



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

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	01/10/2006	2006-007	Adoption of the 2006-2010 WACO Capital Improvement Plan.	20	16
	01/24/2006		Workshop held to review the 2006 citizen survey.	20	34
	02/07/2006		Revisions to Policy 1300, Data Practices and revisions to Policy No. 1032, Fee Schedule.	20	36
	02/07/2006		Establish Reserves and Designations for FY ended 12/31/05.	20	36
	02/07/2006		Joint Powers Agree. w/Dakota and Scott Counties for 2006 residential survey.	20	36
	02/07/2006	2006-021	State mandate reform (includes long lists of mandates).	20	44
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	02/07/2006		Workshop held to discuss open space funding and possible ballot referendum in the fall of 2006.	20	48
	02/07/2006		Workshop held to discuss the use of Advisory Board and Committees.	20	49
	02/28/2006		Referendum ballot language for 2006 land protection and the use of bonds as a funding strategy rather than the use of an annual operating levy.	20	65
	03/14/2006	2006-038	Auth. to hold an election to request voter approval for the county to issue and sell its G.O. bonds to fund land conservation initiatives and ballot language.	20	89
	03/28/2006		Policy #1110, advisory committees, boards and commissions.	20	106
	04/11/2006		20th Anniversary award presented to County Administrator Jim Schug.	20	152
	04/11/2006		Workshop held to discuss County Administrator's annual performance review.	20	153
	04/18/2006		Workshop held to discuss 2007 budget guidelines.	20	168
	04/25/2006	2006-061	Appreciation to WACO employees National County Government Week, 4/23-29/06.	20	173
	05/02/2006		Update on MN State Colleges and University System's sale of property and there is no immediate buyer.	20	183
	05/09/2006		2005, and prior, countywide Mission Directed Budget Savings program.	20	185
	05/09/2006		Government Center new service hours 8:00 to 5:00 p.m. effective September 5, 2006.	20	185
	05/16/2006		Performance Measurement and improvement progress.	20	196
	05/23/2006		Workshop held to review the 2006 WACO residential survey.	20	204
	06/06/2006		.5 Administrative Specialist in Administration.	20	206
	06/06/2006		MICA legislative update.	20	209
	06/13/2006	2006-084	Supporting the incorporation of New Scandia Township as a city.	20	214

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Administration	06/13/2006		Appt. Comm. Dennis C. Hegberg as the county's voting delegate to the 2006 NACo Annual Conference.	20	215
	06/27/2006		Comments to the MN PUC on application by the MN Pipeline Company expansion of crude oil transportation capacity through the project known as the MinnCan Project.	20	254
Assessment, Taxes & Elections	01/03/2006		One day liq. lic. for New Scandia Fire and Rescue Event on 2/25/06.	20	6
	01/10/2006	2006-006	Premises permit application for lawful gambling for the Forest Lake Athletic Association.	20	13
	01/10/2006		Public hearing set for Janaury 24, 9:00 a.m. to consider the WACO Local Equipment Plan.	20	15
	01/17/2006		Workshop held to discuss options and cost implications related to HAVA voting equipment.	20	26
	01/24/2006		Public hearing held to consider the WACO Local Election Equipment Plan.	20	29
	01/24/2006	2006-014	Adoption of the WACO Local Election Equipment Plan.	20	31
	01/24/2006		Right of Way Entry agreement w/3M on tax forfeited property located in the City of Oakdale.	20	32
	02/07/2006		2005 assessment classification and valuation change list.	20	36
	02/07/2006	2006-018	Submittal of waiver application for election equipment.	20	39
	02/07/2006	2006-019	Appraised value and auth. private sale of 32 parcels of t-f-l to adjacent landowners.	20	40
	02/07/2006	2006-020	Appraised value, auth. public auction, fix terms of sale for 14 parcels of t-f-l.	20	42
	02/28/2006	2006-029	Reclassification and sale of parcel R33.030.20.44.0012.	20	64
	03/07/2006	2006-030	Excluded bingo by the Scandia Women's Softball Association.	20	71
	03/07/2006		Liq. Lic. Stoneridge Golf Club, 4/1/06 - 3/31/07.	20	71
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	03/14/2006		Joint powers agree. w/City of Oakdale to provide election administration services.	20	82
	03/21/2006		New positions, Real Estate Taxpayer Services Tech. (.50 FTE) and three .50 special project Real Estate Taxpayer Services Tech. through 2006.	20	93
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	03/28/2006		Liq Lic. & dance permit, Withrow Ballroom, 4/1/06 - 3/31/07.	20	101
	03/28/2006		Liq. Lic., SSG Corporation, 4/1/06 to 3/31/07.	20	101
	03/28/2006		Liq. Lic., consumption and display permit, Disabled Veteran's Rest Camp Association, 4/1/06 - 3/31/07.	20	101
	03/28/2006		Liq. Lic., Point, Inc. 4/1/06 - 3/31/07.	20	102
	03/28/2006		Liq. Lic., Prospects Inc. 4/1/06 - 3/31/07.	20	102
	03/28/2006	2006-046	Sale of parcel 17.030.21.33.0035, to the City of Dellwood for a public purpose.	20	102
	03/28/2006		Liq. Lic., Outing Lodge at Pine Point, 4/1/06 - 3/31/07.	20	102

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	04/04/2006		Display permit, New Scandia Community Senior Center, 4/1/06 - 3/31/07.	20	110
	04/04/2006		Liq. Lic. Meister's Bar/Grill/Scandia, Inc., 4/1/06 - 3/31/07.	20	110
	04/11/2006		Liq. Lic., Afton Alps, Inc. 4/1/06 - 3/31/07.	20	139
	04/11/2006		Workshop held to discuss the 2006 assessment report.	20	153
	04/18/2006	2006-054	Application for new auth. public use of tax forfeited parcel 21.030.20.24.0001, located in the City of Stillwater.	20	159
	04/18/2006		Withdraw from consideration the Local Government Cooperation Waiver Application submitted to the State Auditor's related to the use of accessible voting equipment.	20	167
	04/25/2006		Liq. lic., AJL Enterprises, Inc., 4/1/06 - 3/31/07.	20	169
	05/02/2006		Agree. w/Ramsey County for NCR Tax Payment Processing.	20	177
	05/02/2006	2006-065	Repurchase of t-f-l by Oneka Lake View Association, previous owner.	20	180
	05/02/2006	2006-066	Recommend to the MN Commissioner of Revenue, application by the City of Newport for acquisition of parcel 36.028.22.23.0002.	20	181
	05/02/2006	2006-067	Conveyance of 17.027.21.31.0003 to State of MN.	20	181
	05/02/2006	2006-068	Private sale of parcel 17.027.21.31.0003 to Met Council.	20	182
	05/02/2006	2006-069	Allowing five additional business days for recording of documents.	20	182
	05/09/2006		Abatement, Parcel #30.030.20.32.0097.	20	186
	05/09/2006		Abatement, parcel #19.028.21.34.0001.	20	186
	05/09/2006		Closed session held to discuss the status of pending litigation, Hilyar v. WACO, et al concerning the tax forfeiture of the Hilyar property in Lake Elmo.	20	192
	05/16/2006	2006-071	Application from St. Paul East Park Lions Club to conduct excluded bingo.	20	193
	05/16/2006	2006-075	Premises permit application from the Cottage Grove Lions Club.	20	195
	06/06/2006		Temp. liq. lic., Greeder-Hinds-Comfort Post 323, August 2-6, Washington County Fairgrounds.	20	205
	06/13/2006		Board of Equalization met. Meeting continued to June 20.	20	219
	06/20/2006	2006-085	Lawful gambling exemption application from Carpenter St. Croix Valley Nature Center.	20	243
	06/20/2006		Contract w/Graphic Design to print and deliver ballots for the 2006 primary and general elections.	20	243
	06/27/2006		Set date for public hearing on off-sale liquor license by new owners of Meister's Bar and Grill for 7/25/06 at 9:00 a.m.	20	249
	06/27/2006		Joint powers agree. w/City of Woodbury for election administration services.	20	251
Attorney	02/28/2006		Executive session held with Transportation & Physical Development to discuss right of way acquisition proposed settlement options of compensation and damages with US Homes, CSAH 13; Church of St. John the Baptist, CSAH 8; and Big Marine Park Reserve, Shady Birch acquisition appeal.	20	70

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Attorney	03/14/2006		Executive Session - discuss proposed settlement options for CSAH 8, Church of St. John the Baptist in Hugo.	20	79
	05/09/2006		New position, Assistant County Attorney Special Project .50 FTE, through June 30, 2007.	20	186
	05/09/2006		Closed session held to discuss the status of pending litigation, Hilyar v. WACO, et al concerning the tax forfeiture of the Hilyar Property in Lake Elmo.	20	192
	05/23/2006		Executive Session, proposed settlement options of compensation and damages for CSAH 8 - Hugo Investments, LLC.	20	199
	06/13/2006		Gant from the MN Office Of Justice Program for the Victim/Witness Division.	20	212
Central Services	06/27/2006		Award bid for purchase of vended food service to Midwest Vending, Inc.	20	249
Commissioners	01/03/2006		Commissioner Pulkrabek Chair, and Commissioner Kriesel Vice Chair for 2006.	20	1
	01/03/2006		Board meeting dates set for 2006.	20	2
	01/03/2006		Amend Internal Audit Policy #2107.	20	6
	01/03/2006		Memorial Day appropriation of \$100 for 2006 upon request from posts and barracks.	20	6
	01/03/2006		County Policy #5434, authorization to settle claims.	20	6
	01/03/2006		Commissioner appointments to county, metro, state and national committees, commissions, boards and task forces.	20	8
	01/03/2006	2006-005	Commissioner appointments to the Met. Emergency Services Board.	20	9
	01/03/2006		Workshop w/Sheriff's Office for a wireless data project update and discussion on the 800 MHz Radio System.	20	11
	01/10/2006		Public hearing held to consider the 2006-2010 CIP.	20	15
	01/10/2006		Commissioner Peterson asked that the county's Water Governance Program be considered for the NACo request for projects.	20	17
	01/10/2006		Commissioner Stafford to testify in front of the legislative committee on eminent domain on behalf of MICA on Wednesday, January 11.	20	17
	01/10/2006		Commissioner Peterson requested a workshop to discuss the constitutional amendment of the MN Vehicle Excise Tax and the Board's position.	20	17
	01/10/2006		Commissioner Kriesel requested that a letter of thanks be prepared for Steve Russell, former Planner for the City of Stillwater.	20	18
	01/17/2006		Angela Eppler-Scheller, review signage along CR 19 and Bailey Road where her child was killed in car accident.	20	19
	01/17/2006	2006-008	Policy No. 5434, authorization to settle claims.	20	20
	01/17/2006		Comm. Stafford asked that staff look at the intersection of CR 19 and Bailey Road for possible improvements.	20	25
	01/17/2006		Kevin Corbid presented the MN Assoc. of County Officers Honor Role award at their recent annual conference.	20	25
	01/17/2006		Workshop w/ATSE to discuss options and cost implications related to the HAVA voting equipment.	20	26
	01/24/2006		Public Hearing to consider the WACO Local Election Equipment Plan.	20	29
	01/24/2006		Nacho Diaz, Met. Council Transportation Director, will be retiring and an event will be held on March 8, 5:30 p.m. at the Downtown University Club.	20	33

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Commissioners	01/24/2006		Workshop w/Transportation and Physical Development to discuss a draft agreement w/City of Cottage Grove for cost allocation regarding the South Service Center.	20	33
	01/24/2006		Comm. Hegberg asked that Rebecca Neamy, Miss WACO 2006 International, be invited to the County Board.	20	33
	01/24/2006		Comm. Hegberg updated the Board on meetings held in Hugo, 35E overpass, and construction of sewer line to Centerville.	20	33
	01/24/2006		Comm. Peterson to meet with the Library Director to discuss MELSA funding formula and technology grants.	20	33
	01/24/2006		Comm. Peterson reported on the MICA annual board meeting and the AMC Board of Directors meeting.	20	33
	01/24/2006		Workshop w/Administration to review the 2006 citizen survey.	20	34
	01/24/2006		Workshop w/Public Health & Environment for an overview of the current status of the WACO Emergency Operations Plan and the Countywide Hazard Mitigation Plan.	20	34
	01/24/2006		Workshop w/Community Services, Workforce Center Division, to discuss WACO's employment outlook to 2030.	20	34
	02/07/2006		Proclamation of appreciation for Natalio "Nacho" Diaz on his retirement.	20	35
	02/07/2006		Revisions to Policy 1300, Data Practices and revisions to Policy No. 1032, Fee Schedule.	20	36
	02/07/2006		Comm. Peterson requested an update on ten-ton roads and trucks.	20	48
	02/07/2006		Comm. Hegberg reported that the County will continue to snowplow for the City of Grant, but they will need to do their own maintenance.	20	48
	02/07/2006		Workshop w/Administration to discuss open space funding and a possible ballot referendum in the fall of 2006.	20	48
	02/07/2006		Workshop w/Transportation and Physical Development for update on the Govt. Center south parking lot design.	20	48
	02/07/2006		Workshop w/Administration to discuss use of Citizen Advisory Boards and Committee.	20	49
	02/07/2006		Workshop w/Transportation & Physical Development to discuss the Historic Courthouse's current and future operations.	20	49
	02/14/2006		Proclamation honoring Miss Washington County International 2006, Rebecca Neamy.	20	53
	02/14/2006		Comm. Stafford reported that Wash. County's share of \$8 million auth. by the State for 800 MHz radio system will be approximately \$3.5 million.	20	57
	02/21/2006		Amend Policy #2803, fund description, to include new fund #128 for the Recorder's Unallocated fees and amend description of the Recorder's Technology Fund #116.	20	59
	02/21/2006	2006-028	Commissioners Award to Mark Magnan, crossing guard for Stonebridge Elementary School.	20	61
	02/21/2006		Al Mitchell, Veterans Rest Camp Rep. to update Board on Rest Camp's activities.	20	62
	02/28/2006		Amend Policy No. 2803, establishing Fund 129, Help America Vote Act.	20	64
	02/28/2006		Comm. Peterson urged Board members to attend a Transportation Alliance rally at the State Capitol on Monday, March 13, at 10:00 a.m.	20	69

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Commissioners	02/28/2006		Comm. Stafford suggested that an article be written alerting people with cell phones to make sure they are properly identified in an emergency.	20	69
	02/28/2006		Comm. Stafford requested a short workshop for an update on the AMC Futures Task Force.	20	69
	02/28/2006		Comm. Hegberg reported that the Forest Lake City Council approved the CUP for the transportation area and the north service center.	20	69
	03/07/2006		Comm. Peterson asked that the Food Shelf volunteers in WACO be recognized next month for their service to county residents.	20	76
	03/07/2006		Workshop w/ATSE to discuss assistive voting equipment.	20	77
	03/14/2006		Proclamation of appreciation for Dolores Peterson on her retirement as Town Clerk for New Scandia Township.	20	80
	03/14/2006		Comm. Hegberg asked that the committee membership requiring a majority of members on the Planning Advisory Commission be revisited.	20	91
	03/14/2006		Comm. Hegberg reported on an insurance seminar he attended last week and a session on risk based pricing of health insurance.	20	91
	03/14/2006		Comm. Peterson reported on the AMC Legislative Committee which discussed truck weight restrictions. She will take the Boards comments and ideas back to the committee at its next meeting.	20	91
	03/14/2006		Workshop w/Community Services held to review proposals for changing the mental health delivery system.	20	92
	03/14/2006		Workshop w/Transportation to discuss the transportation funding plan.	20	92
	03/21/2006		Joint meeting w/Ramsey County Board of Commissioners scheduled for 3/28/06 at noon, Oak Marsh Golf Course.	20	98
	03/21/2006		Comm. Peterson asked that a resolution of appreciation be prepared for Jim Fitzpatrick, Denmark Town Board member, who did not seek re-election.	20	99
	03/21/2006		Comm. Pulkrabek to meet with representatives from the Holiday Stationstores on 3/22/06 regarding the public hearing in April.	20	99
	03/28/2006		Policy No. 1110, advisory committees, boards and commissions.	20	106
	03/28/2006		Comm. Peterson urged everyone to donate to their local food shelves.	20	106
	03/28/2006		The Board discussed responsibility of the Boom Site rest area north of Stillwater. Comm. Pulkrabek asked that staff research what it costs the state a year to operate the Forest Lake rest area.	20	107
	03/28/2006		Workshop w/ATSE to discuss pay 2006 tax information.	20	108
	03/28/2006		Workshop w/Community Services held to discuss MN non-emergency transportation services.	20	108
	04/04/2006	2006-047	Recognition for Jim Fitzpatrick, Denmark Township Board Member.	20	109
	04/04/2006		Public hearing held to consider application from Holiday Stationstores, Inc. for Comp Plan Amendment and Rezoning of property in West Lakeland Township.	20	112
	04/11/2006		Commissioners' Service Award to Brian Nichols, 37 years of public service to Baytown Township.	20	139

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Commissioners	04/11/2006		Public hearing re-opened on application by Holiday Stationstores for Comp Plan/Zoning amendments in West Lakeland Township.	20	141
	04/11/2006		Comm. Peterson asked about historic signs for Military Road.	20	151
	04/11/2006		Comm. Pulkrabek discussed GOP proposal for property tax rebates.	20	152
	04/11/2006		Comm's. Stafford and Hegberg testified in support of Rep. Vandever's bill allowing tax exempt property that is sold or gifted to an organization that would then put it into a taxable mode.	20	152
	04/11/2006		Workshop w/County Administrator for his annual performance review.	20	153
	04/11/2006		Workshop w/Transportation and Physical Development to discuss the Lake Elmo Park Reserve Master Plan amendment.	20	153
	04/11/2006		Workshop w/ATSE to discuss the 2006 assessment report.	20	153
	04/18/2006		Res. No. 2006-052, Ordinance No. 173, amending the WACO 2020 Comp Plan and approving rezoning request of Holiday Stationstores, Inc.	20	155
	04/18/2006	2006-053	Appreciation for WACO food shelf volunteers.	20	159
	04/18/2006		Community Involvement Awards presented for 2006.	20	160
	04/18/2006	2006-056	National Volunteer Week.	20	161
	04/18/2006		Seven Wonders of Engineering Award and recognition for project partners for the Intercommunity Groundwater Protection-Sustaining Growth and Natural Resources in the Woodbury/Afton Area.	20	166
	04/18/2006		Workshop w/Administration to discuss 2007 budget guidelines.	20	168
	04/18/2006		County Board to host reception this afternoon for county committee volunteers.	20	168
	04/25/2006		Commissioner Stafford reported that he would not be seeking re-election as county commissioner.	20	174
	04/25/2006		MN State Colleges and Universities letter re: property near I-694 for sale. Suggestion made to use it as an east metro driver's license testing center. Legislative liaison to research.	20	174
	04/25/2006		Workshop w/Transportation & Physical Development to discuss proposed changes to County Parks Ordinance #93.	20	175
	05/02/2006		Amend County Policy #2803, Fund Descriptions, delete fund #113 for the East Metro EMS Radio Board.	20	177
	05/02/2006		Comm. Hegberg met w/Congressman Oberstar who indicated he would like the Rush Line Corridor to extend past Hinckley to Duluth. County's share to expand the study would be \$8,000 to \$12,000.	20	184
	05/02/2006		Comm. Hegberg to meet w/City of Forest Lake to discuss 11th Ave. where there is a proposal for a freeway I-35 overpass.	20	184
	05/09/2006		Public hearing held to consider amendments to the Lake Elmo Park Reserve Master Plan.	20	186
	05/09/2006		Workshop w/Transportation and Physical Development for an update on the Government Center south parking lot design and campus stormwater management plan.	20	192
	05/16/2006		Comm. Stafford asked that the Cost Effective Operations Commissions (CEO) be revisited.	20	196

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Commissioners	05/16/2006		Comm. Hegberg met w/Congressman Oberstar to discuss Rush Line Corridor issues.	20	196
	05/16/2006		Comm. Hegberg reported on meeting w/Forest Lake to discuss CR 34 and an overpass on I-35.	20	196
	05/16/2006		Comm. Stafford indicated he advised the county legislative liaison that he was in favor of the sales tax for transit, but had mixed feelings about its use for stadiums.	20	197
	05/16/2006		Workshop w/Workforce Investment Board for an update on their activities and strategic plan.	20	197
	05/23/2006		Meal, Mileage and Other Authorized Expense Reimbursement Policies for county employees and elected officials.	20	199
	05/23/2006		Acceptable Use and Reimbursement of Portable Electronic Equipment Policy.	20	199
	05/23/2006		Public hearing held to consider adoption of a new county parks ordinance.	20	201
	05/23/2006		Res. No. 2006-077, Washington County Parks Ordinance No. 174.	20	201
	05/23/2006		Workshop w/Administration to review the 2006 WACO residential survey.	20	204
	06/06/2006		Amend Respectful Workplace Policy #5008 and Paid Time Off/Vacation Donation Policy #5026.	20	206
	06/13/2006		Tim Cutting, Rose Zrust-Metzger & Angela Eppler-Scheller, addressed the safety issues on CR 19 and Bailey surrounding Saint Ambrose School and Church in Woodbury.	20	211
	06/13/2006		Amend Policy #1807, electronic sale of surplus supplies and materials.	20	212
	06/13/2006		Amend Policy #2503, purchasing cards and Policy #2501, payment of county obligations.	20	212
	06/13/2006		Comm. Peterson suggested a workshop w/Bruce Howard, Metro Transit, after they complete their 2006 survey on train and bus ridership.	20	216
	06/20/2006		Comm. Peterson announced she was appointed to the AMC Task Force on truck length and weight.	20	245
	06/20/2006		Workshop w/Transportation & Physical Development for an update on the construction management method used for delivering county service center projects and discussion on delivery method for Campus 2025 project.	20	246
	06/27/2006	2006-089	Appreciation to Linda O'Donnell upon her retirement as City Clerk/Administrator for the City of Lake St. Croix Beach.	20	250
	06/27/2006	2006-091	Recognition for Marilyn Akey, Administrative Specialist, on her retirement.	20	254
	06/27/2006		Comm. Peterson asked that the Board send a letter to Metropolitan Council Chair Peter Bell regarding his statement about a cutback to the Central Corridor by not extending it to the Union Depot.	20	255
	06/27/2006		Comm. Kriesel reported on his tour of southwest Minnesota to look at wind turbine generation.	20	256
Community Corrections	01/03/2006		Reappt. Todd Bruehl, Community Corrections Advisory, 1st full term, 12/31/07.	20	3
	01/03/2006		Reappt. Richard Gustafson, Community Corrections Advisory, 2nd term, 12/31/07.	20	3
	01/03/2006		Reappt. Lloyd Knudson, Community Corrections Advisory, 3rd term to 12/31/07.	20	3

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Community Corrections	01/03/2006		Reappt. Sonnie Smith, Minority Rep. Community Corrections Advisory, 12/31/07.	20	5
	01/03/2006		Reappt. Chief Lindy Swanson, Law Enforcement Rep. Community Corrections Advisory, 12/31/07.	20	5
	01/03/2006		Reappt. Melissa Lehman, Ed. Rep. Community Corrections Advisory, 2nd term, 12/31/07.	20	5
	01/03/2006		Reappt. Mary Waldkirch, Victims Rep. Community Corrections Advisory, 12/31/07.	20	5
	01/03/2006		Reappt. Sheriff Steve Pott, Community Corrections Advisory, 12/31/07.	20	5
	01/24/2006		Renew contracts w/Willow Branch Counseling Services, The Van Group, Inc. and Penticoff Community Counseling for Multi Systemic Therapy.	20	28
	01/24/2006		Agree. w/HSI for domestic abuse assessment and treatment with the P.L.A.C.E. program in Stillwater and the Community Options program.	20	28
	01/24/2006		Banding/grading recommendations for the new classification of Division Manager at D 61-1.	20	28
	01/24/2006		Purchase of service agree. w/Tubman Family Alliance, services to victims/families of domestic abuse.	20	29
	02/07/2006		Community Corrections 2006-2007 Comprehensive Plan.	20	36
	02/28/2006		Renew contract w/Multi Systemic Therapy, juvenile placement alternative intensive in-home therapy program.	20	63
	04/11/2006		Community Corrections Advisory Board update.	20	140
	04/18/2006		Agree. w/Meketarian, Inc. provide Multi-Systemic Therapy services.	20	160
Community Services	01/03/2006		Reappt. Rosemary Armstrong, CDBG Citizens Advisory, 2nd and final term, 12/31/08.	20	3
	01/03/2006		Reappt. Elizabeth Semotink, Mental Health Advisory, 2nd and final term, 12/31/08.	20	3
	01/03/2006		Appt. Richard Glasgow, Community Services Advisory, partial term, 12/31/06.	20	3
	01/03/2006		Reappt. Jeffrey Feist, Private Sector Rep., CDBG Citizens Advisory, 2nd and final term, 12/31/08.	20	4
	01/03/2006		Appt. Susan Kainz, Private Sector Rep. CDBG Citizens Advisory, partial term, 12/31/06.	20	4
	01/03/2006		Reappt. Greg Orth, Community Services Advisory, 2nd and final term, 12/31/08.	20	4
	01/03/2006		Reappt. Robert Andrews, CDBG Citizens Advisory, 1st full term, 12/31/08.	20	4
	01/03/2006		Appt. Dana Pollard, Mental Health Advisory, partial term, 12/31/07.	20	4
	01/03/2006		Appt. Herbert Japs, Community Services Advisory, 1st term, December 31, 2008.	20	4
	01/03/2006		Appt. Ronald Mazurowski, Non-profit Rep. CDBG Citizens Advisory, partial term to 12/31/06.	20	4
	01/03/2006		Appt. Nancy Schult, Child Mental Health Rep. Mental Health Advisory, 1st term, 12/31/08.	20	5
	01/03/2006		Reappt. John Baird, Adults & Seniors Rep. Community Services Advisory, 2nd and final term, 12/31/08.	20	5
	01/03/2006		Reappt. Austin Johnson, Consumer Rep., Mental Health Advisory, 2nd and final term, 12/31/08.	20	5

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
Community Services	01/03/2006		Reappt. Marge Hooley, Ed. Rep., Mental Health Advisory, 2nd and final, 12/31/08.	20	5
	01/10/2006		Rate increase for chemical health services, Burkwood, Inc.	20	13
	01/10/2006		Rate increase for halfway house chemical health services by Kinnic Falls Alcohol-Drug Services, Inc.	20	13
	01/10/2006		Rate increase for chemical dependency treatment services, Haven Chemical Health Systems, LLC in Woodbury and Scandia.	20	14
	01/17/2006		2006-2008 agree. w/Woodbury Villa, Inc. assisted living plus services.	20	19
	01/17/2006		2006 Family Means contract for respite care services.	20	19
	01/17/2006		2006-2008 contract w/Woodbury Personal Assisted Living, assisted living plus services.	20	20
	01/17/2006		Agree. w/Willow Haven, residential treatment services.	20	20
	01/17/2006		Memorandum of agree. w/Twin Cities Metro counties to submit joint proposal for housing initiative.	20	25
	01/24/2006		Appt. Walter Lambert, CDBG Citizen Advisory Committee, fill an unexpired term to 12/31/07.	20	27
	01/24/2006		Contract w/Presbyterian Homes, assisted living plus services and Medicare certified home health services.	20	28
	01/24/2006		2006 contract w/HSI for mental health services, chemical health services, transportation services and resources for elder care service.	20	28
	01/24/2006		Rate increase for chemical health services provided by Cedar Ridge, Inc.	20	28
	01/24/2006		Agreements w/Children's Home Society and Family Services; White Bear Lake Community Counseling Center, Forest Lake Youth Service Bureau; and Youth Service Bureau, Inc. for diversion and early intervention services.	20	28
	01/24/2006		Appt. Corbin Hopkins, Community Services Advisory, fill unexpired term to 12/31/06.	20	32
	02/07/2006		Amendments to 2004 and 2003 Annual Action Plan for CDGB.	20	36
	02/07/2006		2006 agree. w/American Red Cross, St. Paul Chapter, emergency social services and crisis response services.	20	36
	02/07/2006		2006-2008 contract w/Elder Haven Home, assisted living plus services.	20	36
	02/21/2006		Regular half-time Associate Planner for CDBG and HOME program requirements.	20	59
	02/21/2006		Child Protection Citizen Review Panel 2005 Annual Report.	20	61
	02/21/2006		Draft 2006 CDBG and HOME Investment Partnership Annual Action Plan release and public hearing set for 3/9/06 in Roseville MN.	20	62
	03/14/2006		Workshop held to review proposals for changing the mental health delivery system.	20	92
	03/21/2006		2006 agree. between Comm. Services, Sheriff, and County Attorney, child support enforcement program.	20	93
	03/21/2006		2006 contract w/HRA for housing coord. position.	20	93
	03/28/2006		Workshop held to discuss the MN non-emergency transportation services.	20	108
	04/18/2006		Appt. Tegen Kraemer, Child Protection Citizen Review Panel, 1st term to 6/30/08.	20	155

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
Community Services	04/25/2006		Overview of child support core functions and new calculations beginning 1/1/07.	20	172
	05/02/2006		Rate increase for Human Services, Inc., New Choices for Recovery programs for adult an adolescent primary outpatient chemical dependency treatment.	20	177
	05/02/2006		2006 CDBG and HOME Investment Partnership Annual Action Plan.	20	179
	05/09/2006		Reorganization integrating social services accounting functions into Community Services.	20	186
	05/16/2006		Agree. w/Anoka, Carver, Dakota, Hennepin, Ramsey, Scott Counties and the State of MN, joint long-term homelessness support service program.	20	194
	05/23/2006	2006-076	Auth. execution of MN Dept. of Human Services 2006 Civil Rights Assurance Agreement.	20	200
	06/06/2006		Reappt. Mary Kay Kernan and Mary Nelson, Child Protection Citizen Review Panel, third and final terms.	20	205
	06/06/2006		Director of Community Services auth. to sign all agreements w/family foster care providers.	20	205
	06/06/2006	2006-078	CDBG cooperation agreement w/City of Dellwood.	20	206
	06/13/2006	2006-082	De-certification of adult foster care provider to provide services to a related person.	20	212
	06/13/2006		Agree. w/Twin Cities habitat for Humanity Community Housing Development Org. to acquire land, build, then sell 12 units of affordable housing.	20	213
	06/20/2006	2006-087	Support of the Child Support Protection Act of 2006.	20	244
	06/27/2006		Amend. to add an additional group residential housing site to the 2006-2008 Presbyterian Homes contract.	20	249
Financial Services	01/17/2006		Contract w/AMC annual indirect cost allocation.	20	20
	02/21/2006		Amend Policy #2803, fund description, to include new fund #128 for the Recorder's Unallocated fees and amend description of the Recorder's Technology Fund #116.	20	59
	02/28/2006		Amend Policy No. 2803, establish Fund 129, Help America Vote Act.	20	64
	02/28/2006		Close two dormant bank accounts, Anchor Bank, Woodbury and Lake Area Bank, Forest Lake.	20	64
	05/02/2006		Open account w/US Bank for the inmate account and close the inmate account at Wells Fargo.	20	177
HRA	01/03/2006		Reappt. Anthony Schwartz, HRA Board, 2nd and final term, 12/31/08.	20	3
	01/03/2006		Reappt. Barry Johnson, HRA Board, 1st full term.	20	4
	01/03/2006		Reappt. Dennis C. Hegberg, HRA Board, 1st full term, 12/31/08.	20	4
	01/24/2006		Appt. Michael Stepan, HRA Board, 1st term to 12/31/08.	20	32
	04/25/2006	2006-059	2007 Qualified Allocation Plan for housing tax credits.	20	169
Human Resources	01/03/2006	2006-002	Set minimum salary for county attorney for term next following.	20	5
	01/03/2006		Reappt. Duane Elvin, Personnel Board of Appeals, 12/31/08.	20	5
	01/03/2006	2006-003	Set minimum salary for county sheriff for term next following.	20	6
	01/10/2006		2005-2007 bargaining unit agree. w/Attorney's Association.	20	14

