



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

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	11/05/2002		Overview of how absentee and supplemental ballots will be counted this evening.	16	342
	11/05/2002		Workshop held to review the proposed pay 2003 property taxes.	16	344

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	11/19/2002		Truth-in-Taxation notices recently sent out do not include referenda passed in recent school district elections.	16	369
	11/26/2002		Truth-in-Taxation public hearing scheduled for 7:00 p.m. on 12/5/02, continuation hearing for 7:00 p.m. 12/17/02.	16	373
	12/17/2002	2002-153	Auth. to seek special legislation for a repurchase of TFL by former owner.	16	388
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Commissioners	07/02/2002		GFOA Certificate of Achievement for the 2000 CAFR.	16	222
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	07/02/2002		Commissioner Hegberg reported on the following: Mosquito Control Board looking at expansion of services in northern Ramsey and Anoka Counties and Hugo; SWIM Club discussed uses for recycled paint; Recycling of electronic becoming a problem.	16	224
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	07/09/2002		New Protective Footwear Policy for the Dept. of Transportation & Physical Development.	16	227
	07/09/2002		Public hearing held to consider amending the 2000-2004 CIP and spending plan for the 200A CIP Bonds.	16	228
	07/09/2002		Commissioner Stafford to attend the EMS Regulatory Board to following through on legislative efforts to get money for the East Metro Radio Communications Board.	16	231
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	07/09/2002		Workshop w/Public Health and Environment for an update on the Baytown Well Advisory Area.	16	232
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	08/06/2002		Report that the East Metropolitan Development group may sever its relationship with the St. Paul Chamber of Commerce.	16	249
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	08/13/2002		Public Hearing held to consider a request by the WACO HRA to allow it to pledge the G.O. of WACO as security for issuance of new bonds to refinance the Woodland Park Project in Cottage Grove.	16	253
	08/13/2002		Mosquito Control Executive Board allocated an additional \$500,000 for mosquito control because of the rain this year.	16	258
	08/20/2002		Jerry Taube, Grey Cloud Island Twp., addressed the Board regarding the mosquito problem in St. Paul Park.	16	261
	08/20/2002		Continuation of HRA Public Hearing for refunding bonds for Woodland Park Apartments project.	16	266

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	08/20/2002		Report given on the Workforce Center dinner honoring the employees, participants and Workforce Investment Board.	16	272
	08/20/2002		Comm. Peterson met with Transportation Alliance to discuss the 2003 legislative platform.	16	272
	08/27/2002		Pat Philippi addressed the Board on his treatment in jail and medication he was given while in jail. Mr. Philippi was directed to the Community Services Director.	16	273
	08/27/2002		Proclamation expressing the Board's sympathy to Eseta and Noel Fusitva of Tonga upon the passing Eseta's father Talo I Lakepa Fulivai.	16	274
	08/27/2002		RRA Workshop/Transportation & Physical Development to review the Draft Forest Lake Center Location Study.	16	276
	09/10/2002		Runner-up award for Information Technology from the National Association of County and City Health.	16	286
	09/10/2002		Proclaiming September 11, 2002 as a day of remembrance in honor of the spirit of our nation in response to the acts of terrorism on September 11, 2001.	16	287
	09/17/2002		Public hearing held to consider a \$5 fee for documents requiring a reference number.	16	292
	09/17/2002		Workshop w/Historic Courthouse Advisory Council to discuss the Historic Courthouse vision.	16	294
	09/17/2002		Workshop w/Community Services to discuss WBHome's application for Community Housing Development Organization Determination.	16	294
	09/24/2002		League of Local Governments at the Prom Center, 9/30/02.	16	300
	09/24/2002		Tour of R.H. Stafford Library set for 10/1/02.	16	300
	09/24/2002		Employee recognition luncheon at the Afton House, 10/1/02.	16	300
	09/24/2002		Comm. Peterson asked that a letter be sent to the CDC regarding the use of County Health Depts. throughout the Country for the administration of smallpox vaccines.	16	301
	09/24/2002		Former State Legislator Walt Perl passed away on 9/23/02.	16	301
	09/24/2002		East Metro Communications Board financing structure in doubt. Ramsey County considering not funding as much. Commissioner Stafford auth. to talk w/Ramsey County.	16	301
	09/24/2002		Workshop w/Transportation and Physical Development to discuss the Trunk Highway 97 Study.	16	302
	09/24/2002		Workshop w/ATSE for an update on taxable status for independent and assisted living senior facilities.	16	302
	10/01/2002		Groundbreaking for the Glen Road overpass to occur on 10/1/02 at 1:00 p.m. in Newport.	16	306
	10/01/2002		AMC considering a 1% increase in membership fees.	16	306
	10/01/2002		Staff to research procedure to obtain a variance on the CUP for the County fairgrounds to allow a Spanish horse show to occur.	16	307

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Commissioners	10/01/2002		Comm. Stafford requested further discussion on the requirement that the County be a member of AMC to belong to the MN Counties Insurance Trust.	16	307
	10/01/2002		Comm. Hegberg indicated a resolution would be coming forward requesting that Comfort Lake Forest Lake Watershed or the DNR take over a water control structure in Forest Lake.	16	308
	10/01/2002		Workshop w/Public Health & Environment to discuss the hauler collected service charge.	16	308
	10/08/2002		Rick Schneider, Bayport, requested that the County require an EIS on the Bayport West Development.	16	309
	10/08/2002		Choc Junker addressed the Board on Commissioners' salaries and garbage.	16	309
	10/08/2002		Family Child Care Provider and Caregiver Week.	16	311
	10/08/2002		Public hearing held on amendments to the Washington County Development Code.	16	312
	10/08/2002		Res. 2002-128, Ordinance No. 162, approving text amendments to WACO Development Code Chapter One, Section 11-Other Permits; and Chapter Two, Part 3-Zoning Regulations-Performance Standards.	16	314
	10/08/2002	2002-129	Designating October 11, 2002 as Communities for Teen Health Day.	16	319
	10/08/2002		Excerpt read from a Youth Service Bureau newsletter regarding early interventions and prevention being more effective and least costly than incarceration or out-of-home placement.	16	323
	10/08/2002		Workshop w/Public Health and Environment to continue discussion from last week regarding hauler collected service charges.	16	323
	10/15/2002		Amend Policy No. 1401, Budget Policy.	16	326
	10/15/2002		Amend Policy No. 1808, Capital Asset System.	16	326
	10/15/2002		Amend Policy No. 2002, Establishment of Fiscal Policy.	16	326
	10/15/2002		Updates presented on HRA bond sale and PERA looking at long-term disability plans.	16	328
	10/15/2002		Distribution of amendments to the MELSA Joint Powers Agree.	16	328
	10/15/2002		Workshop w/Community Services to discuss Health Insurance Portability and Accountability Act (HIPAA).	16	329
	10/22/2002		Grey Cloud Island and St. Paul Park have reached an agreement on annexation of property.	16	334
	10/22/2002		High water occurring on Jocelyn Road and Keats Avenue.	16	334
	10/22/2002		Staff to look at proposed Alternate One regarding Highway 8 in Forest Lake.	16	334
	11/05/2002		Dottie Flaherty, Community Services, awarded Financial Worker of the Year by the MN Financial Worker/Case Aide Association.	16	341
	11/05/2002		Comm. Hegberg appointed as voting delegate, County Administrator Schug as alternate to the MCIT Annual Meeting, 12/9/02.	16	342
	11/05/2002		Update given on dedication ceremony and grand opening of the R.H. Stafford Library.	16	342
	11/05/2002		Comm. Hegberg reported that the Met. Mosquito Control is increasing its levy to the maximum which is 15% over last year.	16	342

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	11/05/2002		Comm. Pulkrebek reported on the number of suicides in the County was 160 over a ten-year period.	16	343
	11/05/2002		Workshop w/ATSE to receive information on the proposed 2003 property taxes.	16	344
	11/12/2002		David Beaudet, Mayor, Oak Park Heights comments on the proposed fee increase to the solid waste ordinance proposes.	16	345
	11/12/2002		Comm. Hegberg will reappt. Harry Melander, currently District 2 rep. to the HRA Board as a District 1 rep, and he will step down at the end of the year.	16	351
	11/12/2002		Distinguished budget presentation award for 2002.	16	351
	11/12/2002		Report on nuclear plant tour at Priarie Island.	16	351
	11/12/2002		Workshop w/Transportation & Physical Development to discuss the Trunk Highway 36 Partnership Study.	16	352
	11/12/2002		Workshop w/Sheriff's Office held to discuss options for charging fees to jail inmates.	16	352
	11/12/2002		Comm. Stafford addressed the Woodbury High School about Veterans Day.	16	352
	11/12/2002		Workshop w/Transportation & Physical Development held to discuss policy guidelines for legislative issues related to transportation.	16	353
	11/19/2002		David Junker addressed the Board on the following issues: Increase to the value of his house; Seatbelt violators; and questioned the number of hours the Board works a week.	16	355
	11/19/2002		Public Hearing held on amendments to Solid Waste Mgmt. Ordinance No. 137.	16	356
	11/19/2002		Res. No. 2002-146, Ordinance No. 163, Amendments to Solid Waste Ordinance #137.	16	359
	11/19/2002		Request that a letter be sent to Senator Dean Johnson, Chair of the Senate Transportation Committee, indicating the Board's concerns and listing its needs in the County for transportation.	16	370
	11/19/2002		Workshop w/Administration for an overview of future Capital Improvement needs and direction on unfunded projects.	16	371
	11/19/2002		Workshop w/Human Resources and MCIT to discuss present and future organizational initiatives.	16	371
	11/19/2002		Workshop w/Administration to review the County's legislative package.	16	371
	11/26/2002		Commissioners invited to the 12/3/02 Courts Planning Advisory Committee, at 6:30 p.m.	16	375
	11/26/2002		2002 Barbara O'Grady Excellence in Public Health Leadership Award presented to Mary McGlothlin, Director of PH&E.	16	375
	11/26/2002		Library Board members requested meeting w/County Board on either 1/14/03 or 1/21/03 in the afternoon.	16	375
	11/26/2002		Comm. Hegberg attended the Forest Lake City Council meeting where they approved expenditure of funds for Judicial Ditch 2 work.	16	375
	11/26/2002	2002-150	Support of Jeff Olson's appt. as Commissioner of MN Dept. of Veterans Affairs.	16	375

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	11/26/2002		Workshop w/Administration to review inventory of mandates and County core functions.	16	377
	12/03/2002		Walt Anderson addressed the Board on what he feels was unfair treatment from Court Administration in conciliation court.	16	379
	12/03/2002		Terry Vincent has resigned from the Regents Hospital. Letter of congratulations on his retirement to be sent.	16	381
	12/03/2002		Workshop w/Administration to review inventory of mandates and county core functions (continued from last week).	16	382
	12/17/2002		Gene Bealka addressed the Board on traffic problems involving CR 5, Pine Street, Fair Meadows and Oak Ridge.	16	387
	12/17/2002		Winslow Stiefel addressed the Board on energy and recycling issues.	16	387
	12/17/2002		Amend policy 1012, mileage reimbursement.	16	388
	12/17/2002		Employee Training Charge-Back policy for implementation in January 2003.	16	389
	12/17/2002		Revisions to County Policy #5003, Employee Recognition Program.	16	389
	12/17/2002		Public hearing held to receive comments on the proposed WACO Groundwater Plan.	16	392
	12/17/2002	2002-161	Commending Wally Abrahamson upon his retirement as WACO Commissioner, District 3.	16	396
	12/17/2002	2002-165	Establishing County Commissioners' salaries and expenses for 2003.	16	398
	12/17/2002		No action taken from MCIT that would make them independent from AMC membership.	16	401
	12/17/2002		Comm. Stafford planning a tax seminar for all newly elected officials dealing with that issue.	16	401
	12/17/2002		Comm. Stafford requested a meeting to discuss the 800 megahertz radio system.	16	401
	12/17/2002		Comm. Peterson asked about cemetery markers at the county poor farm? Staff has looked into this matter a while back, but will look into it again.	16	401
	12/17/2002		Workshop w/Administration to review the inventory of mandates and county core functions.	16	402
	12/17/2002		Workshop w/Administration to discuss the amount and timing of issuance of new debt for capital improvement projects.	16	402
Community Services	07/02/2002		1 FTE Special Project Child Support Officer through 12/31/02.	16	221
	07/02/2002		1 FTE Special Project Expedited Process Specialist through 12/31/02.	16	221
	07/02/2002		1 FTE Special Project Worker position through 12/31/02.	16	221
	08/06/2002	2002-098	Community Development Block Grant subgrantee agreements with the City of Woodbury.	16	236
	08/06/2002	2002-099	Community Development Block Grant subgrantee agreement with the City of Lake Elmo.	16	236
	08/06/2002	2002-100	Community Development Block Grant subgrantee agreement with the City of Oakdale.	16	237

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Community Services	08/06/2002		2002-2003 contract w/Eastern MN State Operated Systems, Dept. of Human Services to provide waiver services for persons with disabilities.	16	237
	08/20/2002	2002-107	Amendments to the WACO 2002 Annual Action Plan.	16	261
	08/27/2002		Public Hearing date set for September 5, 2002, CDBG and HOME Program Consolidated Plan and Annual Action Plan.	16	274
	09/03/2002		Amendment to the Children's Mental Health Collaborative contract with Human Services, Inc.	16	279
	09/10/2002		Withdraw from East Metro Seniors Agenda for Independent Living (SAIL) Project.	16	285
	09/17/2002		Appointments to the Child Protection Citizen Review Panel: Robert Benson, Mary Kay Kernan, Mary Nelson, Robert Shellum, Cynthia Silkworth, and Paige Veiman.	16	292
	09/17/2002		Workshop held to discuss WBHome's application for Community Housing Development Organization Determination.	16	294
	09/24/2002	2002-120	CDBG subgrantee agree. w/City of Landfall.	16	298
	09/24/2002		Child foster care rates for 2003.	16	298
	10/08/2002		Gemma Barry, and Ellie Smith named Family Child Care Providers; and Karing Khalsa, Center Caregiver of the year.	16	312
	10/15/2002		Workshop held to discuss Health Insurance Portability and Accountability Act (HIPAA).	16	329
	11/05/2002	2002-134	CDBG Subgrant Agreement w/City of Newport.	16	337
	11/05/2002	2002-135	CDBG Subgrantee Agree. w/City of St. Paul Park.	16	338
	11/05/2002		2002-2004 contract w/County Services, Inc., case management services for persons w/developmental disabilities.	16	338
	11/05/2002		Dottie Flaherty awarded the Financial Worker of the Year Award by the MN Financial Worker/Case Aide Association.	16	341
	11/12/2002	2002-140	CDBG subgrantee agree. w/City of Cottage Grove.	16	346
	11/12/2002	2002-139	CDBG subgrantee agree. w/City of Forest Lake.	16	346
	11/12/2002		2002-2004 contract w/People, Incorporated for home and community based services.	16	346
	11/12/2002		Appt. Father Corey Belden, 1st term, to Mental Health Advisory Council as Chaplaincy Rep. to 12/31/05.	16	346
	11/12/2002		Appt. Christel Warner, 1st term, to Mental Health Advisory Council, to 12/31/05.	16	346
	11/19/2002		2003 CDBG allocation guidelines have been mailed to cities and townships that participate. Next year's allocation has been reduced by 17%.	16	369
	11/26/2002		Appt. Judy Woods to the CDBG Adv. Committee, fill unexpired term to 12/31/04.	16	373
	11/26/2002	2002-149	CDBG Block Grant subgrantee agree. w/Two Rivers Community Land Trust.	16	374
	11/26/2002		Workshop held to discuss proposals for 2002-2003 HOME and Community Development Organization funding.	16	377
	12/17/2002		Contract w/Lifeworks Services, Inc., home and community based services for persons w/development disabilities.	16	388

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Community Services	12/17/2002	2002-154	Allocation of HUD HOME Investment Partnership Program Funds and amendments to WACO Annual Action Plans for HUD Programs.	16	388
	12/17/2002		County certification of Case 28557 to provide adult foster care to a related person.	16	388
	12/17/2002		Amendment, general adjustment rate increase for Eastern MN State Operated Community Services.	16	389
	12/17/2002		Appt. Peter Aurich to the Community Services Advisory Committee to fill an unexpired term to 12/31/04.	16	392
	12/17/2002		2002-2003 host county contract w/Human Services Inc. to provide outpatient chemical dependency services for adolescents in the New Choices for Recovery program.	16	395
Court Administration	11/05/2002		Early hire of 1 FTE Court Assistant, staffing for Court scheduling division.	16	338
	11/05/2002		Judge Susan Miles presented overview of the Children's Justice Initiative.	16	341
Court Services	07/02/2002	2002-148	Appt. Lloyd Knudson, Community Corrections Advisory Board, 1st term expiring 12/31/03.	16	221
	08/06/2002		Introduction of Tom Adkins, the new Court Services Director.	16	248
	09/03/2002		Update on recent trends in juvenile placements, potential impact of this trend on the departments 2002 and 2003 budgets and actions being taken and considered to address this issue.	16	281
	11/26/2002		Community circle grant.	16	373
	12/17/2002		Contract for multi systemic therapy, a juvenile placement alternative intensive in-home therapy program.	16	389
	12/17/2002		Agree. covering Grant No. 91012 MN Juvenile Accountability Incentive Block Grant Program.	16	389
	12/17/2002		2002-155 Program and budget update to the Court Services Comprehensive Plan.	16	389
	12/17/2002		Accept previously unallotted funding from the Dept. of Corrections.	16	389
	07/02/2002		Overview of the new GASB 34 reporting model presented.	16	222
	07/02/2002		Government Finance Officers Association Certificate of Achievement for Excellence in Financial Reporting for the 2000 Comprehensive Annual Financial Report presented to the Board.	16	222
Financial Services	07/09/2002	2002-096	Public hearing held to consider amending the 2000-2004 CIP and spending plan for the 2000A CIP Bonds.	16	228
	07/09/2002		Adoption of amendment to the 2000-2004 CIP.	16	229
	07/09/2002		2001 Comprehensive Annual Financial Report.	16	230
	08/06/2002		Interest income from the Elizabeth Jordan Bequest to be credited to this specific fund.	16	237
	08/13/2002		Public hearing held to consider allowing the HRA to pledge the G.O. of WACO as security for the issuance of new bonds to refinance the Woodland Park project in Cottage Grove.	16	253
HRA	08/13/2002		Continue public hearing on Woodland Park refinancing to August 20, 2002.	16	257

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
HRA	08/20/2002	2002-110	Approving the Pledge of the G.O. of WACO to WACO HRA Governmental Housing Revenue Refunding Bonds (WACO G.O. Woodland Park Apartments Project) Series 2002 to be issued in an aggregate principal amount not to exceed \$17,500,000.	16	266
	08/27/2002		Reappt. Robert Lafayette, HRA Board, 2nd and final term expiring December 31, 2005.	16	273
Human Resources	07/02/2002		Modify the WACO Safety Committee By-laws, increase membership to represent each Dept.	16	221
	07/09/2002		Attraction/Retention salary range for classification of Epidemiologist in the Dept. of Public Health & Environment.	16	227
	07/09/2002		New Protective Footwear Policy for the Dept. of Transportation & Physical Development.	16	227
	10/01/2002		Agree. w/Frank Madden & Associates through 9/30/03.	16	303
	10/01/2002		Interest Arbitration Award with Law Enforcement Labor Services, Inc. representing Deputies in the County Sheriff's Office for 2002-2003.	16	305
	11/12/2002		Ratify 2003 meet and confer agree. w/non-union employee groups.	16	347
	11/19/2002		Amend and reinstate the Flexible Benefits Plan effective 1/1/03.	16	355
	11/19/2002		Workshop w/MCIT to discuss present and future organizational initiatives.	16	371
	12/17/2002	2002-163	2003 salary for the County Attorney.	16	396
	12/17/2002	2002-162	2003 salary for the County Sheriff.	16	396
	12/17/2002	2002-164	2003 salary for the County Administrator.	16	397
Information Services	08/06/2002		Contract w/Information Security Technology, purchase of a new firewall/security system.	16	238
	08/06/2002		Contract w/Information Security Technology, purchase of high availability (redundant) firewall/security system.	16	238
	08/20/2002		Consulting agree.w/Chisago County for their Automated Law Enforcement Records Tracking System.	16	262
	10/22/2002		Extend a Special Project Sr. I.T. Analyst position through 4/19/03.	16	331
	12/17/2002		Award contract to Network Design, Inc. for purchase and installation of a data and voice communications cabling system at the new Woodbury Service Center.	16	392
	12/17/2002		Award contract to Mitel Communications, Inc. for purchase and installation of a PBX phone system at the new Woodbury Service Center.	16	392
Internal Auditor	08/06/2002		Response 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, 2001.	16	235
Legislative	08/13/2002		Contract w/John Kaul, d.b.a. Capitol Gains, for legislative liaison services.	16	251
	11/12/2002		Workshop w/Transportation and Physical Development to discuss policy guidelines for legislative issues related to transportation.	16	353
	11/19/2002		Workshop held to review the County's legislative package.	16	371
	12/17/2002		Tentative reception w/County Legislative Delegation scheduled for 1/9/03 at 5:00 p.m. at the Oak Marsh Golf Course.	16	400

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
Library	08/13/2002		Substitute supervisory position of Associate Group Manager in the County Library for a vacancy of a Librarian II position.	16	251
Minnesota Extension	08/06/2002		Appt. Lisa Ring, Minnesota Extension Committee, 1st term expiring 12/31/04.	16	235
	09/17/2002		Appt. Marguerite Rheinberger, MN Extension Committee, to fill an unexpired term to 6/30/03.	16	291
Public Health & Environment	07/02/2002	2002-094	Recognizing 100 years of Minnsota 4-H.	16	223
	07/02/2002		Workshop held to review program and administrative changes proposed in the 2003 budget for the U of M Extension Services.	16	225
	07/09/2002		Grant agreement w/MN Dept. of Health for receipt of federal/state bioterrorism and other infectious diseases preparedness grant dollars; amend 2002 operating budget and auth. expenditures.	16	231
	07/09/2002		Workshop held for an update on the Baytown Well Advisory area.	16	232
	08/06/2002	2002-101	Pilot program on source separated organics composting w/two grocery stores.	16	238
	08/06/2002		Agreements w/cities of Cottage Grove, Stillwater, Oakdale and Birchwood for distribution of curbside recycling funds.	16	238
	08/13/2002		Agreements w/cities of Woodbury and Forest Lake for distribution of curbside recycling funds.	16	251
	08/20/2002		Updates given on the West Nile Virus and LaCrosse Encephalitis.	16	264
	08/20/2002		Workshop held to discuss the draft WACO Comprehensive Groundwater Plan.	16	272
	08/27/2002		Agree. w/MN Dept. of Public Safety, Div. of Emergency Mgmt. funding to increase local public safety emergency response capacity related to weapons of mass destruction.	16	274
	08/27/2002		Agree. w/MN EMS Regulatory Board, funding to support the Medical Resource Control Center at Regions Hospital as County's participation in the EMS Radio Communications Board.	16	274
	08/27/2002		Agree. w/City of Lake Elmo for distribution of curbside recycling funds.	16	274
	08/27/2002		Auth. to release the WACO Comprehensive Groundwater Plan for public review and comment.	16	275
	09/03/2002		.5 FTE Special Project Public Health Nurse position through October 31, 2003.	16	279
	09/03/2002		Accept 26 child safety seats from the Minnesota Department of Public Safety's Car Seal Grant program.	16	280
	09/10/2002		Runner-up award for Information Technology from the National Association of County and City Health.	16	286
	10/01/2002		Establish 2003 fees schedlues.	16	303
	10/01/2002		Table adoption of the Resource Recovery Project Board 2003 budget.	16	306
	10/01/2002		Table resolution approving the waste delivery agreements, termination of the BFI landfill contract and awarding the landfill contract to Waste Management, Inc.	16	306
	10/01/2002		Workshop held to discuss the hauler collected service charge.	16	308
	10/08/2002		Early hire, 1.0 FTE Correctional Health Nurse for staffing in the Jail Medical Unit.	16	310

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
Public Health & Environment	10/08/2002		Publish official public notice of intent to plan for the 2004-2007 Community Health Services Plan.	16	310
	10/08/2002	2002-130	Waste Delivery Agreements.	16	320
	10/08/2002	2002-131	Resource Recovery Project 2003 Budget.	16	321
	10/08/2002		Workshop held to continue discussion from last week regarding hauler collected service charges.	16	323
	10/22/2002		Amend agree. w/Emmons and Olivier Resources to include additional admin. duties, study of groundwater and surface water systems in northern part of County.	16	331
	11/05/2002		Public hearing scheduled for 11/19/02 to consider amendments to Ordinance No. 137, Solid Waste Management Ordinance.	16	341
	11/19/2002		Public hearing held on amendments to Solid Waste Mgmt. Ord. No. 137.	16	356
	11/19/2002	2002-146	Ordinance No. 163, amendments to Solid Waste Mgmt. Ord. #137.	16	359
	11/26/2002		2002 Barbara O'Grady Excellence in Public Health Leadership awarded to Mary McGlothlin, Director of PH&E.	16	375
	12/03/2002		Final draft approved and public hearing set for 12/17/02 on the WACO Groundwater Plan.	16	380
	12/03/2002		Demonstration on the countywide emergency notification system.	16	380
	12/17/2002		Contract w/MPCA, operation of a household hazardous waste management program.	16	389
	12/17/2002		Amend. Joint Powers Agreement with the State of MN for continuation of recycling services for county offices.	16	390
	12/17/2002		Public hearing held to receive comments on the WACO Groundwater Plan.	16	392
	12/17/2002		Auth. to submit the Washington County Groundwater Plan to the proper governmental entities.	16	394
Recorder	09/03/2002		New supervisory position of Administrative Supervisor.	16	279
	09/03/2002		Plat of Roman Empire, New Scandia Township.	16	280
	09/17/2002		Public Hearing held to consider a \$5 fee for documents requiring a reference number.	16	292
	09/17/2002	2002-118	Resolution Adopting a \$5 service fee for document reference numbers.	16	293
	09/24/2002		Plat of Scandia Highlands, New Scandia Twp.	16	298
	10/22/2002		Article regarding performance measurement by Recorder Office employee to be published in the American Society for Public Administration's monthly newsletter.	16	334
	11/12/2002		Plat of Fieldcrest, Denmark Township.	16	347
	11/12/2002		Plat of Long Lake Shores Second Addition, May Township.	16	347
	11/19/2002		Plat of St. Croix Estates, Denmark Township.	16	355
Regional Rail Authority	08/27/2002		Workshop/Transportation & Physical Development to review the Draft Forest Lake Transit Center Location Study.	16	276
	11/19/2002		Action on the following items: Reaffirming the WCRRA's Workers' Compensation Coverage for elected or appointed officials; Supporting the need of high speed rail coalition.	16	370
Sheriff	07/02/2002		Sale of Unit #1003 to City of Lake Elmo for use as a fire dept. vehicle.	16	221

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
Sheriff	08/06/2002		License agree. w/Qwest Wireless for installation of antenna system on the Olive St. radio tower in Stillwater.	16	238
	08/06/2002		Recognition for the WACO Sheriff Office Law Enforcement Explorer Post #528 for their achievements at the 13th Biennial National Law Enforcement Exploring Conference.	16	246
	08/13/2002		.4 FTE Special Project Bailiff position through December 31, 2003.	16	251
	08/20/2002		Site lease agree. w/City of Forest Lake for installation of radio communication facilities.	16	262
	10/01/2002		Site lease agree. w/City of Hugo for installation of radio communications facilities.	16	304
	10/22/2002		Agree. w/MN Dept. of Corrections, housing County inmates/detainees at the Oak Park Heights Correctional Facility.	16	331
	11/05/2002		Federal Equitable Sharing Agree. w/Federal Government.	16	338
	11/05/2002		Fifth amendment for rental of jail space w/Ramsey County.	16	339
	11/12/2002		Workshop held to discuss options for charging fees to jail inmates.	16	352
	11/26/2002		Amend. No. 1 to MN DOC income contract/JPA, housing County inmates/detainees at the Oak Park Heights Correctional Facility.	16	374
	12/03/2002	2002-152	Metropolitan 911 Board Joint Powers Agreement amendment.	16	380
	07/09/2002		Contract w/Roof Tech, Inc. for repairs to the County North Shop roof.	16	228
Transportation-Facilities	07/09/2002		Contract w/River Valley Arts Council for office space in the Historic Courthouse.	16	228
	08/06/2002	2002-102	Rejection of bids received for chimney repairs at the Historic Courthouse.	16	239
	08/13/2002	2002-106	Award of contract for Woodbury Library re-use project to Jorgenson Construction, Inc.	16	251
	08/13/2002		Progress report and budget summary given on the R.H. Stafford Library.	16	257
	08/20/2002	2002-109	Bid Award for 2002 government center snow removal to F.M. Frattalone Excavating & Grading, Inc.	16	263
	08/27/2002		Letter to MCIT sponsoring the Library Park Association as a new member to the insurance trust.	16	274
	09/10/2002		Waiver of applicability regarding the Library Park Condominium.	16	286
	09/17/2002		Contract w/Western Roofing & Siding, reroof project at Park Grove Library; auth. final payment.	16	292
	09/17/2002		Workshop held to discuss the Historic Courthouse vision.	16	294
	10/08/2002		Contract w/3M Company for purchase and installation of book self checking systems at the R.H. Stafford Library.	16	310
	10/08/2002		Contract w/Tech Logic, automated materials handling system for tracking and receiving of books for the R.H. Stafford Library.	16	310
	10/15/2002		Contract w/William J. Office Furnishings for moving services, R.H. Stafford Library.	16	325
	10/15/2002		Accept equipment from 3M Company Library Systems Division for inclusion in the new R.H. Stafford Library.	16	325
	10/15/2002		Historic Courthouse future vision.	16	327
	10/22/2002		Maintenance agree. for the R.H. Stafford Library and Woodbury Indoor Park.	16	332

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
Transportation-Facilities	10/22/2002		Contract w/Comfort Systems USA, upgrade of the HVAC controls from manual to pneumatic.	16	332
	10/22/2002		Outline of activities planned for the Grand Opening of the R.H. Stafford Library and Woodbury Central Park for November 1-3, 2002.	16	334
	11/05/2002	2002-136	Rescind original bid award w/Horizon Roofing and award bid to second lowest bidder, Nieman Roofing Company for roofing project at the County's North Maintenance Shop.	16	339
	11/05/2002	2002-138	Final payment to A.J. Spanjers Co., Inc. for Historical Courthouse Exterior Masonry Restoration.	16	340
	11/12/2002	2002-142	Award of contract for Government Center exterior masonry repairs to Building Restoration Corporation.	16	348
	11/19/2002	2002-145	Final payment to 3M Company for the self check book system at the R.H. Stafford Library.	16	356
	11/19/2002	2002-144	Final payment to Midstate Custom Cabinetry for shelving stack end units at the R.H. Stafford Library.	16	356
	11/19/2002		Christmas at the Courthouse, 11/22-24/02.	16	369
	12/03/2002	2002-151	Final payment to Jones Library Sales, Inc. for book shelving at the R.H. Stafford Library.	16	379
	12/17/2002	2002-158	Award of contract for plumbing services for 2003 to Northern Air Corporation.	16	391
	12/17/2002		Amend. No. 2 to office space leases for title companies.	16	392
	12/17/2002		Amend. No. 3 to contract for electrical services for county facilities with Polyphase Electric, Inc.	16	392
	12/17/2002		Update on the completion of the R.H. Stafford Library.	16	394
Transportation-General	08/20/2002		Reappt. John T. Lynch to the Comfort Lake-Forest Lake Watershed District expiring 9/22/05.	16	261
	09/17/2002		Reappoint Barbara Medinger, Stillwater Township, to the Brown's Creek Watershed District to October 21, 2005.	16	291
	10/08/2002	2002-127	Agree. w/Rice Creek Watershed District, City of Hugo and City of Forest Lake for construction of the culverts in Judicial Distch No. 2	16	310
	10/08/2002		May Township mining permit for County gravel pit operations.	16	310
	10/15/2002		Reappoint David Bucheck and Don Scheel to the Valley Branch Watershed District to terms expiring November 13, 2005.	16	325
	10/22/2002		Comments on minor amendments to the South Washington Watershed District water management plan and Capital Improvement Plan.	16	333
	11/19/2002		Reappt. Ned Gordon to Brown's Creek Watershed, to 2/1/03 or until a successor is appointed.	16	355
	12/17/2002	2002-156	Amend. No. 1 to MN/DOT cooperative partnership agree.	16	390
	12/17/2002	2002-159	Bid award for year 2003 motor vehicle fuel supplies to Kath Bros. Fuel Oil Co.	16	391
Transportation-Parks	08/06/2002	2002-103	MN Trail Assistance Program.	16	239
	08/27/2002		License for one-day food vending booth at the Lake Elmo Park Reserve with Subway and Famous Daves.	16	274
	10/08/2002		Advertise for sale, to be moved, a pole barn in May Township.	16	310
	10/15/2002		Update on the St. Croix Bluffs Regional Park Master Plan Amendment.	16	327

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
Transportation-Parks	11/05/2002	2002-137	Award of parks farm land leases for 2003.	16	340
	11/12/2002		Grant Agree. SG-02-115 w/Met Council, reimbursement for reconstruction of swim pond water filtration system at the L.E. Park Reserve.	16	348
	11/12/2002		Information on request by 3M Company to reconstruct a portion of existing pipeline running through the Cottage Grove Ravine Regional Park. 3M to construct a bituminous trail adjacent to pipeline.	16	351
	11/19/2002	2002-157	Met. Council Grant Agree. No. SG-02-119, \$111,000 for recreation open space acquisition within the Big Marine Park Reserve.	16	356
	11/19/2002		Met. Council grant agree. SG-02-118, reimbursement of \$395,000 for Ceridian Employees Recreation Foundation property.	16	369
	12/17/2002		Acceptance of a snowmobile stud damage repair grant.	16	390
	12/17/2002		Forest management program in Pine Point County Park and St. Croix Bluffs Regional Park.	16	390
Transportation-Roads	07/02/2002	2002-095	Change Order #1 for road construction project.	16	222
	07/09/2002		Award of contract for 2002 crackseal project to Precision Sealcoating, Inc.	16	228
	08/06/2002		Contarct w/Bettendorf-Rohrer-Knoche-Wall, Inc. for appraisals on CSAH 13 Hinton/Tower Drive project.	16	238
	08/06/2002		Cooperative agree. w/U.S. Home Corporation and Sawmill Golf Club, Inc. turn lanes at the intersection of Manning Ave. N. at Boutwell Ave. and 80th St. N.	16	239
	08/20/2002	2002-108	Bid award for CSAH 15 & 80th Street road constuction to Tower Asphalt, Inc.	16	262
	08/27/2002		Change Order No. 1 w/Precision Sealcoating, Inc. for crackseal project.	16	274
	09/03/2002	2002-112	Acquisition of property located at 7210 Manning Ave., Grant, for the 2005 CSAH 15 reconstruction project.	16	281
	09/10/2002		Contract w/MN/DOT for Phase II Cultural Resources Survey for CSAH 8.	16	286
	09/17/2002		Agree. w/City of Stillwater for construction and maintenance of street lighting at the intersection of CSAH 15, Manning Ave. and 62nd St. Curve Crest Blvd.	16	292
	09/24/2002	2002-121	Speed study on CSAH 10, CSAH 35, CSAH 13 and CSAH 5.	16	298
	09/24/2002	2002-122	Traffic signal maintenance at TH 494 East and West Ramps at CSAH 16.	16	299
	09/24/2002	2002-124	Road maintenance agreements w/Ramsey County for Century Avenue; Signal maintenance agreements for three signals on CSAH 16 and CSAH 25 with Woodbury and Maplewood.	16	299
	09/24/2002		Workshop held to discuss the Trunk Highway 97 Study.	16	302
	10/01/2002		Contract w/Wisconsin Central Division of the Canadian National Railway for crossing replacement on CR 55, Norell Ave.	16	304
	10/01/2002	2002-125	One hour parking time limit on CSAH 12 in the City of Willernie. (Rescinded by Resolution No. 2002-141)	16	304
	10/01/2002	2002-126	Final payment to Precision Sealcoating, Inc. for 2002 cracksealing of County roads.	16	304
	10/01/2002	2002-126	Bid award for construction of roofing at the north shop to Horizon Roofing.	16	305
	10/15/2002		Transportation improvement costs and curent revenue from State aid.	16	327

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
Transportation-Roads	10/22/2002		One year partial coverage road maintenance agree. w/City of Hugo.	16	332
	11/12/2002	2002-141	One-hour parking time limit on CSAH 12 between Warner Ave. & Dartmoor (Rescinds Resolution No. 2002-124).	16	347
	11/12/2002		Amendment No. 1 to cooperative construction agree. w/City of Oakdale for road construction project on CSAH 13 and 4th St. N.	16	348
	11/12/2002	2002-143	Purchase property at 7210 Manning Avenue for CSAH 15.	16	348
	11/12/2002		Workshop held to discuss the TH 36 Partnership Study.	16	352
	12/17/2002		Cooperative construction agree. w/City of Cottage Grove for road construction on CSAH 39.	16	390
Transportation-Surveyor	07/02/2002		Set public hearing to consider amendments to the WACO Development Code for August 6, 2002.	16	222
	08/06/2002		Public hearing held on amendments to the Washington County Development Code.	16	240
	08/06/2002		Remainder of the ordinance amending the WACO Development Code to be sent back to the Planning Commission and that input be received from the Sheriff's Dept. and representatives from the wireless communications industry.	16	246
	08/06/2002		Reject proposed amendments to Chapter 2, Part 3 Section 2.37 Wireless Communication Antennas and Towers, Sections 8(A) and 8(F) and retain the original ordinance language.	16	246
	09/17/2002		Public Hearing set to consider amendments to the WACO Development Code for October 8, 2002.	16	293
	10/08/2002		Public hearing held on amendments to the WACO Development Code.	16	312
	10/08/2002	2002-128	Ordinance No. 162, text amendments to WACO Development Chapter One, Section 11 - Other Permits; and Chapter Two, Part 3-Zoning Regulations-Performance Standards.	16	314
Workforce Center	09/03/2002		Third amendment to contract w/Hennepin County for dislocated worker project for airline related industries/Fingerhut, 10/16/01 - 9/30/03.	16	280
	09/10/2002		Agree. w/ESR for continuation of the Supported Work Program for hard to serve participants in the welfare to work programs.	16	285
	09/17/2002		Appt. Lynn Steenblock to the WIB, Education Rep. to 6/30/04.	16	291
	10/22/2002		Update and overview of the Board's goals and accomplishments.	16	332
	12/17/2002		Appt. Gary L. Vigness to the Workforcenter to a 1st term expiring 6/30/04.	16	388

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
JULY 2, 2002

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 Abrahamson, Pulkrabek, Peterson and Stafford. Commissioner Hegberg absent. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Senior Assistant County Attorney; Doug Johnson, County Attorney; Don Theisen, County Engineer; Mary McGlothlin, Director of Public Health and Environment; Lowell Johnson, Public Health and Environment Deputy Director; Patrick Singel, Community Services Deputy Director; Rick Backman, Community Services Division Manager; Robert Crawford, Workforce Center Division Manager; Judy Honmyhr, Director of Human Resources, Employee Safety and Risk Management; and Dave Brierley, Public Information Coordinator.

The Board recited the Pledge of Allegiance.

COMMENTS FROM THE PUBLIC

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

CONSENT CALENDAR

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

1. Approval to appoint Lloyd Knudson, Hugo, to the Community Corrections Advisory Board to a first term expiring December 31, 2003.
2. Approval of 1.0 F.T.E. Special Project Worker position in Community Services through December 31, 2002.
3. Approval of 1.0 F.T.E. Special Project Expedited Process Specialist position in Community Services through December 31, 2002.
4. Approval of 1.0 F.T.E. Special Project Child Support Officer position in Community Services through December 31, 2002.
5. Approval to modify the Washington County Safety Committee By-Laws to increase membership of committee to represent each County Department.

July 2, 2002

6. Approval of sale of Vehicle Unit #1003 to the City of Lake Elmo for use as a fire department vehicle.
7. Approval and execution of Change Order #1 in the amount of \$26,421.50 for road construction project CP02-411002.
8. Approval to set public hearing date to consider amendments to the Washington County Development Code for August 6, 2002.

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

FINANCIAL SERVICES DEPARTMENT

Presentation of GFOA Certificate of Achievement

Edison Vizuite, Financial Services Director, presented the Board Chair with the Government Finance Officer's Association Certificate of Achievement for Excellence in Financial Reporting for the 2000 Comprehensive Annual Financial Report. Mr. Vizuite indicated this is the 16th consecutive year this award has been received by the County.

Commissioner Hegberg arrived at 9:08 a.m.

Overview of the New GASB 34 Reporting Model

Mr. Vizuite presented an overview of the new Governmental Accounting Standards Board Statement 34 (GASB 34) reporting model. The goal of GASB 34 is to provide an objective and easy to read analysis of government financial activities based on current facts and decisions. The three major changes are:

Management's Discussion & Analysis – Brief discussion of the basic financial statements; Condensed financial information; Analysis of the County's overall financial position; Analysis of balances and transactions of individual funds; Analysis of significant variations between adopted and amended budget amounts versus actual amounts; Descriptions of significant capital assets and long-term debt activity; and Descriptions of currently known facts, decisions, or conditions that could impact the County's financial position or results of operations.

Financial Statements: Statement of net assets; Statement of activities; Balance sheet-governmental funds; Statement of revenues, expenditures, and changes in fund balances of governmental funds to the statement of activities; Statement of fiduciary net assets; Statement of changes in fiduciary net assets;

July 2, 2002

Notes to the Financial Statements which provide additional information and explanations of the financial statements; and Supplementary information not included above, such as budgetary transactions.

Infrastructure & Capital Assets – Reported at cost or estimated historical cost; Depreciated over the useful life of the asset; Depreciation expensed on the statement of revenues, expenses, and changes in fund net assets; and Accumulated depreciation recorded on the statement of net assets.

Mr. Vizuite stated these new changes will occur in the 2002 Comprehensive Annual Financial Report.

