREAS, 2-88 Special, Inc. the Former Owner, has made and filed an application with the County Auditor for the repurchase of the hereinafter described parcel 29.031.21.32.0005 of tax forfeited land, in accordance with the provisions of Minnesota Statutes 1945, Section 282.241, of amended, which land is situated in the County of Washington, Minnesota, and described as follows, to-wit:

Outlot A  
 Country Ponds  
 City of Hugo

;and WHEREAS, said applicant has set forth in his application that land is to be deeded to the City of Hugo per plat of Country Ponds; that the repurchase of said land will promote and best serve the public interest, because the land is being deeded to City of Hugo per plat of Country Ponds.

;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 2-88 Special, Inc. for the purchase of the above described parcel of tax forfeited

November 2, 1999

land be and the same is hereby granted and the County Auditor is hereby authorized and directed to permit such repurchase according to the provisions of Minnesota Statutes 1945, Section 282.241, as amended.

3. Adoption of **Resolution No. 99-131** as follows:

Repurchase of Tax Forfeited Land by  
Randy J. Bischel, Former Owner

WHEREAS, Randy J. Bischel the Former Owner has made and filed an application with the County Auditor for the repurchase of the hereinafter described parcel 25.027.21.44.0008 of tax forfeited land, in accordance with the provisions of Minnesota Statutes 1945, Section 282.241, of amended, which land is situated in the County of Washington, Minnesota, and described as follows, to-wit:

Part S1/2-SE1/4 of Section 25 Township 27 North Range 21 West  
being West 363.02 feet of the East 1285.14 feet of the north 693.77  
feet of S1/2-SE1/4 of said Section 25

City of Cottage Grove

; and WHEREAS, said applicant has set forth in his application that a mistake in 1995, on his part, left him \$20.69 short on taxes; That he didn't realize the mistake until he received a forfeited land notice; That his home is on this piece of property; That the repurchase of said land by him will promote and best serve the public interest because the property is productively used as his residence and this will put the property back on tax role and will generate tax revenue for the county.

;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 Randy J. Bischel 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 abatement applications for value as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 34.029.21.24.0015	Prowse, Wayne J.	\$1,244.00

5. Approval to ratify the 1999-2001 bargaining agreement with the Teamsters Local 320 Probation Officer Unit as follows:

1. Duration: December 27, 1998 through January 5, 2002.

November 2, 1999

2. Wages:

Effective 12/27/98, 3.0% general adjustment and add a 10-year step upon completion of 10 years service in the classification of PO II.

Effective 12/26/99, 3.0% general adjustment.

Effective 01/07/01, 3.0% general adjustment.

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. Severance Pay:

Incorporate language similar to other agreements and increase maximum to \$8,000.00 for 2000 and \$8,500.00 for 2001.

6. Approval of the Uniform Settlement Reporting Form for the labor agreement with the Teamsters Local 320 Probation Officer unit for 1999-2001.

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

## GENERAL ADMINISTRATION

### Brown's Creek Watershed District Loan (Advance)

Commissioner Stafford moved to adopt **Resolution No. 99-132** as follows:

#### Brown's Creek Watershed District Loan (Advance)

WHEREAS, the Brown's Creek Watershed District has requested a loan (advance) from Washington County in the amount of \$70,000 which includes \$40,000 for continued operational funding and \$30,000 for land acquisition in the Goggins/School Section Basin to stabilize lake levels; and

WHEREAS, Minn. Stat. 103D.335 Subd. 17 allows the County to lend money to a Watershed district; and

WHEREAS, the Washington County Finance Committee recommends that the County loan (advance) the Brown's Creek Watershed District up to \$70,000, per MS 103D.335(2) and Subd. 17, to repay by December 31, 2002 at the Interest Rates on the State Court Judgments and Arbitration Awards (MS549.09); and

November 2, 1999

WHEREAS, the Brown's Creek Watershed District, on October 19, 1999, has requested a loan (advance) of \$70,000 to be available November 5, 1999.

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners hereby authorizes a loan (advance) to the Brown's Creek Watershed District up to \$70,000 and repayment at the Interest Rates on State Court Judgements and Arbitration Awards (MS 549.09); and

BE IT FURTHER RESOLVED, that the County Board Chair and the Administrator be authorized to execute on behalf of the County a loan agreement with the Brown's Creek Watershed District in the amount of \$70,000 at the Interest Rates on State Court Judgments and Arbitration Awards; and

BE IT FURTHER RESOLVED, that the Finance Services Director be authorized to disburse up to the \$70,000 based upon written request from the Brown's Creek Watershed District per the loan (advance) agreement.

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

#### **Public Employees Retirement Association (PERA)**

Commissioner Stafford presented a brief update on three issues concerning the Public Employees Retirement Association (PERA). First, he indicated that the retired PERA employees over the past five years have received 10% increases in retirement benefits. The State Board of Investment has managed that fund efficiently which resulted in the increases.

Secondly, a new office building is going to be built which PERA will share with two other pension organizations, the Teachers Retirement Association and the Minnesota State Employees. Commissioner Stafford stated that over the amortization of this project, \$20 to \$30 million is anticipated in savings from owning the building rather than the three entities renting which they are currently doing.

Thirdly, employee/employer contributions will take a significant increase within the next year or two. PERA is required to be actuarially sound and completely funded by the year 2020. PERA thought they were on track to meet that requirement. However, PERA changed actuaries a year ago and they looked at other demographics—retirees are living longer and people are staying with local government longer. The new actuaries feel there may have to be increases of nearly 20% to reach the requirements. Commissioner Stafford indicated that PERA has asked the actuaries to recheck their figures. Next, this will have to go to the pension commission, which is in the state legislature. Then the legislature itself will have to enact any increases. There is a possibility the legislature may give them until 2030 to become fully funded which would in effect lower the amount of rate increase they will need to be fully funded.

November 2, 1999

**Update Project Impact Grant from FEMA**

Stuart Glaser, Emergency Services Manager, reported that the County has received the Project Impact Grant from FEMA. The grant program is designed to put together mitigation programs within cities and counties to lessen the effects of natural disasters. The County will receive a total of \$225,000 to be used for fiscal years 2000 and 2001. Possible projects these funds could be used for are wind hazard mitigation, increasing and improving the GIS base hazard analysis of the County and address some of the flooding issues within the County, identifying where some of the flood zones may be. Mr. Glaser indicated that a county-wide steering committee will be established to prioritize and identify what projects need to be done. He stated they are looking for good results based projects.

It was Board consensus that Commissioner Stafford attend the Project Impact Summit in Washington D.C., December 12 through 16, 1999.

**Electric Deregulation**

James Schug, County Administrator, reported that the Board had adopted a resolution agreeing to work with other metropolitan counties on the issue of electric deregulation. In conjunction with that resolution, Judy Hunter, Public Health and Environment Department, has been assigned to represent the County as a staff person to that group. A meeting has been scheduled for November 22, 10:00 a.m. at the Mosquito Control District building and a Commissioner representative has been requested to attend. A Board action appointing a Commissioner to that group will be placed on next week's agenda.

**Election Results**

Mr. Schug informed the Board that immediately following this meeting, election staff will be setting up the County Board Room for presentation of election results. Information can also be received on the County's web site which is [www.co.washington.mn.us](http://www.co.washington.mn.us).

**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 Community Circle exercise put on by the courts system last Thursday at Tartan Park. He indicated it was an interesting process and brainstorming session on how to make the judiciary system from violation to incarceration or probation more effective.



November 2, 1999

Commissioner Peterson announced that on Thursday, November 4 from 2:30 p.m. to 5:30 p.m. the Therapeutic Learning Center II and PLACE II will be opened in Oak Park Heights. She also presented an update on the TAB Relations Committee and indicated that a process is being established to evaluate transportation projects. Also, the Metropolitan Area Agency on Aging resolution which this Board adopted two week ago, has passed out of the subcommittee of District X and will be voted on at the Association of Minnesota Counties meeting on November 8.

### **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 Stafford and it was adopted unanimously; Commissioner Hegberg absent. The Board meeting adjourned at 5:20 p.m.

### **BOARD WORKSHOP WITH TRANSPORTATION AND PHYSICAL DEVELOPMENT**

The Board meeting was preceded by a workshop with the Department of Transportation and Physical Development to discuss transportation and transit issues in Washington County. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Pulkrabek, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Don Wisniewski, Doug Fischer, Sandy Cullen, Jane Harper, Dan Papin, Jerry Turnquist, Councilman, City of Oak Park Heights, Mayor Dave Schaaf, City of Oak Park Heights, Kris Danielson, City of Oak Park Heights, Tom Melena, Administrator, City of Oak Park Heights, Barry Johnson, Administrator, City of Woodbury, Dave Jessup, City of Woodbury, John Stuart, City Engineer, Ed Boeve, ESR, Rob McDonough, HSI, John Klun, Stillwater Gazette, Todd Clarkowski, MN/DOT, Lynn Clarkowski, MN/DOT, Deb Sorenson, MN/DOT, Lynnette Roshell, MN/DOT, Dave Christianson, Metropolitan Council, Nacho Diaz, Metropolitan Council and Randy Rosvold, Metropolitan Council.

Attest:   
James R. Schug  
County Administrator

  
Wally Abrahamson, Chair  
County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**NOVEMBER 9, 1999**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Absent none. Board Chair Abrahamson presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Doug Fischer, Deputy Director of Transportation and Physical Development; Mary McGlothlin, Director of Public Health and Environment; Judy Hunter, Senior Program Manager, Public Health and Environment; Dan Papin, Community Services Director; Judy Honmyhr, Human Resources Director; Robert Crawford, Workforce Center Manager; Jon Larson, Veterans Service Officer; Scott Hovet, Assessor; Ann Pung-Terwedo, Senior Land Use Specialist; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval of the October 27, 1999 Board meeting minutes.
2. Adoption of **Resolution No. 99-133** as follows:

Authorization to Offer Tax Forfeited Parcel  
at a Private Sale to Adjoining Owners

BE IT HEREBY RESOLVED that parcel 20.032.21.12.0003 is a tax-forfeited property, classified as non-conservation; that the basic sale price of \$3,600 set by the Washington County Assessor's office be approved and authorization to conduct a private sale to adjoining landowners by Assessment, Taxpayer Services and Elections' office be granted; that the method of sale other than sealed bids be approved; that the condition recommended by the Town of Forest Lake of combining parcel to the taxpayer's existing parcel subsequent to the sale subject to county guideline of combining parcel be imposed.

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

3. Adoption of **Resolution No. 99-134** as follows:

Resolution Recommending Approval of  
Conveyance of Tax-Forfeited Lands for  
an Authorized Public Use

November 9, 1999

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 Stillwater	29.030.20.41.0048	Park land

4. Approval of contract with Family Means (formerly Family Service St. Croix) to provide management of volunteer respite care services to frail elderly and children with developmental disabilities for calendar year 1999 and 2000.
5. Approval of federal Workforce Investment Act (WIA) Transitional Plan.
6. Approval to ratify the 2000 meet and confer agreement with non-union employee groups including Department Heads, Confidential Supervisors and Confidential employees as follows:
  1. Wages: 3% general adjustment effective December 26, 1999. (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: Full cost for single coverage and \$396.00/month for family coverage.
  3. Medical Pool: Increase \$10.00/year.
  4. Market adjustments for clerical/technical staff consistent with changes in the AFSCME agreements.
  5. Severance pay - increase \$500 for Confidential Employees, \$1,000 for Confidential Supervisors and \$1,500 for Department heads on retirement benefits (no change to severance pay for employees resigning from the County).
7. Approval to set public hearing to consider a petition from the Minnesota Zephyr Ltd. to amend the Washington County Development Code for November 23, 1999 at 9:00 a.m.

The foregoing Consent Calendar was adopted unanimously.

#### **COUNTY COMMENTS ON TIF DISTRICTS 1 AND 2 IN THE CITY OF ST. PAUL PARK**

Commissioner Peterson moved to approve County comments on the proposed modification of Tax Increment Financing Districts 1 and 2 in the City of St. Paul Park as revised. Commissioner Hegberg seconded the motion and it was adopted unanimously.

November 9, 1999

**COMMENTS ON THE TOWN OF MAY COMPREHENSIVE PLAN**

Commissioner Hegberg moved to table discussion on staff comments regarding the Town of May comprehensive plan until the next County Board meeting. Commissioner Peterson seconded the motion and it was adopted unanimously.

**TRANSPORTATION AND PHYSICAL DEVELOPMENT**

Doug Fischer, Deputy Director of Transportation and Physical Development, requested that the County Board set a date, time and place for a hearing to be conducted in New Scandia Township to receive comments regarding the reversion of County Road 53 (Quinnell Avenue) from the County to the jurisdiction of New Scandia Township. He indicated that New Scandia Township has requested that the public hearing be held prior to one of its Town Board meetings which would be the first or third Tuesday of the month.

Commissioner Hegberg moved to set the date for a public hearing to consider the reversion of County Road 53 (Quinnell Avenue) from Washington County to the jurisdiction of New Scandia Township for December 21, 1999, 6:30 p.m. at the New Scandia Township Hall, 14727 209<sup>th</sup> Street North, Scandia, Minnesota. Commissioner Peterson seconded the motion and it was adopted unanimously.

**PUBLIC HEALTH AND ENVIRONMENT**

Commissioner Abrahamson moved to appoint Commissioner Stafford and Commissioner Hegberg to represent Washington County at Metropolitan County meetings on deregulation/restructuring of the electric utility industry and impacts to Counties. Commissioner Peterson seconded the motion and it was adopted unanimously.

**GENERAL ADMINISTRATION****Appointment of Voting Delegate and Alternate to the Annual Meeting of MCIT**

Commissioner Stafford moved to appoint Commissioner Hegberg as the voting delegate and Commissioner Pulkrabek as alternate to the annual meeting of the Minnesota Counties Insurance Trust. Commissioner Abrahamson seconded the motion and it was adopted unanimously.

November 9, 1999

**Veterans Rest Camp Policy**

James Schug, County Administrator, advised the Board that it has been requested to make appointments to the Veterans Rest Camp Board of Directors. He informed the Board that the Articles of Incorporation for the Veterans Rest Camp calls for two members of that Board to be appointed by the County Board. Those appointments have not been made since the early 1980's. Mr. Schug indicated that staff has drafted guidelines for the County Board to consider which are similar to those used for appointments to other advisory committees throughout the County. He pointed out that the wording of current Articles of Incorporation for the Veterans Rest Camp states that County Board appointments would require approval by the current Board of Directors.

Don McCormack, Ramsey County representative to the Veterans Rest Camp, presented the County Board members with an amended Articles of Incorporation. He indicated that there has been a change to Article V as follows: "Any veteran desiring membership in this corporation as an appointee of the Ramsey and Washington County Board of Commissioners, must make application with the existing Board of Commissioners, and approval of the Veterans Rest Camp Board of Directors for their approval." He stated that the last part was added because a non-veteran was appointed by Ramsey County and the Board of Directors wants to make sure that does not happen again.