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
Human Resources	02/07/2006		Pay Equity Report to the MN Dept. of Employee Relations.	20	36
	02/07/2006		Commissioner Hegberg re-elected Chair of the MN Counties Insurance Trust for 2006.	20	47
	04/25/2006		Presentation by MCIT.	20	170
	05/23/2006		Banding/grading recommendation for new job description of Facilities Project Manager at C45-1.	20	200
Information Technology	01/17/2006		Amend. #2 to contract #3079 w/Jeane Thorne, Inc.	20	20
	01/24/2006		Sell surplus computer parts to TSG Server and Storage.	20	28
	02/07/2006		Extend annual software maintenance agree. w/Oracle/Peoplesoft (JD Edward's financial system).	20	36
	02/14/2006		Establish annual contract w/PRI circuit service from Qwest.	20	51
	02/14/2006		Substitute vacant IT Specialist position for an IT supervisor position.	20	51
	03/14/2006		Amend. Microsoft Software Assurance License Agree. to extend for a three-year period.	20	80
	06/06/2006		Sell computer parts to TSG Server and Storage.	20	206
	06/13/2006	2006-083	IBM host access transformation server (HATS) contract and an IBM Master Agree.	20	212
	06/13/2006		Purchase iSeries security software (PowerLock Network Security & Security Audit software) from PowerTech.	20	212
	06/13/2006		Contract w/Total Software Solutions, Inc. for analysis and programming for an integrated receipting/escrow module that interfaces with the Tract Index System.	20	213
	06/27/2006		2006-2007 license renewal on the Novell products utilized by the county.	20	249
Internal Auditor	01/03/2006		Reappt. Dennis Hanna, 1st full term, 12/31/08.	20	4
	01/24/2006		Office of the State Auditor has redesign Ted WACO for a private CPA firm audit for the years 2006 to 2008.	20	32
Legislative	03/07/2006	2006-032	Support amendment to the Constitution of the State of Minnesota dedicating all motor vehicle sales tax revenue to transportation.	20	72
	03/07/2006	2006-036	Support of eminent domain authority.	20	76
	03/14/2006		Update on funds for demolition of the bridge in St. Paul Park and eminent domain amendments.	20	91
	03/21/2006		Legislative update, reinstitute levy limits on local governments; eminent domain bills, proposal to use projected budget surplus to counties because of the Deficit Reduction Act at the federal level.	20	98
	03/28/2006		Comm. Hegberg asked that staff check on bill that would abandon judicial ditches in the metro area.	20	106
	03/28/2006		Legislative update, Red Rock Corridor, St. Paul Park bridge demolition, and eminent domain.	20	106
	04/04/2006		Comm. Hegberg asked the Cty. Attorney to review a proposed bill that would abandon judicial ditches in the metro area.	20	112
	04/04/2006		Legislative update.	20	112
	04/11/2006		Discussion on whether to pursue legislation giving authority to counties to charge an additional .01% fee on all mortgage and deed taxes for environmental projects.	20	150
	04/11/2006		Legislative update.	20	150

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
Legislative	04/25/2006		Update presented of \$60 million appropriation to help backfill the Federal Deficit Reduction Act.	20	173
	04/25/2006		Consensus for Board support of the \$60 million appropriation.	20	174
	05/02/2006		Legislative update: funding for corrections; and eminent domain language.	20	183
	05/09/2006		Legislative update.	20	192
	05/16/2006		Update presented. Comm. Peterson spoke to the Met Council Chair's comments regarding a 1/2 cent tax for stadium and transit.	20	196
	05/23/2006		Legislative wrap-up.	20	202
	06/06/2006		John Kaul gave legislative update on county issues.	20	209
Library	01/03/2006		Reappt. Paul Ryberg, Library Board, 1st full term, 12/31/08.	20	3
	01/03/2006		Reappt. Steven Alfveby, Library Board, 2nd and final term, 12/31/08.	20	4
	01/03/2006		Grand reopening of the Rosalie E. Wahl Library Branch in Lake Elmo scheduled for Saturday, January 7.	20	10
	01/10/2006		Grand reopening of the Rosalie E. Wahl Branch Library in Lake Elmo a success.	20	17
	01/24/2006		Paul Ryberg thanked Board for Lake Elmo Branch Library; and reported he will be looking at Wi-Fi- systems for the county library system to accommodate computer users.	20	27
	01/24/2006		Amend contract with Dynix Corporation for maintenance of the HORIZON integrated library system data base.	20	28
	01/24/2006		Appt. Robert Gag, Library Board, 1st term to 12/31/08.	20	32
	02/14/2006		Amend library holiday schedule for 2006.	20	51
	02/14/2006		Accept \$200,000 state library construction grant for new Forest Lake Library.	20	51
	03/07/2006		Accept donations to the Library in the amount of \$6,893.10.	20	72
	03/21/2006	2006-044	National Library Week 2006 Proclamation.	2	96
	05/02/2006		R.H. Stafford Branch Library in Woodbury to open at 12 noon on 5/17/06 to accommodate an all staff training session.	20	177
	05/09/2006		Accept donations from Bredow, Nelson, IBM Matching Gift, Bloom and miscellaneous small contributions.	20	186
	06/06/2006		Amend the WACO Library Board bylaws.	20	206
Property Records/Tax Services	02/05/2006		Assessment year 2007 payable year 2008 assessment classification and valuation change list.	22	36
Public Health & Environment	01/03/2006		Reappt. Joseph Rheinberger, Public Health Emergency Preparedness Advisory, 3rd term, 12/31/06.	20	3
	01/03/2006		Reappt. Mary Hauser, Public Health Emergency Preparedness Advisory, 3rd term, 12/31/06.	20	3
	01/03/2006		Reappt. Myron Tank, MN Extension Committee, 3rd term, 13/31/08.	20	4
	01/03/2006		Reappt. Sheila Colbert, Public Health Emergency Preparedness Advisory, 3rd term, 12/31/06.	20	4
	01/03/2006		Reappt. Brian C. Krafthefer, Public Health Emergency Preparedness Advisory, 3rd term, 12/31/06.	20	4
	01/03/2006		Reappt. Bruce Stafford, Public Health Emergency Preparedness Advisory, 3rd term, 12/31/06.	20	4

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
Public Health & Environment	01/03/2006		Reappt. Mary Ann Newman, Volunteer Service Rep. Public Health Emergency Preparedness Advisory, 3rd term, 12/31/2006.	20	5
	01/03/2006		Reappt. Jeff Anderson, Public Safety Rep. Public Health Emergency Preparedness Advisory, 3rd term, 12/31/06.	20	5
	01/03/2006		Reappt. R.J. Fascone, MD, Public Safety Agency Rep. Public Health Emergency Preparedness Advisory, 3rd term, 12/31/06.	20	5
	01/03/2006		Reappt. Jan George, Volunteer Services Rep. Public Health Emergency Preparedness Advisory, 3rd term, 12/31/06.	20	5
	01/03/2006		Reappt. Dr. Charles Bransford, Physician Member, Public Health Emergency Preparedness Advisory, 3rd term, 12/31/06.	20	5
	01/03/2006		Reappt. Sheriff Steve Pott, Public Health Emergency Preparedness Advisory, 2nd term, 12 31/06.	20	5
	01/03/2006		Appt. Robert Byerly, Public Safety Rep. Public Health Emergency Preparedness Advisory, 1st term, 12/31/06.	20	5
	01/03/2006		Reappt. Jon Mueller, Hospital Rep. Public Health Emergency Preparedness Advisory, 3rd term, 12/31/06.	20	5
	01/03/2006		Reappt. Julie Schmidt, Hospital Rep. Public Health Emergency Preparedness Advisory, 3rd term, 12/31/06.	20	5
	01/03/2006		Reappt. Loren Carver, Health Prof. Rep. Public Health Emergency Preparedness Advisory, 3rd term, 12/31/06.	20	5
	01/03/2006		Reappt. Craig Morris. Local Govt. Rep. Public Health Emergency Preparedness Advisory, 3rd term, 12/31/06.	20	5
	01/10/2006		Renew agree. w/City of Afton, operation and maintenance services to 201 Collector Systems.	20	14
	01/10/2006		Homeland Security and Emergency Mgmt. Programs Services; Deb Paige county representative to committee.	20	14
	01/17/2006		Volunteer Mgmt. Services project agree. w/Community Volunteer Services and Senior Centers.	20	20
	01/17/2006	2006-013	Letter of understanding to Rock-Tenn.	20	20
	01/17/2006		Auth. increase from .75 to .80 FTE for Early Intervention Service Coordinator.	20	20
	01/24/2006		2006-2008 home health contracts with Care Plus HHA Inc., Equity Services of St. Paul, Fairview Lakes Home Caring and Hospice, Integrated Home Care, Lakeview Homecare and Hospice, REM Health Inc., and Sunrise Health Services, community based services for the elderly and disabled.	20	28
	01/24/2006		Workshop held to discuss the WACO Emergency Operations Plan and the Countywide hazard Mitigation Plan.	20	34
	02/07/2006		Appt. Terance Smith, Public Health Emergency Preparedness, 1st term to 12/31/06.	20	35
	02/07/2006		Employee wellness activity agreements w/Laura Holmes, Living Tree Yoga Center, Mary Hanf, and Shawn Swendson-Cates.	20	37
	02/07/2006		Renew agree. w/Townships of May and New Scandia 201 collector operation and maintenance services.	20	37
	02/07/2006		Agree. w/U of MN, extension program locally and employ County Extension staff.	20	39

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
Public Health & Environment	02/14/2006		Highlights and accomplishments of the Groundwater 2005 Work Plan and proposed 2006 Work Plan.	20	54
	03/14/2006		2006-2008 Environmental Modification contract w/REM MN Community Services, Home Health Care Contracts with Intrepid USA healthcare Services and Alliance Health Services.	20	80
	03/28/2006		Appt. Raymond Stevens, Groundwater Advisory, 1st term to 12/31/07.	20	101
	03/28/2006		Convert Emergency Services Manager from non-supervisory to supervisory position.	20	102
	04/11/2006		Appt. James Keller, Public Health Emergency Preparedness Advisory Committee, 1st term to 12/31/06.	20	139
	04/18/2006		Agree. w/Stillwater Medical Group, medical services for the Jail Health Unit.	20	160
	04/18/2006		Avian flu and pandemic influenza preparedness update.	20	166
	04/18/2006		Seven Wonders of Engineering award and recognition of project partners for Intercommunity Groundwater Protection-Sustaining Growth and Natural Resources in Woodbury/Afton Area.	20	166
	04/25/2006		Appt. Jessica Parcheta, MN Extension Service Committee, 1st term to 12/31/08.	20	169
	04/25/2006		Licenses for collection of household hazardous waste w/New Scandia, Lake St. Croix Beach, Cottage Grove, Forest Lake, Woodbury & Stillwater.	20	170
	05/02/2006		Appt. Becky Meyer, MN Extension Committee, partial term to 12/31/07.	20	184
	05/02/2006		Appt. Marianne O'Malley, Groundwater Advisory committee, partial term to 12/31/06.	20	184
	05/09/2006		Appt. to the Public Health Emergency Preparedness Advisory Committee to 1st terms expiring December 31, 2006: Katherine Grimm, Eric Johnson, and Joseph Bauer.	20	186
	05/16/2006		Amend. to the Public Health Emergency Preparedness and Response to Bioterrorism agree. w/MN Dept. of Health.	20	194
	06/13/2006		New .5 FTE Public Health Nurse.	20	212
	06/20/2006	2006-086	Grant proposal and auth. to enter into an agree. w/Office of Traffic Safety for the Safe Communities Coalition Project.	20	243
	06/20/2006		Recycling grant agree. w/City of Lake Elmo.	20	244
	06/20/2006		Accept a Natural Resources Block Grant from MN BWSR for 2006.	20	244
	06/20/2006		Amend. to the Response to Bioterrorism project agree. w/MN Dept. of Health.	20	244
	06/27/2006		Recycling grant agree. w/City of Forest Lake.	20	250
	06/27/2006	2006-090	Transfer of ownership of the Ramsey/ Washington Resource Recovery Facility from NRG Energy Inc. to Resource Recovery Technologies, LLC.	20	252
Recorder	02/14/2006		Plat of Kummer's Cliff, Denmark Township.	20	52
	02/14/2006		Plat of Specialized Acres 2nd Addition, Denmark Township.	20	52
	04/11/2006		Plat of Audubon, Baytown Township.	20	139
	04/18/2006		Wild Bush Acres, New Scandia Township.	20	160
	05/09/2006		Special Project Office Aide, 1 FTE.	20	186
	06/27/2006		Plat of Homestead Estates in Denmark Township.	20	250

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
Sheriff	01/03/2006		Workshop held for a wireless data project update and discussion on the 800 MHz Radio system.	20	11
	01/17/2006	2006-009	Reject bids for countywide public safety mobile data communications network and auth. to re-bid at a later date.	20	20
	02/07/2006	2006-015	Grant agree. w/MN Dept. of Public Safety, Safe and Sober project.	20	37
	02/07/2006		Agree. w/MN Dept. of Human Services, housing for inmates in the county jail.	20	37
	02/14/2006		Accept donation from Dr. Robert F. Reardon, \$6,400 for eight X26 Tasers.	20	53
	02/21/2006	2006-026	Agree. for coordinated narcotics task force.	20	59
	02/28/2006		Contract w/Dakota County, boarding inmates/detainees at the county jail.	20	64
	03/14/2006		Accept a donation of \$250 from the Scandia PTO for the K-9 Unit.	20	80
	03/14/2006		Joint Powers Agree. w/State of MN, Dept. of Public Safety, distribution and use of remote fingerprint identification equipment.	20	81
	03/21/2006		Accept donation from the Windmill Marina in Afton, provide a slip for the Sheriff's patrol boat for the 2006 boating season.	20	93
	03/21/2006		Amend. #1 to the service agree. w/Mobile Radio Engineering.	20	94
	04/04/2006		Accept donation from Port of Sunnyside Marina, Oak Park Heights, slip for Sheriff's patrol boat for 2006.	20	110
	04/04/2006	2006-048	National Public Safety Telecommunication Week.	20	110
	04/04/2006		Donation from Timm's Harbor Marina, Forest Lake, slip for sheriff's patrol boat for 2006.	20	110
	04/04/2006		Accept donation from Willie's Hidden Harbor Marina, West. St. Paul, slip for Sheriff's patrol boat for 2006.	20	110
	04/18/2006	2006-058	Accepting the 800 MHz Communications Update Final Report and assigning the project management and implementation to the Sheriff's Office.	20	165
	04/18/2006		1 FTE system manager to coordinate the 800 MHz Radian System.	20	166
	05/02/2006	2006-064	Contract w/Bio-Key International for purchase of mobile data application system.	20	179
	05/09/2006		Five FTE Public Safety Dispatchers and one FTE Public Safety Answering Point Coordinator in the Sheriff's Office as a result of Cottage Grove closing their communication center.	20	191
	05/16/2006	2006-073	Annual county boat and water safety agree.	20	194
	05/16/2006	2006-072	Agree. w/MN DNR, 2006 federal boating enforcement supplemental grant.	20	194
	05/16/2006		Accept donation from Cub Foods and Milk-Bone, \$5,000 for new K-9 team.	20	195
Societies	01/10/2006		Operations grant to the WACO Ag. Society for 2006.	20	13
	02/07/2006		Agree. w/Wash. Conservation District for 2006 professional services.	20	39
Transportation-Facilities	01/03/2006		Reappt. Manley Ellertson, Historic Courthouse Advisory, 2nd term, 12/31/07.	20	3
	01/03/2006		Appt. Sheila Colbert, Historic Courthouse Advisory, 1st term, 12/31/07.	20	4
	01/03/2006		Appt. Aaron Rolloff, Historic Courthouse Advisory, partial term, 12/31/06.	20	4
	01/03/2006		Reappt. Jean Brown, Historic Courthouse Advisory, 3rd term, 12/31/07.	20	4

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
Transportation-Facilities	01/17/2006	2006-010	Accept grant from the Hubbard Broadcasting Foundation.	20	20
	01/17/2006		Auth. advertisement for bids for the South Service Center to be located in the City of Cottage Grove.	20	20
	01/17/2006	2006-011	Final payment for CCTV upgrade project to Pro-Tec Design.	20	20
	01/24/2006		Workshop held to discuss draft agree. w/City of Cottage Grove for cost allocation of services to the South Service Center.	20	33
	02/07/2006	2006-012	Agree. w/Cottage Grove, street and utility improvements and maintenance for the South Service Center Ravine Parkway.	20	39
	02/07/2006		Workshop held for an update on the Government Center south parking lot design.	20	48
	02/07/2006	2006-013	Workshop held to discuss the Historic Courthouse's current and future operations.	20	49
	02/14/2006		Advertise for bids, Historic Courthouse dome and window restoration projects.	20	52
	02/14/2006	2006-014	Advertise for bids for construction of the North Service Center/Library in City of Forest Lake.	20	55
	02/14/2006		Acquire property from the MN Dept. of Revenue for parking lot south of Govt. Center.	20	52
	02/28/2006	2006-015	Contract w/Oertel Architects, consulting services for the Household Hazardous Waste Facility.	20	65
	03/14/2006		Bid award for construction of South Service Center in Cottage Grove for 28 of the 29 divisions.	20	82
	03/14/2006	2006-016	Decision to reject all bids for Division 27, Mechanical, for the South Service Center delayed.	20	85
	03/21/2006		Amend. No. 1 to contract w/Ankeny Kell Architects for South Service Center Design; and Amend. 1-3 to contract w/Ankeny Kell Architects for North Service Center/Library design.	20	94
	03/21/2006	2006-017	Purchase property in Forest Lake for the Northern Service Center and Transit Center.	20	98
	04/04/2006		Waive rental fee for use of the Historic Courthouse by the WACO Historical Society on Thursday, 9/28/06.	20	111
	04/11/2006	2006-018	Contract award for Division 27, mechanical for the South Service Center, to Kumar Mechanical.	20	140
	04/18/2006		Bid awards for construction of North Service Center and Library in Forest Lake.	20	162
	04/25/2006	2006-019	Contract w/Brickman Group, lawn care and landscaping services for various county facilities.	20	170
	05/02/2006		Groundbreaking ceremony at 1:00 p.m., 5/2/06 for the South Service Center.	20	183
	05/09/2006	2006-020	Amend. to contracts w/Kraus Anderson Construction Company for the South and North Service Centers.	20	191
	05/09/2006		Contracts w/Encompass Engineering Consultants for construction inspection at the South and North Service Centers.	20	191
	05/09/2006	2006-021	Workshop held for an update on the Government Center south parking lot design and campus stormwater management plan.	20	192
	06/20/2006		Site improvement agree. and CUP with the City of Forest Lake for the North Service Center site.	20	244

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
Transportation-Facilities	06/20/2006		Workshop held to discuss construction management method used for delivering county service center projects and discussion on delivery method for Campus 2025 Project.	20	246
	06/27/2006		Lease Amend. No. 2 to Lease No. 160 for space use to house the Forest Lake License Center.	20	250
Transportation-General	01/03/2006	2006-004	2006 vehicle and heating/cooling fuel to Kath Fuel Oil Service Company.	20	6
	01/24/2006		Reappt. Pamela Skinner to the Ramsey-Washington Metro Watershed to 2/23/09.	20	27
	02/07/2006		Agree. w/Wash. Conservation District for 2006 professional services.	20	39
	02/28/2006		Executive session held to discuss right of way acquisition proposed settlement options of compensation and damages with US Homes, CSAH 13; Church of St. John the Baptist, CSAH 8; and Big Marine Park Reserve, Shady Birch acquisition appeal.	20	70
	03/21/2006	2006-042	Agree. w/American Society of Civil Engineers for peer review of the Transportation Division.	20	95
	03/28/2006		ATV Ordinance Effectiveness Study update and conclusions.	20	103
	04/04/2006		Reappt. Donald L. Pereira, South Wash. Watershed District, to 5/1/09.	20	110
	04/04/2006	2006-049	Appointment of Donald J. Theisen, as County Engineer through 5/1/10.	20	111
	05/23/2006		Reappt. Steven Kronmiller, Carnelian Marine Watershed District, to 6/21/09.	20	200
	06/06/2006		Contract w/Arnt Construction for mining, screening, and crushing gravel in county gravel pit.	20	200
	06/06/2006		Marine WMO jurisdictions have agreed to move forward w/dissolving the joint powers WMO and incorporating that land into the Carnelian-Marine Watershed District.	20	209
	06/06/2006		Groundbreaking ceremony for North Service Center/Library, 1:00 p.m. this afternoon in Forest Lake.	20	209
Transportation-Parks	01/03/2006		Appt. Howard Albertson, Historic Courthouse Advisory, 1st term, 12/31/07.	20	3
	01/03/2006		Reappt. Karen Rheinberger, Parks & Open Space, 3rd and final term, 12/31/08.	20	3
	01/03/2006		Reappt. Kenneth Heuer, Parks & Open Space, 2nd term, 12/31/08.	20	3
	01/03/2006		Reappt. Paul Poncin, Parks & Open Space, 2nd term, 12/31/08.	20	4
	02/07/2006	2006-016	Trail Grant Program - MN Project Recreation Trail Users Association Groomer Project.	20	37
	02/07/2006	2006-017	Bid award for construction of restroom/shelter bldg. at the Lake Elmo Park Reserve to DNR Construction.	20	38
	02/07/2006		Agree. w/Wash. Conservation District & DNR, repair erosion damage in Pine Point Park near the Gateway Trail.	20	39
	02/14/2006		2006 seasonal employee pay rates.	20	52
	02/28/2006		Lease agreements for properties located in county parks.	20	64
	03/07/2006	2006-031	Support for boundary amendment to William O'Brien State Park.	20	72
	03/21/2006		Vehicle park permits for the 2006 library summer reading program.	20	97
	04/11/2006		Workshop held to discuss the Lake Elmo Park Reserve Master Plan amendment.	20	153
	04/18/2006	2006-055	Purchase the Taylor property for Big Marine Park Reserve.	20	160

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
Transportation-Parks	04/25/2006		Set public hearing on the Lake Elmo Park Reserve Master Plan amendment for 5/9/06, 9:00 a.m.	20	170
	04/25/2006		Workshop held to discuss proposed changes to County Parks Ordinance #93.	20	175
	05/09/2006		Public hearing set for 5/23/06, 9:00 a.m. for Park Ordinance.	20	186
	05/09/2006		Shoreland Restoration Grant w/MN DNR for Big Marine Park Reserve.	20	186
	05/09/2006		Public hearing held to consider amendments to the Lake Elmo Park Reserve Master Plan.	20	186
	05/09/2006	2006-070	Lake Elmo Park Reserve Master Plan Amendment.	20	190
	05/16/2006	2006-074	MN Trail Assistance Program, Star Trail Association.	20	195
	05/23/2006		Ad. for professional services to prepare a master plan amendment for Cottage Grove Ravine Regional Park.	20	200
	05/23/2006		Public hearing held to consider adoption of a new county parks ordinance.	20	201
	05/23/2006	2006-077	Washington County Parks Ordinance No. 174.	20	201
	06/06/2006	2006-080	Multiple contract award of bids for the sale of buildings on county land within the Big Marine Park Reserve.	20	207
	06/06/2006	2006-081	Acceptance of fishing pier grant for Cottage Grove Ravine Regional Park.	20	208
Transportation-Roads	01/03/2006		Amend. #5 to road kill deer removal contract w/4 Paws Animal Control Service.	20	6
	01/17/2006	2006-012	Construction agree. w/MN/DOT for construction at TH 494 and CSAH 16.	20	20
	01/17/2006		Amend. #1 to construction agree. w/City of Woodbury for signal construction on CSAH 19 (Woodbury Drive) and Lake Road.	20	20
	01/24/2006		Agree. w/City of Dellwood, perpetual easement on a tax forfeited parcel in the City of Dellwood being transferred to the City of Dellwood.	20	28
	02/07/2006		Update on Radio Drive (CSAH 13) Safety and Mobility Project.	20	43
	02/07/2006		Amend. #3 to the HR Green contract for additional design services for the Radio Drive Safety and Mobility Project.	20	43
	02/14/2006	2006-024	Re-sign Quit Claim Deed, Wakota Bridge/TH 61 project.	20	52
	02/14/2006	2006-025	Bid award for CSAH 14/8 realignment construction to Arnt Construction.	20	56
	02/21/2006	2006-027	Support of preferred alternative for the West Broadway Avenue (CSAH 2) interchange and roadway improvements in Forest Lake.	20	60
	03/07/2006	2006-033	Relinquishing a portion of WACO CSAH 22 in the City of St. Paul Park.	20	73
	03/07/2006	2006-034	Relinquishing the CSAH designation on a portion of CSAH 38 in the City of Newport and St. Paul Park.	20	74
	03/07/2006	2006-035	Establishing CSAH 38.	20	75
	03/14/2006		Executive Session - Discuss proposed settlement options for CSAH 8 - Church of St. John the Baptist in Hugo.	20	79
	03/14/2006		Workshop held to discuss transportation plans.	20	92
	03/21/2006	2006-039	Auth. parking restrictions on CSAH 8, City of Hugo.	20	94
	03/21/2006	2006-041	Agree. w/City of Woodbury for traffic signal construction on Weir Drive & Upper Afton Road.	20	032

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
Transportation-Roads	04/11/2006	2006-050	Contract w/Gladwin Machinery, heavy duty hydraulic shear.	20	139
	04/11/2006		Supplemental Agree. No. 2, use of county gravel pit for CSAH 8/14 construction project.	20	141
	04/25/2006	2006-060	Vacating county's interest in certain real estate on CSAH 16 and Bielenberg Drive.	20	170
	04/25/2006		Update on the driver feedback sign study.	20	172
	05/02/2006	2006-063	Bid award for 2006 bituminous road overlays to Tower Asphalt, Inc.	20	178
	05/02/2006	2006-062	Bid award for crackseal provision and application on county roads for 2006 to Bergman Companies.	20	178
	05/02/2006		Contract w/TKDA, Inc. for design services for bridge modifications, additional turn lanes and traffic control signal at Keats Avenue (CSAH 19) and I-94 north ramps in Lake Elmo.	20	179
	05/09/2006		Supplemental Agree. No. 6 for 2005 overlay contract w/Tower Asphalt.	20	186
	05/09/2006		Final payment to Tower Asphalt for 2003 overlays contract.	20	186
	05/23/2006		Supplemental Agree. No. 1, complete overlay of the project area on the CSAH 12 left-turn lane construction project at CSAH 17 in the City of Grant.	20	201
	06/06/2006	2006-079	Quit claim remainder property as part of the Re-alignment of CSAH 8.	20	206
	06/06/2006		Update on schedule for demolition of the J.A.R. Bridge in St. Paul Park.	20	210
	06/13/2006		Progress report on the Manning Avenue (CSAH 15) Safety and Mobility Project.	20	213
	06/27/2006	2006-088	Contract w/SEH, Inc. for design services for CSAH 15.	20	250
	06/27/2006		Nick Thompson, new East Metro Area Manager for MN/DOT presented updates on the St. Croix River Crossing, Valley Creek Road Interchange project, and the Wakota Bridge project.	20	251
Transportation-Surveyor	01/03/2006		Reappt. Robert Mann, Planning Advisory Commission, 3rd and final term, 12/31/08.	20	4
	01/03/2006		Reappt. Harry Melander, Board of Adjustment & Appeals, 4th term, 12/31/08.	20	4
	01/03/2006		Reappt. Michael Vogel, Planning Advisory Commission, 1st full term, 12/31/08.	20	4
	01/03/2006		Reappt. Robert Mann, Board of Adjustment & Appeals, 1st full term, 12/31/08.	20	4
	01/03/2006		Reappt. Tamara Fast, Planning Advisory Commission, 3rd and final term, 12/31/08.	20	5
	01/03/2006		Reappt. Charles Newman, Planning Advisory Commission, 1st full term, 12/31/08.	20	5
	02/28/2006		Set public hearing to consider rezoning/ comp plan amendment, Holiday Stationstores, Inc., for April 4, 2006 at 7:00 p.m.	20	64
	03/07/2006		Appt. Kathy Sedro, Planning Advisory Commission, 1st term to 12/31/08.	20	75
	03/14/2006		First place ribbon and plaque presented to Chris Neperud, for the Certificate of Survey of St. Croix Bluffs Regional park at the 2006 MN Society of Professional Surveyors conference.	20	82
	03/14/2006		Display of aerial photography available for staff and sale to the public.	20	82
	03/14/2006		Mike Welling elected President elect to the MN Association of County Surveyors for 2006 and President for 2007.	20	82

DEPARTMENT	DATE	Resolution Number	ACTION	BOOK	PAGE
Transportation-Surveyor	04/04/2006		Public hearing held to consider application by Holiday Stationstores, Inc. for comp plan and rezoning amendment of property located in West Lakeland Township.	20	112
	04/04/2006		Motion approving the application by Holiday Stationstores, Inc. tabled to 4/11/06.	20	137
	04/11/2006		Public hearing re-opened to consider application by Holiday Stationstores, Inc. for Comp Plan/Rezoning in West Lakeland Township.	20	141
	04/11/2006		Application by Holiday Stationstores, Inc. approved. Cty. Attorney directed to prepare resolution.	20	149
	04/18/2006	2006-052	Ordinance No. 173 amending WACO 2020 Comp Plan and Rezoning request of Holiday Stationstores, Inc.	20	155
	06/13/2006		Request the MN Dept. of Admin. to detach tax parcel No. 34.030.20.33.0015 from Oak Park Heights to Stillwater.	20	213
Workforce Center	01/17/2006		Appt. Marie Lindbeck, WIB, Small Business Rep., 1st term to 6/30/07.	20	19
	01/17/2006		Master contract w/City of Minneapolis, administration of dislocated worker program.	20	20
	01/17/2006		Agree. w/MN Dept. of Employment & Economic Development.	20	20
	01/24/2006		Workshop held to discuss WACO's employment outlook to 2030.	20	34
	02/28/2006		6th amend. w/ESR, Dislocated Worker program training.	20	63
	02/28/2006		Contract w/Community Volunteer Service & Senior Centers, placement of MFIP participants in volunteer jobs.	20	63
	02/28/2006		First amend. w/ESR, Diversionary Work Program and MFIP participants.	20	64
	03/28/2006		Contract w/Tree Trust for youth summer employment for 2006, 2007 and 2008.	20	102
	03/28/2006		Workforce Investment Act, Title 1B Master grant, adult, youth, dislocated worker & older Americans programs w/MN Dept. of Employment and Economic Development.	20	102
	03/28/2006		Workforce Center annual report.	20	103
	04/04/2006		Appt. Brenda Carlson, Small Business Rep., 1st term to 6/30/08.	20	110
	05/16/2006		Appt. Stacy Kennedy, WIB, small business rep. to 1st term 6/30/08.	20	193
	05/16/2006		Workshop held w/WIB for an update on their activities and strategic plan.	20	197
	05/23/2006		Appt. Lou Ella Johnson, Workforce Investment Board, small business rep., 1st term to 6/30/08.	20	200

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
JANUARY 3, 2006

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 Commissioner Pulkrabek, Kriesel, Peterson and Stafford. Commissioner Hegberg absent. Board Chair Peterson presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Dan Papin, Community Services Director; Cindy Rupp, Community Services Division Manager; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Don Theisen, Director of Transportation and Physical Development; Wayne Sandberg, Deputy Director of Transportation and Physical Development; Kay McAloney, Human Resources Director; Julie Sorrem, Risk Manager; Patricia Conley, Library Director; Liz Robb, Law Librarian; Steve Pott, Sheriff; Lowell Johnson, Director of Public Health and Environment; Tom Adkins, Community Corrections Director; and Steve Nelson, Public Information Coordinator II.