PUBLIC HEALTH AND ENVIRONMENT

The following 4-H Federation Executive Board members presented brief reports on what 4-H has meant to them: Sarah Schueffner; Christie Penn, Megan Fowler; Deana Pemble; Katie Morris; and Stephanie Johnson.

Commissioner Peterson moved to adopt **Resolution No. 2002-094** as follows:

Recognizing 100 Years of Minnesota 4-H

WHEREAS, at the beginning of the twentieth century, there was a growing sentiment for practical education in agriculture, manual arts, and homemaking introducing boys' and girls' club work as it was first called; and

WHEREAS, in 1902, T.A. Erickson began the first school fair in Minnesota for students where boys exhibited crops and girls exhibited baking and sewing items; and

WHEREAS, in 1918, the phrase "4-H Club" is first used and by 1999, 6.4 million youth nationwide are involved in 4-H and nearly 1 out of every 4 youth in Minnesota are involved in 4-H; and

WHEREAS, the four leaf clover, the symbol of 4-H, represents members' heads, hearts, hands and health; and

WHEREAS, 4-H today offers youth "learning by doing" education for both boys and girls between the ages of 5 and 19 in the areas of science, environment, business, technology, leadership citizenship, community service, the arts, lifeskills, health, safety food, nutrition, and animals; and

WHEREAS, adult volunteers help educate youth, but also increase their own knowledge on a wide variety of topics and over 2300 youth and adults are involved in Washington County 4-H programs annually;

NOW, THEREFORE, BE IT RESOLVED by the Washington County Board of Commissioners that it celebrates 100 years of 4-H success in Minnesota and the positive developmental influence that 4-H has for our youth.

Commissioner Abrahamson seconded the motion and it was adopted unanimously.

July 2, 2002

GENERAL ADMINISTRATION

Jim Schug, County Administrator, reminded the Board that staff will begin reviewing departmental budgets next week. That budget information will be presented to the County Board in early August.

Mr. Schug also indicated there will a workshop following today's Board meeting to talk about changes that will be looked at in the Extension Services Program. A Finance Committee meeting will meet with the Housing and Redevelopment Authority at 11:00 a.m.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Hegberg reported on the Mosquito Control Board meeting he attended last week. They are starting the budget process and are looking at expansion of services in northern Ramsey County, Hugo and Anoka County. The Solid Waste Management Coordinating Board followed that meeting and they discussed reusing paint. He asked that staff look at how paint can be reused for stripping parking lots and other areas to see how it works. He also mentioned that electronics are becoming a problem again, how to keep them out of the landfills and who will pay for the recycling.

Commissioner Stafford reported that the Secretary of State presented the County with a check for approximately \$20,000 for new election equipment. That is approximately half of what is needed. He has taken photographs in his part of the County of ditches where citizens have complained about the damage that ATV's are doing by creating erosion problems. He advised that next year there will be a reduction on the tax statement as high as \$35 by the removal of the waste management fee; however, those costs will then appear on the garbage hauling bill.

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 10:05 a.m.

July 2, 2002

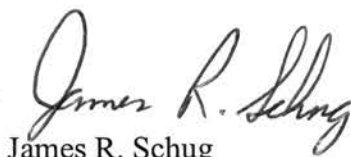
BOARD WORKSHOP WITH PUBLIC HEALTH AND ENVIRONMENT

The Board met in workshop session with the Department of Public Health and Environment to review program and administrative changes proposed in the 2003 budget for the University of Minnesota Extension Services – Washington County. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Pulkrabek, Peterson and Stafford. Also present were Jim Schug, Molly O'Rourke, Mary McGlothlin, Sue Hedlund, Joan Sprain, Ilene Simonson, Pat Morreim, Anne Stevenson, Sally Langlois, and the following Minnesota Extension Committee members: Myron Tank, Joyce Welander and Donald Scheel.



Bill Pulkrabek, Chair
County Board

Attest:



James R. Schug

County Administrator

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
JULY 9, 2002

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, Pulkrabek, Peterson and Stafford. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Senior Assistant County Attorney; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Judy Honmyhr, Director of Human Resources, Employee Safety and Risk Management; Edison Vizuite, Financial Services Director; Tonya Weinert, Accountant; Melinda Kirk, Financial Services; Kathy Trombly-Ferrin, Financial Services Supervisor; Don Wisniewski, Director of Transportation and Physical Development; Don Theisen, County Engineer; Cindy Koosmann, County Recorder; Dan Papin, Community Services Director; Patrick Singel, Community Services Deputy Director; Marv Erickson, Facilities Manager; Lowell Johnson, Public Health and Environment Deputy Director; Julie Sorrem, Risk Manager; and Bev Hagen, Public Information Coordinator.

The Board recited the Pledge of Allegiance.

COMMENTS FROM THE PUBLIC

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

CONSENT CALENDAR

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

1. Approval of lease with Human Services, Inc. for Community Services space in Forest Lake for a three-year period from July 2002 to June 2005.
2. Approval of one-day, 3.2 percent malt liquor license for New Scandia Fire Department, New Scandia Township, to be used on July 27, 2002.
3. Approval of new Washington County Protective Footwear Policy for the Department of Transportation and Physical Development.
4. Approval of attraction/retention salary range for the classification of Epidemiologist in the Department of Public Health and Environment.
5. Bids were received for 2002 crackseal project as follows:

July 9, 2002

Precision Sealcoating, Inc.	\$132,729.30
Daffinson, Inc.	185,245.50
ASTECH Corp.	244,416.15
Bergman Companies, Inc.	319,652.40

Adoption of **Resolution No. 2002-095** as follows:

Award of Contract for 2002 Crackseal Project to
Precision Sealcoating, Inc.

WHEREAS, in order to complete road preservation work on County roads, the County solicited bids for this project; and

WHEREAS, bids were opened on July 1, 2002, with Precision Sealcoating, Inc. being the lowest responsible bidder; and

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

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

6. Approval and execution of contract with the River Valley Arts Council for office space in the Historic Courthouse for the period June 21, 2002 to December 31, 2003.
7. Approval and execution of contract with Roof Tech, Inc. in the amount of \$49,500 for repairs to the County North Shop roof.

The foregoing Consent Calendar was adopted unanimously.

PUBLIC HEARING – FINANCIAL SERVICES DEPARTMENT

Amendment to the 2000-2004 CIP and Spending Plan for the 2000A CIP Bonds

The Board Chair presented a brief overview of today's public hearing to consider amending the 2000-2004 Capital Improvement Plan (CIP) and spending plan for the 2000A CIP Bonds.

July 9, 2002

Edison Vizuite, Financial Services Director, presented proposed changes to the 2000-2004 Capital Improvement Plan. The original plan is being increased by \$1,081,000, which includes some interest received from the bond proceeds.

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

Commissioner Hegberg asked if the railroads help pay for crossing projects? Don Theisen, County Engineer, indicated that each railroad crossing has its own agreement and each is a little bit different. A typical agreement is that the County provides the labor and the railroad provides the material. The railroads only do their own work on the tracks so the County ends up paying them.

The Board Secretary indicated that all documentary evidence is on file.

Commissioner Peterson moved to close the public hearing. Commissioner Stafford seconded the motion and it was adopted unanimously.

Commissioner Stafford asked if these were just amendments to the existing plan? Mr. Vizuite indicated that is correct. Because some of these projects are long term, there is no way to know if they will be concluded in 2002, 2003 or 2004. What the Board is approving is authority to spend according to the plan, when exactly the expenditures will take place is unknown.

Commissioner Abrahamson asked about the remodeling of the Woodbury Library. What is the \$195,000 increase for? Don Wisniewski, Director of Transportation and Physical Development, explained that was for expansion of the parking lot to the south, but they have since found out that could not be expanded. They will try to squeeze as many parking spaces out of the existing parking lot. They took the \$195,000 and put it into the anticipated bid that was approved about a month ago and will primarily be used for the existing parking lot, resurfacing it and getting the maximum number of spaces there.

Commissioner Peterson moved to adopt **Resolution No. 2002-096** as follows:

Adoption of Amendment to the 2000-2004 CIP

WHEREAS, the Washington County Board of Commissioners previously approved the Capital Improvement Plan (CIP) for the period 2000-2004 and authorized the use of funds including funds from the 2000 Bond Issue; and

WHEREAS, the plan was approved to authorized expenditures of \$15,975,700 coming from the year 2000 bond issue; and

July 9, 2002

WHEREAS, subsequently the Washington County Board of Commissioners has identified changes to the CIP for a new total of \$17,056,800; and

WHEREAS, after the Washington County Board of Commissioners has held a Public Hearing on this day, and determined that the CIP program meets the requirements mandated by the Minnesota Department of Trade and Economic Development;

NOW THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners amends the 2000-2004 CIP in the amount of \$17,122,302;

BE IT FURTHER RESOLVED, that the Washington County Board authorize submittal of the amended plan to the Community Development Division of the Department of Trade and Economic Development for their approval.

Commissioner Hegberg seconded the motion and it was adopted unanimously.

2001 Comprehensive Annual Financial Report

Mr. Vizuite presented the County Board with the 2001 Comprehensive Annual Financial Report. The State Auditors have completed their work and have given the County an unqualified opinion, which is a clean audit.

Commissioner Abrahamson moved to accept the audited 2001 Comprehensive Annual Financial Report. Commissioner Peterson seconded the motion and it was adopted unanimously.

ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

Kevin Corbid, Director of Assessment, Taxpayer Services and Elections, updated the Board on the automated tax payment processing pilot project. He indicated that a total of 30,107 payments were processed through the automated system. Approximately \$103 million was collected in first half payments, \$40 million was processed through the automated system, \$32 million was collected via escrow tapes and department staff posted \$31 million. A total of \$21,387 was saved using this process through a reduction in staff overtime costs, reduction in temporary staff costs and interest savings. The total cost for this project was \$17,493.76. Other benefits to using this project are: Ability to process tax payments on the day they are received; Staff was able to keep current with deed and mortgage processing; Positive effect on the workload in Financial Services from the reduced number of checks from ATSE; and Tax payments were processed in an efficient and timely manner. Mr. Corbid stated a final report on this pilot project will be presented following the October second half payment.

July 9, 2002

GENERAL ADMINISTRATION**Bioterrorism Grant**

Commissioner Abrahamson moved to authorize the execution of a grant agreement with the Minnesota Department of Health for receipt of federal/state bioterrorism and other infectious diseases preparedness grant dollars in the amount of \$201,130; and, authorization to amend the Public Health and Environment Department's 2002 operating budget to show new grant income in the amount of \$77,400 and authorize expenditures in 2002 in the same amount. Commissioner Peterson seconded the motion and it was adopted unanimously.

Mr. Schug stated that a full presentation of this program and plan will be provided at a later date.

July 16 Board Meeting

James Schug, County Administrator, advised the Board that there will not be a quorum at next week's meeting and suggested that the July 16 Board meeting be canceled.

Commissioner Stafford moved to cancel the July 16, 2002 County Board meeting. Commissioner Peterson seconded the motion and it was adopted unanimously.

County Auction

Mr. Schug reported that the final figures are in from the recent County auction. Total proceeds were \$124,886. Out of that amount the County netted about \$94,600.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Stafford indicated he will be attending the Emergency Medical Services Regulatory Board next week to follow through on the legislative efforts made to get some money for East Metro Radio Communications Board.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

July 9, 2002

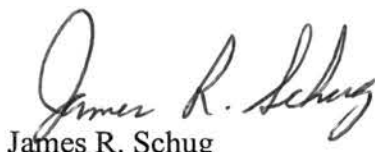
ADJOURNMENT

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 10:00 a.m.

BOARD WORKSHOP WITH PUBLIC HEALTH AND ENVIRONMENT

The Board met in workshop session with the Department of Public Health and Environment for an update on the Baytown Well Advisory Area. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Pulkrabek and Peterson. Also present were Jim Schug, Molly O'Rourke, Cindy Weckwerth, Lowell Johnson, Jon Michels, Larry Nybeck, Dennis O'Donnell, Ann Pung-Terwedo, Ron Frehner, Conestoga-Rovers & Associates; the following individuals from the Minnesota Department of Health: Jim Kelly, Ginny Yingling, Patrick Sarafolean, and Tannie Eschenauer; the following individuals from the Minnesota Pollution Control Agency: Mike Rafferty, Bruce Brott and Gary Pulford; and the following individuals from the Metropolitan Airport Commission: Roy Fuhrmann, Toni Howell and Keith Benker.

Attest:



James R. Schug

County Administrator



Bill Pulkrabek, Chair
County Board

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
JULY 23, 2002

The Washington County Board of Commissioners met in regular session at 8:30 a.m. at the StoneRidge Golf Club, 13600 North Hudson Road, West Lakeland Township. Present were Commissioners Hegberg, Abrahamson, Pulkrabek, Peterson and Stafford. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; Doug Johnson, County Attorney; Don Wisniewski, Director of Transportation and Physical Development; Mary McGlothlin, Director of Public Health and Environment; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Edison Vizuete, Financial Services Director; Jim Frank, County Sheriff; Mary McCarthy, Information Services Director; Dan Papin, Community Services Director; Cindy Koosmann, County Recorder; Judy Honmyhr, Director of Human Resources, Employee Safety and Risk Management; Kristin Tuenge, Acting Court Services Director; and Christina Volkers, Court Administrator; Jim Wells, Library Director; and Jane Harper, Principal Planner.

ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

Commissioner Abrahamson moved to approve an on sale 3.2 percent malt liquor license for Greeder-Hinds-Comfort VFW Post #323 to be held at Washington County Fairgrounds on July 31, 2002 through August 4, 2002. Commissioner Peterson seconded the motion and it was adopted unanimously.

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 8:35 a.m.

Attest:



James R. Schug

County Administrator



Bill Pulkrabek, Chair
County Board

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
AUGUST 6, 2002

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, Pulkrabek, Peterson and Stafford. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Senior Assistant County Attorney; Don Theisen, County Engineer; Larry Nybeck, Surveyor; Dennis O'Donnell, Senior Planner; Ann Pung-Terwedo, Senior Planner; Jim Frank, County Sheriff; Steve Pott, Chief Deputy Sheriff; Judy Honmyhr, Director of Human Resources, Employee Safety and Risk Management; Tom Adkins, Court Services Director; Mary McCarthy, Information Services Director; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Linda Dyer, Assessment, Taxpayer Services and Elections; Dan Papin, Community Services Director; Patrick Singel, Deputy Community Services Director; Robert Crawford, Workforce Center Division Manager; Lowell Johnson, Public Health and Environment Deputy Director; Jeff Travis, Program Manager; Judy Hunter, Senior Program Manager; Edison Vizuite, Financial Services Director; and Bev Hagen, Public Information Coordinator.

The Board recited the Pledge of Allegiance.

COMMENTS FROM THE PUBLIC

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

CONSENT CALENDAR

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

1. Approval of the June 18 and 25 and July 2, 9 and 23 Board meeting minutes.
2. Approval to appoint Lisa Ring, Denmark Township, to the Minnesota Extension Committee, to a first term expiring December 31, 2004.
3. Authorize County Board response 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, 2001.
4. Adoption of **Resolution No. 2002-097** as follows:

Application to Conduct Excluded Bingo
 Scandia-Marine Lions Club

August 6, 2002

WHEREAS, on or about July 17, 2002, the Scandia-Marine Lions Club has made application for Authorization to Conduct Excluded Bingo on September 7, 2002 pursuant to the State of Minnesota authorizing lawful gambling;

WHEREAS, the premises is located at the Scandia Elementary School, 14351 Scandia Trail North, Scandia, New Scandia Township, Washington County; and

NOW, THEREFORE, BE IT RESOLVED, the Washington County Board of Commissioners does resolve to approve the granting of a premises permit for the above-described location subject to the terms and conditions of all the laws of the State of Minnesota, the County of Washington, and New Scandia Township.

5. Approval of the following abatement requests by Elmer and Ruth Haase: PID #05.029.20.12.0040 for \$11,024; and PID #05.029.20.12.0041 for \$12,578.
6. Adoption of **Resolution No. 2002-098** as follows:

Resolution Approving Community Development Block Grant
Subgrantee Agreements with the City of Woodbury

WHEREAS, affordable housing has been identified as a need for low and moderate income households in Washington County; and

WHEREAS, the City of Woodbury has applied for, and the County Board approved, Community Development Block Grant (CDBG) funding of \$73,287.78 to install infrastructure at the Tamarack Village West Townhomes site located on Woodduck Drive, Woodbury; and

WHEREAS, the site will be utilized for construction of forty units of affordable housing which will be available for rent or purchase by low to moderate income households.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners approves the 2001 Community Development Block Grant Subgrantee Agreement with the City of Woodbury for the Tamarack Village West Townhomes project.

BE IT FURTHER RESOLVED, that the Washington County Board Chair and the County Administrator are authorized to execute and sign the Community Development Block Grant Subrecipient Agreement.

7. Adoption of **Resolution No. 2002-099** as follows:

Resolution Approving the Community Development Block Grant
Subgrantee Agreement with the City of Lake Elmo

WHEREAS, the City of Lake Elmo has identified four planning and capacity building projects needed as supplements to the City's Comprehensive Plan or implementation programs; and

August 6, 2002

WHEREAS, these planning and capacity building project include zoning code updates, community facilities and public services programming, a survey of conditions and preservation plan for the Cimarron Neighborhood, and a residential design study for the Old Village Neighborhood; and

WHEREAS, these projects are eligible for funding under the Community Development Block Grant (CDBG) program; and

WHEREAS, the City of Lake Elmo has applied for, and the County Board approved, CDBG funding of \$89,365.91 for these projects.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners approves the 2001 Community Development Block Grant Subgrantee Agreement with the City of Lake Elmo for the four planning and capacity building projects.

BE IT FURTHER RESOLVED, that the Washington County Board Chair and the County Administrator are authorized to execute and sign the Community Development Block Grant Subrecipient Agreement.

8. Adoption of **Resolution No. 2002-100** as follows:

Resolution Approving Community Development Block Grant
Subgrantee Agreements with the City of Oakdale

WHEREAS, affordable housing has been identified as a need for low and moderate income households in Washington County; and

WHEREAS, the City of Oakdale has applied for, and the County Board approved, Community Development Block Grant (CDBG) funding of \$98,619.54 each in 2001 and 2002 to acquire land located at 6279 50th St. N., Oakdale; and

WHEREAS, the City will utilize the property for construction of three to four units of affordable housing which will be available for purchase by low to moderate income households.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners approves the 2001 and 2002 Community Development Block Grant Subgrantee Agreements with the City of Oakdale for the Oakdale Affordable Housing project.

BE IT FURTHER RESOLVED, that the Washington County Board Chair and the County Administrator are authorized to execute and sign both Community Development Block Grant Subrecipient Agreements.

9. Approval of 2002-2003 contract with Eastern Minnesota State Operated Systems, Department of Human Services to provide waiver services for persons with disabilities.
10. Approval for the interest income from the Elizabeth Jordan Bequest be credited to this specific a fund.

August 6, 2002

11. Approval of contract with Information Security Technology, for the purchase of a high availability (redundant) firewall/security system for the County in the amount of \$27,368.30.
12. Approval of contract with Information Security Technology for the purchase of a new firewall/security system for the County in the amount of \$41,751.13.
13. Approval and execution by Board Chair and Administrator of agreements with the cities of Cottage Grove, Stillwater, Oakdale and Birchwood for distribution of curbside recycling funds.
14. Adoption of **Resolution No. 2002-101** as follows:

Pilot Program on Source Separated Organics Composting
with Two Grocery Stores

WHEREAS, Washington County entered into the Amended Joint Powers Agreement with the Solid Waste Management Coordinating Board on July 1, 1998; and

WHEREAS, Washington County adopted the Regional/Washington County Waste Management Master Plan on February 16, 1999; and

WHEREAS, the Regional/County Waste Management Master Plan contains negotiated county outcomes for Washington County to concentrate its efforts on facilitating the reduction and recycling in grocery stores; and

WHEREAS, Washington County executed an agreement (PHE 1621) with J.L. Taitt & Associates in November 2001 to develop waste strategies with grocery stores; and

WHEREAS, the Solid Waste Management Coordinating Board has been authorized to enter into a contract with Washington County for an organic source separated composting pilot project with grocery stores.

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners approves and authorizes the execution of the organics processing project agreement with the Solid Waste Management Coordinating Board.

15. Approval of license agreement with Qwest Wireless for installation of antenna system on the Olive Street radio tower in Stillwater.
16. Approval and execution of contract with Bettendorf-Rohrer-Knoche-Wall, Inc. for appraisals on CSAH 13 Hinton/Tower Drive project.
17. Bids were received for chimney repairs at the Historic Courthouse as follows:

August 6, 2002

SEBCO, Inc.	\$ 58,024.00
Building Restoration Corp.	68,745.00
B & M Construction, Inc.	118,750.00

Adoption of **Resolution No. 2002-102** as follows:

Rejection of Bids Received for Chimney Repairs
at the Historic Courthouse

WHEREAS, in order to select a vendor for chimney repairs at the Historic Courthouse, the County solicited bids for the project; and

WHEREAS, the original budget for the project was \$35,000; and

WHEREAS, all bids submitted for the project were over the budgeted amount; and

WHEREAS, a bid received from MacPherson-Towne Co. was not opened due to being received late and was returned to the bidder unopened; and

WHEREAS, the County reserved the right to reject all bids for the project.

NOW, THEREFORE BE IT RESOLVED, that all bids for the above mentioned project be and are hereby rejected.

18. Adoption of **Resolution No. 2002-103** as follows:

Minnesota Trail Assistance Program

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

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

BE IT FURTHER RESOLVED, that participation in the Minnesota Trail Assistance Programs be authorized and the Grant in Aid Agreement executed by the Chair of the Washington County Board of Commissioners and the County Administrator per the guidelines of Minnesota Statutes, Section 84-43.

The foregoing Consent Calendar was adopted unanimously.

TRANSPORTATION AND PHYSICAL DEVELOPMENT

Cooperative Agreement

August 6, 2002

Commissioner Peterson moved to approve a cooperative agreement with U.S. Home Corporation and Sawmill Golf Club, Inc. for the County to coordinate the construction of turn lanes at the intersection of Manning Avenue North at Boutwell Avenue (in the City of Stillwater) and 80th Street North (in the City of Grant). Commissioner Hegberg seconded the motion and it was adopted unanimously; Commissioner Stafford abstained.

Public Hearing – Amendments to the Washington County Development Code

The Board Chair presented an overview of today's public hearing to receive comments on amendments to the Washington County Development Code. The Board Secretary read a summary of the notice of public hearing into the record.

Dennis O'Donnell, Senior Planner, reviewed proposed changes to the Washington County Development Code. He indicated that most amendments were changes to the ordinance that were a result of several discussions between the County Board and the Townships over the past several months. A new section dealing with wind energy conversion systems and minor changes to the wireless communication section are also proposed. The proposed changes have been reviewed and are recommended by the Planning Advisory Commission and the minutes are included in the record.

Mr. O'Donnell briefly reviewed the changes as follows: Add a section requiring township approval; Delete Chapter 2, Part 3, Open Space Design Developments, Section 4.10 (3) (H) Performance Standards in its entirety; Reduce the open space required from 60% to 50%; Eliminate County involvement in the regulation of accessory buildings except in the St. Croix River Districts and Shoreland Management Areas; Amend Section (6)B of the Wireless Communication Antennas and Towers to include a financial guarantee be posted to assure removal of towers that were no longer needed; Amend Section 8(A) by reducing tower heights from 300 feet to 200 feet; Amend Section 8(F) by increasing setbacks from the St. Croix River from ¼ mile to ½ mile and ¼ mile from a DNR protected lake or river or any officially designated local, state, or federal scenic resource; Amend Section 9(D) regarding stealth design; Amend Section 9 by adding (O) that the County must be notified of any change in ownership of a wireless communication facility; Amend Section 10 by adding (G) Written documentation from the owner of the nearest tower(s) indicating that new antennas proposed cannot be added to existing towers in the area; and Amend Chapter 2, Part 3 by adding Section 6.0, Wind Energy Conversion Systems.

Mr. O'Donnell informed the Board that correspondence was received from Peter Coyle, Larkin, Hoffman, Daly & Lindgren, Ltd., representing VoiceStream Wireless Corp., with comments on the proposed changes to the wireless communication section. He addressed Mr. Coyle's concerns as follows: 1) Requirement for Township Pre-Approval – Staff feels that Township pre-approval is a workable process; 2) Opposition to Increased Setbacks on the St. Croix River – The Planning

August 6, 2002

Commission did explore other options to try to protect that special scenic resource and some of them were more extreme than this extra quarter mile. Staff directed the Planning Commission to scale back on those thoughts knowing the County Board was concerned about that issue. The Planning Commission did consider that a ½ mile setback would help protect the river and was a reasonable requirement and one that could be modified if service couldn't be provided; 3) Written Documentation from Other Tower Owners – Staff felt that the companies seem to work together pretty well and that this shouldn't be a problem; and 4) Requiring Stealth Towers – It was staff's intent to at least have the possibility to use a stealth tower design.

Commissioner Abrahamson asked if any testing was done on the St. Croix River regarding interference or problems by moving it out ½ mile? Would that make it more difficult for communications on emergencies in that area? Mr. O'Donnell indicated he was unaware of any testing. Staff was aware of the Board's concern about safety and would allow the tower height to be varied by adding the following language "if a personal wireless service provider shows that they cannot provide service to a particular area they could apply for a variance or modification". There is that option to go within a ½ mile if they can prove they cannot provide the service.

Commissioner Peterson stated this is a very important issue. It is very difficult to get cell reception along the St. Croix River. She believes cell phone access along the river is important.

Mr. O'Donnell stated he did talk to Chief Deputy Steve Pott yesterday and he also shared concerns about the Emergency Services Network and they may need towers over 200 feet. However, it seemed like that system was probably 5 years away from being implemented. The Planning Advisory Commission felt that for the time being a 200-foot height and a ½ mile setback was appropriate.

Commissioner Stafford asked if the County Attorney's Office reviewed by Mr. Coyle's letter? Mr. O'Donnell stated that the County Attorney's Office has reviewed Mr. Coyle's letter.

George Kuprian, Senior Assistant County Attorney, indicated he has reviewed the letter. He feels some of the concerns are mischaracterized. He stated in the township's pre-approval, it's not really pre-approval. The township has its own independent permitting process. What it comes down to is either a condition preceding or a condition subsequent. The township can decide to grant it and it comes to the County or the County can grant it subject to the township granting the permit. It seems to make more sense to go to the town and then to the County.

Commissioner Stafford asked if that places the County under any burden to agree or disagree with them? Mr. Kuprian stated it becomes a condition. If the township has to agree first then it's a condition precedent before it can come to the County Board. If the County Board sees it first, then it's a condition subsequent.

August 6, 2002

Commissioner Stafford asked if the township doesn't approve it, the County will not look at it? Mr. Kuprian stated that is correct.

Commissioner Stafford asked, under Chapter 2, Part 3, Section 2.37 Wireless Communication Antennas and Towers Section 8(A), could the words "personal wireless" be removed? Not all towers are for cell phones and the public safety people may very likely have situations where they need more than 200 feet. Mr. O'Donnell indicated that would be okay.

Commissioner Stafford discussed Section 8(F) that protects scenic resources and the question of whether it's a ¼ mile or a ½ mile from the lake or river or any official designated local, state, or federal scenic resource. He asked for an example. Mr. O'Donnell stated the Planning Commission felt that was something that was appropriate for anything designated anywhere in the Comprehensive Plan, the local community, the County or in the State that there should at least be a ¼ mile setback. The definition of that is not present.

Commissioner Stafford feels that if a local community wanted to have an impact on a tower location they could designate Grandpa's silo as a historic barn. He would like discussion on pulling that line also.

Commissioner Pulkrabek asked for comments from the audience.

Peter Coyle, Attorney with the Larkin, Hoffman Law Firm and here today on behalf of VoiceStream Wireless, feels the County's existing ordinance is a workable ordinance. He discussed the setbacks proposed. He believes that doubling the setback from the St. Croix River will insure, taken with the reduction in the maximum height of the tower, will eliminate the ability to get coverage down near the St. Croix River. He would urge that the Board retain the existing ¼ mile setback standard.

Mr. Coyle stated he takes strong exception to the conclusion that the County can delegate to the township the independent zoning and planning responsibilities that are vested by statute to the County. He believes that is impermissible.

Mr. Coyle believes requiring an applicant to go to another tower company, which may be a competitor, and gain the concurrence of that other company that their tower is filled up, is an improper delegation. It also sets up the County for injecting itself into the requirement that it does not discriminate between competing companies.

Mr. Coyle addressed the stealth requirement. As part of a legitimate CUP process, which the County has, the County Board can consider all factors that bear on the appearance of the tower by the Planning Commission and ultimately the County Board. That would include a recommendation by staff that a

August 6, 2002

particular location might be more suitable if it could be camouflaged and it would minimize its offsite appearance.

Mr. Coyle believes that the current ordinance is good enough, it does a good job of protecting the resources of the County and it also strikes a fair balance in terms of the location requirements. They would be happy to continue to work with staff on revisions if they see specific problems. He indicated to the Board that the first he heard of these specific changes was when he received a copy of it a couple of weeks ago in the mail with a notice of this public hearing. There hadn't been any invitation to sit down and work on problems staff had identified.

Peter Beck, 33 South Sixth Street, Minneapolis, representing AT&T Wireless Services, stated he worked on the original ordinance, together with Mr. Coyle and others. It was a very difficult process, but ultimately productive. He feels these amendments are a solution looking for a problem. He believes the current ordinance is working. His concerns are pretty much the same as Mr. Coyle's: The ½ mile and applying it to potential other areas is a killer and would have a severe impact on their ongoing deployment in Washington County. Regarding stealth—there are certain things that are doable, but if a so-called stealth solution gets prohibitively costly the carrier will just walk away from the project. On the notification from other towers, he believes the people in the industry are cooperating. But if a tower is owned by someone outside of the industry and they can't get a response, they need to be able to tell the County that they tried. He is not concerned about the 200-foot height. There is an opportunity to go above it if necessary. The other points that Mr. Coyle made he would agree with.

Chief Deputy Steve Pott expanded on the conversation he had with Mr. O'Donnell yesterday. There is some significance to 300 foot towers for public safety. The wireless industry can probably live with lower towers in some cases. Public safety has to cover wide areas to assure that the police officers, firefighters and EMS personnel can hear over wide areas. A 300 or 400 foot tower may be needed if it is built in a hole. The 800 megahertz system is being built in the metro area and those frequencies are pretty much used up. The FCC is currently allocating the 700 megahertz. They are being allocated for public safety based on 300 foot antenna height. He is not sure if Washington County will need 300-foot antennas, but they are hoping to secure the funding for that in 2007 and until the detailed designs are completed it is not known whether or not the taller towers will be needed. He would not like to box public safety out of the opportunity to build a tower that meets their needs.

Bill Nelson, Baytown Township, urged the Board to approve the township approval portion. He is on the Board and believes it is important that they have a say in what happens there. Regarding stealth designs, companies have been building them to look like anything that can be imagined. That seems to be acceptable in other areas.

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Carl Fritze, Denmark Township, stated that the idea of a cluster development or open space design is to preserve open space and to go from 60% to 50% seems to be going in the opposite direction. In Chapter 2, Part 3, neighborhood sitting standards, he wondered why so much work went into the language. It appears it wants to preserve quite a number of resources and eliminate any requirement for setback, which basically makes it open season on cluster developments in any property.

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

Commissioner Abrahamson moved to close the public hearing. Commissioner Hegberg seconded the motion and it was adopted unanimously. The Public Hearing was closed at 9:55 a.m.

Commissioner Abrahamson stated he has concerns about public safety. He feels strongly that there are dead spots along the St. Croix River as well as in the Forest Lake area.

Commissioner Abrahamson moved to deny changes to Chapter 2, Part 3, Section 2.37 Wireless Communication Antennas and Towers Section 8(A) related to the height of towers and Section 8(F) related to setbacks along the St. Croix River. Commissioner Hegberg seconded the motion.

Commissioner Peterson stated the 911 Board is hoping that at some point to have identification on cell phones. It seems that the height and location of those towers, with potential accidents on the river, makes this an important issue that the County should stay with the existing standards. She feels safety must be the County's focus at this point.

Commissioner Stafford stated he shares the concerns about public safety. He stated there haven't been many issues involved with the towers until the last one they dealt with. He would support the changes that are proposed provided there was an identifiable and accommodating variance policy. He does not mind the ordinance having a limit of 200 foot towers if the applicant is permitted to prove that that height prevents them from providing the service they intend to. He does not mind the ½ mile setback, if the applicant can prove they cannot deliver their service by going back the ½ mile. He feels tighter restrictions with the ability to seek variances would work.

Commissioner Pulkrabek stated he is a little dismayed that representatives of the industry were not brought in to work on this or have input with the Planning Commission, especially since both of the gentlemen here helped to craft the ordinance six years ago. He is confident that what is in front of them is legal, but it might not be reasonable. He has some of the same concerns that the Commissioners have already spoken about, township approval, the ½ mile setback, the height, the definition of federal scenic resource and lack of definition of stealth. Instead of piecemealing it at the County Board level, he believes it should be sent back to the Planning Commission, get the industry's input, clean up the

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language and address the concerns raised today. He would recommend the approval of the amendment, but that the whole issue be sent back to the Planning Commission.

Commissioner Peterson asked that the public safety people also be included in the discussions with the Planning Commission.

Commissioner Stafford stated he would like to see this go back to the Planning Commission without any amendments. Tell them what the Board's concerns are. He would probably vote against the motion to keep the slate clean.

Commissioner Abrahamson stated he would not vote to send it back without the changes he has made. He would rather go forward with it now.

James Schug, County Administrator, stated that in listening to the discussion and considering Chair Pulkrabek's concerns about piecemealing it, there are other parts of this document where there are no disagreements and those would be the accessory buildings, the permitting process, the open space, the buffer and the wind energy conversion system. It would be possible for the Board to adopt, if that is the Board's inclination, the proposed changes in those other sections and send Chapter 2, wireless communications section, back to the Planning Advisory Commission and focus their concerns. He acknowledges that would not address the concern raised by Mr. Coyle about township approval.

Commissioner Pulkrabek stated his preference would be to do the whole thing at one time. He agrees with Commissioner Stafford that he would rather send the whole thing back, but if Commissioner Abrahamson feels strongly about it he would go along with that.

Commissioner Abrahamson restated his motion to deny changes to Chapter 2, Part 3, Section 2.37 Wireless Communication Antennas and Towers Section 8(A) related to the height of towers and Section 8(F) related to setbacks along the St. Croix River. Commissioner Hegberg seconded the motion.

Mr. Kuprian stated that procedurally what the Board would want to do is approve everything except the wireless, reject amendment Section 8(A) and Section 8(F) if the Board does not want to send back those two provisions and that would comport with Commissioner Abrahamson's amendment. Then send the rest of the wireless communications section back to the Planning Commission.

Mr. O'Donnell stated that the two issues the Board is discussing are the key issues. He does not believe sending the rest back will gain very much. They did not feel this was a major rewrite of the ordinance and knew the industry would probably be opposed to any change. He does not believe there was going to be a lot of discussion at the Planning Commission if the industry was totally involved. They felt it was more important to get the Planning Commission's minor changes that they felt appropriate and get it

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out to the industry to make their comments. He feels it would be best to go with a vote on the whole thing today and be done with that. He does not believe a whole lot would be gained by sending it back to the Planning Commission.

The motion to reject proposed amendments to Chapter 2, Part 3 Section 2.37 Wireless Communication Antennas and Towers, Sections 8(A) and 8(F) and retain the original ordinance language was adopted unanimously.

Commissioner Peterson moved to adopt the remainder of the ordinance amending the Washington County Development Code as proposed. The motion died for lack of a second.

Commissioner Pulkrabek moved to send the remainder of the ordinance amending the Washington County Development Code back to the Planning Commission and that input be received from the Sheriff's Department and representatives from the wireless communications industry to clean up the language and address the problems, concerns and questions addressed in the public hearing. Commissioner Abrahamson seconded the motion and it was adopted unanimously.

SHERIFF'S OFFICE

The County Board recognized the Washington County Sheriff Office Law Enforcement Explorer Post #528 for their achievements at the 13th Biennial National Law Enforcement Exploring Conference this past July in Flagstaff, Arizona. The Explorers achieved second place in Crime Prevention and fourth place in Crime Scene Investigation. More than 4,000 Explorers, adult leaders and staff representing hundreds of teams from around the country participated.

ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

Commissioner Peterson moved to adopt **Resolution No. 2002-104** as follows:

Resolution Recommending Approval of Conveyance of Tax Forfeited Lands for an Authorized Public Use

BE IT HEREBY 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 Chair be authorized to execute the application for conveyance pursuant to M.S. 282.01 Subd. 1.

Agencies Requesting Parcel: Washington County & City of Cottage Grove

Parcel ID#: 17.027.21.31.0003

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Public Use: Intended to be utilized for a park and ride facility in Cottage Grove developed in partnership with MnDot and Metropolitan Transit. Washington County may utilize a portion of the property and plans to construct a South Service Center to better serve the citizens in this area.

Commissioner Stafford seconded the motion and it was adopted unanimously.

Commissioner Peterson moved to authorize the County Board Chair and County Administrator to sign the joint powers agreement between the City of Cottage Grove and Washington County and to sign off on the Minnesota Department of Transportation's final plan for the transit hub. Commissioner Stafford seconded the motion and it was adopted unanimously.

GENERAL ADMINISTRATION

Purchase of Development Rights Local Matching Grant Program

Commissioner Abrahamson moved to adopt **Resolution No. 2002-105** as follows:

Resolution Establishing a Purchase of Development Rights Local Matching Grant Program

WHEREAS, the Washington County Board of Commissioners has chosen to use its authority under MINN. STAT. CHAPT. 84C to adopt Ordinance No. 144 establishing a Purchase of Development Rights Program authorizing the County to purchase and manage conservation easements; and

WHEREAS, the Washington County Board of Commissioners has chosen to allocate \$250,000 to create a Commissioners' Purchase of Development Rights Fund to purchase fee title or development rights of key parcels in the County's adopted Green Corridor Plan consistent with the County's Purchase of Development Rights Ordinance and Policies and Procedures Document; and

WHEREAS, the Washington County Purchase of Development Rights Program Policies and Procedures Document declares the County's intention to use a portion of any funds allocated to the Purchase of Development Rights Program as matching grants to local units of government to acquire parks, open space or conservation easements outside of the Green Corridor Opportunity Area that meet local protection goals;

NOW THEREFORE BE IT RESOLVED THAT, the Washington County Board of Commissioners allocates \$50,000 of the Commissioners' Purchase of Development Rights Fund to establish a Pilot Purchase of Development Rights Local Matching Grant Program; and

BE IT FURTHER RESOLVED THAT, the following criteria be met for a local unit of government to receive funds from the Purchase of Development Rights Local Matching Grant Program:

1. The local unit of government demonstrates a commitment to raising the matching dollars;
2. Funds are to be used to protect property consistent with an officially adopted land protection plan or policies; and

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3. The owner of the protected property is willing to have the County or another unit of government hold a perpetual conservation easement over the parcel.

BE IT FURTHER RESOLVED THAT, a local unit of government could receive up to 50% of the cost of a project and would be reimbursed after costs are incurred and paid for; and

BE IT FURTHER RESOLVED THAT, staff is authorized to work with an interested local unit of government to develop a preliminary proposal for purchasing development rights of a specific parcel or parcels consistent with the preliminary program policies and procedures.

Commissioner Peterson seconded the motion and it was adopted unanimously.

Commissioner Abrahamson moved to establish the following preliminary policies and procedures for a Purchase of Development Rights Local Matching Grant Program:

- Any local unit of government would be eligible to receive a grant.
- The County will approve funding on a parcel-by-parcel basis.
- The use of the funds would be to purchase interests in land consistent with a locally-approved land protection plan or policy.
- To be eligible for funds the local unit of government must demonstrate a commitment to raise the matching dollars.
- The owner of the proposed protected property must be willing to grant the County or another unit of government a perpetual conservation easement, the main purpose of the conservation easement being to limit future development of the parcel, and to allow for provisions for permitted uses of the parcel.
- The County will fund up to 50% of the value of the project.
- Eligible costs include interests in property as well as any real estate transaction costs.
- Payment to the local unit of government would be made after costs are incurred and paid for upon receipt of an invoice and proper documentation of the costs.

Commissioner Peterson seconded the motion and it was adopted unanimously.

Introduction of New Court Services Director

Mr. Schug introduced Tom Adkins as the new Court Services Director. Mr. Adkins was most recently the director of the Five County Regional Arrowhead Corrections Organization in the northeast part of the State. Prior to that he was the Deputy Director of Court Services in Dakota County.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Hegberg reported that he attended the County Fair several times last week. It appeared that the crowds were good on Sunday. He also attended the insurance trust and energy meetings last week. He learned that John Derus has resigned from the Metro Counties Energy Task Force to take a different job.

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Commissioner Peterson reminded the Board that tonight is the annual Night Out in Cottage Grove and St. Paul Park. Newport Pioneer Days will be held this coming Sunday at Pioneer Park. Yesterday she spent the day at a Transportation Alliance meeting talking about funding sources for the next year. She will distribute a copy of transportation information to all Commissioners. This Wednesday she will be meeting with Congressman Sabo to discuss transportation funding issues.

Commissioner Stafford stated that the East Metropolitan Development group is on the verge of severing its relation with the St. Paul Chamber Commerce because of philosophical differences. Commissioner Stafford reported he is one of the negotiators trying to set up something to present to the Resource Recovery Board on negotiations with haulers. That has been a real challenge.

Commissioner Peterson asked about an article she read in the paper about NRG severing its relationship with Xcel. Commissioner Stafford stated that was a little misleading. Xcel has convinced the financial group of people who hold the purse strings that they should be disassociated from NRG and their ability to raise capital for Xcel projects. They are still tied to NRG. Commissioner Stafford indicated that he, together with Commissioners Pulkrabek and Hegberg, asked at the last Resource Recovery meeting to have Springsted give a report on the status of NRG and they should receive that at the next meeting.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

ADJOURNMENT

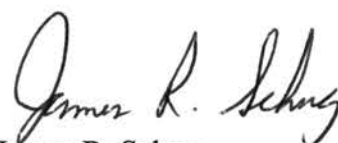
There being no further business to come before the Board, Commissioner Abrahamson moved to adjourn, seconded by Commissioner Peterson and it was adopted unanimously. The Board meeting adjourned at 11:00 a.m.