Commissioner Abrahamson questioned the appointment process. If the County Board is appointing a member to the Veterans Rest Camp, they may or may not be appointed by the Veterans Rest Camp Board of Directors. Mr. McCormack stated that is not correct. He assured Commissioner Abrahamson that they would be appointed if they are a bonafide veteran.

Ray Campbell, Veterans Rest Camp Board of Directors, stated that the Veterans Rest Camp is a precious asset. He is here today to obtain support from the County Board by not only helping to preserve this camp but by continuing to affirm its public appearance to provide the citizens of Washington County with some level of assurance that members of the Vets Camp Board of Directors will be good stewards of the land and good leaders for the camp. He referred to the County's proposed Big Marine Park Reserve which is currently being planned and acquisition of land is taking place. He wishes to work with the County Board in this endeavor and to preserve the Veterans Rest Camp. He feels this camp should be governed by veterans for veterans.

Mr. Campbell stated that in the past, the County Board has appointed representatives to the Veterans Rest Camp, the representatives were then screened by the Veterans Rest Camp and voted on. He advised the Board that practice has not changed. He indicated that today was the first day he has looked at the new by-laws which were not submitted to the Board of Directors for their approval or vote. He supports the way



November 9, 1999

the County Board makes selections for appointments to the Board of Directors, but questions the legitimacy of present appointments. He informed the Board that he was denied a seat on the Board of Directors four months ago after being selected properly by the Disabled American Veterans Commander in St. Paul for what was claimed to be a special set of rules that said that campers from the Vets Camp could not and would not be seated on the Board of Directors. He has reviewed the by-laws filed with the Secretary of State and there is no such rule. He was finally granted a seat on that Board. Mr. Campbell stated that the new by-laws presented to the County Board this morning have not changed the way appointments are made.

Steve Pavich, Secretary of the Vets Camp Board and elected by the Board as a Washington County representative, stated he is glad to see that Washington County is getting involved in this process again. He informed the Board that Mr. Campbell is the only person who has been turned down and it was a raucous meeting to get him on the Board. He believes Mr. Campbell has a lot of good energy and he can bring that to the Board but not with that attitude. He stated that the Board of Directors does not routinely take people that are recommended to the Board and write them off. It happened once. He would like to see Washington County get involved with the appointments. Mr Pavich also indicated that the verbiage in the new Articles of Incorporation was approved at a Veterans Rest Camp meeting that Jon Larson, Washington County Veterans Service Officer, was at, it was discussed there.

Jon Larson stated it was his recollection that after he informed the Veterans Rest Camp that the verbiage was not acceptable to the County Board, the Veterans Rest Camp assured him that they would begin the process of changing the verbiage to their articles.

Commissioner Peterson stated that this Board is not here to address any organizational problem with the Veterans Rest Camp. The County Board is here to address the appointment process that this Board is involved in.

Commissioner Pulkrabek asked why the veterans service organizations are appointed for three-year terms and County appointments are appointed for two-year terms? Mr. McCormack stated that was set up in the Articles of Incorporation back in 1982 or 1981 and he is not sure why.

Commissioner Stafford feels the terms should be determined by the County Board and not by their by-laws. The County should use its normal application process and perhaps in this case interview the applicants.

Commissioner Hegberg supports appointing two people to the Veterans Rest Camp with term limits consistent with County policy. He indicated he does not care if they are two or three-year terms as long as a total of six years is the maximum. He suggested that the Veterans Rest Camp hold another meeting to review its articles. After those by-laws have been reviewed and amended by the Veterans Rest Camp they can be sent to the County Board for review and appointment of two members.



November 9, 1999

Commissioner Pulkrabek would like to see a consistency of the terms and have County appointments for three-year terms. He also suggested that applications be reviewed by the County's Veterans Service Officer to verify that the applicants are veterans, then the language in the by-laws wouldn't be needed.

Commissioner Peterson believes if the by-laws were changed to accommodate the County's process, and if County applications were reviewed by the County's Veterans Service Officer to verify they are veterans, that would be a cleaner way of doing it. She hopes this would also be made applicable to Ramsey County.

Commissioner Hegberg moved to table action on a Veterans Rest Camp Policy until the County Board receives a revised Articles of Incorporation for the Veterans Rest Camp; and, directed staff to include specific terms and limits and an interview process. Commissioner Stafford seconded the motion and it was adopted unanimously.

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

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

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

Commissioner Hegberg reported on a recent Rush Line Corridor meeting. They are continuing the process of hiring a consultant to take care of the directive they have from the federal and state government.

Commissioner Stafford reported that the Coalition of Counties, which deals with the utility deregulation issue, met with the Department of Commerce and the Department of Revenue last week. The Department of Revenue feels this is a done deal, but the Department of Commerce indicated that nothing has been decided on deregulation. He advised the Board that he will stay on top of this issue.

Commissioner Peterson reported that Bill Campion passed away recently. Mr. Campion and his wife were instrumental in starting the Family Violence Network. She also reported on the TAB Relations meeting she attended and the Association of Minnesota Counties meeting.

Commissioner Stafford asked about the Housing and Redevelopment Authority appointment of a resident from one of the HRA projects to the HRA Board of Commissioners. He asked the County Attorney's office if it would be possible to expand the size of the HRA Board from the current five members to seven or nine. He also would not be adverse to going back to the legislature to get this changed.

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Mr. Schug informed the Board that there are logistical issues that the County will have to look at as to time frames which is why he has asked the County Attorney's office to review this order. Also the Board needs to review how terms and district appointment of resident managers are staggered.

#### **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 10:30 a.m.

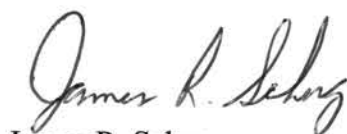
#### **BOARD WORKSHOP WITH THE COMMUNITY SERVICES DEPARTMENT**

The Board met in workshop session with the Community Services Department to review chemical dependency policy issues. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Dan Papin, Rick Backman, Rob McDonough, Russ Reetz, Mark Kuppe, Frank Hall, Pat Singel, Diane Evanson, Cindy Rupp, and Sandy Hahn.

#### **BOARD WORKSHOP WITH ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS**

The Board met in workshop session with the Department of Assessment, Taxpayer Services and Elections to discuss the County Tax Abatement Policy and a proposed tax abatement for Tamarack Interchange project in Woodbury. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Molly O'Rourke, Joanne Helm, Scott Hovet, Barry Johnson, City of Woodbury Administrator, Bill Hargis, Mayor, City of Woodbury and Tom Wright, Finance Director, City of Woodbury.

Attest:



James R. Schug

County Administrator



Wally Abrahamson, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**NOVEMBER 16, 1999**

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 Pulkrabek, Abrahamson, Peterson and Stafford. Commissioner Hegberg arrived at 9:10 a.m. Board Chair Abrahamson presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Jay Brunner, First Assistant County Attorney; Molly O'Rourke, Director of Assessment, Taxpayer Services and Elections; Dan Papin, Community Services Director; Richard Backman, Community Services Division Manager; Suzanne Pollack, Community Services Supervisor; Don Wisniewski, Director of Transportation and Physical Development; Mary McGlothlin, Director of Public Health and Environment; Dennis O'Donnell, Senior Land Use Specialist; Edison Vizuite, Financial Services Director; Debbie Johnson, Central Services; Melinda Kirk, Financial Services; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval of the November 2, 1999 Board meeting minutes.
2. Approval of County comments on the proposed modification of Tax Increment Financing Plans relating to Tax Increment Financing District Nos.1 through 7 in the City of Stillwater.
3. Approval of the following Workforce Council appointments: Reappoint of Gerald Beedle to a two-year term for the period of July 1, 1999 through June 30, 2001; and appointment of Pat Singel as a Community Services representative to a term beginning November 1, 1999 through June 30, 2001.
4. Approval to affirm the following Mental Health Advisory Council appointments: Sheriff James Frank, Law Enforcement Representative; Gaylord Rous, HSI Representative; and Mary Meyer, Family Member Representative.
5. Approval of abatement applications for homestead classification as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 25.029.21.32.0015	Mellen, Joan M.	\$354.00

November 16, 1999

6. Approval of banding/grading recommendations of the Comparable Worth Committee: Parks Director (revised) from D6-1-1 to D6-1-1; Facilities Manager (revised) from D6-1-1 to D6-1-1; and approval of new classification and job description for Land Surveyor from C4-2-2 to C4-3-1.
7. Approval for a two-year special project Emergency Services Specialist position in the Department of Public Health and Environment.
8. Adoption of **Resolution No. 99-135** as follows:

Authorization to Apply for Clean Water Partnership Grant

WHEREAS, funds are available from the Minnesota Pollution Control Agency's (MPCA) Clean Water Partnership Grant program to assist Washington County in identifying the sources and causes of ground water pollution in the southern portion of Washington County; and

WHEREAS, nitrate contamination is impacting domestic and municipal water supplies in this area; and

WHEREAS, the proposed Cottage Grove Area Nitrate Study will identify the sources and causes of nitrate contamination in the Cottage Grove area and will provide the basis for programs that will restore and protect drinking water supplies; and

WHEREAS, the grant requires 1:1 in-kind and/or cash match; and

WHEREAS, no additional levy or program changes will be necessary to achieve this match; and

WHEREAS, the Washington County Department of Public Health and Environment will be working in partnership with the Minnesota Department of Health, the Minnesota Department of Agriculture, Washington County Soil and Water Conservation District, South Washington Watershed District and the City of Cottage Grove to complete the proposed investigation.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby authorizes the Environmental Program Manager from the Department of Public Health and Environment to apply for the MPCA's Clean Water Partnership Grant and to sign the grant agreement and all other documents on behalf of the County, subject to approval by the County Attorney's Office as to form and execution.

BE IT FURTHER RESOLVED, the total project cost of the Cottage Grove Area Nitrate Study will not exceed \$150,000 and that Washington County and project partners will provide fifty percent (50%) (up to \$75,000) of total project costs.

BE IT FURTHER RESOLVED, that Washington County matching funds will be contributed to the project without additional County levy or program changes to the approved 1999 budget.

November 16, 1999

BE IT FURTHER RESOLVED, that submittal of an application does not obligate Washington County to accept a grant if so offered.

BE IT FURTHER RESOLVED, that Washington County will come before the County Board with a resolution to accept the grant if awarded.

9. Approval of a joint powers agreement with the State of Minnesota, Department of Public Safety, Alcohol & Gambling Enforcement Division, to conduct alcohol compliance checks for underage drinking for the period of August 1, 1999 to June 30, 2000.
10. Approval of supplemental agreement #1 with Toltz, King, Duvall, Anderson and Associates, Inc. in the amount of \$30,000 for engineering design services for CSAH 39 improvement project.
11. Adoption of **Resolution No. 99-136** as follows:

Resolution to Acquire Right of Way on  
County State Aid Highway 13

BE IT RESOLVED that Washington County proceed to improve and reconstruct County State Aid Highway 13 from County State Aid Highway 6 to T.H. 5 in the Cities of Oakdale and Lake Elmo.

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

12. Adoption of **Resolution No. 99-137** as follows:

Resolution to Acquire Right of Way on County Road 61

BE IT RESOLVED that Washington County proceed to improve and reconstruct County Road 61 between County Road 55 and County State Aid Highway 15 within Stillwater Township, May Township, and the City of Grant.

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



November 16, 1999

13. Adoption of **Resolution No. 99-138** as follows:

Request to the Commissioner of the Minnesota Department  
of Transportation to Perform a Speed Study on CSAH 16  
Between I-494 and Interlachen Parkway

WHEREAS, development and growing traffic volumes have created the need for additional traffic signals on CSAH 16 (Valley Creek Road); and

WHEREAS, traffic speed samples taken to aid in the design of the signal systems have indicated that the posted speed limits may be incorrect; and

WHEREAS, the correct speed limit may enhance traffic safety on the CSAH 16 corridor.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby authorizes the Director of Transportation and Physical Development to request that the Commissioner of the Minnesota Department of Transportation perform a speed study on CSAH 16 between I-494 and Interlachen Parkway.

14. Adoption of **Resolution No. 99-139** as follows:

CSAH 13 and I-94 North Ramp/Loop Intersection Improvement  
Resolution for the Minnesota Department of Transportation  
Municipal Agreement Program

WHEREAS, the Minnesota Department of Transportation (Mn/DOT) has an annual Municipal Agreements Program that solicits projects from local agencies; and

WHEREAS, a cooperative agreement in the Municipal Agreement Program is a construction project that is initiated and administered by a local agency, involving a Trunk Highway, where Mn/DOT funds are utilized for part of the project to the mutual benefit of all partners; and

WHEREAS, the existing intersection at CSAH 13 and the I-94 North Ramp/Loop is the highest ranked intersection on our priority list for installing signals; and

WHEREAS, this intersection has higher traffic volumes and more incidences of correctable accidents than any other intersection in the County; and

WHEREAS, one leg of this intersection is under state jurisdiction; and

WHEREAS, the installation of a traffic signal at this intersection is eligible for the Municipal Agreements Program; and

WHEREAS, a traffic signal would reduce peak hour delays experienced by the westbound traffic on the exit ramp from I-94 and also correct the numerous right-angle accidents occurring at the intersection.



November 16, 1999

NOW, THEREFORE, BE IT RESOLVED, that Washington County requests funding through the Municipal Agreements Program to install a traffic signal at CSAH 13 and I-94 North Ramp/Loop intersection; and

BE IT FURTHER RESOLVED, that Washington County will complete the project if funding is provided.

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

Commissioner Hegberg arrives at 9:10 a.m.

#### **HUMAN RESOURCES DEPARTMENT**

Commissioner Pulkrabek moved to approve the attraction/retention salary range for the classification of Assistant County Surveyor in the Department of Transportation and Physical Development. Commissioner Peterson seconded the motion and it was adopted unanimously.

#### **COMMENTS ON MAY TOWNSHIP'S COMPREHENSIVE PLAN**

Commissioner Hegberg moved to approve staff comments on the Town of May Comprehensive Plan. Commissioner Abrahamson seconded the motion and it was adopted unanimously.

#### **COMMUNITY SERVICES DEPARTMENT**

Commissioner Peterson presented a Certificate of Recognition to Lois and Dick Danzl, Cottage Grove, as Minnesota Foster Care Association Foster Family of the Year.

Commissioner Abrahamson acknowledged the recognition given to Bill Kickhafer as Adult Foster Care Resident.

#### **U.S. BUREAU OF CENSUS**

Patricia Waller, U.S. Census Bureau, provided an overview of the upcoming 2000 census. She informed the Board how important it was that communities which have experienced a significant growth since the 1990 census have a complete count. She encouraged the County and communities to take action to increase participation in the census.

November 16, 1999

**GENERAL ADMINISTRATION****RFP for Washington County Purchasing Cards**

Commissioner Peterson moved approval to advertise for a Request for Proposals for Washington County purchasing cards. Commissioner Stafford seconded the motion and it was adopted unanimously.