The Board recited the Pledge of Allegiance.

Board Chair Peterson called for unfinished business from 2005. There was none. Commissioner Pulkrabek moved to adjourn sine die. Commissioner Stafford seconded the motion and it was adopted unanimously; Commissioner Hegberg absent.

A new roll call was taken. Present were Commissioners Pulkrabek, Kriesel, Peterson and Stafford. Commissioner Hegberg absent.

County Administrator Schug declared nominations open for temporary Board Chair. Commissioner Peterson nominated County Administrator Jim Schug as temporary Board Chair. Commissioner Kriesel seconded the nomination. There were no further nominations and County Administrator Jim Schug was unanimously elected temporary chair; Commissioner Hegberg absent.

Temporary Chair Schug declared nominations open for Board Chair of the Washington County Board of Commissioners for 2006. Commissioner Kriesel nominated Commissioner Pulkrabek. Commissioner Peterson seconded the nomination. No further nominations were heard. Commissioner Stafford moved to elect Commissioner Pulkrabek as the Washington County Board Chair for 2006. Commissioner Peterson seconded the motion and it was adopted unanimously; Commissioner Hegberg absent.

Board Chair Pulkrabek declared nominations open for Vice Chair. Commissioner Peterson nominated Commissioner Kriesel. Commissioner Stafford seconded the motion. No further nominations were heard and Commissioner Kriesel was unanimously elected as Vice Chair of the Washington County Board of Commissioners for 2006; Commissioner Hegberg absent.

January 3, 2006

Commissioner Peterson thanked the staff for their help to her as Board Chair for 2005. She thanked County Administrator Jim Schug and her fellow Board members for their support to her during the past year.

BOARD MEETING DATES FOR 2006

Commissioner Peterson moved to set meetings of the Washington County Board of Commissioners for the year 2006 for the first four Tuesdays of each month, excluding any Tuesday which is a legal holiday, at 9:00 a.m. and that the Chair can call an evening meeting when necessary to conduct business or to allow for evening access by citizens or interested parties. Commissioner Kriesel seconded the motion and it was adopted unanimously; Commissioner Hegberg absent.

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. Adoption of **Resolution No. 2006-001** as follows:

Award of 2006 Newspaper Publication Bids

WHEREAS, pursuant to bid advertisement, newspaper publication bids were received until 10:00 a.m., December 1, 2005 for the following publications:

- 1) Official Board Proceedings (Board minutes in summary form)
- 2) Legal Notices
- 3) Delinquent Real Estate Tax List
- 4) Financial Statement (first & second publication)

WHEREAS, timely bids were received from the Lillie Suburban Newspapers, St. Croix Valley Press, White Bear Press, Forest Lake Times, Lake Elmo Leader and the Stillwater Courier; and

WHEREAS, Washington County newspaper publishing awards are based on lowest index number for all bids; and

WHEREAS, pursuant to authority contained in Minn. Stat. 331A.12 the Department of Transportation and Physical Development may designate the Washington County Web Site as the official publication of transportation projects legal notices.

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners hereby awards newspaper publication bids for 2006 as follows:

January 3, 2006

- | | | |
|----|---|------------------|
| 1) | Official Proceedings of the Washington County Board of Commissioners (Board Minutes in Summary Form): | Lillie Suburban |
| 2) | Legal Notices: | Lillie Suburban |
| 3) | Notice and List of Real Estate Taxes Remaining Delinquent: | Lillie Suburban |
| 4) | First Publication of the Financial Statement for year ending December 31, 2005: | Lake Elmo Leader |
| 5) | Second publication of the Financial Statement to be distributed as an insert: | White Bear Press |

BE IT FURTHER RESOLVED, that the Washington County, MN web site is designated the official publication for transportation project legal notices; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to each newspaper.

2. Approval of appointments/reappointments to the advisory committees for 2006 as follows:

District 1

Lloyd Knudson, Hugo, reappointed to the Community Corrections Advisory Board to a third term expiring December 31, 2007;

Mary Hauser, Birchwood, reappointed to the Public Health Emergency Preparedness Advisory Committee to a third term expiring December 31, 2006;

District 2

Todd Bruehl, Woodbury, reappointed to the Community Corrections Advisory Board to a first full term expiring December 31, 2007;

Rosemary Armstrong, Lake Elmo, reappointed to the Community Development Block Grant Citizens Advisory Committee to a second and final term expiring December 31, 2008;

Manley Ellertson, Oakdale, reappointed to the Historic Courthouse Advisory Council to a second term expiring December 31, 2007;

Anthony Schwartz, Oakdale, reappointed to the Housing and Redevelopment Authority Board to a second and final term expiring December 31, 2008;

Paul Ryberg, Lake Elmo, reappointed to the Library Board to a first full term expiring December 31, 2008;

Elizabeth Semotink, Oakdale, reappointed to the Mental Health Advisory Council to a second and final term expiring December 31, 2008;

Kenneth Heuer, Oakdale, reappointed to the Parks and Open Space Commission to a second term expiring December 31, 2008;

Joseph Rheinberger, Oakdale, reappointed to the Public Health Emergency Preparedness Advisory Committee to a third term expiring December 31, 2006;

District 3

Richard Gustafson, Stillwater, reappointed to the Community Corrections Advisory Board to a second term expiring December 31, 2007;

Richard Glasgow, Lakeland, appointed to the Community Services Advisory Committee to fill an unexpired term to December 31, 2006;

Howard Albertson, Stillwater, reappointed to the Historic Courthouse Advisory Council to a first term expiring December 31, 2007;

Karen Rheinberger, Stillwater, reappointed to the Parks & Open Space Commission to a third and final term expiring December 31, 2008;

January 3, 2006

District 3 (continued)

Brian C. Krafthefer, Stillwater, reappointed to the Public Health Emergency Preparedness Advisory Committee to a third term expiring December 31, 2006;

District 4

Herbert Japs, Cottage Grove, appointed to the Community Services Advisory Committee to a first term expiring December 31, 2008;

Sheila Colbert, Cottage Grove, appointed to the Historic Courthouse Advisory Council to a first term expiring December 31, 2007;

Aaron Rolloff, Cottage Grove, appointed to the Historic Courthouse Advisory Council to fill an unexpired term to December 31, 2006;

Steven Alfveby, St. Paul Park, reappointed to the Library Board to a second and final term expiring December 31, 2008;

Dana Pollard, St. Paul Park, appointed to the Mental Health Advisory Council to fill an unexpired term to December 31, 2007;

Paul Poncin, Cottage Grove, reappointed to the Parks & Open Space Commission to a second term expiring December 31, 2008;

Robert Mann, St. Paul Park, reappointed to the Planning Advisory Commission to a third and final term expiring December 31, 2008;

Sheila Colbert, Cottage Grove, reappointed to the Public Health Emergency Preparedness Advisory Committee to a third term expiring December 31, 2006;

District 5

Robert Andrews, Woodbury, reappointed to the Community Development Block Grant Citizens Advisory Committee to a first full term expiring December 31, 2008;

Greg Orth, Woodbury, reappointed to the Community Services Advisory Committee to a second and final term expiring December 31, 2008;

Jean Brown, Woodbury, reappointed to the Historic Courthouse Advisory Council to a third term expiring December 31, 2007;

Barry Johnson, Woodbury, reappointed to the Housing and Redevelopment Authority Board to a first full term expiring December 31, 2008;

Michael Vogel, Woodbury, reappointed to the Planning Advisory Commission to a first full term expiring December 31, 2008;

Bruce Stafford, Woodbury, reappointed to the Public Health Emergency Preparedness Advisory Committee to a third term expiring December 31, 2006;

At Large

Dennis Hanna, St. Paul Park, reappointed to the Audit Committee to a first full term expiring December 31, 2008;

Harry Melander, Mahtomedi, reappointed to the Board of Adjustment & Appeals to a fourth term expiring December 31, 2008;

Robert Mann, St. Paul Park, reappointed to the Board of Adjustment & Appeals to a first full term expiring December 31, 2008;

Jeffrey Feist, Private Sector Representative, reappointed to the Community Development Block Grant Citizens Advisory Committee to a second and final term expiring December 31, 2008;

Susan Kainz, Private Sector Representative appointed to the Community Development Block Grant Citizens Advisory Committee to fill an unexpired term to December 31, 2006;

Ronald Mazurowski, Non-profit Representative, appointed to the Community Development Block Grant Citizens Advisory Committee to fill an unexpired term to December 31, 2006;

Dennis C. Hegberg reappointed to the Housing and Redevelopment Authority Board to a first full term expiring December 31, 2008;

Myron Tank, Cottage Grove, reappointed to the Minnesota Extension Committee to a third term expiring December 31, 2008;

January 3, 2006

At Large (continued)

Duane Elvin, Marine on St. Croix, reappointed to the Personnel Board of Appeals to a term expiring December 31, 2008;

Tamara Fast, West Lakeland, reappointed to the Planning Advisory Commission to a third and final term expiring December 31, 2008;

Charles Newman, Stillwater, reappointed to the Planning Advisory Commission to first full term expiring December 31, 2008;

Dr. Charles Bransford, Physician Member, reappointed to the Public Health Emergency Preparedness Advisory Committee to a third term expiring December 31, 2006;

Jon Mueller, Hospital Representative, reappointed to the Public Health Emergency Preparedness Advisory Committee to a third term expiring December 31, 2006;

Julie Schmidt, Hospital Representative, reappointed to the Public Health Emergency Preparedness Advisory Committee to a third term expiring December 31, 2006;

Jeff Anderson, Public Safety Representative, reappointed to the Public Health Emergency Preparedness Advisory Committee to a third term expiring December 31, 2006;

Robert Byerly, Public Safety Representative, appointed to the Public Health Emergency Preparedness Advisory Committee to a first term expiring December 31, 2006;

R.J. Fascone, MD, Public Safety Agency Representative, reappointed to the Public Health Emergency Preparedness Advisory Committee to a third term expiring December 31, 2006;

Steve Pott, County Sheriff, reappointed to the Public Health Emergency Preparedness Advisory Committee to a second term expiring December 31, 2006;

Jan George, Volunteer Service Representative, reappointed to the Public Health Emergency Preparedness Advisory Committee to a third term expiring December 31, 2006;

Mary Ann Newman, Volunteer Service Representative, reappointed to the Public Health Emergency Preparedness Advisory Committee to a third term expiring December 31, 2006;

Craig Morris, Local Government Representative, reappointed to the Public Health Emergency Preparedness Advisory Committee to a third term expiring December 31, 2006;

Loren Carver, Health Professional Representative, reappointed to the Public Health Emergency Preparedness Advisory Committee to a third term expiring December 31, 2006;

The County Board affirms the following committee appointments:

Melissa Lehman, Education Representative, reappointed to the Community Corrections Advisory Board to a second term expiring December 31, 2007;

Chief Lindy Swanson, Law Enforcement Representative, reappointed to the Community Corrections Advisory Board to a term expiring December 31, 2007;

Steve Pott, County Sheriff, reappointed to the Community Corrections Advisory Board to a term expiring December 31, 2007;

Mary Waldkirch, Victims Representative, reappointed to the Community Corrections Advisory Board to a term expiring December 31, 2007;

Sonnie Smith, Minority Representative, reappointed to the Community Corrections Advisory Board to a term expiring December 31, 2007;

John Baird, Adults and Seniors Representative, reappointed to the Community Services Advisory to a second and final term expiring December 31, 2008;

Austin Johnson, Consumer Representative, reappointed to the Mental Health Advisory Council to a second and final term expiring December 31, 2008;

Marge Hooley, Education Representative, reappointed to the Mental Health Advisory Council to a second and final term expiring December 31, 2008;

Nancy Schult, Child Mental Health Representative, appointed to the Mental Health Advisory Council to a first term expiring December 31, 2007.

3. Adoption of **Resolution No. 2006-002** as follows:

Resolution to Set Minimum Salary for County Attorney for
Term Next Following

January 3, 2006

WHEREAS, Minnesota Statute §388.18, Subd. 2, provides that annually the County Board shall set by resolution the salary of the County Attorney and further provides that at the January meeting prior to the first date on which applicants may file for the office of the County Attorney, the Board shall set by resolution the minimum salary to be paid to the County Attorney for the term next following.

NOW, THEREFORE, BE IT RESOLVED, that the minimum salary to be paid to the County Attorney for the term next following shall be \$97,926.

Adoption of **Resolution No. 2006-003** as follows:

Resolution to Set Minimum Salary for County Sheriff for
Term Next Following

WHEREAS, Minnesota Statute §387.20, Subd. 2, provides that annually the County Board shall set by resolution the salary of the County Sheriff and further provides that at the January meeting prior to the first date on which applicants may file for the office of the County Sheriff, the Board shall set by resolution the minimum salary to be paid to the County Sheriff for the term next following.

NOW, THEREFORE, BE IT RESOLVED, that the minimum salary to be paid to the County Sheriff for the term next following shall be \$97,926.

4. Approval of a Memorial Day appropriation of \$100 each, upon request, in 2006 for the Stillwater Citizens' Memorial Day Association and Washington County posts and barracks.
5. Approval to amend the Internal Audit Policy #2107 to include a definition of internal auditing and to provide for adherence to the standards of the Institute of Internal Auditors.
6. Approval of a one day temporary on-sale 3.2 malt liquor license for the New Scandia Fire and Rescue event at the new Scandia Community Center, 14727-209th Street North in Scandia on February 25, 2006.
7. Approval of new County Policy #5434, authorization to settle claims.
8. Approval of Amendment No. 5 to the road kill deer removal contract with 4 Paws Animal Control Service in Burnsville.
9. Bids were received for 2006 vehicle fuel supply as follows:

Location

Kath Fuel Oil Service Company

Woodbury Garage

Biodiesel Perf. Gold Plus 47 Cetane	\$0.00
Biodiesel Arctic, 45 Cetane	\$0.00
Unleaded	\$0.00

January 3, 2006

<u>Location</u>	<u>Kath Fuel Oil Service Company</u>
<u>Stillwater Garage</u>	
Biodiesel Perf. Gold Plus 47 Cetane	\$0.00
Biodiesel Arctic, 45 Cetane	\$0.00
Unleaded	\$0.00
<u>Sheriff's Department</u>	
89 Octane	\$0.00
90 Octane	\$0.00
<u>Lake Elmo Park Reserve</u>	
Biodiesel Perf. Gold Plus 47 Cetane	\$0.02
Biodiesel Arctic, 45 Cetane	\$0.02
Unleaded	\$0.02
<u>St. Croix Bluffs Park</u>	
Biodiesel Perf. Gold Plus 47 Cetane	\$0.02
Biodiesel Arctic, 45 Cetane	\$0.02
Unleaded	\$0.02
<u>Facilities at Government Center & LEC</u>	
#2 Prem. Grd Biodiesel-Diesel Engin or Burner	\$0.00
% Discount for early payment of invoices:	0%

Adoption of **Resolution No. 2006-004** as follows:

Bid Award for 2006 Vehicle and Heating/Cooling Fuel to
Kath Fuel Oil Service Company

WHEREAS, in order to continue operation of county vehicles and to heat and cool the Government Center on a limited basis, the county solicited bids for these needed fuel products; and

WHEREAS, bids were opened on December 19, 2005 with Kath Fuel Oil Service Company being the lowest responsible bidder; and

NOW, THEREFORE BE IT RESOLVED, that the bid of Kath Fuel Oil Service Company be accepted and the county enter into a contract with Kath Fuel Oil Service Company under the terms and conditions set forth in the bid specification documents; and

BE IT FURTHER RESOLVED, that the contract between the county and Kath Fuel Oil Service Company 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; Commissioner Hegberg absent.

January 3, 2006

GENERAL ADMINISTRATION

Commissioner Peterson moved to approve the following Commissioner appointments to County, Metro, State, and National Committees, Commissions, Boards, and Task Forces:

Dennis C. Hegberg

- Association of Minnesota Counties (AMC)
 - Board of Directors (Alternate)
 - Environment and Natural Resources
 - Extension Committee
- Groundwater Advisory Committee
- Housing and Redevelopment Authority
- Library Board
- Metropolitan GIS Policy Committee
- Metropolitan Inter-County Association (Alternate)
- Metropolitan Mosquito Control
- Metro Transitways Development Board (Alternate)
- Minnesota Association of Governments Investing for Counties (AMC Appointment)
- Minnesota County Extension, Washington County
- Minnesota Counties Insurance Trust (AMC Appointment)
- Minnesota Transportation Alliance
- National Association of Counties (NACo)
 - Environment, Energy and Land Use
- Public Employee Retirement Association (State Appointment)
- Ramsey/Washington Resource Recovery Joint Powers Board (Alternate)
- Regional Rail Authority
- Regional Solid Waste Management Coordinating Board
- Rush Line Rail Corridor

Bill Pulkrabek

- Association of Minnesota Counties (AMC)
 - Audit Committee
 - Finance Committee
 - Legislative Committee
- Metropolitan Inter-County Association (Alternate)
- National Association of Counties (NACo)
 - Public Lands
- Personnel Committee
- Ramsey/Washington Resource Recovery Joint Powers Board
- Red Rock Corridor (Alternate)
- Regional Rail Authority
- Workforce Investment Board

Gary Kriesel

- Andersen Community Advisory Committee
- Association of Minnesota Counties
 - Human Services
- Community Services Advisory
- Comparable Worth Committee
- Historic Courthouse Advisory Council
- Mental Health Advisory Council
- Metropolitan Energy Task Force
- Metropolitan Inter-County Association (Alternate)
- Minnesota County Extension, Washington County

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National Association of Counties Delegate
 Plat Commission/Real Estate Acquisition Committee
 National Association of Counties (NACo)
 Planning Advisory Commission
 Ramsey/Washington Resource Recovery Joint Powers Board
 Regional Rail Authority

Myra Peterson

Association of Minnesota Counties
 Board of Directors
 District X Representative
 Corrections Subcommittee
 Legislative Steering Committee
 Transportation
 Community Corrections Advisory Board
 I-494 Wakota Bridge Coalition
 MELSA
 Metropolitan Emergency Services Board
 Metropolitan Emergency Services Board Executive Committee
 Metropolitan Inter-County Association (MICA)
 Metropolitan Mosquito Control
 Metropolitan Mosquito Control Executive Commission
 Metropolitan Transportation Advisory
 Metro Transitways Development Board
 Minnesota Transportation Alliance (Alternate -
 Board of Directors and Legislative Committee)
 National Association of Counties (NACo)
 Transportation
 Parks and Open Space Commission
 Red Rock Rail Corridor
 Regional Rail Authority

Dick Stafford

Association of Minnesota Counties
 General Government
 Comparable Worth Committee
 Finance Committee, Chair
 Law Library Board
 Legislative Committee
 Metropolitan Energy Task Force
 Metropolitan Inter-County Association (MICA)
 Metropolitan Emergency Services Board
 National Association of Counties (NACo)
 Public Health Emergency Preparedness Advisory Committee
 Ramsey/Washington Resource Recovery Joint Powers Board
 Regional Rail Authority
 Regional Solid Waste Management Coordinating Board

Citizen Representative

Marcia Wielinski,
 Metropolitan Area Agency on Aging, Inc.

Adoption of **Resolution No. 2006-005** as follows:

January 3, 2006

Resolution Appointing Washington County Representatives to the
Metropolitan Emergency Services Board (MESB)

WHEREAS, Washington County is a member of the Metropolitan Emergency Services Board (MESB); and,

WHEREAS, the MESB Joint Powers Agreement states that the Board shall consist of either one or two representatives from each of the counties of Anoka, Carver, Dakota, Scott, and Washington and from the City of Minneapolis as provided in their appointing resolutions; and,

WHEREAS, the MESB Joint Powers Agreement further states that the governing body of each member to this agreement shall appoint, by resolution, its representatives and alternates to the Board (alternates shall be elected officials and shall have the same voting strength as a representative for whom they are appointed to serve as an alternate); and,

WHEREAS, Washington County's current representatives to the MESB are Commissioner Myra Peterson and Commissioner R. H. Stafford,

NOW THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners hereby appoints Commissioners Myra Peterson and R. H. Stafford to the Metropolitan Emergency Services Board for 2006.

BE IT FURTHER RESOLVED that Commissioner Myra Peterson, who is moving into the vice-chair of the MESB in 2006, is hereby appointed to serve as Washington County's representative on the MESB Executive Committee.

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

ROSALIE E. WAHL BRANCH LIBRARY REOPENING

Jim Schug, County Administrator, reminded the Board of the Grand Reopening of the Rosalie E. Wahl Library Branch in Lake Elmo will be held on Saturday, January 7. The ribbon cutting ceremony will begin at 10:15 a.m. Everyone is invited to attend.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Peterson announced that the Stone Soup Thrift Store opened on January 2 in the old Park High School. This store provides affordable clothing and furniture to low income residents.

Commissioner Pulkrabek acknowledged the presence of Senator Brain LeClair at today's Board meeting. He also presented Commissioner Peterson with a plaque thanking her for her leadership as Board Chair for 2005.

January 3, 2006

Commissioner Stafford stated that this county board has functioned very well and believes that is due to the good work of all the departments' staff. He wished everyone a Happy New Year.

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 Kriesel and it was adopted unanimously; Commissioner Hegberg absent. The Board meeting adjourned at 9:30 a.m.

BOARD WORKSHOP WITH THE SHERIFF'S DEPARTMENT

The Board met in workshop session with the Sheriff's Department for a wireless data project update and discussion on the 800 MHz Radio System. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Pulkrabek, Kriesel, Peterson, and Stafford. Also present were Jim Schug, Molly O'Rourke, Steve Pott, Lowell Johnson, Tom Kay, Tom Adkins, Don Theisen, Steve Nelson, Doug Johnson, Jane Harper, Bobby Jones, Bernie Morency, Jeff Nelson, Consultant, Yvonne Klinnert, Stillwater Courier, and Kevin Giles, Star Tribune.


Bill Pulkrabek, Chair
County Board

Attest:


James R. Schug
County Administrator

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
JANUARY 10, 2006

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 Peterson, Kriesel, Pulkrabek, Stafford, and Hegberg. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Doug Johnson, County Attorney; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Dan Papin, Community Services Director; Cindy Rupp, Community Services Division Manager;; Lowell Johnson, Director of Public Health and Environment; Deb Paige, Emergency Services Manager; Don Theisen, Director of Transportation and Physical Development; Wayne Sandberg, Deputy Director of Transportation and Physical Development; Jim Luger, Parks Director; Cindy Koosmann, Recorder; Tom Adkins, Community Corrections Director and Steve Nelson, Public Information Coordinator II.

The Board recited the Pledge of Allegiance.

CONSENT CALENDAR

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

1. Approval of the December 20, 2005 Board meeting minutes.
2. Approval of the operations grant to the Washington County Agricultural Society for 2006.
3. Adoption of **Resolution No. 2006-006** as follows:

Premises Permit Application by the Forest Lake Athletic Association

WHEREAS, on December 30, 2005, the Forest Lake Athletic Association made application pursuant to the statutes of the State of Minnesota authorizing lawful gambling; and

WHEREAS, the premises involved is Prospects, 21050 Ozark Avenue, Scandia, MN 55073

THEREFORE, BE IT FURTHER RESOLVED that the Washington County Board of Commissioners does hereby resolve to approve the granting of a Premises Permit for the above described location subject to the terms of Washington County.

4. Approval of a rate increase for halfway house chemical health services provided by Kinnic Falls Alcohol-Drug Services, Inc.
5. Approval of a rate increase for chemical health services provided by Burkwood, Inc.

January 10, 2006

6. Approval of a rate increase for chemical dependency treatment services provided by Haven Chemical Health Systems, LLC in Woodbury and Scandia.
7. Approval to ratify the 2005-2007 bargaining unit agreement with the Attorney's Association as follows:

1. Duration:

Three years, effective January 2, 2006 through January 12, 2008.

2. Wages:

Effective January 2, 2005	0.0%
Effective January 1, 2006	2.0%
Effective January 14, 2007	2.75%

3. Health Insurance:

2005

Single	\$433/month
Single Plus Child(ren)	\$433/month
Single Plus Spouse	\$589/month
Family	\$640/month (except that in \$0 office co-pay plan cap is \$619)

2006

Single	\$433/month
Single Plus Child(ren)	\$485/month (except that in \$0 office co-pay plan cap is \$433)
Single Plus Spouse	\$660/month (except that in \$0 office co-pay plan cap is \$589)
Family	\$728/month (except that in \$0 office co-pay plan cap is \$619)

2007 Insurance contribution reopener

Increase in flexible credits \$10/month, rounded up to the next dollar, effective January, 2006

4. Life Insurance:

Effective March 2006 increase to \$50,000 per year.

8. Approval to renew an agreement with the City of Afton to provide operation and maintenance services to the 201 Collector Systems.
9. Approval of and authorization for the Board Chair and County Administrator to enter into a Joint Powers Agreement related to Homeland Security and Emergency Management programs and services; and, designation of Deb Paige, Emergency Services Manager as county representative to the committee.

The foregoing Consent Calendar was adopted unanimously.

January 10, 2006

ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

Kevin Corbid, Director of Assessment, Taxpayer Services and Elections, reviewed the Washington County Local Equipment Plan. This plan is based on the Help America Vote Act of 2002. That act had two main components, first an upgrade to the voter registration systems and election administration changes in each state and secondly to improve vote counting systems. Minnesota has made most of the administrative changes required by the federal law. The last piece is the upgrade of equipment with the biggest change being a requirement to provide an assisted voting machine in each precinct that will allow disabled voters to vote independently and privately. Minnesota received about \$38.5 million in federal funding for this purpose. In 2005 the Minnesota Legislature passed legislation that gave counties roughly \$35 million of that total and tasked the counties with purchase of the equipment. As part of this task, they required the counties to meet with all of the city, town, and school district election officials and create a county wide plan for equipment. Mr. Corbid stated that a more detailed presentation of this plan will be held next week at a County Board workshop. He is requesting that the Board set a public hearing to consider this plan for January 24, 2006.

Commissioner Peterson moved to set a public hearing to consider the Washington County Local Equipment Plan for Tuesday, January 24, 2006 at 9:00 a.m. Commissioner Stafford seconded the motion and it was adopted unanimously.

PUBLIC HEARING – OFFICE OF ADMINISTRATION**2006-2010 Capital Improvement Plan**

The Board Chair presented a brief overview of the procedures that will be followed for today's public hearing to consider the 2006-2010 Capital Improvement Plan. The Board Secretary confirmed that the notice of public hearing was published in the legal newspaper.

Molly O'Rourke, Deputy Administrator, presented a brief overview of the 2006-2010 Capital Improvement Plan (CIP). It includes \$661 million for all funds, \$442 million is due to the Red Rock Corridor construction. It includes projects that are planned to be funded through the 2007 and 2009 bond issuances and includes all the projects that were proposed as part of the 2006 budget. Approving the five year plan today does not guarantee commitments that those projects would be done in those out years. It just means that they are on the planning horizon for discussion by the County Board at a later date. She noted that one letter was received from the City of Cottage Grove. That letter and the county's response was included in the Board packet. Ms. O'Rourke stated a correction was made to page C-2 adding the North and South Service Centers. This has already been funded through the 2003 bond issuance, but given it is a large project and a lot of time will be spent on it in 2006, staff felt it should be acknowledged in the CIP.

January 10, 2006

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

The Board Secretary stated that she had received all the documentary evidence.

Commissioner Peterson moved to close the public hearing to consider adoption of the 2006-2010 Capital Improvement Plan. Commissioner Hegberg seconded the motion and it was adopted unanimously. The public hearing was closed at 9:13 a.m.

Commissioner Stafford asked about funding for the 800 MHz radio system. Ms. O'Rourke apologized for not addressing this earlier. She indicated that staff did change the CIP document to reflect the larger cost of the system. Funding sources are being developed as more firm costs become available.

Commissioner Peterson commented that the Board has had some discussion on additional bonding for parks versus a referendum. She also feels it is important to work with the City of Cottage Grove because of the development pressure to review the roads that are currently classified as county roads and those that are in the future. She hoped that in future conversations with the communities that the county talks about the need for cities to provide collector streets and that county roads do not serve in that function.

Commissioner Hegberg moved to adopt **Resolution No. 2006-007** as follows:

Adoption of the 2006-2010
Washington County Capital Improvement Plan

WHEREAS, the Washington County Board of Commissioners has formulated the 2006-2010 Washington County Capital Improvement Plan which covers a five-year period from the date of its adoption and sets forth the estimated schedule, timing, and details of the specific capital improvements by year, the estimated cost; the need for the particular improvement; and the sources of revenue to pay for the improvements; and

WHEREAS, the Washington County Board of Commissioners, after public notice, conducted a public hearing on January 10, 2006 for the purpose of receiving comments on the proposed 2006-2010 Washington County Capital Improvement Plan; and

WHEREAS, in passing upon the aforesaid Plan, the County Board of Commissioners has considered the following for each project and for the overall plan:

- 1) the condition of the County's existing infrastructure, including the projected need for repair or replacement;
- 2) the likely demand for the improvement;
- 3) the estimated cost of the improvement;
- 4) the available public resources;
- 5) the level of overlapping debt in the County;
- 6) the relative benefits and costs of alternative uses of the funds;
- 7) operating costs of the proposed improvements; and

January 10, 2006

- 8) alternatives for providing services more efficiently through shared facilities with other counties or local government units; and,

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners adopts the proposed 2006-2010 Washington County Capital Improvement Plan which is attached hereto.

Commissioner Stafford seconded the motion and it was adopted unanimously.

Ms. O'Rourke introduced Melinda Kirk who will be the new Budget/Financial Analyst beginning January 17, 2006. Ms. Kirk is currently the Supervisor in the Financial Services Department.

GENERAL ADMINISTRATION

Jim Schug, County Administrator, reported on the Grand Reopening event held at the Rosalie E. Wahl Branch Library in Lake Elmo this past weekend. There was a good turnout and positive comments were heard from the users of the facility and the elected officials in the area.