2003 BUDGET MEETINGS

The Board meeting was followed by 2003 Budget hearings with the following departments: Community Services; Assessment, Taxpayer Services and Elections; Recorder, Administration; Financial Services; Human Resources, Employee Safety and Risk Management; and Information Services.



Bill Pulkrabek, Chair
County Board

Attest: 
James R. Schug
County Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
AUGUST 13, 2002**

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, Pulkrabek, Peterson and Stafford. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Senior Assistant County Attorney; Mary McGlothlin, Director of Public Health and Environment; Don Wisniewski, Director of Transportation and Physical Development; Don Theisen, County Engineer; Barbara Dacy, Executive Director, Housing and Redevelopment Authority; Jane Harper, Principal Planner; Marv Erickson, Facilities Manager; Mary McCarthy, Information Services Director; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Judy Honmyhr, Director of Human Resources, Employee Safety and Risk Management; Jeneen Johnson, Deputy Director of Human Resources, Employee Safety and Risk Management; Maureen Connaughty, Human Resources, Employee Safety and Risk Management; Dick Gauger, Project Manager; Kathy Aho, Springsted, Inc. and Bev Hagen, Public Information Coordinator.

The Board recited the Pledge of Allegiance.

COMMENTS FROM THE PUBLIC

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

CONSENT CALENDAR

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

1. Approval of contract with John Kaul, d.b.a., Capitol Gains, for legislative liaison services.
2. Approval to substitute a supervisory position of Associate Group Manager in the County Library for a vacancy of a Librarian II position.
3. Approval of a .4 F.T.E. Special Project Bailiff position in the Sheriff's Office through December 31, 2003.
4. Approval and execution by Board Chair and Administrator of agreements with the cities of Woodbury and Forest Lake for distribution of curbside recycling funds.
5. Bids were received for remodeling of the current Woodbury Library as follows:

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Jorgenson Construction, Inc.	\$569,000.00
CM Construction	570,300.00
Lund Martin Construction	585,000.00
Dew Corporation	592,000.00
Parkos Construction	596,000.00
Falls & Nyhusmoen Construction	605,443.00
Ebert, Inc.	608,900.00
Oakwood Builders, Inc.	609,000.00
Arkay Construction Co.	613,000.00
DNR Construction Service, Inc.	613,924.00
A & L Construction, Inc.	617,000.00
Gladstone Construction	616,726.00
TCM Construction, Inc.	644,655.00
McFlarland Construction	648,200.00
Gen Con	660,000.00
Merrimac Construction	662,732.00
Rochon Corporation	676,000.00

Adoption of **Resolution No. 2002-106** as follows:

Award of Contract for Woodbury Library Re-Use Project to
Jorgenson Construction, Inc.

WHEREAS, in order to complete remodeling construction at the old Woodbury Library, the County solicited bids for this project; and

WHEREAS, bids were opened on July 25, 2002, with Jorgenson Construction, Inc. being the lowest responsible bidder; and

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

BE IT FURTHER RESOLVED, that the contract the County and Jorgenson Construction, Inc. be executed through the signatures of the Chair 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.

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PUBLIC HEARING – HOUSING AND REDEVELOPMENT AUTHORITY (HRA)

The Board Chair presented an overview of today's public hearing to consider a request by the Washington County Housing and Redevelopment Authority to allow it to pledge the general obligation of Washington County as security for the issuance of new bonds to refinance the Woodland Park project in Cottage Grove.

The Secretary to the Board read the notice of publication for the hearing into the record.

Barbara Dacy, HRA Executive Director, presented a request to the County Board to approve the general obligation or pledge its full faith and credit on a new series of bonds to restructure the debt on Woodland Park. The existing debt structure is unworkable for the HRA and the existing investors. The debt must be restructured to take advantage of the economic climate that exists today. Ms. Dacy indicated that they will address the nature of the project as it stands today, its history, operational issues, restructuring, legal issues and documents that the County Board will be asked to approve at the Board meeting next Tuesday.

Ms. Dacy indicated that Woodland Park is a 180 unit apartment and townhome community in Cottage Grove and was built 12 years ago. The HRA will be investing capital improvements to the complex this year and next year, including a new roof, resurfacing the parking lot, and landscaping. The occupancy rate is 95% and rents are competitive with the market.

Steve Yanish, Managing Director from RBC Dain Rauscher, gave some history of the debt. He indicated that in 1990 the Washington County HRA issued 2 sets of bonds: Series A, \$10,035,000, with a coupon of 9.75% will mature in 2005 at \$4,820,000. Series B will be worth \$40,070,000 at maturity in May 2020.

Mr. Yanish reviewed a proposal that has been worked on by the HRA staff and its advisors. The HRA will issue new refunding bonds; All existing debt is defeased or tendered for \$1.00; Investors forgive \$6,150,000; Washington County pledges its general obligation authority to support the bonds; No cash from the County will be used to support the debt service of the HRA; The HRA will continue to support the project with annual contributions; The new refunding bonds will be fully amortized over 30 years; There will not be any Series B bonds; They will try to strike a pro-rata distribution between the two investors, or Vanguard will purchase Minority Investor bonds prior to closing.

Mr. Yanish indicated that Washington County staff, the HRA staff and their consultants have worked out an agreement between the HRA and County. This agreement is intended to give the County certain controls and to repay part of the debt early. The agreement states that the HRA will take gross revenues from the project and send it to the trustee at a rate of 116% of the actual debt service; They will fund a

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one year debt service reserve; They will take steps with the 116% coverage to capture coverage so that in the 10th year they could repay ahead of schedule an additional \$2,000,000 of bonds; They will present during the annual budget process a 2-year operating projection; and, Future use of unencumbered HRA levy requires an HRA certificate of sufficiency to service Woodland Park obligations.

Mr. Yanish stated there are four stake holders in this: The County with its general obligation pledge, the HRA with the project, and the two investors. There is an agreement in substance with the two investors, Vanguard and an individual investor. Plans are to be in the market right after Labor Day, and then close the bonds on September 19.

Peter Cooper, McGrann Shea Anderson Carnival Straughn & Lamb, counsel to the HRA and acting as bond counsel on this matter, discussed the way the restructuring will be documented in the legal documents. A custodial agreement will be drawn up between the HRA and the County that will require the HRA to have all of the project revenues paid to the custodian every month; the custodian will apply those project revenues as the agreement states. A trust indenture document will also be drawn up. A requirement that allows the County to give its full faith and credit to back the financing for the project is that this project be a Qualified Housing Development Project. There are restrictions on the income of persons who can be permitted for occupancy. These projects are either for elderly or for non-elderly persons who have income of 80% of median or less.

Kathy Aho, Springsted, Inc. and financial advisor to the County, addressed general financial concerns regarding this proposal. The concerns are in three areas: 1) Does the proposed financing have any effect on the County's ability to do the things it needs to do as a County? Ms. Aho stated that the County is not impacted directly by this financing. It shouldn't call on County resources; if it ever should, the amount will be available to the County outside of its levy limits. 2) Is there an impact on the County's credit rating? The project is intended to be self-sufficient and will be recognized as a general obligation of the County but considered a revenue supported debt. 3) Is there a financial impact for the County? This multi-family housing project has risk and there is no way to be entirely insulated against that. The project has been looked at carefully, its structure, its controls and the documents prepared.

Ms. Aho indicated that items have been incorporated that she believes should provide the County Board with comfort. The coverage level was increased to 116% and the excess dollars within the trust indentures have been captured so they will be used in year 10 for early redemption. At budget time the HRA will provide its budget and present a two-year look ahead on the project to show how it's operating. If the projection goes below a 105% coverage level for the County, the County would be able to step in and request that the trustee be replaced, the custodial agent be replaced and/or the management of the property be replaced. There is also a provision for a springing mortgage, that if at such time there is an actual payment default, the County would be able to order the sale of the property if it was felt to be in the County's best interest at that time. The debt service has been structured as level debt service,

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so whatever it is in the first year is going to be the level throughout. They've also requested and have received from the HRA a carve out of this special levy so that any time they make additional pledges of that special levy there is first a certification to the County that the amounts that are remaining will be adequate to meet its responsibilities under this financing.

Commissioner Hegberg questioned the first callable date on this bond issue being 10 years. He asked for an explanation for the record. Mr. Yanish stated the proposal is that if 30 year bonds were issued, the County and HRA would have the right in the 10th year to call those bonds away from the investors; this is par. They feel a 10 year bond, prepayable at par is neutral to price.

Commissioner Hegberg asked about the springing mortgage that will be filed and asked for more explanation on why this will be filed and not something else. He is concerned that the County wouldn't show on record when a title search is done. Mr. Cooper replied that a springing mortgage means that the HRA would be agreeing to give the County the mortgage at some future date in the event of a default under the custodial agreement. He felt sure that a way could be found to get the County's name on the record.

George Kuprian, Senior Assistant County Attorney, stated that you cannot put a mortgage on a public facility, which this is. The statute controls how HRA properties are disposed. What the springing mortgage really does it attaches to the general obligation so it's like a revenue bond. You can't put a mortgage on it or dispose of it except through the statute.

Chairman Pulkrabek asked for comments from the audience; none were heard.

Commissioner Peterson asked if the property will have sufficient dollars to maintain itself for both capital and maintenance? Mr. Yanish replied, that under underwriting practices, in representing the HRA, they look at the audits provided. They have put certain funds in accounts in place that are a reasonable part of industry practices. They have added a debt service reserve, they have an operating reserve and a capital improvement fund and these are being funded at levels consistent with multi-family practices. There are certain risks with real estate financing and this has been underwritten at a certain occupancy level and expense levels at reasonable assumptions to make. They believe it will be more than sufficient to support the debt.

Commissioner Peterson added that the building is aging. Will there be enough money when it's 30 years old to maintain it? Ms. Dacy stated it has been a major objective of hers to do two things, establish a long-term capital improvement fund, which was started with last year's budget. The second item is that they are aware of the issues concerning this particular property. The County Board has been very supportive regarding the use of the levy. They will be judicious in their use of that. The advantage of this proposal is that it eliminates a future problem and puts the HRA back in a very good position from an operational standpoint.

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Commissioner Peterson asked for the total dollars that the County has pledged to the HRA with its general obligation? Ms. Aho indicated that on the official statement from August 2001 there were three financings out that totaled \$7,760,000. Mr. Yanish added there was one additional financing in 1997, which was the Landfall Terrace, which also received the full faith and credit backing of the County. The original principal amount of that issue was \$7.2 million.

Commissioner Peterson asked what the G.O. backing was for this one? Ms. Aho indicated this issue is proposed to be in the neighborhood of \$16,500,000.

Commissioner Stafford questioned the recording issue that Commissioner Hegberg mentioned earlier. If someone goes to the Recorder's Office will they see that the County has certain rights? Mr. Cooper replied that yes, they will figure out a way to get a document of record to show the County's involvement.

Commissioner Stafford asked what the total net saving would be as a result of this activity and also questioned the interest change? Mr. Yanish replied that the investors are forgiving \$6,000,000 of debt due them and this would be one way to measure savings. The bonds sold in 1990 were 9.75% and today around 5% to 6%. Mr. Yanish stated that he would come back to the Board next week with the specific dollar amounts that Commissioner Stafford asked for.

Commissioner Stafford asked if the \$2 million early payoff did occur in ten years, how did the bond holders determine who gets paid off? Mr. Yanish stated more than likely the bonds will be of two forms, there will be serial bonds for the first ten years then thereafter term bonds. Those investors who own the later maturities are told that they are subject to being called out early, they are determined by lot.

James Schug, County Administrator, stated that Maxfield is performing a study to look at occupancy rates that have been built into the projections. Staff was concerned about the potential impact of the Wakota Bridge project and what that might do to occupancy rates. He recommends that the record be kept open and that the public hearing not be closed today and that information be brought back next week. This will enable staff to acquire more information that the Board has asked for. He also indicated that a draft resolution would be brought to the Board at that time.

The Board members thanked County and HRA staffs for their work on this issue.

The Board Secretary indicated that all documentary evidence is on file.

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Commissioner Abrahamson stated that this issue has been a real problem for years and he is very happy that it's working out and the bonds can be paid and the new interest rate is so low. He felt this was the biggest issue for the taxpayers to face in the future. He is pleased that the HRA Board, its Director and staff, Springsted and the Finance Committee worked this out and he will be supporting it.

Commissioner Stafford asked for an answer next week on why is the occupancy rate of Woodland Park at 95%. If the rates are so competitive, why isn't there a waiting list?

Commissioner Hegberg moved to continue the public hearing until August 20, and asked that staff bring back a resolution that would pledge the general obligation of the County at that time. Commissioner Stafford seconded the motion and it was adopted unanimously.

GENERAL ADMINISTRATION

Update on R.H. Stafford Library

Dick Gauger, Project Manager, presented a progress report and budget summary for the new library. He indicated that substantial completion is expected for early September, with the move to start on September 16 and last between four and five weeks. The Grand Opening date is uncertain. After substantial completion, there are many documents that will need to be filed. The project budget still stands at \$8.3 million. The Minnesota Counties Insurance Trust has requested that Washington County be a requestor to have the Library Park Association become a member and provide the insurance for this facility. This issue will come to the County Board next week. Mr. Gauger suggested that the Board consider a preopening site tour towards the end of September.

Commissioner Abrahamson asked why it would take a month to move the library? Mr. Schug replied that from the information they have acquired a month scheduled for this type of operation is standard.

Oakdale Request Purchase of Development

Craig Waldron, Oakdale City Administrator, presented a request to the Board that the County share in the cost of purchasing land in the City of Oakdale for future recreation and open space preservation. The land is located at the intersection of 43rd Street North and State Highway 120. The neighborhood is fundraising to come up with one-third of the cost of the \$100,000. The City has agreed the parcel will become part of its parks program.

Commissioner Peterson indicated that she has reservations because the request does not meet what she believes is the criteria of the PDR program. She will support it, but prefers the \$35,000 amount. She asked that the County review the PDR program in a year to see how it is running.

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Commissioner Abrahamson moved to support the request by the City of Oakdale that Washington County share in the purchase of a parcel of land, up to \$35,000, to preserve this parcel as open space and recreation. Commissioner Stafford seconded the motion and it was adopted unanimously. Commissioner Peterson abstained.

COMMISSIONER REPORTS – COMMENTS - QUESTIONS

Commissioner Hegberg indicated that at the Mosquito Control Executive Board meeting, there was another allocation of \$500,00 for mosquito control because of the rain this year. Commissioner Hegberg reported that he attended a couple of transportation meetings with Congressman Sabo this past week seeking federal funding for transportation needs.

Commissioner Stafford reported that the Resource Recovery Board is getting ready with five-year contracts with the waste haulers. This will come before the Board in the next few weeks. Commissioner Stafford indicated he attended the Night Out activities held on August 6 and was surprised how much fun it was.

Commissioner Abrahamson recommended the Board Chair send a letter to Ned Gordon who is resigning from the Brown's Creek Watershed District .

Commissioner Abrahamson talked about the possible reappointment of HRA Board member Robert Lafayette whose term is up this year and that he will support him. Commissioner Peterson also indicated she will support him.

Commissioner Peterson asked staff for an update on the cleanup at the St. Paul Park facility.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

ADJOURNMENT

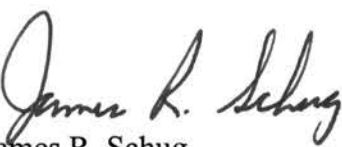
There being no further business to come before the Board, Commissioner Peterson moved to adjourn, seconded by Commissioner Abrahamson and it was adopted unanimously. The Board meeting adjourned at 10:40 a.m.

August 13, 2002

2003 BUDGET HEARINGS

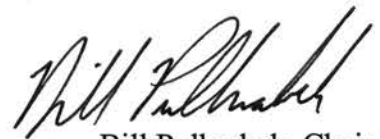
The Board meeting was followed by budget hearings with the Department of Public Health and Environment and the Department of Transportation and Physical Development.

Attest:



James R. Schug

County Administrator

Bill Pulkrabek, Chair
County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
AUGUST 20, 2002**

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, Pulkrabek, Peterson and Stafford. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Senior Assistant County Attorney; Doug Johnson, County Attorney; Mary McGlothlin, Director of Public Health and Environment; Lowell Johnson, Deputy Director of Public Health and Environment; Fred Anderson, Epidemiologist; Jeff Travis, Program Manager; Mary McCarthy, Information Services Director; Dan Papin, Community Services Director; Barbara Dacy, Housing and Redevelopment Authority Executive Director; and Bev Hagen, Public Information Coordinator.

The Board recited the Pledge of Allegiance.

COMMENTS FROM THE PUBLIC

Jerry Taube, Grey Cloud Island Township, addressed the Board regarding the mosquito problem in St. Paul Park. He believes the County has been slow in handling the festering junkyard mosquito problem there. He feels this is a potentially serious public health threat directly affecting two of the communities in Commissioner District 4, St. Paul Park and Grey Cloud Island.

The Board Chair invited Mr. Taube to stay for the next agenda item, which will be an update on the West Nile virus and LaCrosse Encephalitis.

CONSENT CALENDAR

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

1. Approval to reappoint John T. Lynch to the Comfort Lake-Forest Lake Watershed District Board of Managers for a three-year term expiring September 22, 2005.
2. Approval of project recommended by County Administrator for funding through the 2001 County-wide Mission Directed Budget Savings Pool: Purchase of a subscription to HIPAAAnswers, a web-based tool that guides users through a complete compliance process to comply with the requirements of the Health Insurance Portability and Accountability Act of 1996. The initial cost of \$2,400 is expected to save time and effort in achieving HIPPA compliance.
3. Adoption of **Resolution No. 2002-107** as follows:

August 20, 2002

Resolution Approving Amendments to the
Washington County 2002 Annual Action Plan

WHEREAS, Washington County has submitted the Washington County 2002 Annual Action Plan to the U.S. Department of Housing and Urban Development (HUD) describing proposed uses for Community Development Block Grant (CDBG) and HOME Investment Partnership program funds; and

WHEREAS, HUD has reviewed the Annual Action Plan and requires the County to amend the plan before grant funds will be released; and

WHEREAS, HUD-required amendments include decreasing the 2002 CDBG entitlement from \$1,041,000 to \$1,018,000 and eliminating the Rental Subsidy Program; and

WHEREAS, a remaining balance of \$17,000 must be reallocated to another eligible activity; and

WHEREAS, a number of additional, minor changes are also required by HUD, as identified in the revised Washington County 2002 Annual Action Plan.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners approves the revised Washington County 2002 Annual Action Plan, including amendments to the CDBG budget which decrease the 2002 CDBG entitlement to \$1,018,000, eliminate the Rental Subsidy Program, and reallocate the balance of \$17,000 to the housing rehabilitation program.

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners approves submission of the amended Washington County 2002 Annual Action Plan to the U.S. Department of Housing and Urban Development.

4. Approval of a consulting services agreement for Washington County Information Services staff to provide system software support and maintenance upgrades to Chisago County for their Automated Law Enforcement Records Tracking System (A.L.E.R.T.S.).
5. Approval of site lease agreement with the City of Forest Lake for installation of radio communication facilities.
6. Bids were received for construction on CSAH 15 and 80th Street as follows:

Tower Asphalt, Inc.	\$216,027.70
Arnt Construction Co.	237,980.00

Adoption of **Resolution No. 2002-108** as follows:

August 20, 2002

Bid Award for CSAH 15 & 80th Street Road Construction to
Tower Asphalt, Inc.

WHEREAS, in order to complete road construction on County roads, the County solicited bids for this project; and

WHEREAS, bids were opened on July 16, 2002, with Tower Asphalt, Inc. being the lowest responsible bidder; and

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

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

7. Bids were received for snow removal for the 2002-2003 snow season as follows:

	Part 1 (30 Pts Max)	Part 2 (20 Pts Max)	Part 3 (50 Pts Max)	Total Points Awarded
F.M. Fratalone Excav.	30	17	37	84
Jay Bros.	30	0	50	80
Buberl Recycling	0	17	46	63
Tower Asphalt	0	20	28	48

Adoption of **Resolution No. 2002-109** as follows:

Bid Award for 2002 Government Center Snow Removal to
F.M. Frattalone Excavating & Grading, Inc.

WHEREAS, in order to complete snow removal activities during the upcoming winter for the Government Center/LEC parking areas and access roads, the County solicited bids for this project and

WHEREAS, bids were opened on July 15, 2002, with F.M. Frattalone Excavating & Grading, Inc. being the most qualified responsible bidder; and

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

BE IT FURTHER RESOLVED, that the contract between the County and F.M. Frattalone Excavating & Grading, Inc. be executed through the signatures of the Chairman of the Washington County Board of Commissioners and the Washington County Administrator without further

August 20, 2002

action of the County Board conditioned upon compliance with all bid specification requirements and approval as to form by the Washington County Attorney's office.

The foregoing Consent Calendar was adopted unanimously.

PUBLIC HEALTH AND ENVIRONMENT

Fred Anderson, Epidemiologist, updated the Board on the West Nile Virus. He indicated that birds are the primary reservoir for West Nile. Symptoms in humans include rapid onset of headache, high fevers, sore throat followed by stiff upper neck and muscles, fatigue, disorientation, tremor, nausea and vomiting, sometimes coma and death. The severity of the disease increases in people over 50 or those who have some underlying health history. Of individuals that are bitten by infected mosquitoes, less than 1% go on to develop the disease. The first cases of West Nile were detected in Queens, New York in 1999. In the past three years it has progressed west across the United States. Human cases of West Nile fever have increased from 62 in 1999 to 200 in 2002. Of those 200 cases this year 11 have been fatal.

Mr. Anderson indicated that in Minnesota there is a four prong approach in the surveillance and trying to identify and understand the progression of West Nile across the state. One is the active laboratory surveillance for human cases conducted by the Minnesota Department of Health; Dead bird surveillance conducted by the Minnesota Department of Health and Minnesota Department of Natural Resources; Equine surveillance conducted by the Minnesota Department of Health, the Minnesota Board of Animal Health and the Minnesota Veterinarian Diagnostic Laboratories (currently, about 96 horses across the state have developed West Nile Virus infection); and Vector surveillance in the seven county metropolitan area conducted by the Metropolitan Mosquito Control District. Mr. Anderson indicated that there have been a couple of birds in Washington County identified with West Nile.

Jeff Travis, Program Manager, updated the Board on LaCrosse Encephalitis. This is a mosquito borne disease. The vector for that is the Eastern tree hole mosquito. This mosquito dwells in the forest, it likes the shade and non-windy areas and it does not like to go very far away from that habitat. Chipmunks or squirrels may carry the virus and the mosquito might take a blood meal from one of those animals and then spread that and lay eggs that contain the virus. The breeding sites for the tree hole mosquito are stagnant water, containers that hold water such as old tires and tree holes. Mr. Travis indicated that there have been 101 confirmed cases of LaCrosse Encephalitis in Minnesota since 1985. There has only been one confirmed case in Washington County and that was in the latter part of the 1980's. There have been two confirmed cases in Minnesota this year and no confirmed cases in Washington County.

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Mr. Travis indicated that in the St. Paul Park auto salvage yard this mosquito has been present for a few years and the Mosquito Control District has been sampling, doing surveillance and doing aggressive treatment as well. The Metropolitan Mosquito Control District contacted Washington County and indicated they were concerned about the building of the population of mosquitoes. The County implemented the tire removal project in coordination with the property owner in 2000 and 2001 and 12,000 tires were removed. There are still some tires and other containers that can hold water that could be breeding habitat. In 2000 and 2001 their samplings did show some declines in the population. The sampling this year shows that the population has risen dramatically which got the County involved at a different level this summer. On August 14, the Public Health and Environment Department issued a nuisance abatement order to mitigate or abate breeding habitat for this mosquito. The order included removing tires off the rim and other containers that held water within ten days.

Commissioner Abrahamson asked when the 12,000 tires were removed in 2000 and 2001, was that part of a program that the tires were sent up north, ground up and used in the highway system? Mr. Travis indicated they were probably used for various end uses. Most tires are shredded, some are used for roadbed material and some go into co-burn, industrial burn with other types of fuels.

Commissioner Abrahamson asked on the order to abate, does the health department serve those papers or does the Sheriff's Office? He was advised that the Sheriff's Office serves those papers.

Commissioner Abrahamson asked at the end of those ten days, what happens if they don't comply? Mr. Travis stated they would be inspecting the site to determine compliance with the order. The options under the statute range from going in and doing the cleaning themselves, hiring people and putting the cost back on property tax or some intermediate response or action depending on progress. A decision has not been made at this point.

Commissioner Abrahamson asked if the owner has given the department any idea of what his intentions are? Mr. Travis stated that the owner has indicated he wants to clean the site up. They were told that he ordered a trailer for the tires and it was to be delivered yesterday and that he will be starting the clean up this week. He has not been disagreeable about it and he's apparently getting a start on it. The department will be documenting that this week and next week.

Commissioner Peterson asked if this was the same gentleman who last year said he was going to clean the remainder of them up? Mr. Travis stated that the arrangements over the last couple of years was on an agreement level. The agreement was that the County would provide Sentence-to-Service crews to do some of the labor and he needed to coordinate and stage that. That arrangement ran its course and the department saw a lower level of cooperation. When the mosquito levels rose this year that brought it to a different level.

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Commissioner Peterson asked how many times has the County had to institute something like this? Mr. Travis indicated that to his knowledge the County has not had to issue a public health nuisance order for mosquito breeding habitat. Health Departments have used this authority for garbage houses, houses that have issues with solid waste and sanitation. The other approach they use in terms of working with a property owner to get the tires off the site has been used successfully twice in Hugo and once in Cottage Grove.

Commissioner Hegberg asked when was the last case of LaCrosse Encephalitis identified in Washington County? Mr. Travis stated it was in 1985.

CONTINUATION OF PUBLIC HEARING – HRA

The Board Chair reconvened the public hearing to consider a request by the Washington County Housing and Redevelopment Authority to approve the pledge of the general obligation of Washington County to the Washington County HRA Governmental Housing Revenue Refunding Bonds (Woodland Park Apartments project).

Barbara Dacy advised the Board that she will address four issues raised at last week's meeting. The first issue came from Commissioner Stafford regarding the savings experienced to the Authority and ultimately to the taxpayers by restructuring the debt at Woodland Park. Secondly, Commissioner Stafford asked about occupancy at Woodland Park and with the affordable housing issues that are now occurring why isn't the occupancy at a 100%. Thirdly, staff asked that the Authority have Maxfield Research Group complete an analysis about the impact of the reconstruction of the Wakota Bridge on the market and Woodland Park and to take a look at the income requirements that will change from what they are doing today. Lastly, she will address technical issues in the resolution.

Steve Yanish, RBC Dain Rauscher, indicated that the question last week was to compare the proposed financing versus the existing financing, how much savings are there. He responded there are a couple ways to measure that. If you take the debt service of the existing two series and present value of that, take the debt service of the proposed bond issue and present value of that and compare the difference the number is \$14.8 million in estimated savings using a present value analysis of what the financing is proposed versus what is on the books today with the Washington County HRA. The second way to look at that same question of savings is the HRA has been making contributions on the current program and it will continue to make contributions. Then compare that contribution with what we're scheduling to contribute on the proposed financing. If the HRA were having to contribute everything that was due to make whole the Series A and Series B bondholders the present value of that contribution back from the HRA is about \$18.6 million. The present value of the HRA's contribution today under the proposed program is about \$2 million. The savings is almost \$16.5 million. The reason for the big difference is the interest rate on the existing debt is 9.75%. If the HRA goes out and issues bonds today, the max yield bonds will be at 5.10% the composite yield is less than 5%.

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Barbara Dacy entered for the record a letter from Maxfield Research Group, dated August 15, 2002. In general the conclusion of their analysis was that occupancy at the complex can achieve anywhere between 93 to 95% throughout the reconstruction timeframe. Secondly, under the general obligation issue, the maximum income amount for households that the apartments can be leased to cannot exceed 80% of the median income and Maxfield came to the conclusion that there should not be an issue with that as well. They feel that household fits well with the workforce in the Cottage Grove area.

Don Broman, Chief Operating Officer of Kingwood Management, addressed three questions that came up last week. The first is why aren't the properties leased at 100% when there is an affordable housing crunch? He noted that there is an occupancy trend. Most people move during June, July, August and September. By September most of the housing units get filled and there are a few notices in October. In November, December, January, February, March occupancy levels are up, vacancies are down because of the trend of moving. That trend is still there. It's been exacerbated a little because of a couple of incidents that have happened in the last year. One was the occurrence of 9-11 and that only enunciated the slow down in the economy and put a lot of doubt on jobs. Several people in one bedrooms moved in with a roommate into a two bedroom and share the rent. Another reason for decreased occupancy is that there is a 41-year low in mortgage interest rates. A lot of people have taken advantage of that and are purchasing homes. The President of the Multi-Housing Association has reported that occupancy rates throughout the industry are at about 92%. They expect them to be stronger in the next months because of the normal trend.

Mr. Broman indicated that to combat this they are putting more into customer service. They have added more onsite help to answer calls and changed their hours from 8:00 to 5:00 to 10:00 to 8:00. They are having showings on Saturdays and Sundays to accommodate more people. The Highway 61 issue during the summer was a little bit of a problem. They normally advertised in the Twin City papers to get a broader coverage. When the construction started they emphasized their marketing in Cottage Grove, Hasting and the South Washington County area. They are getting good residents from that area. As of July 30 they show there are 20 units vacant. He explained vacancies by stating there are actual units sitting vacant and it needs to be readied for rent. Then there's economic vacancy. Of those 20 units four of the people that left those units were transferred to jobs and are responsible for rents for August and September so those are removed. Of the 20 units, four have been filled in August, six have been filled for September 1, three are rented for October 1 and there are seven applications pending. Besides the 20 vacant units starting August 1 he also had 9 notices for September and only 1 for October 1. He feels even though the occupancy has been down it will achieve its other values.

Mr. Broman addressed the Wakota Bridge. He was happy when Mayor Shiely stated they are having a problem finding housing for people who are moving into the area. He feels they have a very nice complex there, all of the units have washers and dryers, microwaves, balconies, underground parking or attached parking. He hopes that they have with this partnership with the City a solution not only for today but going on into the future.

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Mr. Broman addressed the third question that with the supposed shortage of affordable housing, why aren't there waiting lists on all the Authority's housing units? On many of them they have waiting lists anywhere from 50 to 100 people. He gave an example: There are 103 people on the waiting list for the Ann Bodlovick Apartments. A vacancy came up, they contacted 72 people of the 103 on the waiting list to fill that unit. Thirty had already moved, 13 had phones that were out of service so letters were sent, 14 were not ready to move, 15 did not respond to the messages that were left, and 10 did not answer the phone and did not have a message machine. Fortunately they found a new resident and there are still 30 people on the list they haven't contacted yet. With Woodland Park, that is more of a transitional housing so people are interested in the housing today, they are not interested in being on a waiting list, their need is today and that's how it's filled.

Ms. Dacy answered a question by Commissioner Hegberg regarding how future interests or parties be made aware of the springing mortgage on the property. What they have done in the resolution in Item 4A they've referred to the mortgage encumbering the project and what they will do is record the County's resolution and will make that of record. They did add that language. In the resolution it does refer to 110% of the principal and interest due, but it also says will equal or exceed 110%. The 110% requirement is the statute-required language for a general obligation. The agreement with the County is such, that the first ten years the HRA will assure that there is 116% of principal and interest. The extra 6% will be used to pay down the principal in the year 10 of the bond term.

Commissioner Pulkrabek asked about the new requirements that the HRA rent to folks who have a lower median income. What happens to the people who are renting now but will not make the lower median income, they will not be kicked out or asked to leave? Ms. Dacy stated that when their unit becomes available they will have to comply with the state law at that time.

Commissioner Pulkrabek asked that as far as the assumption in the rents, right now they are at about 95% occupancy, what are you looking at in the assumption of occupancy rates for long term as far as revenue coming in? Ms. Dacy stated that for an underwriting purpose they assumed a 93% occupancy as a conservative estimate through the calculations for the bond documents. She is optimistic that they can hold to the 95%.

Commissioner Abrahamson indicated he has received calls since the last meeting and was asked how will this affect the rent of people who are on fixed incomes and will there be increases? Ms. Dacy stated the restructuring of the Woodland Park debt is good for the HRA and it's good for the tenants in all of their developments because it reduces the amount of debt and payments that the Authority would have to make for the future. However, she mentioned that three-fourths of the HRA's income does come from rental income and a majority of the properties are financed by tax-exempt bond financing and do not receive a subsidy from the federal or state government. Bills need to be paid. At Raymie-Johnson rent increases are controlled by MFHA and HUD. The rent increases in the last two to three years are going

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for capital improvements or maintenance or other expenses pertaining to those particular sites. The improvements that they have contemplated at Ann Bodlovick or at any of the other developments, they attempt to plow that right back into the property. To be honest, she thinks during the last five to six years the Authority hasn't had the ability to complete those improvements. Over the next 18 months they will be embarking on an effort to complete almost \$1.3 million worth of capital improvements across the housing community. The HRA Board Chair asked that a rent increase policy be adopted because it is very important to the Authority that the amount of the increases be stabilized at a regular rate and that the expectation among the tenants would be that they knew that. The policy states that at a minimum a rent increase of 1% would be implemented. The Board wants to avoid the situation where rents have to increase a significant amount if there's sudden increase in expenses. This year's budget is only suggesting a 1% rent increase.

Commissioner Peterson moved to close the public hearing. Commissioner Abrahamson seconded the motion and it was adopted unanimously. The public hearing was closed at 10:08 a.m.

Commissioner Peterson moved to adopt **Resolution No. 2002-110** as follows:

Resolution Approving the Pledge of the General Obligation of Washington County to
Washington County Housing and Redevelopment Authority Governmental
Housing Revenue Refunding Bonds (Washington County General Obligation-
Woodland Park Apartments Project) Series 2002 to be Issued in an
Aggregate Principal Amount Not to Exceed \$17,500,000

WHEREAS, pursuant to Minnesota Statutes, Section 469.017, the Washington County Housing and Redevelopment Authority (the "Authority") is authorized to undertake housing development projects for the purpose of providing housing for low and moderate income persons and families; and

WHEREAS, pursuant to Minnesota Statutes, Section 469.034, subd. 2, the Authority is authorized to issue bonds backed by the full faith and credit of Washington County (the "County") to finance or refinance a qualified housing development project following (a) a determination by the Authority that pledged revenues will equal or exceed 110% of the principal and interest due on such bonds for each year, and (b) approval by the County of the principal amount of the Bonds following a public hearing; and

WHEREAS, the Authority has previously issued its \$12,343,833 Governmental Housing Revenue Refunding Bonds (Woodland Park Apartments Project) Series 1990A and Series 1990B (collectively, the "1990 Bonds") to refund revenue bonds previously issued by the Authority to finance the acquisition of a housing development project located in the City of Cottage Grove, consisting of an approximately 180 unit multifamily rental apartment and townhouse project and related facilities (the "Project"); and

WHEREAS, the Authority has determined that it is in the best interest of the public health, safety and welfare that it issue its Governmental Housing Revenue Refunding Bonds (Washington County General Obligation - Woodland Park Apartments Project) Series 2002, in one or more series (the "Series 2002 Bonds") to refund the outstanding 1990 Bonds; and

WHEREAS, the Authority has proposed to pledge the general obligation of the County as additional security for the Series 2002 Bonds, which Series 2002 Bonds are to be issued by

August 20, 2002

the Authority in an aggregate principal amount not to exceed \$17,500,000 and are payable from certain pledged revenues of the Project; and

WHEREAS, the Authority as a condition precedent to the issuance of the Series 2002 Bonds must find that the pledged revenues, including pledged revenues from the Project, will equal or exceed 110 percent of the principal and interest due on such bonds for each year; and

WHEREAS, the Project will be a "qualified housing development project," which is defined under Minnesota Statutes, Section 469.034, subd. 2, as a housing development project providing housing either for the elderly or for individuals and families with incomes not greater than 80% of the median income for the standard metropolitan statistical area in which the project is located, with certain limited exceptions defined in Minnesota Statutes, Section 469.034, subd. 2(e); and

WHEREAS, the maximum amount of bonds issued and outstanding under Minnesota Statutes, Section 469.034, subd. 2, to which the County's general obligation is pledged, including the outstanding general obligation bonds of all cities in the County issued under Minnesota Statutes, Section 469.034, subd. 2, when added to the proposed not-to-exceed aggregate principal amount of the Series 2002 Bonds, does not exceed the greater of (a) one-half of one percent of the taxable market value of the County, or (b) \$3,000,000, as required by Minnesota Statutes, Section 469.034, subd. 2(c); and

WHEREAS, on August 13 and August 20, 2002, the County Board of Commissioners conducted a public hearing following publication of notice pursuant to Minnesota Statutes, Section 469.034, subd. 2.

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

1. That pursuant to Minnesota Statutes, Section 469.034, subd. 2, the County hereby approves the issuance by the Authority of, and the pledge of the general obligation of the County as additional security for, up to \$17,500,000 aggregate principal amount of the Series 2002 Bonds to be issued in one or more series.

2. That such approval is subject to final determination by the Authority to be made in the Authority's resolution approving the sale of the Series 2002 Bonds that (a) the projected revenues pledged to the payment of the Series 2002 Bonds will equal or exceed 110% of the principal and interest due on the Series 2002 Bonds for each year of their term; (b) the Project will be a qualified housing development project as defined in Minnesota Statutes, Section 469.034, subd. 2(a); and (c) the maximum amount of bonds issued and outstanding under Minnesota Statutes, Section 469.034, subd. 2, to which the County's general obligation is pledged, including the outstanding general obligation bonds of all cities in the County issued under Minnesota Statutes, Section 469.034, subd. 2, when added to the proposed not-to-exceed aggregate principal amount of the Series 2002 Bonds, does not exceed the greater of (i) one-half of one percent of the taxable market value of the County, or (ii) \$3,000,000, as required by Minnesota Statutes, Section 469.034, subd. 2(c).

3. That the County hereby approves the use of the proceeds of the Series 2002 Bonds to refund the outstanding Series 1990 Bonds.

4. That the County hereby approves the following documents (collectively, the "Agreements") conditioned on review by the County Administrator that the documents conform to the terms and conditions agreed upon by the County and the HRA:

August 20, 2002

(a) a Custodial Agreement by and among the Authority, the County and U.S. Bank National Association, as Custodian, providing for deposit and application of revenues of the Project, and for execution and delivery by the Authority of a mortgage encumbering the Project in favor of the County upon the occurrence of an Event of Default under the Custodial Agreement;

(b) an Indenture of Trust between the Authority and U.S. Bank National Association, as Trustee; and

(c) a Continuing Disclosure Agreement among the Authority, the County and the Trustee as dissemination agent.

The Chair and County Administrator are hereby authorized and directed to execute and deliver the Agreements in the name and on behalf of the County. The form and terms of the Agreements may be varied prior to execution and delivery by the parties thereto, and the execution and delivery of the Agreements by the Chair and the County Administrator shall be conclusive evidence of the determination that any variance was not materially adverse to the interests of the County.

5. That after review and approval by the County Administrator that the documents conform to the terms presented to the County Board, the Chair, County Administrator and Deputy Administrator or any two of them are further authorized and directed to execute and deliver in the name and on behalf of the County such other agreements, certificates, documents, and proceedings and records of the County as may be necessary or appropriate or required in connection with the issuance of the Series 2002 Bonds and other transactions or matters related thereto.

6. That the County approves the use of the Preliminary Official Statement and Official Statement in connection with the marketing of the Series 2002 Bonds, and consents to references to the County and the inclusion of financial statements and other data and information concerning the County therein.

Commissioner Abrahamson seconded the motion and it was adopted unanimously.

GENERAL ADMINISTRATION

Mr. Schug reported that a workshop will follow today's Board meeting regarding the Comprehensive Groundwater Plan. He also noted there has been a change in the budget hearings. The Court Administration presentation will be delayed for one week. Issues associated with the State's Maintenance of Effort Requirements for Court's takeover are being worked on with Court Administration.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Hegberg reported on the Mental Health Advisory Council meeting he attended last week. Discussions included individuals in the County jail with mental illness and the shortage of hospital beds to place those individuals in.

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Commissioner Peterson reported she met with the Transportation Alliance to discuss the 2003 legislative platform. She believes this Board will need to have discussions on what position the County would like to see put forward about transportation.

Commissioner Pulkrabek reported on the Workforce Center dinner honoring the employees, participants, and the Workforce Investment Board. It was interesting to him to hear the testimonials from people who utilize the workforce center programs.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

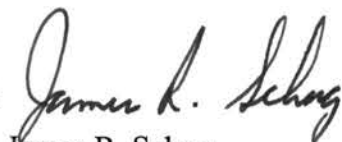
ADJOURNMENT

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 10:20 a.m.

BOARD WORKSHOP WITH PUBLIC HEALTH AND ENVIRONMENT

The Board met in workshop session with the Department of Public Health and Environment to discuss the draft Washington County Comprehensive Groundwater Plan. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Pulkrabek, Peterson and Stafford. Also present were James Schug, Molly O'Rourke, Mary McGlothlin, Cindy Weckwerth, Jon Michels, John Bowen and the following members from the Groundwater Advisory Committee: Don Scheel, Dick Caldecott, Craig Leiser, Milton Knoll, John Jansen, Richard Thron and Paul Bischoff.

Attest:



James R. Schug

County Administrator



Bill Pulkrabek, Chair

County Board

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
AUGUST 27, 2002

The Washington County Board Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Pulkrabek, Peterson and Stafford. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Senior Assistant County Attorney; Doug Johnson, County Attorney; Mary McGlothlin, Director of Public Health and Environment; Lowell Johnson, Deputy Director, Public Health and Environment; Cindy Weckwerth, Public Health and Environment Program Manager; Jon Michels, Senior Environmental Specialist; Jeff Travis, Program Manager; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Dan Papin, Community Services Director; Cindy Rupp, Community Services Division Manager; Martina Johntz, Community Services; Don Wisniewski, Director of Director of Transportation and Physical Development; Jim Luger, Parks Director; and Bev Hagen, Public Information Coordinator.

The Board recited the Pledge of Allegiance.