**Support for Reappointment of Donn Wiski as Transportation Advisory Board Chairperson**

Commissioner Peterson moved to adopt **Resolution No. 99-140** as follows:

Support the Appointment of Donn Wiski as  
Transportation Advisory Board Chairperson

WHEREAS, Donn Wiski is the current Transportation Advisory Board (TAB) Chairperson, having served in this position for three and one-half years; and

WHEREAS, Mr. Wiski has been a member of TAB for six years; and

WHEREAS, Mr. Wiski's professional background includes over 25 years in transportation planning; and

WHEREAS, Donn Wiski has experience in local government including terms as mayor and council member in the City of Roseville; and

WHEREAS, Mr. Wiski was planning director for the City of Duluth; and

WHEREAS, Mr. Wiski is working very effectively with the Metropolitan Council as the region strives to meet the Council's goals outlined in the Regional Blueprint; and

WHEREAS, under his leadership, Donn has worked to include representation on the TAB for all modes of transportation .

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners supports the reappointment of Donn Wiski as the Transportation Advisory Board Chairperson.

Commissioner Hegberg seconded the motion and it was adopted unanimously.

**DISCUSSION FROM THE AUDIENCE**

Judy Spooner, Washington County Bulletin, presented the Board with a color photograph of the County Board members taken at the Historic Courthouse on October 27, 1999 in honor of the County's Sesquicentennial.

November 23, 1999

**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Stafford reported on the Metropolitan Inter-County Association meeting that he and Commissioner Peterson attended. He indicated they are still working on the legislative agenda and will provide the County Board with a complete package for its review at a future Board meeting.

Commissioner Stafford will be attending the first utility deregulation meeting on Monday, November 22. This group involves the seven metropolitan counties.

Commissioner Peterson was asked by the Stillwater Gazette to write a "Letter to Santa" for their newspaper. She encouraged her fellow Commissioners to also participate.

Commissioner Peterson stated that on November 29 there will be a meeting with Ted Mondale, Metropolitan Council at the League of Minnesota Cities building and all County Commissioners are invited to attend.

Commissioner Hegberg reported on the Mental Health Advisory Council he attended. He indicated that a representative from the Hamilton House spoke on housing needs and their search for a facility they could buy or build. Commissioner Hegberg also reported that as dry as it has been, lake levels on School Section Lake are still high and 140<sup>th</sup> is still under water.

Commissioner Abrahamson asked that the Legislative Committee, which is meeting this afternoon, discuss the Housing and Redevelopment Authority appointment issue. Mr. Schug, indicated that a response was received from the County Attorney's office and it will be discussed at next week's Board meeting. He did state that the County is covered by the rule, but that the County Board could reasonably take up to a year to implement it.

**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 10:25 a.m.

November 16, 1999

**BOARD WORKSHOP WITH COMMUNITY SERVICES DEPARTMENT**

The Board met in workshop session with the Community Services Department to continue discussion from November 9, 1999, related to chemical dependency policy issues. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Dan Papin, Rick Backman, Rob McDonough, Russ Reetz, Mark Kuppe, Frank Hall, Pat Singel, Diane Evanson, Cindy Rupp, and Sandy Hahn.

**BOARD WORKSHOP WITH COMMUNITY SERVICES AND PUBLIC HEALTH AND ENVIRONMENT**

The Board met in workshop session with the Departments of Community Services and Public Health and Environment to discuss joint strategy planning for aging services. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Dan Papin, Mary McGlothlin and various members of the Community Services and Public Health and Environment staff.

Attest:



James R. Schug

County Administrator



Wally Abrahamson, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**NOVEMBER 23, 1999**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Absent none. Board Chair Abrahamson presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Don Wisniewski, Director of Transportation and Physical Development; Larry Nybeck, Surveyor; Ann Pung-Terwedo, Senior Land Use Specialist; Dennis O'Donnell, Senior Land Use Specialist; Meredith Magers, Assistant County Attorney; Scott Hovet, Assessor; Lowell Johnson, Public Health and Environment Manager; Jim Frank, Sheriff; Molly O'Rourke, Director of Assessment, Taxpayer Services and Elections; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval of abatement applications for value and homestead classification as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 21.028.21.33.0026	Malhotra, Viruro & Neelam	\$276.00
R 03.030.20.32.0008	Ericksen, Kirk D. & Mary B.	524.00
M 88.088.88.00.0126	Smolke, Lakisha	158.00

2. Approval of early hire of one full time employee in Court Administration.
3. Bids were received for the supply and installation of six squad car video systems as follows:

Mobile Vision, Inc.	\$4,260 per system
Kustom Signals	\$4,610 per system

Approval to award bid for the supply and installation of six squad car video systems to Mobile Vision, Inc., lowest responsible bidder, in the amount of \$4,260 per system.

4. Adoption of **Resolution No. 99-141** as follows:

Request for Speed Study on CSAH 17 Between TH 5  
and CSAH 12 in the Cities of Lake Elmo and Grant

November 23, 1999

WHEREAS, County State Aid Highway (CSAH) 17 has recently been resurfaced between Trunk Highway (TH) 5 and CSAH 12. This work included the addition of 10 foot paved shoulders; and

WHEREAS, a speed study has not been performed on this roadway since 1982, and traffic conditions have changed since then; and

WHEREAS, the City of Lake Elmo and the Lake Elmo Elementary School have shown interest in investigating the possibility of a lower speed limit on this roadway near the school at the intersection with TH 5.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby authorizes the Director of Transportation and Physical Development to request that the Commissioner of the Minnesota Department of Transportation perform a speed study on CSAH 17 between TH 5 in the City of Lake Elmo and CSAH 12 in the City of Grant.

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.

5. Adoption of **Resolution No. 99-142** as follows:

Resolution to Vacate Excess Right of Way on CSAH 39

WHEREAS, that portion of County State Aid Highway 39 at the intersection of Broadway Avenue and Hastings Avenue in the City of St. Paul Park was recently reconstructed; and

WHEREAS, the right of way corridor in this area was 80-feet wide prior to reconstruction; and

WHEREAS, additional right of way was acquired from the City of St. Paul Park property on the west side of Hastings Avenue; and

WHEREAS, the reconstruction of CSAH 39 realigned to the west that portion of CSAH 39 at the intersection of Broadway and Hastings Avenue; and

WHEREAS, a portion of the old right of way of CSAH 39 is excess and is no longer needed for County State Aid Highway 39; and

WHEREAS, the remaining CSAH 39 right of way corridor in this vicinity will still maintain an 80-foot width.

NOW THEREFORE BE IT RESOLVED, that pursuant to Minn. Stat. 163.11, Subd. 4, the Washington County Board of Commissioners vacate the following described right of way along County State Aid Highway 39 in the City of St. Paul Park:

Legal Description on Attached Exhibit A



November 23, 1999

BE IT FURTHER RESOLVED, that a copy of this resolution be personally served on all occupants of land through which the vacated portion of CSAH 39 passes and that a copy of this resolution be posted for at least 10 days in the Washington County Government Center and the City Hall of St. Paul Park.

Exhibit  
(Legal Description)

That part of County State Aid Highway 39 Right of Way which is located in the Northeast Quarter of the Northeast Quarter (NE $\frac{1}{4}$  of NE $\frac{1}{4}$ ) of Section 12, Township 27 North, Range 22 West, Washington County, Minnesota, described as follows:

Beginning at Boundary Marker B12, as shown on Washington County Highway Right of Way Plat No. 121; thence North 89° 51' 35" West, a distance of 8.78 feet to Boundary Marker B13; thence South 37° 14' 43" East on the easterly right of way line of County State Aid Highway 39 (CSAH 39), a distance of 34.75 feet; thence North 49° 52' 33" West, a distance of 57.32 feet; thence North 00° 08' 25" East, a distance of 9.77 feet; thence South 89° 51' 35" East, a distance of 31.59 feet to the easterly right of way line of CSAH 39; thence South 00° 08' 25" West, a distance of 19 feet to the point of beginning.

Subject to Existing Utilities

6. Adoption of **Resolution No. 99-143** as follows:

Revoking Portion of County State Aid Highway 7

WHEREAS, it appears to the County Board of the County of Washington that the road hereinafter described is a County State Aid Highway under the provisions of Minnesota Laws; and

WHEREAS, this portion of County State Aid Highway (CSAH) 7 is located within the City of Marine on St. Croix; and

WHEREAS, Washington County and the City of Marine-on-St. Croix have prepared a turnback agreement for the revocation of this portion of CSAH 7.

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

All that part of CSAH 7 is lying easterly of the T.H. 95 right of way, City of Marine on St. Croix, Washington County, Minnesota.

Be, and hereby is, revoked as a County State Aid Highway of said County and that responsibility for this road shall revert to the City of Marine on St. Croix, pursuant to Minn. Stat. 162.02, on January 1, 2000 subject to the approval of the Commissioner of Transportation for his consideration.

The foregoing Consent Calendar was adopted unanimously.

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**PUBLIC HEARING - TRANSPORTATION AND PHYSICAL DEVELOPMENT/LAND MANAGEMENT**

The Board Chair presented an overview of today's public hearing to consider a petition by the Minnesota Zephyr Ltd. to amend the Washington County Development Code Zoning Regulations 3.2 Railroad Overlay District (2) operations 1.

The Secretary to the Board read into the record the notice of intent to hold said public hearing. The Board Chair declared the public hearing open.

Ann Pung-Terwedo, Senior Land Use Specialist, presented an overview of the request by the Minnesota Zephyr, Ltd. They are requesting an amendment to the Washington County Development Code which would enable them to operate an excursion train after 4:00 p.m. on Sundays and allow them to run until 12:30 a.m. on New Year's Eve. Since the adoption of the Ordinance in 1993, a jurisdictional change has been made regarding the area west of Manning Avenue. The City of Grant has become a city and has their own comprehensive plan and zoning regulations. Therefore, the County does not regulate the train past Manning Avenue. The County does regulate the train as it goes through Stillwater Township. The City of Stillwater does not regulate the train at this time in their corporate limits. She did not know how the City of Grant regulates the train once it goes past Manning Avenue.

Ms. Pung-Terwedo, indicated that the Planning Advisory Commission heard this petition on October 27, 1999 where they recommended denial to the County Board. She listed the following items that have been included in the record: Application form; Petition letter from Kevin Shoeberg, Attorney, dated October 8, 1999; Letter from Kevin Shoeberg dated October 19, 1999; Conditional Use Permit, January 13, 1999; Railroad Overlay District, Chapter Two, Washington County Development code; Draft Minutes, Planning Advisory Commission, October 27, 1999; Letter, Stillwater Area Chamber of Commerce, October 27 1999; Letter to County Board, City of Stillwater, October 29, 1999; Letter to Planning Advisory Commission, Ann Thompson, October 27, 1999; letter to County Board, Ann Thompson, November 15, 1999; Aerial photo; and Letter to County Board from Roger and Joann Smith.

Kevin Shoeberg, Attorney representing the Minnesota Zephyr, reviewed their request to run the train after 4:00 p.m. on Sundays and to be able to run on New Year's Eve until 12:30 a.m. He indicated there is no jurisdiction of the train in the Cities of Grant or Stillwater, and there are no plans to adopt an ordinance. They have not been advised of problems with the train in those jurisdictions. Mr. Shoeberg distributed a copy of the Minnesota Zephyr excursions. He indicated that the train is allowed 514 trips a year and will only use 261 trips in 1999. He also presented the Board with letters from Kathleen P. Macy, Superintendent of Schools, District 834, and TEAM 456, Afton-Lakeland Elementary School, indicating that the Zephyr

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organization created a learning experience for kids in that district by allowing the kids to engineer the train, cook, serve, schedule, sell tickets and entertain several full complements of passengers. This raised over \$15,000 for the school district. All of the services were donated by the Minnesota Zephyr. Mr. Shoeberg indicated that in order to continue these sorts of activities, they need to be able to run the train on Sunday nights. They are also requesting to run the train until 12:30 a.m. on New Year's Eve.

Mark Pavlic, 8483 Marylane Avenue, Stillwater Township - Mr. Pavlic stated he lives adjacent to the tracks. After Burlington Northern abandoned those tracks it was determined by Stillwater Township zoning regulations that train operations in a residential R-2 district was a non-permitted use. After several meetings and discussions the overlay district was created. The restrictions on hours of operations and number of trips was developed by the residents along the tracks, the Stillwater Township Board and Washington County. The Sunday night limitations was a compromise to help protect the residents' rights to privacy and quiet. Mr. Pavlic stated there was a better turnout of residents at the Planning Commission and it was noted at that meeting that there has been more than one occasion that the Zephyr has operated after 4:00 p.m. on Sundays and this has been brought to the authorities' attention and no action has been taken. He feels the Zephyr would do a lot better if it could run south out of Stillwater so the customers could enjoy the St. Croix Valley instead of operating through a residential area. He urges the Board to concur with the Planning Commission's unanimous recommendation to not amend the zoning regulations now, or anytime in the future.

Robert Sloger, 2012 Hazel Court, City of Stillwater - Mr. Sloger stated there are 141 trips that they don't run now, he does not feel they need to run on Sundays. He does not feel the train has to run until midnight or anything after 10:00 p.m. He stated that train has rarely been in the City of Stillwater by 10:00 p.m., it constantly runs past his place at 10:20 and as late as 10:45. There have been times when that train has stopped. He feels the City of Stillwater should have regulations on the Zephyr. Mr. Sloger has a complaint about how the Zephyr is run. He has called and written Washington County saying these people are not back within the City of Stillwater at 10:00 p.m. Nothing is done. He asked where the owners of the train are? He took off time to come here and believes they should also be here.

Page Weed, City of Grant Councilmember - Ms. Weed heard the Zephyr attorney say that Grant didn't care. She informed the Board that the City of Grant does care and this will be on the next city council agenda. She also indicated that there are at least two councilmembers here from Grant.

Joyce Welander, City of Grant - Ms. Welander stated she does not live next to the train, she lives a ways from it. Her sister-in-law lives next to it, but she does hear the train toot its horn at the crossing. She stated she loves the train and her two neighbors love the train and testified for it. She was at the Planning Commission public hearing. A statement made by Mr. McGinnis at that time was that people from the City

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of Grant and the City of Stillwater were not to testify because it wasn't in their jurisdiction. However, they did testify and he mentioned that a great amount of this testimony influenced them on denying this request. She feels the Planning Commission had undue influence to deny it. She believes the City of Stillwater and the Stillwater Chamber of Commerce definitely supports the train. She feels the City of Grant has no problem with the train.

Luverne Swartz, 8485 North Lofton Avenue, City of Grant - Mr. Swartz stated that no attempt has been made by the railroad to make friends with the people who live along the tracks. The train goes down the tracks blowing its horn, some engineers run it continuously, and it's very annoying going for 15 minutes down the tracks. He stated the rails screech as the train goes along them. He feels there is oil that can be applied to those areas to reduce the noise. He feels the owner should meet with the residents and correct some of these things instead of ignoring them.

The Board Chair asked if there were further comments from the audience; none were heard. The Board Chair closed the public hearing at 9:40 a.m. The Board secretary indicated that she had received all the documentary evidence.