Commissioner Peterson indicated that the National Association of Counties has asked for projects supporting environmental restoration and stewardship. She wondered if the county could respond with any of the watershed projects or the Water Governance program. Mr. Schug stated that staff is looking at whether or not there is something that would be appropriate to submit. He will add that to the list for consideration.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Kriesel reported that he attended the Grand Reopening of the Lake Elmo Branch Library. He felt it was an impressive opening and a good turnout. He also commended the Sheriff's Department for its recent drug bust.

Commissioner Peterson shared information with the Board that she received from the Transportation Alliance Board of Directors meeting last week. If the Minnesota Vehicle Excise Tax constitutional amendment is passed, in 2010 the county would receive \$556,335 more, 2011 it would be \$760,000 and all the way up to 2017. She asked that the Board schedule a workshop to discuss the constitutional amendment and to take a position on that.

Commissioner Hegberg reported on his vacation in New Zealand.

Commissioner Stafford reported he will be testifying in Blaine in front of a legislative committee on eminent domain on behalf of the Metropolitan Inter-County Association at 2:00 p.m. tomorrow.

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Commissioner Kriesel reported that Steve Russell, former Planner for the City of Stillwater, is leaving that position to take a similar position in California. He thanked Mr. Russell for all his efforts in guiding the city during its growth years. He asked that the Board send a letter of appreciation for his efforts.

Commissioner Peterson reported that she still has an opening on the Community Services Advisory Committee and encouraged anyone interested to apply.

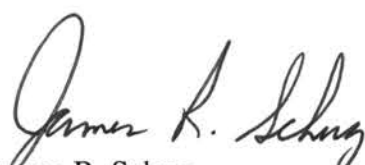
BOARD CORRESPONDENCE

Board correspondence was received and placed on file.


ADJOURNMENT

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

Attest:


James R. Schug

County Administrator


Bill Pulkrabek, Chair
County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
JANUARY 17, 2006**

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 Peterson, Kriesel, Pulkrabek, Stafford, and Hegberg. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Doug Johnson, County Attorney; Don Theisen, Director of Transportation and Physical Development; Sandy Cullen, Transportation Manager; Jim Luger, Parks Director; Lowell Johnson, Director of Public Health and Environment; Judy Hunter, Sr. Program Manager; Dan Papin, Community Services Director; Mary Farmer-Kubler, Community Services Supervisor; Robert Crawford, Workforce Center Division Manager; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Edison Vizuite, Financial Services Director; Jeneen Johnson, Human Resources Deputy Director; Julie Sorrem, Risk Manager; Tom Kay, Information Technology Director; Barb Fritsche, I.T. Supervisor; Edison Vizuite, Financial Services Director; and Steve Nelson, Public Information Coordinator II.

The Board recited the Pledge of Allegiance.

COMMENTS FROM THE PUBLIC

Angela Eppler-Scheller, Cottage Grove, advised the Board that her child was killed on CR 19 last January near St. Ambrose School. She asked that policies and training be given to bus drivers. She also requested that changes be made on CR 19 and Bailey Road to prevent this sort of accident from happening again. Her daughter, Sierra Scheller, also addressed the Board with the same request.

CONSENT CALENDAR

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

1. Approval of the January 3, 2006 Board meeting minutes.
2. Approval to appoint Marie Lindbeck to the Workforce Investment Board as a Small Business Representative to a first term expiring June 30, 2007.
3. Approval of the 2006 FamilyMeans contract for respite care services.
4. Approval of the 2006-2008 agreement with Woodbury Villa, Inc. to provide assisted living plus services in the county.

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5. Approval of agreement with Willow Haven to provide intensive residential treatment services and residential crisis stabilization services for uninsured individuals.
6. Approval of the 2006-2008 contract with Woodbury Personal Assisted Living (PAL) Unit to provide assisted living plus services to eligible county residents.
7. Approval of the agreement with the State of Minnesota Department of Employment and Economic Development and Washington County Workforce Investment Board and Washington County.
8. Approval of master contract for administering dislocated worker program services between the City of Minneapolis and Washington County Workforce Center.
9. Approval of contract with the Association of Minnesota Counties for the purpose of performing the annual indirect cost allocation which results in reimbursements to the county from the Minnesota Department of Human Services.
10. Adoption of **Resolution No. 2006-008** as follows:

Resolution Approving Washington County
Policy No. 5434 – Authorization to Settle Claims

WHEREAS, Minnesota Statute §375.18, subd. 1b authorizes a county board to delegate its authority to pay certain claims made against the county to a county administrative official; and

WHEREAS, the Washington County Board wishes to exercise this delegated authority pursuant to the dictates established by Washington County Policy No. 5434.

NOW, THEREFORE, BE IT RESOLVED, the Washington County Board of Commissioners hereby adopts Washington County Policy No. 5434, Authorization to Settle Claims, and delegates the authority to the Washington County Administrator and/or designee the authority to compromise, adjust and settle claims against the county for damages up to \$50,000 and to the Director of Human Resources and/or designee the authority to compromise, adjust and settle claims against the county for damages up to \$10,000.

BE IT FURTHER RESOLVED, that a list of claims paid pursuant to Policy No. 5434 shall be presented to the Board for informational purposes only at the next scheduled meeting after the payment of the claim is made.

11. Approval to authorize an increase of a .05 FTE, Early Intervention Service Coordinator, from .75 FTE to .80 FTE in the Department of Public Health and Environment.
12. Approval of amendment #2 as it relates to contract #3079 with Jeane Thorne, Inc. and to approve the required increase in total contract dollars for those temporary staffing services.

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13. Approval of the Volunteer Management Services project agreement with the Community Volunteer Service and Senior Centers and authorization for the County Board Chair and County Administrator to enter into the agreement.

14. Adoption of **Resolution No. 2006-009** as follows:

Rejection of Bids Received for Purchase and Installation of
Countywide Public Safety Mobile Data Communications
Network and Authorization to Re-bid at a Later Date

WHEREAS, in order to select a vendor for provision and installation of a countywide mobile data communication network, the county solicited bids for the project; and

WHEREAS, bids were opened on November 17, 2005, with three bids received from Dataradio Corp, IPMobilenet Inc., and Microwave Data Systems; and

WHEREAS, the Minnesota Emergency Services Board is overseeing the purchase and installation of a regional data network to cover the metropolitan area that includes Washington County; and

NOW, THEREFORE, BE IT RESOLVED, that all bids received from Dataradio Corporation, IPMobileNet Incorporated, and Microwave Data Systems made on November 17, 2005 be rejected; and

BE IT FURTHER RESOLVED, that the Washington County Sheriff's Office be authorized to re-bid the project at a later date.

15. Adoption of **Resolution No. 2006-010** as follows:

Acceptance of a Grant from the
Hubbard Broadcasting Foundation

WHEREAS, the Hubbard Broadcasting Foundation has grant funds available for maintenance and repair projects; and

WHEREAS, the Historic Courthouse seeks funding for maintenance and repair projects; and

BE IT RESOLVED, that Washington County agrees to accept a grant from the Hubbard Broadcasting Foundation in the amount of \$1,000 for maintenance and repair and that the county has the institutional, managerial and financial capability to ensure that the grant will be used as intended.

NOW BE IT FURTHER RESOLVED, that Carolyn Phelps, Parks Coordinator-Historic Courthouse, is hereby authorized to execute the agreement on behalf of Washington County.

16. Approval and execution of amendment #1 to cooperative construction agreement with the City of Woodbury for signal construction on CSAH 19 (Woodbury Drive) and Lake Road.

January 17, 2006

17. Adoption of **Resolution No. 2006-011** as follows:

Final Payment for CCTV Upgrade Project to
Pro-Tec Design

WHEREAS, the Washington County Board of Commissioners, on March 22, 2005 approved the bid award to Pro-Tec Design for the upgrade of CCTV system at the Washington County Law Enforcement Center; and

WHEREAS, Pro-Tec Design has satisfactorily completed all work in accordance with the terms and conditions of the project specifications.

NOW, THEREFORE BE IT RESOLVED, that Pro-Tec Design be paid in full for said contract 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.

TRANSPORTATION AND PHYSICAL DEVELOPMENT

South Service Center in Cottage Grove

Commissioner Peterson moved to authorize the advertisement of bids for construction of the South Service Center to be located in the City of Cottage Grove. Commissioner Hegberg seconded the motion and it was adopted unanimously.

CSAH 16 and I-494 Construction Agreement

Commissioner Stafford moved to adopt **Resolution No. 2006-012** as follows:

Approval of Cooperative Construction Agreement with
Minnesota Department of Transportation for Construction
at Trunk Highway 494 and CSAH 16

WHEREAS, the county and Mn/DOT desire to complete bridge, roadway, signal and utility relocation construction at CSAH 16 (Valley Creek Road) and TH 494; and

WHEREAS, a cooperative effort between the county and Mn/DOT is the most appropriate method to facilitate the construction; and

WHEREAS, the attached Cooperative Construction Agreement No. 89055 for the completion of the construction provides the means for the county and Mn/DOT to cooperate in this construction activity.

BE IT RESOLVED, that Washington County enter into Mn/DOT Agreement No. 89055 with the State of Minnesota, Department of Transportation for the following purposes: To provide for payment by the county to the State of the County's share of the costs of the County State Aid Highway 16 signal, bridge, roadway, and trail construction and other associated construction to

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be performed upon, along and adjacent to County State Aid Highway No. 16 from approximately 750 feet west of Weir Drive to approximately 830 feet east of Woodland Drive within the corporate city limits of the City of Woodbury under State Project No. 8285-88 (TH 494=393).

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners hereby approve the Cooperative Agreement between the county and Mn/DOT to facilitate the road construction and complete said agreement by the signatures of the County Board Chair and County Administrator.

Commissioner Peterson seconded the motion and it was adopted unanimously.

PUBLIC HEALTH AND ENVIRONMENT

Commissioner Stafford moved to adopt **Resolution No. 2006-013** as follows:

Resolution Approving a Letter of Understanding to Rock-Tenn

WHEREAS, Washington County has an adopted and approved Waste Management Master Plan for 2005 – 2024 (Resolution No. 2004-135); and

WHEREAS, the Master Plan includes a number of policies on waste processing including one which states “Consistent with the State hierarchy, Washington County continues to affirm processing of waste into energy or by composting as the preferred MSW management strategy (over landfilling) for waste that is not reduced or recycled. This policy applies both to MSW generated throughout the county and specifically to waste generated by public entities;” and

WHEREAS, Rock-Tenn Company owns and operates a paper recycling mill in the City of Saint Paul on a 40 acre site, employing about 500 people in livable wage jobs, and which handles about 1,000 tons per day of paper recovered for recycling; and

WHEREAS, Rock-Tenn is a large energy consumer, and currently purchases steam from the High Bridge electrical generation plant, but will lose that energy source when the High Bridge plant converts its fuel source in 2007; and

WHEREAS, Rock-Tenn has expressed interest in working with others to develop a biomass-fueled electrical generation facility at its Saint Paul location, and has requested a letter of understanding from various parties related to such a project.

NOW, THEREFORE BE IT RESOLVED The Washington County Board of Commissioners hereby approves the letter of understanding to Rock-Tenn to be signed by the City of Saint Paul, the Saint Paul Port Authority, Ramsey County and Washington County, and authorizes the Chair to sign the letter and send it to Rock-Tenn on behalf of Washington County.

Commissioner Kriesel seconded the motion and it was adopted unanimously.

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COMMUNITY SERVICES

Dan Papin, Community Services Director, reviewed a proposed agreement with the seven Metro counties on a plan to address homelessness in Washington County and throughout the metropolitan area. The State Legislature made \$10 million available to address issues and problems related to long-term homelessness. The Metro group is requesting \$8 million. The joint application needs to be at the Department of Human Services by January 24. He is asking the Board to approve the agreement subject to County Attorney approval.

Commissioner Pulkrabek stated he is concerned about this agreement. He is assuming that Washington County's homeless population is smaller than Ramsey and Hennepin Counties and that Washington County will end up putting all this effort to draw up the plans and will not receive much in return.

Mr. Papin stated it is not so much the money that the county will get; it's the dollars that will follow the client. His best estimate would be about a dozen families per year that would be targeted with these dollars.

Commissioner Peterson feels this is a good opportunity. There are young adults who frequently are homeless because they cannot afford housing. They drift from bed to bed in private homes and apartments. There are folks who have mental illness and there is not always an opportunity to have housing for them. She feels there is a homeless problem in Washington County, whether individuals want to acknowledge it or not.

Mr. Papin noted that the county will spend less staff time even if the numbers are small because this group will be contracting with a managing entity. That entity will coordinate the services and the programs. The county's social work staff will be able to refer to this program and then spend less time working with that family because that entity will coordinate and manage the services. He feels this is a much more cost effective way as opposed to having to provide all of those services and finding those services.

Commissioner Hegberg stated he supports this proposal for the following reasons: Veterans who are ill and cannot find housing and there are only 2,000 Section 8 vouchers for veterans throughout the United States; and, those individuals with a serious illness and are unable to work.

Commissioner Kriesel feels even though Washington County is an affluent county, he believes there is a homeless population. He feels this proposal is more cost efficient than having the staff deal with this issue. He believes the cooperative effort in the long term is the way to go.

Commissioner Stafford stated he has mixed emotions, but he will support it because it seems to be the best available at this time. He asked what some of the services would be.

January 17, 2006

Mary Farmer-Kubler, Community Services Supervisor, indicated that the first key of the requirements is to maximize the use of existing services. Making sure that individuals know how to make an application for economic assistance, and can apply for permanent disability programs if they are eligible. The other services are chemical health, mental health, daily living skills, assisting individuals with some of the skills that are necessary to keep a house, paying the rent, making sure they are meeting the conditions of the agreement with the landlord.

Commissioner Peterson moved to enter into a memorandum of agreement with the Twin Cities Metro counties for the purpose of submitting a proposal for funding, administration of funds, and services of the proposed supportive housing initiative. Commissioner Hegberg seconded the motion and it was adopted 4-1 with the vote as follows: Yes, Commissioners Peterson, Kriesel, Stafford, and Hegberg; No, Commissioner Pulkrabek.

GENERAL ADMINISTRATION

Jim Schug, County Administrator, announced that Kevin Corbid, Director of Assessment, Taxpayer Services and Elections, was presented the Minnesota Association of County Officers Honor Roll Award at their annual conference held last week. Mr. Corbid was recognized for all the work he did during the last legislative session in getting the Help America Vote Act legislation passed and working with the Secretary of State's Office over the past months trying to develop procedures to implement the act. Mr. Schug mentioned that this is an organization of Auditors, Treasurers and Recorders. Previous recipients from the county have included Cindy Koosmann, Recorder, in 2004, and Commissioner Stafford when he was the Treasurer in 1982.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Peterson reported that she will attend a Chamber meeting tomorrow at 11:30 to discuss the South Service Center. Jim Schug, Jim Luger and Architect Pam Anderson will be attending also. She will be attending the MICA Annual meeting in Mankato on Thursday and the AMC Board of Directors meeting on Friday.

Commissioner Stafford discussed the intersection of County Road 19 and Bailey Road. He noted there is no way to assuage the agony of losing a loved one. The county keeps struggling to find ways to control these situations. He asked that staff revisit the signage out there, check all four directions to see if the signs cannot be made a little bigger. The county cannot set the speed limit that is done by the State. The county can only make recommendations. He understands there are plans to extend a four-lane highway past St. Ambrose on the north/south route. There is a lot of traffic there. Finally, the county has no jurisdiction for the training of school bus drivers that is a school district function.

January 17, 2006

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 Kriesel 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 Department of Assessment, Taxpayer Services and Elections to discuss options and cost implications related to the Help America Vote Act voting equipment. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Peterson, Kriesel, Pulkrabek, Stafford, and Hegberg. Also present were Jim Schug, Molly O'Rourke, Kevin Corbid, Melinda Kirk, Carol Peterson, Yvonne Klinnert, Stillwater Courier, and Kevin Giles, Star Tribune.

Attest:



James R. Schug

County Administrator



Bill Pulkrabek, Chair

County Board

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
JANUARY 24, 2006

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 Peterson, Kriesel, Pulkrabek, Stafford, and Hegberg. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Carol Peterson, Administrative Support Manager; Steve Gransee, Assessment, Taxpayer Services and Elections; Steve Pott, Sheriff; Tom Adkins, Community Corrections Director; Dan Papin, Community Services Director; Cindy Rupp, Community Services Division Manager; Kay McAloney, Human Resources Director; Tom Kay, Information Technology Director; Barbara Fritsche, Information Technology Supervisor; Pat Conley, Library Director; Lowell Johnson, Director of Public Health and Environment; Don Theisen, Director of Transportation and Physical Development; Melinda Kirk, Budget/Financial Analyst; Nancy Brase, Administration Services Manager; and Steve Nelson, Public Information Coordinator II.

The Board recited the Pledge of Allegiance.

COMMENTS FROM THE PUBLIC

Paul Ryberg, Lake Elmo, addressed the Board on two issues: First he thanked the County Board for the Library in Lake Elmo and it is better than they hoped it would be; also, he stated he is on the Library Board and there is a problem with computers starting to slow down. He will be looking at Wi-Fi systems and how the library and county may use those.

CONSENT CALENDAR

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

1. Approval of the January 10, 2006 Board meeting minutes.
2. Approval to reappoint Pamela Skinner, Oakdale, to the Ramsey-Washington Metro Watershed District Board of Managers to a term expiring February 23, 2009.
3. Approval to appoint Walter Lambert, St. Paul Park, to the Community Development Block Grant Citizen Advisory Committee, to a partial term expiring December 31, 2007.

January 24, 2006

4. Approval to renew purchase of service agreements for diversion, community work services, education and early intervention with the following: Children's Home Society and Family Services; White Bear Lake Community Counseling Center; Forest Lake Youth Service Bureau; and Youth Service Bureau, Inc.
5. Approval of purchase of service agreement with Human Services, Inc. for domestic abuse assessment and treatment with the P.L.A.C.E. program in Stillwater and the Community Options program.
6. Approval to renew contracts with Willow Branch Counseling Services, The Van Group, Inc. and Penticoff Community Counseling for Multi Systemic Therapy, a juvenile placement alternative intensive in-home therapy program.
7. Approval of contract with Presbyterian Homes to provide assisted living plus services and Medicare certified home health services to eligible county residents.
8. Approval of the 2006 contract with Human Services, Inc. for mental health services, chemical health services, transportation services and resources for elder care services.
9. Approval of a rate increase for chemical health services provided by Cedar Ridge, Inc.
10. Approval of banding/grading recommendations of the Comparable Worth Committee for a new classification of Division Manager Community Corrections at D 61-1.
11. Approval to sell surplus computer parts to TSG Server and Storage.
12. Approval of amendment to contract with Dynix Corporation for maintenance of the HORIZON integrated library system data base.
13. Approval of 2006-2008 home health contracts with Care Plus HHA Inc., Equity Services of St. Paul, Fairview Lakes Home Caring and Hospice, Integrated Home Care, Lakeview Homecare and Hospice, REM Health Inc., and Sunrise Health Services Inc., to provide home and community based services for the elderly and disabled residents of the county.
14. Approval and execution of agreement with the City of Dellwood for a perpetual easement on a tax forfeited parcel located in the City of Dellwood being transferred to the City of Dellwood.

The foregoing Consent Calendar was adopted unanimously.

January 24, 2006

COMMUNITY CORRECTIONS

Commissioner Hegberg stated he pulled the Tubman Family Alliance contract to ask a few questions. He asked how their workload has been in the last couple of years. Tom Adkins, Community Corrections Director, stated their workload has continued to rise. Between 2003 and 2004 they had a 20% increase in the number of clients served for orders of protection.

Commissioner Hegberg stated as in the past, the county has been holding down on the budget, but this contract as well as some of the Youth Service Bureau contracts have seen increases in their workloads. He feels that next year they should look at those contracts to see if the county can help out a little bit harder.

Commissioner Hegberg moved to approve the purchase of service agreement with Tubman Family Alliance to provide services to victims/families of domestic abuse. Commissioner Peterson seconded the motion and it was adopted unanimously.

PUBLIC HEARING - ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

Local Election Equipment Plan

The Board Chair presented a brief overview of the procedures that will be followed for today's public hearing to consider the Washington County Local Election Equipment Plan. The Board Secretary confirmed that the notice of public hearing was published in the legal newspaper.

Kevin Corbid, Director of Assessment, Taxpayer Services and Elections, and Carol Peterson, Elections Director, presented an overview of the Local Election Equipment Plan which is based on the Help America Vote Act (HAVA) of 2002. In 2004 the State passed the Administrative Provisions portion and in 2005 it passed the HAVA equipment and funding bill. Minnesota has received approximately \$45 million in federal money, \$6.5 million was used for voter registration changes and \$35 million is being used by counties to buy equipment. HAVA was introduced to replace lever and punch card systems, provide machines that are accessible to individuals with disabilities and to provide the same opportunity for participation, privacy and independence in each polling place. The 2005 Minnesota HAVA law requires the adoption of a Local Election Equipment Plan and defined allowable disability equipment.

Ms. Peterson indicated that the Local Election Equipment Plan includes the purchase of one Automark machine as a disability machine for each polling place. They also plan to utilize the current vote counting equipment which is the Accuvote. The cities or townships will continue to pay a yearly maintenance agreement on the machines, which will now be two machines instead of one and they will continue to train the election judges. The county will have responsibility for programming of ballots and equipment,

January 24, 2006

purchase and insurance of equipment, storage of equipment, shared transportation of equipment with the municipalities, and train city clerks, township clerks, school clerks and head judges.

Ms. Peterson reviewed cost options: The first option would utilize the county's Accuvote Precinct Counters and the purchase of Automark HAVA machine in 2006, and the purchase of compatible precinct counters and disability machines in 2007/09 for a total cost of \$1,100,000. After the federal grants, the total local cost for this option would be either \$255,011 or \$507,011 if there isn't a second grant. The down side with this option is that the Accuvote and Automark machines are not compatible, it requires dual programming, extensive manual programming, and a long-term need for compatibility.

Ms. Peterson stated that their Plan provides for the possible purchase of a Diebold option if it gains state approval. The State requires the machine to create an optical scan ballot to be read or electronically submits votes from a disability machine to an optical scanner. They feel that the voter experience would be almost identical with this machine. They have added language to the plan that states: "If an assistive voting machine compatible with our current vote counters becomes available, the county reserves the right to purchase the compatible equipment." She indicated there is legislative interest in amending the requirements, and there is a meeting this afternoon. The Diebold option protects the county's current investment, there is single programming with less opportunity for error, the election officials are trained on programming and operation, and it is a more efficient use of federal funds. Local funds needed in addition to the federal grants would be \$202,011.

Cathy Klien, Voter Service Chair for the League of Women Voters for Woodbury and Cottage Grove – Ms. Klien stated that the League of Women Voters of the United States at their last convention developed their position on voting. It reads: "In order to ensure integrity and voter confidence in elections, the League of Women Voters U.S. supports the implementation of voting systems and procedures that are secure, accurate, recountable, and accessible." From what they have heard this morning it appears that either of the machines that are contemplated would fulfill these requirements. Regarding the meeting this afternoon, Rachel Smith from Anoka County is going to bring a Diebold machine to the meeting of the Senate Elections Committee which is at 1:00 p.m. in Room 15 under the Rotunda at the Capital.

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

Commissioner Hegberg asked what year the county replaced the voting equipment from the punch operation to the electronic? Commissioner Stafford indicated it was probably around 1985. Kevin Corbid stated the last change of equipment was in 1999 when the Diebold equipment was purchased. Prior to that there was a change that included precinct counters and some central count equipment that was prior to 1999. He's not sure of the exact date, but it was mid-1980.

January 24, 2006

Commissioner Hegberg stated his point was that Washington County went to the modern equipment much sooner than Florida and some other states.

The Board Secretary indicated that she has received all of the documentary evidence.

Commissioner Peterson moved to close the public hearing on the Washington County Local Election Equipment Plan. Commissioner Hegberg seconded the motion and it was adopted unanimously. The public hearing was closed at 9:35 a.m.

Commissioner Stafford moved to adopt **Resolution No. 2006-014** as follows:

Resolution Adopting Washington County
Local Election Equipment Plan

WHEREAS, the federal government passed the Help America Vote Act in 2002 that requires the voting method utilized in every polling place to include a voting system that is accessible for individuals with disabilities in a manner that provides disabled voters the same opportunity for access and participation and to vote privately and independently as other voters; and

WHEREAS, Minnesota Laws 2005, Chapter 162 requires each county to prepare a local county election equipment plan in cooperation with its municipal and school district election officials; and whereas Washington County has prepared its plan following meetings with all the local election officials; and

WHEREAS, the Washington County plan protects the current investment made by its taxpayers in the precinct optical scan vote counting equipment purchased in 1999 and the training of county staff, city, township, and school district staff and election judges; and

WHEREAS, Washington County has held the required public hearing on the plan.

NOW, THEREFORE BE IT RESOLVED that the Washington County Board of Commissioners hereby adopts its Local Election Equipment Plan and directs the Department of Assessment, Taxpayer Services and Elections to submit the Plan to the Minnesota Secretary of State's Office, along with the necessary grant agreements, and make the necessary purchases to carry out the plan and meet the federal and state requirements.

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners is requesting as part of its plan to be allocated \$592,989.60 in federal funds pursuant to Minnesota Laws 2005, Chapter 162, section 34, subdivision 1 for the purchase of assistive voting technology equipment equipped for individuals with disabilities.

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners is requesting as part of its plan to be allocated \$252,000 in federal funds pursuant to Minnesota Laws 2005, Chapter 162, section 34, subdivision 2 for the purchase of compatible precinct count equipment and requests the Minnesota Secretary of State's Office allocate those funds to all precincts eligible under the law on an equal basis; and

January 24, 2006

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners requests the Minnesota Secretary of State's Office reconsider the decision to not allow the use of the Diebold TS(x) voting system as a ballot marker as requested by the County and to support legislative changes to allow the use of this equipment if deemed necessary.

Commissioner Peterson seconded the motion and it was adopted unanimously.

ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

Right of Entry Agreement with 3M

Mr. Corbid reviewed a proposed agreement with 3M that would allow them to utilize a tax forfeited parcel located in the City of Oakdale to install monitoring wells. The parcel is located to the south and west of the former 3M Oakdale Disposal Site. 3M intends to construct monitoring wells to evaluate the groundwater conditions in the lower groundwater zones. The three year agreement provides that 3M will share monitoring results with the County's Public Health and Environment Department, and requires them to restore the site to its previous condition upon the completion of the monitoring or when the agreement expires.

Commissioner Pulkrabek moved to approve a Right of Entry agreement with 3M on tax forfeited property located in the City of Oakdale. Commissioner Peterson seconded the motion and it was adopted unanimously.

GENERAL ADMINISTRATION

Committee Advisory Appointments

Commissioner Kriesel moved to approve appointments to advisory committees as follows: Michael Stepan, Hugo, to the Housing and Redevelopment Authority to a first term expiring December 31, 2008; Robert Gag, Stillwater, to the Library Board to a first term expiring December 31, 2008; and Corbin Hopkins, Newport, to the Community Services Advisory Committee to fill an unexpired term to December 31, 2006. Commissioner Peterson seconded the motion and it was adopted unanimously.

Private CPA Firm Audit

Mr. Schug announced that the Office of the State Auditor has redesignated Washington County for a private CPA firm audit for the years 2006 to 2008. Washington County was one of twenty counties that was originally designated under a change of law to receive its annual audit through a private CPA firm rather than the Office of the State Auditor. This arrangement has worked well for the county and it is happy with its arrangement with the audit firm of Larson Allen.

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COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Peterson announced that Nacho Diaz will be retiring from Metropolitan Council Transportation Services and that there will be a retirement event on March 8, at 5:30 p.m. at the Downtown University Club.

Commissioner Peterson reported on the Metropolitan Inter-County Association annual board meeting. They did approve the legislative agenda. She also attended the Association of Minnesota Counties Board of Directors meeting.

Commissioner Peterson indicated she will be meeting with Pat Conley, Library Director, this Friday to discuss the library and the MELSA funding formula and the technology grants that are available.

Commissioner Hegberg updated the Board on meetings he attended with the City of Hugo to discuss the 35E corridor. Metropolitan Council has agreed to put in the sewer line to Centerville with the construction on CR8. Hugo has budgeted \$100,000 to help with Anoka County's plan to enlarge the overpass over 35. Downtown Hugo's redevelopment plan was unveiled to the public.

Commissioner Hegberg reported that Rebecca Neamy, Miss Washington County 2006 International, addressed the Hugo City Council regarding disability discrimination. He thought it would be a good idea for her to come to the County Board meeting and introduce herself.

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 10:57 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 a draft agreement with the City of Cottage Grove addressing cost allocation for street and utility improvements and outlines for maintenance responsibility for the Washington County South Service Center and Ravine Parkway. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Peterson, Kriesel, Stafford, and Hegberg. Also present were Jim Schug, Molly O'Rourke, Don Theisen, Keith Potter, Wayne Sandburg, Mike Welling, and Yvonne Klinnert, Stillwater Courier.

January 24, 2006

BOARD WORKSHOP WITH PUBLIC HEALTH AND ENVIRONMENT

The Board met in workshop session with the Department of Public Health and Environment for an overview of the current status of the Washington County Emergency Operations Plan and the Countywide Hazard Mitigation Plan. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Peterson, Kriesel, Stafford, and Hegberg. Also present were Jim Schug, Molly O'Rourke, Lowell Johnson, Deb Paige, Sue Hedlund, Rick Hodsdon, Steve Nelson, and Yvonne Klinnert, Stillwater Courier.

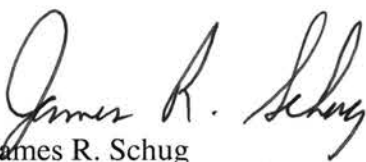
BOARD WORKSHOP WITH COMMUNITY SERVICES-WORKFORCE CENTER

The Board met in workshop session with the Department of Community Services, Workforce Center Division to discuss Washington County's employment outlook to 2030. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Peterson, Kriesel, Stafford, and Hegberg. Also present were Jim Schug, Molly O'Rourke, Dan Papin, Patrick Singel, Robert Crawford, Rachel Hillman, State Regional Labor Market Analyst, and Yvonne Klinnert, Stillwater Courier.

BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION

The Board met in workshop session with the Office of Administration to review the 2006 citizen survey. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Peterson, Kriesel, Pulkrabek, Stafford, and Hegberg. Also present were Jim Schug, Molly O'Rourke, Jennifer Menke Blanchard, Steve Nelson, and Yvonne Klinnert, Stillwater Courier.