COMMENTS FROM THE PUBLIC

Pat Philippi, addressed the County Board on issues regarding the Courts, his treatment in jail and medications that he was given while in jail. The Board Chair asked that Mr. Philippi talk to Dan Papin, Community Services Director, who is in the Board Room and may be able to address his concerns.

CONSENT CALENDAR

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

1. Approval of the August 6, 2002 Board meeting minutes.
2. Approval to reappoint Robert Lafayette, At Large Member, to the Washington County Housing and Redevelopment Authority to a term expiring December 31, 2005.
3. Adoption of **Resolution No. 2002-111** as follows:

Application to Conduct Excluded Bingo
 Scandia-Marine Lions Club

WHEREAS, on or about August 12, 2002, the Scandia-Marine Lions Club has made application for Authorization to Conduct Excluded Bingo on October 25, 2002 pursuant to the State of Minnesota authorizing lawful gambling;

August 27, 2002

WHEREAS, the premises is located at the Scandia Community Center, 14727 209th Street North, Scandia, New Scandia Township, Washington County; and

NOW, THEREFORE, BE IT RESOLVED, the Washington County Board of Commissioners does resolve to approve the granting of a premises permit for the above-described location subject to the terms and conditions of all the laws of the State of Minnesota, the County of Washington, and New Scandia Township.

4. Approval of on sale 3.02 malt liquor license for the annual Camp Courage Dance and Fundraiser scheduled for September 21, 2002 at Scandia Plaza, Scandia.
5. Approval to set a public hearing date for September 5, 2002, to take public comments on meeting the housing, community and economic development needs outlined in the CDBG and HOME Program Consolidated Plan and Annual Action Plan. The public hearing will take place at the Roseville Public Library from 5:30 to 6:30 p.m.
6. Approval to execute an agreement with the Minnesota Department of Public Safety, Division of Emergency Management for receipt of federal/state funding to increase local public safety emergency response capacity related to weapons of mass destruction in the amount of \$60,947.
7. Approval to execute an agreement with the Minnesota Emergency Medical Services Regulatory Board for the receipt of state funding in the amount of \$200,000 to support the Medical Resource Control Center at Regions Hospital, St. Paul, as a part of the County's participation in the EMS Radio Communications Board.
8. Approval of an agreement with the City of Lake Elmo for distribution of curbside recycling funds.
9. Approval and execution of license for one-day food vending booth at the Lake Elmo Park Reserve with Subway and Famous Daves.
10. Approval to send a letter to the Minnesota Counties Insurance Trust (MCIT) sponsoring the Library Park Association as a new member to the insurance trust.
11. Approval and execution of Change Order No. 1 with Precision Sealcoating, Inc. for crackseal project in the amount of \$41,999.58.
12. Adoption of the following proclamation:

August 27, 2002

Washington County
Minnesota
United States Of America

Proclamation

WHEREAS, The Washington County Board of Commissioners strives to be good ambassadors and friends with people throughout the world; and

WHEREAS, The Washington County Board of Commissioners honor and respect the friendships made by Commissioner Dennis C. Hegberg with the citizens of Tonga; and

NOW, THEREFORE, We, the Washington County Board of Commissioners, do hereby proclaim our most sincere sympathy and heartfelt sorrow to Eseta and Nopel Fusitva of Tonga upon the passing of Eseta's father Talo I Lakepa Fulivai; and

We extend our warmest condolences to Eseta and Nopel Fustiva and our friends in the nation of Tonga.

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

Commissioner Hegberg arrived at 9:15 a.m.

PUBLIC HEALTH AND ENVIRONMENT

Cindy Weckwerth, Public Health and Environment Program Manager, presented an overview of the Washington County Comprehensive Groundwater Plan. This plan provides the organizational and regulatory framework to establish policy and solve local water problems. The Groundwater Plan defines policies and goals, and identifies issues and implementation strategies. The Plan was developed by the 15 member Groundwater Advisory Committee that was appointed by the County Board in the Spring of 2001. Ms. Weckwerth indicated that as part of the Groundwater Plan adoption process, the County must enter into a 60 day review process. A copy of the Plan will be sent to the following governmental units for review and comment: Adjoining counties, local governmental units, watershed organizations, conservation districts, and state and regional agencies. Based on the comments from the various organizations, the Department will ask the County Board to authorize a public hearing on the Groundwater Plan at the Board meeting on December 10, 2002.

Commissioner Abrahamson moved to authorize the Department of Public Health and Environment to release the Washington County Comprehensive Groundwater Plan for public review and comment. Commissioner Peterson seconded the motion and it was adopted unanimously.

August 27, 2002

GENERAL ADMINISTRATION

James Schug, County Administrator, reported that County has retained its AA rating with Moody's and Standard and Poors.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Hegberg reported on the HRA Board meeting he attended last week. They did approve the refinancing of the Woodland Park bond issue. He believes this will benefit the HRA so they can start making different types of goals and improving their other properties. They will be asking for the maximum amount of levy this year, but he feels in coming years they will try to reduce that amount.

Commissioner Hegberg also met with Congressmen Oberstar and Kennedy to discuss transportation funding. He also updated the Board on the Extension meeting he attended last Thursday and Friday. The main discussion was how the rural and metro counties fund their 4-H programs.

Commissioner Abrahamson asked that more candidates in local and state elections discuss the State budget shortfall and what they would do to solve that issue.

Commissioner Stafford reported on the MICA meeting he attended last week, which also discussed the \$2 billion State shortfall the legislators will be facing, and how that will impact counties. He also reported on an affordable housing consortium he attended in Woodbury. The issues were complex and discussion led to whether it might not be better to put rent money into buying a first time home where a person could earn equity rather than paying rent.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

ADJOURNMENT

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

REGIONAL RAIL AUTHORITY WORKSHOP


The Regional Railroad Authority met in workshop session with the Department of Transportation and Physical Development to review the Draft Forest Lake Transit Center Location Study. No business was

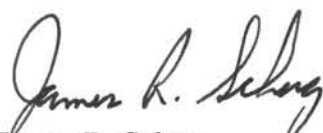
August 27, 2002

transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Pulkrabek, Peterson and Stafford. Also present were James Schug, Molly O'Rourke, Don Wisniewski, Don Theisen, Sandy Cullen and Mike Rogers.

2003 BUDGET HEARINGS

The Board workshop was followed by 2003 Budget hearings with the following departments: Washington County Housing and Redevelopment Authority and Court Administration


Bill Pulkrabek, Chair
County Board

Attest: 
James R. Schug
County Administrator

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
SEPTEMBER 3, 2002

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 Abrahamson, Pulkrabek, Peterson and Stafford. Commissioner Hegberg absent. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Senior Assistant County Attorney; Doug Johnson, County Attorney; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Tom Ferber, Assessment, Taxpayer Services and Elections Division Manager; Carol Peterson, Assessment, Taxpayer Services and Elections; Dan Papin, Community Services Director; Patrick Singel, Deputy Community Services Director; Rick Backman, Community Services Division Manager; Mary McGlothlin, Director of Public Health and Environment; Don Theisen, County Engineer; Sandy Cullen, Transportation Manager; Judy Honmyhr, Director of Human Resources, Employee Safety and Risk Management; Cindy Koosmann, Recorder; Jennifer Wagenius, Deputy Recorder; Mary McCarthy, Information Services Director; Chris Volkers, Court Administrator; and Bev Hagen, Public Information Coordinator.

The Board recited the Pledge of Allegiance.

COMMENTS FROM THE PUBLIC

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

CONSENT CALENDAR

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

1. Approval of the August 13, 20 and 27, 2002 Board meeting minutes.
2. Approval of an amendment to the Children's Mental Health Collaborative contract with Human Services, Inc.
3. Approval of a .5 FTE Special Project Public Health Nurse position in the Department of Public Health and Environment through October 31, 2003.
4. Approval of a new supervisory position of Administrative Supervisor in the County Recorder's Office.

September 3, 2002

5. Approval for the Department of Public Health and Environment to accept twenty-six (26) child safety seats from the Minnesota Department of Public Safety's Car Seat Grant Program.
6. Approval of the plat of Roman Empire located in New Scandia Township.

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

COMMUNITY SERVICES DEPARTMENT

Commissioner Peterson moved to approve the third amendment to the agreement between Hennepin County and Washington County Community Services Department/Workforce Center Division to operate the dislocated worker project for airline related industries/Fingerhut from October 16, 2001 through September 30, 2003. Commissioner Stafford seconded the motion and it was adopted 3-1 with the vote as follows: Yes, Commissioners Abrahamson, Peterson and Stafford; No, Commissioner Pulkrabek; Commissioner Hegberg absent.

ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

Commissioner Stafford moved to appoint Commissioner Abrahamson and County Administrator Jim Schug to the Washington County Canvass Board for the November General Election. Commissioner Peterson seconded the motion and it was adopted unanimously; Commissioner Hegberg absent.

Commissioner Peterson moved to appoint Commissioners Pulkrabek and Stafford to the Washington County Canvass Board for the September Primary Election. Commissioner Abrahamson seconded the motion and it was adopted unanimously; Commissioner Hegberg absent.

TRANSPORTATION AND PHYSICAL DEVELOPMENT

Sandy Cullen, Transportation Manager, reviewed the request to acquire property at 7210 Manning Avenue in the City of Grant for the 2006 CSAH 15 reconstruction project. The costs for the purchase are approximately \$220,000.

Commissioner Abrahamson stated he was concerned about the costs to acquire property, businesses and other homes along Manning Avenue for this project. He feels they will not be as willing to sell their property and will be asking for a lot more than \$220,000. He feels this matter will end up in court to determine those costs.

Commissioner Peterson believes this is a good investment. The County can rent this property from now until construction begins. After the project is completed the remainder of the property can be sold.

September 3, 2002

Commissioner Pulkrabek asked if the project doesn't go through, would there be anything precluding the County from selling this parcel? Ms. Cullen indicated there wouldn't be.

Commissioner Peterson moved to authorize the acquisition of property located at 7210 Manning Avenue in the City of Grant for the 2006 CSAH 15 reconstruction project in the amount of \$220,000. Commissioner Stafford seconded the motion and it was adopted unanimously; Commissioner Hegberg absent.

COURT SERVICES DEPARTMENT

Tom Adkins, Court Services Director, presented an update on recent trends in juvenile placements, the potential impact of this trend on the department's 2002 and 2003 budgets and actions being taken and considered to address this issue. He reviewed two options or alternatives to manage placements. Multi-Systemic Therapy (MST) is an intensive community based response to kids in the community, it is a research based approach and uses therapeutic case managers. MST serves up to 30 kids per year, it reduces placements for higher risk juveniles by a minimum of two months with a budget of up to \$225,000. The other alternative is called Community Options. This program will deal with the high-risk substance abusing youth who are also having a number of additional problems. This will be in collaboration with Court Services, Community Services and Human Services, Inc. It will be an alternative to three plus months of out-of-home placement.

Commissioner Peterson asked if any analysis has been done on the residential treatment and the kid getting back in the system? She would like to see outcomes from these various types of treatments. Mr. Adkins indicated that staff is working on the outcome piece for Washington County. He has the numbers from the Arrowhead Region and they are dismal. He will get those numbers to the Commissioners.

Commissioner Peterson stated she would rather see an investment into a young person and one who they don't get back into the system. She would like to see outcomes on these new alternatives.

Commissioner Pulkrabek asked for the amount of dollars coming from the families to help cover the cost for these kids and are there other counties whose families pay a good portion of these costs? Mr. Adkins indicated he does not have the exact figures on how Washington County is doing against other counties, but he did say that there is no place where they are covering the bulk of the costs. These are such expensive placements that the parental fees are just a fraction of the expense to the County. While some of these cases may come from families with significant incomes, many come from families with less than significant incomes, so there are poverty guidelines that are typically followed.

Commissioner Pulkrabek asked for the breakdown of incomes.

September 3, 2003

Commissioner Stafford asked what has caused the vendors to make 6 to 11% increases? Mr. Adkins indicated that the vendor's insurance costs have risen and they have had to pay more to employees to get and keep those employees. He will try to get more information for him.

GENERAL ADMINISTRATION

Molly O'Rourke, Deputy Administrator, reviewed the status of the 2003 proposed budget and what additional funding decisions would do to both gross and net levies. Ms. O'Rourke also addressed questions raised by the Commissioners last week. One question asked was the fund balance of the Washington Conservation District. At the end of 2001 their fund balance was \$282,000. They indicated there was some costs they would like to pay out of this fund balance: New phone system, additional space for rent, severance pay for executives, truck replacement and a temporary 6-month intern. That would reduce their fund balance. The Government Financial Officers Association has two different scenarios on what would be an adequate fund balance for an organization. Based on those formulas they should either be at \$109,000 or \$132,000.

Ms. O'Rourke addressed a question about the Staying in Touch and what would be the savings if the paper were changed. If the County went with the newsprint style it would save \$29,400 a year. She passed out the current newsletter and samples of newsprint styles.

Ms. O'Rourke asked the Board to choose a preliminary levy for next Tuesday's public meeting. After the preliminary levy is established next Tuesday, the Truth-in-Taxation notices will be sent out in early November and the Truth-in-Taxation hearing will be held in December. The Board can always lower the proposed levy amount after next week's hearing, but it cannot be increased.

The Board discussed the different scenarios presented by the Deputy Administrator and items and programs that could be cut from the budget. Commissioner Peterson suggested that the PDR program funds could be placed in the contingency fund. She also suggested using the newsprint style for the Staying in Touch Newsletter. She believes there are some ways to increase the contingency without additional dollars to the levy. She prefers the 6.38% increase, but could be talked into the 6.65% increase.

Commissioner Abrahamson indicated he would set the levy at a higher rate, then after the discussions it could be lowered. He agrees with Commissioner Peterson on the items she suggested. He suggested that there be no Commissioner salary increase next year. He would have no problem with the 6.65%.

Commissioner Stafford preferred to support the 6.38%, but that's not cast in bronze. He would also support the Commissioners' wage freeze for next year, but he does not feel this Board would be wise in getting in a habit of doing that.

September 3, 2002

Commissioner Pulkrabek is not interested in making window dressing cuts. If the Board is interested in making substantial cuts, it should scrap the Environmental Newsletter that goes out with the County newsletter. He also suggested looking at Extension. The Board can preserve 4-H and the Master Gardener program and cut \$100,000 out of Extension and nobody would even know the difference. He also suggested cutting the MICA membership, he would cut AMC in a minute if it weren't for the insurance trust.

Commissioner Peterson indicated that MICA is the only organization that advocates for the real funding that the County needs in the metropolitan area. AMC will never advocate for funding the County needs in the metropolitan area. As long as there is a CSAH formula that unfairly treats the metropolitan area, she'll support the MICA membership.

It was the consensus of the County Board to go with the 6.65% increase.

Commissioner Stafford presented a list of things he could consider cutting after receiving more information: Chemical dependency and whether legislative authority would be needed to limit this to three occurrences per individual; Family Enhancement Initiative; Senior Community Employment Program; If Washington Conservation District is seeking authority to tax, the County may be able to reduce its participation to a contract basis; Who is using the Wellness Program, are they the same individuals and what is the average number of participants per year; Commissioner salary freeze.

Commissioner Pulkrabek suggested that the Board have a list of five or six programs the County receives money from the State to operate, and indicate to its legislative delegation that these are services the County would be willing to do without.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Stafford previewed a symbol for waste management education to help inform the public of the cost to them if waste is not disposed of properly and recycling does not continue.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

ADJOURNMENT

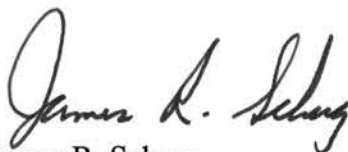
There being no further business to come before the Board, Commissioner Abrahamson moved to adjourn, seconded by Commissioner Peterson and it was adopted unanimously; Commissioner Hegberg absent. The Board meeting adjourned at 10:44 a.m.

September 3, 2002

2003 BUDGET MEETINGS

The Board met with the following Watershed Districts to discuss their proposed 2003 budgets: Brown's Creek Watershed District; Carnelian-Marine Watershed District; Comfort Lake Forest Lake Watershed District; Ramsey/Washington Metro Watershed District; Rice Creek Watershed District; South Washington Watershed District; and Valley Branch Watershed District.

Attest:



James R. Schug

County Administrator



Bill Pulkrabek, Chair

County Board

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
SEPTEMBER 10, 2002

The Washington County Board of Commissioners met in regular session at 4:00 p.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Pulkrabek, Peterson and Stafford. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Senior Assistant County Attorney; Doug Johnson, County Attorney; Mary McGlothlin, Director of Public Health and Environment; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Linda Dyer, Assessment, Taxpayer Services and Elections; Bogdan Filipescu, Assessment, Taxpayer Services and Elections; Dan Papin, Community Services Director; Patrick Singel, Deputy Community Services Director; Rick Backman, Community Services Division Manager; Robert Crawford, Workforce Center Division Manager; Tom Adkins, Court Services Director; Edison Vizuite, Financial Services Director; Cindy Koosmann, County Recorder; Jim Wells, Library Director; Judy Honmyhr, Director of Human Resources, Employee Safety and Risk Management; Don Wisniewski, Director of Transportation and Physical Development; Don Theisen, County Engineer; Sue Kuss, Budget/Financial Analyst; and Bev Hagen, Public Information Coordinator.

The Board recited the Pledge of Allegiance.

The Board Chair asked for a moment of silence in remembrance of September 11.

COMMENTS FROM THE PUBLIC

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

CONSENT CALENDAR

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

1. Approval of the September 3, 2002 Board meeting minutes.
2. Approval to withdraw from East Metro Seniors Agenda for Independent Living (SAIL) Project.
3. Approval of the contractual agreement between East Suburban Resources and the Community Service Department's Workforce Center Division for continuation of the Supported Work Program for hard to serve participants in the welfare to work programs from July 1, 2002 through June 30, 2003.

September 10, 2002

4. Approval for the Chair to execute a waiver of applicability regarding the Library Park Condominium.
5. Adoption of **Resolution No. 2002-112** as follows:

Contract with Minnesota Department of Transportation for
Phase II Cultural Resources Survey for CSAH 8

IT IS RESOLVED, that Washington County enter into Mn/DOT agreement No. 82698 Work Order No. 5 with the State of Minnesota, Department of Transportation and BRW, Inc./URS Corporation for the following purposes:

To provide for Phase I and Phase II Archaeological and Phase II Architectural History for State Project (SP) 82-608-07. A Phase I cultural resources study has been completed early in 2002 for County State Aid Highway (CSAH) 8/14 Alignment Alternative project in Washington and Anoka Counties, Minnesota. Two Historical archaeological sites (House lots in the City of Hugo), one church, and one cemetery, were recommended as potentially eligible for the National Register of Historic Places (NRHP). Additionally, two house lots were inaccessible for Phase I investigation and were recommended to be surveyed. These two additional house lots may also require Phase II evaluation. The project's Area of Potential Effect (APE) also contains the Lower St. Croix Segment of the Northern Pacific Railway. The agreement provides for a fixed fee of \$39,793.34. The State will pay 80% of the costs (up to \$31,834.67) and the County will pay 20% of the costs (up to \$7,958.67).

IT IS FURTHER RESOLVED, that the County Board Chair and County Administrator are authorized to execute the Agreement and any amendments to the agreement.

The foregoing Consent Calendar was adopted unanimously.

PUBLIC HEALTH AND ENVIRONMENT

Mary McGlothlin, Director of Public Health and Environment, and Karen Monsen, Program Manager, presented the County Board with a runner-up award for Information Technology from the National Association of County and City Health. The award was given for the Department's automation of nursing documentation to describe outcomes. This allows the department to provide reliable and quantitative outcome data for the maternal-child health nursing clients and services.

ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

Commissioner Abrahamson moved to adopt **Resolution No. 2002-113** as follows:

September 10, 2002

Resolution Recommending Approval to Set
Aside a Portion of the Annual Distribution of
Net Revenue From Tax Forfeited Land Sales

WHEREAS, Minnesota Statute Chapter 282 gives the county board the authority to manage tax forfeited property that is located within Washington County, and

WHEREAS, the county auditor is to distribute the net revenue in the county's forfeited tax sale fund to the local taxing districts after payment of county administrative expenses, according to one of two prescribed apportionment plans, and

WHEREAS, Minnesota Statutes Chapter 282.08 subdivision 4(ii) allows the county board to set aside up to 20% of net proceeds for the acquisition and maintenance of county parks or recreational areas, and

WHEREAS, the Washington County Parks system consists of a 4,217 acre County park system and a 182 mile system of bicycle/pedestrian trails and serves nearly 930,000 visitors annually.

THEREFORE, BE IT RESOLVED, that the County Board of Commissioners, directs the Department of Assessment, Taxpayer Services and Elections to annually set aside 20% of the net proceeds from the tax forfeited sale fund for acquisition and maintenance of county parks and recreational areas.

Commissioner Peterson seconded the motion and it was adopted unanimously.

GENERAL ADMINISTRATION

September 11 Proclamation

Commissioner Abrahamson moved to adopt **Resolution No. 2002-114** as follows:

Resolution Proclaiming September 11, 2002 as a Day of Remembrance
in Honor of the Spirit of Our Nation in Response to
the Acts of Terrorism on September 11, 2001

WHEREAS, The United States of America was attacked by terrorists on Tuesday, September 11, 2001, by deliberately flying hijacked aircraft into the two World Trade Center towers, the Pentagon and a diverted aircraft crash in Pennsylvania; and

WHEREAS, Thousands of Americans and citizens from more than 60 countries were lost in the devastation of that day, including many police and firefighters who made heroic efforts to rescue victims; and

WHEREAS, President George Bush responded with resolve and decisiveness after the attacks to rally and comfort the American people and our international friends who were dismayed and threatened by the acts of terrorism; and

WHEREAS, Since September 11, 2001, the governments of the United States and other nations have focused their attention to addressing the threat of further acts of terrorism and have developed widespread methods of prevention and detection to enhance our national security, confront the terrorist threat and to provide for a safer America; and

September 10, 2002

NOW, THEREFORE BE IT RESOLVED THAT, September 11, 2002, is declared a day to remember the victims and families of the terrorist attacks on September 11, 2001, and that the County will observe a moment of silence at 7:46 a.m., when the first aircraft struck the World Trade Center's North Tower, fly the American flag at half staff during this day and express our support for the international efforts to attack the forces of terrorism; and

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners does hereby render its full support, resolve and leadership in support of homeland security for our Nation, State and County and honors the families and memories of the people killed during the terrorist attacks on the United States of America on September 11, 2001.

Commissioner Stafford seconded the motion and it was adopted unanimously.

Proposed 2003 Budget Overview

Molly O'Rourke, Deputy Administrator, presented an overview of the 2003 proposed budget.

The Board Chair asked for comments on the proposed budget; none were heard.

Action on Proposed 2003 Budget

Commissioner Abrahamson moved to adopt **Resolution No. 2002-115** as follows:

Resolution Adopting the Washington County Proposed Budget for Payable 2003

<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	\$78,764,200	\$41,302,100	(\$542,500)	\$36,919,600	\$5,275,253	\$31,644,347
Social Services	32,371,200	19,361,000	0	13,010,200	1,934,260	11,075,940
Public Works - Road & Bridge	21,750,300	16,368,900	(405,000)	4,976,400	703,367	4,273,033
Public Works - Parks	1,861,700	1,099,000	37,300	800,000	175,842	624,158
Regional Rail Authority	575,400	4,000	(354,400)	217,000	0	217,000
Library	4,992,300	175,200	0	4,817,100	703,367	4,113,733
Debt Service - County Wide	6,791,667	50,000	(36,400)	6,705,267	0	6,705,267
Debt Service - Library District	869,133	0	0	869,133	0	869,133
Subtotal:	\$147,975,900	\$78,360,200	(\$1,301,000)	\$68,314,700	\$8,792,089	\$59,522,611
<u>CAPITAL FUNDS</u>						
CIP Projects Fund	700,000	60,000	(640,000)	0	0	0
Subtotal:	\$700,000	\$60,000	(\$640,000)	\$0	\$0	\$0
Total 2003 Budget:	\$148,675,900	\$78,420,200	(\$1,941,000)	\$68,314,700	\$8,792,089	\$59,522,611
<u>OTHER LEVY PAYMENT</u>						
HRA Landfall				200,000	0	200,000
Less Regional Rail - a separate taxing authority						(\$217,000)
Total Washington County 2003 Levy (Operating minus RRA plus HRA Landfall):				\$68,314,700	\$8,792,089	\$59,505,611

September 10, 2002

Commissioner Peterson seconded the motion and it was adopted unanimously.

Certifying Proposed Property Tax Levy for Payable 2003 for Washington County and Special Levy for Washington County Housing and Redevelopment Authority and RRA

Commissioner Abrahamson moved to adopt **Resolution No. 2002-116** as follows:

Resolution Certifying Proposed Property Tax Levies for
Washington County Payable 2003

The Washington County Board of Commissioners does hereby certify to the Washington County Auditor-Treasurer the following proposed tax levies for payable 2003:

Washington County	\$59,505,611
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Includes Washington County Special Levy for the
Housing & Redevelopment Authority for Landfall
of \$200,000

Regional Rail Authority	\$ 217,000
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Commissioner Peterson seconded the motion and it was adopted unanimously.

Resolution Certifying Proposed Property Tax Levy for Washington County Payable 2003

Commissioner Peterson moved to adopt **Resolution No. 2002-117** as follows:

Resolution Certifying Proposed Property Tax Levy for
Washington County Payable 2003

The Washington County Board of Commissioners does hereby certify to the Washington County Auditor-Treasurer the following proposed tax levy for payable 2003;

Washington County Housing and Redevelopment Authority	\$2,026,319
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Commissioner Abrahamson seconded the motion and it was adopted unanimously.


BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

ADJOURNMENT

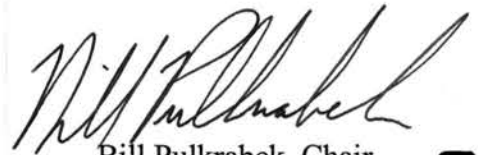
There being no further business to come before the Board, Commissioner Abrahamson moved to adjourn, seconded by Commissioner Stafford and it was adopted unanimously. The Board meeting adjourned at 5:20 a.m.

Attest:



James R. Schug

County Administrator



Bill Pulkrabek, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
SEPTEMBER 17, 2002**

The Washington County Board of Commissioners met in regular session at 9:10 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Hegberg, Abrahamson, Peterson and Stafford. Commissioner Pulkrabek absent. Vice Chair Hegberg presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; Jay Brunner, First Assistant County Attorney; Doug Johnson, County Attorney; Cindy Koosmann, County Recorder; Jennifer Wagenius, Deputy Recorder; Don Wisniewski, Director of Transportation and Physical Development; Don Theisen, County Engineer; Larry Nybeck, Surveyor; Dennis O'Donnell, Senior Planner; Dan Papin, Community Services Director; Patrick Singel, Community Services Deputy Director; Rick Backman, Community Services Division Manager; Robert Crawford, Workforce Center Division Manager; Mary McGlothlin, Director of Public Health and Environment; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Mary McCarthy, Director of Information Services; and Bev Hagen, Public Information Coordinator.

The Board recited the Pledge of Allegiance.

COMMENTS FROM THE PUBLIC

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

CONSENT CALENDAR

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

1. Approval to reappoint Barbara Medinger, Stillwater Township, to the Brown's Creek Watershed District to a three-year term expiring October 21, 2005.
2. Approval to appoint Marguerite Rheinberger, Stillwater, to the Minnesota Extension Committee, to fill an unexpired term to December 31, 2003.
3. Approval to appoint Lynn Steenblock to the Workforce Investment Board as an Education Representative to a first term expiring June 30, 2004.
4. Approval of County comments on the proposed amendments of Development District No. 1 – Tax Increment Financing District (TIF) No. 2 and Development District No. 2 – TIF District No. 1 in the City of Forest Lake.

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5. Approval to appoint six citizen members to the Washington County Child Protection Citizen Review Panel as follows: Robert Benson, Hugo; Mary Kay Kernan, Afton; Mary Nelson, Stillwater; Robert Shellum, Hugo; Cynthia Silkworth, Lake Elmo; and Paige Veiman, Hugo.
6. Approval to execute a contract with Westurn Roofing & Siding for reroof project at Park Grove Library; and authorize final payment for this project.
7. Approval of cooperative agreement with the City of Stillwater for the construction and maintenance of street lighting at the intersection of CSAH 15, Manning Avenue and 62nd Street, Curve Crest Boulevard.

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

PUBLIC HEARING – RECORDER'S OFFICE

Establishing a \$5 Fee Per Document Requiring a Reference Number

The Board Vice Chair presented an overview of today's public hearing to consider a \$5 fee for documents requiring a reference number.

Cindy Koosmann, County Recorder, addressed the request for a \$5 fee for documents requiring a reference number. She stated that during the past few years there has been an increase of recordings and filing of real estate documents. Many of these documents require reference numbers to be filled in from the proceeding document.

The Board Vice Chair asked for comments from the audience; none were heard. The Board Secretary indicated she has received all documentary evidence for the record.

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

Commissioner Peterson stated the Board just went through the budget process and the Recorder's Office is still making money. She feels this is a hidden tax.

James Schug, County Administrator, indicated that staff has been added in the Recorder's Office to maintain a high level of service. All of the funding for those additional positions, which have been approved by the Personnel Committee and by the County Board, has looked to these additional fees to support the staff. It is also understood that if the work goes away, the staff will also be reduced.

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Commissioner Stafford moved to adopt **Resolution No. 2002-118** as follows:

Resolution Adopting a Service Fee for Document Reference Numbers

WHEREAS, private industry customers of the Recorder/Registrar's office request that reference numbers be filled in at the time of recording and the type of number of documents have dramatically increased.

WHEREAS, Washington County citizens should not bear cost and workload for private benefit.

WHEREAS, MINN. STAT. 373.41 allows County to charge a reasonable fee for service provided by any county office.

NOW, THEREFORE, BE IT RESOLVED, that in order to allow Washington County to recover the cost of providing this service, there will be a \$5 fee charged for each document requiring a reference number to be filled in by the staff.

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

TRANSPORTATION AND PHYSICAL DEVELOPMENT

Dennis O'Donnell presented an overview of recommended amendments to the Washington County Development Code from the Planning Advisory Commission.

Commissioner Abrahamson moved to set a public hearing to consider amendments to the Washington County Development Code for October 8, 2002. Commissioner Peterson seconded the motion and it was adopted unanimously; Commissioner Pulkrabek absent.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Stafford reported on the following items: Waste hauler contracts should be coming to the County Board shortly; Discussed this morning the structure of the Law Library Board; The Blue Ribbon Panel on Solid Waste Management will meet tomorrow morning; Judge Hannon will be seated on Thursday, and all the Commissioners have been invited.

Commissioner Peterson reported on the following items: The County Fair appreciation dinner will be held this evening and she will be attending; She will be attending the AMC conference in Alexandria for policy discussion.

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Commissioner Hegberg reported on the following items: He attended a meeting at Hugo City Hall to discuss the CR 14 improvements; He meet with the Rush Line Corridor to discuss funding of the park and ride projects on the northern end of the line as well as Washington County's projects. It was the group's feeling that all Counties would fund each other's projects. Staff felt that the Counties involved should fund the projects individually.

Commissioner Peterson stated she is not sure that the policy makers totally understand the financial ramifications to each participant and that there has not been a clear discussion on the formula presented. She hopes that discussion will occur at the Rush Line meeting tomorrow and that Commissioner Hegberg suggests that this go back to the Counties who are participating in the process so they fully understand the ramifications.

Commissioner Stafford advised the Board that the Metropolitan 911 Board honored Commissioner Abrahamson for his outstanding participation during the past several years at last week's 911 meeting.

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; Commissioner Pulkrabek absent. The Board meeting adjourned at 9:45 a.m.

BOARD WORKSHOP WITH THE COMMUNITY SERVICES DEPARTMENT


The Board met in workshop session with the Department of Community Services to discuss WBHome's application for Community Housing Development Organization Determination. 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 Jim Schug, Molly O'Rourke, Dan Papin, Patrick Singel, Martina Johntz, Bob Hudson, Kris Madsen, Michael Czarnik, Barbara Medinger, Ivar Zemmels and Judy Spooner, Washington County Bulletin.

BOARD WORKSHOP WITH THE HISTORIC COURTHOUSE ADVISORY COUNCIL


The Board met in workshop session with the Historic Courthouse Advisory Council to discuss the Historic Courthouse's vision. No business was transacted and the public was welcome to attend.

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Present for the workshop session were Commissioners Hegberg, Abrahamson, Peterson and Stafford. Also present were Jim Schug, Molly O'Rourke, Don Wisniewski, Jim Luger, Mike Polehna, John Elholm, Carolyn Phelps, Gudrun Nordby, Alice Smith, Alice Robinson, Gayle Hudak, Phyllis Jones, John DeCurtins, Judge Ken Maas and Judy Spooner, Washington County Bulletin.


Bill Pulkrabek, Chair
County Board

Attest:


James R. Schug
County Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
SEPTEMBER 24, 2002**

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 Vice Chair Hegberg presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Senior Assistant County Attorney; Doug Johnson, County Attorney; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Linda Dyer, Assessment, Taxpayer Services and Elections; Bogdan Filipescu, Assessment, Taxpayer Services and Elections; Dan Papin, Community Services Director; Martina Johntz, Community Services; Cindy Koosmann, County Recorder; Jennifer Wagenius, Deputy Recorder; Don Wisniewski, Director of Transportation and Physical Development; Don Theisen, County Engineer; Sandy Cullen, Transportation Manager; and Bev Hagen, Public Information Coordinator.

The Board recited the Pledge of Allegiance.

COMMENTS FROM THE PUBLIC

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

CONSENT CALENDAR

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

1. Approval of the September 10, 2002 Board meeting minutes.
2. Adoption of **Resolution No. 2002-119** as follows:

Resolution Supporting Application for AMC County
Achievement Award for Ramsey/Washington
County NCR Tax Processing Project

WHEREAS, Washington County and Ramsey County entered into a joint powers agreement to implement a property tax payment processing system that provides tremendous benefit for each county; and

WHEREAS, the project is an example of the benefits that can be derived from the effective use of technology and collaboration amongst local units of government; and

WHEREAS, the benefits to Washington County have been an increased efficiency in processing payments, a reduction in processing costs, enhanced customer service, and a positive affect on county revenue; and

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WHEREAS, the benefits to Ramsey County have been increased utilization of the existing processing capacity, a lower cost of processing for their citizens, better utilization of existing staff, and the addition of imaging capability; and

THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners supports the application for an AMC County Achievement Award for the Ramsey/Washington County NCR Project.

3. Adoption of **Resolution No. 2002-120** as follows:

Resolution Approving Community Development Block Grant
Subgrantee Agreement with the City of Landfall

WHEREAS, the City of Landfall has applied for, and the County Board approved, Community Development Block Grant (CDBG) funds of \$12,000 for materials purchase and installation of sidewalks, water lines and landscaping in the Landfall Tot Lot playground; and

WHEREAS, the purpose of the Community Development Block Grant program is to fund activities which benefit low and moderate income persons; and

WHEREAS, the Landfall Tot Lot is located in and serves a predominantly low and moderate income neighborhood; and

WHEREAS, the Landfall Tot Lot project meets all environmental requirements of the Community Development Block Grant program under 24 CFR part 58.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners approves the Community Development Block Grant Subgrantee Agreement with the City of Landfall for the Landfall Tot Lot project.

BE IT FURTHER RESOLVED, that the Washington County Board Chair and the County Administrator are authorized to execute and sign the Community Development Block Grant Subrecipient Agreement.

4. Information only – Child foster care daily basic maintenance, initial clothing allowance and difficulty of care (DOC) rate for 2003.
5. Approval of the Plat of Scandia Highlands, New Scandia Township.
6. Adoption of **Resolution No. 2002-121** as follows:

Request to Authorize the Commissioner of Transportation to Perform
a Speed Study to Determine the Reasonable and Safe Speed Limit
at the Following Locations:

Oakdale

1. CSAH 10 (10th Street) between CSAH 13 (Inwood Avenue) & Helmo Avenue

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2. CSAH 35 (50th Street North) between TH 36 & CSAH 13 (Ideal Avenue).

Oakdale & Lake Elmo

3. CSAH 13 (Inwood Avenue) between Hudson Road and CSAH 10 (10th Street).

Stillwater

4. CSAH 5 (Stonebridge Trail & Owens Street North) between TH 96 & County 64 (McKusick Road North).

WHEREAS, the authority to determine the safe and reasonable speed on a County Highway resides with the Commissioner of the Minnesota Department of Transportation; and

WHEREAS, changes in traffic, control, and or geometry have affected all of the above referenced locations; and

WHEREAS, it is in the best interest of all parties to have reasonable and safe speeds posted on our County Highways.

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 survey to determine the reasonable and safe speed limit at the above referenced locations.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Director of Transportation and Physical Development is hereby authorized to install and maintain signing consistent with the resulting order.

7. Approval of road maintenance agreement with Ramsey County for Century Avenue (CSAH 25); and approval of signal maintenance agreements for three signals: Valley Creek Road (CSAH 16) at Woodland Drive and Weir Drive and CSAH 25 at Upper Afton Road; and adoption of the following resolution:

Resolution No. 2002-122

Traffic Signal Maintenance at Trunk Highway No. 494
East and West Ramps at CSAH No. 16

BE IT RESOLVED, that the County of Washington enter into an agreement with the State of Minnesota, Department of Transportation for the following purposes, to wit:

To provide maintenance and electrical energy for the existing traffic control signals with street lights, emergency vehicle pre-emption, interconnect and signing on Trunk Highway No. 494 East and West Ramps at County State Aid Highway No. 16 (Valley Creek Road), and on County State Aid Highway No. 16 (Valley Creek Road) at Woodlane Drive; and turn back the existing traffic control signals on Trunk Highway No. 120 (Century Avenue) at Upper Afton Road, and on Trunk Highway No. 120 (Valley Creek

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Road) at Weir Drive in accordance with the terms and conditions set forth and contained in Agreement No. 83760M, a copy of which was before the Board.

BE IT FURTHER RESOLVED, that the County Administrator and County Board Chair are hereby authorized to execute the Agreement and any amendments to the Agreement, and thereby assume for and on behalf of the County all of the contractual obligations contained therein.

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

ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

Commissioner Hegberg moved to adopt **Resolution No. 2002-123** as follows:

Approval of Private Sale of Tax Forfeited Land to Comfort Lake Forest Lake Watershed District

WHEREAS, Comfort Lake Forest Lake Watershed District has made application to acquire by private sale tax forfeited land pursuant to M.S. 282.01 Subd. 1a; and

WHEREAS, Comfort Lake Forest Lake Watershed District intends to use the parcels pursuant to M.S. 103D.201 to protect and enhance water quality.

THEREFORE, BE IT RESOLVED, that the County Board of Commissioners approves the private sale of parcels 05.032.21.13.0004, 05.032.21.13.0006 and 05.032.21.13.0007 to Comfort Lake Forest Lake Watershed District for a public purpose for not less than the appraised value and required fees.

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

Commissioner Peterson asked that staff from Transportation and Physical Development investigate the possibility of a joint effort between the County and Comfort Lake Forest Lake Watershed District for the use of the land.

Commissioner Hegberg asked that staff also look at other parcels of land in this vicinity.

GENERAL ADMINISTRATION

James Schug, County Administrator, reported that next Tuesday the Board will tour the R.H. Stafford Library in Woodbury. This will follow the employee recognition luncheon scheduled for 11:30 at the Afton House. Also, next Monday night is the League of Local Governments annual dinner and meeting at the Prom Center in Oakdale. The featured speakers will be political analysts Sara Janacek and

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Wyman Spano. The County's legislative liaison, John Kaul, will also be addressing the group about the potential impact of the State budget problems on local units of government.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Stafford reported on the East Metro Communications Board and that an issue is developing on the financing structure for next year and the future. Ramsey County is considering reducing some of its funding for that Board. Commissioner Peterson suggested that Commissioner Stafford be empowered to speak to Ramsey County on this Board's behalf regarding this issue.

Commissioner Stafford advised the Board that former State Legislator Walt Perlman died last evening.

Commissioner Pulkrabek arrived at 9:26 a.m.

Commissioner Peterson reported that she has a MN/DOT variance committee meeting tomorrow and will not be able to attend the Metropolitan Mosquito Control meeting. On Friday she will be attending a joint powers legislative meeting from 9:00 to 11:00.

Commissioner Abrahamson reported that the Stillwater Bridge will be worked on to replace cables that lift the bridge. They will not be able to lift the bridge for approximately a week and a half. Commissioner Abrahamson also discussed complaints he has been receiving about CR 14 and 21 and the possibility of putting an additional 10,000 cars on that highway system created by the development going in on the Andersen property that use to be a park. Also, there are 50 to 75 trucks hauling gravel in and out of that area per day. He is concerned what this will cost the County in road reconstruction or repairs.

Commissioner Hegberg reported that he will not be able to attend the Mosquito Control meeting. They will be discussing the 2003 budget. He attended the AMC policy meetings for Extension and Environment. There is a considerable difference of opinion in how Extension should be funded between the rural and metro areas. Commissioner Hegberg reported on the Rush Line meeting he attended. The funding formula was tabled to have that matter discussed further by the Counties involved. He attended an open house on Highway 97. Funding for that project will not be available for some time.

Commissioner Peterson stated there was an article in the paper about smallpox vaccinations and it wondered how they could be administered. She believes that most counties have a health department and administer vaccinations, so there is a method throughout the United States to administer the smallpox vaccinations and that would be to utilize County government. She suggested that a letter be written to CDC suggesting that would be a viable alternative and an easy way of employing a mass vaccination effort.

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BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

ADJOURNMENT

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

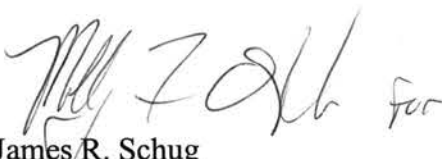
BOARD WORKSHOP WITH TRANSPORTATION AND PHYSICAL DEVELOPMENT


The Board met in workshop session with the Department of Transportation and Physical Development to discuss the Trunk Highway 97 Study. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Pulkrabek, Peterson and Stafford. Also present were Jim Schug, Molly O'Rourke, Don Wisniewski, Don Theisen, Sandy Cullen, Mike Rogers, Joe Lux, Lynne Bly, Minnesota Department of Transportation, Jack Forslund and JoNette Kuhnau of URS, Inc., and Judy Spooner, Washington County Bulletin.