Commissioner Peterson stated that concerns have been expressed by the public relating to excessive horn blowing and the condition of the tracks. She asked Mr. Shoeberg to address those two issues.

Mr. Shoeberg indicated that the tracks are maintained by the Minnesota Zephyr which hires the Burlington Northern to do that maintenance. Also, those tracks are inspected by the Federal Railroad Commission at unannounced times. He stated that they have never failed one of those inspections and over \$1 million has been spent on maintaining the track. With respect to the horn blowing, he stated they do not blow the horn other than at the intersections, which has to be done to give notice to people that they are there. There is not a practice of continuously blowing the horn for 15 minutes.

Commissioner Peterson asked if they have an insurance policy? Mr. Shoeberg indicated that the County ordinance requires them to have \$1 million of insurance, they carry \$2 million.

Mr. Shoeberg informed the Board that they are more than happy to work with the City of Grant, City of Stillwater and the County Board. They are not trying to get out of regulations, they are trying to make this as palatable as possible for the residents. He indicated that they have never been advised of these violations that have been brought forward. He believes that they have been operating within the permit.

Commissioner Hegberg asked if there is a limit to the number of trips that can be run on Sunday? Mr. Shoeberg stated he does not recall if there is. Normally they are allowed two trips a day.



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Mr. Shoeberg indicated that an owner of the train is here, Todd Weiss. He does not want there to be an impression that the owner is not here. Mr. Paradeau does own a portion of the train, but Mr. Weiss does as well.

Ms. Pung-Terwedo stated that the Ordinance under No. 6 limits the train to nine round-trips a week during the months of November through August and a maximum of thirteen round-trips a week during the months of September and October. She does not see in the ordinance if it limits the number of trips per day.

Commissioner Abrahamson stated there have been comments from one or two individuals in the audience regarding numerous complaints. Are there any records of complaints other than what has happened in the last sixty days? Ms. Pung-Terwedo stated there are complaints on file that go back to when they were given the conditional use permit. From what she gathers in the file, the Zephyr was contacted based on those complaints and corrections were made at that time.

Commissioner Abrahamson asked if she recalled when the last one was? Ms. Pung-Terwedo stated it was this summer and they did follow-up on that one and they are doing enforcement at this time and have been working with the Sheriff's Department on making sure that the Zephyr is out of the County jurisdiction prior to 10:00 p.m.

Commissioner Abrahamson asked Ms. Pung-Terwedo about the crowd that attended the Planning Commission meeting on October 27 and that four people testified. He asked if some people were denied the opportunity to testify or was the City of Grant excluded? Ms. Pung-Terwedo indicated no and that the City of Grant was not excluded.

Commissioner Peterson asked about the nature of the complaints, was it just the time? Ms. Pung-Terwedo stated she did not recall the specifics but believes it was the hours of operations. There were some regarding insurance and the train running when it was not suppose to. She indicated that she will provide a list to the County Board of those complaints.

Susan Tice, Chief Assistant County Attorney, provided a point of clarification regarding the number of trips on Sunday. In Section 3.2 (A) 6 it states that "During the months of November through August no more than two of the allowed weekly trips may be on Sunday or four on any other day. During the months of September and October no more than four of the allowed trips may be conducted on any one day."

Commissioner Hegberg asked about the lights and if they could be switched off? Mr. Shoeberg stated the lights issue was prior to the ordinance. The lights were up and illuminated. The lights are now directed towards the train and does not believe the lights are an issue.

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Commissioner Stafford asked when the train trip would end on Sundays? Mr. Shoeberg stated it would be the same as the other days until 10:00 p.m. They are not looking to go past that.

Commissioner Pulkrabek stated he will be supporting the request. He believes this will only incorporate one more trip a week on Sunday evening and with the New Year's Eve trip. He feels the government puts up enough obstacles and hoops for businesses to jump through and the Board should set a good example and be supportive of the local businesses. He believes the Zephyr is a great asset to the County and the City of Stillwater and the local Chamber of Commerce have concurred with that. Although he sympathizes with the residents that live along the track, he believes the slight inconvenience of a few residents are outweighed by the greater good. He would support this.

Commissioner Pulkrabek moved to approve the petition by the Minnesota Zephyr Ltd. to amend the Washington County Development Code, Chapter Two, Zoning Regulations, Section 3.2 Railroad Overlay District (2) Operations 1 as follows: "(a) Railroad operations other than specified in b) and c) below, 10:00 a.m. to 10:00 p.m., Monday through Sunday (seven days a week) and on the holiday of New Year's Eve until 12:30 a.m. (December 31-January 1)." Commissioner Peterson seconded the motion.

The Board discussed this motion.

Commissioner Stafford stated he will support the motion. He stated he is concerned that there may not be adherence to the ordinance. He feels violations need to be reported in writing. He feels there ought to be a continuity of governance with this track. He believes that County staff should meet with the Cities of Stillwater and Grant to see if they want to collaborate on a joint powers agreement to enforce certain governance over that operation. He has ridden this train and enjoyed it. He was a little disappointed that the shrubbery appeared to be close to the windows and would like to see that leveled out. He believes the suggestion given by one of the individuals is a good one that there may be a better view if the train travels south. Commissioner Stafford stated that the track has been there for 100 years, certainly people building there would realize that trains run on tracks. He does not see the trains running once or twice a day as a big problem. He plays golf at Sawmill Golf Course, the train runs adjacent to that property and he has never heard the horn going for a solid 15 minutes. The comment made by Mr. Swartz about being a good neighbor is a good one. He suggested that the train hold an annual good neighbor event and possibly give them a ride on the train and that they address their concerns. He's never seen the train stop for twenty minutes or a half hour. He's not hearing some of the things being complained about.

Commissioner Peterson stated she has ridden the train in the fall, summer and winter. On all three trips the train has never stopped other than when it stops at the end and returns. She does not feel that the train intrudes on anyone's privacy in their backyard. She does think the suggestion about taking the residents



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who live along that track for a ride to address their specific concerns is a good one. If trees need to be purchased to help people provide privacy or noise control that should be done. As the County looks at providing new rail experiences such as commuter rail and light rail, the public is going to have to address rail traffic much as they address highway traffic.

Commissioner Hegberg stated he had some of the same concerns that the residents had back in 1989 and 1990 when this issue first came to the Board. He feels the train has made some adjustments, it moved the lights down, reduced the rides and numbers. He will support the train for a reason of economics. He recognizes that businesses in the township areas have to comply with additional government rules, it costs money and to do that they need additional ridership. It is a unique operation and he would not like to see it disappear.

Commissioner Stafford stated that he has served on many advisory commissions and has gotten upset about spending hours or days working on an issue and then the governing body appears to ignore everything that was recommended. He recognizes what the Planning Commission did here, and the fact that they labored through this saved him a lot of time by being able to read their work. Their product is good, but he does not happen to agree with them on this particular issue. He acknowledged their work and their dedication, but this one time he cannot support their recommendation.

The motion to approve the petition by the Minnesota Zephyr, Ltd. to amend the Washington County Development Code, Chapter Two, Zoning Regulations, Section 3.2 Railroad Overlay District (2) Operations 1 was adopted unanimously.

The Board Chair directed the County Attorney's office to draft a resolution supporting this motion for the next County Board meeting.

Commissioner Hegberg asked staff to provide the Board with any complaints they receive so they know they are taking place.

#### **TRANSPORTATION AND PHYSICAL DEVELOPMENT - LAND MANAGEMENT**

Randy Thorsen, Planning Coordinator for the Lower St. Croix National Scenic Riverway, presented an overview of the proposed Cooperative Management Plan for the St. Croix River. Mr. Thorsen distributed a summary of the draft plan which included the following items: Land and Water Use Alternatives; Environmental Consequences; Management Structure Options; Impacts of Management Structure Options; Appendix A: Land Use Regulation Guidelines; Appendix B: Surface Water Controls; Planning Process Timeline; and Planning Implementation.

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Dennis O'Donnell, Senior Land Use Specialist, presented staff comments on the draft Cooperative Management Plan for the St. Croix River. He indicated that staff closely reviewed the preferred alternative and Appendix A with the land use guideline and compared them with the rules and regulations that are in place today. Staff identified eight issues the County Board may wish to discuss. A formal written statement needs to be forwarded by November 30, 1999. He indicated that the Planning Advisory Commission reviewed the plan on October 27, 1999 and supported staff comments. The Planning Advisory Commission minutes are on record as well as staff comments.

Steve Johnson, River Management Supervisor for the Minnesota Department of Natural Resources, addressed concerns raised in Mr. O'Donnell's comments. He indicated that the comments raised by Mr. O'Donnell were valid and useful.

Jim Frank, Washington County Sheriff, addressed the issue of enforcement of this plan. He is concerned about the speed limits and enforcement. He believes he has statutory authority which is not addressed. The presence of the Washington County Sheriff's Department is far greater than other jurisdictions and the ability to respond to emergencies is greater than others. Until other jurisdictions contribute more to the enforcement on the river he cannot justify putting more money into the enforcement of speed limits. He feels there should be more of a commitment from other jurisdictions.

The Board discussed the draft Cooperative Management Plan for the St. Croix River.

Commissioner Abrahamson expressed a concern regarding businesses in small cities that are on the river and if they will be required to use earthtone colors.

Commissioner Hegberg stated there should be adequate communication abilities along the river.

Commissioner Hegberg would like to see the second comment from Mr. O'Donnell's memo removed regarding minimum lot size for developments along the river. He feels local control is the best unit of government to control zoning and lot sizes.

Commissioner Hegberg addressed the issue of erosion. He feels that erosion is not normally commercial driven but nature driven. He believes that is an issue and that a funding mechanism has to be found so it can be maintained and it doesn't erode.

Commissioner Stafford would like to see more flexibility for variances to allow plans which may correct a natural erosion problem but the County's plan wouldn't allow that.

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Commissioner Hegberg moved to remove item two from staff comments to the draft Cooperative Management Plan and Environmental Impact Statement for the Lower St. Croix National Scenic Riverway as follows: "The proposed plan does not specify a minimum lot size for development along the river. Instead, it is assumed local zoning, lot width and setbacks will control density. The lack of a minimum lot size in all districts could increase development in the St. Croix District over what is allowed today as well as having inconsistent standards among similar communities. Local zoning can change over time. Thus, it may be best to have a minimum required lot size." Commissioner Peterson seconded the motion.

Commissioner Peterson would like to see the newly created partnership team membership made up of local elected officials or individuals appointed by elected officials.

Commissioner Pulkrabek stated he agrees with Mr. O'Donnell's comments and would like the second item to remain in the comments.

The motion to remove item two from staff comments to the draft Cooperative Management Plan and Environmental Impact Statement for the Lower St. Croix National Scenic Riverway was adopted 3-2 with the vote as follows: Yes, Commissioners Hegberg, Peterson and Stafford; No, Commissioners Pulkrabek and Abrahamson.

Mr. Wisniewski indicated that a letter will be prepared for the Board Chair's signature with comment number two removed and enlarge on the enforcement issue, the need for communication, include a comment on the exterior color of businesses along the river, environmental erosion, restate the need for flexibility for variances, and that the new partnership team should be primarily made up of representatives from elected officials.

The Board took a five minute recess at 11:25 a.m.

#### **HISTORICAL SOCIETY**

Brent Peterson, Washington County Historical Society, presented the County Board with a book entitled "Minnesota Beginnings", which looks at the early history of what is now Washington County and how this area had grown into the territory and later the State of Minnesota.

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**ASSESSMENT, TAXPAYER SERVICES & ELECTIONS**

Molly O'Rourke, Director of Assessment, Taxpayer Services and Elections, reviewed a planned renovation of new space for the Stillwater License Center. She indicated they have tentatively negotiated for additional space to the east of the current location, however it is more than has been budgeted. The total cost estimate is \$240,000 and between the Assessment, Taxpayer Services and Elections budget and Facilities budget there is \$131,000. An additional amount of \$108,900 would be needed.

Commissioner Pulkrabek is concerned about where the additional \$108,000 is coming from. He would prefer looking at a tiered bidding process. He wants to go ahead with the project, just not the full amount.

Commissioner Stafford asked does the Board want to spend a quarter of a million dollars remodeling somebody else's property if it's the Board's intent to get out in five years? That was done in Forest Lake and there is a commitment that there will be a regional government center in the northern part of the County and the proposal was that the license center would be an integral part of that. That commitment hasn't been done with the license center in Stillwater and there hasn't been any direction given on what the Board would like to do with that in four to five years. Commissioner Stafford asked if mission directed budget savings could be used in this area?

James Schug, County Administrator, indicated that they do not know what the 1999 department or countywide savings might be. The difference between what is budgeted for this project and the estimated cost of the project would need to come out of fund balance or a designation of some savings that may be learned about after the first of the year.

Commissioner Abrahamson stated that the Stillwater License Center, per capita, is the busiest license bureau in the County. This renovation is needed. He agrees with Commissioner Pulkrabek that there may be ways to cut back on the cost through the bid.

Mr. Schug stated that the plan calls for skylights and windows across the north end of the space. Going back to Commissioner Pulkrabek's comments earlier, those are things that could be bid as alternates. The bigger question is, is the County looking at this as a long-term investment, in which case it can be amortized over more years, or is this a temporary space where the County can "limp" along for a while and then look for a more permanent space.

Commissioner Peterson suggested that this project be bid with alternates and remodel the space with a seven year lease.

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Commissioner Stafford stated he could support a motion that would allow the remodeling to occur with a suggestion that the County keep the five year lease with an option on two more years, but it would be the County's option and offer a few cents more a square foot for the last two years. That would allow the County to have some control.

Commissioner Peterson moved to advertise for bids for the renovation of new space for the Stillwater License Center and that the bid be done using alternates; and, that the County negotiate a five year lease with an option for an additional two years. Commissioner Hegberg seconded the motion and it was adopted unanimously.

**GENERAL ADMINISTRATION**

**Valley Branch Watershed District Board of Manager Appointments**

Commissioner Pulkrabek moved to reappoint David Bucheck, Lake Elmo, and appoint Donald Scheel, Afton, to the Valley Branch Watershed District Board of Managers to three-year terms expiring November 13, 2002. Commissioner Stafford seconded the motion and it was adopted unanimously.

Commissioner Pulkrabek stated that his appointment of a new Board Manager to the Valley Branch Watershed District does not have any negative connotations on Mr. Winter's performance on the watershed district. He has seen and heard nothing but positive comments directed towards him and thanks him for his time on the watershed district.

**Elected Officers Salaries and Benefits**

Commissioner Stafford moved to adopt **Resolution No. 99-144** as follows:

**Elected Officers' Salaries and Benefits**

WHEREAS, the Washington County Board of Commissioners is required by Minnesota Statutes 387.20 and 388.18 to establish salaries for the elected County officers, including the County Sheriff and the County Attorney, and

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners will use the following process to establish the salaries and benefit levels of the elected County officers:

1. The benefit levels for health insurance, life insurance, medical pool, long-term disability, and expense reimbursement shall be granted to elected County officers at the same level and in the amount as those granted to appointed department heads with ten or more years of County service.