Attest:



James R. Schug

County Administrator



Bill Pulkrabek, Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
FEBRUARY 7, 2006**

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 Peterson, Kriesel, Pulkrabek, Stafford, and Hegberg. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Doug Johnson, County Attorney; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Bogdan Filipescu, Assessment, Taxpayer Services and Elections; Rebecca Ault, Assessment, Taxpayer Services and Elections; Don Theisen, Director of Transportation and Physical Development; Wayne Sandberg, Deputy Director of Transportation and Physical Development; Jim Luger, Parks Director; Cory Slagle, Design Engineer; Joe Lux, Sr. Engineering Technician; Carolyn Phelps, Historic Courthouse Coordinator; Keith Potter, Facilities Manager; Tom Adkins, Community Corrections Director; Dan Papin, Community Services Director; Kay McAloney, Human Resources Director; Lowell Johnson, Director of Public Health and Environment; Cindy Weckwerth, Program Manager; Edison Vizuite, Financial Services Director; Tonya Weinert, Principal Accountant; Tom Kay, Information Technology Director; Barb Fritsche, I.T. Supervisor; Cindy Koosmann, Recorder; Steve Pott, Sheriff; Melinda Kirk, Budget/Financial Analyst; and Steve Nelson, Public Information Coordinator II.

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

1. Approval of the January 17, 2006 Board meeting minutes.
2. Approval to appoint Terance Smith, Forest Lake, to the Public Health Emergency Preparedness Advisory Committee to a first term expiring December 31, 2006.
3. Approval of the following proclamation:

Proclamation of Appreciation Natalio "Nacho" Diaz
March 8, 2006

WHEREAS, the future of transportation in Washington County is among our most pressing issues, affecting nearly every citizen; and

February 7, 2006

WHEREAS, Natalio "Nacho" Diaz has served as Chief Transportation Planner for the Metropolitan Council for the last two decades; and

WHEREAS, Mr. Diaz's long-lasting accomplishments include his leadership in such projects as the Metro Mobility program, Interstate Highway improvements and the establishment of light rail transit in the Twin Cities metropolitan area; and

WHEREAS, Washington County has benefited from Mr. Diaz's wisdom, cooperation and vision through numerous collaborations on metro area transit issues.

NOW, THEREFORE BE IT RESOLVED THAT, the Washington County Board of Commissioners hereby congratulates and commends Natalio "Nacho" Diaz on his distinguished career at the Metropolitan Council and expresses its gratitude for Mr. Diaz's many contributions to the betterment of transportation and transit in Washington County and the entire State of Minnesota and hereby proclaims Wednesday, March 8, 2006, as Natalio "Nacho" Diaz Day in Washington County.

4. Approval and execution of a joint powers agreement with Dakota and Scott Counties for a 2006 residential survey.
5. Approval to establish Reserves and Designations of fund balances for the fiscal year ended December 31, 2005.
6. Approval of revisions to Policy 1300, the Washington County Data Practices Manual and approval of revisions to Policy No. 1032, the Fee Schedule.
7. Approval of 2005 assessment classification and valuation change list.
8. Approval of the Community Corrections 2006-2007 Comprehensive Plan.
9. Approval of the 2006-2008 contract with Elder Haven Homes to provide assisted living plus services and respite care to eligible county residents.
10. Approval of the 2006 agreement with American Red Cross, St. Paul Chapter, to provide emergency social services and crisis response services for Washington County.
11. Approval of amendments to the 2004 and 2003 Annual Action Plan for Community Development Block Grant funds.
12. Approval of submitted Pay Equity Report to the Minnesota Department of Employee Relations.
13. Approval to extend the annual software maintenance agreement with Oracle/PeopleSoft service (JD Edward's financial system) and to pay the annual fee of \$76,800 plus applicable tax.

February 7, 2006

14. Approval to renew the agreement with the Townships of May and New Scandia to provide operation and maintenance services to the 201 collector systems.
15. Approval of, and authorization for the County Board Chair and County Administrator, to enter into agreements with Laura Holmes, Living Tree Yoga Center, Mary Hanf, and Shawn Swendson-Cates for onsite County Employee Wellness activities.
16. Approval of agreement with the Minnesota Department of Human Services to provide housing for inmates in the Washington County jail.
17. Adoption of **Resolution No. 2006-015** as follows:

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

BE IT RESOLVED, that the Washington County Board of Commissioners, authorizes the Washington County Sheriff's Office, to enter into a grant agreement with the Minnesota Department of Public Safety, Office of Traffic Safety for the project entitled: Safe and Sober Communities, during the period of January 15, 2005 through June 30, 2006.

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

18. Adoption of **Resolution No. 2006-016** as follows:

Trail Grant Program – State of Minnesota
Project Recreation Trail Users Association Groomer Project

WHEREAS, Washington County Star Trail Association develops and maintains a snowmobile trail system in Washington County during the snowmobiling season; and

WHEREAS, the Transportation Equity Act for the 21st Century provides for a federal program to provide financial assistance for the development and maintenance of recreational trails and trail-related projects; and

WHEREAS, the Minnesota Department of Natural Resources (DNR) has been designated by the Governor to oversee the distribution of these funds; and

WHEREAS, the Washington County Star Trail Association has completed a request to participate in this program for the replacement of trail grooming equipment; and

WHEREAS, Washington County is acting as sponsor for the Washington County Star Trail Association; and

February 7, 2006

WHEREAS, any grant monies provided through the DNR must be distributed to a governmental agency acting as sponsor to a local snowmobile club; and

WHEREAS, as a condition of the grant being provided by the DNR matching funds must be available for the intended purpose of the grant; and

WHEREAS, the Washington County Star Trail Association has provided proof of matching funds in the form of a bank statement in the amount of \$26,100, for purposes of funding the matching requirement; and

NOW, THEREFORE BE IT RESOLVED, that Washington County acting as sponsor for the Washington County Star Trail Association accepts the grant on behalf of the Washington County Star Trail Association.

BE IT FURTHER RESOLVED, that James R. Schug, County Administrator, 14949 62nd Street North, Stillwater, MN 55082, shall act as fiscal agent in distributing the grant money.

19. Bids were received for construction of a restroom/shelter building at the Lake Elmo Park Reserve as follows:

Bidder	Total Project Bid	Score	Burnished Block Add	EMR Rating	EMR Bonus Points	Total Score
Cannon Construction, Inc.	\$309,275	64.95		.92	5.0	69.95
DNR Construction	\$200,876	100.00	\$1,250	.90	5.0	105.00
Ebert Construction	\$233,702	85.95		.98	5.0	90.95
GA Construction, Inc.	\$281,875	71.26	\$1,250	.85	5.0	76.26
Gen Con Construction	\$267,900	74.98		.91	5.0	79.98
Gladstone Construction	\$232,975	86.22		.82	5.0	91.22
Jansen Builders, Inc.	\$281,000	71.49	\$1,526	1.00	0.0	71.49
Meisinger Construction	\$220,000	91.31		1.18	0.0	91.31
Morcon Construction	\$251,000	80.03	\$750	1.37	0.0	80.03
Parkos Construction	\$260,800	77.02		.82	5.0	82.02

Adoption of **Resolution No. 2006-017** as follows:

Bid Award for Construction of Restroom/Shelter
Building at the Lake Elmo Park Reserve to DNR Construction

WHEREAS, in order to accomplish the construction of a restroom/shelter building at the Lake Elmo Park Reserve, the county solicited bids for this project; and

WHEREAS, bids were opened on January 17, 2006 with DNR Construction being the lowest responsible bidder; and

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

BE IT FURTHER RESOLVED, that the contract between the county and DNR Construction be executed through the signatures of the Chairman of the Washington County Board 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.

February 7, 2006

20. Approval of cooperative agreement with the Washington Conservation District and the Department of Natural Resources to repair erosion damage in the Pine Point Park near the Gateway Trail.
21. Approval of agreement with the City of Cottage Grove for street and utility improvements and maintenance responsibilities for the Washington County South Service Center Ravine Parkway.
22. Approval of agreement with Washington Conservation District for 2006 professional services.

The foregoing Consent Calendar was adopted unanimously.

PUBLIC HEALTH AND ENVIRONMENT

Commissioner Pulkrabek indicated he had a question about the agreement with the University of Minnesota to provide extension programs. He asked if the county was still moving in the direction for self-sufficiency regarding 4-H, or fees being charged in that program. Jim Schug, County Administrator, indicated that there was a workshop about two years ago regarding a reduction in budget as the 4-H program moves towards more fees. It was scheduled to be reduced from the \$200,000 that is included in the proposal today, but during the budget hearing process the Extension Committee had requested that the funding stay at the same level as 2005 because they had made progress in serving underserved groups of youth and they would like one more year as they try to transition into a more fee-based program.

Commissioner Kriesel moved to authorize the County Board Chair and County Administrator to enter into an agreement with the University of Minnesota to provide Extension programs locally and employ County Extension staff. Commissioner Hegberg seconded the motion and it was adopted unanimously.

ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

Procedural Law Waiver Application

Commissioner Stafford moved to adopt **Resolution No. 2006-018** as follows:

Resolution Approving Submittal of Waiver Application

WHEREAS, the federal government passed the Help America Vote Act in 2002 that requires the voting method utilized in every polling place to include a voting system that is accessible for individuals with disabilities in a manner that provides the same opportunity for access and participation and to vote privately and independently; and

WHEREAS, Minnesota Laws 2005, Chapter 162 identified the substantive requirements and procedural requirements assistive voting equipment must meet in order to be used in elections in Minnesota; and

February 7, 2006

WHEREAS, the Washington County Board of Commissioners approved its Local Election Equipment Plan on January 24, 2006 and directed that efforts be made to provide for a compatible assistive voting system with our current vote tabulators; and

WHEREAS, an alternative assistive voting machine has been identified that can be utilized with our current vote counting equipment, meets all substantive outcomes required by the federal and state election laws, creates the paper trail required by state law to be used in a recount or audit and only requires minor procedural waivers to allow for its use; and

WHEREAS, this alternative will provide for an equal or better voting experience for disabled voters as compared to the single state certified option currently available, and will do so while saving county taxpayers in Washington County nearly \$500,000; and

THEREFORE BE IT RESOLVED that the Washington County Board of Commissioners hereby submits an application to the State Auditor for a Procedural Law Waiver as allowed under Minnesota Statutes 6.80; and

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners is requesting this application be reviewed in an expeditious manner because of the need to have equipment in place by the September 2006 primary election.

Commissioner Peterson seconded the motion and it was adopted unanimously.

Commissioner Peterson left the Board meeting at 9:15 a.m.

Appraised Value and Authorization for a Private Sale of 32 Parcels

Commissioner Stafford moved to adopt **Resolution No. 2006-019** as follows:

Resolution Approving the Appraised Value and
Authorizing the Private Sale of 32 Parcels of Tax Forfeited Land to
Adjacent Landowners through Sealed Bids

WHEREAS, the Washington County Board of Commissioners desires to bring these 32 parcels of tax forfeited land back to the tax rolls as soon as possible; and

WHEREAS, these parcels were classified by the Washington County Board of Commissioners as non-conservation land and the classification and sale was approved by the Minnesota Department of Natural Resources and by the local municipalities; and

WHEREAS, the local municipalities recommend the sale of these parcels to their adjoining landowners as being the best use of the land; and

WHEREAS, the basic sale price of each parcel is set up according to the policy of tax forfeit property in Washington County.

February 7, 2006

THEREFORE BE IT RESOLVED, that the appraised value of each parcel appearing on the attached list be approved and the authorization of conducting a private sale to adjacent landowners by the Department of Assessment, Taxpayer Services and Elections be granted.

BE IT FURTHER RESOLVED, that the terms of sale shall be for cash only, and that all sales shall be for full payment.

BE IT FURTHER RESOLVED, that the Department of Assessment, Taxpayer Services and Elections is directed to combine the tax forfeited lands sold through the sealed bids with the adjacent properties in unique taxation parcels.

2006 Adjoining Owner Parcels

Parcel ID	Municipality	2006 Assessed Value	Proposed Appraised Value
32.027.21.41.0001	Cottage Grove	\$ 100	\$ 1
08.032.21.21.0001	Forest Lake	\$ 800	\$ 50
12.032.21.21.0007	Forest Lake	\$ 200	\$ 1
18.032.21.11.0001	Forest Lake	\$ 1,900	\$ 1,900
02.030.21.21.0007	Grant	\$ 100	\$ 1
34.030.21.11.0003	Grant	\$ 100	\$ 1
03.031.21.24.0003	Hugo	\$ 2,000	\$ 1
20.031.21.13.0002	Hugo	\$ 2,000	\$ 100
02.028.20.43.0015	Lakeland	\$ 3,200	\$ 100
21.029.21.33.0002	Lake Elmo	\$ 200	\$ 1
32.030.21.24.0003	Mahtomedi	\$ 3,000	\$ 1
01.027.22.23.0014	Newport	\$ 200	\$ 1
25.028.22.44.0003	Newport	\$ 600	\$ 600
25.028.22.44.0004	Newport	\$ 500	\$ 500
25.028.22.44.0005	Newport	\$ 400	\$ 400
25.028.22.44.0006	Newport	\$ 400	\$ 400
25.028.22.44.0015	Newport	\$ 2,600	\$ 2,600
36.028.22.23.0002	Newport	\$ 100	\$ 1
03.032.20.13.003	New Scandia	\$ 400	\$ 1
33.032.20.11.0014	New Scandia	\$ 1,000	\$ 50
33.032.20.11.0016	New Scandia	\$ 500	\$ 50
17.029.21.21.0005	Oakdale	\$ 500	\$ 1
19.029.21.33.0007	Oakdale	\$ 100	\$ 1
29.030.20.41.0082	Stillwater	\$ 100	\$ 1
32.030.20.14.0003	Stillwater	\$ 5,000	\$ 5,000
06.028.21.33.0015	Woodbury	\$ 100	\$ 100
08.028.21.43.0007	Woodbury	\$ 100	\$ 1
09.028.21.44.0070	Woodbury	\$ 100	\$ 1
17.028.21.11.0067	Woodbury	\$ 1,800	\$ 1,800
17.028.21.44.0089	Woodbury	\$ 100	\$ 100
31.028.21.21.0001	Woodbury	\$ 100	\$ 1
01.027.22.23.0020	Newport	\$ 100	\$ 1

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

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Appraised Value and Authorization for a Public Auction of 14 Parcels

Commissioner Hegberg moved to adopt **Resolution No. 2006-020** as follows:

Resolution Approving the Appraised Value, Authorizing the
Public Auction, and Fixing the Terms of the Sale for
14 Parcels of Tax Forfeited Land

WHEREAS, the Washington County Board of Commissioners desires to bring these 14 parcels of tax forfeited land back to the tax rolls as soon as possible; and

WHEREAS, the best way to achieve this goal is by selling them through a public auction; and

WHEREAS, these parcels were classified by the Washington County Board of Commissioners as non-conservation land and the classification and sale was approved by the Minnesota Department of Natural Resources and by the local municipalities; and

WHEREAS, the appraised value of each parcel is set up according to the policy of tax forfeited property in Washington County.

THEREFORE BE IT RESOLVED, that the appraised value for each parcel appearing on the attached list be approved and the authorization of conducting a public auction by the Department of Assessment, Taxpayer Services and Elections be granted.

BE IT FURTHER RESOLVED, that the terms of sale shall be for cash only, and that all sales shall be for full payment.

BE IT FURTHER RESOLVED, that the auction will be held at 1:00 p.m. on Friday, March 24, 2006, in the Board Room at the Government Center in Stillwater, Minnesota.

2006 Auction Parcels

Parcel ID	Municipality	2006 Assessed Value	Proposed Appraised Value
11.032.21.31.0026	Forest Lake	\$ 500	\$ 500
11.032.21.31.0027	Forest Lake	\$ 1,500	\$ 1,500
11.032.21.31.0028	Forest Lake	\$ 1,500	\$ 1,500
11.032.21.31.0029	Forest Lake	\$ 1,200	\$ 1,200
32.032.21.22.0002	Forest Lake	\$ 111,600	\$ \$20,000
31.032.20.14.0021	New Scandia	\$ 2,000	\$ 2,000
31.032.20.14.0022	New Scandia	\$ 4,000	\$ 4,000
31.032.20.14.0023	New Scandia	\$ 6,000	\$ 6,000
31.032.20.14.0024	New Scandia	\$ 31,000	\$ 31,000
31.032.20.14.0025	New Scandia	\$ 6,000	\$ 6,000
31.032.20.14.0026	New Scandia	\$ 6,000	\$ 6,000
19.029.21.24.0044	Oakdale	\$ 32,000	\$ 32,000
05.029.21.24.0008	Pine Springs	\$ 300	\$ 300
16.029.21.14.0007	Lake Elmo	\$ 83,000	\$ 83,000

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

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Commissioner Peterson returned at 9:40 a.m.

TRANSPORTATION AND PHYSICAL DEVELOPMENT

Radio Drive (CSAH 13) Safety and Mobility Project

Cory Slagle, Design Engineer, presented an update on the Radio Drive (CSAH 13) Safety and Mobility Project which involves the expansion of the roadway from two to four lanes between Pioneer Drive and Bailey Road in the City of Woodbury. The project includes the construction of separated pedestrian and bicycle paths on each side of the roadway, installation of right and left turn lanes, and construction of a multi-lane roundabout at the intersection of Radio Drive and Bailey Road (CSAH 18). Construction costs for this project are approximately \$15 million. Federal funding is about \$4.2 million, county funding is about \$5.6 million and the City of Woodbury \$5 million. Construction is scheduled to begin in 2007.

Mr. Slagle indicated that the Howard R. Green Company was selected in 2004 to provide design services on the project. In order to implement the design recommendation and other design changes, approval of Amendment #3 for additional design services in the amount of \$168,967 is requested.

Commissioner Stafford asked about the leg between Bailey and Hinton Tower connection, how does that fit into this time wise. Mr. Slagle stated that was originally scheduled for 2009 and it has been delayed. The traffic isn't there right now and the crashes aren't high. The City of Woodbury has also delayed expanding into that area with housings developments. Right now they are looking at that project being put off into the future.

Commissioner Stafford believes that should be expedited. There will be four lanes cut down to two at Military, two lanes to Bailey, and then back to four lanes into Woodbury. He thinks that will raise a lot of eyebrows. He would like to make sure they keep moving that up.

Commissioner Peterson echoed Commissioner Stafford's comments. She feels it will be important to get that road done as soon as possible.

Commissioner Stafford asked for options on how that could be moved up.

Commissioner Stafford moved to approve Amendment #3 to the HR Green contract for additional design services in the amount of \$168,967 for the Radio Drive Safety and Mobility Project. Commissioner Kriesel seconded the motion and it was adopted unanimously.

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GENERAL ADMINISTRATION

State Mandate Reform

Jim Schug, County Administrator, stated in 2005 legislation was approved to give local units of government the opportunity to propose reforms of state mandates to the Office of the State Auditor. With the help of the Metropolitan Inter-County Association and the Association of Minnesota Counties a list has been compiled with a number of State mandates for the Board's consideration.

Commissioner Peterson asked that an item be included regarding the reduction of Federal dollars. Mr. Schug indicated that they are still in the process of determining the budget impact and that may take a few more months. Another resolution can be added at a later date addressing that issue.

Commissioner Peterson believes it might be helpful to have something on the books related to the reduction of Federal dollars as the county talks to the State Legislature.

Commissioner Stafford stated he had questions on two items. The first item relates to the publication of minutes, financial statement and budget publication on the web site in lieu of publishing them in newspapers. Not everyone in the county has a computer and it may not be accessible to everyone. Mr. Schug stated this has been discussed for some time. One of the concerns is that there is not one newspaper in Washington County that has the penetration in all the households of the county. The county has the ability to put all this information on the Web, it's faster and less costly for the county.

Commissioner Stafford stated he would like the item eliminating the budget appeals and independent spending authority by county elected officials other than the Board of Commissioners removed from the list. He does not feel there is a problem in Washington County with this item.

Commissioner Hegberg disagreed with Commissioner Stafford. He is concerned that the Sheriff or County Attorney could appeal their budget after the Board has adopted it and if they win the appeal those funds would have to be taken out of other departments' budgets.

It was Board consensus to amend the mandate list by removing the section relating to budget appeals and independent spending authority by county elected officials other than the Board of Commissioners.

Commissioner Peterson moved to adopt **Resolution No. 2006-021** amended as follows:

State Mandate Reform

WHEREAS, Minnesota Statutes §6.79 allows local governments to submit to the State Auditor proposed reforms to state mandates, and

February 7, 2006

WHEREAS, mandate proposals will be listed on the State Auditor's website, along with the name of the local government submitting the proposal, and

WHEREAS, the Washington County Board of Commissioners supports the concept of mandate reform and urges the Minnesota Legislature to give serious consideration to all proposals made by cities, townships, and counties.

NOW, THEREFORE, BE IT RESOLVED, the Washington County Board of Commissioners hereby adopts the attached mandate proposals and directs the County Administrator to submit the listing to the State Auditor.

Suggested Mandates to Be Submitted to State Auditor
for Consideration of Repeal or Reform

Mandate	Statute	Comments
Financial/Administrative Concerns		
Definition of an Electronic Voting System	206.80	The request would be to waive the requirement that the machine create a marked optical scan ballot that can be tabulated in the polling place, or at a counting center, by automatic tabulating equipment certified for use in this state and just allow the creation of the paper record OR Waive the requirement under securely transmits a ballot electronically to automatic tabulating equipment in the polling place while creating an individual, discrete, permanent paper record of each vote on the ballot in that the ballot be submitted from the assistive device to the optical scanner and instead, allow the votes to be submitted from the optical scanner to the assistive device (which the TS(x) currently does).
Minutes, Financial Statement & Budget Publication	375.12, 375.17 & 375.169	Allowing web publication in lieu of newspaper publication of county board minutes, county financial statements, and summary budgets would save money for county taxpayers while preserving or even enhancing public access to this information.
Eliminate Library Maintenance of Effort	134.34	Eliminate the requirement that in order to receive state grant a county must budget for library operations an amount equal to the second prior year's level of support, unless adjusted net tax capacity decreases. Counties need the ability to respond to changing priorities and needs. When one area of the budget is off limits to reductions, other programs or services and their recipients unfairly bear a disproportionately greater share of any cutbacks when they occur.
Public Safety/Corrections		
Eliminate Extended Juvenile Jurisdiction (EJJ)	260B.130	Eliminate the EJJ program that keeps serious offenders out of adult system and within juvenile system until age 21. Older, serious juvenile offenders should be prosecuted and sanctioned as adults as current law permits (absent diversion to EJJ). Diversion to the juvenile system imposes substantial out of home placement costs on counties. If the state is unwilling to fund this program and these costs (as it has not since 2003), it should be eliminated.
Eliminate Incarceration of Short-Term Felony Offenders in County Jails	609.105	The shift of short-term (180 days or less) felony offenders from state prisons to county jails should be repealed. Incarceration of felony offenders had always been a state responsibility. County jails are ill-suited to provide the supervision and programming needed for these serious offenders. The state should not shift its bed shortage problem to the counties which are experiencing space problems of their own.

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Mandate	Statute	Comments
Human Resources/Employee Benefits		
Either Eliminate or Totally State-Fund Continued Health Insurance For Disabled Peace Officers.	299A.465	Employers are required to pay the employer share of disabled peace officers' and their dependents' health insurance until the peace officer reaches age 65 even if the officer gains other employment and health insurance coverage. Since this benefit was created in the late 1990's, there has been a surge in disability retirements. In part because of this, both employer and employee contribution rates to the PERA Police and Fire pension plan are increasing over 50%. When this benefit was originally enacted it was predicated on the state paying 100% of its costs. The state has not kept it part of that bargain for several years. If the state cannot meet that obligation, the mandated payment by the employer should be eliminated.
Human Services		
Eliminate County Share for Medical Assistance Costs for Under-65 Disabled Placed in Nursing Homes More Than 90 Days and for Certain ICF/MR and IMD Placements	256B.19	Currently, the state requires counties to pay the indicated portion of the nonfederal share of medical assistance costs for stays in excess of 90 days in the following situations: <ul style="list-style-type: none"> • 10% for individuals placed in intermediate care facilities for the mentally retarded (ICF/MR's) of seven beds or more. • 20% for individuals placed in institutions of mental disease (IMD's). • 20% of for under-65 disabled individuals placed in nursing homes. The state reneged on its commitment to pay all those costs when counties surrendered homestead and agricultural credit aid on a dollar-for-dollar basis for the state takeover of all income maintenance programs in the early 1990's. These cuts in state funding, enacted in 2003, should be restored now that the state finances are back in the black.
Eliminate or Equalize Maintenance of Effort Requirement For State Chemical Dependency Grant (CCDTF)	254B.02	Under the state's Consolidated Chemical Dependency Treatment Fund, some counties pay over 60% of chemical dependency treatment costs while others pay as little as 15% under current maintenance of effort (MOE) requirements. The state legislature should gradually narrow this disparity with a goal of ultimately making the MOE uniform for all counties.
Eliminate or Equalize County Match and Maintenance of Effort Requirements for Child Care Assistance	119B.11, Subd. 1 and 4.	Eliminate or equalize the required county match for the basic sliding fee (BSF) childcare program, which is currently equal to the calendar year 1996 required contribution. The average statewide local match for BSF childcare is 3 percent, but some counties pay as much as 14 percent.
Eliminate Biennial Revision or Redraft of CCSA Service Plan	256M.30	Eliminate the required biennial revision or redraft of Children and Community Services Act (CCSA) service plan. The annual effectiveness report under 256M.80 which outlines program outcomes and performance measurements with county-initiated changes of the service plan, as necessary, should suffice to provide adequate planning and oversight.
Environment		
Eliminate Ag Inspection	18.81	Counties are responsible for 'Agriculture Inspection' under Minnesota Statute. All state responsibilities in this area were eliminated in 2003. Noxious weed control requirements should be carried out by cities and towns.

Commissioner Hegberg seconded the motion and it was adopted unanimously.

Commissioner Peterson moved to adopt **Resolution No. 2006-022** as follows:

State Mandate Reform

WHEREAS, Minnesota Statutes §6.79 allows local governments to submit to the State Auditor proposed reforms to state mandates, and

February 7, 2006

WHEREAS, mandate proposals will be listed on the State Auditor's website, along with the name of the local government submitting the proposal, and

WHEREAS, the Washington County Board of Commissioners supports the concept of mandate reform and urges the Minnesota Legislature to give serious consideration to all proposals made by cities, townships, and counties.

NOW, THEREFORE, BE IT RESOLVED, the Washington County Board of Commissioners hereby adopts the attached mandate proposals and directs the County Administrator to submit the listing to the State Auditor.

Suggested Mandate to Be Submitted to State Auditor
for Consideration of Repeal or Reform

Mandate	Statute	Comments
Financial/Administrative Concerns		
Eliminate Budget Appeals and Independent Spending Authority by County Elected Officials Other Than the Board of Commissioners	357.18, subd. 4; 384.151; 385.373; 386.015; 387.20; 388.18	Each of the county elected officials have statutory authority to appeal their budgets. These appeals generally occur after the county levy has been set and require both the elected official and the county to hire outside counsel. In addition, the county recorder has discretion over spending the dedicated county recorder technology fund. The county board is responsible for establishing the county's overall budget and tax levy. The board's accountability to taxpayers demands that it, and it alone, have full control over county spending decisions.

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

Mr. Schug noted that MICA and AMC did discuss an additional item that would allow counties to use cremation in lieu of burial. There is a state mandate for burial of indigent persons. This has never been a problem at Washington County so it wasn't included in the list.

Commissioner Hegberg asked that it be brought back for discussion by the Board.

Minnesota Counties Insurance Trust

Mr. Schug announced that Commissioner Dennis Hegberg had been re-elected as the Chair of the Board of the Minnesota Counties Insurance Trust for 2006.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Pulkrabek asked how the turn out is for the legislative reception scheduled for Monday, February 13. Mr. Schug indicated that they have received five or six RSVP's that they will be there. A couple have indicated they have a conflict and will not attend. John Kaul will be contacting the others and encourage them to attend.

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Commissioner Peterson stated that at the AMC meetings last week considerable discussion was had on 10-ton trucks allowed on roads. She asked staff to update the Board on 10-ton roads and trucks.

Commissioner Hegberg stated he met yesterday with the City of Grant to discuss road maintenance. It was agreed that the county will look at continuing to do the snowplowing for one more year, but the other maintenance the county will not do.

Commissioner Hegberg asked that the Transportation Department look at CR 57 and CR 8 to make the repairs that may be necessary. He has had numerous calls and the road is in bad shape.

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 Kriesel and it was adopted unanimously. The Board meeting adjourned at 10:20 a.m.

BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION

The Board met in workshop session with the Department of Administration to discuss open space funding and a possible ballot referendum in the fall of 2006. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Peterson, Kriesel, Pulkrabek, Stafford, and Hegberg. Also present were Jim Schug, Molly O'Rourke, Jane Harper, Jim Luger, Steve Nelson, Don Theisen, Wayne Sandberg, Sandra Cullen, Ann Pung-Terwedo, Carolyn Phelps, Kevin Corbid, Joanne Helm, interested citizens: Mary Hauser, Jon Michels, Marc Hugunin, Paul Toren, Bill Clapp, John Baird, Michelle Olson, Jeff Hegaard, Linda Mahoney, Cordelia Pierson, Trust for Public Land, Jay Riggs, Washington Conservation District, Yvonne Klennert, Stillwater Courier, Kevin Giles, Star Tribune, and Alex Friedrich, Pioneer Press.

BOARD WORKSHOP WITH TRANSPORTATION AND PHYSICAL DEVELOPMENT

The Board met in workshop session with the Department of Transportation and Physical Development for an update on the Government Center south parking lot design. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Peterson, Kriesel, Pulkrabek, Stafford, and Hegberg. Also present were Jim Schug, Molly O'Rourke, Don Theisen, Wayne Sandberg,

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Kevin Corbid, Joanne Helm, Ann Pung-Terwedo, Mike Welling, Keith Potter, Ted Schoenecker, Yvonne Klinnert, Stillwater Courier, Kevin Giles, Star Tribune, and Alex Friedrich, 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 the Historic Courthouse's current and future operations. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Peterson, Kriesel, Pulkrabek, Stafford, and Hegberg. Also present were Jim Schug, Molly O'Rourke, Don Theisen, Jim Luger, Carolyn Phelps, Yvonne Klinnert, Stillwater Courier, Kevin Giles, Star Tribune, and Alex Friedrich, Pioneer Press.

BOARD WORKSHOP WITH THE OFFICE OF ADMINISTRATION

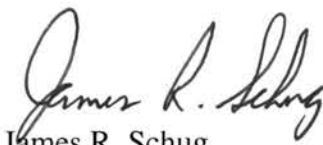
The Board met in workshop session with the Office of Administration to discuss the use citizen advisory boards and committees. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Peterson, Kriesel, Pulkrabek, Stafford, and Hegberg. Also present were Jim Schug, Molly O'Rourke, Don Theisen, Jim Luger, Dan Papin, Pat Conley, Lowell Johnson, Tom Adkins, Tom Kay and Steve Nelson.



Bill Pulkrabek, Chair

County Board

Attest:



James R. Schug

County Administrator

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
FEBRUARY 14, 2006

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 Peterson, Kriesel, Pulkrabek, Stafford, and Hegberg. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Doug Johnson, County Attorney; Don Theisen, Director of Transportation and Physical Development; Wayne Sandberg, Deputy Director of Transportation and Physical Development; Jim Luger, Parks Director; Sandy Cullen, Transportation Manager; Lowell Johnson, Director of Public Health and Environment; Cindy Weckwerth, Program Manager; Jeff Travis, Program Manager; Patricia Conley, Library Director; Cindy Koosmann, Recorder; Jennifer Wagenius, Deputy Recorder; Tom Kay, Information Technology Director; Barbara Fritsche, Information Technology Supervisor; Steve Pott, Sheriff; Kay McAloney, Human Resources Director; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Tom Adkins, Community Corrections Director; Melinda Kirk, Budget/Financial Analyst; and Steve Nelson, Public Information Coordinator II.