BOARD 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 taxable status for independent and assisted living senior facilities. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Pulkrabek, Peterson and Stafford. Also present were Jim Schug, Molly O'Rourke, Kevin Corbid, Bruce Munneke, Rollie Huber Dan Papin, Rick Backman and Judy Spooner, Washington County Bulletin.

Attest:


James R. Schug
County Administrator


Bill Pulkrabek, Chair
County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
OCTOBER 1, 2002**

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, Pulkrabek, Peterson and Stafford. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Senior Assistant County Attorney; Judy Honmyhr, Director of Human Resources, Employee Safety and Risk Management; Mary McGlothlin, Director of Public Health and Environment; Judy Hunter, Senior Program Manager; Don Theisen, County Engineer; Dan Papin, Community Services Director; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Tom Adkins, Court Services Director; Robert Crawford, Workforce Center Division Manager; Mary McCarthy, Information Services Director; Marv Erickson, Facilities Manager; and Bev Hagen, Public Information Coordinator.

The Board recited the Pledge of Allegiance.

COMMENTS FROM THE PUBLIC

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

CONSENT CALENDAR

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

1. Approval of the September 17, 2002 Board meeting minutes.
2. Approval of the 2002 Association of Minnesota Counties delegate list as follows: Commissioners Hegberg, Abrahamson, Pulkrabek, Peterson and Stafford; James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; and Tom Adkins, Court Services Director.
3. Approval to renew service agreement with Frank Madden & Associates for labor relations consultant services through September 30, 2003.
4. Approval to establish the 2003 fee schedules for hazardous waste generators, solid waste facilities, individual sewage treatment systems (ISTS), food/beverage/lodging program and immunization administration.

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- 5. Approval of site lease agreement with the City of Hugo for installation of radio communications facilities.
- 6. Approval to execute a contract with Wisconsin Central Division of the Canadian National Railway for crossing replacement on CR 55, Norell Avenue.
- 7. Adoption of **Resolution No. 2002-124** as follows:

One Hour Parking Time Limit on CSAH 12
in the City of Willernie

WHEREAS, business owners adjacent to CSAH 12 have requested a one hour parking restriction on the north side of CSAH 12 (Stillwater Road) between McGregor Avenue and Iris Avenue; and

WHEREAS, the City of Willernie has concurred with this request and passed a City Council Resolution supporting it; and

WHEREAS, the Washington County Transportation Engineer agrees that this is a reasonable request.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby authorizes the County Engineer to establish a one hour parking zone and to install and maintain the appropriate signs on the north side of CSAH 12 between McGregor Avenue and Iris Avenue.

- 8. Adoption of **Resolution No. 2002-125** as follows:

Final Payment to Precision Sealcoating, Inc. for
2002 Cracksealing of County Roads

WHEREAS, the Washington County Board of Commissioners, on July 9, 2002 authorized the bid of Precision Sealcoating, Inc. and entered into a contract for Cracksealing various County roads within the County; and

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

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

- 9. Bids were received for construction of roofing at the Transportation and Physical Development North Shop as follows:

Horizon Roofing	\$56,565.13
Nieman Roofing	61,300.00

PUBLIC HEALTH AND ENVIRONMENT**Waste Delivery Agreements**

Commissioner Stafford moved to approve the resolution approving the waste delivery agreements, the termination of the BFI landfill contract and award the landfill contract to Waste Management, Inc. Commissioner Abrahamson seconded the motion.

Commissioner Hegberg stated he would not support the waste delivery agreement resolution unless the haulers agree upon the hauler collected service charge issue first.

Commissioner Hegberg moved to table the resolution approving the waste delivery agreements, the termination of the BFI landfill contract and awarding the landfill contract to Waste Management, Inc. until October 15, 2002. Commissioner Pulkrabek seconded the motion and it was adopted 3-2 with a roll call vote as follows: Commissioner Hegberg, Yes; Commissioner Abrahamson, No; Commissioner Pulkrabek, Yes; Commissioner Peterson Yes; and Commissioner Stafford No.

Resource Recovery Project Board 2003 Budget

Commissioner Abrahamson moved to table the Resource Recovery Project Board 2003 Budget until October 15, 2002. Commissioner Peterson seconded the motion and it was adopted unanimously.

GENERAL ADMINISTRATION

James Schug, County Administrator, announced that there is a hauler collected service charge workshop following the Board meeting. This afternoon, after the Employee Recognition luncheon, the Board will tour the R.H. Stafford Library that is scheduled for 1:30 p.m.

Mr. Schug indicated that the County received a letter from the co-chairs of the Metro East Development Partnership. That organization is considering a number of changes and they are asking for member input on a proposal that would change their affiliation from a linkage with the St. Paul Chamber of Commerce to the Minneapolis Chamber of Commerce. He encouraged the Board to look at that letter for discussion at a future workshop, or relay any comments the Board might have to staff or Commissioner Stafford and they will forward it on the Metro East Development Partnership.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Peterson announced that at 1:00 p.m. today there will be a groundbreaking for the Glen Road overpass in Newport. She also mentioned that AMC is considering a one percent increase in its membership fees. She asked the Board members to let her know their feelings on this issue.

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Commissioner Stafford asked if the County has to be a member of AMC to belong to the Minnesota Counties Insurance Trust? He would like this information before the final 2003 budget is approved. Or, should the County consider self-insurance again. He would like that discussed as an agenda item or as a workshop.

Commissioner Abrahamson suggested checking with the Insurance Trust to see if MICA could take over some of the insurance items that AMC has.

Commissioner Hegberg stated that the Insurance Trust has been discussing this issue of membership and they have indicated to AMC that they would like to get out of that agreement. He is not sure if that issue has been resolved.

Commissioner Peterson stated that many of the larger counties are already self-insured, Hennepin, Dakota, Ramsey and she believes Anoka. Washington County is the largest county in the insurance trust. The majority of the counties who participate in the Insurance Trust are AMC counties.

Commissioner Hegberg stated that the Hennepin Parks System has joined the Insurance Trust. Hennepin County did approach the Insurance Trust about joining in. But the difficulty they had in placing reinsurance, the premiums tripled and the amount the Insurance Trust has to accept doubled, they said no to Hennepin County. The larger counties that are self-insured now may not be able to get in with the Insurance Trust because some of the issues they have with the types and size of properties. There are only about three companies that will reinsure. If the County wants to take a look at self-insurance it can, but he is not running in that direction at this time.

Mr. Schug advised the Board that Robyn Sykes, Executive Director of MCIT, presented an update on the reinsurance market at the Minnesota Association of County Administrators last week. He stated that the Board is discussing two issues: 1) Whether or not MCIT should be linked to AMC and require County membership in AMC because of that; and 2) Whether or not the County should explore reinsurance which would take a fair amount of resources even to do a good study of whether or not that's the model for the County. He would recommend that the County invite Ms. Sykes to address the Board at a workshop to discuss the two issues.

Commissioner Stafford would like to include Dakota County in this discussion.

Commissioner Abrahamson indicated he had a call from Jack Junker. The County Fairgrounds has a chance to bring in a Spanish horse show. The problem is that the fairgrounds can only host three shows a year under the conditional use permit and they've already had three shows. He asked Mr. Junker to send in a request in writing to get a permitted use for this event. Mr. Schug indicated that he will review this matter with the Survey/Land Management Department.

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Commissioner Hegberg reported on the League of Local Governments meeting held last evening. The Chair did an excellent job as well as the guest speakers. Commissioner Abrahamson was awarded a plaque for his outstanding career in public service.

Commissioner Hegberg reported on a meeting he had with Forest Lake regarding a water control structure. A resolution will be coming forward asking the Comfort Lake Forest Lake Watershed to take that over or the DNR.

BOARD CORRESPONDENCE

Board correspondence was received and placed on.

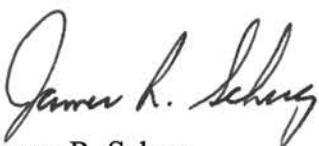
ADJOURNMENT

There being no further business to come before the Board, Commissioner Hegberg moved to adjourn, seconded by Commissioner Peterson and it was adopted unanimously. The Board meeting adjourned at 9:55 a.m.


BOARD WORKSHOP WITH PUBLIC HEALTH AND ENVIRONMENT

The Board met in workshop session with the Department of Public Health and Environment to discuss the hauler collected service charge. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Pulkrabek, Peterson and Stafford. Also present were Jim Schug, Molly O'Rourke, Mary McGlothlin, Judy Hunter, Kevin Corbid, Nile Kriesel, Mary Divine, Pioneer Press, and Judy Spooner, Washington County Bulletin.

Attest:


James R. Schug

County Administrator


Bill Pulkrabek, Chair
County Board

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
OCTOBER 8, 2002

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, Pulkrabek, Peterson and Stafford. Absent none. Board Chair Pulkrabek presided. Also present were Molly O'Rourke, Deputy Administrator; Jay Brunner, First Assistant County Attorney; Doug Johnson, County Attorney; Dan Papin, Community Services Director; Suzanne Pollack, Community Services Supervisor; Don Wisniewski, Director of Transportation and Physical Development; Larry Nybeck, County Surveyor; Dennis O'Donnell, Senior Planner; Don Wisniewski Director of Transportation and Physical Development; Don Theisen, County Engineer; Jim Wells, Library Director; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Linda Dyer, Assessment, Taxpayer Services and Elections; Jim Luger, Parks Director; John Elholm, Parks Planner; Meredith Magers, Assistant County Attorney; Mary McGlothlin, Director of Public Health and Environment; Judy Hunter, Senior Program Manager; Sue Hedlund, Program Manager; and Bev Hagen, Public Information Coordinator.

The Board recited the Pledge of Allegiance.

COMMENTS FROM THE PUBLIC

Rick Schneider, 1 North Lakeside, Bayport, presented information on why the September 9, 2002 Bayport West Development traffic study does not adequately address the traffic issues related to the project. Some reasons include: Time of day the study was done; No impact of train traffic was included; No study done on development impact on Highway 10 or Highway 36; Impact of future development in Baytown Township; and Heavy truck traffic on Stagecoach Road. Mr. Schneider asked that the County request an Environmental Impact Statement be done to address the traffic issues he raised. He indicated there is a deadline of October 16.

Commissioner Abrahamson responded that he has had numerous calls on this issue and discussed this at a Board meeting a couple of weeks ago. He indicated that surrounding townships are concerned about the drinking water and how this development will affect that. The County is aware of this situation and is on top of it.

Choc Junker, 1001 North 4th Street, Stillwater, asked the following questions: Has the Board passed the budget for the next year, and what is the Commissioners' salary increase? He heard the Commissioners were going to double their salary. The Board Chair stated that the final budget has not been adopted. There is a 3% salary increase for Commissioners, but it hasn't been finalized.

Mr. Junker asked Commissioner Abrahamson about his statement that Mr. Kriesel was the best qualified to be a Commissioner. He asked why Mr. Kriesel would be the best qualified? Commissioner

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Abrahamson informed Mr. Junker that he would answer him after the meeting. Mr. Junker asked what Commissioner Abrahamson's qualifications were when he ran for that position?

Mr. Junker asked if the County was in or out of the garbage business? The Board Chair stated that the County Board decided several months ago not to pursue public collection on a countywide basis. The County is looking at trying to get the waste management fee off of the property tax statement and go to a volume based system.

Mr. Junker asked how much is the County subsidizing the Xcel Energy waste dump in Newport? The Board Chair stated the budget is over \$4 million a year.

CONSENT CALENDAR

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

1. Approval of the September 24, 2002 Board meeting minutes.
2. Approval for early hire of a 1.0 FTE Correctional Health Nurse position in the Department of Public Health and Environment for the purposes of staffing in the Jail Medical Unit.
3. Approval to publish official public notice of intent to plan for the 2004-2007 Community Health Services Plan.
4. Approval to advertise for sale, to be moved, a pole barn at 17556 May Avenue, May Township, Minnesota.
5. Approval of May Township mining permit for the County gravel pit operations.
6. Approval and execution of contract with 3M Company for the purchase and installation of book self checking systems at the R.H. Stafford Library.
7. Approval and execution of a contract with Tech Logic for the provision and installation of an automated materials handling system for tracking and receiving of books for the R.H. Stafford Library.
8. Adoption of **Resolution No. 2002-127** as follows:

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Agreement with Rice Creek Watershed District, City of Hugo
and City of Forest Lake for the Construction of the Culverts in
Judicial Ditch No. 2

WHEREAS, the Rice Creek Watershed District and hydraulic experts have reviewed the water drainage in Judicial Ditch No. 2 and determined several culverts are hydraulically substandard; and

WHEREAS, the Rice Creek Watershed District has let bids for the replacement of several culverts in Judicial Ditch No. 2; and

WHEREAS, the County, City of Hugo, City of Forest Lake and the Rice Creek Watershed District have decided the best way to facilitate construction of the hydraulically substandard culverts is through a cooperative construction agreement; and

BE IT RESOLVED, that the County of Washington enter into an agreement with the Rice Creek Watershed District, City of Hugo and City of Forest Lake for the construction of the culverts in Judicial Ditch No. 2; and

BE IT FURTHER RESOLVED, that Washington County be responsible for all costs relating to the culvert at CSAH 4, 170th Street, in excess of allowable funding by State Aid Bridge Bonding funds; and

BE IT FURTHER RESOLVED, that Washington County concurs in the bid award for the construction to Jay Brothers, Inc., as the lowest responsible bidder; and

IT IS FURTHER RESOLVED, that the Chairman of the Board and County Administrator are authorized to execute the cooperative construction agreement with the Rice Creek Watershed District, City of Hugo and City of Forest Lake.

The foregoing Consent Calendar was adopted unanimously.

COMMUNITY SERVICES DEPARTMENT

Commissioner Peterson moved to approve the following proclamation:

County of Washington
Proclamation

WHEREAS, there are approximately 9,590 children in Washington County in 623 licensed family child care homes and 31 centers; and

WHEREAS, these children are Washington County's most valuable asset and resource; and

WHEREAS, no occupation is more essential than caring for children; and

WHEREAS, many families in Washington County seek child care outside their own homes; and

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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, I Bill Pulkrabek, Chair of the Washington County Board of Commissioners do hereby proclaim the week of October 6, 2002 as Family Child Care Provider and Caregiver Week in Washington County.

Commissioner Hegberg seconded the motion and it was adopted unanimously.

The Board Chair presented Certificates of Recognition to the following individuals: Gemma Barry, Willernie, Family Child Care Provider of the Year; Ellie Smith, St. Paul Park, Family Child Care Provider of the Year; and Karing Khalsa, Stillwater, as the Center Caregiver of the Year.

PUBLIC HEARING – TRANSPORTATION AND PHYSICAL DEVELOPMENT

Proposed Amendments to the Washington County Development Code

The Board Chair presented an overview of today's public hearing to receive comments on amendments to the Washington County Development Code. The Board Secretary read a summary of the notice of public hearing into the record.

Dennis O'Donnell, Senior Planner, reviewed proposed changes to the Washington County Development Code. He indicated that the Planning Commission confirmed all of their previous recommendations to the Board with the exception of adding language to the telecommunication section as follows: Require a financial guarantee be posted; Change wording to allow for stealth type design; Notify the County of any change in ownership of a wireless communication facility; and, That the name, address and telephone number of owners nearest the tower be submitted along with documentation showing that the applicant contacted the tower owners. Mr. O'Donnell indicated that letters were submitted by Peter Coyle, representing VoiceStream Minneapolis, Inc. and the United States Department of the Interior and were placed on the record.

Eileen Sexton, 10810 Quarry Avenue North, Stillwater Township – Ms. Sexton stated she supports the approval of the proposed amendments to the wireless section of the ordinance. She stated they are a step in the right direction to improve the ability of performance standards to further the goals of the comprehensive Plan. She outlined two problems with Amendment 9(D): 1) There are no objective criteria by which to measure an applicant's compliance with the requirement to maximize the screening for off-site views of the facility; 2) There are no standards for evidence which would compel a decision

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to require creative design measures to camouflage facilities. She feels this leaves open subjective decision making regarding what's protective and what isn't. Ms. Sexton asked that the Board develop more objective criteria to address those specific two statements.

Commander Dennis Moriarty, Sheriff's Office – Commander Moriarty stated that the Sheriff's Office is concerned that they may need a 300 foot tower because of public safety and they oppose lowering the height requirements..

The Board Chair asked for further comments from the public; none were heard. The Board Secretary indicated she had received all documentary evidence.

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

Commissioner Stafford addressed the following issues: Section 6(B) regarding a financial guarantee—his concern would be what constitutes a financial guarantee, would it be bonding or deposit. He feels it should be clear cut and stated in County policy as to what a financial guarantee consists of. He agrees with Ms. Sexton's comments about Section 9(D) and that it is too subjective. He asked if there would be an appeal process if this becomes a determination by staff or the Planning Commission, he feels there should be an opportunity to appeal that to the County Board.

Commissioner Stafford addressed Wind Energy Conversion Systems, Chapter 2, Part 3, Section 6 (3)(D) "No lights, flashers, reflectors, or any other illuminated devices shall be affixed to the wind energy conversion system." If the structure is 100 feet tall and located near the airport that might create a safety problem. He believes there ought to be a provision that would require the lights if there is a safety issue involved. Section 6(3)(E) "The wind energy conversion system shall be located so as to have the least impact on adjoining parcels and shall not cast shadows on adjoining property." He stated when dealing with shadows one of the things that would impact the compliance of this ordinance would be the size of the parcel and the time of year. A 100-foot tower is a ten story building, and who is going to measure those shadows in the fall. He believes that should be looked at further and maybe eliminate D and E at this time.

Mr. O'Donnell addressed the questions asked by Commissioner Stafford. Regarding the financial guarantee, the County requires that for a number of uses and it is the common practice to use a letter of credit, performance bond or cash. It is up to the developer or landowner as to which method they choose. He does not believe it is written anywhere.

Commissioners Stafford and Peterson suggested that there should be at least a reference to the financial guarantee policy in the ordinance.

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Mr. O'Donnell addressed the Wind Energy Conversion Systems, Chapter 2, Part 3, Section 6 (3)(D). He indicated that there are FAA standards that pertain to lighting. There is also an airport overlay zone that limits the height of any structure in certain approach zones. If the height standards were not met they wouldn't be permitted to put up the tower in the first place. He believes that is covered elsewhere in the County Ordinance.

Mr. O'Donnell indicated that under 9(D) there is presently an appeal process. Any conditional use permit can be appealed by either the applicant or a property owner within 15 days. If it is not appealed within 15 days in writing then the Planning Commission decision stands.

Mr. O'Donnell indicated that Wind Energy Conversion Systems, Chapter 2, Part 3, Section 6 (3)(E) regarding shadows was added because during a hearing on one of these systems a neighboring property owner was concerned about the height of that tower and the shadow it would cast on his property during the summer months.

Commissioner Pulkrabek asked that the Planning Commission develop informal standards or criteria for stealth type design towers.

Commissioner Stafford moved to amend the Wind Energy Conversion Systems Chapter 2, Part 3, Section 6 (3)(E) of the Washington County Development Code as follows: "The wind energy conversion system shall be located so as to have the least impact on adjoining parcels." Commissioner Abrahamson seconded the motion and it was adopted unanimously.

Commissioner Abrahamson moved to approve the amendments to the Washington County Development Code as amended. Commissioner Stafford seconded the motion and it was adopted unanimously.

Commissioner Abrahamson moved to adopt **Resolution No. 2002-128** as follows:

Resolution Approving Text Amendments to the Washington County
Development Code Chapter One, Section 11 – Other Permits; and
Chapter Two, Part 3 – Zoning Regulations – Performance Standards

Ordinance No. 162

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, 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

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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, a request has been submitted by the Washington County Department of Transportation and Physical Development, Land Management/Land Survey Division to amend the Washington County Development Code as a result of County Board workshops with township representatives; and

WHEREAS, the Washington County Planning Advisory Commission held several public hearings on the ten proposed amendments, as follows: Amendments to Chapter One, Section 2.1 on August 27, 2002, Chapter One, Section 11; Chapter Two, Part 3, Section 4.10(3)(H); Chapter Two, Part 3, Section 4.10 (4)(A)(1), (2), (3), (4), and (5); Chapter Two, Part 3, Section 1.2(1) and (3); Chapter Two, Part 3 to add Section 6, on May 28, 2002 and August 27, 2002, and amendments to Chapter Two, Part 3, Section 2.37, 6(B), 9(D), (10) and add 9(O) on December 11, 2001, March 26, 2002 and August 27, 2002; and

WHEREAS, the Washington County Planning Advisory Commission recommended for approval the above listed amendments on August 27, 2002; and

WHEREAS, on October 8, 2002, the Washington County Board of Commissioners conducted a public hearing on the request and to consider the amendments to the Washington County Development Code as required by MINN. STAT. § 375.51; and

WHEREAS, the record of the Washington County Board of Commissioners public hearings consist of the minutes of both the Washington County Board and the Washington County Planning Advisory Commission meetings, staff reports, correspondence, a presentation by the Washington County Department of Transportation and Physical Development and comments from the public; and

WHEREAS, the proposed amendment to Chapter One, Section 11.4 which will require township (local) approval or evidence why local approval is not necessary for application of land use in order to have an official township decision on the request prior to the County accepting an application; and

WHEREAS, the proposed amendment to Chapter Two, Part 3, Section 4.10(3)(H), Open Space performance standards which would delete the entire provision that requires a 300 foot separation between adjacent residential property would allow for greater creativity for new open space design subdivisions; and

WHEREAS, the proposed amendment to Chapter Two, Part 3, Section 4.10 (4)(A)(1), (2), (3), (4) and (5), which would provide for the reduction of required open space in open space design subdivisions from 60 percent to 50 percent to be consistent with local units of government ordinances in order to provide for developments that meet both County and township regulations; and

WHEREAS, the proposed amendment to Chapter Two, Part 3, Section 1.2(1) and (3), which would discontinue the regulation of the number and size of accessory buildings, except within the Shoreland and St. Croix River Districts to allow local control of this issue; and

WHEREAS, the proposed amendment to Chapter Two, Part 3, ADD Section 6, which would provide for regulations of Wind Energy Conversion Systems to protect the public health and safety of Washington County residents and protect the scenic views of Washington County; and

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WHEREAS, the proposed amendment to Chapter Two, Part 3, Section 2.37, 6(B) which would require financial guarantees of wireless communication antennas and towers in the event of revocation of a permit and the tower and all accessory structures must be removed and the site restored to its original condition to ensure any abandoned towers are removed so as to protect the health, safety and scenic views of Washington County residents; and

WHEREAS, the proposed amendment to Chapter One, Section 2.1, Definitions, to add "stealth type" design which would define the terms as used in Chapter Two, Part 3, Section 2.37; and

WHEREAS, the proposed amendment to Chapter Two, Part 3, Section 2.37, 9(D), which would enable the Planning Advisory Commission, in addition to the Zoning Administrator, to request a tower be of stealth type design for the purpose of protecting scenic views of Washington County; and

WHEREAS, the proposed amendment to Chapter Two, Part 3, Section 2.37, by adding Section 9(O) to reflect the Washington County Zoning Administrator be notified in writing of any change in ownership of a wireless communication facility, for the purposes facilitating notification, correspondence and ensuring permit compliance with the actual owner of the tower; and

WHEREAS, the proposed amendment to Chapter Two, Part 3, Section 2.37, by adding Section (10) to require written documentation from the owner of the nearest tower(s) showing that the applicant has contacted the other tower owners to determine if new antennas can be added to the existing tower(s) in the area to limit the proliferation of towers so as to preserve the views of Washington County.

NOW THEREFORE, BE IT RESOLVED, that based upon the hearing record, the Washington County Board of Commissioners hereby adopts the proposed amendments to the Washington County Development Code as fully set forth in Exhibit A, which is attached hereto and incorporated herein.

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 162.

EXHIBIT A AMENDMENTS TO THE WASHINGTON COUNTY DEVELOPMENT CODE

Amend Chapter One, Section 2.1 by adding the following definition:

Stealth Tower Design – A tower designed to look like something else in the built environment. Examples include: silo, tree, utility pole, bell tower, fire tower, flagpoles, and monuments.

Amend Chapter One, Section 11 Other Permits by adding Section 11.4 as follows:

11.4 Township Approval – Prior to accepting an application for rezoning/comprehensive plan amendment, a conditional use permit or variance and in order for an application to be complete, approval must be secured from the township or evidence must be presented indicating approval from the local township is not needed.

Amend Chapter 2, Part 3, Open Space Design Developments, Section 4.10 (3) (H) Performance Standards by deleting this section in its entirety:

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Neighborhoods shall be separated from adjacent residential property by a clear boundary, with a minimum width of 300 feet, comprised of two or more of the following elements: street pattern, marked topographical changes, landscape screening, drainageways, ponds, wetlands, streams, greenways and woodlands.

Amend Chapter 2, Part 3, Section 4.10(4)(A)(1)(2)(3)(4) & (5)
so as to reduce the open space required in an open space design subdivision from 60 percent to 50 percent.

Amend Chapter 2, Part 3, Section 1.2(1) & (3)
as follows so that the County Ordinance would no longer regulate the number and size of accessory buildings except in the Shoreland and St. Croix River Districts:

1.2 Accessory Structures

- (1) Required Permits. A building permit is required for all accessory structures except agricultural buildings on a farm as defined in Minnesota Statute 16B.61. A certificate of compliance is required for all agricultural buildings and accessory structures ~~over 1,000 square feet in size in the Shoreland Management and St. Croix Riverway Districts.~~
- (3) ~~Agricultural (AP, A-1, A-2, A-4) and Residential (RR, SFE, RS, TZ) Districts. The following additional standards apply to all land within these districts: In Shoreland Districts and the St. Croix Riverway District, the following standards apply:~~
 - (A) On parcels less than 2.5 acres, one accessory structure is allowed. On parcels greater than 2.5 acres and less than 20 acres, a maximum of two accessory structures are allowed. On parcels greater than 20 acres, there is no limit on the number of accessory structures, provided they are an agricultural building. One single story shed of 120 square feet or less is permitted in addition to the accessory structures. All accessory structures shall be limited to one story in height.
 - (B) The permitted size of accessory structures are as follows:

Lot Area	Total square Footage
Parcels less than 1 acre	720 sq. ft.
1 acre - 2.49 acres	1,000 sq. ft.
2.5 acres - 5 acres	2,000 sq. ft.
5.01 acres - 20 acres	2,500 sq. ft.
20.01+ acres	*unlimited

* Provided they are agricultural buildings.

Outside of the Shoreland District and the St. Croix Riverway District, the size and number of accessory buildings shall be regulated in accordance with the local unit of government standards.

The remaining provisions of Section 1.2 shall remain the same.

Amend Chapter 2, Part 3, Section 2.37 Wireless Communication Antennas and Towers as follows:

Amend Section 6(B) by adding the following language:

In the event of revocation of a permit, the tower and all accessory structures must be removed and the site restored to its original condition within 120 days. A financial guarantee shall be posted with the Washington County Zoning Administrator to assure removal of the tower and restoration of the site. If after order by the Washington County Zoning Administrator, the owner fails to remove the tower, Washington County will complete the removal of the tower and restore the site and use the financial guarantee for costs incurred by Washington County for removal of the tower and site restoration.

Amend Section 9(D) as follows:

The tower location shall provide the maximum amount of screening for off-site views of the facility. The Zoning Administrator or Planning Advisory Commission reserves the right to require creative design measures to camouflage facilities by integrating them with existing buildings and among other existing uses or to require the tower to be of a stealth type design. Existing on-site vegetation shall be preserved to the maximum extent practicable. Stealth type design may be required when the County finds such a design would increase the compatibility in a certain area; protect the scenic value of a particular area and/or is a furtherance of a goal or policy contained in the Washington County Comprehensive Plan.

Amend Section 9 by adding the following:

(O)The Washington County Zoning Administrator shall be notified in writing of any change in ownership of a wireless communication facility. All conditions imposed as part of the original permit approval shall not be affected by a change in ownership.

Amend Section 10 by adding the following:

(G) The name, address, and telephone number of the owner(s) of the nearest tower(s) shall be submitted along with written documentation showing the applicant has contacted these other tower owners to determine if the new antennas proposed can be added to the existing tower(s) in the area.

Amend Chapter 2, Part 3 of the Washington County Development Code by adding the following Section 6.0:

6.0 Wind Energy Conversion Systems (WECS)

6.1 Purpose and Intent

The purpose is to establish regulations for wind energy conversion systems. A wind energy conversion system is defined as one (1) tower with rotors and motors with one conversion generator.

- 1) Required Permits – A conditional use permit is required for a wind energy conversion system in all zoning district.
- 2) Other Requirements – Wind energy conversion systems shall comply with all rules and regulations of Federal, State, County, and local agencies.
- 3) Performance Standards – Wind energy conversion systems must comply with the following standards:

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- A. The parcel on which a wind energy conversion system is proposed to be located must be at least ten acres in size.
- B. One wind energy conversion system is permitted on a parcel.
- C. The maximum at height of a wind energy conversion system shall be 100 feet. The system height shall be measured from the base of the tower to the highest possible extension of the rotor.
- D. No lights, flashers, reflectors, or any other illuminated devices shall be affixed to the wind energy conversion system.
- E. The wind energy conversion system shall be located so as to have the least impact on adjoining parcels.
- F. No wind energy conversion system shall be located within any required setback and shall have a minimum setback from any property line a distance equal to the height of the tower.
- G. Rotors shall not exceed 26 feet in diameter and shall have a clearance of 30 feet over any tree or structure. Each wind energy conversion system shall be equipped with both a manual and automatic breaking device capable of stopping the wind energy conversion system in high winds (40 MPH or greater).
- H. All State, County, and local noise standards must be met. Applicable electrical permits/inspections must be obtained.
- I. To prevent unauthorized climbing, wind energy conversion system towers must comply with one of the following provisions:
 - 1) Tower climbing apparatus shall not be located within 12 feet of the ground.
 - 2) A locked anti-climb device shall be installed on the tower.
 - 3) A protective fence at least 6 feet in height.
- J. The color of the structure shall be either gray or off-white.
- K. In the event of permit revocation or if the wind generator is no longer used, the wind generator must be removed and the site restored to its original condition within 120 days.

Commissioner Peterson seconded the motion and it was adopted unanimously.

PUBLIC HEALTH AND ENVIRONMENT

Teen Health Day

Commissioner Abrahamson moved to adopt **Resolution No. 2002-129** as follows:

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Designating October 11, 2002 as
Communities for Teen Health Day

WHEREAS, the Minnesota Legislature established the Youth Risk Behavior Endowment (YRB) to support healthy youth development and reduce risk behaviors among adolescents; and

WHEREAS, in 2000, the Washington County Department of Public Health and Environment established the "Communities For Teen Health" initiative to address local adolescent health issues and promote healthy youth development; and

WHEREAS, community leaders, stakeholders, and youth from Washington County identified teen depression and suicide as a priority public health issue; and

WHEREAS, five "Communities For Teen Health" (Forest Lake, Mahtomedi, Stillwater, Oakdale and South Washington County) have served 14,748 youth and 5,794 adults through depression and suicide prevention programs and youth development activities.

NOW, THEREFORE BE IT RESOLVED, by the Washington County Board of Commissioners that October 11, 2002, be designated as "Communities For Teen Health" Day to recognize the past and future efforts that have been made to foster healthy youth development and mental wellness throughout Washington County.

Commissioner Peterson seconded the motion and it was adopted unanimously.

Waste Delivery Agreements

Commissioner Hegberg moved to remove from table the resolution approving the waste delivery agreements, the termination of the BFI landfill contract and awarding the landfill contract to Waste Management, Inc. Commissioner Abrahamson seconded the motion and it was adopted unanimously.

Commissioner Hegberg moved to adopt **Resolution No. 2002-130** as follows:

Waste Delivery Agreements

WHEREAS, Washington County has indicated its desire to continue to protect and ensure the public health, safety, welfare and environment of the County's residents and businesses through sound management of solid waste generated in the County; and

WHEREAS, in June 2001 (Res. No. 2002-072) Washington County directed a full exploration of development and implementation of a public collection system for solid waste in light of the potential benefits; and

WHEREAS, the Ramsey/Washington County Resource Recovery Project Board conducted an extensive study of public collection of solid waste; and

WHEREAS, in June 2002 (Res. No. 2002-084) the Washington County Board of Commissioners accepted the Final Report: Public Collection Study, dated April 2002, forwarded by the Ramsey/Washington Resource Recovery Project Board; and

WHEREAS, in June 2002 (Res. No. 2002-084) the Washington County Board of Commissioners decided to pursue public/private partnerships and changes in solid waste

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financing that could result in progress toward the environmental goals, as alternatives to public collection; and

WHEREAS, with regard to waste delivery contracts for Resource Recovery, the Board directed staff to negotiate contracts for waste delivery with licensed waste haulers

- By September 2002;
- Having a contract term through at least July 2007;
- Containing enforcement provisions;
- To assure delivery of at least 350,000 tons, with a goal of optimizing the facility at 420,000 tons of waste generated in Ramsey and Washington Counties per year to the Resource Recovery Facility depending on the length of the contracts beyond 2007, the useful life of the facility, a tipping fee appropriate to the market, and including, if necessary, services such as transfer and land filling of waste; and

WHEREAS, County staff have negotiated waste delivery agreements and an amendment to the Landfill Agreement, for Board consideration; and

WHEREAS, BFI has stated that they do not want to enter into an All Waste Agreement, but want to enter into a Specific Tonnage Waste Delivery Agreement; and

WHEREAS, the Landfill Agreement between Ramsey and Washington Counties and BFI requires BFI to enter into an All Waste Agreement; and

WHEREAS, BFI has offered to rescind the Landfill contract; and

WHEREAS, Waste Management Inc. has made an offer to enter into the Landfill Agreement.

NOW, THEREFORE BE IT RESOLVED, the Washington County Board of Commissioners hereby approves the All Waste and Specific Tonnage waste delivery agreements, and authorizes the Director of Public Health and Environment to execute such agreements.

BE IT FURTHER RESOLVED, the Washington County Board of Commissioners hereby mutually agrees with BFI to terminate the Landfill Contract effective midnight on December 31, 2002 and accepts the conditions of the termination outlined in BFI's notice of termination dated September 23, 2002.

BE IT FURTHER RESOLVED, the Washington County Board hereby authorizes the Chair and County Administrator to execute a Landfill Agreement between Waste Management, Inc. and Ramsey and Washington Counties on the terms recommended by the Department of Public Health and Environment in a form to be approved by the County Attorney.

Commissioner Abrahamson seconded the motion and it was adopted unanimously.

Resource Recovery Project 2003 Budget

Commissioner Hegberg moved to remove from table the Resource Recovery Project Board 2003 Budget. Commissioner Peterson seconded the motion and it was adopted unanimously.

Commissioner Hegberg moved to adopt **Resolution No. 2002-131** as follows:

October 8, 2002

Resource Recovery 2003 Project Budget

WHEREAS, the Joint Powers Agreement for Resource Recovery provides that authority for approval of Resource Recovery Project budgets remains with the Respective County Boards; and

WHEREAS, the Ramsey/Washington County Resource Recovery Project Board has prepared and recommended a proposed Project budget for 2003, with that recommendation found in Resolution 02RR-04; and

WHEREAS, the Project Board was unable to complete a budget for the Service Fee component of the recommended 2003 budget, because negotiations with waste haulers were ongoing; and

WHEREAS, negotiations with waste haulers for delivery of waste in 2003 and beyond have been completed, and waste delivery agreements have been approved by the Washington County Board, allowing for the completion of the 2003 Project Budget.

NOW, THEREFORE BE IT RESOLVED, the Washington County Board of Commissioners hereby approves the 2003 Resource Recovery Project Budget:

Appropriations

Administration	\$ 752,368.00
Service Fee	12,418,047.00
Rebates	<u>2,000,000.00</u>
	\$15,170,415.00

Financing Sources

Washington County Participation	\$ 3,526,312.00
Ramsey County Participation	9,534,103.00
Interest Income	110,000.00
State of Minnesota	<u>2,000,000.00</u>
	\$15,170,415.00

Commissioner Abrahamson seconded the motion and it was adopted unanimously.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Hegberg mentioned that Mr. Junker, who appeared this morning, does not remember why the County got into the garbage business and that was to clean up the landfills and how many millions of dollars that cost the County.

Commissioner Abrahamson stated he is receiving a lot of calls and inquiries about the Bayport West Development. Two townships will be sending him letters requesting that an Environmental Impact Study be conducted on the development. These two townships are located directly across the street from this development and they are concerned about the water in that area.

Commissioner Abrahamson stated he served in the Korean War, was a police chief in a city and was elected to two terms as Mayor of Stillwater and if that doesn't qualify him to be a County Commissioner he doesn't know what does. What he does as a private citizen or in his home by endorsing people is his business and is his right.

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Commissioner Peterson read from the "Director's Desk" a Youth Service Bureau newsletter an article stating that "Evidence shows that early intervention and prevention are the most effective and the least costly approach to promote a healthy, pro-social behavior in children and youth. Punitive measures like incarceration, which cost about \$60,000 a child, or out-of-home placement, which is about \$3,000 a child, or hospitalization about \$30,000 a child produce few long-term positive results and costs significantly more than a Youth Service Bureau intervention which is normally \$130 to \$1,000 a child." She feels that the Board should consider this kind of activity.

Commissioner Pulkrabek stated that staff along with himself, have been working with School District 622, the city, the police department and concerned neighbors and parents on a pedestrian safety issue in front of Skyview School. There was a fantastic and insightful article in the Pioneer Press yesterday by Toni Coleman which talked about pedestrian safety. He felt it was very relevant to a couple issues they've been working on.

BOARD CORRESPONDENCE

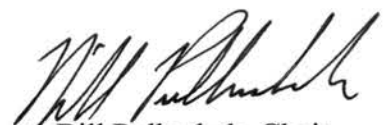
Board correspondence was received and placed on file.

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 10:51 a.m.

BOARD WORKSHOP WITH PUBLIC HEALTH AND ENVIRONMENT

The Board meet in workshop session with the Department of Public Health and Environment to continue a discussion from last week regarding hauler collected service charges. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Pulkrabek, Peterson and Stafford. Also present were Molly O'Rourke, Mary McGlothlin, Judy Hunter, Kevin Corbid, Nile Kriesel and Mary Divine, Pioneer Press.


Bill Pulkrabek, Chair
County Board

Attest:


Molly O'Rourke
Deputy Administrator

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
OCTOBER 15, 2002

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, Pulkrabek, Peterson and Stafford. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Senior Assistant County Attorney; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Linda Dyer, Assessment, Taxpayer Services and Elections; Bogdan Filipescu, Assessment, Taxpayer Services and Elections; Tina Olson, Assessment, Taxpayer Services and Elections; Edison Vizuite, Financial Services Director; Geri Olson, Accountant II; Melinda Kirk, Accounting Supervisor; Don Wisniewski, Director of Transportation and Physical Development; Don Theisen, County Engineer; Jim Luger, Parks Director; Carolyn Phelps, Historic Courthouse Coordinator; John Elholm, Parks Planner; Mary McGlothlin, Director of Public Health and Environment; Jim Wells, Library Director; Richard Gauger, Project Manager; and Bev Hagen, Public Information Coordinator.

The Board recited the Pledge of Allegiance.

COMMENTS FROM THE PUBLIC

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

CONSENT CALENDAR

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

1. Approval of the October 1, 2002 Board meeting minutes.
2. Approval to reappoint David Bucheck, Lake Elmo, and Don Scheel, Afton, to the Valley Branch Watershed District Board of Managers to terms expiring November 13, 2005.
3. Approval for the Washington County Libraries to accept equipment from the 3M Company Library Systems Division for inclusion in the new R.H. Stafford Library in Woodbury.
4. Approval and execution of contract with William J. Office Furnishings for moving services required for library equipment transfer to the R.H. Stafford Library in Woodbury.

The foregoing Consent Calendar was adopted unanimously.

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ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

Commissioner Peterson moved to adopt **Resolution No. 2002-132** as follows:

Recommending Approval of Conveyance of
Tax Forfeited Lands for an Authorized Public Use
(Replaces Resolution No. 2002-104)

BE IT HEREBY 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 Chair be authorized to execute the application pursuant to M.S. 282.01 Subd. 1.

Agencies Requesting Parcel:
Washington County & City of Cottage Grove

Parcel ID#: 17.027.21.31.0003

Public Use: Intended to be utilized for a park and ride facility in Cottage Grove developed in partnership with MnDot and Metropolitan Transit.

BE IT FURTHER RESOLVED, that this Resolution replaces Resolution 2002-104 adopted on August 6, 2002.

Commissioner Abrahamson seconded the motion and it was adopted unanimously.

FINANCIAL SERVICES DEPARTMENT**Policy No. 1808 – Capital Asset System**

Commissioner Stafford moved to approve amendments to Policy No. 1808, Capital Asset System as presented. Commissioner Peterson seconded the motion and it was adopted unanimously.

Policy No. 2002 – Establishment of Fiscal Policy

Commissioner Stafford moved to approve amendments to Policy No. 2002, Establishment of Fiscal Policy, as presented. Commissioner Peterson seconded the motion and it was adopted unanimously.

Policy No. 1401 – Budget Policy

Commissioner Abrahamson moved to approve amendments to Policy No. 1401, Budget Policy, as presented. Commissioner Hegberg seconded the motion and it was adopted unanimously.

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TRANSPORTATION AND PHYSICAL DEVELOPMENT

Transportation Improvement Costs and Current Revenue From State Aid

Don Theisen, County Engineer, indicated that if the State raised the gas tax one penny that would raise \$30,000,000. After all of the various deductions, Washington County's share would amount to \$147,000. He also presented information of approximate 2003 transportation costs as follows: Traffic signal - \$206,000; One mile bike trail - \$55,000; One mile 2-lane rural - \$765,000; One mile 2-lane urban - \$1,311,000; 1 mile 4-lane divided \$2,513,000; Purchase of right-of-way outside MUSA - \$9,500 per acre; Purchase of right-of-way inside MUSA - \$71,400 per acre.