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2. The annual salaries for the elected officers will be determined by the County Board in accordance with the statutory criteria. The Board will consider the experience, qualifications, and performance of the County officers in setting their individual salaries.
3. Each elected County officer will present information to the County Board of Commissioners at the time of the annual salary setting which addresses the above statutory criteria. The Board will then consider this information in setting the officer's salary.
4. The County Board will then set the elected officer's salary for the following year on the meeting date in December at which it adopts its final budget.

BE IT FURTHER RESOLVED that Washington County Resolution No. 95-231 be rescinded effective immediately upon adoption of this resolution.

Commissioner Peterson seconded the motion and it was adopted unanimously.

Commissioner Hegberg feels that the County Commissioners be allowed the same benefits as the other elected officers in the County and would like to see a similar resolution prepared for the Commissioners.

Mr. Schug indicated that this matter will be brought back for discussion at the December 14, 1999 Board meeting.

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

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

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

Commissioner Stafford reported on the first meeting of deregulation of utilities involving the seven metropolitan counties. A list of concerns is presently being prepared and prioritized and a position will be formed. He will keep the Board posted as things proceed.

Commissioner Peterson informed the Board that on Wednesday, November 24, at 10:00 a.m. at the St. Paul Harley Davidson parking lot, the House Republicans will hold a press conference to unveil a major new transportation funding initiative. She would encourage the County Commissioners to attend.

Commissioner Peterson reported that on February 3, 2000, Dr. David Walsh will be speaking on raising kids in the media age. This will be held at the Woodbury Lutheran Church from 6:30 to 9:00 p.m. She asked that copies of this brochure be provided to the Community Social Services Advisory Committee, the Public Health Advisory Committee, and the Community Corrections Advisory Board.



November 23, 1999

Commissioner Hegberg stated he too attended the deregulation of utilities with Commissioner Stafford. He found that it covered many areas that he never thought about such as aggregating purchasing and redlining.

Commissioner Pulkrabek mentioned that the Legislative Committee will be meeting at 2:45 this afternoon.

#### **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 12:15 p.m.

#### **WORKSHOP WITH ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS**

The Board met in workshop session with the Department of Assessment, Taxpayer Services and Elections for an update on development of tax forfeited land policies and direction regarding disposition of four tax forfeited properties and structures. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Molly O'Rourke, Doug K. Johnson, Scott Hovet, Joanne Helm, Charissa Alojado, Mike Calbreath, Don Wisniewski, Larry Nybeck and Lowell Johnson.

#### **WORKSHOP WITH ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS**

The Board met in workshop session with the Department of Assessment, Taxpayer Services and Elections to review the proposed tax abatement policy. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Molly O'Rourke and Joanne Helm.

Attest:



James R. Schug

County Administrator



Wally Abrahamson, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**DECEMBER 2, 1999**

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, Pulkrabek, Abrahamson, Peterson and Stafford. Absent none. Board Chair Abrahamson presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Jay Brunner, First Assistant County Attorney; George Kuprian, Assistant County Attorney; Jim Frank, County Sheriff; Doug Johnson, County Attorney; Mary McGlothlin, Director of Public Health and Environment; Stuart Glaser, Emergency Services Manager; Judy Honmyhr, Human Resources Director; Edison Vizuete, Financial Services Director; Steve Pott, Chief Deputy Sheriff; Don Wisniewski, Director of Transportation and Physical Development; Cindy Koosmann, Recorder; and Dave Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval of the November 9 and 16, 1999 Board meeting minutes.
2. Approval of County's comments on the proposed Development District No. 2 Financing Plan relating to Tax Increment Financing District No. 1 budget in the City of Forest Lake.
3. Adoption of **Resolution No. 99-145** as follows:

Resolution Commending the  
 Failure to Think Band for Their Support of  
 the Common Ground Teen Center

WHEREAS, the Failure to Think Band was among six bands, and one of three from Cottage Grove, that provided their talent, time and energy to provide music and entertainment for one of the first events to launch the proposed Common Ground Teen Center on October 18, 1999; and,

WHEREAS, the Failure to Think Band members Matt Brown, D. J. Durrel, Jason Gallagher, Kevin Gallagher and Jimmy Joecol all believe in the need for a teen activity center for use by youth for various activities by embracing the concept of community; and,

WHEREAS, there were over 500 in attendance at this event at the Rodeo Dance Hall which raised over \$1,500 toward the fund-raising goal of establishing a teen center in the Cottage Grove area; and

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WHEREAS, the Failure to Think Band have expressed their strong feelings about the need for a teen center to provide a safe and positive place for teenagers to meet socially and volunteered their entertainment as a way of expressing their support for the Common Ground Teen Center; and,

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners heartily congratulates the members of the Failure to Think Band for their active support of the proposed Common Ground Teen Center;

BE IT FURTHER RESOLVED, that Washington County is in favor of the concept of communities and their citizens providing active support for facilities that are designed to achieve greater community responsibility.

Adoption of **Resolution No. 99-146** as follows:

Resolution Commending the  
HeadRush Band for Their Support of  
the Common Ground Teen Center

WHEREAS, the HeadRush Band was among six bands, and one of three from Cottage Grove, that provided their talent, time and energy to provide music and entertainment for one of the first events to launch the proposed Common Ground Teen Center on October 18, 1999; and,

WHEREAS, the HeadRush Band members Ben Dally, Mike Krengel, Kory McNamara, Dan Taylor and Matt Taylor all believe in the need for a teen activity center for use by youth for various activities by embracing the concept of community; and,

WHEREAS, there were over 500 in attendance at this event at the Rodeo Dance Hall which raised over \$1,500 toward the fund-raising goal of establishing a teen center in the Cottage Grove area; and

WHEREAS, the HeadRush Band have expressed their strong feelings about the need for a teen center to provide a safe and positive place for teenagers to meet socially and volunteered their entertainment as a way of expressing their support for the Common Ground Teen Center; and,

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners heartily congratulates the members of the HeadRush Band for their active support of the proposed Common Ground Teen Center;

BE IT FURTHER RESOLVED, that Washington County is in favor of the concept of communities and their citizens providing active support for facilities that are designed to achieve greater community responsibility.

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Adoption of **Resolution No. 99-147** as follows:

Resolution Commending the  
Third Element Band for Their Support of  
the Common Ground Teen Center

WHEREAS, the Third Element Band was among six bands, and one of three from Cottage Grove, that provided their talent, time and energy to provide music and entertainment for one of the first events to launch the proposed Common Ground Teen Center on October 18, 1999; and,

WHEREAS, the Third Element Band members Eric Colby, Shawn Schuman, Jeramy Thompson and Walter Wettgchreck all believe in the need for a teen activity center for use by youth for various activities by embracing the concept of community; and,

WHEREAS, there were over 500 in attendance at this event at the Rodeo Dance Hall which raised over \$1,500 toward the fund-raising goal of establishing a teen center in the Cottage Grove area; and

WHEREAS, the Third Element Band have expressed their strong feelings about the need for a teen center to provide a safe and positive place for teenagers to meet socially and volunteered their entertainment as a way of expressing their support for the Common Ground Teen Center; and,

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners heartily congratulates the members of the Third Element Band for their active support of the proposed Common Ground Teen Center;

BE IT FURTHER RESOLVED, that Washington County is in favor of the concept of communities and their citizens providing active support for facilities that are designed to achieve greater community responsibility.

- 4. Approval of staff comments on the draft Oakdale Comprehensive Plan.
- 5. Adoption of **Resolution No. 99-148** as follows:

Resolution Recommending Approval of  
Conveyance of Tax-Forfeited Land for  
an Authorized Public Use by the City of Stillwater

BE IT RESOLVED, that the Applications for Conveyance of Tax-Forfeited Lands 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 Stillwater	20.030.20.43.0003	Street right-of-way
	20.030.20.43.0004	Public street
	21.030.20.24.0001	Existing ravine
	28.030.20.12.0007	Open Space

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<u>City</u>	<u>P.I.D.</u>	<u>Authorized Public Use</u>
City of Stillwater	28.030.20.12.0011	Adjacent to a drainage & Utility Easement
	28.030.20.12.0082	Open Space

6. Adoption of **Resolution No. 99-149** as follows:

Resolution Recommending Approval of  
Conveyance of Tax-Forfeited Lands 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 Application 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 Stillwater	28.030.20.12.0097	Street right-of-way

7. Adoption of **Resolution No. 99-150** as follows:

Authorizing Execution of Grant Agreement with the  
Office of Drug Policy and Violence Prevention  
Minnesota Department of Public Safety

BE IT RESOLVED, that the Washington County Sheriff's Office enter into a cooperative agreement with the Office of Drug Policy and Violence Prevention in the Minnesota Department of Public Safety for the project entitled Criminal Gang Strike Force during the period January 1, 2000 to June 30, 2001.

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.

8. Approval to postpone the decision on the need for an Environmental Impact Statement for the Tiller Mining Operation in New Scandia Township for 30 days.

The foregoing Consent Calendar was adopted unanimously.

**HUMAN RESOURCES DEPARTMENT**

The Commissioners discussed whether or not to allow employees of the Housing and Redevelopment Authority to participate in the County's employee insurance programs for group rate purposes.

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Commissioner Hegberg asked the County Attorney to give his opinion as to whether this would tie the County closer to the Housing and Redevelopment Authority?

George Kuprian, Assistant County Attorney, stated this action would not tie the County closer to the HRA. This is a business decision that the health carrier would make whether to allow the HRA to piggyback on the County's health plan.

Commissioner Hegberg moved to allow Housing and Redevelopment Authority employees to participate in the County's employee insurance programs for group rate purposes. Commissioner Stafford seconded the motion and it was defeated with a vote as follows: Yes, Commissioners Hegberg and Stafford; No, Commissioners Pulkrabek, Abrahamson and Peterson.

#### **SHERIFF'S DEPARTMENT**

Commissioner Peterson moved to adopt **Resolution No. 99-151** as follows:

Resolution Extending the Metropolitan 911  
Board Joint Powers Agreement to December 31, 2002

WHEREAS, the Metropolitan 911 Board was created pursuant to a joint powers agreement which became effective August 12, 1980; and

WHEREAS, this agreement has been renewed four times by resolution of the Boards of County Commissioners of the counties thereto; and

WHEREAS, pursuant to the last renewal the agreement will continue in force until December 31, 1999; and

WHEREAS, the current agreement provides that it may be renewed for additional terms of three years each by resolution of the Board of County Commissioners of the counties thereto.

NOW, THEREFORE, BE IT RESOLVED, that the joint powers agreement for the Metropolitan 911 Board originally effective August 12, 1980 and successively renewed through December 31, 1999, is hereby again renewed for three years commencing January 1, 2000, and further the renewal agreement shall be substantially identical to the current agreement except that: 1) it allows the secretary and treasurer of the Board to preside over and act for the Board in the absence of the Chair and Vice Chair; 2) it allows the Board to establish and collect fees for services to the extent allowed by law; 3) it provides for an executive committee which will act as directed by the Board; 4) it makes a change in the membership of the Emergency Medical Services Committee; and 5) it continues in force until December 31, 2002.

Commissioner Hegberg seconded the motion and it was adopted unanimously.



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**PUBLIC HEALTH AND ENVIRONMENT**

Stuart Glaser, Emergency Services Manager, presented an update on Year 2000 (Y2K) preparation activities and the County's response plan for December 31, 1999. Specific tasks of the County's Y2K task force include the following: 1) Ensure that County Departments are Y2K compliant or have the ability to make the necessary changes to become compliant; 2) Ensure that county services will be available and effective to the public after the turn of the century; 3) Provide clear, accurate information to the public on what potential disruptions may occur and what strategies have been adopted to mitigate their effects; and 4) Develop an emergency response plan for the County's public health and safety in the event other local agencies experience disruptions or need additional assistance during the millennium change.

Mr. Glaser indicated that members of the Y2K Task Force will be gathered in the Emergency Operations Center in the Law Enforcement Center to address any emergencies that may arise on December 31, 1999 through January 1, 2000.

**GENERAL ADMINISTRATION****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 1999 budget document. She announced that this is the second award received by the County. Ms. Erdahl thanked all Department Heads for their input into the budget process and also thanked Chris Eitemiller, Budget and Policy Analyst and Marilyn Akey, Administrative Assistant, for their help in putting this document together.

**Update from the County Legislative Committee**

Commissioner Pulkrabek updated the County Board on recent actions of the County's Legislative Committee. The following items were mentioned: The committee decided to procure the services of a legislative liaison with a slight emphasis in the RFP on transportation experience; January 11, 2000 was set as the date to meet with the County legislative delegation at the Oak Marsh Golf Club in Oakdale at 5:00 p.m.; The County Legislative Agenda will be distributed to the delegation and will include the AMC and MICA platforms as appendices and highlight County initiatives such as changing the membership of the Housing and Redevelopment Board from five to seven members, pursuing recovery of costs from DNR on certain tax forfeited land, funding for the Wakota Bridge project and a segment on unfunded mandates.

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**Transportation Workshop with Metropolitan Council**

James Schug, County Administrator, announced that the Transportation/Transit Workshop with Metropolitan Council (continued from November 2, 1999) has been set for February 1 following the evening County Board meeting. The local units of government will be invited to attend this workshop. He also announced that Metropolitan Council will be holding an open house to discuss its Regional Master Transit Plan on December 9, at 4:30 p.m. in the Maplewood Community Center.

**Vehicle Auction**

The County will hold an auction on Saturday, December 4, 2:00 p.m. at the Department of Transportation and Physical Development to dispose of a number of cars, motorcycles, snowmobiles and boats which were used during a crime and became County property as a result of those crimes.

**DISCUSSION FROM THE AUDIENCE**

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

**COMMISSIONER REPORTS - COMMENTS - QUESTIONS**

Commissioner Hegberg reported on Judicial Ditch 2 and indicated he will be talking to the Rice Creek Watershed District soon.

Commissioner Pulkabek reported he will be attending a luncheon next Tuesday, December 7, to hear an opposing side to light rail pointing out negative aspects.

Commissioner Peterson invited the County Commissioners to attend a meeting with the Chair of the Metropolitan Council on Monday, December 13, to discuss transportation programs.

Commissioner Abrahamson announced that the 911 Board will meet on December 22, at 9:00 a.m. He also indicated that there will not be a County Board meeting on December 7, due to the Association of Minnesota Counties annual meeting.

Commissioner Abrahamson announced that the Truth-in-Taxation hearing will be held this evening at 7:00 p.m. and invited all County citizens to attend.

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**BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.

**ADJOURNMENT**

There being no further business to come before the Board, Chair Abrahamson called for adjournment and it was adopted unanimously. The Board meeting adjourned at 5:40 p.m.