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 Kriesel, to adopt the following Consent Calendar:

1. Approval of the January 24, 2006 Board meeting minutes.
2. Approval to substitute a vacant Information Technology Specialist position (non-supervisory) for an Information Technology Supervisor position.
3. Approval to establish an annual contract for PRI circuit service from Qwest to the Government Center and the Law Enforcement Center.
4. Approval to amend the Washington County Library holiday schedule for 2006.
5. Approval to accept \$200,000 State Library construction grant from the State Library Services Division of Minnesota Department of Education, for the county's new Forest Lake Library.

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6. Approval of Plat of Specialized Acres 2nd Addition, Denmark Township.
7. Approval of Plat of Kummer's Cliff, Denmark Township.
8. Approval of 2006 seasonal employee pay rates.
9. Approval to advertise for bids for the Historic Courthouse dome and window restoration projects.
10. Adoption of **Resolution No. 2006-023** as follows:

Resolution to Acquire Property from the
Minnesota Department of Revenue

WHEREAS, Washington County has planned for the development of a parking lot south of the Washington County Government Center campus; and

WHEREAS, Washington County has purchased property for a parking lot; and

WHEREAS, Washington County needs to acquire a strip of land, 30 feet in width, from the Minnesota Department of Revenue for the parking lot; and

WHEREAS, the strip of land, 30 feet in width, is legally described as:

Part of Lots 16 through 30, inclusive, Block 5, McMillan &
Cooley's Addition, being the South 30 feet of North 50 feet
SD lots (Auditor-Treasurer's Plat/Parcel 60955-2250)

NOW, THEREFORE BE IT RESOLVED that the Department of Transportation and Physical Development and the Department of Assessment, Taxpayer Services and Elections shall proceed and are hereby authorized to proceed to acquire said property and are specifically authorized to take such action and execute such instruments if any be necessary.

11. Adoption of **Resolution No. 2006-024** as follows:

Resolution to Re-Sign Quit Claim Deed

WHEREAS, as part of the Wakota Bridge/TH 61 project, Washington County acquired lands to reconstruct a short segment of 70th Street South (CSAH 22); and

WHEREAS, as part of this project Washington County quit claimed lands adjacent to the right of way to the adjacent landowner; and

WHEREAS, upon recording the document, a legal description error was discovered and a new Quit Claim Deed needs to be executed and recorded in order to correct this error; and

WHEREAS, this Quit Claim Deed will replace the June 28, 2005 Quit Claim Deed together with conditions and restrictions in the first deed.

February 14, 2006

BE IT RESOLVED, that Washington County Board of Commissioners quit claim the following described lands outside Washington County Highway Right of Way adjacent to CSAH 22 to adjacent landowner:

Exhibit A

All that part of the South 10 acres of the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 6, Township 27, Range 21, lying West of the public highway running Northwesterly and Southeasterly across said Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Said Section 6, except the East 666 feet thereof and except that part taken by County Highway Right of Way Plat No. 30 recorded as Document No. 412523, according to the United States Government Survey thereof, Washington County, Minnesota, lying northerly of the following described line:

Commencing at the southwest corner of the Southwest Quarter of said Section 6; thence North 89 degrees 44 minutes 35 seconds East, bearings are based on the Washington County Coordinate System NAD83, along the south line of said Section 6 a distance of 409.71 feet to the west line of the East 666.00 feet of the Southwest Quarter of the Southwest Quarter of said Section 6; thence North 01 degree 14 minutes 32 seconds East along said west line of the East 666.00 feet a distance of 120.34 feet to the point of beginning of the line to be described; thence North 78 degrees 07 minutes 30 seconds West a distance of 255.71 feet, more or less, to the northeasterly right of way of U.S. Highway No. 10 and U.S. Highway No. 61, thence northwesterly along said right of way to the west line of said Southwest Quarter of Section 6 and there said line terminating.

This document is intended to correct an error in the legal description recorded as Exhibit A in document No. 3551166.

The foregoing Consent Calendar was adopted unanimously.

SHERIFF'S OFFICE

Commissioner Pulkrabek moved to authorize the Washington County Sheriff's Office to accept a donation from Dr. Robert F. Reardon in the amount of \$6,400 for eight X26 Tasers. Commissioner Kriesel seconded the motion and it was adopted unanimously.

Commissioner Pulkrabek thanked Dr. Reardon, City of Afton, for his generous donation and a Commissioners' Award will be presented to him at a future date.

MISS WASHINGTON COUNTY INTERNATIONAL 2006

Commissioner Hegberg read the following proclamation honoring former Forest Lake and Hugo resident, Rebecca M. Neamy:

February 14, 2006

Proclamation of Accomplishment
Rebecca M. Neamy
Miss Washington County International 2006

WHEREAS, Rebecca Neamy has been named Miss Washington County International 2006 in recognition of her growing number of professional accomplishments and community involvement and she will be a contestant in the Miss Minnesota International 2006 pageant in March; and

WHEREAS, Rebecca Neamy has lived in the Cities of Hugo and Forest Lake located in District 1 of Washington County and works in the field of job development for TSE, Inc., that assists developmental disabled or related condition adults in gaining employment through training and support; and

WHEREAS, Rebecca Neamy entered the pageant to become Miss Washington County International 2006 to create more awareness for disabled adults for increased equality, employment opportunities, and recognition for the support services of disabled adults; and

WHEREAS, Rebecca Neamy will be actively involved with personal appearances during 2006 to heighten the awareness of the many contributions of young women who are using their professional and personal experiences for the benefit of their communities; and

NOW, THEREFORE BE IT RESOLVED THAT, the Washington County Board of Commissioners commends Rebecca M. Neamy for her advocacy in support of disabled adults, congratulates her for being selected Miss Washington County International 2006, and expresses its appreciation of her meaningful contributions to society.

Ms. Neamy thanked the Board for this honor. Her goal for this year is to create awareness about persons with disabilities and to focus on their abilities and not their disabilities. She also thanked her father, who is in a wheelchair, for his inspiration.

PUBLIC HEALTH AND ENVIRONMENT

Craig Leiser, Groundwater Advisory Committee Chair, discussed the need for continued study of groundwater issues including water balance, contamination sources and treatment, and research into aquifer geology. He also stated that communication and integration of programs with all units of government is essential. The county-supported water consortium has been an effective example in communication between government units.

Cindy Weckwerth, Program Manager, presented highlights and accomplishments of the Groundwater 2005 Work Plan including: integrating groundwater and surface water management for Southern Washington County; intercommunity groundwater protection-sustaining growth and natural resources in the Woodbury/Afton Area; developed groundwater protection rules for incorporation into watershed rules;

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municipal separate storm sewer system collaboration; shared water resource educator; water resource tour; and abandoned well sealing program.

Ms. Weckwerth presented the 2006 work plan including: Model groundwater rules; LGU comprehensive plans; watershed district/water management organization projects; coordinate with state and regional agencies on groundwater protection projects; actively seek grant funds; continuation of baseline water quality monitoring; central repository of water quality data; and public education.

Commissioner Peterson asked that Mr. Leiser deliver copies of the county's Groundwater Plan to the legislative delegation. She feels it may help some of them better understand the county's desire to reduce the number of watersheds in the area and how they might use that in the Clean Waters Act.

Commissioner Peterson asked has the county looked at using waste water in industry or for other uses. Ms. Weckwerth stated the county hasn't, but she knows there is a body of research out there and they can tap into that.

Commissioner Peterson stated it seemed to her that is one resource that has not been utilized to its fullest and she thinks it is the appropriate time to have conversations with the communities and business leaders.

Commissioner Stafford asked Mr. Leiser to appear on an upcoming "County Insights" cable show to discuss groundwater issues.

TRANSPORTATION AND PHYSICAL DEVELOPMENT

Advertise for Bids for the North Service Center/Library

Don Theisen, Director of Transportation and Physical Development, advised the Board that they are now ready to proceed to bid for the construction of the North Service Center/Library in the City of Forest Lake. Bids will be opened on March 21, 2006, construction will begin in June, and the building will be open around July of 2007. He indicated that last evening the Forest Lake City Council approved the county's purchase agreements for the land in that area and that will be coming back to the Board in a couple of weeks.

Commissioner Hegberg moved to authorize the advertisement of bids for the construction of the North Service Center/Library to be located in the City of Forest Lake. Commissioner Peterson seconded the motion and it was adopted unanimously.

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Bid Award for Construction on Washington County CSAH 8/Anoka County CSAH 14

Bids were received for construction realignment of Washington County CSAH 8/Anoka County CSAH 14 as follows:

<u>Bidder</u>	<u>Project #1</u>	<u>Project #2</u>	<u>Total</u>
Arnt Construction	\$10,499,610.26	\$928,108.00	\$11,427,717.26
Progressive Contractors	\$11,650,341.88	\$678,879.50	\$12,329,221.38
Eureka Construction	\$11,795,092.87	\$909,112.00	\$12,704,204.87

Commissioner Hegberg moved to adopt **Resolution No. 2006-025** as follows:

Bid Award for CSAH 14/8 Realignment Construction
to Arnt Construction

WHEREAS, in order to complete road realignment construction, the county solicited bids for this project; and

WHEREAS, the bid was divided into two projects: Project #1 being the roadway realignment and Project #2 the sanitary sewer interceptor line under Metropolitan Council's jurisdiction; and

WHEREAS, bids were opened on December 5, 2005, with Arnt Construction being the lowest responsible bidder; and

WHEREAS, Washington County wishes to award a contract for Project #1 and Project #2; and

BE IT RESOLVED, that the bid of Arnt Construction be accepted and the county enter into a contract with Arnt Construction for Project #1 and #2 under the terms and conditions set forth in the bid specification documents.

BE IT FURTHER RESOLVED, that the contract between the county and Arnt Construction 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.

Commissioner Peterson seconded the motion and it was adopted unanimously.

GENERAL ADMINISTRATION

Jim Schug, County Administrator, noted that an addition was added to the Consent Calendar this morning accepting an access construction grant in the amount of \$200,000 for the Forest Lake Branch Library.

Mr. Schug reported that the County Board met with the legislative delegation to discuss the county's priorities for the upcoming legislative session.

February 14, 2006

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Peterson asked that two items be discussed at the next meeting; one is a resolution supporting the Minnesota Vehicles Excise Tax constitutional amendment; and, Ramsey County has a resolution that they have passed asking for support for the Central Corridor.

Commissioner Hegberg reported that he attended a workshop in Forest Lake to discuss roundabouts. A number of concerns were expressed. He also attend the Minnesota Counties Insurance Trust and asked staff for information on the numbers of volunteers that the county will be responsible for workers compensation under the Emergency Services Act. He feels that the county should go back to the legislature because he is not sure the county should be the ones that would be held responsible.

Commissioner Stafford reported he will be attending the State Radio Board Finance Committee on Wednesday, February 15. Last week the Metropolitan Services Emergency Board discussed how to allocate the \$8 million authorized by the State to help Chisago, Isanti, Scott and Washington Counties build out their 800 MHz radio system. Washington County will be getting approximately \$3.5 million.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

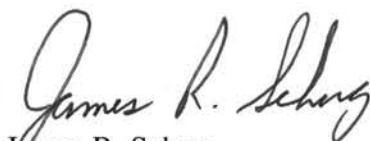
ADJOURNMENT

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



Bill Pulkrabek, Chair
County Board

Attest:



James R. Schug
County Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
FEBRUARY 21, 2006**

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 Kriesel, Pulkrabek, Stafford, and Hegberg. Commissioner Peterson absent. Board Chair Pulkrabek presided. Also present were Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Doug Johnson, County Attorney; Don Theisen, Director of Transportation and Physical Development; Mike Rogers, Associate Planner; Ted Schoenecker, Engineer; Wayne Sandberg, Deputy Director of Transportation and Physical Development; Jim Luger, Parks Director; Sharon Price, Property Manager; Dan Papin, Community Services Director; Patrick Singel, Deputy Community Services Director; Richard Backman, Community Services Division Manager; Cindy Koosmann, Recorder; Jennifer Wagenius, Deputy Recorder; Sue Fennern, Human Resources Coordinator; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Melinda Kirk, Budget/Financial Analyst; Nancy Brase, Administrative Services Manager; Linda Engh, Administration; and Steve Nelson, Public Information Coordinator II.

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

1. Approval of the February 7, 2006 Board meeting minutes.
2. Approval to amend County Policy #2803, fund descriptions, to include a new fund #128 for the Recorder's Unallocated fees and to amend the description of the Recorder's Technology Fund #116.
3. Approval of a regular half-time Associate Planner in Community Services to assist in meeting the increased demands of implementing and monitoring in the Community Development Block Grant and HOME program requirements.
4. Adoption of **Resolution No. 2006-026** as follows:

Resolution Authorizing Execution of Agreement for the
Washington County Coordinated Narcotics Task Force

February 21, 2006

BE IT RESOLVED, that Washington County desires to enter into a Grant Agreement with the Office of Drug Policy and Violence Prevention, Department of Public Safety, State of Minnesota for the Washington County Coordinated Narcotics Task Force.

BE IT FURTHER RESOLVED, that Sheriff Steve Pott is authorized to execute and sign such Grant Documents, and amendments thereto, as are necessary to implement the Grant on behalf of Washington County.

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

TRANSPORTATION AND PHYSICAL DEVELOPMENT

Final Design for the West Broadway Avenue (CSAH 2) Corridor

Commissioner Hegberg moved to adopt **Resolution No. 2006-027** as follows:

Resolution in Support of a Preferred Alternative for the West Broadway Avenue (CSAH 2) Interchange and Roadway Improvements

WHEREAS, Washington County has proposed safety and capacity improvements to West Broadway Avenue (Washington County State Aid Highway [CSAH] 2) from 19th Street SW to TH 61 (Lake Street); and

WHEREAS, Washington County has proposed a four-lane highway, with a center median and curb and gutter in the City of Forest Lake; and

WHEREAS, Washington County has developed a concept design that has roundabouts at 19th Street SW, the east and west I-35 ramps, 12th Street SW, 7th Street SW/NW, 4th Street SW/NW, and TH 61 (Lake Street); and

WHEREAS, the concept design that has median openings at the roundabouts; and

WHEREAS, Washington County has held a public open house, and seven Business Task Force meetings to solicit input on the project, and has met individually with businesses who would be affected by the project; and

WHEREAS, the City of Forest Lake and Washington County have committed to working with businesses and residents in the final design process to reduce impacts of the road construction utilizing retaining walls, landscaping, and other design considerations as appropriate to minimize impacts; and

WHEREAS, the City Council of Forest Lake approved the Roundabout Alternative as its preferred alternative at its February 13, 2006 meeting.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board hereby approves the concept design of the West Broadway Avenue Reconstruction Project, as presented at the February 21, 2006 County Board meeting, and supports the completion of the final design of the project.

February 21, 2006

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

Commissioners' Award to Mark Magnan

Commissioner Kriesel moved to adopt **Resolution No. 2006-028** as follows:

Presentation of Commissioners Award to Mr. Mark Magnan for Acting as the Crossing Guard for Stonebridge Elementary School and his Dedication and Commitment Towards Safety on the County Road System

WHEREAS, Washington County strives to improve the safety for all roadway users, especially in school zones; and

WHEREAS, Stonebridge Elementary School has shown a commitment to providing safe and efficient traffic/pedestrian operations near their school through their coordination with the local police department, the Sheriff's office, and Washington County Transportation; and

WHEREAS, Mr. Mark Magnan has volunteered his services to be the crossing guard for Stonebridge Elementary School; and

WHEREAS, Mr. Mark Magnan continues to provide a service that improves the safety of the County Road; and

WHEREAS, Mr. Mark Magnan's efforts provide a safe pedestrian crossing for students and parents of Stonebridge Elementary School; and

WHEREAS, Mr. Mark Magnan also directs traffic through the intersection in the safest and most efficient manner for all users.

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners hereby presents this Commissioners Award to Mr. Mark Magnan for his continued commitment to improving Transportation in Washington County.

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

COMMUNITY SERVICES

Child Protection Citizen Review Panel 2005 Annual Report

Richard Backman, Community Services Division Manager, and Jennifer Brookins-King, Chair of the Child Protection Citizen Review Panel, presented that group's 2005 Annual Report.

February 21, 2006

Draft 2006 CDBG and HOME Investment Partnership Annual Action Plan

Commissioner Stafford moved to release for public comment the draft 2006 Community Development Block Grant (CDBG) and HOME Investment Partnership Annual Action Plan and approval to set a public hearing for Thursday, March 9 in Roseville, Minnesota, at a time and location to be determined. Commissioner Kriesel seconded the motion and it was adopted unanimously; Commissioner Peterson absent.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Hegberg reported that he met with the Minnesota Department of Natural Resources to discuss Judicial Ditch 2 and the flooding areas.

Commissioner Stafford reported he will be meeting this afternoon with Transportation staff to discuss the traffic situation near St. Ambrose School in Woodbury.

Commissioner Kriesel reported that he attended a meeting last evening at the Stillwater City Hall with members of the Liberty Development Homeowners Association to discuss Manning Avenue. He thanked Joe Lux, Wayne Sandberg and Sandy Cullen for attending that meeting.

Commissioner Kriesel indicated that Al Mitchell, Washington County's appointee to the Veterans Rest Camp, would like a few minutes to update the Board on the Rest Camp's activities.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

ADJOURNMENT

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



Bill Pulkrabek, Chair
County Board

Attest:



Molly F. O'Rourke
Deputy Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
FEBRUARY 28, 2006**

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 Peterson, Kriesel, Stafford, and Hegberg. Commissioner Pulkrabek absent. Board Vice Chair Kriesel presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Doug Johnson, County Attorney; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Bogdan Filipescu, Assessment, Taxpayer Services and Elections; Rebecca Ault, Assessment, Taxpayer Services and Elections; Don Theisen, Director of Transportation and Physical Development; Keith Potter, Facilities Manager; Sharon Price, Property Manager; Ann Pung-Terwedo, Senior Planner; Tom Adkins, Community Corrections Director; Dan Papin, Community Services Director; Patrick Singel, Community Services Division Manager; Judy Hunter, Senior Program Manager; Cindy Weckwerth, Program Manager; Jeff Travis, Program Manager; Edison Vizuete, Financial Services Director; Kathy Trombly-Ferrin, Financial Services Supervisor; Nancy Brase, Administrative Services Manager; Melinda Kirk, Budget/Financial Analyst; Jane Harper, Principal Planner; and Steve Nelson, Public Information Coordinator II.

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

1. Approval of the February 14 and 21, 2006 Board meeting minutes.
2. Approval to renew the agency contract with Multi Systemic Therapy (MST), a juvenile placement alternative intensive in-home therapy program.
3. Approval of sixth amendment to contract #1875 with East Suburban Resources to provide training services to Dislocated Worker program participants from January 1, 2006 to December 31, 2006.
4. Approval of contract with Community Volunteer Service and Senior Centers for placement of Minnesota Family Investment Program participants in volunteer jobs for the period January 1, 2006 to December 31, 2006.

February 28, 2006

5. Approval of first amendment to contract #3092 with East Suburban Resources to provide training and job placement services for Diversionary Work Program and Minnesota Family Investment Program participants from January 1, 2006 to December 31, 2006.
6. Approval to amend Policy No. 2803 by establishing Fund 129 entitled Help America Vote Act to account for the revenues, expenditures, interest income, assets and liabilities resulting from the county's acceptance of this grant.
7. Approval to close two dormant bank accounts separately held at Anchor Bank (Woodbury branch) and Lake Area Bank (Forest Lake branch) because of no activity for over eighteen months.
8. Approval of contract with Dakota County for boarding inmates/detainees at the Washington County Jail.
9. Approval of lease agreements for properties located within Washington County Parks as follows: Andrew and Bobbi Kimball, 10301 St. Croix Trail South, Hastings; Wallace and Dorothy Carlson, 16150 May Avenue, Marine; Gladys Gilbertson, 18002 Margo Avenue, Marine; and, Cassandra Sawacke, 9941 Stillwater Boulevard, Lake Elmo.
10. Approval to set a public hearing to consider the rezoning/comprehensive plan amendment request submitted by Holiday Stationstores, Inc. in West Lakeland Township for April 4, 2006 at 7:00 p.m.

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

ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

Commissioner Peterson moved to adopt **Resolution No. 2006-029** as follows:

Approving the Reclassification and Sale of
Parcel R33.030.20.44.0012

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

WHEREAS, said parcel has been reviewed by the designees of the County Board of Commissioners and has been recommended for classification as non-conservation land as provided for in Minnesota Statutes 2802.01.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby certify that the above parcel has been reviewed and complies 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.

February 28, 2006

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners hereby classifies this parcel as non-conservation land.

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners hereby requests approval of this classification and sale from the Minnesota Department of Natural Resources and the City of Stillwater.

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

TRANSPORTATION AND PHYSICAL DEVELOPMENT

Keith Potter, Facilities Manager, presented an overview of the Household Hazardous Waste collection facility. He noted that the lease for the current facility in the City of Oakdale will not be renewed and will close on December 1, 2008. Therefore, a new facility will need to be identified. Bids were received for consulting architectural services for the Household Hazardous Waste facility as follows:

TKDA	\$89,966
Hagen, Christensen & Mcilwain Architects	\$84,000
Oertel Architects	\$61,485

Commissioner Peterson moved to approve and execute a contract with Oertel Architects for consulting architectural services for the Household Hazardous Waste Facility. Commissioner Hegberg seconded the motion and it was adopted unanimously; Commissioner Pulkrabek absent.

Commissioner Peterson would like to have an educational aspect to the new facility and maybe partner with the schools. She believes that how they deal with hazardous waste will be a concern into the future. Perhaps the site design could include a classroom facility. She stated that has received more phone calls on the closing of the Oakdale Hazardous Waste Facility than any other issue.

Commissioner Peterson asked that a press release be written and possibly an article be included in the Staying in Touch Newsletter about the new facility and that the old facility will not close until December 1, 2008.

GENERAL ADMINISTRATION

Jane Harper, Principal Planner, reviewed ballot language related to the proposed 2006 land protection ballot referendum. She indicated that new language has been prepared and presented at the Board table this morning. She indicated that staff is asking for direction on two issues. One is the funding strategy of using bonds rather than to use an annual operating levy. The other question is the actual language.

February 28, 2006

Commissioner Peterson asked about the last sentence in the revised language that reads: "protecting land along the St. Croix and Mississippi rivers from development?" She is concerned that there are parcels of land on Big Marine Lake that she would like to be protected from development. When she reads this, it sounds as though the county is only going to look at the two rivers and it would not include any lakes. She would prefer the words "water bodies" leaving it more open.

Commissioner Kriesel indicated that a lot of this was tied into the survey that was conducted.

Mr. Schug stated in the shorter version they did put "purchasing parklands" which they felt would address the issue of Big Marine. At the recommendation of the Trust for Public Land, they clarified it further by adding the reference of "water quality of rivers, lakes and streams". The Trust for Public Land didn't feel that in their polling that the term "shorelands" was well understood by people and strongly recommended going with the more specific "rivers, lakes and streams". Commissioner Kriesel had raised the issue that there may be parcels along the St. Croix River that might meet that test of protection and once the St. Croix was added he felt that the Mississippi should also be included.

Cordelia Pierson, Trust for Public Land, stated they didn't specifically address the word "water bodies" but rivers, lakes and streams are the water bodies that people identify with. Perhaps by saying "protecting water quality of rivers, lakes and streams", Commissioner Peterson's concerns are addressed, and that the St. Croix and Mississippi Rivers brings it to life for people living in the county who have visual ideas of what those rivers are. She feels that by having both of those in there is helpful.

Ms. Harper stated what she hears Commissioner Peterson saying is to leave "rivers, lakes and streams" up above, but to replace "St. Croix and Mississippi Rivers" with a more generic reference to water bodies.

Commissioner Stafford stated "water bodies" is fine with him. He had a concern about the phrase "willing sellers". The county has been advised by bond counsel that it could create a problem. He asked to strike the words "from willing sellers". Also, he would like to strike "while seeking matching funds for these purposes".

Commissioner Hegberg disagreed with Commissioner Stafford about the "willing seller" phrase. In this case they are just trying to protect certain areas.

George Kuprian, Assistant County Attorney, stated that from a legal perspective this referendum is merely to sell bonds and not to implement the plan. The language proposed was to make it more palatable. But if you include some of that language it may tie the Board's hands later on. The Plan itself doesn't need to go to referendum, it's only the bond issue.

February 28, 2006

Ms. Harper asked if the consensus was to not include "from willing sellers". She then asked about the phrase "while seeking matching funds for these purposes". Bond counsel was concerned and felt that was a condition that could be misinterpreted. In the offering statement for the bonds they would explain the program, but there was concern that it might influence the ability to sell the bonds and the actual rate they would get. It might be interpreted that the county would be relying on getting the matching funds in order to make the debt payments on the bond issue.

Commissioner Peterson moved to approve the substitute clean version of the ballot referendum language presented this morning with the removal of "protecting land along the St. Croix and Mississippi rivers" and replacing it with "protecting land along water bodies from development". Commissioner Hegberg seconded the motion.

Commissioner Stafford is concerned that not having the phrases "reviewed by a citizens' advisory committee" and "with spending subject to an annual audit" will not maintain a high level of citizen enthusiasm for this effort. Without those two phrases, based on the survey, they would probably lose a lot of support. That's why he is in favor of the second ballot distributed this morning with "from willing sellers", and "St. Croix and Mississippi Rivers" stricken and the word "water bodies" added.

Commissioner Peterson stated as the maker of the motion she would agree with those two friendly amendments, adding "reviewed by a citizens' advisory committee" and, "with spending subject to an annual audit" to the substitute language. Commissioner Hegberg also agreed.

Ms. Pierson stated that including the two accountability measures is helpful and will help voters understand what the Board ordinarily does in its practice. She did encourage the Board to consider the St. Croix and Mississippi Rivers because they are specific places that people do connect with and it is helpful also since you have the water bodies explicitly referred to earlier, rivers, lakes and streams, to reconsider having the St. Croix and Mississippi Rivers in there.

Commissioner Kriesel stated he does agree with Ms. Pierson's statements regarding the St. Croix and Mississippi Rivers. It does lend connection to the voters and it doesn't necessarily mean it's a priority.

Commissioner Stafford stated that he and Commissioner Peterson had the same reaction, it looked like that was the main thrust of the project. If you could reword it to include them in there and make it look like it's a global issue, fine. But the bulk of the voting strength in this county is up in the flat lands, Cottage Grove, Woodbury, Oakdale, and Forest Lake. They are sensitive to the Mississippi and St. Croix, but it is not as high on their radar as it is in Stillwater. The Board needs to look at what the majority of the voters would be concerned about, that's why he thought water bodies that Commissioner Peterson proposed is inclusive enough.

February 28, 2006

Ms. Harper stated she agrees that it does create some visualization to the ballot question. There will be a public education campaign that a lot of things can be emphasized in that campaign. In the program to date they have not done much along those rivers because the land values are so high. So to emphasize that over other areas might also be misleading. The county is more likely to spend the money in other areas.

Commissioner Peterson stated that the St. Croix and Mississippi Rivers can be highlighted when the marketing material is done for the bond issue. This is a question that is on the ballot and the issue she wants to be strong about is whatever they put on that ballot people are going to say that is going to be the county focus. It can be done in the marketing material but not on the ballot.

Commissioner Hegberg stated he didn't know that it was decided to go to a bond issue versus \$12 or \$15 dollars an improved lot. Ms. Harper stated that is why that question is before the Board, making sure there is a consensus on that. There is both the consensus on the language and are bonds the route the Board wants to take or use an annual operating levy?

Commissioner Hegberg stated his feelings would be to go to \$12 per \$100,000 and that would be the maximum and it would be \$24 on \$200,000. It would be an improved lot. The people with open space would have to pay on a general bond issue where improved lots it would be improved houses. People who have open space currently they feel they are paying for the open space.

Ms. Harper stated that since the last attempt in 2000, there has been state legislation that would exempt agricultural land from referendum tax. She understands that what is proposed is an ad valorem tax based on market value across all types of properties except for the seasonal residence and farm land. She does not believe the county could legally decide which properties the referendum tax could be applied to.

Kevin Corbid, Director of Assessment, Taxpayer Services and Elections, stated if it is a referendum market value levy, the large difference is that the agricultural land does not pay on those and it's a percentage of the value of seasonal recreational property. Those are the two differences compared to the past.

Commissioner Hegberg does not see where it says that in the sample. Ms. Harper asked if he would like that to be in the impact statement below the ballot question. Commissioner Hegberg stated that is correct.

Ms. Harper stated she will work with the attorney and the Department of Assessment, Taxpayer Services and Elections to make sure they get the language correct to clarify the lands that this would apply to.

The amended motion to approve the language for a referendum to raise funds for land protection activities reads as follows:

February 28, 2006

“Shall Washington County be authorized to issue general obligation bonds in one or more issues in an amount not to exceed \$20,000,000 to acquire and improve land and interests in land, for the purposes of improving water quality of rivers, lakes and streams; protecting drinking water sources; purchasing parklands; preserving wetlands and woodlands; and protecting land along water bodies from development, with spending reviewed by a citizen’s advisory committee and subject to an annual audit?”

Said motion was adopted unanimously; Commissioner Pulkrabek absent.

Ms. Harper stated the next question is whether the Board wants to go to the voters or if it would prefer an annual operating levy to fund the program.

Commissioner Stafford moved that the Washington County land protection program seek voter approval to sell bonds. Commissioner Peterson seconded the motion and it was adopted unanimously; Commissioner Pulkrabek absent.

Ms. Harper clarified that the next step would be to bring this back as a resolution and have the County Board adopt the language in the next week or two.

Commissioner Peterson stated she will be anxious to see what the legislature does about the 7/16 of whatever amount sales tax increase for the environment. If that passes, the Board may want to look at this again.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Hegberg reported on the Forest Lake City council meeting where they approved the conditional use permit for the transportation area and also for the northern government center. He also attended the Extension program at the University of Minnesota.

Commissioner Stafford requested a quick ten minute workshop for an update on the AMC futures task force which is working on streamlining government. He also discussed an incident that appeared on KSTP news regarding a house fire. The resident called 911 on his cell phone and was directed to a service in Canada. Before the call got back to the local phone system the house burned to the ground. If he had used a land line phone and dialed 911 the dispatchers would have had his name, address and location. Commissioner Stafford suggested that an article be written alerting people with cell phones to make sure they are properly identified in an emergency.

Commissioner Peterson urged the Commissioners to attend a Transportation Alliance rally at the Capital on Monday, March 13 at 10:00 a.m.