The Commissioners asked for information on how Minnesota ranked in gas taxes compared to the other 49 States.

Historic Courthouse Future Vision

Carolyn Phelps, Historic Courthouse Coordinator, presented four goals and strategies to achieve these goals and outlined the following Five-Year Implementation Plan – 2003-2007 priorities:

Priority 1: Develop and implement a restoration plan by consulting with preservation architects and the Minnesota Historical Society.

Priority 2: Seek additional grants, donations and sponsorships from foundations, businesses, individuals and groups.

Priority 3: Develop one additional fundraising activity.

Priority 4: Develop one additional Historic Courthouse public event.

Commissioner Abrahamson moved to approve the Washington County Historic Courthouse Advisory Committee's future vision for the Washington County Historic Courthouse as presented. Commissioner Peterson seconded the motion and it was adopted unanimously.

Update on the St. Croix Bluffs Regional Park Master Plan Amendment

Jeff Schoenbauer, Bauer & Associates, presented an update on amendments to the St. Croix Bluffs Regional Park Master Plan. The amendments address the following: 1) Addition of approximately 113 acres of land to the north of the existing park boundary; 2) Inclusion of 208 acres, Parcel A, as part

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of the regional park; 3) Location for additional camping; 4) Location for a day camp facility; 5) Location for a swim beach; 6) Location for trails; and 7) Review of natural resource planning.

Jim Luger, Parks Director, advised the Board that staff has met with residents of Denmark Township on two occasions. The final draft of the amended master plan will also be forwarded to Denmark Township for review and comments.

Mr. Luger indicated that the Washington County Parks and Open Space Commission would review the amended plan this week and provide the County Board with a recommendation. The Board will be asked to review the final draft, provide direction to staff and the consultant and set a public hearing.

GENERAL ADMINISTRATION

James Schug, County Administrator, reviewed staff comments related to the Bayport West Development Environmental Assessment Worksheet. He indicated that there are three areas the County has commented on: Water issues and potential impact of community water systems on the pollution plume that currently exists in Baytown Township; Water quality and surface water runoff; and Impact of traffic created by the 700-plus home development on the County Road system.

Commissioner Abrahamson moved to approve staff comments to the Bayport West Development Environmental Assessment Worksheet as presented. Commissioner Hegberg seconded the motion and it was adopted unanimously.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Peterson reported that she has received another phone call complaint about all terrain vehicles tearing up ditches and driveways on Highway 5. She also distributed amendments to the MELSA Joint Powers Agreement to the Board Chair and County Administrator.

Commissioner Hegberg reported on the HRA meeting he attended last week and indicated that the bond issue has been sold and was under 5%. He reported on a PERA meeting he attended regarding long-term disabilities and appeals of disability issues. His feeling is that PERA is a retirement plan and not a disability plan. It would take a 2% increase in the retirement plan to initiate some type of disability plan in that program. He is not in favor of that. Commissioner Hegberg indicated that the Insurance Trust is looking at some of the disability plans to see how they could save Counties money, but they are not offering it to the Counties at this time.

Commissioner Pulkrabek announced that the Public Health Advisory Committee will meet this evening from 5:30 to 7:30 in Room 560 to discuss emergency preparedness and the public is invited 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, Commissioner Abrahamson moved to adjourn, seconded by Commissioner Stafford and it was adopted unanimously. The Board meeting adjourned at 11:14 a.m.

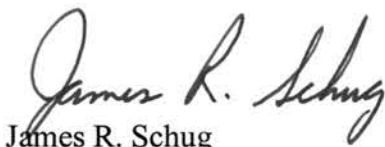
BOARD WORKSHOP WITH COMMUNITY SERVICES

The Board met in workshop session with the Community Services Department to discuss the Health Insurance Portability and Accountability Act (HIPAA). No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Peterson and Stafford. Also present were Jim Schug, Molly O'Rourke, Patrick Singel, Rick Hodsdon, Barb Fritsche, Tom Adkins, Mary McGlothlin, Linda Blaisdell, and Judy Spooner, Washington County Bulletin.



Bill Pulkrabek, Chair
County Board

Attest:



James R. Schug

County Administrator

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
OCTOBER 22, 2002

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, Pulkrabek, Peterson and Stafford. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Senior Assistant County Attorney; Doug Johnson, County Attorney; Judy Honmyhr, Director of Human Resources, Employee Safety and Risk Management; Mary McGlothlin, Director of Public Health and Environment; Cindy Weckwerth, Public Health and Environment; Don Wisniewski, Director of Transportation and Physical Development; Richard Gauger, Project Manager; Marv Erickson, Facilities Manager; Dan Papin, Community Services Director; Patrick Singel, Community Services Deputy Director; Robert Crawford, Workforce Center Division Manager; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Tina Olson, Assessment, Taxpayer Services and Elections; and Bev Hagen, Public Information Coordinator.

The Board recited the Pledge of Allegiance.

COMMENTS FROM THE PUBLIC

The Board Chair asked for comments from the public, none were heard.

CONSENT CALENDAR

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

1. Approval of the October 8, 2002 Board meeting minutes.
2. Approval to extend a Special Project Sr. I.T. Analyst position in the I.S. Department through April 19, 2003.
3. Approval to amend an agreement with Emmons and Olivier Resources for an additional \$14,945 to include additional administrative duties in the implementation of the Board of Water and Soil Resources Challenge Grant to study groundwater and surface water systems in Northern Washington County.
4. Approval to authorize the County Board Chair and County Administrator to execute the Minnesota Department of Corrections Income Contract/Joint Powers Agreement in connection with housing county inmates/detainees at the Oak Park Heights Correctional Facility.

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5. Approval to authorize the County Board Chair and County Administrator to execute a one year partial coverage road maintenance agreement with the City of Hugo.
6. Approval to execute a contract with Comfort Systems USA for the upgrade of the HVAC controls from manual to pneumatic.
7. Approval to execute a maintenance agreement for the R.H. Stafford Library and Woodbury Indoor Park between Washington County and the City of Woodbury.

The foregoing Consent Calendar was adopted unanimously.

COMMUNITY SERVICES DEPARTMENT

Workforce Investment Board

Jane Klein, Chair, and Marc Cove, Vice Chair, of the Workforce Investment Board (WIB) presented an overview of the Board's goals and accomplishments. Ms. Klein stated this has been a tough year economically, businesses are struggling, several are holding their own and some are closing. Workforce is an issue this year as unemployment continues to rise in Minnesota. There are 50% fewer reported job openings in Minnesota than last year. About half of the projected jobs through the year 2008 will require post secondary training.

Ms. Klein reported that the WIB has worked on the mentoring programs and recruiting new members from the business community. They are holding meetings in locations among the businesses and communities to get the word out of who they are and what they do. They have incorporated a new logo, which is "Building Blocks for a New Economy" and they are working on marketing their image and identity. They need the business community to know that the Workforce Center is here to assist them with jobs and they do more than just try to help people who are hard to serve; they have good people who need jobs.

Mr. Cove presented an overview of legislative challenges they are facing and their objectives as follows: Dislocated Worker Program - This will enable the unemployed to return to work quickly at the highest skill and wage level possible; Minnesota Youth Program - Increase youth employability through work experience, career exploration and funding for post secondary education; and Local Intervention Grant for Self Sufficiency (LIGSS) - Enable families with great obstacles to overcome to attain as much financial independence as possible.

Members of the Workforce Investment Board in attendance today were introduced: David Strafaccia, David Piggott, Jack Stoehr, Mary Brunkow, and Jerry Turnquist.

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ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

Commissioner Peterson moved to adopt **Resolution No. 2002-133** as follows:

Resolution Recommending Approval of Private Sale of
Tax Forfeited Land to Minnesota Department of Transportation

BE IT HEREBY RESOLVED, that the Application for Private Sale of Tax-Forfeited land listed below be approved, for an authorized public use, and that the Board Chair be authorized to execute the application for Private Sale pursuant to M.S. 282.01 Subd. 1a;

Agency requesting property:
Minnesota Dept. of Transportation

Sale Price: \$25,400.00

Parcel ID# 36.028.22.31.0088

Public Use: Improvement of Trunk Highway 61

Commissioner Stafford seconded the motion and it was adopted unanimously.

GENERAL ADMINISTRATION**Comments on South Washington Watershed District Water Management Plan**

Jane Harper, Principal Planner, reviewed a minor amendment to the South Washington Watershed District Water Management Plan. The plan amendment includes details on the Central Draw Stormwater Project as well as an updated finance plan for the District's entire capital improvement program. For both of those parts of the amendment, they would like the option in the future of asking the County to finance the project.

Ms. Harper indicated that the County's Finance Committee has reviewed the plan amendment. They recommended that the County not approve the plan unless the reference to the county funding projects is removed. They felt that the County would be willing to discuss this financing option with the District at the time future projects are proposed. They were also concerned about cash flow and fund balance issues. She discussed the cash flow issue with the Board of Water and Soil Resources, and they agreed that the law could be redefined to meet county certification deadlines. They will work with the County to present some language to the legislature during the next session.

Commissioner Stafford moved to approve comments on the minor amendment to the South Washington Watershed District Water Management Plan and Capital Improvement Plan for submittal to the Watershed District. Commissioner Abrahamson seconded the motion and it was adopted unanimously.

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GENERAL ADMINISTRATION**R.H. Stafford Library Grand Opening**

James Schug, County Administrator, announced that on November 1, 2 and 3, the County will celebrate the Grand Opening of the Woodbury Central Park and the R.H. Stafford Library. On November 1, there will be a reception at 7:00 p.m. and official library dedication ceremony held at 7:30 p.m. During the 2nd and 3rd there will be several community events including a ribbon tying ceremony symbolizing the coming together of the five partners for this project: The school district with ECFE; The senior housing project; The YMCA; the Woodbury Central Park and the R.H. Stafford Branch Library.

News Article

Mr. Schug announced that he distributed an article written by Jennifer Wagenius, who works for the Recorder's Office and is a participant in the County's Performance Measurement Program. She submitted this article to the American Society for Public Administration's monthly newsletter called the P.A. Times and it was published. The article related the efforts made in the Recorder's Office to measure the performance in terms of the efficiency, effectiveness and timeliness of filing documents.

Commissioner Peterson asked that this article be submitted to the County newspapers.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Hegberg reported on a meeting he attended last evening regarding Highway 8. He indicated that an alternate route was on the County line of Chisago and Washington County. He does not agree with this alternate route. He asked that staff look at the study and respond to the concerns that the County would have. His concern is that sewer does not serve Alternate One and they had never planned to have a sewer along that line in Scandia and in Forest Lake. He is also concerned about the wetlands in the area.

Commissioner Hegberg reported that water is coming in and Jocelyn Road is now under water. Keats Avenue has water up to the shoulders. Indian Hills Golf Club is pumping water out of the Keats pond, but it is not keeping up with the water coming in.

Commissioner Pulkrabek announced that there would not be a County Board Meeting next Tuesday. It is the fifth Tuesday of the month.

Commissioner Peterson reported she attended a meeting last evening regarding the annexation of property from Grey Cloud Island to St. Paul Park. A landowner wants to develop some property and has

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requested that it be a part of St. Paul Park. The two sides met and came to an agreement on the annexation process and development issues.

Commissioner Abrahamson reported he still is receiving calls on the Bayport West Development EAW. He indicated he would submit letters he received at home regarding this subject to staff.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

ADJOURNMENT

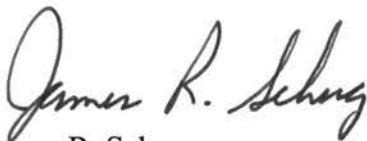
There being no further business to come before the Board, Commissioner Abrahamson moved to adjourn, seconded by Commissioner Stafford and it was adopted unanimously. The Board meeting adjourned at 10:00 a.m.



Bill Pulkrabek, Chair

County Board

Attest:



James R. Schug

County Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
NOVEMBER 5, 2002**

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, Pulkrabek, Peterson and Stafford. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; Jay Brunner, First Assistant County Attorney; Doug Johnson, County Attorney; Judge Susan Miles; Chris Volkers, County Administrator; Bill Funari, Court Administration; Dan Papin, Community Services Director; Patrick Singel, Community Services Deputy Director; Richard Backman, Community Services Division Manager; Dottie Flaherty, Community Services; Pam Ringsmith, Community Services Supervisor; Mary McGlothlin, Director of Public Health and Environment; Judy Hunter, Senior Program Manager; Judy Honmyhr, Director of Human Resources, Employee Safety and Risk Management; Tom Adkins, Court Services Director; Mary McCarthy, Information Services Director; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Bruce Munneke, County Assessor; Don Wisniewski, Director of Transportation and Physical Development; Marv Erickson, Facilities Manager; and Bev Hagen, Public Information Coordinator.

The Board recited the Pledge of Allegiance.

COMMENTS FROM THE PUBLIC

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

CONSENT CALENDAR

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

1. Approval of the October 15 and 22, 2002 Board meeting minutes.
2. Adoption of **Resolution No. 2002-134** as follows:

Resolution Approving Community Development Block Grant
Subgrantee Agreement with the City of Newport

WHEREAS, the City of Newport has applied for, and the County Board approved, Community Development Block Grant (CDBG) funds of \$118,911.06 to replace a sanitary sewer dry well lift station canister, pump and controls; and

WHEREAS, the purpose of the Community Development Block Grant program is to fund activities which benefit low and moderate income persons; and

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WHEREAS, the sanitary sewer lift station is located in and serves a predominantly low and moderate income neighborhood; and

WHEREAS, the project meets all environmental requirements of the Community Development Block Grant program under 24 CFR part 58.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners approves the Community Development Block Grant Subgrantee Agreement with the City of Newport for the Sanitary Sewer Lift Station project.

BE IT FURTHER RESOLVED, that the Washington County Board Chair and the County Administrator are authorized to execute and sign the Community Development Block Grant Subrecipient Agreement.

3. Adoption of **Resolution No. 2002-135** as follows:

Resolution Approving Community Development Block Grant
Subgrantee Agreement with the City of St. Paul Park

WHEREAS, the City of St. Paul Park has applied for, and the County Board approved, Community Development Block Grant (CDBG) funds of \$82,993.71 to improve recreational and parking facilities in Axelrod Park, and

WHEREAS, the purpose of the Community Development Block Grant program is to fund activities which benefit low and moderate income persons; and

WHEREAS, Axelrod Park is located in and serves a predominantly low and moderate income neighborhood; and

WHEREAS, the project meets all environmental requirements of the Community Development Block Grant program under 24 CFR part 58.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners approves the Community Development Block Grant Subgrantee Agreement with the City of St. Paul Park for the Axelrod Park Improvements project.

BE IT FURTHER RESOLVED, that the Washington County Board Chair and the County Administrator are authorized to execute and sign the Community Development Block Grant Subrecipient Agreement.

4. Approval of the 2002-2004 contract with Country Services, Inc. to provide case management services for persons with Developmental Disabilities.
5. Approval of an early hire of a 1.0 F.T.E. Court Assistant position in the Department of Court Administration for purposes of staffing in the Court Scheduling Division.
6. Approval of the Federal Equitable Sharing Agreement between the Federal Government and Washington County.

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7. Approval of fifth amendment to agreement for rental of jail space between Ramsey County and Washington County.

8. Adoption of **Resolution No. 2002-136** as follows:

Rescind Original Bid Award and Award of Bid to the Second Lowest
Bidder to Nieman Roofing Company for Roofing Project at the
County's North Maintenance Shop

WHEREAS, in order to facilitate roofing construction at the Transportation & Physical Development Department North Maintenance Shop, the County solicited bids for this project; and

WHEREAS, bids were opened on August 19, 2002, with the low bidder being Horizon Roofing; and

WHEREAS, the bid award was approved by the County Board on October 1, 2002 to Horizon Roofing conditioned upon the execution of a contract and approval as to form by the County Attorney's office; and

WHEREAS, the bid awardee, Horizon Roofing, has failed to execute a contract for the work and has failed to meet the time frame set forth in the specifications and is therefore a nonconforming bidder; and

WHEREAS, the second low bidder, Nieman Roofing Company, Inc. has indicated a willingness to enter into a contract for the work and work within the timeframe in the specifications; and

NOW, THEREFORE BE IT RESOLVED, that the bid award to Horizon Roofing made on October 1, 2002 be rescinded because of failure to enter into a contract and is unable to conform to the project specifications; and

BE IT FURTHER RESOLVED, that the bid award for the project be made to the second low bidder, Nieman Roofing Company, Inc. and that a contract between the County and Nieman Roofing Company, Inc. be executed through the signatures of the Chairman of the Washington County Commissioners 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 Washington County Attorney's office.

9. Bids were received for the lease of agricultural land within County parks for 2003 as follows:

<u>Bidder</u>	<u>Pine Point</u> (31.9 Acres)	<u>Cottage Grove</u> (26.1 Acres)	<u>St Croix Bluffs</u> (144.3 Acres)	<u>Lake Elmo</u> (278.9 Acres)	<u>Big Marine</u> (75.4 Acres)
Ken Berwald	\$45.00				
Steve Bisco			\$85.00	\$45.00	
Gordon Herman				\$86.10	
Steve Herman			\$120.00		
Jerry Lepinski					\$62.00
Donald Anderson				\$88.00	
Ronald Shiltgen				\$77.00	
John See				\$88.25	

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<u>Bidder</u>	<u>Pine Point</u> (31.9 Acres)	<u>Cottage Grove</u> (26.1 Acres)	<u>St Croix Bluffs</u> (144.3 Acres)	<u>Lake Elmo</u> (278.9 Acres)	<u>Big Marine</u> (75.4 Acres)
Gary Swanson			\$112.00		
Gordon & Myron Tank		\$65.00	\$116.60	\$72.00	
William St. Sauver					\$40.00

Adoption of **Resolution No. 2002-137** as follows:

Award of Parks Farm Land Leases for 2003

WHEREAS, in order to facilitate the leasing of agricultural land in County parks, the County solicited bids for the use of this land; and

WHEREAS, bids were opened on October 15, 2002 with highest bidders being Kenneth Berwald for Pine Point Park, Steve Herman for St. Croix Bluffs Regional Park, Jerry Lepinski for Big Marine Park Reserve, John See for Lake Elmo Park Reserve and Gordon & Myron Tank for Cottage Grove Ravine Regional Park; and

NOW THEREFORE, BE IT RESOLVED, that the bids of Kenneth Berwald, Steve Herman, Jerry Lepinski, John See and Gordon & Myron Tank be accepted and the County enter into a lease agreement with these bidders for the respective parcels of land noted previously in this resolution under the terms and conditions set forth in the bid specification documents; and

BE IT FURTHER RESOLVED, that the lease between the County and Kenneth Berwald, Steve Herman, Jerry Lepinski, John See and Gordon & Myron Tank be executed through the signatures of the Chair of the Washington County Board of Commissioners and County Administrator without further action of the County Board and conditioned upon compliance with all bid specification requirements and approval as to form by the Washington County Attorney's office.

10. Adoption of **Resolution No. 2002-138** as follows:

Final Payment to A.J. Spanjers Co., Inc. for Historical
Courthouse Exterior Masonry Restoration

WHEREAS, the Washington County Board of Commissioners, on June 26, 2001, signed a contract with A.J. Spanjers Co., Inc. for the restoration of exterior masonry at the County Historical Courthouse; and

WHEREAS, A.J. Spanjers Co., Inc. has satisfactorily completed all work in accordance with the terms and conditions of the contract.

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

The foregoing Consent Calendar was adopted unanimously.

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COURT ADMINISTRATION

Judge Susan Miles presented an overview of the Children's Justice Initiative. She indicated that this is a collaborative effort of Court Administration, County Attorney's office, Court Services, Community Services, guardian ad litem and foster parents. Washington County is one of twelve participating pilot counties in the State to begin collaborating to build juvenile judicial systems that function better through the eyes of a child. Judge Miles reviewed recent achievements as follows:

Orientation Video – This video will acquaint parents with the CHPS court system. It was developed and scripted by Washington County. This video was funded by the Supreme Court and is currently in post-production stage.

Automated Orders – Court Administration staff has developed data base and software which allows judicial aides to print out orders for parties before they leave the courtroom. This is the first system of its kind in Minnesota that has customized orders and not boiler plate information.

Kids Call Volunteer Attorneys – This program answers question by CHPS kids in emergency placement. Seven qualified volunteer attorneys have been recruited and have received day-long training regarding the juvenile court system. They hope in the future that this will lead to legal representation for kids in appropriate cases.

Voluntary Mediation – A pilot program with eight qualified volunteer mediators has been started. Parties attempt to negotiate a case plan and participation is strictly voluntary. The hope is to obtain permanency without trial.

Judge Miles stated that they have expedited public defender applications, improved technology in juvenile courtrooms, public defender representations of kids ten and older, and staff training.

COMMUNITY SERVICES DEPARTMENT

Dan Papin, Community Services Director, informed the Board that Dottie Flaherty, Eligibility Specialist, was the recipient of the Financial Worker of the Year Award, which was presented to her at the Minnesota Financial Worker/Case Aide Association Conference on September 18, 2002. Ms. Flaherty thanked her fellow co-workers and shares this award with them.

PUBLIC HEALTH AND ENVIRONMENT

Commissioner Stafford moved to set a public hearing for Tuesday, November 19, 2002, at 9:00 a.m. for amendments to the Solid Waste Management Ordinance No. 137. Commissioner Hegberg seconded the motion and it was adopted unanimously.

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ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

Commissioner Abrahamson moved to approve the Computer Aided Mass Appraisal system contract with Vanguard Appraisal. Commissioner Stafford seconded the motion and it was adopted unanimously.

GENERAL ADMINISTRATION**Voting Delegate and Alternate to the MCIT Annual Meeting**

Commissioner Abrahamson moved to appoint Commissioner Dennis C. Hegberg as Voting Delegate and County Administrator Jim Schug as Alternate to the Minnesota Counties Insurance Trust Annual Meeting to be held in Duluth, Minnesota on Monday, December 9, 2002. Commissioner Stafford seconded the motion and it was adopted unanimously.

Proposed Plans for Metropolitan Council Redistricting

Commissioner Peterson moved to approve Option 3 as proposed by the Metropolitan Council for redistricting 16 council districts as required by Minnesota Statutes following the federal census. Commissioner Hegberg seconded the motion and it was adopted 4-1 with the vote as follows: Yes, Commissioners Hegberg, Pulkrabek, Peterson and Stafford. No, Commissioner Abrahamson.

R.H. Stafford Library Grand Opening

Jim Schug, County Administrator, reported on the dedication ceremony and grand opening of the R.H. Stafford Library and the Woodbury Central Park this past weekend. Numerous people attended Friday, Saturday and Sunday.

Election Day Process

Kevin Corbid, Director of Assessment, Taxpayer Services and Elections, presented a short overview on the process to be followed in counting absentee ballots of people who did not choose to do a supplemental ballot. On original absentee ballots that come in they will hand count those ballots for just the U.S. Senate race. Another set of judges will be counting the paper supplemental ballots for the U.S. Senate race. When the hand count of the absentee ballots for U.S. Senate is completed, those ballots will then be fed into the Accu-Vote machines and the rest of the races on that ballot will be counted.

Commissioner Abrahamson asked how long will people have to wait to get election results because of the hand count? Mr. Corbid indicated his best estimate would be 9:00 for the smaller precincts. For the larger precincts they do not expect results until closer to midnight.

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COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Hegberg reported that the Metropolitan Mosquito Control is increasing its levy to the maximum allowed which is approximately a 15% increase from last year. The reasons for the increase are due to the wet summer and more acres were treated. There were also more cases of Eastern Encephalitis and the West Nile virus.

Commissioner Hegberg indicated that he will be touring the nuclear facility in Prairie Island in Hastings on Thursday. He also has the Minnesota Counties Insurance Trust Board meeting on Friday.

Commissioner Peterson indicated she will pass around a map of Minnesota that shows the Encephalitis and West Nile virus cases.

Commissioner Stafford indicated that the phone calls and e-mails he's received about the Woodbury Library and Central Park have been complimentary. Since the library has been opened they've processed 16,000 actions in one week. On Wednesday the City of Woodbury will be holding a ribbon cutting ceremony for the Tamarack Interchange. Commissioner Stafford stated he was suppose to go to Prairie Island also, but he has a meeting with the East Metro Communications Board on that day.

Commissioner Peterson stated there has been an increase in the usage of food shelves in the County. The food shelves encourage monetary donations because they can purchase food from Second Harvest Heartland for 14¢ a pound. She reported that Second Harvest Heartland will be having a fund raiser on Friday, November 15 from 6:00 to 9:00 p.m. at the Prom Center in Oakdale. She encouraged the County to support this effort.

Commissioner Peterson directed the Board to an invitation they've received from the P.L.A.C.E. Program to attend the Thanksgiving Open House.

Commissioner Pulkrabek stated he attended the dedication and ribbon cutting ceremonies for the R.H. Stafford Library and Woodbury Central Park this past weekend. He was amazed at the turnout and it is a fantastic facility.

Commissioner Pulkrabek reported that the Board had requested information on the number of suicides in Washington County and was surprised and saddened at the number of suicides. Over a ten-year period there were over 160 suicides.

Commissioner Pulkrabek reminded the viewing audience if they haven't voted that they should do so. The polls are open to 8:00 p.m. Also, the Canvassing Board will convene on Friday, November 8 to certify the election.

November 5, 2002

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 10:15 a.m.

BOARD WORKSHOP WITH ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

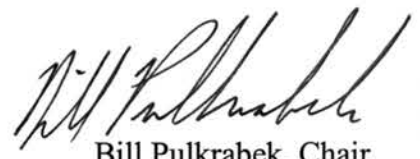
The Board met in workshop session with the Office of Assessment, Taxpayer Services and Elections to receive information on the proposed pay 2003 property taxes. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Pulkrabek, Peterson and Stafford. Also present were Jim Schug, Molly O'Rourke, Kevin Corbid, Joanne Helm and Judy Spooner, Washington County Bulletin.

Attest:



James R. Schug

County Administrator



Bill Pulkrabek, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
NOVEMBER 12, 2002**

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, Pulkrabek and Stafford. Commissioner Peterson absent. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; Jay Bruner, First Assistant County Attorney; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Steve Gransee, Assessment, Taxpayer Services and Elections Supervisor; Don Wisniewski, Director of Transportation and Physical Development; Don Theisen, County Engineer; Jim Luger, Parks Director; John Elholm, Parks Planner; Dan Papin, Community Services Director; Judy Honmyhr, Director of Human Resources, Employee Safety and Risk Management; Cindy Koosmann, Recorder; Jennifer Wagenius, Deputy Recorder; Mary McCarthy, Information Services Director; Martina Johntz, Associate Planner; Marv Erickson, Facilities Manager; and Bev Hagen, Public Information Coordinator.

The Board recited the Pledge of Allegiance.

COMMENTS FROM THE PUBLIC

Doug Johnson, County Attorney, commended the Washington County Election's Department for the past election. He felt the County election was run well.

David Beaudet, Mayor, Oak Park Heights, addressed the solid waste management ordinance proposal. They were informed about the proposed 34% fee to go on all waste haulers in the city and the county. They do require the city's waste to go to the recovery facility making their rates higher than those cities that take their waste to landfills in Wisconsin and Iowa to be landfilled. If this fee is spread across everyone uniformly, he feels that the County is expecting the residents of Oak Park Heights to pay more than those communities that are not participating and having their waste go other places. If this proposal moves forward, he hopes that the County Board can find a way to not create this inequity to those who are supporting the County's waste facility.

Commissioner Stafford suggested that Mayor Beaudet meet with Commissioner Hegberg, County Administrator Schug and himself to discuss this issue further. He reminded the Mayor that the taxpayers are going to receive a substantial cut in the fee on their tax statement.

CONSENT CALENDAR

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

November 12, 2002

1. Approval to appoint Christel Warner, Oakdale, as Consumer Representative, and Father Corey Belden, Stillwater, as the Chaplaincy Representative to the Mental Health Advisory Council to first terms expiring December 31, 2005.
2. Approval of amendment to the Metropolitan Library Services Agency (MELSA) Joint Powers Agreement.
3. Approval of the 2002-2004 contract with People, Incorporated for home and community based services.
4. Adoption of **Resolution No. 2002-139** as follows:

Resolution Approving Community Development Block Grant
Subgrantee Agreement with the City of Forest Lake

WHEREAS, the City of Forest Lake has applied for, and the County Board approved, Community Development Block Grant (CDBG) funds of \$74,901.30 to repair water damage to the Forest Lake Senior Center, stop water leakage, and prevent additional deterioration to the building; and

WHEREAS, the purpose of the Community Development Block Grant program is to fund activities which benefit low to moderate income persons; and

WHEREAS, senior citizens are presumed to be low to moderate income by the U.S. Department of Housing and Urban Development; and

WHEREAS, the project meets all environmental requirements of the Community Development Block Grant program under 24 CFR part 58.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners approves the Community Development Block Grant Subgrantee Agreement with the City of Forest Lake for the Senior Center Rehabilitation project.

BE IT FURTHER RESOLVED, that the Washington County Board Chair and the County Administrator are authorized to execute and sign the Community Development Block Grant Subrecipient Agreement.

5. Adoption of **Resolution No. 2002-140** as follows:

Resolution Approving Community Development Block Grant
Subgrantee Agreement with the City of Cottage Grove

WHEREAS, the City of Cottage Grove has applied for, and the County Board approved, Community Development Block Grant (CDBG) funds of \$78,075.74 to acquire land within the Highway 61 corridor for development new senior housing; and

November 12, 2002

WHEREAS, the purpose of the Community Development Block Grant program is to fund activities which benefit low and moderate income persons; and

WHEREAS, the Highway 61 Corridor Redevelopment project will result in the development of 45 new units of affordable rental housing for low to moderate income senior households; and

WHEREAS, the project will meet all environmental requirements of the Community Development Block Grant program under 24 CFR part 58.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners approves the Community Development Block Grant Subgrantee Agreement with the City of Cottage Grove for the Highway 61 Corridor Redevelopment project.

BE IT FURTHER RESOLVED, that the Washington County Board Chair and the County Administrator are authorized to execute and sign the Community Development Block Grant Subrecipient Agreement.

6. Approval to ratify the 2003 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 January 5, 2003 (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. County contribution toward health insurance: Single \$433.00/mo. Family \$555.00/mo.
7. Approval of Plat of Long Lake Shores Second Addition located in May Township.
8. Approval of Plat of Fieldcrest located in Denmark Township.
9. Adoption of **Resolution No. 2002-141** as follows:

One-Hour Parking Time Limit on CSAH 12
Between Warner Avenue and Dartmoor
(Rescinds Resolution No. 2002-124)

WHEREAS, the Washington County Board of Commissioners on October 1, 2002 approved Resolution No. 2002-124 to establish a one-hour parking zone on CSAH 12 between McGregor Avenue and Iris Avenue; and

WHEREAS, that Resolution incorrectly identified the area in which the City of Willernie wishes to place the one-hour time limit.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby rescinds Resolution No. 2002-124, adopted on October 1, 2002;

November 12, 2002

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners hereby authorizes the County Engineer to establish a one-hour parking zone on CSAH 12, from Warner Avenue to Dartmoor Avenue, on the north side of CSAH 12 and to install and maintain the appropriate signing.

10. Approval and execution of Amendment No. 1 to the cooperative construction agreement with the City of Oakdale for the road construction project on CSAH 13 and 4th Street North.
11. Approval and execution of a grant agreement SG-02-115 with the Metropolitan Council in the amount of \$114,000 to reimburse Washington County for the reconstruction of swim pond water filtration system at the Lake Elmo Park Reserve.
12. Bids were received for exterior sealant to the 1968 section of the Government Center as follows:

Building Restoration Corporation	\$45,283.00
Industrial Restoration	49,131.00

Adoption of **Resolution No. 2002-142** as follows:

Award of Contract for Government Center Exterior
Masonry Repairs to Building Restoration Corporation

WHEREAS, in order to complete exterior masonry repairs to the 1968 section of the Government Center, the County solicited proposals for this project; and

WHEREAS, proposals were received by the Facilities Division, with Building Restoration Corporation being the lowest responsible proposal submitter; and

NOW, THEREFORE BE IT RESOLVED, that the proposal of Building Restoration Corporation be accepted and the County enter into a contract with Building Restoration Corporation under the terms and conditions set forth in the request for proposal documents; and

BE IT FURTHER RESOLVED, that the contract between the County and Building Restoration Corporation 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 request for proposal requirements and approval as to form by the Washington County Attorney's office.

13. Adoption of **Resolution No. 2002-143** as follows:

Purchase Property at 7210 Manning Avenue for CSAH 15

November 12, 2002

WHEREAS, Washington County is interested in acquiring the property described herein in the City of Grant, as a hardship acquisition for the future road construction project on County State Aid Highway 15, 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:

See Exhibit A – Legal Description

For the sum of \$213,000.00; 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 November 1, 2002, or as soon as possible after that date. The closing shall be handled through the Washington County Attorney's Office.
7. Sellers shall be obligated to perform all maintenance in order to keep the property in a reasonable repair until possession by the County, normal wear and tear excepted.
8. Ownership of the property (including house and shed) shall transfer to Washington County as of the date of closing.
9. The sellers shall be obligated to pay all utilities, including fuel oil, propane gas, natural gas, electricity, city water, telephone, city sewer, and garbage hauling, in a timely manner, while they are in possession of the property.
10. The sellers shall remove all personal possessions and debris from both the house and yard prior to vacating the property. The house and yard shall be of reasonable cleanliness at the time the County possesses the property.
11. Relocation rights are available to the seller in conformance with the Uniform Relocation Act. However, it is acknowledged that the seller does not live in the house at 7210 Manning Avenue North and therefore there are no relocation benefits.
12. 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

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cost to the seller. If the Phase I discovers any area(s) of concern, a Phase 2 environmental assessment will need be done. The Phase 2 and any resultant corrective action that is needed will be done at the expense of the seller, and must be performed to the satisfaction of the County prior to closing. If the Seller decides not to pay for the Phase 2 environmental assessment and necessary resultant action, the seller may cancel the purchase agreement.

13. The seller may lease back the storage shed from the County at a rate to be determined prior to closing via a separate lease.

Exhibit A

Masterman Legal Description

All that part of the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ of SE $\frac{1}{4}$) of Section 25 Township 30 North, Range 21 West, Washington County, Minnesota, described as follows:

Beginning at the southeast corner of the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$ of SE $\frac{1}{4}$) of said section 25; running thence North along the East line thereof a distance of 180 feet; running thence West and parallel to the South line thereof, a distance of 273 feet; running thence South and parallel to the East line thereof a distance of 180 feet; running thence East along the South line thereof a distance of 273 feet to the point of beginning.

And

All that part of the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ of SE $\frac{1}{4}$) of Section 25, Township 30 North, Range 21 West, Washington County, Minnesota, described as follows:

Beginning at the northeast corner of said Southeast Quarter of the southeast Quarter (SE $\frac{1}{4}$ of SE $\frac{1}{4}$); thence westerly along the north line of said Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ of SE $\frac{1}{4}$), a distance of 273.00 feet; thence southerly parallel to the east line of the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ of SE $\frac{1}{4}$), a distance of 46.00 feet; thence easterly to a point on the east line of said Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ of SE $\frac{1}{4}$), said point being 53.00 feet southerly of the northeast corner of said Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ of SE $\frac{1}{4}$); thence northerly on said east line to the point of beginning.

The foregoing Consent Calendar was adopted unanimously; Commissioner Peterson absent

ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

Commissioner Stafford moved approval to allow the Department of Assessment, Taxpayer Services and Elections to negotiate with Ramsey County to continue the Automated Tax Payment Processing. Commissioner Hegberg seconded the motion and it was adopted unanimously; Commissioner Peterson absent.

November 12, 2002

TRANSPORTATION AND PHYSICAL DEVELOPMENT

Jim Luger, Parks Director, presented information on a request by the 3M Company to reconstruct a portion of their existing pipeline which runs from Woodbury through Cottage Grove Ravine Regional Park to the 3M Cottage Grove Center. Portions of the current pipeline are deteriorating and needs replacing. As part of negotiations for a new easement, 3M has agreed to construct a bituminous trail adjacent to the pipeline. The trail will connect to County Road 19 on the north end of the park and to the shelter on the south end. Construction of the pipeline and trail will begin in March 2003, with completion of the project scheduled for June 2003.

GENERAL ADMINISTRATION**Distinguished Budget Presentation Award for 2002**

Molly O'Rourke, Deputy Administrator, presented the Board Chair with the Distinguished Budget Presentation Award from the Government Finance Officers Association for the 2002 budget document. Ms. O'Rourke thanked the Board, the Department Heads, Marilyn Akey, Chris Eitemiller, Edison Vizuite and Tanya Weinert, for their help in the budget process.

Election Update

James Schug, County Administrator, congratulated the elections staff on their hard work the night of the election and the days that followed. He and Commissioner Abrahamson sat on the Canvass Board and certified the County elections last Friday.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Hegberg reported on his tour of the nuclear plant at Prairie Island last week. The security there is tremendous. The plant can last another 20 to 30 years beyond the licensing because of the way the plant has been maintained. He hopes that the plant will continue in operation as long as it can be done safely and economically.

Commissioner Hegberg indicated that he will reappoint Harry Melander, currently a District 2 appointment, to the Housing and Redevelopment Authority Board for District 1 and he will step down from that position at the end of the year. He asked that the Board have discussions regarding the HRA so situations such as Woodland Park cannot happen again.

November 12, 2002

Commissioner Stafford reported that he spoke to Woodbury High School students regarding Veteran's Day. In preparing for his speech, he found that deaths from World War II, the Korean War and the Vietnam War totaled 525,000. He told the kids that would have wiped out Ramsey County entirely, wiped out Washington County two and a half times, and wiped out Woodbury eleven times over. He urged the students to thank a veteran the next time they see one.

Commissioner Abrahamson stated he was disappointed in the lack of flags displayed on Veteran's Day. He acknowledged a memo he received indicating that Mary McGlothlin, Director of Public Health and Environment, has received the Excellence in Public Health Award. He is so proud of Washington County and all of its employees.

Commissioner Pulkrabek announced that Washington County is now ranked 87th out of 87 counties as far as tax rates.

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 Hegberg and it was adopted unanimously; Commissioner Peterson absent. The Board meeting adjourned at 9:55 a.m.

BOARD WORKSHOP WITH TRANSPORTATION AND PHYSICAL DEVELOPMENT

The Board met in workshop session with the Department of Transportation and Physical Development to discuss the Trunk Highway 36 Partnership Study. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Pulkrabek and Stafford. Also present were Jim Schug, Molly O'Rourke, Don Wisniewski, Don Theisen, Joe Lux, Mike Rogers, Sandy Cullen, Randy Geerdes, Beth Bartz, and Jeff Bednar, SRF Consultants, Lynne Bly, Minnesota Department of Transportation, Rick Vanzwol, City of Grant, Dave Beaudet, City of Oak Park Heights, Nile Kriesel, Judy Spooner, Washington County Bulletin and Mary Divine, Pioneer Press.

BOARD WORKSHOP WITH THE SHERIFF'S OFFICE

The Board met in workshop session with the Sheriff's Office to discuss options for charging fees to jail inmates. No business was transacted and the public was welcome to attend. Present for the workshop

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session were Commissioners Hegberg, Abrahamson, Pulkrabek and Stafford. Also present were Jim Schug, Molly O'Rourke, Jim Frank, Tom Adkins, Nile Kriesel, Judy Spooner, Washington County Bulletin and Mary Divine, Pioneer Press.

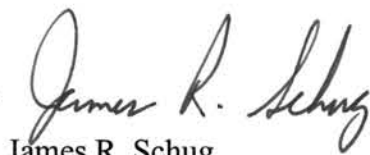
BOARD WORKSHOP WITH TRANSPORTATION AND PHYSICAL DEVELOPMENT

The Board met in workshop session with the Department of Transportation and Physical Development to discuss policy guidelines for legislative issues related to transportation. Present for the workshop session were Commissioners Hegberg, Pulkrabek and Stafford. Also present were Jim Schug, Molly O'Rourke, Don Wisniewski, Don Theisen, Mike Rogers, John Kaul and Judy Spooner, Washington County Bulletin.



Bill Pulkrabek, Chair
County Board

Attest:



James R. Schug

County Administrator

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
NOVEMBER 19, 2002

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. Vice Chair Hegberg presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Senior Assistant County Attorney; Mary McGlothlin, Director of Public Health and Environment; Judy Hunter, Senior Program Manager; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Tina Olson, Assessment, Taxpayer Services and Elections; Bogdan Filipescu, Assessment, Taxpayer Services and Elections; Dan Papin, Community Services Director; Patrick Singel, Community Services Deputy Director; Richard Gauger, Project Manager; Don Wisniewski, Director of Transportation and Physical Development; Jim Luger, Parks Director; Mike Rogers, Regional Railroad Authority Planner; Sandy Cullen Transportation Manager; Judy Honmyhr, Director of Human Resources, Employee Safety and Risk Management; Cindy Koosmann, Recorder; Jennifer Wagenius, Deputy Recorder; Mary McCarthy, Information Services Director; Tom Adkins, Court Services Director; and Bev Hagen, Public Information Coordinator.

The Board recited the Pledge of Allegiance.

COMMENTS FROM THE PUBLIC

David Junker, Stillwater, asked why the market value on his house increased \$12,000 when he hasn't made any improvements? He asked why is the County going after non-seatbelt violators? He feels the County should use the Deputy Sheriffs to help find the four kids who are missing. He questioned the Commissioners about the number of hours they worked a week.

CONSENT CALENDAR

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

1. Approval of the November 5, 2002 Board Meeting minutes.
2. Approval to reappoint Ned Gordon to the Brown's Creek Watershed District Board of Managers to February 1, 2003 or until a successor is appointed.
3. Approval to amend and reinstate the Flexible Benefits Plan effective January 1, 2003.
4. Approval of Plat of St. Croix Estates, Denmark Township.

November 19, 2002

5. Adoption of **Resolution No. 2002-144**, as follows:

Final Payment to Midstate Custom Cabinetry for Shelving Stack End
Units at the R.H. Stafford Library

WHEREAS, Washington County on August 19, 2002, approved a contract with Midstate Custom Cabinetry for Shelving Stack End Units at the R.H. Stafford Library; and

WHEREAS, Midstate Custom Cabinetry has satisfactorily completed all work in accordance with the terms and conditions of the contract.