Attest:



James R. Schug

County Administrator



Wally Abrahamson, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**TRUTH-IN-TAXATION PUBLIC HEARING**  
**DECEMBER 2, 1999**

The Washington County Board of Commissioner 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 2000 County Budget. Present were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Absent none. Board Chair Abrahamson presided.. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Jay Brunner, First Assistant County Attorney; Chris Eitemiller, Budget and Policy Analyst; Mary McGlothlin, Director of Public Health and Environment; Judy Hunter, Public Health and Environment Manager; Dan Papin, Community Services Director; Doug Johnson, County Attorney; Marie Sunlitis, Court Administrator; Cindy Koosmann, County Recorder; Scott Hovet, Assessor; Joanne Helm, Assessment, Taxpayer Services and Elections; Steve Pott Chief Deputy Sheriff; Edison Vizuite, Financial Services Director; Molly O'Rourke, Director of Assessment and Taxpayer Services; and David Brierley, Public Information Coordinator.

Board Chair Abrahamson opened the hearing with a welcome to those in attendance.

James Schug, County Administrator, gave a brief overview of the budget process to date.

Virginia Erdahl, Deputy Administrator, and Chris Eitemiller, Budget and Policy Analyst, presented an overview of the proposed 2000 budget.

The Board Chair opened the meeting for comments from the audience.

Eric Lipman, 8249 Deer Pond Court, Lake Elmo - Mr. Lipman feels the direction given to County staff is to spend whatever they can as long as the increase on the taxpayer won't change. He feels that is the wrong direction. In the last year the tax base has increased nearly \$20 million, but spending has also increased. He believes a 5.8% increase in the County budget is far too much. He believes the taxpayers should benefit in a lower tax rate. Mr. Lipman stated if this budget is passed that inflated 6% increase will be part of the base budget that future increases in the County level of services will be made for future budgets. He urged the County Board to reverse course, to spend less. There should be a smaller increase in this budget.

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

Mr. Schug addressed Mr. Lipman's remarks regarding the increase. Of that 5.8% increase, approximately \$1 million is actually a levy revenue that will not go on to existing properties. It is money that has for the last ten years been captured in a very large TIF district and is now coming into the County coffers after

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having been used to develop infrastructure in the City of Woodbury. Also, the tax rate has actually decreased at a rate second only to Scott County for 2000.

Commissioner Abrahamson stated he strongly believes, as Chair of the Board, that the staff of Washington County has done more than their share to keep the costs down.

Commissioner Peterson thanked the County staff for the energy they put into bringing forth this budget. With the Board's guidance, she believes they have done an outstanding job.

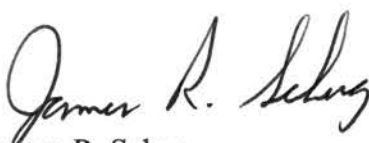
Commissioner Hegberg echoed the comments made by Commissioners Peterson and Abrahamson. He also mentioned that the County's total budget has increased considerably, but that is because the County has grown in population.

Commissioner Pulkrabek feels this is a decent budget, but not a great budget. He did not support the proposed budget and he does not plan on supporting the final budget. He believes that more could be cut from the budget and pass the savings on to the taxpayers in the County.


Commissioner Abrahamson thanked everyone for coming this evening and closed the public hearing..

The Board adjourned at 7:50 p.m.

Attest:

  
James R. Schug

County Administrator

  
Wally Abrahamson, Chair  
County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**DECEMBER 14, 1999**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Pulkrabek, Abrahamson, and Stafford. Commissioner Peterson absent. Board Chair Abrahamson presided. Also Present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; George Kuprian, Assistant County Attorney; Dan Papin, Community Services Director; Rick Backman, Community Services Division Manager; Cathy Ellis, Community Services; Suzanne Pollack, Community Services; Edison Vizuite, Financial Services Director; Cindy Koosmann, Recorder; Mary McGlothlin, Director of Public Health and Environment; Sue Hedlund, Public Health and Environment Manager; Connie Waldera, Public Health Nurse; Jean Streetar, Public Health and Environment; Don Wisniewski, Director of Transportation and Physical Development; Larry Nybeck, Land Survey/Land Management; Scott Hovet, Assessor; Doug Johnson, County Attorney; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval of the November 23, 1999 and December 2, 1999 Board meeting minutes and the Truth-in-Taxation public hearing minutes held on December 2, 1999.
2. Approval to amend policy #1012, Mileage Reimbursement, to increase mileage for individuals using personal vehicles on County business and establish the new mileage rate at 32.5 cents per mile, effective pay period beginning January 9, 2000.
3. Approval of revised policy #1101, procedures for County Board Agendas.
4. Adoption of **Resolution No. 99-152** as follows:

Resolution Approving Text Amendment to the  
Washington County Development Code, Chapter Two,  
Part 3 - Zoning Regulations Railroad Overlay District's  
Performance Standards - Ordinance No. 142

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



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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, the Washington County Development Code was adopted by the Washington County Board of Commissioners and became effective on October 20, 1997 as Washington County Ordinance No. 127; and

WHEREAS, an application has been submitted to amend Chapter Two, Part 3, Section 3.2(2)(A)(1)(a) of the Washington County Development Code to allow a railroad operation to operate during the hours of 10:00 a.m. to 10:00 p.m. on Sunday and from 10:00 a.m. to 12:30 a.m. New Year's Eve (December 31-January 1).

WHEREAS, the Washington County Planning Advisory Commission held a public hearing on the proposed amendment on October 27, 1999 and recommended denial of the application to the Washington County Board of Commissioners; and

WHEREAS, on November 23, 1999, the Washington County Board of Commissioners conducted a public hearing to consider the amendment to Chapter Two, Part 3, Section 3.2(2)(A)(1)(a); and

WHEREAS, the records of the public hearing consist of the minutes of the Planning Advisory Commission meeting, staff reports, correspondence, presentation by staff of the Washington County Department of Transportation and Physical Development - Land Management, Land Survey, representative of Minnesota Zephyr, Inc. and members of the public; and

WHEREAS, (a) The Minnesota Zephyr, Inc. is a unique operation and has been an asset to Washington County since 1990; (b) the economic benefit of increased tourism by having the Minnesota Zephyr dinner excursion train run an additional evening a week and on New Year's Eve outweighs the inconvenience to a limited number of citizens; and (c) the additional evening hours on the use of the railroad tracks by the Minnesota Zephyr does not greatly impact adjacent land uses.

NOW, THEREFORE, BE IT RESOLVED, based upon the hearing record, the Washington County Board of Commissioners hereby amends Chapter Two, Part 3, Section 3.2(2)(A)(1)(a) of the Washington County Development Code as follows:

- (a) Railroad operations other than specified in (b) and (c) below: 10:00 a.m. to 10:00 p.m. Monday through Sunday (seven days a week) and on the holiday of New Years Eve from 10:00 a.m. to 12:30 a.m. (December 31-January 1)

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BE IT FURTHER RESOLVED, that the Washington County Zoning Administrator is directed to make the changes set forth in the Washington County Development Code and cause the same to be published and codified according to law and from and after the effective date of Ordinance No. 142, the previous Ordinance No. 127, effective October 27, 1998 in Chapter Two, Part 3, Section 3.2(2(A)(1)(a) thereto is repealed.

5. Approval of staff comments on the revised City of Lakeland Comprehensive Plan.
6. Approval of staff comments on the draft City of Newport Comprehensive Plan.
7. Approval of staff comments on the draft White Bear Lake Comprehensive Plan.
8. Approval to appoint Mark Cove to the Workforce Council to a term expiring June 30, 2001.
9. Approval for Washington County to serve as the Responsible Government Unit on a MetroGIS application for a Service Sharing grant from the Minnesota Board of Innovation and Cooperation in the amount of \$100,000.
10. Adoption of **Resolution No. 99-153** as follows:

Authorize the Sale of Tax-Forfeited Parcel  
31.032.20.11.0050 Located  
in New Scandia Township

WHEREAS, parcel 31.032.20.11.0050 is a tax forfeited land located in New Scandia Township described as Lot 1, Block 1, Holiday Beach, forfeited to the State of Minnesota on August 3, 1992;

WHEREAS, said parcel has more than 50 feet bordering a protected water and is governed by M.S. 282.018;

WHEREAS, M.S. 282.018 does not allow for the sale of parcel having 50 feet or more frontage, bordering or adjacent to watercourses or on public waters;

WHEREAS, said parcel does not meet the standard footage requirement for buildable lot;

WHEREAS, the parcel has no public use to the county;

WHEREAS, the sale of the parcel would expand the county's tax base;

BE IT HEREBY RESOLVED that Washington County Board of Commissioners supports legislation allowing the sale of said land by private sale to an adjacent landowner for not less than the appraised value and that it is the public's best interest to authorize the sale of said land.

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- 11. Approval of abatement applications for homestead classification as follows:

<u>Parcel #</u>	<u>Name</u>	<u>Amount</u>
R 10.027.21.14.0019	Cabrera, Sheri A. & Richard	\$558.00

- 12. Approval of federal Workforce Investment Act and Minnesota Youth Program Youth Plan.
- 13. Approval to submit a grant for the gang prosecution initiative funds from the Minnesota Department of Public Safety, Office of Drug Policy and Violence Prevention for the period January 1, 2000 through December 31, 2000.
- 14. Adoption of **Resolution No. 99-154** as follows:

Comfort Lake Forest Lake Watershed District Loan (Advance)

WHEREAS, the Comfort Lake Forest Lake Watershed District has requested a loan (advance) from Washington County in the amount of \$200,000 for operational funding.

WHEREAS, Minn. Stat. 103D.335 Subd. 17, allows the County to lend money to a Watershed District.

WHEREAS, the Washington County Finance Committee recommends that the County loan (advance) the Comfort Lake Forest Lake Watershed District up to \$200,000, per MS 1013D.335(2) and Subd. 17, to repay by December 31, 2002 at the Interest Rates on State Court Judgments and Arbitration Awards (MS 549.09).

WHEREAS, the Washington County Board of Commissioners passed a motion authorizing a loan (advance) to the Comfort Lake Forest Lake Watershed District up to \$200,000 and repay at the Interest Rates on State Court Judgments and Arbitration Awards (MS 549.09).

WHEREAS, the Comfort Lake Forest Lake Watershed District, on November 16, 1999, has requested a loan (advance) of \$200,000 to be available January 6, 2000.

NOW, THEREFORE, BE IT RESOLVED, that the County Board Chair and the Administrator be authorized to execute on behalf of the County a loan agreement with the Comfort Lake Forest Lake Watershed District in the amount of \$200,000 at the Interest Rates on State Court Judgments and Arbitration Awards.

BE IT FURTHER RESOLVED, that the Administrator be authorized to disburse up to \$200,000 based upon written request from the Comfort Lake Forest Lake Watershed District per the loan (advance) agreement.

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15. Approval of service agreement with DCA, Inc. to administer the employee Flexible Spending Account programs for 2000.
16. Approval of Household Hazardous Waste Inter-County Reciprocal Use Agreement.
17. Approval of contract with OSM and Associates and SEH, Inc. to transfer the contract from OSM to SEH to complete the planning and engineering analysis necessary for the Trunk Highway 36 Subarea Study.
18. Approval to change the structure of wedding ceremony and reception fees charged by the Washington County Historic Courthouse and approval to increase fees (\$50-\$75) charged for rentals.
19. Adoption of **Resolution No. 99-155** as follows:

All-Way Stop Installation at County State Aid Highway 10  
and County State Aid Highway 19 - Lake Elmo Regional  
Park Main Access Intersection

WHEREAS, the intersection of CSAH 10 and CSAH 19/Lake Elmo Regional Park Main Access, in the City of Lake Elmo, has had an increasing number of accidents that are classified as "correctable" by installation of an all way stop; and

WHEREAS, an analysis of the all way stop installation warrants found in the Minnesota Manual on Uniform Traffic Control Devices indicates that this intersection meets accident and volume warrants, thus installation of an all way stop is warranted.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby authorizes the Director of Transportation and Physical Development to install and maintain the appropriate signs to establish an all way stop condition at the intersection of CSAH 10 and CSAH 19/Lake Elmo Regional Park Main Access.

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

**COMMUNITY SERVICES DEPARTMENT**

**Needs Determination for a Nekton ICF/MR**

Commissioner Hegberg moved to approve a needs determination for a Nekton ICF/MR to convert from a Class A to Class B facility and for a rate adjustment. Commissioner Stafford seconded the motion and it was adopted 3-0 as follows: Yes, Commissioners Hegberg, Abrahamson and Stafford; Commissioner Pulkrabek abstained; Commissioner Peterson absent.

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**Child Care Service Grant - Welfare to Work with Children in Mind**

Suzanne Pollack, Community Services Supervisor, presented an overview of a proposed grant to be submitted to the Department of Children, Families and Learning entitled Welfare to Work with Children in Mind. This grant would support parents in choosing and using appropriate and consistent child care and have the following outcomes: Children would be cared for in child care homes and facilities which are safe, stable and nurturing learning environments; Families receive support in their child-nurturing responsibilities through partnerships with their child care providers; and Families have child care that is inclusive and responsive to diverse cultures and needs. Ms. Pollack indicated this grant would cover a two-year period beginning April 1, 2000 to March 31, 2002.

Commissioner Hegberg moved to submit a child care service grant entitled Welfare to Work with Children in Mind, to the Department of Children, Families and Learning. Commissioner Stafford seconded the motion and it was adopted 3-1 with the vote as follows: Yes, Commissioners Hegberg, Abrahamson and Stafford; No, Commissioner Pulkrabek; Commissioner Peterson absent.

Commissioner Peterson arrived at 9:30 a.m.

**Agreement with UCare of Minnesota**

Richard Backman, Community Services Manager, presented a brief overview of a proposed agreement with UCare Minnesota, a Minnesota HMO. He indicated that UCare Minnesota has requested to purchase case management services and selected home care services via the agreements the County has with several home care companies. The services will be provided for seniors on Pre-Paid Medical assistance and who qualify for a relatively new health care program which includes publicly funded Elderly Waiver Services.

Commissioner Peterson moved to approve an agreement between Washington County and UCare Minnesota, a Minnesota HMO, where UCare will purchase Washington County case management services and selected home care services through agreements the County has with several home health care companies to provide health care programs for seniors under a pilot being conducted by the Minnesota Department of Human Services. Commissioner Pulkrabek seconded the motion and it was adopted unanimously.



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**ASSESSMENT, TAXPAYER SERVICES & ELECTIONS****Policy on Demolition of Buildings on Tax Forfeited Property**

Commissioner Pulkrabek moved to adopt a policy by the Department of Assessment, Taxpayer Services and Elections which establishes guidelines for demolition of buildings on tax forfeited property. Commissioner Hegberg seconded the motion and it was adopted unanimously.

**Demolition and Removal of Buildings on Tax Forfeited Parcels**

Commissioner Stafford moved to authorize the demolition and removal of buildings on tax forfeited parcels as follows: 16420 - 23<sup>rd</sup> Street South, Lake St. Croix Beach, PID 14.028.20.24.0019; 6341 - 165<sup>th</sup> Street North, Hugo, PID 08.031.21.41.0012; and, 824 Third Street, St. Paul Park, PID 12.027.22.24.0034. Commissioner Peterson seconded the motion and it was adopted unanimously.