February 28, 2006

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

EXECUTIVE (CLOSED) SESSION WITH TRANSPORTATION AND PHYSICAL DEVELOPMENT

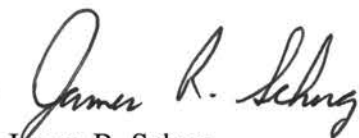
Commissioner Hegberg moved to recess into executive session with Transportation and Physical Development to discuss right of way acquisition proposed settlement options of compensation and damages for: US Homes Parcels pertaining to the re-alignment of CSAH 13; CSAH 8, Church of St. John Baptist parcel; and Big Marine Park Reserve, Shady Birch Acquisition appeal. Commissioner Peterson seconded the motion and it was adopted unanimously; Commissioner Pulkrabek absent. The Board went into Executive Session at 10:12 a.m. Present for the executive session were Commissioners Peterson, Kriesel, Stafford, and Hegberg. Also present were Jim Schug, Molly O'Rourke, Doug Johnson, Richard Hodsdon, Don Theisen, Sandy Cullen, Jim Luger, Sharon Price, and Patricia Raddatz.

The Board reconvened at 11:15 a.m.

ADJOURNMENT

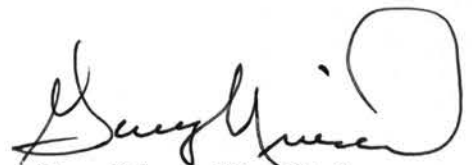
There being no further business to come before the Board, Commissioner Hegberg moved to adjourn, seconded by Commissioner Peterson and it was adopted unanimously; Commissioner Pulkrabek absent. The Board meeting adjourned at 11:15 a.m.

Attest:



James R. Schug

County Administrator



Gary Kriesel, Vice Chair

County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
MARCH 7, 2006**

The Washington Board of Commissioners met in regular session at 9:00 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Peterson, Kriesel, Pulkrabek, and Stafford. Commissioner Hegberg absent. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Doug Johnson, County Attorney; Don Theisen, Director of Transportation and Physical Development; Wayne Sandberg, Deputy Director of Transportation and Physical Development; Jim Luger, Parks Director; Keith Potter, Facilities Manager; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Patricia Conley, Library Director; Lowell Johnson, Director of Public Health and Environment; Tom Adkins, Community Services Director; Senator Brian LeClair; Patrick Singel, Deputy Community Services Director; 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 audience; none were heard.

CONSENT CALENDAR

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

1. Approval of the February 28, 2006 Board meeting minutes.
2. Approval to renew application for off sale liquor license for AJL Enterprises, Inc. for the period of April 1, 2006 through March 31, 2007.
3. Approval to renew application for on sale and Sunday liquor license for Stoneridge Golf Club, for the period of April 1, 2006 through March 31, 2007.
4. Adoption of **Resolution No. 2006-030** as follows:

Application to Conduct Excluded Bingo by the
Scandia Women's Softball Association

WHEREAS, the Scandia Women's Softball Association has made an application to Conduct Excluded Bingo according to requirements contained in MS. 349.166 sub. 2. The events will be held on April 7, 2006 and November 17, 2006 at the Scandia Community Center, 14727 209th St. N., Scandia, MN 55073.

March 7, 2006

NOW, THEREFORE, BE IT RESOLVED, the Washington County Board of Commissioners does not oppose issuance of exemption consistent with the application.

5. Approval to accept \$6,893.10 in donations to the Washington County Library by the following organizations: RAFT Foundation, \$5,000; Lake Elmo Rotary, \$1,588; and Friends of the Lake Elmo Library, \$100.
6. Adoption of **Resolution No. 2006-031** as follows:

Resolution of Support for Boundary
Amendment of William O'Brien State Park

WHEREAS, it is proposed by the Minnesota Department of Natural Resources, Division of Parks and Recreation, to delete approximately 56 acres from the statutory boundary of William O'Brien State Park; and

WHEREAS, it is proposed by the Minnesota Department of Natural Resources, Division of Parks and Recreation, to add approximately 24 acres to the statutory boundary of William O'Brien State Park; and

WHEREAS, changes to a state park statutory boundary can be approved only by the state legislature; and

WHEREAS, changes to a state park's statutory boundary can only proceed with the support of the local units of government.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Washington County hereby approves and supports the statutory boundary changes for William O'Brien State Park recommended by the Minnesota Department of Natural Resources, Division of Parks and Recreation.

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

TRANSPORTATION AND PHYSICAL DEVELOPMENT

Motor Vehicle Sales Tax

Commissioner Peterson moved to adopt **Resolution No. 2006-032** as follows:

Resolution to Support an Amendment to the Constitution of the State of Minnesota
Dedicating all of the Motor Vehicle Sales Tax Revenue to Transportation.

WHEREAS, Minnesota's transportation infrastructure forms the backbone of the state's economy and has a direct impact on future economic development; and

WHEREAS, too many Minnesotans are being killed in traffic crashes on dangerous roadways; and

March 6, 2006

WHEREAS, funding for highway and transit systems in Minnesota has remained stagnant and is failing to keep pace with growing population and growing demands; and

WHEREAS, local governments throughout the state are struggling to maintain local transportation systems while the state's gas tax has not been increased since 1988 and transit budgets have been cut in recent years; and

WHEREAS, the Minnesota Legislature has repeatedly turned to revenue from the motor vehicle sales tax, which has been viewed as user fee revenue, in order to fund both highway and transit systems including the current dedication of 54% of motor vehicle sales tax for transportation purposes; and

WHEREAS, the legislature passed a proposed constitutional amendment during the 2005 Legislative Session that will appear on the ballot November 7, 2006 asking voters if the remaining 46% of motor vehicle sales tax revenue currently used for other purposes should be used for highways and transit systems; and

WHEREAS, passage of this amendment would mean an increase in stable revenue for highway and transit systems throughout the state that would rise to approximately \$300 million per year once the transfer of revenue is fully phased-in by 2011.

NOW, THEREFORE, BE IT RESOLVED that Washington County strongly supports passage of the proposed amendment to the Minnesota Constitution dedicating all of the motor vehicle sales tax revenue to transportation with at least 40% of the revenue for public transit assistance and not more than 60% of the revenue for highway purposes.

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

Transfer Jurisdiction – CSAH 22 and 38 to Cities of Newport and St. Paul Park

Commissioner Peterson moved to adopt **Resolution No. 2006-033** as follows:

Resolution Relinquishing a Portion of Washington County State Aid Highway 22 in the City of St. Paul Park

WHEREAS, the reconstruction of Trunk Highway 61 has necessitated jurisdictional changes on the local and minor arterial street systems in the area; and

WHEREAS, the City of St. Paul Park and Washington County have entered into jurisdictional transfer agreements; and

WHEREAS, construction operations are essentially complete and the roads to be transferred are open to the traveling public; and

WHEREAS, the City of St. Paul Park has expressed a desire to expedite the transfer of roads within the City

March 7, 2006

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby removes the "County State Aid Highway 22" designation from those sections described as follows:

WASHINGTON COUNTY STATE AID HIGHWAY 22 IN ST. PAUL PARK- on 3rd Avenue, beginning at the intersection with CSAH 38 thence easterly to the intersection with 3rd Street, thence southerly on 3rd Street to the intersection with Broadway Avenue, thence easterly on Broadway Avenue to the intersection with Summit Avenue, a distance of 1.13 miles.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the County Administrator is hereby authorized and directed to forward two certified copies of this resolution to the Commissioner of Transportation for her consideration and approval.

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

Commissioner Peterson moved to adopt **Resolution No. 2006-034** as follows:

Resolution Relinquishing the County State Aid Highway Designation
on a Portion of CSAH 38 in the City of Newport and St. Paul Park

WHEREAS, the reconstruction of Trunk Highway 61 and the Wakota Bridge has necessitated jurisdictional changes on the local and minor arterial street systems in the area; and

WHEREAS, the City of Newport and St. Paul Park have entered into jurisdictional transfer agreements with the County; and

WHEREAS, construction operations are essentially complete and the roads to be transferred are open to the traveling public; and

WHEREAS, the 17th Street connection, temporarily designated as part of CSAH 38 by County Board Resolution No. 2003-161, on September 23, 2003 is no longer necessary; and

WHEREAS, the Cities of Newport and St. Paul Park have expressed the desire to expedite the transfer of CSAH 38 along Fourth Avenue to their control.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby removes the "County State Aid Highway 38" designation from those sections described below:

WASHINGTON COUNTY STATE AID HIGHWAY 38 IN NEWPORT-beginning at the intersection of the public roads known as 21st Street and 4th Avenue, thence southerly along 4th Avenue to the south Newport city limits, a distance of 1.72 miles.

WASHINGTON COUNTY STATE AID HIGHWAY 38 IN ST. PAUL PARK- aligned with 4th Avenue, beginning at the St. Paul Park / Newport city limits thence southerly on CSAH 38 to 3rd Avenue, thence westerly on 3rd Avenue to the center of the J.A.R. bridge, and thence terminating, a distance of 0.31 mile.

March 7, 2006

NOW, THEREFORE, BE IT FURTHER RESOLVED, that Washington County Board Resolution No. 2003-161, having never been approved by the State Commissioner of Transportation, is hereby rescinded.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the County Administrator is hereby authorized and directed to forward two certified copies of this resolution to the Commissioner of Transportation for her consideration and approval.

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

Commissioner Peterson moved to adopt **Resolution No. 2006-035** as follows:

Resolution Establishing County State Aid Highway 38

WHEREAS, it appears to the Washington County Board of Commissioners that the road hereinafter described should be designated as a County State Aid Highway under the provisions of Minnesota law.

NOW, THEREFORE, BE IT RESOLVED, by the Washington County Board of Commissioners that the road described as follows, to wit:

EXTENSION OF WASHINGTON COUNTY STATE AID HIGHWAY 38- beginning at the intersection of 21st Street and with that public road currently known as 7th Avenue, thence generally southeasterly to Glen Road, thence around Glen Road and easterly over the Glen Road interchange to the three-legged intersection of Glen Road to the east and thence westerly along that segment of Glen Road extending to Hastings Avenue, thence generally southeasterly on Hastings Avenue to the intersection with Washington County State Aid Highway 22, a distance of 2.72 miles.

BE IT FURTHER RESOLVED, that the County Administrator is hereby authorized and directed to forward two certified copies of this resolution to the Commissioner of Transportation for her consideration, and that upon her approval of the designation of said road or portion thereof, that same be constructed, improved, and maintained as a County State Aid Highway of Washington County to be numbered and known as County State Aid Highway 38.

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

GENERAL ADMINISTRATION

Planning Advisory Commission Appointment

Commissioner Pulkrabek moved to appoint Kathy Sedro, Lake Elmo, to the Washington County Planning Advisory Commission to a first term expiring December 31, 2008. Commissioner Kriesel seconded the motion and it was adopted unanimously; Commissioner Hegberg absent.

March 7, 2006

Legislative Update

Commissioner Stafford moved to adopt **Resolution No. 2006-036** as follows:

Resolution in Support of Eminent Domain Authority

WHEREAS, the *Kelo vs. New London, Connecticut* U.S. Supreme Court decision has been used to fuel anti-eminent domain efforts nationally and in Minnesota; and

WHEREAS, the *Kelo* ruling had no effect on Minnesota eminent domain statutes and did not in any way expand eminent domain authority in Minnesota; and

WHEREAS, the state of Minnesota has granted local decision making authority to local governments; and

WHEREAS, Minnesota counties have used eminent domain sparingly and judiciously; and

WHEREAS, Minnesota counties have used eminent domain predominantly for acquiring right of way for critical roads and highways; and

WHEREAS, roads and highways are critical to the livability and long-term economic viability of the state; and

WHEREAS, many eminent domain actions are non-controversial and initiated in order to cure title problems or to provide the seller with favorable tax treatment under state and federal law; and

WHEREAS, the Johnson-Bakk eminent domain bill severely increases taxpayer costs and substantially lengthens the time to acquire property necessary for critical projects.

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners strongly opposes the Johnson-Bakk eminent domain bill as unduly restrictive.

BE IT FURTHER RESOLVED that eminent domain must continue to be a cost effective and timely option of last resort for acquisition of properties for critical public projects.

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

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Peterson asked that the Food Shelf volunteers in Washington County be recognized next month for their services to county residents.

March 7, 2006

Commissioner Peterson reminded the Board members to attend the transportation rally on Monday, March 13 at the State Capitol at 10:00 a.m.

Commissioner Pulkrabek urged citizens to attend their precinct caucuses tonight. He also thanked Senator Brian LeClair for attending today's Board meeting.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

ADJOURNMENT

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

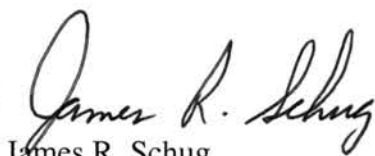
BOARD WORKSHOP WITH ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

The Board met in workshop session with the Department of Assessment, Taxpayer Services and Elections to discuss assistive voting equipment. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Peterson, Kriesel, Pulkrabek, and Stafford. Also present were Jim Schug, Molly O'Rourke, Kevin Corbid, Carol Peterson, Steve Gransee, Judy Wertheimer, Yvonne Klinnert, Stillwater Courier, and Kevin Giles, Star Tribune.



Bill Pulkrabek, Chair
County Board

Attest:



James R. Schug

County Administrator

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
MARCH 14, 2006**

The Washington County Board of Commissioners met in regular session at 8:35 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Pulkrabek, Stafford, and Hegberg. Commissioners Peterson and Kriesel absent. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator, and Molly O'Rourke, Deputy Administrator.

The Board recited the pledge of allegiance.

EXECUTIVE (CLOSED) SESSION WITH TRANSPORTATION AND PHYSICAL DEVELOPMENT

Commissioner Hegberg moved to go into Executive (Closed) Session for an attorney-client session to discuss proposed settlement options of compensation and damages for CSAH 8 – Church of St. John the Baptist in Hugo. Commissioner Stafford seconded the motion and it was adopted unanimously; Commissioners Kriesel and Peterson absent. The Executive Session convened at 8:35 a.m. Present for the Executive Session were Commissioners Pulkrabek, Stafford, and Hegberg. Also present were Jim Schug, Molly O'Rourke, Doug Johnson, Richard Hodsdon, Don Theisen, Wayne Sandberg, Sandy Cullen, Sharon Price, and Patricia Raddatz.

Commissioner Peterson arrived at 9:00 a.m.

The Board reconvened in regular session at 9:00 a.m. Present were Commissioners Peterson, Pulkrabek, Stafford, and Hegberg. Commissioner Kriesel absent. Also present were Jim Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Doug Johnson, County Attorney; Don Theisen, Director of Transportation and Physical Development; Wayne Sandberg, Deputy Director of Transportation and Physical Development; Keith Potter, Facilities Manager; Michael Welling, County Surveyor; Craig Hinzman, Assistant County Surveyor; Ann Pung-Terwedo, Sr. Planner; Dennis O'Donnell, Sr. Planner; Tom Kay, Information Technology Director; Dan Papin, Community Services Director; Lowell Johnson, Director of Public Health and Environment; Kay McAloney, Human Resources Director; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Bogdan Filipescu, Assessment, Taxpayer Services and Elections; Rebecca Ault, Assessment, Taxpayer Services and Elections; Linda Engh, Office Specialist; Melinda Kirk, Budget/Financial Analyst; Tonya Weinert, Financial Services; Steve Pott, Sheriff; Jennifer Wagenius, Deputy Recorder; and Steve Nelson, Public Information Coordinator II.

COMMENTS FROM THE PUBLIC

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

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CONSENT CALENDAR

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

1. Approval of a proclamation honoring Dolores Peterson, New Scandia Township Clerk, as follows:

Proclamation of Appreciation - Dolores Peterson
Upon Her Retirement as Town Clerk
New Scandia Township

WHEREAS, Dolores Peterson retired as the Town Clerk of New Scandia Township in Washington County on February 28, 2006; and

WHEREAS, Dolores Peterson was first elected to serve the public as Town Clerk in 1974, and continued in this office when it became an appointed office in 1990; and

WHEREAS, Dolores Peterson's career parallels the growth of New Scandia Township in her changing duties as a part-time to full-time Town Clerk, having her initial office in her home and then in the Community Center that includes the Town Hall, seeing the township budget grow over 10 times as the population and services increased, and experiencing the change from hand-written entries to office computerization; and

WHEREAS, Dolores Peterson worked in the Washington County Treasurer's Office collecting real estate taxes and fulfilling billing duties for nearly two years prior to being elected Town Clerk of New Scandia Township; and

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners heartily commends Dolores Peterson for her service to the citizens of New Scandia Township and Washington County; and

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners extends their best wishes to Dolores Peterson and hereby proclaims Thursday, March 16, 2006, as "Dolores Peterson Day in Washington County."

2. Approval to amend the countywide Microsoft Software Assurance License Agreement to extend the software licensing for a three year period beginning April 1, 2006 through March 31, 2009.
3. Approval of the 2006-2008 Environmental Modification contract with REM Minnesota Community Services, Inc. and Home Health Care contracts with Intrepid USA Healthcare Services and Alliance Health Services for the provision of services to eligible Washington County residents.
4. Approval for the Sheriff's Office to accept a donation in the amount of \$250 from the Scandia P.T.O. to be used to help fund ongoing expenses associated with the K-9 Unit.

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5. Approval for the County Board Chair and Administrator to execute a Joint Powers Agreement with the State of Minnesota, Department of Public Safety, for distribution and use of remote fingerprint identification equipment.

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

ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

Sale of Tax-Forfeited Land

Commissioner Stafford moved to adopt **Resolution No. 2006-036A** as follows:

Approving the Sale of Tax-Forfeited Land to the
County of Washington for an Authorized Public Purpose

WHEREAS, the County Board of Commissioners of the County of Washington, State of Minnesota, desires to offer for sale parcel 33.030.20.44.0012, which forfeited to the State of Minnesota for non-payment of taxes; and

WHEREAS, the parcel is classified as non-conservation, and the classification and sale of the parcel has been approved by the Department of Natural Resources and the City of Stillwater; and

WHEREAS, the County of Washington has made the proper application for acquiring this piece of land for a public purpose, as provided for in Minnesota Statutes 282.01.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby determines the appraised value of parcel 33.030.20.44.0012 to be \$100.00.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby approves the sale of parcel 33.030.20.44.0012 to Washington County for the public purpose described in their application.

Municipality:	City of Stillwater
Parcel Identification Number:	33.030.20.44.0012
Authorized Public Purpose:	Parking Lot

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

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Provision of Election Services to the City of Oakdale

Commissioner Hegberg moved to approve a joint powers agreement between Washington County Elections and the City of Oakdale to provide election administration services. Commissioner Peterson seconded the motion and it was adopted unanimously; Commissioner Kriesel absent.

TRANSPORTATION AND PHYSICAL DEVELOPMENT**County Surveyor Updates**

Mike Welling, County Surveyor, displayed samples of aerial photography that is now available for use by county staff and for sale to the public in electronic and hard copy form.

Mr. Welling advised the Board that at its February 8-10, 2006 Annual Conference, the Minnesota Society of Professional Surveyors awarded a first place ribbon and plaque for a Certificate of Survey of St. Croix Bluffs Regional Park, prepared by Chris Neperud of the Surveyor's office.

Mr. Welling also advised the Board that at this same conference he was elected President elect of the Minnesota Association of County Surveyors for 2006 and as its President for 2007 and Past President in 2008.

Bid Award for South Service Center in Cottage Grove

Commissioner Peterson moved to adopt **Resolution No. 2006-037** as follows:

Bid Award for Construction of South Service Center
in Cottage Grove

WHEREAS, in order to accomplish the construction of a County Service Center in Cottage Grove, the County solicited bids for this project; and,

WHEREAS, bids were opened on February 14, 2006 with bids accepted in 29 bid divisions; and,

NOW, THEREFORE BE IT RESOLVED, that the bid of \$190,185.00 from Frattalone Companies, Inc. be accepted for Bid Division 1 (Excavation and Earthwork) and the County enter into a contract with Frattalone Companies, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$109,600.00 from Penn Contracting, Inc. be accepted for Bid Division 2 (Site Utilites) and the County enter into a contract with Penn Contracting, Inc. under the terms and conditions set forth in the bid specification documents.

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NOW, THEREFORE BE IT RESOLVED, that the bid of \$144,929.00 from FPI Paving Contractors, Inc. be accepted for Bid Division 3 (Asphalt Paving) and the County enter into a contract with FPI Paving Contractors, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$36,225.00 from North Country Concrete, Inc. be accepted for Bid Division 4 (Concrete Curbs) and the County enter into a contract with North Country Concrete, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$179,360.00 from Noble Nursery Retail, Inc. be accepted for Bid Division 5 (Landscaping & Sodding) and the County enter into a contract with Noble Nursery Retail, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$258,385.00 from Gresser Companies, Inc. be accepted for Bid Division 6 (Concrete) and the County enter into a contract with Gresser Companies, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$299,790.00 from Hollenback & Nelson, Inc. be accepted for Bid Division 7 (Unit Masonry) and the County enter into a contract with Hollenback & Nelson, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$284,477.00 from Thurnbeck Steel Fabrication, Inc. be accepted for Bid Division 8 (Structural Steel) and the County enter into a contract with Thurnbeck Steel Fabrication, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$123,400.00 from KMH Erectors, Inc. be accepted for Bid Division 9 (Steel Erection) and the County enter into a contract with KMH Erectors, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$169,296.00 from SGO Roofing & Construction, Inc. be accepted for Bid Division 10 (Roofing & Flashing) and the County enter into a contract with SGO Roofing & Construction, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$144,200.00 from Lance Service, Inc. be accepted for Bid Division 11 (Interior Architectural Woodwork) and the County enter into a contract with Lance Service, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$130,000.00 from Meisinger Construction Company, Inc. be accepted for Bid Division 12 (Carpentry) and the County enter into a contract with Meisinger Construction Company, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$183,107.00 from M G Mcrath, Inc. be accepted for Bid Division 13 (Metal Wall Panels & Metal Shingles) and the County enter into a contract with M G Mcrath, Inc. under the terms and conditions set forth in the bid specification documents.

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NOW, THEREFORE BE IT RESOLVED, that the bid of \$5,365.00 from Excalibur Caulking, Inc. be accepted for Bid Division 14 (Joint Sealers) and the County enter into a contract with Excalibur Caulking, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$75,400.00 from Kendell Doors & Hardware, Inc. be accepted for Bid Division 15 (HM Doors, Frames & Hardware) and the County enter into a contract with Kendell Doors & Hardware, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$5,700.00 from Twin City Garage Door Company be accepted for Bid Division 16 (Overhead Doors & Coiling Doors) and the County enter into a contract with Twin City Garage Door Company under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$273,353.00 from United Glass, Inc. be accepted for Bid Division 17 (Aluminum Entrances) and the County enter into a contract with United Glass, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$576,000.00 from Mulcahy, Inc. be accepted for Bid Division 18 (Drywall, Plaster & Stucco) and the County enter into a contract with Mulcahy, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$88,915.00 from Sonus Interiors, Inc. be accepted for Bid Division 19 (Acoustical Ceilings) and the County enter into a contract with Sonus Interiors, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$64,510.00 from Grazzini Brothers & Company be accepted for Bid Division 20 (Ceramic Tile) and the County enter into a contract with Grazzini Brothers & Company under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$137,816.00 from St. Paul Linoleum & Carpet Company be accepted for Bid Division 21 (Carpet/Resilient Flooring) and the County enter into a contract with St. Paul Linoleum & Carpet Company under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$52,640.00 from Hamernick Decorating Center be accepted for Bid Division 22 (Paint) and the County enter into a contract with Hamernick Decorating Center under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$5,950.00 from Lake Country Resources be accepted for Bid Division 23 (Visual Display Boards) and the County enter into a contract with Lake Country Resources under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$22,995.00 from Architectural Products be accepted for Bid Division 24 (Louvers & Vents) and the County enter into a contract with Architectural Products under the terms and conditions set forth in the bid specification documents.

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NOW, THEREFORE BE IT RESOLVED, that the bid of \$14,050.00 from Hufcor MN, LLC be accepted for Bid Division 25 (Operable Panel Partitions) and the County enter into a contract with Hufcor MN, LLC under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$22,860.00 from Construction Supply, Inc. be accepted for Bid Division 26 (Toilet Compartments, Accessories) and the County enter into a contract with Construction Supply, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$83,800.00 from Summit Fire Protection be accepted for Bid Division 28 (Fire Protection) and the County enter into a contract with Summit Fire Protection under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$595,000.00 from Peoples Electric Company, Inc. be accepted for Bid Division 29 (Electrical) and the County enter into a contract with Peoples Electric Company, Inc. under the terms and conditions set forth in the bid specification documents.

BE IT FURTHER RESOLVED, that the contract between the County and Frattalone Companies, Inc., Penn Contracting, Inc., FPI Paving Contractors, Inc., North Country Concrete, Inc., Noble Nursery Retail, Inc., Gresser Companies, Inc., Hollenback & Nelson, Inc., Thurnbeck Steel Fabrication, Inc., KMH Erectors, Inc., SGO Roofing & Construction, Inc., Lance Service, Inc., Meisinger Construction Company, Inc., M G Mcrath, Inc., Excalibur Caulking, Inc., Kendell Doors & Hardware, Inc., Twin City Garage Door Company, United Glass, Inc., Mulcahy, Inc., Sonus Interiors, Inc., Grazzini Brothers & Company, St. Paul Linoleum & Carpet Company, Hamernick Decorating Center, Lake Country Resources, Architectural Products, Hufcor MN, LLC, Construction Supply, Inc., Summit Fire Protection, and Peoples Electric Company, 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.

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

Rejection of Bids, Division 27, for the South Service Center

Don Theisen, Director of Transportation and Physical Development, reviewed the Division 27 – Mechanical bids received for the South Service Center. A critical element of the mechanical work is the Energy Management System (EMS). The county currently uses an EMS called Automated Logic (ALC) to control the heating and air conditioning in the buildings. Ten bids were received for the mechanical work. The low bid Kumar Mechanical, Inc. bid a system other than ALC as well as some of the other bidders. Representatives from the county facilities department, Kraus-Andersen, SEH Engineering, and Hallbert Engineering met with representatives from Kumar Mechanical, the control company and Honeywell to review the bid and how their proposed bid would work with the existing county system. The Board received a bid analysis from this meeting. The findings show that Kumar Mechanical was not able to demonstrate successful integration of Honeywell EMS into the county's ALC system. The findings also indicate that attempting to install a Honeywell system no matter who installs it would create long-term operational costs for the county due to the added cost of running two separate systems.

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Mr. Theisen recommended that the County Board reject all bids for Division 27 – Mechanical that were received on February 14, 2006 for the South Service Center project and also request authorization to advertise for new bids for Division 27 - Mechanical for the South Service Center work. All original contractors will be able to bid on this project again. The engineers estimate for this work is \$1.5 million. The project management team will revise the project specifications so that any proposed equivalent system will need to obtain county approval prior to bid opening.

Commissioner Peterson moved to reject all Division 27 – Mechanical bids received on February 14, 2006 for the South Service Center project and authorize staff to re-bid Division 27 – Mechanical. Commissioner Stafford seconded the motion.

Commissioner Stafford stated he is confused about the last paragraph of the board action. If the county is strong on the ALC system, why would there be a statement “that any proposed equivalent systems obtain county approval prior to bid opening.” Mr. Theisen stated that this would give an individual an opportunity to submit a system that the county isn’t aware of for consideration prior to bidding it. The county isn’t saying no to any other system, but if there is a system out there that will work the county would have to at least consider it.

Commissioner Stafford understood from the Board action sheet that about a half dozen different entities reviewed this and he assumes from the findings that they came to the same conclusion. Mr. Theisen stated it was a hundred percent unanimous on the findings.

Ravi Limkar, Vice President of Kumar Mechanical, stated they are the low bidders for Division 27 – Mechanical for the South Service Center. He indicated that they bid the project per plans and specifications that were laid out by the engineer. After the bid opening there was a pre-award meeting where the owner indicated to them that they would like to have ALC as the EMS. When Kumar bid the project, the way the specifications were laid out they were opened to bring Honeywell in to have an interface with the existing ALC system. During the meeting they gave the documentation and they heard that the county was not comfortable with having Honeywell interfacing with the existing ALC system. Mr. Limkar stated they bid the project per plans and specifications, they had a bid bond and they were the low bidders, almost \$100,000 lower than the next mechanical bidder.

Mr. Limkar indicated they wrote a letter to Kraus-Andersen, the construction manager, dated March 2 that they would use the ALC system as requested by the county and they would like to be awarded the project. They didn’t hear anything from the county, so on March 6 they wrote another letter to Kraus-Andersen saying that this is what they would do, they would not get Honeywell in the picture for the EMS system, they will have the ALC. After that they heard that the county decided to re-bid the project. They are willing to honor their price, they are comfortable with their price and they have already talked to Automated Logic

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systems and told them that is what the county is looking for and that is what they will give to them and they will not have the Honeywell control in this project. He understood that the engineer guarantees that the plans and specifications are correct, and if there are any changes made later on they are usually treated as a change order to the contract. So even if the owner is willing to make some changes, he does not believe the changes will cost the county \$100,000. To re-bid the project there is a cost for re-bidding, there could be a delay in the project, and there could be a number that is \$100,000 more than what the county is getting it at today. If there is no major change in the specifications and Kumar Mechanical is willing to offer the Automated Logic control system, they do not see any reason why the contract would not be awarded to them. They feel that nationwide, there is encouragement for participation from minority business. They have been in the business for 30 years, they have a past track record of doing larger projects than what they are bidding for, they are comfortable with the bid and there is a potential savings of almost \$100,000 for the county. He is asking the Board for award of the contract.

Mr. Theisen stated it is always difficult when it gets to the point of rejecting bids. First of all, he does not feel that re-bidding this will delay the project. He feels that in fairness to all the contractors that bid the job, they cannot now just change this. The bid from Kumar is for the Honeywell system and now to allow them to change it that is probably not even allowed. They would have to change that after the contract is approved and then they would have no control over what the new price change would be. He feels this is very similar to the Black Creek situation with the Law Enforcement Center. They award the project for one system and then ask the contractor to supply another and the county ends up paying whatever the price is for the change in system. They feel the cleanest way would be to reject all the bids, write a spec that makes it clear that ALC is the system they want even though they would consider equivalents before the bid and take bids that way and give all the contractors, Kumar included, a chance to re-bid it. If Kumar is comfortable with this price that is \$100,000 below anybody else, he will be able to submit that same bid and another bidder would have to come down quite a bit.

Commissioner Peterson stated that since the county has a preference, she feels that it should be stated in the specifications as they go out to bid, rather than leaving it more open. If they have a specific result they want then it should be in the specifications.

Commissioner Stafford asked if the ALC was in the specifications? Mr. Theisen stated both systems were in there, but it did require the demonstration of any equipment that was bid to show that it was compatible with the county system. ALC was listed as the county's current Energy Management System. The Northern Service Center bid and if the Board approves the action today, the re-bid will be very specific that ALC is the system, but if they want to submit an equivalent it has to happen prior to bid and be approved by the county.

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Commissioner Pulkrabek stated the county wants the ALC system, but the bid was opened to other systems, Kumar proposed a different system which was rejected, but the county will still allow other bidders to propose other systems other than ALC, is that correct? Mr. Theisen stated that is correct. They need to allow somebody to submit a proposal to be evaluated so that it may be considered as an equivalent.

George Kuprian, Assistant County Attorney, stated that the bid law gets tricky to bid out a sole source. Usually you have to allow an equivalent and you need to be able to evaluate that equivalent. Often times the sole source items are struck down.