NOW, THEREFORE BE IT RESOLVED, that Midstate Custom Cabinetry 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 the resolution.

6. Adoption of **Resolution No. 2002-145**, as follows:

Final Payment to 3M Company for the Self Check Book System
at the R.H. Stafford Library

WHEREAS, the Washington County Board of Commissioners, on October 8, 2002, approved a contract with 3M Company for the Self Check Book System at the R.H. Stafford Library; and

WHEREAS, 3M Company has satisfactorily completed all work in accordance with the terms and conditions of the contract.

NOW, THEREFORE BE IT RESOLVED, that 3M Company be paid in full for the said contract work in the amount due indicated on the final payment voucher which is attached herewith and is hereby a part of this resolution.

7. Approval and execution of Metropolitan Council Grant Agreement No. SG-02-119 in the amount of \$111,000 for recreation open space acquisition within the Big Marine Park Reserve.

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

PUBLIC HEARING – PUBLIC HEALTH AND ENVIRONMENT**Amendments to Solid Waste Management Ordinance No. 137**

The Board Vice Chair presented an overview of today's public hearing to consider adoption of an ordinance amending Solid Waste Management Ordinance No. 137. The Secretary to the Board read into the record the notice of public hearing.

November 19, 2002

Judy Hunter, Senior Program Manager, presented an overview of the proposed amendments. She indicated that Section 13 has been revised and a new Section 14, County Environmental Charge, has been added. The amendments to Section 13 reduces the property based service charge as follows: Mobile homes from \$15.00 to \$3.00; single family residences and buildings with two or three dwelling units from \$42.00 to \$3.00; and residential apartment units from \$21 to \$3.00. All non-residential property based service charges have been reduced to \$0.00. Section 14 establishes a County Environmental Charge of 34.2% for residential and non-residential generators to be collected by licensed haulers on garbage bills and invoices. The amendments establish the mechanisms of collection, the rates and remittance standards.

Ms. Hunter indicated there are two minor changes being proposed in the ordinance. The first change is in Section 14.3.2 to remove the words "supplied by a Hauler". The second change is in Section 14.5.1 to remove the words "by the 15th day of the month following the month in which the Charge was collected or incurred."

Commissioner Hegberg asked if after the first of the year it is found that they don't need to raise the \$5.1 million that is anticipated with this surcharge, how easy would it be to lower that rate? Ms. Hunter stated it would be the same process, public hearing and an ordinance amendment. Commissioner Peterson stated that the issue the County is trying to get at is to increase recycling and reduce garbage. That is the point she wanted to make. If in a year they do not see a reduction in the

garbage, what is the next step? Ms. Hunter stated they would need to examine that.

Commissioner Stafford stated this has been a hot topic for quite a while. He hasn't met anyone who isn't willing to pay their own costs for disposing of their garbage. He feels this might encourage people to recycle.

Rick Vanzwol, City of Grant, stated he supports the concept of volume-based charges. He does disagree about how the charges are applied. He pays \$60.60 a quarter plus taxes. If he takes 34.2% of that it comes to \$82.90 a year plus the \$3.00 charge is \$85.90, which is more than double the \$42 he has been paying. He does have the minimum volume service. His fees will double even though his volume hasn't changed and he can't reduce the volume to reduce the charges. He recycles and reuses where he can. He asked the Board to reconsider how the charge will be applied; perhaps a flat fee charge of \$3 to \$4 a month for minimum service plus a percentage of any increased service. He suspects that the charges in other less densely developed areas are similar—May Township, Denmark Township places like that. Where houses are 40 or 60-foot lots it gets a lot cheaper to pick it up and it should be. The charge should be based on the volume and disposal and not on the cost of picking it up.

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Commissioner Stafford commented that Mr. Vanzwol is paying \$60.60 and is also paying the \$42.00 on property taxes. Mr. Vanzwol stated this is correct, but he feels that everybody ought to pay the same for their 60-gallon service or whatever they get.

Barb Parent, Mayor, City of Willernie, asked the following questions: There is a \$3.00 on residential and not on commercial, why is that? Commissioner Hegberg indicated that commercial properties were paying a fee based on valuation of their property under the assumption that an Andersen Windows would produce more garbage because their building was bigger and more expensive. If the building was less it would produce less garbage. There was no way of measuring or taxing according to the business. When they looked at this fee, most businesses pay by weight plus their container. Their taxes will adjust in line with how much they produce. Ms. Hunter added that keeping \$3.00 on the residential property tax for 2003 was for two purposes: 1) It's only collected during a nine-month period so they are not certain what they will be collecting; and, 2) They wanted to insure there would be basic County environmental services that a large percentage would pay for, whether that's clean up or household hazardous waste. Commissioner Hegberg indicated that in a year from now there probably wouldn't be that \$3.00 charge if they raise the revenues anticipated.

Mayor Parent indicated from her understanding of this discussion that it is no longer going to be paid through property taxes, it is going to be coming out of the billing through the City. Is the 34.2% an increase in what they've been paying or is that just a shift from one to another? Commissioner Hegberg indicated it has been calculated to be revenue neutral to their best estimation.

Mayor Parent stated that they have a large number of seniors on fixed incomes that have small barrels. She understood from discussion that if the cost is less than \$12 it goes down. Is that significantly decreased the smaller the barrel becomes? Ms. Hunter indicated that it should decrease. She can work with the City's staff to come up with the actual rates taking recycling out. In most of the organized collection cities the senior rates are significantly less than 90 gallon.

Sharon Schwarze, City of Grant, stated that her garbage bill, even though she has a different service from Mr. Vanzwol, is at a similar rate. Her tax would be doubling also. She believes if the Board truly wanted to reduce the amount of garbage, the fee would be to be based on the size of the container rather than what the hauler charges. She is not objecting to the way it is collected. It appears that she is subsidizing the people in Stillwater who produce the same amount of garbage that she does, but pays less to have it collected.

Commissioner Abrahamson stated it is his understanding that the City of Grant does not have a contract for any of their haulers, is that correct? Ms. Schwarze stated that was correct. Commissioner Abrahamson stated that it seems to him that if a city has a contract with the haulers they are coming out

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ahead of the people who do not have contracts. That might be something to carry back to the city to see if they want to go with a contract.

Ms. Schwarze stated she is paying more in taxes to the County because she lives in Grant and they have to give a higher charge because they do not pick up the same amount of trash in an hour in Grant as they would in Stillwater. The issue is not how much she chooses to pay for her trash hauler, the issue is that she is paying more County tax because she has a more expensive service. The fee should be based on how much trash is generated rather than how much she's paying for that trash to be picked up. Whether Grant chooses to have a contract or let people contract for themselves shouldn't affect the amount that she pays for 90 gallons of trash to the County.

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

Commissioner Abrahamson moved to close the public hearing. Commissioner Peterson seconded the motion and it was adopted unanimously; Commissioner Pulkrabek absent. The public hearing was closed at 9:53 a.m.

The Board Secretary indicated she had all of the documentary evidence for the record.

Commissioner Stafford stated there is not an easy way to do this. There are several dozen haulers in the County who have their own price list and methods of operation. There are communities who have contracts for public collection. There are communities without contracts who have large townhomes where the contracts are negotiated on a townhome basis rather than a private home. There are so many variables as to how the pricing works that this will have to be worked through over the next couple of years. The goal is always the same, to have the generator of the waste pay for the cost of its disposal. For some people that will mean an increase principally because they are generating more waste. For others until these formulas get ironed out they may be paying a little more than what is fair. What they have now isn't fair. It's a work in progress and the County will do its best to be honest and fair with everybody.

Commissioner Stafford moved to adopt **Resolution No. 2002-146** as follows:

Amendments to Solid Waste Management Ordinance #137

WHEREAS, the Waste Management Act imposes various mandates upon counties, was created out of concern for the protection of water, air and land resources, as well as protection of public health; and

WHEREAS, pursuant to State law Washington County has adopted and received Office of Environmental Assistance approval for its Solid Waste Management Master Plan,

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which acknowledges the State's preferential order for waste management, which plans for the implementation of an integrated waste management system in order to protect public health and the environment; and

WHEREAS, in order to discharge the mandate imposed upon counties by the Minnesota Waste Management Act to manage mixed municipal solid waste in a more environmentally sound manner than land disposal, Washington County provides or contracts with others to provide various solid waste management services for residents; and

WHEREAS, the Washington County Board of Commissioners adopted the Washington County Solid Waste Management Ordinance #137 on November 10, 1998; and

WHEREAS, 1984 Minnesota Laws, Chapter 644, Section 80, Minnesota Statutes Sc 400.08 and SC473.811 Subd 3a, authorize Washington County to establish and collect a service charge for the solid waste management services provided by the County or others under contract with Washington County.

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners adopts the attached amendments to the Washington County Solid Waste Management Ordinance to be effective January 1, 2003, said amendments establishing the rates and charges for the solid waste management service charge and the method of collection.

**WASHINGTON COUNTY
ORDINANCE # 163**

**AN ORDINANCE AMENDING THE
WASHINGTON COUNTY
SOLID WASTE MANAGEMENT ORDINANCE #137.**

The Board of Commissioners of Washington County ordains:

SUBSECTION 1:

The Washington County Solid Waste Management Ordinance #137 is hereby amended by deleting Section 13 in its entirety and replacing with, an amended and rewritten Section 13 and an added Section 14.

13.0 Service Charge

13.01 Purpose and Authority: Pursuant to Laws 1984, Chapter 644, Section 80, and Minn. Stat. Sections 400.08 473.811, Subd. 3A, the County hereby imposes on all generators, owners, lessees or occupants of property, including properties owned, leased or used by the State or a political subdivision of the State a service charge. The intent of the service charge is to provide for solid waste management services by the County or by those under contract with the County.

13.02 Service Charge Components

The service charge shall be comprised of the Property Based Waste Management Service Charge as set forth in Section 13 of this ordinance and the County Environmental Charge as set forth in Section 14 of this ordinance.

13.1 Property Based Waste Management Service Charge

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13.1.2 Definitions: For the purpose of this section, the terms used herein shall have the following meaning unless the context clearly indicates otherwise.

13.1.3 Residential Property is any property which is a single family residence, personal property mobile home, residential apartment building or any property classified as residential by the County Assessor.

13.1.4 Non-Residential Property is all improved real property in Washington County classified by the County Assessor as commercial, industrial, institutional, utility, tax exempt or other non-residential property.

13.2 Rates and Charges: Rates and charges imposed may take into account the character, kind and quality of the service and of the solid waste; the method of disposition including but not limited to activities such as recycling, composting, co-composting, resource recovery, the number of people served at each place of collection, and all other factors that enter into the cost of service, including but not limited to depreciation and payment of principal and interest on money borrowed by the County for the acquisition or betterment of solid waste facilities, the establishment of a reserve fund for payments of a fee to the Facility vendor for services to be provided at the Facility, and administrative costs associated with providing waste management services to County residents; and specifically may take into account as an additional cost of service, the amount of waste estimated to be generated by different classifications of solid waste generators, as determined by the County.

13.2.1 The rate of the solid waste management service charge for Residential Property shall be as follows:

- 1) \$3.00 per improved parcel for personal property mobile homes
- 2) \$3.00 per improved parcel for single family residence with a building value over \$20,000
- 3) \$3.00 per improved parcel for buildings with 2 or 3 dwelling units and a building value over \$20,000
- 4) \$3.00 per dwelling unit for residential apartment buildings with 4 or more units and a building value over \$20,000.

13.2.2 The rate of the solid waste management service charge for non-residential property shall be as follows:

Category I Non-Residential Property	The solid waste management service charge shall be \$ 0 for each parcel with an estimated building value, as determined by the County Assessor, of \$20,000 but less than \$100,000.
Category II Non-Residential Property	The solid waste management service charge shall be \$ 0 for each parcel with an estimated building value, as determined by the County Assessor, of \$100,000 but less than \$250,000.
Category III Non-Residential Property	The solid waste management service charge shall be \$ 0 for each parcel with an estimated building value, as determined by the County Assessor, of \$250,000 but less than \$500,000.

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Category IV Non-Residential Property

The solid waste management service charge shall be \$ 0 for each parcel with an estimated building value, as determined by the County Assessor of \$500,000 but less than \$1,000,000.

Category V Non-Residential Property

The solid waste management service charge shall be \$ 0 for each parcel with an estimated building value, as determined by the County Assessor, of \$1,000,000 or more.

- 13.3 Service charges under Section 13 shall be billed directly to every owner of property through the County property tax statements as a separate item and shall be due, payable and collected in the same manner as property taxes subject to the same penalties and interest as overdue real property taxes. In such instances, no charge shall become payable in any year unless first certified by the County Board to the County Auditor in the year prior to its being payable.

13.4 Unpaid Charges.

- 13.4.1 Taxable Properties: On or before October 15 in each year, the County Board shall certify to the County Auditor all unpaid outstanding charges for services hereunder, and a statement of the description of the lands which were serviced and against the charges arose. It shall be the duty of the County Auditor, upon order of the County Board, to extend the assessments with interest of six percent upon the tax rolls of the County of the taxes of the year in which the assessment is filed.

For each year ending October 15 the assessment with interest shall be carried into the tax becoming due and payable in January of the following year, and shall be enforced and collected in the manner provided for the enforcement and collection of real property taxes in accordance with the provisions of the laws of the state. The charges, if not paid, shall become delinquent and be subject to the same penalties and the same rate of interest as the taxes under the general laws of the state.

- 13.4.2 Tax-Exempt Properties: Unpaid charges may be collected as otherwise provided in Section 13 of this ordinance.

- 13.5.1 Civil Action: In addition to each and every other remedy available to the County, unpaid solid waste management charges, penalties and interest may be recovered in a civil action against a property owner, lessee or occupant.

13.5.2 Administrative Appeal

- 13.5.3 A person assessed a service charge pursuant to Section 13 of this ordinance may appeal the amount of the charge before one year from date billed to the Department by requesting in writing an adjustment to the charge. If the Department denies the request for adjustment, the person may appeal the decision to the County Board.

14.0 County Environmental Charge

- 14.1 Purpose and Authority: Pursuant to Laws 1984, Chapter 644, Section 80, and Minn. Stat. Sections 400.08 473.811, Subd. 3A, the County hereby imposes on all generators, owners, lessees or occupants of property, including properties owned,

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leased or used by the State or a political subdivision of the State a service charge. The intent of the service charge is to provide for solid waste management services by the County or by those under contract with the County.

- 14.2. Definitions: For the purpose of this section, the terms used herein shall have the following meaning unless the context clearly indicates otherwise. Incorporated herein by reference are definitions from Solid Waste Ordinance #137 and Minn. Stat. 297H.01 unless the term is herein defined in which case to the extent there are any inconsistencies in definition, the definition in this section shall supercede any other.
 - 14.2.1 Generator: Means any person who generates mixed municipal solid waste in Washington County.
 - 14.2.2 Residential Generator: Means a Generator in a residential building including but not limited to a single family home, a duplex, a condominium, a townhouse, a cooperative housing unit, or a residential building on perma-lease.
 - 14.2.3 Non-residential Generator: Means a Generator who does not qualify as a Residential Generator.
 - 14.2.4 Hauler: Means any person, firm, corporation, association, partnership, or other entity, that collects or transports mixed municipal solid waste that is generated in the counties.
 - 14.2.5 Self-hauler: Means a person, who transports mixed municipal solid waste generated by that person or another person without compensation.
 - 14.2.6 Waste Management Services: Means collection, transportation, processing, or disposal of Mixed Municipal Solid Waste generated in the County, including but not limited to regular scheduled service, on-call service, one-time service, rental and other use of equipment such as waste containers, compactors, compactor boxes, and the like, and any other services that involves or facilitates the collection, transportation, processing or disposal of waste materials as Mixed Municipal Solid Waste. It does not include the sale of equipment used for the collection, transportation, processing or disposal of Mixed Municipal Solid Waste. It does not include collection, transportation, or management of recyclable materials, yard waste, food waste, source separated compostable materials, problem materials, or other waste materials when these materials are segregated by the Generator for the purposed of recycling or composting and are delivered to a Recycling Facility or Compost Facility, or the sale, rental or other use of equipment necessary to facilitate collection or transportation of these materials.
- 14.3 Rates and Charges
 - 14.3.1 Rates and Charges imposed may take into account the character, kind and quality of the service and of the solid waste; the method of disposition including but not limited to activities such as recycling, composting, co-composting, resource recovery, the number of people served at each place of collection, and all other factors that enter into the cost of service, including but not limited to depreciation and payment of principal and interest on money borrowed by the County for the acquisition or betterment of solid waste facilities, the establishment of a reserve fund for payments of a fee to the Facility vendor for services to be provided at the Facility, and administrative costs associated with providing waste management services to County residents; and specifically may take into account as an additional cost of service, the amount of waste estimated to be generated by solid waste generators, as determined by the County.

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14.3.2 All Generators of mixed municipal solid waste shall pay the County Environmental Charge at a rate established herein by the County Board. The Charge shall be applied to all Waste Management Services except the charge shall not be applied to services related to materials source separated by the Generator for recycling or composting.

14.3.3 The Rate of the County Environmental Charge shall be 34.2% of the total charges for Waste Management Services for residential and non-residential mixed municipal solid waste generated in the County.

14.3.4 The Charge shall be placed on all Waste Management Services provided on or after April 1, 2003. The Hauler or Disposal Facility must collect and remit the Charge for any Waste Management Services provided on or after April 1, 2003 notwithstanding the fact that the Hauler or Disposal Facility billed or invoiced the Generator for Waste Management Services to be provided on or after April 1, 2003 prior to April 1, 2003.

14.4 Billing and Collection

14.4.1 As a condition of its license, each Hauler shall bill and collect the County Environmental Charge from County Residential and Nonresidential Generators to whom they provide Waste Management Services, according to the rates established herein under Subsection 14.3 and in the manner described in Subsection 14.5. The Charge collected by Haulers must be remitted to the County.

14.4.2 In the event a municipality contracts or otherwise arranges for Waste Management Services on behalf of Residential Generators and elects to bill and collect the Charge, then a Hauler is not required to bill and collect the Charge from Residential Generators in that municipality.

14.4.3 The County may at its own discretion directly bill the Generator or use any other manner of billing or collection allowed by law

14.4.4 County Environmental Charge shall be a separate line item on each Waste Management Services bill or invoice.

14.4.5 All Haulers and Disposal Facilities shall make a reasonable effort to collect the County Environmental Charge.

14.4.6 As a condition of licensure any Person operating a solid waste transfer station, processing facility, or disposal facility and receiving mixed municipal solid waste shall bill for, collect, and remit to the Department, the County Environmental Charge from non-licensed Generators.

14.4.7 Licensed Self Haulers shall pay the Charge directly to the County, if not otherwise paid to a Hauler or a Transfer Station. The Charge shall be based on the status as a Residential or Non-Residential Generator, and the disposal portion of incurred costs of Waste Management Services., regardless of the location of the facility at which the waste is deposited.

14.5 Remittance

14.5.1 All County Environmental Charges collected shall be remitted to the Department of Public Health and Environment with a completed County Environmental Charge Report in accordance with Department procedures.

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- 14.5.2 Licensed solid waste haulers, solid waste transfer facilities, and waste disposal facilities, shall maintain a record of all Waste Management Services provided in Washington County. The amount of County Environmental Charge collected and uncollected shall be recorded, but the record of each shall be kept separately.
- 14.5.3 In the event a Generator does not remit to the Hauler or Disposal Facility the full amount of a statement or invoice when the statement or invoice includes the Charge, the Hauler or Disposal Facility shall divide on a pro rata basis the amount actually received from the Generator and shall remit the pro rata share to the County.
- 14.5.4 A late payment penalty shall be imposed on a Hauler or Disposal Facility for Charges collected from the Generator and not remitted to the County on or before the due date established by the County. The penalty shall be \$15 per incident of lateness plus 1.5% of the late remittance amount for each month past due.
- 14.6 Examination of Records
- 14.6.1 The Department or its agent shall have the right to examine records, including access to electronic or computer records, of all Haulers and Disposal Facilities who operate in Washington County. The term record shall include, but is not limited to, all accounts of a Hauler and Disposal Facility. The Department or its agent shall be allowed access at all reasonable times to inspect and copy at a reasonable cost, all business records related to Waste Management Services provided to the extent necessary to ensure that all Charges required to be collected or paid have been remitted to the Department. Such records shall be maintained by the Hauler or Disposal Facility for no less than six (6) years.
- 14.7 Joint Statements.
- 14.7.1 Each Hauler is required to provide Generators a notification of the Charge through a letter jointly developed with the County. This notification shall be provided prior to April 1, 2003, and annually thereafter prior to the effective date of any change in the Charge. Notification shall be provided to Generators at the time they receive the first invoice on which the Charge is billed, if the Generator would not have otherwise received notification from the Hauler.
- 14.8 Unpaid Charges.
- 14.8.1 Taxable Properties: On or before October 15 in each year, the County Board may certify to the County Auditor all unpaid outstanding Charges as reported by the Department, by Haulers and Disposal Facilities and a statement of the description of the lands which were serviced and against the Charges arose. It shall be the duty of the County Auditor, upon order of the County Board, to extend the assessments with interest provided for in Section 297.03 subd.1 upon the tax rolls of the County of the taxes of the year in which the assessment is filed.
- For each year ending October 15 the assessment with interest shall be carried into the tax becoming due and payable in January of the following year, and shall be enforced and collected in the manner provided for the enforcement and collection of real property taxes in accordance with the provisions of the laws of the state. The charges, if not paid, shall become delinquent and be subject to the same penalties and the same rate of interest as the taxes under the general laws of the state.
- 14.8.2 Civil Action. In addition to each and every other remedy available to the County, unpaid Solid Waste Management Charges, penalties, and interest may be recovered in a civil action against a property owner, lessee, or occupant.

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14.8.3 Tax-Exempt Properties. Unpaid Charges may be collected as otherwise provided in this Section.

14.9 Imposition. The Charge is imposed on the sales price of Waste Management Services as incurred by the Generator. If the sales price billed to the Generator does not represent the fair market value of the Waste Management Services provided by the Hauler or Disposal Facility, the Charge shall be calculated on the fair market value of those Waste Management Services. Any sales tax or other tax or charge imposed by a unit of government is not subject to the Charge.

14.10 Enforcement

14.10.1 Failure of a Hauler or Disposal Facility to bill or remit the Charge collected shall result in being subject to the Enforcement provisions under Section 12 of the Solid Waste Management Ordinance #137.

14.10.2 Civil Action. In addition to each and every other remedy available the County may take any other civil action against a Hauler or Disposal Facility to collect unremitted Solid Waste Management Charges.

14.10.3 Administrative Appeal. A person assessed a service charge pursuant to Section 14 of this Ordinance may appeal the amount of the charge billed before one year from the date billed to the Department by requesting in writing an adjustment to the charge. If the Department denies the request for adjustment, the person may appeal the decision to the County Board.

SUBSECTION 2

The Director of the Washington County Health, Environment and Land Management Department is hereby directed to change the Washington County Solid Waste Management Ordinance #137 in accordance with the foregoing instrument.

SUBSECTION 3

Effective Date. This Ordinance shall be and is hereby declared to be in full force and effect on January 1, 2003.

Passed by the Board of County Commissioners of Washington County, Minnesota, this _____ day of _____, 2002.

Bill Pulkrabek, Chair
Board of County Commissioners

Attest:

Approved as to form and legality:

James R. Schug
Washington County Administrator

George Kuprian, Assistant
Washington County Attorney

Ordinance prepared by:

Washington County
Department of Public Health and Environment
14949 62nd Street North
PO Box 6
Stillwater, MN 55082-0006

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

ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

Commissioner Abrahamson moved to adopt **Resolution No. 2002-147** as follows;

Recommending Authorization of Non-Conservation Classification of Tax Forfeited Land

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

WHEREAS, said parcels 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 the attached list of tax-forfeited parcels have been viewed and comply with the provisions of Minnesota Statutes 85.012, 92.461, 282.01 and 282.018, and other statutes that require withholding of tax-forfeited land from 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 lands.

Municipality	Parcel No.	Bldg/Vacant Land Year Forfeited
City of Afton	30.028.20.12.0001	Vacant Land/1996
City of Bayport	14.029.20.22.0004	Vacant Land/2002
Baytown Township	17.029.20.44.0001	Vacant Land/1998
City of Cottage Grove	07.027.21.13.0010	Vacant Land/2002
City of Cottage Grove	07.027.21.13.0017	Vacant Land/2002
City of Cottage Grove	07.027.21.13.0026	Vacant Land/2002
City of Cottage Grove	09.027.21.12.0002	Vacant Land/1980
City of Cottage Grove	20.027.21.33.0106	Vacant Land/2002
Denmark Township	09.026.20.32.0010	Vacant Land/2002
City of Forest Lake	05.032.21.44.0050	Vacant Land/1986
City of Forest Lake	08.032.21.42.0049	Vacant Land/1998
City of Forest Lake	08.032.21.21.0001	Vacant Land/1987
City of Forest Lake	11.032.21.14.0004	Vacant Land/2002
City of Forest Lake	11.032.21.14.0005	Vacant Land/2002
City of Forest Lake	11.032.21.14.0006	Vacant Land/2002
City of Forest Lake	11.032.21.14.0007	Vacant Land/2002
City of Forest Lake	15.032.21.14.0002	Vacant Land/1986
City of Forest Lake	15.032.21.31.0002	Vacant Land/1994
City of Forest Lake	15.032.21.42.0004	Vacant Land/2002
City of Forest Lake	16.032.21.13.0063	Vacant Land/2002
City of Forest Lake	32.032.21.22.0002	Building/2002
City of Grant	02.030.21.21.0007	Vacant Land/1977
City of Grant	03.030.21.24.0002	Vacant Land/2002
City of Hugo	03.031.21.24.0003	Vacant Land/1991

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<u>Municipality</u>	<u>Parcel No.</u>	<u>Bldg/Vacant Land Year Forfeited</u>
City of Hugo	30.031.21.32.0001	Vacant Land/1992
City of Lake Elmo	14.029.21.44.0024	Vacant Land/1991
City of Lake Elmo	15.029.21.43.0006	Vacant Land/1997
City of Lake Elmo	21.029.21.33.0002	Vacant Land/1986
City of Lake Elmo	28.029.21.13.0002	Vacant Land/1994
City of Lake Elmo	36.029.21.33.0008	Vacant Land/1995
City of Lake St. Croix Beach	11.028.20.13.0076	Vacant Land/1986
City of Lakeland	02.028.20.43.0015	Vacant Land/1992
City of Lakeland	14.028.20.12.0156	Vacant Land/1991
City of Mahtomedi	17.030.21.31.0001	Vacant Land/1949
City of Mahtomedi	20.030.21.31.0045	Vacant Land/1995
City of Mahtomedi	20.030.21.41.0039	Vacant Land/1993
City of Mahtomedi	20.030.21.43.0044	Vacant Land/1987
City of Mahtomedi	32.030.21.24.0003	Vacant Land/1997
May Township	26.031.20.43.0077	Vacant Land/2002
May Township	35.031.20.12.0029	Vacant Land/1984
New Scandia Township	03.032.20.12.0009	Vacant Land/1986
New Scandia Township	03.032.20.13.0003	Vacant Land/1986
New Scandia Township	19.032.20.23.0014	Vacant Land/1992
New Scandia Township	26.032.20.32.0006	Vacant Land/1990
New Scandia Township	31.032.20.14.0041	Vacant Land/1999
City of Newport	01.027.22.23.0014	Vacant Land/1979
City of Newport	01.027.22.23.0020	Vacant Land/1979
City of Newport	36.208.22.13.0039	Vacant Land/1986
City of Newport	36.028.22.23.0002	Vacant Land/1967
City of Newport	36.028.22.32.0056	Vacant Land/1970
City of Oakdale	08.029.21.32.0056	Vacant Land/2000
City of Oakdale	08.029.21.31.0001	Vacant Land/2000
City of Oakdale	17.029.21.21.0005	Vacant Land 1996
City of Oakdale	19.209.21.24.0065	Vacant Land/1988
City of Oakdale	20.029.21.23.0005	Vacant Land/2002
City of Oakdale	29.029.21.24.0118	Vacant Land/1992
City of Oakdale	31.029.21.23.0075	Vacant Land/1991
City of St. Paul Park	12.027.22.34.0137	Vacant Land/1993
City of St. Paul Park	12.027.22.43.0096	Vacant Land/2002
City of Stillwater	20.030.20.21.0045	Vacant Land/2002
City of Stillwater	21.030.20.14.0011	Vacant Land/1996
City of Stillwater	21.030.21.13.0061	Vacant Land/1991
City of Stillwater	21.030.20.44.0020	Vacant Land/1938
City of Stillwater	28.030.20.42.0012	Vacant Land/1938
City of Stillwater	29.030.20.41.0082	Vacant Land/1991
City of Stillwater	33.030.20.11.0145	Vacant Land/1973
City of Woodbury	08.028.21.43.0007	Vacant Land/1982
City of Woodbury	09.028.21.44.0070	Vacant Land/2002
City of Woodbury	11.028.21.23.0050	Vacant Land/2002
City of Woodbury	11.028.21.23.0051	Vacant Land/2002
City of Woodbury	11.028.21.23.0052	Vacant Land/2002
City of Woodbury	16.028.21.33.0066	Vacant Land/2002
City of Woodbury	17.028.21.11.0180	Vacant Land/2002
City of Woodbury	17.028.21.11.0194	Vacant Land/2002
City of Woodbury	17.028.21.12.0144	Vacant Land/2002
City of Woodbury	17.028.21.44.0088	Vacant Land/2002
City of Woodbury	17.028.21.44.0089	Vacant Land/2002
City of Woodbury	18.028.21.43.0062	Vacant Land/2002
City of Woodbury	18.028.21.44.0141	Vacant Land/2002
City of Woodbury	18.028.21.44.0152	Vacant Land/2002
City of Woodbury	20.028.21.43.0003	Vacant Land/2002
City of Woodbury	21.028.21.31.0057	Vacant Land/2002

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

TRANSPORTATION AND PHYSICAL DEVELOPMENT

Commissioner Abrahamson moved to approve execution of Grant Agreement SG-02-118 with the Metropolitan Council in the amount of \$395,000 to reimburse Washington County for the acquisition and early buyout of the Ceridian Employees Recreation Foundation property. Commissioner Peterson seconded the motion and it was adopted unanimously; Commissioner Pulkrabek absent.

Jim Luger, Parks Director, reminded the Board that Christmas at the Courthouse will take place this weekend, which is a fund raiser for the Historic Courthouse.

GENERAL ADMINISTRATION

Truth in Taxation Notices

Jim Schug, County Administrator, announced that the Truth in Taxation statements have been sent out. He indicated the statements include the entire preliminary certified levy, but do not include referenda that were passed by the school districts. He distributed a report by Assessment, Taxpayer Services and Elections which shows the impact of the referenda by school district that will be on to the property tax statements next spring.

2003 Community Development Block Grant

Mr. Schug announced that the 2003 Community Development Block Grant allocation guidelines have been mailed to the cities and townships that participate. As a result of reductions in Federal funding, the County's allocation for next year is approximately \$843,000, which is a 17% reduction from 2002. In 2002 the County received \$1,018,000.

Finance Committee Meeting

Mr. Schug announced that the Finance Committee scheduled for today has been cancelled.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Stafford reported that the Public Health Advisory Committee will hold a public meeting at 5:30 p.m. this evening to discuss the Groundwater Comprehensive Plan. The P.L.A.C.E. Program annual Thanksgiving open house is this Friday at 12:00 noon.

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Commissioner Stafford indicated he would like to have a workshop on how the County handles public forums, and he has more information on Metro East Development Partnership and their hooking up with the Minneapolis Chamber of Commerce.

Commissioner Peterson reported that Bob Osmand, former Police Chief in Cottage Grove, is ill and asked the Board to keep him in their thoughts.

Commissioner Peterson asked that a letter be sent to Senator Dean Johnson, Chair of the Senate Transportation Committee, indicating the Board's concerns and listing its need in the County for transportation. A letter should also be sent to the Chair of Transportation in the House.

Commissioner Peterson asked that the Board sit down and talk about their Committee assignments for next year. Commissioner Peterson also indicated that she has a replacement for Mr. Piggott on the HRA Board, Jan Wuorenma of Cottage Grove.

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; Commissioner Pulkrabek absent. The Board meeting adjourned at 10:30 a.m.

WASHINGTON COUNTY REGIONAL RAILROAD AUTHORITY CONVENES

The Washington County Regional Railroad Authority met in regular session at 10:40 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Abrahamson, Hegberg, Peterson and Stafford. Commissioner Pulkrabek absent. RRA Chair Peterson presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Senior Assistant County Attorney; Don Wisniewski, Director of Transportation and Physical Development; Sandy Cullen, Transportation Manager; Mike Rogers, RRA Planner; Don Theisen, County Engineer; and Bev Hagen, Public Information Coordinator. Official Proceedings of the Regional Railroad Authority are available in the Office of Administration.

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BOARD WORKSHOP WITH HUMAN RESOURCES, EMPLOYEE SAFETY AND RISK MANAGEMENT

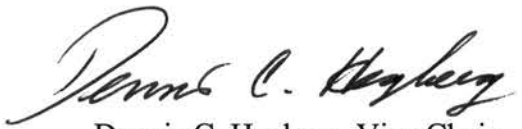
The Board met in workshop session with the Department of Human Resources, Employee Safety and Risk Management and the Minnesota Counties Insurance Trust to discuss present and future organizational initiatives. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Peterson and Stafford. Also present were James Schug, Molly O'Rourke, Judy Honmyhr, Julie Sorrem, Robin Sykes, Johnnie Miller, Nile Kriesel, Judy Spooner, Washington County Bulletin, and Mary Divine, Pioneer Press.

BOARD WORKSHOP WITH OFFICE OF ADMINISTRATION

The Board met in workshop session with the Office of Administration for an overview of future Capital Improvement needs and direction on unfunded projects. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Peterson and Stafford. Also present were James Schug, Molly O'Rourke, Nile Kriesel, Joanne Helm, Don Theisen, Sue Kuss, Jim Luger, Jane Harper, Steve Pott, Jim Frank, Don Wisniewski, Marv Erickson, Tonya Weinert, Larry Nybeck, Edison Vizuite, and Judy Spooner, Washington County Bulletin.

BOARD WORKSHOP WITH OFFICE OF ADMINISTRATION

The Board met in workshop session with the Office of Administration to review the County's legislative package. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Peterson and Stafford. Also present were James Schug, Molly O'Rourke, Jim Frank, Don Wisniewski, Dan Papin, Tom Adkins, Kevin Corbid, Doug Johnson, Cindy Weckwerth, Mary McGlothlin, Jim Luger, John Kaul, and Judy Spooner, Washington County Bulletin.



Dennis C. Hegberg, Vice Chair
County Board

Attest:



James R. Schug

County Administrator

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
NOVEMBER 26, 2002

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, Pulkrabek, Peterson and Stafford. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Senior Assistant County Attorney; Nile Kriesel, Commissioner-Elect; Doug Johnson, County Attorney; Mary McGlothlin, Director of Public Health and Environment; Lowell Johnson, Deputy Director of Public Health and Environment; Judy Hunter, Senior Program Manager; Cindy Weckwerth, Program Manager; Sue Hedlund, Program Manager; Rose Green, Administrative Services Manager; Jeff Travis, Program Manager; Dan Papin, Community Services Director; Patrick Singel, Deputy Community Services Director; Richard Backman, Community Services Division Manager; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Mary McCarthy, Information Services Director; Tom Adkins, Court Services Director; Don Wisniewski, Director of Transportation and Physical Development; Jeneen Johnson, Deputy Director of Human Resources, Employee Safety and Risk Management; Sue Fennern, Human Resources Coordinator; Martina Johntz, Associate Planner; and Dave Brierley, Public Information Coordinator.

The Board recited the Pledge of Allegiance.

CONSENT CALENDAR

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

1. Approval of the November 12, 2002 Board meeting minutes.
2. Approval to appoint Judy Woods to the Community Development Block Grant Citizens Advisory Committee to fill an unexpired term to December 31, 2004.
3. Approval to set the Truth-in-Taxation public hearing for 7:00 p.m. on Thursday, December 5, 2002; and set continuation hearing for 7:00 p.m. on Tuesday, December 17, 2002.
4. Adoption of **Resolution No. 2002-148** as follows:

Community Circle Grant Resolution

WHEREAS, Community Circles provide a valuable service to the citizens of Washington County and the criminal justice system; and

November 26, 2002

WHEREAS, Washington County Court Services provides coordination of Community Circles; and

WHEREAS, current grant funding is inadequate to continue the program at the present level through 2003; and

WHEREAS, the Otto Bremmer Foundation provides grant funds to support social justice in the community.

NOW, THEREFORE, BE IT RESOLVED, that the Court Services Director is authorized to submit a grant application in the amount of \$69,500 to the Otto Bremer Foundation to support the Community Circle Program.

5. Approval to execute Amendment No. 1 to the Minnesota Department of Corrections Income Contract/Joint Powers Agreement in connection with housing county inmates/detainees at the Oak Park Heights Correctional Facility.

The foregoing Consent Calendar was adopted unanimously.

COMMUNITY SERVICES DEPARTMENT

Commissioner Stafford moved to adopt **Resolution No. 2002-149** as follows:

Resolution Approving Community Development Block Grant
Subgrantee Agreement with Two Rivers Community Land Trust

WHEREAS, Two Rivers Community Land Trust has applied for, and the County Board approved, Community Development Block Grant (CDBG) funds of \$40,000.00 for housing rehabilitation as part of its Homebuyer Initiated Program; and

WHEREAS, the purpose of the Community Development Block Grant program is to fund activities which benefit low and moderate income persons; and

WHEREAS, the Homebuyer Initiated Program will provide homeownership opportunities for low to moderate income households; and

WHEREAS, the project will meet all environmental requirements of the Community Development Block Grant program under 24 CFR part 58.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners approves the Community Development Block Grant Subgrantee Agreement with Two Rivers Community Land Trust for housing rehabilitation in conjunction with the Homebuyer Initiated Program.

BE IT FURTHER RESOLVED, that the Washington County Board Chair and the County Administrator are authorized to execute and sign the Community Development Block Grant Subrecipient Agreement.

November 26, 2002

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

PUBLIC HEALTH AND ENVIRONMENT

The County Board recognized Mary McGlothlin, Director of Public Health and Environment, as the recipient of the 2002 Barbara O'Grady Excellence in Public Health Leadership Award, which was presented to her last week by the Local Public Health Association of Minnesota.

GENERAL ADMINISTRATION

Courts Planning Advisory Committee

James Schug, County Administrator, announced that on Tuesday, December 3, the Courts Planning Advisory Committee will hold a meeting at 6:30 p.m. The meeting will wrap up discussion that the Advisory Committee has had up to this point regarding the eventual need for expansion of the courts facility. The Commissioners are invited to attend.

Meeting with the Library Board

Mr. Schug reported that Library Board members wish to meet with the County Board to discuss the future structure of the Library Board. They are looking at Tuesday, January 14 or 21 in the late afternoon. He suggested that if one of those dates looked good, they could schedule the Board meeting for the afternoon and could meet with them afterwards.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Hegberg attended the Forest Lake City Council meeting where they approved expenditure of funds to lower the culverts on Judicial Ditch 2. He indicated that should set the stage for the cleaning of that ditch. He feels there should be a better process for dealing with these issues.

Commissioner Stafford announced that the Metropolitan 911 Board will hold a celebration recognizing its 20 years of service on Wednesday, December 4, from 11:30 to 1:30 at the Minnesota Counties Insurance Trust building.

Commissioner Stafford moved to adopt **Resolution No. 2002-150** as follows:

Support of Jeffrey L. Olson's Appointment as Commissioner of
Minnesota's Department of Veterans Affairs

November 26, 2002

WHEREAS, Jeffrey L. Olson is a resident of Washington County and has served his nation in the United States Army and given more than 20 years of public service to the citizens and veterans of Washington County and the State of Minnesota; and

WHEREAS, Jeffrey Olson served as the County Veterans Service Officer for Washington County from 1979 to 1983; and

WHEREAS, Jeffrey Olson's dedication and personal commitment has provided significant leadership as the Commissioner of the Minnesota Department of Veterans Affairs; and

WHEREAS, Jeffrey Olson has consistently demonstrated an on-going commitment to veterans service through his education, experience, professional affiliations, membership in veteran service organizations, and countless volunteer and community activities.

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners does hereby proclaim its support for the appointment of Jeffrey L. Olson as the Commissioner of the Minnesota Department of Veterans Affairs.

Commissioner Abrahamson seconded the motion and it was adopted unanimously.

Commissioner Peterson announced that on Thursday, December 5, the 911 Kids Award will be made at the Hillside School in Cottage Grove. This is a metro-wide award and will be presented to a Cottage Grove resident.

Commissioner Peterson stated that today is the South P.L.A.C.E. program craft sale and open house in the Cottage Grove Armory from 11:00 to 1:00. She also announced that on Tuesday, December 17, the Lower St. Croix Management Commission will be meeting at the Hudson City Hall at 1:00 p.m. A status report on bridge projects will be discussed. She suggested that staff, as well as the incoming Commissioner, attend this meeting.

Commissioner Pulkrabek reported that he met with a couple of Boy Scout Troops from Oakdale. He indicated that one of the requirements for the Boy Scouts is to meet with an elected official and ask him questions about politics. He was impressed with the questions they asked and it was enjoyable.

Commissioner Abrahamson stated that this coming Thursday is Thanksgiving, and he feels that as a nation we should be saying a prayer for the government to make the right decisions. He wished everyone in Washington County and Minnesota a Happy Thanksgiving.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

November 26, 2002

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 9:35 a.m.

BOARD WORKSHOP WITH COMMUNITY SERVICES DEPARTMENT

The Board met in workshop session with the Department of Community Services to discuss proposals for 2002-2003 HOME and Community Housing Development Organization funding. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Pulkrabek, Peterson and Stafford. Also present were Jim Schug, Molly O'Rourke, Dan Papin, Martina Johntz, Patrick Singel, Nile Kriesel, Teresa vanderBent, Executive Director, Two Rivers Community Land Trust, Mary Lou Egan - staff person at Ramsey County and Judy Spooner, Washington County Bulletin.

BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION

The Board met in workshop session with the Office of Administration to review the inventory of mandates and County core functions. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Abrahamson, Pulkrabek, Peterson and Stafford. Also present were Jim Schug, Molly O'Rourke, Dan Papin, Kevin Corbid, Cindy Koosmann, Larry Nybeck, Don Wisniewski, Don Theisen, Jeneen Johnson, Mary McGlothlin, Sue Kuss, Kris Schulze, and Judy Spooner, Washington County Bulletin.

Attest:



James R. Schug

County Administrator

Bill Pulkrabek, Chair
County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
DECEMBER 3, 2002**

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, Pulkrabek, Peterson and Stafford. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; Jay Brunner, First Assistant County Attorney; Mary McGlothlin, Director of Public Health and Environment; Lowell Johnson, Public Health and Environment Deputy Director; Cindy Weckwerth, Program Manager; Deb Paige, Emergency Services Manager; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Dick Gauger, Project Manager; Mary McCarthy, Information Services Director; and Bev Hagen, Public Information Coordinator.

The Board recited the Pledge of Allegiance.

COMMENTS FROM THE PUBLIC

Walt Anderson, President of Waland Companies/Excavation, 23440 Melanie Trail North, Scandia, addressed the Board on a problem he had with the Office of Court Administration. After an unfavorable ruling in conciliation court, they appealed that decision to district court. They filed the papers according to the guidebook published by Washington County. They appeared in district court, and at that meeting the attorney for the other side moved to have the case dismissed based on the fact that he had filled out the removal form, an attorney didn't do it, therefore they were not properly before the court. The Judge dismissed the case. In the booklet published by Washington County it says "Corporations must be represented by an attorney unless five or fewer shareholders or members are involved (1992 Session Laws, Chapt. 591 Section 8)." He tried several avenues suggested by Court Administration staff to remedy the situation. These included writing the Judge and explaining the situation and contacting the Minnesota Counties Insurance Trust. In both instances he was denied. He presented three copies of the county booklet, the original one he used, a copy where that section was taken out, and the newest one without the paragraph. It now says "Corporations must be represented by an attorney." He feels they relied on the Washington County instructions, did it the way the booklet said, and as a result they've lost their opportunity to go to court.

CONSENT CALENDAR

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

1. Adoption of **Resolution No. 2002-151** as follows:

December 3, 2003

Final Payment to Jones Library Sales, Inc. for
Book Shelving at the R.H. Stafford Library

WHEREAS, the Washington County Board of Commissioners, on June 25, 2002, signed a contract with Jones Library Sales, Inc. for book shelving at the R.H. Stafford Library; and

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

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

The foregoing Consent Calendar was adopted unanimously.

PUBLIC HEALTH AND ENVIRONMENT

Final Draft of County Groundwater Plan

Commissioner Peterson moved to approve the final draft of the Washington County Groundwater Plan and set a public hearing for December 17, 2002. Commissioner Abrahamson seconded the motion and it was adopted unanimously.

County-Wide Emergency Notification System

John Diamond, Dialogic Communications Corporation, presented a demonstration of the countywide emergency notification system. This system can be utilized for the following types of situations: Countywide community notification for disasters; County Government Business Continuity; and contacting homes or businesses within a specific geographic area utilizing the County's GIS system.

Lowell Johnson, Deputy Director of Public Health and Environment, indicated that the cost of the two year agreement is \$35,345. This contract will come back to the Board for final approval at a future date.

GENERAL ADMINISTRATION

Metropolitan 911 Board Joint Powers Agreement

Commissioner Abrahamson moved to adopt **Resolution No. 2002-152** as follows:

Metropolitan 911 Board Joint Powers Agreement

WHEREAS, the Metropolitan 911 Board was created pursuant to a joint powers agreement which became effective August 12, 1980; and

December 3, 2002

WHEREAS, this agreement has been renewed six 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, 2002; and

WHEREAS, the current agreement provides that it may be renewed for additional terms of three years each by resolution of the boards of county commissioners of the counties thereto.

NOW, THEREFORE, BE IT RESOLVED, That the joint powers agreement for Metropolitan 911 Board originally effective August 12, 1980 and successively renewed through December 31, 2002, is hereby again renewed for five years commencing January 1, 2003, and further the renewal agreement shall be substantially identical to the current agreement except that: 1) the Board is permitted to consolidate the seven metro County 911 Plans required by MS 403 into one metro area 911 Plan; 2) the consolidated metro area 911 Plan shall not impose financial obligations on any county or public safety answering point which exceeds those approved by the County or City responsible for the public safety answering point; and, 3) it continues in force until December 31, 2007.

Commissioner Peterson seconded the motion and it was adopted unanimously.

AMC Conference

James Schug, County Administrator, announced that beginning this Sunday, December 8, the Association of Minnesota Counties will hold its annual conference. They asked that each County select a representative for the roll call event. He knows that Commissioner Hegberg will be attending and will prepare a short statement.

Mr. Schug announced that Donald J. Wujcik of Forest Lake and former Library Board member and Chair, passed away last Wednesday.

Mr. Schug reminded the Board that the Courts Planning Advisory Committee will meet this evening at 6:30 p.m. for an update and review of schematic designs by the architect. The Commissioners have been invited to attend.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Abrahamson notified the Board that Terry Vincent has resigned from the Regents Hospital. He asked that a letter be sent to him congratulating him on his retirement.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

December 3, 2002

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 10:25 a.m.

BOARD WORKSHOP WITH OFFICE OF ADMINISTRATION

The Board met in workshop session with the Office of Administration to review the inventory of mandates and County core functions (continued from last week). No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Peterson, Pulkrabek, Hegberg and Stafford. Also present were Jim Schug, Molly O'Rourke, Sue Kuss, Kris Schulze, Patrick Singel, Dan Papin, Steve Pott, Tom Adkins, Kevin Corbid, Tom Ferber, Cindy Koosmann, Jennifer Wagenius and Judy Spooner, Washington County Bulletin.

Attest:



James R. Schug

County Administrator



Bill Pulkrabek, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
TRUTH IN TAXATION PUBLIC HEARING
DECEMBER 5, 2002**

The Washington County Board of Commissioners convened at 7:00 p.m. in the Washington County Government Center, County Board Room, to conduct a Truth-in-Taxation public hearing for the purposes of review of the proposed 2003 County budget. Present were Commissioners Hegberg, Abrahamson, Pulkrabek, Peterson and Stafford. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; Sue Kuss, Budget/Financial Analyst; Nile Kriesel, Commissioner Elect; Mary McGlothlin, Director of Public Health and Environment; Lowell Johnson, Public Health and Environment Deputy Director; Doug Johnson, County Attorney; Jim Frank, County Sheriff; Cindy Koosmann, Recorder; Tom Adkins, Court Services Director; Jim Wells, Library Director; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Bogdan Filipescu, Assessment, Taxpayer Services and Elections; Joanne Helm, Assessment, Taxpayer Services and Elections; Dan Papin, Community Services Director; Patrick Singel, Community Services Deputy Director; Don Wisniewski, Director of Transportation and Physical Development; and Bev Hagen, Public Information Coordinator.

The Board recited the Pledge of Allegiance.

Board Chair Pulkrabek opened the hearing with a welcome to those in attendance.

James Schug, County Administrator, gave a brief overview of the budget process to date.

Molly O'Rourke, Deputy Administrator, presented an overview of the proposed 2003 budget.

The Board Chair opened the meeting for comments from the audience.

Dick Kveton, 1816 Lamplight, Woodbury – Mr. Kveton stated the increase in taxes to his home was 9%, not the 6% that was just stated. The County cannot continue adding on taxes like that every year. He's been retired for six years and has not had a wage increase and doesn't expect one. He has to adjust his standard of living to live within the boundaries that he has. He thinks the county and city governments should do the same. The public does not want tax increases, they want them reduced. There may be areas the County could cut back. He asked the Board to take some time to review this budget.

John Rantala, Newport – Mr. Rantala stated he owns a four-plex, he lives in one and rents the other three. His taxes are going up \$1,500 this year. The County percentage went up not quite 100%. The answer to his questions have always been the same, the property is worth more now so he will be taxed more. Last year his taxes went up \$900. He has tenants who are not high-income people. He rents at

December 5, 2002

what he believes are reasonable rates. Every time his taxes go up he has to raise his rents. He's been told he's renting too cheaply and his response is that he is not, he's being taxed too heavily. He cannot keep going on with these continuous heavy increases to his taxes. Every time the value on his property goes up, the taxes go up. His school levies are increasing and he understands that the County does not control those, but they do control the value of his property and if that goes up all the units of government increase.

Bob Leaf, Mahtomedi – Mr. Leaf stated the County portion of his tax is going up 7.2%. He is not concerned about the taxes going up, but he is concerned about the valuations going up every year and taxes are going up. He wants to make sure he is getting good value for the dollar that he is giving the County. He's not convinced that he's getting good value from the government for services that he gets whether they are the County, City or the State. In the presentation it was mentioned that the County is looking at services that can be eliminated or services that can be streamlined. He would like to see those. He also would like to see some measurement of services provided. The County is increasing the number of employees because of more service demand. Maybe the employees wouldn't have to be increased if there was better delivery of those services. In the private sector, where he worked for 30 years, they had to justify new employees. The private sector is not adding a lot of people right now. He's retired and has a fixed income, it does not increase. His social security goes up 1.5% every year. He would like to see, state, county, city and government going up less than the rate of inflation. He feels the County is working hard to try to do that, but it has to do even better.

Karen Bechtold, Stillwater – Ms. Bechtold asked how is the County's budget running for 2002? What was actually spent in 2002 compared to what the County is asking for in 2003? Mr. Schug advised Ms. Bechtold that there is information up to the current month. The total year end expenditures will not be known until February 2003 because in County accounting it's modified accrual which means December bills are paid in January for services that are provided. The budget is reviewed monthly and in more detail quarterly and at this point they are very close to projections. There are a couple of areas where there have been significant over expenditure in the area of out-of-home placement of children in the Court Services Department and there have been other things that were unexpected. There has also been revenue in excess of what was projected. With the mortgage registrations and refinancing, the Recorder's Office has taken in some additional revenue and they expect that additional revenue to cover the over expenditures in some of the child placement budgets.

Ms. Bechtold stated the increase to her property tax is 9.8% due to spending increases. They are seeing a two-year history of a 10% increase in spending each year. She is concerned about that since the County represents 40% of her taxes. The same issues the County is faced with, individuals in this town and community are also faced with. That being increases in health insurance premiums. Her second question deals with the State budget and how that will affect the County. What has the County done to address this? She feels this needs to be addressed immediately.

December 5, 2002

John Giovannini, Newport – Mr. Giovannini stated he has no grief over his annual increase in his appraised value. He thinks it is fair. He is pleased in part with the County's action with respect to taxation. There is one piece of this budget that concerns him significantly and that relates to the line on wages and benefits. Several folks have alluded to the fact that in the private sector right now those types of increases are not realistic. In his organization they experienced over 20% increase in health care premiums in the last two years. They have had to reduce their staffing by more than 25% because that was revenue reality. He lost an employee to the County because it will pay 100% of her health insurance. That isn't realistic. He hasn't seen a raise in four years. The County is increasing its employees by 1.2%, but the wage and benefits, which is 45% of the budget, is increasing by 7.4%. That is not the real world and he would like the Board to take some leadership about it.

Commissioner Pulkrabek stated that Washington County's contribution to health insurance premiums for its employees are the lowest by far in the seven county metropolitan area. He feels this Board has done a good job negotiating with the many unions and keeping the wages and benefits low. Mr. Schug clarified the statement about covering health care benefits. The benefits that are paid employees does cover the full cost of the single health insurance premium, but individuals who choose family coverage based on the amount contributed often pay \$300 to \$500 per month.

Ken Heuer, Oakdale – Mr. Heuer stated that Washington County has one of the best park programs of any of the counties in the area including Hennepin County. In a time like this when everybody is getting laid off, they can't afford to go on long vacations. So he would like the Board to consider increasing funding for the parks. He asked somebody to explain the 95% valuations? Kevin Corbid, Director of Assessment, Taxpayer Services and Elections, indicated that State law requires that there be an assessment between 90 and 105%. They do a sales ratio study on each type of property in the County based on city and township. They compare actual sales to what the property is listed for on the tax system. They add up all those ratios and are required to hit that 90 to 105% mark. If they don't hit that, the State will come in and raise the values for them.

Shelly Rose, 12972 20th Street, West Lakeland Township – Ms. Rose stated she is okay with her property appraisal and understands that her property value is going up. Her concern is the growth in government, adding full time equivalents in an economy where business owners have put a freeze on hiring. They are not increasing wages nor have they received increases in wages for the last few years. Her concern is that the County is making a long-term commitment to employees. She is also concerned that there are automatic increases in wages and benefits in a time where they know they are going to be strapped for money and State aid will be cut. She needs to know a little bit more about what they are doing to contain health care costs. She doesn't know anybody in the private sector that is paying 100% health care. She understands that unions are an issue, but to her that's just another layer in the bureaucracy. It is the Commissioner's job to try and get the unions into something that is more

December 5, 2002

realistic to the rest of the world. She pays 75-25 for her employees and 50-50 for families. With the wages being 45% of the County's budget, that is a big concern.

Mr. Schug responded that in the last union negotiations they did work with the unions about the cost of health care. Previously the County had guaranteed that they would cover the full cost of single coverage, instead they have negotiated a dollar amount to try and develop a partnership with the employees to be concerned about managing those health care costs. In working with the health care provider for the coming year, they have done some things including raising the amount that individuals will pay for prescription medications.

Ms. Rose asked what the dollar figure is, what the contribution is? Mr. Schug believes the individual contribution is approximately \$430 and the family contribution is approximately \$530.

Ms. Rose stated that is a lot. Her employees in her health care are at \$182.

Dick Kveton, Woodbury, stated he doesn't believe that anybody questions the Board's sincerity about trying to keep the budget down. The problem is that the Board has to do more. Industry is saying that they are going to do more with less. He asked that instead of the County taking on 13 more employees, go back to the Department Heads and tell them they will have to get by with 13 less employees next year.

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

Board Chair Pulkrabek thanked the members of the audience for coming tonight. He announced that the final budget will be adopted on December 17, 2002.

ADJOURNMENT

There being no further business to come before the Board, Commissioner Stafford moved to adjourn, seconded by Commissioner Abrahamson and it was adopted unanimously. The Truth-in-Taxation hearing adjourned at 9:00 p.m.



Bill Pulkrabek, Chair
County Board

Attest:



James R. Schug

County Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
DECEMBER 17, 2002**

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, Pulkrabek, Peterson and Stafford. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; Jay Brunner, First Assistant County Attorney; Mary McGlothlin, Director of Public Health and Environment; Cindy Weckwerth, Program Manager; Judy Hunter, Senior Program Manager; Jeff Travis, Program Manager; Richard Gauger, Project Manager; Don Wisniewski, Director of Transportation and Physical Development; Don Theisen, County Engineer; Jim Luger, Deputy Director; Mike Polehna, Parks Manager; Marv Erickson, Facilities Manager; Mary McCarthy, Information Services Director; Dan Papin, Community Services Director; Patrick Singel, Deputy Community Services Director; Rick Backman, Community Services Division Manager; Robert Crawford, Workforce Center Division Manager; Cindy Rupp, Supervisor; Jon Larson, Veterans Service Officer; Tom Adkins, Community Services Director; Bogdan Filipescu, Assessment, Taxpayer Services and Elections; Judy Honmyhr, Director of Human Resources, Employee Safety and Risk Management; and Bev Hagen, Public Information Coordinator.

The Board recited the Pledge of Allegiance.

COMMENTS FROM THE PUBLIC

Gene Bealka, Stillwater, addressed concerns he has about County Road 5 where Pine Street, Fair Meadows and Oak Ridge are the connecting streets to County 5. He believes there is a serious problem there and that someone will be seriously hurt in this area. Traffic is so heavy during the peak hours cars can hardly get on to County Road 5. There is also a school crossing, which makes it worse. He suggested putting a three way stop sign in that area to at least slow traffic down.

Winslow Stiefel, Grey Cloud Island, addressed the Board on energy and recycling issues. He suggested that the County subscribe to the Wisconsin National Wildlife magazine, which has several articles on recycling.

CONSENT CALENDAR

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

1. Approval of the November 19, November 26 and December 3, 2002 Board meeting minutes.

December 17, 2002

2. Approval to amend policy #1012, Mileage Reimbursement, to decrease mileage for individuals using personal vehicles on County business and establish the new mileage rate at 36 cents per mile, effective pay period beginning January 5, 2003.
3. Concurrence with 2002 budget amendment for Court Administration.
4. Adoption of **Resolution No. 2002-153** as follows:

Authorization to Seek Special Legislation for a Repurchase of
Tax-Forfeited Land by Former Owner

BE IT RESOLVED, that the Washington County Board of Commissioners will support the special legislation allowing the former owner to repurchase for delinquent taxes, penalties, interest and costs, parcel #20.030.20.21.0045.

5. Approval of County Certification of Community Services Case 28557 to provide adult foster care to a related person.
6. Approval to appoint Gary L. Vigness to the Workforce Investment Board as a business representative to a first term expiring June 30, 2004.
7. Approval of contract with Lifeworks Services, Inc. to provide home and community based services for persons with development disabilities.
8. Adoption of **Resolution No. 2002-154** as follows:

Resolution Approving Allocation of HUD HOME Investment Partnership
Program Funds and Amendments to Washington County
Annual Action Plans for HUD Programs

WHEREAS, Washington County has allocated \$369,313 in combined 2001 and 2002 HOME Investment Partnership Program funding for affordable housing activities, including a minimum set-aside of \$88,219 for Community Housing Development Organizations (CHDOs); and

WHEREAS, proposals were requested from local housing developers and non-profit organizations for projects to increase the availability of housing affordable to low and moderate income households; and

WHEREAS, the allocation of HOME and CHDO funds to specific projects requires an amendment to Washington County's Annual Action Plans for the CDBG and HOME Programs.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners approves allocation of \$235,313 in HOME Investment Partnership Program funds to Twin Cities Habitat for Humanity for the Newport Twin Homes project, \$50,000 in CHDO funds to Two Rivers Community Land Trust for the Oakdale Redevelopment

December 17, 2002

project, \$54,000 in CHDO project support to Two Rivers Community Land Trust for the Oakdale Redevelopment project, and \$30,000 in HOME funds to the Washington County FirstHOME Program.

BE IT FURTHER RESOLVED, that the Washington County Board approves amendments to the Washington County 2001 Annual Action Plan and Washington County 2002 Annual Action Plan reflecting the allocation of HOME and CHDO funding to these projects and activities.

9. Approval of amendment for a general adjustment rate increase for Eastern Minnesota State Operated Community Services who provides waived services for persons with developmental disabilities.
10. Approval to accept previously unallotted funding from the Department of Corrections (DOC) in the amount of \$189,428.41 for 2002; and Adoption of **Resolution No. 2002-155** as follows:

Program and Budget Update to the Court Services
Comprehensive Plan

WHEREAS, participation in the Community Corrections Act requires submission of a Comprehensive Plan for Community Corrections; and

WHEREAS, a Budget and Program Update has been prepared to comply with the Minnesota Department of Corrections requirements; and

WHEREAS, the Washington County Community Corrections Advisory Board has reviewed and recommended approval of this plan.

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board approves the Budget and Program Update to the Court Services Comprehensive Plan; and

BE IT FURTHER RESOLVED, that the Court Services Director is authorized to sign the Report.

11. Approval of agreement covering Grant No. 91012 Minnesota Juvenile Accountability Incentive Block Grant Program.
12. Approval of contracts for Multi Systemic Therapy, a juvenile placement alternative intensive in-home therapy program.
13. Approval of Employee Training Charge-Back policy for implementation in January 2003.
14. Approval of revisions to County Policy #5003 Employee Recognition Program.
15. Approval of a contract between the Minnesota Pollution Control Agency and Washington County for the operation of a household hazardous waste management program and authorize execution by the Board Chair and County Administrator.

December 17, 2002

16. Approval of amendment to the Joint Powers Agreement with the State of Minnesota for the continuation of recycling services for County offices and authorized execution by the Board Chair and County Administrator.

17. Adoption of **Resolution No. 2002-156** as follows:

Amendment No. 1 to MN/DOT Cooperative Partnership Agreement

BE IT RESOLVED, that Washington County enter into an Agreement for Personnel Partnership, Agreement No. 81480P and Amendment No. 1 to said agreement with the State of Minnesota, Department of Transportation.

BE IT FURTHER RESOLVED, that the Chairman of the Board of County Commissioners and County Administrator are hereby authorized to execute such agreement.

18. Approval to move forward with a forest management program in Pine Point County Park and St. Croix Bluffs Regional Park.

19. Adoption of **Resolution No. 2002-157** as follows:

Acceptance of a Snowmobile "Stud Damage Repair" Grant

WHEREAS, the Minnesota Department of Natural Resources has grant funds available for fixing trails damaged by snowmobiles with studded tracks; and

WHEREAS, the Hardwood Creek Trail was damaged by snowmobiles with studded tracks.

BE IT RESOLVED, that Washington County agrees to accept a grant from the Minnesota Department of Natural Resources in the amount of \$30,000 and that it has the institutional, managerial, and financial capability to ensure that all aspects of the proposed project will be completed;

BE IT FURTHER RESOLVED, that Washington County may enter into agreement with the State of Minnesota for the above project and that Washington County certifies that it will comply with all aspects of the grant agreement;

NOW BE IT FURTHER RESOLVED, that John Elholm, Senior Planner – Parks, is hereby authorized to execute the grant agreement as necessary to implement the project on behalf of Washington County.

20. Approval of cooperative construction agreement with the City of Cottage Grove for road construction on CSAH 39.

21. Bids were received for plumbing services for 2003 as follows:

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<u>Bidder</u>	<u>Journeyman Rate Bid</u>	<u>Approx Hours of Service Usage</u>	<u>Total Bid</u>
Northern Air Corporation	\$60.81	600	\$36,486.00
NewMech Companies, Inc.	73.00	600	\$43,800.00

Award of Contract for Plumbing Services for 2003 to
Northern Air Corporation

WHEREAS, in order to complete plumbing needs as required throughout County facilities, the County solicited bids for service needs; and

WHEREAS, bids were opened on December 9, 2002, with Northern Air Corporation being the lowest responsible bidder; and

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

BE IT FURTHER RESOLVED, that the contract between the County and Northern Air Corporation be executed through the signatures of the Chair of the Washington County Board of Commissioners and the Washington County Administrator without further action and approval as to form by the Washington County Attorney's office.

22. Bids were received for supply of motor vehicle fuel for 2003 as follows:

<u>Fuel Delivery Location</u>	<u>Kath Bros. Co.</u>	<u>Croix Oil</u>
<u>South Shop</u>		
Winter Diesel	.0045	.02
Regular Diesel	.0045	.02
Unleaded	.0045	.01
<u>North Shop</u>		
Winter Diesel	.0050	.02
Regular Diesel	.0050	.02
Unleaded	.0050	.01
<u>Parks Division</u>		
Winter Diesel	.0300	N/B
Regular Diesel	.0300	N/B
Unleaded	.0300	N/B
<u>Sheriff's Dept.</u>		
Unleaded – 89 Octane	.0040	.01
Unleaded – 90 Octane	.0040	.01

Adoption of **Resolution No. 2002-159** as follows:

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Bid Award for Year 2003 Motor Vehicle Fuel Supplies to
Kath Bros. Fuel Oil Co.

WHEREAS, in order to facilitate the purchase of motor vehicle fuel for vehicle operation, the County solicited bids for these supplies; and

WHEREAS, bids were opened on December 9, 2002 with Kath Bros. Fuel Oil Co. being the lowest responsible bidder; and

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

BE IT FURTHER RESOLVED, that the contract between the County and Kath Bros. Fuel Oil Co. 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.

23. Approval and execution of Amendment No. 2 to office space leases for Title Companies.
24. Approval of Amendment No. 3 to contract for electrical services for County facilities with Polyphase Electric, Inc.
25. Approval to award contract to Network Design, Inc. for the purchase and installation of a Data and Voice Communications Cabling System at the new Woodbury Service Center.
26. Approval to award contract to Matrix Communications, Inc. for the purchase and installation of a PBX phone system at the new Woodbury Service Center.
27. Approval to appoint Peter Aurich, Woodbury, to the Community Services Advisory Committee to fill an unexpired term to December 31, 2004.

The foregoing Consent Calendar was adopted unanimously.

PUBLIC HEARING – PUBLIC HEALTH AND ENVIRONMENT

Washington County Groundwater Plan

The Board Chair presented an overview of today's public hearing to receive comments on the proposed Washington County Groundwater Plan. The Board Secretary read the notice of public hearing into the record.

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Cindy Weckwerth, Program Manager, presented an overview of the authority, purpose, plan contents, review and adoption process, five-year strategic plan and 2003 projects. Under Minnesota Statute 103B.255, the county has the authority to write a groundwater plan. The Water Governance Document establishes the county as the lead agency in groundwater management. The purpose of the plan is threefold: It's an important natural resource; It provides an organizational and regulatory framework; and, It is very important to economic growth in the county. The plan focuses on two primary issues, groundwater quality and groundwater quantity.

Ms. Weckwerth stated the Groundwater Plan specifically looks at the following areas and its impact or importance on groundwater planning: Non-agricultural land use; Agricultural land use; Individual sewage treatment; Wellhead and aquifer protection and well management; Groundwater supply; Groundwater and surface water interaction; and Hazardous materials management and transportation. The Plan contains short, medium and long-range implementation strategies for protecting groundwater quality and quantity. The focus of the Plan is on 30 high priority short-range items that were chosen for their effectiveness in protecting groundwater, practicality of implementation, the financial feasibility and the political feasibility.

Ms. Weckwerth indicated that the draft Groundwater Plan has gone through a 60-day review and comment period. The County then had 30 days to respond to those comments. At the end of that time a public hearing was set for today. The next steps in this process are to submit the Plan to the Metropolitan Council and State review agencies including the Minnesota Pollution Control Agency, the Department of Natural Resources, Minnesota Department of Health, the Department of Agricultural, Metropolitan Council and the Board of Water and Soil Resources. These reviewing agencies have 45 days to provide comments back to the county and they may request up to a 30-day extension. The County Board can revisit the Plan as it continues forward to the next step. After the review agencies make comments back to the county, it is reviewed for final changes, then the Board would authorize its submittal to the Board of Water and Soil Resources (BWSR). The County Board formally adopts the Plan within 120 days of BWSR approval.

Ms. Weckwerth presented updated financial information on the program. The Department has revisited the five-year strategic plan that was presented to the Board in August. It is the Department's intent to hold stable the tax levy portion of the budget for three years with marginal increases proposed for 2006 and 2007. The remaining funds come from a variety of sources including: Fees for service, grants, partnering, cost share and the Lake Jane Landfill fund. The Department will continue to seek outside funding sources as it moves forward in implementing the Plan.

Ms. Weckwerth highlighted some projects scheduled for 2003: Completing the end of the Cottage Grove nitrate study; North Washington County groundwater/surface water interaction study; Groundwater recharge/discharge function identification and ranking; Establishing a baseline water

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quality monitoring program; and an Aquifer sustainability project in the Woodbury/Afton area, which has acquired a grant through the Legislative Commission of Minnesota Resources. The Groundwater Plan also contains implementation actions that are more in kind, such as education, policy development and collaboration.

Craig Leiser, Chair of the Washington County Groundwater Advisory Committee, informed the Board that this committee worked for 18 months to present, discuss, revise, present for further discussion and finally consider and submit it back to the Department of Public Health and Environment, to the Board and to the citizens of Washington County. He believes that all industry representation and community and watershed district representation was evident at their meetings and received good input from all of them. They held community hearings in the north and in the south parts of the county. Outside publications were read and reviewed. The committee is prepared to reconvene to develop any further or substantial changes as requested or required by the public hearing or by any state agency. He believes the committee wholeheartedly supports the adoption of the Plan and recommends it for the Board's consideration in such adoption.

The Board Chair asked for further comments from the public; none were heard. The Board Secretary indicated that she has received all the documentary evidence.

Commissioner Abrahamson moved to close the public hearing. Commissioner Stafford seconded the motion and it was adopted unanimously.

Commissioner Hegberg moved to authorize the Department of Public Health and Environment to submit the Washington County Groundwater Plan, together with all required documents, to the proper governmental entities. Commissioner Abrahamson seconded the motion and it was adopted unanimously.

TRANSPORTATION AND PHYSICAL DEVELOPMENT

Progress Report on the Completion of the R.H. Stafford Library

Richard Gauger, Project Manager, presented a progress report on the R.H. Stafford Library project. The grand opening was held on the first weekend in November and was well attended. During the first three weeks of operation, 33,000 individuals visited the library and they took out 52,000 loans. The electricians are completing their work and should be completed by the end of this week. The general contractor is starting to complete his punch list, which will be reviewed by the architect and the county. The temperature control people are making their final adjustments, winter adjustments now and when the air conditioning system goes on they will do the summer adjustment. Staff should complete their furnishings by the end of the year. The City of Woodbury processed the change orders and provided the

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County with its share. They are in the process of completing the final legal plat that sets forth the condominium arrangements. A final financial report will be presented in the first quarter of 2003. He feels they will stay within the \$8.3 million budget authorized for this project.

COMMUNITY SERVICES/COURT SERVICES

Commissioner Abrahamson moved to approve the 2002-2003 host county contract with Human Services, Inc. to provide outpatient chemical dependency services for adolescents in the New Choices for Recovery program. Commissioner Peterson seconded the motion and it was adopted unanimously.

GENERAL ADMINISTRATION

Brownfield Revitalization Grant Funds

Commissioner Hegberg moved to adopt **Resolution No. 2002-160** as follows:

Resolution Supporting the Application by the City of Grant to the Environmental
Protection Agency for Brownfield Revitalization Grant Funds to be Used for the
Revitalization of the Waste Management Site Located in the
City of Grant, Washington County, Minnesota

WHEREAS, the City of Grant has been pursuing the revitalization of certain property which has commonly been referred to as the former Bellaire Sanitation site which is currently owned by Waste Management and which is located in the City of Grant, Washington County, Minnesota; and,

WHEREAS, during the course of pursuing revitalization of the property the Environment Protection Agency was authorized by Congress to administer funding of the Brownfields Revitalization and Environmental Restoration Act of 2001; and,

WHEREAS, the City of Grant meets the criteria to be an applicant for a grant and loans which would be used to revitalize the Bellaire Sanitation site; and,

WHEREAS, the City of Grant has requested support for the project from Washington County; and,

WHEREAS, Washington County through its commissioners does support the revitalization of the property and the preservation of open space in Washington County; and,

WHEREAS, Washington County desires to adopt a resolution supporting the City of Grant's application for grant funds and loans under the Brownfields Revitalization and Environmental Restoration Act of 2001.

NOW, THEREFORE, BE IT RESOLVED that Washington County hereby strongly supports the application being submitted by the City of Grant to the Environmental Protection Agency (EPA) for funding under the Brownfields Revitalization and Environmental Restoration Act of 2001.

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Commissioner Abrahamson seconded the motion and it was adopted unanimously.

Recognition for Commissioner Wally Abrahamson

Commissioner Peterson moved to adopt **Resolution No. 2002-161** as follows:

Resolution Commending Wally Abrahamson Upon His Retirement As
Washington County Commissioner, District 3

WHEREAS, Commissioner Wally Abrahamson, District 3, announced his intention in March 2002 to retire in January 2003 rather than run for reelection in 2002 to ensure a strong field of candidates for voter selection; and

WHEREAS, Commissioner Abrahamson was first elected to serve as County Commissioner, District 3, in the 1992 general election and was reelected in 1996 and 2000; and

WHEREAS, his career as a public servant began 42 years ago when he was hired in 1960 as a Deputy Sheriff in St. Louis County Minnesota, where he served until 1967 when he and his family moved to Stillwater, Minnesota, to become the City's Police Chief and then he was elected in 1986 by the voters of the City of Stillwater to serve them as Mayor until being elected County Commissioner, District 3 in 1992; and

WHEREAS, Commissioner Abrahamson has made a noteworthy difference for the citizens of District 3 and throughout Washington County by his dedication to helping citizens in many ways, listening to citizen comments, supporting programs that help or safeguard the average citizen, taking a conservative stance on government spending and always giving straightforward opinions about County issues; and

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners heartily commends Commissioner Abrahamson on his service to the citizens of Washington County and his dedication to public service over his distinguished career. The Board has also appreciated his friendship and his philosophy of implementing sound local government practices and procedures; and,

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners extend their best wishes to Commissioner Abrahamson and his family for a happy and healthy retirement and hereby declares Monday, January 6, 2003, as "Wally Abrahamson Day" throughout Washington County.

Commissioner Hegberg seconded the motion and it was adopted unanimously.

2003 Salary for the County Sheriff

Commissioner Hegberg moved to adopt **Resolution No. 2002-162** as follows:

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2003 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 2003 salary for the Washington County Sheriff shall be as follows, effective January 1, 2003:

Sheriff	\$108,766
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BE IT FURTHER RESOLVED, that the 2003 salary for the Chief Deputy shall be as follows, effective January 1, 2003:

Chief Deputy	\$ 97,889
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Commissioner Stafford seconded the motion and it was adopted 3-2 with the vote as follows: Yes, Commissioners Hegberg, Pulkrabek and Stafford; No, Commissioners Abrahamson and Peterson.

2003 Salary for the County Attorney

Commissioner Abrahamson moved to adopt **Resolution No. 2002-163** as follows:

2003 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 2003 salary for the Washington County Attorney shall be as follows, effective January 1, 2003:

Attorney	\$108,127
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BE IT FURTHER RESOLVED, that the 2003 salaries for the First Assistant Attorney and Executive Assistant shall be as follows, effective January 1, 2003:

First Assistant Attorney	\$97,314
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Executive Assistant	\$42,446
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Commissioner Stafford seconded the motion and it was adopted unanimously.

2003 Salary for the County Administrator

Commissioner Abrahamson moved to adopt Resolution No. 2002-164 setting the County Administrator's salary at \$114,288. Commissioner Peterson seconded the motion.

Commissioner Stafford suggested the following amendment to Resolution No. 2002-164: "the 2003 salary for the Washington County Administrator shall be increased by 3%, not to exceed the State

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statutory amount which is currently \$114,288.” Commissioner Abrahamson as the motion maker and Commissioner Peterson as the motion second approved the friendly amendment.

Commissioner Abrahamson moved to adopt amended **Resolution No. 2002-164** as follows:

2003 Salary for the County Administrator

WHEREAS, Minnesota Statute §375.06, Subdivision 1 authorizes the County Board of Commissioners to appoint and employ an Administrator upon such terms and conditions as it deems advisable and directs the County Board to set the Administrator’s salary.

NOW, THEREFORE, BE IT RESOLVED that the 2003 salary for the Washington County Administrator shall be increased by 3%, not to exceed the State statutory amount which is currently \$114,288.

Commissioner Peterson seconded the motion and it was adopted unanimously.

Establishing County Commissioners’ Salaries and Expenses for 2003

Commissioner Abrahamson moved that there be no Commissioners’ salary increase for 2003. Commissioner Peterson seconded the motion. The motion failed 2-3 as follows: Yes, Commissioners Abrahamson and Peterson; No, Commissioners Hegberg, Pulkrabek and Stafford.

Commissioner Hegberg moved to raise the Commissioners’ salary by 4% and a 0% increase to the Chair’s salary. Commissioner Stafford seconded the motion.

After discussion of this issue a new motion was made.

Commissioner Hegberg moved to raise the Commissioners’ salary by 3% and a 0% increase to the Board Chair’s salary and adopt **Resolution No. 2002-165** as follows:

Resolution Establishing County Commissioners’
Salaries and Expenses for 2003

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 \$44,487/year for Commissioners and \$46,036/year for the Chair, effective January 1, 2003.

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.

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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.

Commissioner Stafford seconded the motion and it was adopted 3-2 with a roll call vote as follows: Commissioner Hegberg, Yes; Commissioner Abrahamson, No; Commissioner Pulkrabek, Yes; Commissioner Peterson, No; Commissioner Stafford, Yes.

Adoption of Washington County Budget for Payable 2003

Commissioner Abrahamson moved to adopt **Resolution No. 2002-166** as follows:

Adopting the Washington County Budget for Payable 2003

<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	\$75,853,800	\$38,586,000	(\$699,500)	\$36,568,300	\$5,275,253	\$31,293,047
Social Services	35,518,800	22,186,800	0	13,332,000	1,934,260	11,397,740
Public Works - Road & Bridge	21,750,300	16,368,900	(490,000)	4,891,400	703,367	4,188,033
Public Works - Parks	2,249,100	1,486,400	37,300	800,000	175,842	624,158
Regional Rail Authority	575,400	4,000	(354,400)	217,000	0	217,000
Library	4,992,300	175,200	0	4,817,100	703,367	4,113,733
Debt Service - County Wide	6,791,667	50,000	(36,400)	6,705,267	0	6,705,267
Debt Service - Library District	869,133	0	0	869,133	0	869,133
Subtotal:	<u>\$148,600,500</u>	<u>\$78,857,300</u>	<u>(\$1,543,000)</u>	<u>\$68,200,200</u>	<u>\$8,792,089</u>	<u>\$59,408,111</u>
<u>CAPITAL FUNDS</u>						
CIP Projects Fund	814,500	60,000	(640,000)	114,500	0	114,500
Capital Repair	599,800	790,800	191,000	0	0	0
Historic Courthouse	15,000	17,200	2,200	0	0	0
Subtotal:	<u>1,429,300</u>	<u>868,000</u>	<u>(\$446,800)</u>	<u>114,500</u>	<u>0</u>	<u>114,500</u>
Total 2003 Budget:	<u>\$150,029,800</u>	<u>\$79,725,300</u>	<u>(\$1,989,800)</u>	<u>\$68,314,700</u>	<u>\$8,792,089</u>	<u>\$59,522,611</u>
<u>OTHER LEVY PAYMENT</u>						
HRA Landfall				200,000	0	200,000
Less Regional Rail - a separate taxing authority						(217,000)
Total Washington County 2003 Levy (Operating plus HRA Landfall minus RRA)				<u>\$68,514,700</u>	<u>\$8,792,089</u>	<u>\$59,505,611</u>

Commissioner Hegberg seconded the motion and it was adopted unanimously.

Certifying Property Tax Levies for Washington County Payable 2003

Commissioner Stafford moved to adopt **Resolution No. 2002-167** as follows:

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Resolution Certifying Property Tax Levies for
Washington County Payable 2003

The Washington County Board of Commissioners does hereby certify to the Washington County Auditor-Treasurer the following tax levies for payable 2003:

Washington County	\$59,505,611
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Includes Washington County special Levy for the
Housing & Redevelopment Authority for Landfall
of \$200,000

Regional Rail Authority	\$217,000
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Commissioner Hegberg seconded the motion and it was adopted unanimously.

Certifying Property Tax Levy for Washington County Payable 2003

Commissioner Peterson moved to adopt **Resolution No. 2002-168** as follows:

Resolution Certifying Property Tax Levy for
Washington County Payable 2003

The Washington County Board of Commissioners does hereby certify to the Washington County Auditor-Treasurer the following tax levy for payable 2003:

Washington County Housing and Redevelopment Authority \$2,026,319

Commissioner Abrahamson seconded the motion and it was adopted 4-0; Commissioner Hegberg abstains.

Legislative Agenda

James Schug, County Administrator, announced that a tentative reception has been scheduled with the county legislative delegation for Thursday, January 9, 2003, 5:00 p.m. at Oak Marsh Golf Course in Oakdale. He distributed a draft copy of the legislative platform. Considering the state budget shortfall, the main message will be to have ongoing dialogue with the legislators so they understand as they will be asked to take action on the state budget that may have a potential impact on county services.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Hegberg reported on the AMC conference he attended last week in Duluth.

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Commissioner Stafford asked if the Minnesota Counties Insurance Trust has considered a resolution that would make them independent from AMC on membership? Commissioner Hegberg indicated that the by-laws committee has to look at that before it comes to the full Board. It was not discussed at the annual meeting.

Commissioner Stafford informed the Board that he is working with staff to put together a brief tax seminar for all newly elected officials who will be dealing with that issue. It will be held in the Government Center sometime in January.

Commissioner Stafford stated that funding is becoming clearer for the 800 megahertz. He indicated that he needs to get together with the County Administrator and the Deputy Sheriff to discuss when that might be placed back on the CIP.

Commissioner Peterson wished everybody a Merry Christmas and a Happy New Year. She reported that she received a letter from graduate social work students who were researching the county poor farm. They asked why there is not a cemetery marker at the poor farm? Mr. Schug indicated that has been looked at over the years. There is a concern about security, but they will look at that issue again as to whether or not there is a way to mark it without creating opportunities for vandalism.

Mr. Schug reported that at the Library Board meeting last evening, a number of citizens were present regarding the Lake Elmo Library and air quality concerns. The Library Board has been looking at alternative sites to rent for the Lake Elmo Library. The citizens are concerned about the possibility of a closure of that library. The Board assured them that they are studying options and that no decisions would be made without full public review and discussion with the City.

Commissioner Stafford reminded the Board that the Law Library will hold its open house at 11:30 in the Law Library offices.

BOARD CORRESPONDENCE

Board correspondence was received and place 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 11:00 a.m.

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BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION

The Board met in workshop session with the Office of Administration to discuss the amount and timing of issuance of new debt for capital improvement projects. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Peterson and Stafford. Also present were James Schug, Molly O'Rourke, Commissioner-Elect Kriesel, Chris Volkers, Don Wisniewski, Dan Papin, Joanne Helm, Tonya Weinert, Edison Vizuite, Sue Kuss, Jane Harper, Kathy Aho, Springsted and Judy Spooner, Washington County Bulletin.

BOARD WORKSHOP WITH OFFICE OF ADMINISTRATION

The Board met in workshop session with the Office of Administration to review the inventory of mandates and county core functions. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Hegberg, Pulkrabek, Peterson and Stafford. Also present were James Schug, Molly O'Rourke, Commissioner-Elect Kriesel, Chris Volkers, Mary McCarthy, Edison Vizuite, Judy Honmyhr and Judy Spooner, Washington County Bulletin.

Attest:



James R. Schug

County Administrator



Bill Pulkrabek, Chair

County Board