**Demolition and Removal of Building on Tax Forfeited Land**

Commissioner Stafford moved to authorize the demolition and removal of a building on four parcels of tax forfeited property located in the City of Bayport as follows: PID 03.029.20.44.0060, Lots 5 & 6, Block 28 except W 125 feet, Bayport; 03.029.20.44.0062, Pt of Lot 7, Block 28 being the E 27 feet, Bayport; 03.029.20.44.0063, Pt of Lot 7, Block 28 except E 27 ft to Rothschild, Bayport; and, 03.029.20.44.0066, Pt of Lot 8, Block 28 being the W 49 feet except the E 1 foot of S 54 feet of W 49 feet, Bayport. Commissioner Peterson seconded the motion and it was adopted unanimously.

Commissioner Stafford and Peterson suggested taking pictures or video taping this demolition project because of the adjoining neighbor's wall.

**Tax Forfeited Fund**

Commissioner Hegberg moved to adopt **Resolution No. 99-156** as follows:

Resolution to Establish a Tax Forfeited Land Fund

WHEREAS, the Washington County Board desires to establish a funding mechanism to administer the revenues, expenditures, assets, liabilities and administrative costs related to tax forfeited land.

WHEREAS, the County Board desires to create a trust fund hereby referred as the "Tax Forfeited Land Fund."



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THEREFORE, BE IT RESOLVED, that the Washington County Board directs the Financial Services Director to create a "Tax Forfeited Land Fund."

BE IT FURTHER RESOLVED, that the Financial Services Director be authorized to transfer \$100,000 to the "Tax Forfeited Land Fund."

BE IT FURTHER RESOLVED, that funds loaned from the General Fund be transferred back to the General Fund when the newly created fund will have sufficient revenues to cover its expenditures and liabilities.

Commissioner Peterson seconded the motion and it was adopted unanimously.

### **PUBLIC HEALTH & ENVIRONMENT**

Sue Hedlund, Jean Streetar and Connie Waldera, Public Health and Environment, updated the Board on the 1999 Washington County Fall Prevention project. Ms. Hedlund indicated that the Department received a \$37,500 health promotion grant in 1999 from the Metropolitan Area Agency on Aging. The purpose of the grant was to reduce the risk of falling among persons age 60 and older. House visits were made to persons age 60 and over who receive County waiver services. Assessments were made during these visits to determine home safety. Training was given to home care vendors, foster care providers and parish nurses. Also, staff went to 23 groups throughout the County and educational materials was distributed to 3,000 seniors.

### **GENERAL ADMINISTRATION**

#### **Set Public Hearing Date for the 2000-2004 Capital Improvement Plan**

Commissioner Hegberg moved to set the date for the 2000-2004 Capital Improvement Plan for Tuesday, January 4, 2000, at 5:00 p.m. Commissioner Peterson seconded the motion and it was adopted unanimously.

#### **Update on HUD Resident Board Member Regulation**

The Board discussed implementing the provisions of the recently adopted Federal rule requiring that the membership of the Board of Directors of a public housing agency contain at least one member who is directly assisted by the agency.

It was Board consensus to proceed with the County's regular appointment process to the Washington County Housing and Redevelopment Authority Board of Commissioners in January, 2000; develop a procedure to interview applicants from the public housing sector for the next appointment process in 2001; and that the County seek legislative authority in the 2000 legislative session to increase the HRA Board membership from five to seven members.

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Commissioner Peterson moved that the Washington County Board of Commissioners meet with the Washington County Housing and Redevelopment Authority Board to discuss the appointment issues in early January, 2000. Commissioner Stafford seconded the motion and it was adopted unanimously.

### Adoption of the 2000 Budget

Commissioner Peterson moved to adopt **Resolution No. 99-157** as follows:

#### Resolution Adopting the Washington County Budget for Payable 2000

<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	\$61,990,800	\$32,185,000	(\$434,800)	\$29,371,000	5,050,813	\$24,320,188
Social Services	27,078,200	15,013,100	(464,100)	11,601,000	1,974,367	9,626,633
Public Works - Road & Bridge	18,100,100	13,493,500	(175,100)	4,431,600	754,211	3,677,389
Public Works - Parks	1,432,000	805,600	(87,400)	539,000	91,732	447,268
Regional Rail Authority	200,000	0	0	200,000	0	200,000
Library	4,364,100	136,000	0	4,228,100	719,578	3,508,522
Debt Service - County Wide	6,500,700	838,000	385,500	6,048,200	0	6,048,200
Debt Service - Library District	160,500	27,500	(131,200)	1,800	0	1,800
<b>Subtotal:</b>	<b>\$119,826,400</b>	<b>\$62,498,700</b>	<b>(\$907,000)</b>	<b>\$56,420,700</b>	<b>\$8,590,700</b>	<b>\$47,830,000</b>
<b><u>CAPITAL FUNDS</u></b>						
CIP Bond Projects	8,120,900	7,427,000	(693,900)	0	0	0
Capital Projects Fund	1,138,900	168,900	0	970,000	0	970,000
Historic Courthouse Restoration	33,000	17,200	(15,800)	0	0	0
Capital Repair Fund	546,400	320,000	(226,400)	0	0	0
<b>Subtotal:</b>	<b>\$9,839,200</b>	<b>\$7,933,100</b>	<b>(\$936,100)</b>	<b>\$970,000</b>	<b>\$0</b>	<b>\$970,000</b>
<b>Total 2000 Budget:</b>	<b>\$129,665,600</b>	<b>\$70,431,800</b>	<b>(\$1,843,100)</b>	<b>\$57,390,700</b>	<b>\$8,590,700</b>	<b>\$48,800,000</b>

Commissioner Hegberg seconded the motion and it was adopted 4-1 with the vote as follows: Yes, Commissioners Hegberg, Abrahamson, Peterson and Stafford; No, Commissioner Pulkrabek.

### Certifying Property Tax Levies for Washington County Payable 2000

Commissioner Hegberg moved to adopt **Resolution No. 99-158** as follows:

#### Certifying Property Tax Levies for Washington County Payable 2000

The Washington County Board of Commissioners does hereby certify to the Washington County Auditor-Treasurer the following tax levies for payable 2000:

December 14, 1999

Washington County	\$48,800,000
Washington County Special Levy for the Washington County Housing and Redevelopment Authority	200,000

Commissioner Stafford seconded the motion and it was adopted 4-1 with the vote as follows: Yes, Commissioners Hegberg, Abrahamson, Peterson and Stafford; No, Commissioner Pulkrabek.

**Certifying Property Tax Levy for Washington County and Redevelopment Authority Payable 2000**

Commissioner Hegberg stated that the Woodland Park bond issue has a tax exempt interest rate of 9-3/4% and B bonds which is a zero coupon type bond and goes up in value every year as the interest accumulates. The holders of these bonds are getting a very good rate of return and the HRA has gone to court on this issue. The court has determined that they will continue to pay this rate using their reserves in addition to the HRA's budget on the project. Commissioner Hegberg stated that the County is growing and there is a tradition of levying the maximum to provide for adequate and affordable housing. Now, those funds are going to basically pay the bond issue. He came prepared to reduce HRA's levy until a solution could be found. He has discovered that the County can accept the HRA's levy as certified or not. The County does not have the authority to reduce their levy by a certain amount.

George Kuprian, Assistant County Attorney, stated that since the HRA is an autonomous governmental entity, State Statute allows the HRA to levy. The Statute gives the County Board advice and consent function over the HRA levy so it can either accept or reject the HRA levy, but it cannot impose a levy.

Commissioner Hegberg would like to see that item brought forward to the legislature for change.

The Board discussed time frames for certifying the HRA levy, possibly holding off a decision until next week. Ms. Erdahl, Deputy Administrator stated she believed this levy needs to be certified by the County by December 20, 1999. She also indicated that HRA's levy is based on market value. She suggested if the Board did bring this to the legislature next session one possibility would be tying it to tax capacity, which everyone else is tied into.

Commissioner Hegberg moved to adopt **Resolution No. 99-159** as follows:

Certifying Property Tax Levy for Washington County  
Housing and Redevelopment Authority Payable 2000

The Washington County Board of Commissioners does hereby certify to the Washington County Auditor-Treasurer the following tax levy for payable 2000:

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Washington County Housing and Redevelopment Authority     \$1,340,812

Commissioner Abrahamson seconded the motion and it was adopted 3-2 with the vote as follows: Yes, Commissioners Hegberg, Abrahamson and Stafford; No, Commissioners Pulkrabek and Peterson.

Commissioner Abrahamson asked that the joint workshop with the HRA Board be held next month in the afternoon to discuss the budget issue and membership appoints to the HRA Board.

**Salaries for the County Sheriff, County Attorney and Their Assistants for 2000**

Commissioner Stafford moved to adopt **Resolution No. 99-160** as follows:

2000 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.

NOW, THEREFORE, BE IT RESOLVED that the 2000 salary for the Washington County Sheriff shall be as follows, effective January 1, 2000.

Sheriff	\$94,060
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BE IT FURTHER RESOLVED, that the 2000 salary for the Chief Deputy shall be as follows, effective January 1, 2000:

Chief Deputy	\$84,654
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Commissioner Peterson seconded the motion and it was adopted unanimously.

**2000 Salary for the County Attorney**

Commissioner Stafford moved to adopt **Resolution No. 99-161** as follows:

2000 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 2000 salary for the Washington County Attorney shall be as follows, effective January 1, 2000

Attorney	\$98,000
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BE IT FURTHER RESOLVED, that the 2000 salaries for the First Assistant Attorney and Executive Assistant shall be as follows, effective January 1, 2000:

December 14, 1999

First Assistant Attorney	\$88,200
Executive Assistant	\$36,050

Commissioner Peterson seconded the motion and it was adopted unanimously.

**Establish the 2000 Salary for the County Administrator**

Commissioner Stafford moved, seconded by Commissioner Abrahamson, to increase the salary of the County Administrator by 3%.

Commissioner Peterson moved to amend Commissioner Stafford's motion by increasing the County Administrator's salary by 3.5%. Commissioner Hegberg seconded the amended motion and it was adopted unanimously.

Commissioner Stafford and Commissioner Abrahamson removed their original motion and second.

**County Commissioners' Salaries and Expenses and Benefits for 2000**

Commissioner Abrahamson moved to not increase the County Commissioners' salaries for 2000. The motion failed for lack of a second.

Commissioner Hegberg moved to adopt **Resolution No. 99-162** as follows:

Resolution Establishing County Commissioners'  
Salaries and Expenses for 2000

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 \$40,712/year for Commissioners and \$43,393/year for the Chair, effective January 1, 2000.

BE IT FURTHER RESOLVED, that the expense reimbursement for County Commissioners be for actual expenses plus mileage in accordance with County policy with no County per diem payments.

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 elected department heads.

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Commissioner Peterson seconded the motion and it was adopted 4-1 with the vote as follows: Yes, Commissioners Hegberg, Pulkrabek, Peterson and Stafford; No, Commissioner Abrahamson.

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

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

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

Commissioner Stafford updated the Board on his trip to Washington D.C. to attend the Project Impact Conference held by the Federal Emergency Management Association. Washington County has been selected as one of two counties and two communities in Minnesota to receive grants to explore ways to deal with disasters and how to minimize the impact of damage done by disasters through a prevention approach.

Commissioner Peterson reported on a breakfast meeting she attended this morning. She noted that Minnesota Commissioner of Transportation El Tinklenberg spoke at the meeting and discussed transportation issues. She will also be attending a transportation legislative meeting on December 17 and will be bringing forth the County transportation policies.

Commissioner Peterson announced that the Ramsey County, Dakota County and Washington County Boards will meet at 1:30 p.m. on January 7, 2000, Woodbury City Hall to discuss the Wakota Bridge funding. All the County Board members are invited to attend.

Commissioner Peterson stated she received an invitation to an open house of the new Church of the Latter Day Saints Temple in Oakdale on the 16<sup>th</sup> of December.

Commissioner Hegberg reported on the Association of Minnesota Counties Conference he attended last week. He stated that the speakers this year were excellent and informative. He reported on the fire at the Resource Recovery Facility which occurred yesterday. He indicated that the fire was contained on the tipping floor, but some items had to be spread out and taken care of in the parking lot. No equipment was damaged and they should be back in operation today.

#### **BOARD CORRESPONDENCE**

Board correspondence was received and placed on file.



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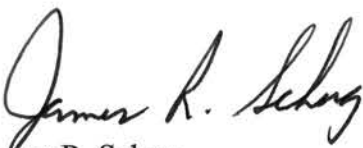
**ADJOURNMENT**

Their 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 12:15 p.m.

**BOARD WORKSHOP WITH COURT SERVICES DEPARTMENT**

The Board met in workshop session with the Department of Court Services to discuss policy issues in charging offenders fees for probation services. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Russ Reetz, Dave Wiles, Kris Tuenge, Joni Wright, Doug Johnson, Rob McDonough, Marie Sunlitis, Janet Robert, Community Corrections Advisory Board and Randy LaFoy, Community Corrections Advisory Board.

Attest:



James R. Schug

County Administrator



Wally Abrahamson, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD**  
**WASHINGTON COUNTY, MINNESOTA**  
**DECEMBER 21, 1999**

The Washington County Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Absent none. Board Chair Abrahamson presided. Also present were James Schug, County Administrator; Virginia Erdahl, Deputy Administrator; Susan Tice, Chief Assistant County Attorney; Doug Johnson, County Attorney; Dan Papin, Community Services Director; Robert Crawford, Workforce Center Manager; Mary McGlothlin, Director of Public Health and Environment; Lowell Johnson, Public Health and Environment Division Manager; Judy Honmyhr, Human Resources Director; Cindy Koosmann, Recorder; Don Wisniewski, Director of Transportation and Physical Development; Larry Nybeck, Land Survey/Land Management; Jane Harper, Principal Planner; and David Brierley, Public Information Coordinator.

**CONSENT CALENDAR**

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

1. Approval to appoint Brian Zeller, Stillwater, to the Washington County Library Board to a term beginning January 1, 2000 through December 31, 2002.
2. Approval to appoint Mary Brunkow, Public Employment Service Representative, to the Workforce Council to fill an unexpired term to June 30, 2000.
3. Approval of vacation cash-out for the County Recorder.
4. Approval of staff comments on the revised Grey Cloud Island Township Comprehensive Plan and Critical Area Plan Update.
5. Approval of staff comments on the draft of City of Woodbury's 1999 Comprehensive Plan.
6. Approval of County certification of Community Services Case #22505 to provide adult foster care services to a related person.
7. Approval of contract with Washington County Housing and Redevelopment Authority to provide housing subsidies for individuals with a serious and persistent mental illness.
8. Adoption of **Resolution No. 99-163** as follows:

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Resolution Continuing Fee Schedule within the  
Department of Public Health and Environment

WHEREAS, the Washington County Department of Public Health and Environment provides licensing, permitting, testing and professional consultation services to the community; and

WHEREAS, Minnesota State Law and Washington County Ordinances allow the County to collect fees for such services; and

WHEREAS, the Washington County Board of Commissioners adopted a fee schedule for these services in 1999 consistent with Board Policy; and

WHEREAS, the Department of Public Health and Environment has prepared an operating budget for the year 2000 which does not require a change to the previously adopted fee schedule.

NOW THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners hereby continues the existing fee schedule for the service of Solid Waste; Hazardous Waste; Food, Beverage and Lodging; On-Site Septic; and Water Analysis.

9. Approval of plat of Ekdahl Estates, New Scandia Township.
10. Adoption of **Resolution No. 99-164** as follows:

Cooperative Agreement with the Minnesota Department  
of Transportation and the City of Woodbury for Traffic  
Signals on CSAH 19

WHEREAS, the reconstruction of Washington County State Aid Highway 19, which will begin in the spring of 2000 will add additional traffic signals to the existing signal systems at the intersections of CSAH 19 and the south I-94 ramps and Hudson Road; and

WHEREAS, the additional signals will require interconnection with the existing signals; and

WHEREAS, the responsibilities of the Minnesota Department of Transportation, the City of Woodbury, and Washington County are currently defined by Agreements 74246 and PWR-1999-169; and

WHEREAS, the existing agreements will no longer properly define the roles of the various agencies.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby authorizes its Chairman to enter into Cooperative Agreement No. 79407M which accurately defines each agency's role in maintaining the traffic signal system and replaces the agreements that are currently in force.

December 21, 1999

11. Approval to set a public hearing for January 11, 2000, 9:00 a.m. to consider amendments to the Washington County Development Code.
12. Approval to set a public hearing for January 25, 2000, 9:00 a.m. on the draft Environmental Impact Statement regarding the C.A.M.A.S. MN, Inc. mining expansion in West Lakeland Township.

The foregoing Consent Calendar was adopted unanimously.

### **GENERAL ADMINISTRATION**

#### **Comments on Proposed Establishment of Development District No. 2 and TIF District No. 8, a Housing District in the City of Stillwater**

Commissioner Peterson moved to approve the County comments on the proposed establishment of Development District No. 2 and Tax Increment District No. 8, a Housing District in the City of Stillwater. Commissioner Stafford seconded the motion and it was adopted 4-1 with the vote as follows: Yes: Commissioners Hegberg, Abrahamson, Peterson and Stafford; No, Commissioner Pulkrabek.

#### **Space and Facilities Plan for 1999-2010**

Robert Lockyear, Administrative Services Director, presented the Washington County Space and Facilities Plan for 1999-2010. Major projects in the recommended \$39 million capital facilities program include the following: 1) Build a new Woodbury Library - 2001; 2) Remodeling remaining spaces in the Government Center in Stillwater - 2001; 3) Convert existing Woodbury Library into office facilities - 2002; 4) Construct new service center in Forest Lake - 2003; 5) Expand Courts and support facilities - 2007; and, 6) Expand or build a new South Service Center in Cottage Grove - 2007.

Commissioner Peterson moved to approve the Washington County Space and Facilities Plan 1999-2010 as presented. Commissioner Pulkrabek seconded the motion and it was adopted unanimously.

#### **Brown's Creek Watershed District Interim Financing**

Commissioner Pulkrabek moved to adopt **Resolution No. 99-165** as follows:

#### **Brown's Creek Watershed District Interim Financing**

WHEREAS, the Brown's Creek Watershed District (BCWD) has adopted a watershed management plan under the aegis of MINN. STAT. § 103B.231; and

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WHEREAS, the Trout Habitat Protection Project (THPP) is a capital improvement project as contemplated by MINN. STAT. § 103B.251, which has been duly ordered by the BCWD Board of Managers pursuant to the watershed management plan; and

WHEREAS, the BCWD certifies that the cost of the project is \$619,075; and

WHEREAS, the BCWD intends to fund the costs of the Project through a district-wide general assessment and from grant funds from the State of Minnesota; and

WHEREAS, approximately \$432,725 of the Project shall be funded through the assessment; and

WHEREAS, the District requires interim financing to proceed with the Project; and

WHEREAS, the District has requested interim financing in the amount of \$432,725 from Washington County pursuant to MINN. STAT. § 103B.251, subd. 6; and

WHEREAS, MINN. STAT. § 103B.251 authorizes the County to expend the funds to provide the BCWD with the interim financing requested.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners and the County Administrator authorizes the County to provide the BCWD an amount not to exceed \$432,725 at the current statutory judgment interest rate on the outstanding balance and to be repaid no later than July 31, 2001.

BE IT FURTHER RESOLVED, that the Chair of the Washington County Board of Commissioners be authorized to execute any agreement memorializing the above terms and conditions of the interim financing.

Commissioner Peterson seconded the motion and it was adopted unanimously.

#### **Update on Proposed Legislation - Public Employees' Retirement Association**

Commissioner Stafford stated there will be a need for a rate increase in the contributions by both the employees and employers participating in the Public Employees Retirement Association (PERA) to make it actuarially sound. Representative Mares of White Bear Lake, Chairman of the Pension Commission, has indicated he would like a proposed legislative rate increase on his desk before the 2000 session starts.

Commissioner Stafford presented several phase-in options for these rate increases. The Metropolitan Inter-County Association preferred to have it phased in, and if it would result in any savings to move the amortization date out beyond 2020, and have the state participate in funding some portion of the increased costs. He also stated that the impact on Washington County would be a half million dollars a year.

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Commissioner Stafford informed the Board that the PERA Board will vote on proposed legislation at its meeting of January 13, 2000. He requested input from the County Board.

Commissioner Peterson moved to recommend to the Public Employees' Retirement Association Board (PERA) that any increases in employee or employer contributions necessary to fully fund PERA pension benefits be phased in over four years beginning January 1, 2001 through January 1, 2004 at an increase of .75% per year; and, if it would result in appreciable annual savings, give consideration to moving out the amortization target date from 2020 to a later date; and, have the state participate in funding some portion of the increased costs. Commissioner Abrahamson seconded the motion and it was adopted 4-1 with the vote as follows: Yes, Commissioners Pulkrabek, Abrahamson, Peterson and Stafford; Commissioner Hegberg abstained.

#### County Sesquicentennial Conclusion

Commissioner Peterson moved to adopt **Resolution No. 99-166** as follows:

#### Resolution Concluding the Year 1999 as the Year of the Washington County Sesquicentennial

WHEREAS, the year 1999 has marked the Sesquicentennial celebration in Washington County as one of the nine original counties created in the Territory of Minnesota; and,

WHEREAS, Washington County was created on October 27, 1849, to provide local government which has brought forth 150 years of programs and services for the citizens of Washington County; and,

WHEREAS, during 1999 the County has observed the Sesquicentennial with a year-long celebration. The County has distributed educational materials to students and adults; participated in community parades and special events; communicated with County citizens about the Sesquicentennial via the Commissioners' newsletter and with news releases; presented a Sesquicentennial exhibit at the Washington County Fair and distributed commemorative pins, stickers and the 2015 County Comprehensive Plan and historic time line posters to fair goers; held special exhibits at the Historic Courthouse in the County Seat of Stillwater; conducted a photography contest; hosted the League of Local Governments Sesquicentennial meeting; created a time capsule to be opened in 50 years and concluded with a special County Board Meeting and Sesquicentennial ceremonies on October 27, 1999; and,

NOW, THEREFORE BE IT RESOLVED THAT, the year 1999 has been the Sesquicentennial Celebration of the creation of Washington County and that the County has been honoring the past and is continuing to prepare for the future; and,



December 21, 1999

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners, does hereby conclude the County's Sesquicentennial observance and proclaims that Washington County Government will endeavor to continue to provide cost-effective programs and services as defined in the 2015 County Comprehensive Plan, through thoughtful health and human services for the benefit of County customers, by using careful taxpayer services, encouraging citizen participation in County Government through volunteer committees and the election process, and with an efficient court system and law enforcement service for the protection of the citizens of the County during the next millennium.

Commissioner Stafford seconded the motion and it was adopted unanimously.

### **Announcements**

James Schug, County Administrator, announced that due to the upcoming holidays, the Washington County Government Center will be closed on Thursday and Friday, December 23 and 24, 1999.

Mr. Schug also announced that the County Board will hold a public hearing this evening, December 21 at 6:30 p.m. at the New Scandia Town Hall accepting comments on the proposed turn back of County Road 53 to the township. The Board will be adjourning here and reconvening to hold the public hearing this evening.

### **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 last week with the Revenue Department at the Stillwater High School to discuss taxes and how they are levied. He also reported that the Metropolitan Radio Board has hired Bill Dean as its new Executive Director and he will be meeting with him this afternoon. Commissioner Stafford wished all the staff and the viewing audience a Merry Christmas and a Happy New Year.

Commissioner Peterson wished everyone good health in the new year.

Commissioner Hegberg reported that Forest Lake and Forest Lake Township have concluded their hearings on annexation and it is now in the hands of the Judge, and that today is the final day for written comments from the public. He also wished everyone a Merry Christmas and a Happy New Year.

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Commissioner Pulkrabek reported that last week he toured the Law Enforcement Center and thanked Sheriff Jim Frank for that tour. He also toured the Mormon Temple in Oakdale that was opened last week. He stated that he has had a couple of constituent calls regarding a street light and day care assistance. He thanked the Transportation and Physical Development staff as well as the Community Services Department staff for handling those calls and reporting back to him.

Commissioner Abrahamson wished the viewing audience and County staff 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 Peterson moved to adjourn, seconded by Commissioner Abrahamson and it was adopted unanimously. The Board meeting adjourned at 10:27 a.m.

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

The Board met in workshop session with the Office of Administration for discussion on the purchase of development rights ordinance and procedures document. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Abrahamson, Peterson and Stafford. Also present were James Schug, Virginia Erdahl, Jane Harper, Larry Nybeck, Mike Pressman and Susan Tice.

#### **PUBLIC HEARING - TRANSPORTATION AND PHYSICAL DEVELOPMENT**

##### **Turn Back of County Road 53**

The Board met at the New Scandia Town Hall, 14727 - 209<sup>th</sup> Street North, Scandia, Minnesota, at 6:35 p.m. to hold a public hearing for the matter of transferring County Road 53 from the jurisdiction of Washington County to the Township of New Scandia. Present for the public hearing were Commissioners Hegberg, Abrahamson and Stafford. Commissioners Pulkrabek and Peterson absent. Board Chair Abrahamson presided. Also present were James Schug, County Administrator; Don Wisniewski, Director of Transportation and Physical Development; and Doug Fischer, Deputy Director of Transportation and Physical Development.

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The Board Chair presented an overview of tonight's public hearing to receive comments on the matter of transferring County Road 53 from the jurisdiction of Washington County to the Township of New Scandia.

Doug Fischer, Deputy Director of Transportation and Physical Development, presented a brief overview of the proposed jurisdictional transfer. Mr. Fischer described the functional classification and turnback process. He indicated that CR 53 has an average of 130 daily trips which is very low for a county road. He also indicated that the County will provide an overlay or make a payment to the Township in lieu of overlay in the amount of \$60,000. The County will also provide maintenance for two years until May 1, 2002.

David K. Herbert, Attorney for New Scandia Township, indicated a loss of County services over the past few years. He does not believe that the road needs a lot of upgrading, although it has been a long time since it was overlaid. He feels the County provides good service in snow and ice control and should continue to do so.

Kathleen Wallace - 16797 - 205<sup>th</sup> Street North, is concerned that this is a done deal. She does not feel that all of the residents east of CR 53 were notified. Ms. Wallace noted there are problems with the ditch and not enough adequate drainage. She feels that is not a liability that the Township should have to take on. In addition to the ditch, the culverts along there are in disrepair, the County has not examined them in years. Where there are ditches or ravines there is not enough right-of-way and no place for their mail boxes. She stated that the County has approved this as a snowmobile trail and it is her understanding that legally a snowmobile cannot travel on a township road. The County has also marked this road as a bike route. There are no plans on how the township will accommodate the people on these bikes. Ms. Wallace addressed the drainage problems with culverts draining into two trout streams. She feels this is not ecologically sound and something needs to be done about that and the liability is going to become the Township's. The County has not done anything about the railroad tie issues. When the railroad came through this year and placed new ties and rails, they discarded the old railroad ties to the side of the tracks. This needs to be cleaned up. Ms. Wallace feels there are many ecological issues that are not being addressed, she is concerned about the trout streams in this area. She does not feel that the Township is capable of managing environmental issues in this area.

Bill Clapp, 19955 Quinnell Avenue North, stated he does not agree with the previous speakers who are also his neighbors. He spoke on his own behalf as well as his brother who lives at 20077 Quinnell and his daughter who lives at 20050 Quinnell. He believes the Township is capable of managing this road. He feels it should be a country lane, they don't want it to be a County road. He supports the turnback and suggests that the Township take the money instead of having the County spend it on the road. He favors a small road for ecological reasons.

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Deb Yanker Black, 20588 Quinnell Avenue North, asked if CR 53 were not turned back would the County come in and make the road wider? Mr. Fischer stated there are different standards for different highways and it depends on the vehicle counts. He indicated that County Road 53 does not even meet the County's lane width let alone shoulder width. If the County were to rebuild, it would need to be built to certain County standards.

Sharon Clapp, 19955 Quinnell Avenue North, asked what will the Township do for the road, will they keep the road up? Commissioner Abrahamson indicated that she would need to ask the Township that question. There are maintenance agreements with Townships, such as West Lakeland Township has a contract where the County does the plowing.

Ms. Clapp asked if Townships have a responsibility to meet some standard or level of service?

Don Wisniewski, Director of Transportation and Physical Development, stated that each township decides its own snow maintenance policy. This road is about one and a third miles and feels that the township would add this to their routes. The County will maintain it for two years and after that the township would have to find a way to put it into their route.

Kevin Nicholson, 11262 Scandia Trail North, stated that if the paved surface is 21 feet wide, that doesn't even meet township standards which is 24 feet paved surface with 4 foot gravel shoulders.

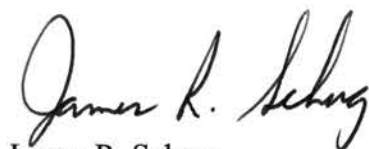
Dennis Seefeldt, 13809 Scandia Trail, stated there are some roads that are blacktopped that are less than current standards because of extenuating circumstances. They just finished a major blacktop project last summer where many of the roads were only 20 feet wide and there was alternate to go wider than that.

Kathleen Wallace responded to the snow plowing question, 205<sup>th</sup> does get plowed out within one day. If there was a major snow storm like last year, it was the third day before they were plowed out. If 53 is handled the same way there will be problems.

The Board Chair asked for further comments; none were heard. The Board Chair closed the public hearing at 7:10 p.m. He indicated that additional written comments can be forwarded to the Department of Transportation and Physical Development until Friday, January 7, 2000. Depending on the number and issues raised in those comments, the County Board will make its final determination on this matter at the January 18, 2000 County Board meeting.

The Board thanked the citizens for their comments. The meeting adjourned at 7:10 p.m.

Attest:



James R. Schug

County Administrator



Wally Abrahamson, Chair

County Board