Commissioner Hegberg stated that Mr. Limkar proposed a Honeywell, but then went back to the ALC. He asked why the county would take an ALC over Honeywell, because they are trying to make all the buildings the same? Mr. Theisen stated that ALC is the system that the county has that operates all the county facilities. Nobody has ever integrated a Honeywell system in an ALC system and made it work. He guarantees the Board that the number one complaint they hear about is the building is too hot or too cold, and this is the system that runs the buildings. To compound it with a system that has never been demonstrated to work with the county system, is the reason they are recommending the rejection of the bids. The mistake that was made is that the spec was not written as they hoped it would be. The demonstration that the system could work was written that it could be done after the bids were received. That was the reason for the pre-award meeting and the material and information they received demonstrated that it won't work.

Mr. Limkar clarified that when the specs are returned there are always different manufactures which are listed for any particular product. As a contractor you bid for plans and specifications. When the contract is awarded you go through a process called submittal, what products you intend to use on this particular project are sent to the engineer or owner for their review. If that gets rejected, the next manufactures are used. That is their intent. They never made any clarification to their bid that their bid included Honeywell. After the bid was opened and they were low bid, it was their intention to see if they could use Honeywell. They never made a statement that they would use Honeywell in the bid or that they did not use Automated Logic controls. Per construction industry standards, now they are saying if the county does not want Honeywell, they will give the county Automated Logic controls for the same price.

Mr. Kuprian stated that public bidding is different than bidding in the private sector. If this bid were awarded what the contractor posits would be seen as bidding on the price after the bids were opened. He feels this would be illegal. They bid this system and then later on a change order would be made to actually conform to the specifications. That would basically be negotiating price after the bids were opened. At least that is how it would be perceived and some other bidder could challenge that. It would have been better to analyze this before the bids were opened and then this situation wouldn't have arisen.

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Commissioner Peterson stated it is apparent to her that there is a problem. She would like to see staff, Kraus-Andersen and the attorney sit down and make sure that they are recommending to the Board what they should be doing.

Mr. Theisen stated that he understands that Kumar Mechanical is offering the equipment for the same price, but the county has not gotten a consistent message on that. The issue here is that they bid a Honeywell system and the county has to award the contract to them on what they bid, which is similar to the Black Creek issue. The county would then ask Kumar to change the system they bid to a different system. At that point it is the county's request to change that system even though right now he says he would charge the same price, contractually the county would be obligated to compensate them for what they thought would be the cost increase to go to a different system.

Mr. Theisen stated he will meet with Kumar Mechanical, Kraus-Andersen, and the County Attorney to discuss this more with them to clarify what the bid was and bring it back to the County Board. It is apparent they are getting different information today.

Commissioner Peterson moved to remove her motion to reject all Division 27 – Mechanical bids and Commissioner Stafford removed his second and it was adopted unanimously; Commissioner Kriesel absent.

GENERAL ADMINISTRATION

Language for Land Conservation Initiatives Referendum Ballot

Jim Schug, County Administrator, presented new language that would appear on the November ballot to sell general obligation bonds to fund a county land conservation initiative. Bond counsel advised staff after reviewing the specific language in the state laws that governs these referendums, that the first sentence be changed from "Shall Washington County be authorized to issue ..." to "In favor of authorizing Washington County to issue...". Mr. Schug also stated a sentence was added under the second part of the ballot language, "Agricultural land and buildings and noncommercial seasonal properties currently are exempt from the tax." Those changes are before the Board this morning.

Commissioner Stafford moved to approve the ballot language striking the words "and buildings" from the second paragraph. Commissioner Peterson seconded the motion and it was adopted unanimously; Commissioner Kriesel absent.

Commissioner Stafford moved to adopt **Resolution No. 2006-038** as follows:

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Resolution Authorizing the Washington County Board of Commissioners
to Hold an Election to Request Voter Approval for the County to
Issue and Sell its General Obligation Bonds to Fund
Washington County Land Conservation Initiatives

WHEREAS, the Washington County Board of Commissioners, has chosen to embark on a land conservation initiative for the purposes of preserving open space; and

WHEREAS, MINN. STAT. § 475.52, SUBD. 3 authorizes counties to issue bonds in order to purchase land for park purposes and conservation easements under MINN. CHAPT. 84C; and

WHEREAS, the Washington County Board of Commissioners has chosen to use its authority under MINN. STAT. SEC. 475.52, SUBD. 3 to issue bonds for the acquisition of land and interests in land for said conservation initiative; and

WHEREAS, MINN. STAT. SECTIONS 375.20 AND 475.58, SUBD. 1 require Washington County to hold an election prior to selling the bonds.

NOW, THEREFORE BE IT RESOLVED, that at the next general election a ballot question be submitted to the voters requesting approval for the county to issue and sell its general obligation bonds in an amount not to exceed \$20 million to acquire and improve land and interests in land in furtherance of its land conservation initiatives.

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners adopts the attached language to include on the general election ballot on November 7, 2006 and directs the County Auditor to post and publish notices of the election as required by MINN. STAT. § 204D.22 SUBDS. 2 AND 3.

Language as it Would Appear on the Ballot

County Question
Preservation Of Water Quality, Woodlands, And Other Natural Areas

In favor of authorizing Washington County to issue general obligation bonds in one or more issues in an amount not to exceed \$20,000,000 to acquire and improve land and interests in land, for the purposes of improving water quality of rivers, lakes and streams; protecting drinking water sources; purchasing parklands; preserving wetlands and woodlands; and protecting land along water bodies from development, with spending reviewed by a citizens' advisory committee and subject to an annual audit?

____ Yes
____ No

By Voting 'Yes' on this Ballot Question, You are Voting for a Property Tax Increase.

This proposal would cost approximately \$12 per year for ten years for each \$100,000 in property value on most property types. Agricultural land and noncommercial seasonal properties currently are exempt from the tax. The maximum amount of the increased tax levy as a percentage of market value would be 0.0111% and the maximum amount that would be raised by the new tax rate in the first year to be levied would be \$2,600,000.

March 14, 2006

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

Commissioner Peterson asked that the county tread water on this issue until after the legislative session. Commissioner Stafford stated that he has had e-mails from individuals who would like to volunteer to get this thing moving and he does not feel they should be discouraged from doing that.

Mr. Schug indicated that staff will meet with the Trust for Public Land to discuss the mapping and respective roles of the citizen exploratory committee and the county in educating the public. There are legal restrictions on what the county can do. No meeting has been scheduled at that point, but believes it will be at the end of this month.

Legislative Update

Mr. Schug presented an update on the 2006 legislative activities: The bonding committee considered the county's request for funds to demolish the bridge in St. Paul Park; and, Eminent domain amendments positive to counties is moving through the Senate.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Peterson reported on the AMC Legislative Committee held last Friday. There was considerable discussion about truck weight. The engineers suggested that AMC's platform include a change in the overall weight of trucks allowed on county roads. The Committee as a whole did not embrace the recommendation from the engineers, and a decision was delayed for a month. She asked the Board for their comments and views and will bring those back to the Committee.

Commissioner Hegberg reported on an insurance trust seminar he attended last week. One of the interesting sessions was the risk based pricing of health insurance. If you smoke, for instance, there would be a \$40 a month premium increase because of the added risk.

Commissioner Hegberg asked that the Board review the membership makeup of the Planning Advisory Commission. As it currently stands, a majority of the committee members must reside in townships. In his district with Scandia becoming a city he will no longer have any townships. He feels that issue should be discussed again.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

March 14, 2006

ADJOURNMENT

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

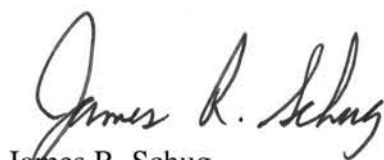
BOARD WORKSHOP WITH COMMUNITY SERVICES

The Board met in workshop session with the Community Services Department to review proposals for changing the mental health delivery system. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Peterson, Pulkrabek, Stafford, and Hegberg. Also present were Jim Schug, Molly O'Rourke, Dan Papin, Cindy Rupp, Richard Backman, Mark Kuppe, Yvonne Klinnert, Stillwater Courier, and Kevin Giles, Star Tribune.

BOARD WORKSHOP WITH TRANSPORTATION AND PHYSICAL DEVELOPMENT

The Board met in workshop session with the Department of Transportation and Physical Development to discuss the transportation funding plan. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Peterson, Stafford, and Hegberg. Also present were Jim Schug, Molly O'Rourke, Don Theisen, Wayne Sandberg, Sandy Cullen, Yvonne Klinnert, Stillwater Courier, and Kevin Giles, Star Tribune.

Attest:



James R. Schug

County Administrator

Bill Pulkrabek, Chair
County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
MARCH 21, 2006**

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 Peterson, Pulkrabek, Stafford, and Hegberg. Commissioner Kriesel absent. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Doug Johnson, County Attorney; Don Theisen, Director of Transportation and Physical Development; Jim Luger, Parks Director; Peter Mott, Parks Coordinator; Pat Conley, Library Director; Vivian Perry, Library Group Manager; Dan Papin, Community Services Director; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Carol Peterson, Assessment, Taxpayer Services and Elections; Bogdan Filipescu, Assessment, Taxpayer Services and Elections; Rebecca Ault, Assessment, Taxpayer Services and Elections; Jeneen Johnson, Human Resources Deputy Director; Melinda Kirk, Budget/Financial Analyst; Nancy Brase, Administrative Services Manager; and Steve Nelson, Public Information Coordinator II.

The Board recited the Pledge of Allegiance.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

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 March 7, 2006 Board meeting minutes.
2. Approval of the 2006 cooperative agreement with Community Services, the Sheriff, and the County Attorney to administer the Child Support Enforcement program.
3. Approval of the 2006 contract with the Washington County Housing and Redevelopment Authority and the Washington County Community Services Department for the Housing Coordinator position.
4. Approval of the following new positions in Assessment, Taxpayer Services and Elections Department: Real Estate Taxpayer Services Technician (.50 F.T.E) and three .50 Special Project Real Estate Taxpayer Services Technicians through 2006.
5. Approval to accept a donation from the Windmill Marina in Afton, Minnesota to provide a slip for the Sheriff's Office patrol boat for the 2006 boating season.

March 21, 2006

6. Approval of Amendment #1 to the service agreement with Mobile Radio Engineering.
7. Adoption of **Resolution No. 2006-039** as follows:

Authorizing Parking Restrictions on CSAH 8
from 4:00 to 6:00 p.m. Monday Through Friday

WHEREAS, the county and the City of Hugo request a parking restriction on County State Aid Highway (CSAH) 8 from TH 61 west approximately 200', in the City of Hugo, Minnesota; and

WHEREAS, this parking restriction would reduce vehicular back up and delay during evening rush hour at the intersection of CSAH 8 and TH 61; and

WHEREAS, the City of Hugo requested the parking prohibition described in City's Resolution (copy attached) effective upon approval; and

WHEREAS, Washington County staff supports this restriction; and

WHEREAS, Minn. Statute 169.04 (1) allows the county to regulate the standing or parking of vehicles on highways under its jurisdiction; and

WHEREAS, CSAH 8 is under the jurisdiction of Washington County.

NOW, THEREFORE, BE IT RESOLVED, that the parking of motor vehicles shall be prohibited Monday through Friday, 4:00 p.m. to 6:00 p.m. on south side of CSAH 8 from TH 61 west approximately 200'.

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

8. Adoption of **Resolution No. 2006-040** as follows:

Amendment No. 1 to Contract with Ankeny Kell Architects
for South Service Center Architectural Design; and
Amendments 1-3 to Contract with Ankeny Kell Architects for
North Service Center/Library Architectural Design

WHEREAS, the County of Washington and Ankeny Kell Architects entered into contracts numbered 3129 and 3130 on April 5, 2005 for the architectural design of the North Service Center/Library Building and South Service Center; and

WHEREAS, the County of Washington and Ankeny Kell Architects wish to amend the contracts to address additional work performed by the architects during the design development phase of the project; and

NOW, THEREFORE LET IT BE RESOLVED, that Amendment No. 1 to the South Service Center contract and Amendments 1-3 to the North Service Center/Library contract be approved and executed; and

March 21, 2006

BE IT FURTHER RESOLVED, that the amendments between the County of Washington and Ankeny Kell Architects 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 contract requirements and approval as to form by the Washington County Attorney's Office.

9. Adoption of **Resolution No. 2006-041** as follows:

Cooperative Construction Agreement with the City of Woodbury
for Traffic Signal Construction on Weir Drive & Upper Afton Road

WHEREAS, the county and City of Woodbury desire to complete traffic signal construction at Weir Drive and Upper Afton Road; and

WHEREAS, a cooperative effort between the county and city is the most appropriate method to facilitate the construction; and

WHEREAS, the cooperative construction agreement for the completion of the construction provides the means for the county and city to cooperate in this construction activity.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby approve the cooperative agreement between the county and City of Woodbury to facilitate the traffic signal construction and complete said agreement by the signatures of the County Board Chair and County Administrator.

10. Adoption of **Resolution No. 2006-042** as follows:

Agreement with American Society of Civil Engineers (ASCE)
for Peer Review of the Transportation Division

WHEREAS, the Director of Washington County Transportation and Physical Development, desires to have a Peer Review of the Transportation Division performed by a panel from the American Society of Civil Engineers (ASCE); and

WHEREAS, a cooperative effort between the county and ASCE is the most appropriate method to facilitate the Peer Review; and

WHEREAS, the panel performing the review are not employees of ASCE; and

WHEREAS, ASCE requires the county indemnify and hold harmless ASCE; and

WHEREAS, ASCE will not execute a contract requiring indemnification of the county by ASCE.

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners hereby approve the contract between the county and ASCE to facilitate the Peer Review and complete said contract by the signature of the Director of Transportation and Physical Development.

March 21, 2006

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners waives the requirement to include a provision whereby ASCE indemnifies the county.

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

ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

Commissioner Peterson moved to adopt **Resolution No. 2006-043** as follows:

Approving the Reclassification of Parcel
14.030.21.31.0006 as Conservation

WHEREAS, pursuant to Minn. Stat. 282.01, Subd. 1, the above identified tax forfeited parcel of land, located in the City of Grant, was classified as non-conservation by the Board of Commissioners of the County of Washington; and

WHEREAS, this parcel of land borders a pond but has less than 150 feet of waterfront; and

WHEREAS, this land was previously stated to be sold, but was withdrawn from sale because the Minnesota Department of Natural Resources failed to provide prior approval of its sale as required by Minn. Stat. 282.018, Subd. 1c; and

WHEREAS, the Department of Natural Resources now wishes the land to be managed and developed for conservation purposes and has made certification to that effect under Minn. Stat. 282.01, Subd. 2; and

WHEREAS, the Washington County Board of Commissioners desires to and has authority under Minn. Stat. 282.01, Subd. 1, to reclassify the subject parcel as conservation.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby reclassifies parcel 14.030.21.31.0006, located in the City of Grant, as conservation.

BE IT FURTHER RESOLVED, that parcel 14.030.21.31.0006 be devoted to conservation uses and conveyed to the Commissioner of Natural Resources of the State of Minnesota pursuant to Minn. Stat. 282.01, Subd. 2.

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

COUNTY LIBRARY

Commissioner Stafford moved to adopt **Resolution No. 2006-044** as follows:

National Library Week 2006 Proclamation

WHEREAS, the Washington County Board established the Washington County Library by resolution on May 4, 1966; and

March 21, 2006

WHEREAS, over the past 40 years, the Washington County Library has grown from one branch and a bookmobile to nine branches serving over 200,000 residents and registered users;

WHEREAS, use of the Washington County Library continues to grow serving over 134,000 library card holders and circulating almost 2,000,000 items in 2005;

WHEREAS, the libraries in Washington County play a vital role in providing its patrons with the resources they need to live, learn and work in the 21st century;

WHEREAS, the Washington County Library as well as the Stillwater Library and the Bayport Library are dynamic places and their librarians are the ultimate search engine, helping people of all ages find the information they need in print and online;

WHEREAS, the libraries in Washington County bring its communities a world of knowledge both in person and online, as well as personal service and assistance in finding what patrons need, when they need it;

WHEREAS, libraries, librarians, library workers and supporters across America are celebrating National Library Week in April 2006;

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board proclaims National Library Week, April 2-8, 2006 and encourages all residents to take advantage of all their library has to offer in its 40th year of operation.

TRANSPORTATION AND PHYSICAL DEVELOPMENT

Vehicle Park Permits for the 2006 Library Summer Reading Program

Peter Mott, Parks Coordinator, and Vivian Perry, Library Group Manager, presented examples of how the Library and Parks staff have partnered to provide additional and enhanced services to county residents. Examples include: Providing each others brochures at county parks and libraries; posting flyers about upcoming park programs at each library; and, provide library references lists to participants attending park programs.

Ms. Perry advised the Board that another idea that was discussed was to give all children who successfully complete the Library's Summer Reading Program by reading 20 hours will be awarded a Free Day in the Parks coupon to be used at any of the Washington County Parks.

Commissioner Hegberg moved to authorize the use of daily vehicle park permits for Washington County Library's 2006 Summer Reading Program. Commissioner Peterson seconded the motion and it was adopted unanimously; Commissioner Kriesel absent.

Commissioner Peterson left the meeting at 9:25 a.m.

March 21, 2006

Purchase Agreements with the City of Forest Lake/North Service Center

Commissioner Hegberg moved to adopt **Resolution No. 2006-045** as follows:

Purchase Property in Forest Lake for the
Northern Service Center and Transit Center

WHEREAS, Washington County is interested in acquiring the property described herein in the City of Forest Lake for the 2006 construction of the Northern Service Center/Library and the Transit Center/Hardwood Creek Trailhead.

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, purchase agreements and any other documents necessary for the county to purchase the property legally described as follows:

Lot 1, Block 2, Deponti Second Addition, according to the recorded plat there of

And

Lot 2, Block 1, Deponti Second Addition, according to the recorded plat thereof

Commissioner Stafford seconded the motion and it was adopted unanimously; Commissioners Peterson and Kriesel absent.

Commissioner Peterson returned at 9:35 a.m.

GENERAL ADMINISTRATION

Jim Schug, County Administrator, presented a legislative update regarding: A proposal to reinstitute levy limits on local units of government; the Senate and House versions of the eminent domain bill will most likely need to be worked out in the conference committee; and Senator Marko is proposing to use some of the projected budget surplus to help backfill funding to counties for human services costs because of the impact to counties on the Deficit Reduction Act at the federal level.

Mr. Schug reminded the Board that the joint meeting with the Ramsey County Board of Commissioners will be held next week at the Oak Marsh Golf Course at noon. Items to be discussed include: Transit/Transportation Issues; Resource Recovery Project; Energy Task Force Activities; 800 MHz Subsystems; HAVA Voting Equipment; and Metropolitan Council Governance Structure.

March 21, 2006

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Peterson asked that a resolution be prepared for Jim Fitzpatrick, Denmark Town Board member, who has decided not to run for another term.

Commissioner Pulkrabek noted that he will be meeting with representatives from the Holiday Stationstores on Wednesday, March 22, regarding the public hearing that will be coming up in April.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

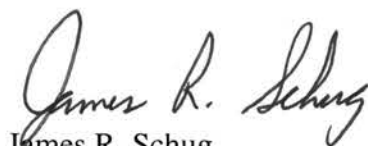
ADJOURNMENT

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



Bill Pulkrabek, Chair
County Board

Attest:



James R. Schug

County Administrator

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
MARCH 28, 2006

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 Peterson, Kriesel, Pulkrabek, and Hegberg. Commissioner Stafford absent. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Sue Harris, First Assistant County Attorney; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Bogdan Filipescu, Assessment, Taxpayer Services and Elections; Dan Papin, Community Services Director; Patrick Singel, Deputy Community Services Director; Robert Crawford, Workforce Center Division Manager; Wayne Sandberg, Deputy Director of Transportation and Physical Development; Keith Potter, Facilities Manager; Tom Adkins, Community Corrections Director; Lowell Johnson, Director of Public Health and Environment; Steve Pott, County Sheriff; Cindy Koosmann, Recorder; Jeneen Johnson, Deputy Human Resources Director; Nancy Brase, Administrative Services Manager; and Steve Nelson, Public Information Coordinator II.

The Board recited the Pledge of Allegiance.

COMMENTS FROM THE AUDIENCE

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

CONSENT CALENDAR

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

1. Approval of the March 14 and 21, 2006 Board meeting minutes.
2. Approval to appoint Raymond Stevens, West Lakeland Township, to the Groundwater Advisory Committee, to a first term expiring December 31, 2007.
3. Approval of application for on sale and Sunday liquor license and dance permit for the Withrow Ballroom for the period of April 1, 2006 through March 31, 2007.
4. Approval to renew application of on sale and Sunday 3.2 malt liquor license and consumption and display permit for the Disabled Veteran's Rest Camp Association, Inc. for the period of April 1, 2006 through March 31, 2007.
5. Approval to renew application for off sale liquor license for SSG Corporation for the period of April 1, 2006 through March 31, 2007.

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6. Approval to renew application for on sale and Sunday liquor license for Point, Inc. for the period of April 1, 2006 through March 31, 2007.
7. Approval to renew application for on sale and Sunday liquor license for Prospects Inc. for the period of April 1, 2006 through March 31, 2007.
8. Approval to renew application for on sale and Sunday liquor license for Outing Lodge at Pine Point for the period of April 1, 2006 through March 31, 2007.
9. Approval of the Workforce Investment Act, Title 1B Master Grant agreement covering adult, youth, dislocated worker, and older Americans programs, with the Minnesota Department of Employment and Economic Development.
10. Approval of contract with Tree Trust to provide services for the summers of 2006, 2007 and 2008 youth employment programs between June 1 and August 31 of each year.
11. Approval to convert the position of Emergency Services Manager from a non-supervisory to a supervisory position in the Public Health and Environment Department.

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

ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

Commissioner Peterson moved to adopt **Resolution No. 2006-046** as follows:

Approving the Sale of Parcel 17.030.21.33.0035
to the City of Dellwood for a Public Purpose

WHEREAS, the Board of Commissioners of the County of Washington, State of Minnesota, desires to offer for sale parcel 17.030.21.33.0035, which forfeited for non-payment of taxes; and

WHEREAS, the parcel is classified as non-conservation, and the classification and sale of the parcel have been approved by the Department of Natural Resources and the City of Dellwood; and

WHEREAS, the City of Dellwood made the proper application for acquiring this piece of land for the public purpose of traffic enforcement/municipality maintenance of vehicles and equipment; and

WHEREAS, the Board of Commissioners of the County of Washington, State of Minnesota, has the authority, under Minn. Stat. 282.01, Subd 3, to appraise the value of the tax forfeited land offered for sale.

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NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby resolves that the appraised value of this parcel is \$100.00.

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners hereby grants the application of the City of Dellwood.

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

COMMUNITY SERVICES – WORKFORCE CENTER DIVISION

Robert Crawford, Workforce Center Division Manager, presented the Workforce Center Annual Report and highlighted programs and services provided: Resource Room nearly 17,000 visits; Workshop participants, more than 1,500; Partnered with the State to serve 308 veterans, served 599 individuals with disabilities and 50 received employment; Partnered with the State for business services with 135 businesses contacted; Worked with dislocated workers, youth programs, and the diversionary work program which diverted 67% of the individuals from going on the Minnesota Family Investment Program.

Commissioner Peterson moved to approve the Workforce Center Annual Report for the program year July 1, 2004 to June 30, 2005. Commissioner Hegberg seconded the motion and it was adopted unanimously; Commissioner Stafford absent.

TRANSPORTATION AND PHYSICAL DEVELOPMENT

ATV Ordinance Effectiveness Study Update and Conclusions

Wayne Sandberg, Deputy Director of Transportation and Physical Development, presented an overview of the All Terrain Vehicle (ATV) Ordinance Study recently conducted. He indicated that the origin of this ordinance began as a result of calls and concerns received from county residents. As ATV numbers increased in the county, complaints increased and permanent damage to the county ditches also increased. Repair attempts were tried and found to be expensive, \$2,500 per mile for one side of the road, and did not last unless the ATV's were restricted. The County Board determined that providing ATV use in its ditches was not a core function of the county and implemented Ordinance No. 168. As part of the implementation, the County Board required a two year effectiveness study.

Mr. Sandberg indicated they looked at four issues in this study, how the damaged areas had restored themselves; enforcement issues; number of ATV's being registered in the county; and provided a public comment period. Mr. Sandberg presented pictures of areas that were damaged by ATV's before the ordinance and how they look today. They feel that the lack of ATV traffic is allowing vegetation to

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re-establish itself in most instances, but there are some areas they will have to repair. In enforcement they tracked complaints, warnings and citations for two years prior to the ordinance and two years after. They found that county road complaints decreased from one complaint a week prior to the ordinance to one complaint a month after the ordinance. Those decreases also carry through with warnings and citations. Complaints, warnings and citations also decreased on state roads. Because ATV's could not use the county roads, they had a hard time getting to the state roadways. The County Sheriff did not increase funding or enforcement efforts. So with fewer ATV issues to deal with, that freed up the deputies to work on other issues.

Mr. Sandberg stated that some individuals were concerned that banning ATV's would have a negative economic impact. They looked at registration in the county and where ATV's were being used. They found that registration has continued to rise, but the use of them elsewhere is a larger percentage. They feel they are not affecting ATV sales in the county. They also offered opportunities for public comment. They mailed comments cards to 87 individuals, anyone who signed in at the public hearings held in 2003, and ATV retailers in the county. A portion of the county web page had links to forms or they could e-mail the department directly with their comments. Thirty-four comments were received back and those were broken down into three categories: Supporting the ordinance, 47%; 21% opposed the ordinance; and 32% were neutral to opposed, were ATV users generally, understood the reasons for the band, but wanted places to ride.

Mr. Sandberg summarized that the study showed that ATV registrations continue to increase and that Ordinance 168 has done what it was intended to do and that is eliminate a vast majority of the damage to the county ditches. Staff recommends continuing Ordinance No. 168. No action by the County Board would continue the ordinance. They also wanted to address the concerns of people who wanted to ride and remain open to proposals to the Department of Natural Resources or an ATV club to identify opportunities to develop a trail system.

Commissioner Kriesel asked of the complaints that citizens brought forward, how many were quality of life versus damage to the ditches? Mr. Sandberg stated that the vast majority of initial complaints received were both of those. They felt unsafe and were concerned about damage to their driveway and water runoff.

Commissioner Kriesel stated he is also concerned about snowmobiles. The damage may not be as significant, but the quality of life or safety aspect is there. It is hard for him to justify one usage and not the other. He appreciates the comments about working with the ATV clubs to see if there is some sort of initiative that could help fund trails suitable for that use.

Commissioner Pulkrabek asked what the fine is for riding in the ditches? Sheriff Pott wasn't sure, but guessed it would be around \$125.

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Commissioner Pulkrabek asked where do the registered owners of ATV's in Washington County ride? Commissioner Peterson responded that many of them have recreational property outside of the metropolitan area. A good share go to Wisconsin. Mr. Sandberg indicated that many city and township roads are open to ATV use and also in the winter time they go on lakes and frozen water.

Commissioner Peterson believes that the ordinance they passed is doing exactly what they wanted it to. The greatest issue to the Board in the future is the preservation of groundwater. With the degradation of the ditches, it has a huge impact on stormwater retention, how clean it is and what kinds of filtration that needs to take place. That's why ditches were formed, to preserve the roads and protect the groundwater.

Commissioner Hegberg asked if the county receives any funds from the DNR for the registration of AVT's. Mr. Sandberg stated no direct funds were received from registrations. There are two sources of funding, the grant in aid to have a trail partially funded, and there was a damage account that the county received about \$3,000 to repair damage on the Hinton project. That fund isn't really designed for large scale trail wide management, it is more designed for spot areas of damage.

Commissioner Hegberg asked if staff has given thought to allowing ATV's when the ground is frozen? Mr. Sandberg stated it has been brought up a number of times. He feels the past winter is evidence of why that would be very difficult. In January there was about two weeks of thawing weather. If a date was established when ATV's could ride, they would run into the issue of when there is thawing weather in January and a couple inches of top soil starts to thaw, that is when rutting takes place. The palpation system of an ATV is much different than a snowmobile. Even if a snowmobile goes off of the dirt they really only scrape the surface, they don't cause the deep ruts that ATV's can cause. They also talked about establishing a specific amount of snow before an ATV would be allowed. A couple pictures showed snow that was three inches deep along the slope, but in the bottom of the ditch that snow had melted. It would be difficult for a rider to know and for the Sheriff to enforce how many inches of snow was out there.

Commissioner Hegberg stated it is evenly split in his district also. A number of landowners who own farms still have the problem of ATV's and snowmobiles trespassing on private property and destroying trees. He would tend to continue with the ban.

Commissioner Kriesel stated if the Board continues the ban at this point it is almost deemed permanent because he does not think there is anything that will come along to influence the Board to go back to allowing them. He is concerned about where these folks will ride if there is increased sales, and what is the county's long-term vision if they are going to try to provide a recreational use for ATV's. He gets significant complaints from citizens regarding motorcycle noise and the quality of life issues versus the damage to the ditches.

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Commissioner Pulkrabek stated he did not support this ordinance a couple of years ago. He feels this is the no fun allowed ordinance. He acknowledges that ATV's cause some damage to the ditches and he also acknowledges that it is the staff's job to protect the property that the county owns. It is not necessarily the prerogative of the county to provide land for ATV owners to ride on. He feels that the ordinance has been effective as far as its intended purpose; but, he thinks that in a time when government at all levels is continuously curtailing people's privileges and freedoms he thinks that having nicer ditches and maybe some erosion into wetland is outweighed by taking away people's privileges and freedoms to ride their ATV's.

GENERAL ADMINISTRATION

Revision to Policy No. 1110

Commissioner Peterson moved to approve revisions to Administration Policy #1110, Advisory Committees, Boards and Commissions. Commissioner Kriesel seconded the motion and it was adopted unanimously; Commissioner Stafford absent.

Legislative Update

Jim Schug, County Administrator, presented an update on legislative activities: Senate bonding bill included funds earmarked for studying commuter rail between the Twin Cities and Duluth and was extended to Hastings to include the Red Rock Corridor; funds available for the demolition of the bridge no longer in use in St. Paul Park; eminent domain Senate bill now includes wording that would require acquiring entities the responsibility to prove that a business has not been harmed by the eminent domain process.

Commissioner Hegberg asked staff to check on a bill that was introduced that would abandon judicial ditches in the metropolitan area. If they were abandoned, would they abandon the easements for maintaining and keeping the ditches in good repair.

Mr. Schug reminded the County Board that it will be meeting with the Ramsey County Board at noon.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Peterson reported that Senator Marko introduced a bill that would restore some of the funding that had been deleted at the federal level for community service programs.

Commissioner Peterson noted that March is food shelf month in Minnesota. She encouraged each Board member to donate to their local food shelves.

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Commissioner Peterson stated she will be attending the AMC legislative policy committee meetings tomorrow in St. Paul.

Commissioner Pulkrabek asked about the status of the Boom Site rest area. Mr. Schug indicated that the Minnesota Department of Transportation (MN/DOT) asked if the county would be interested in taking over responsibility of the Boom Site wayside rest stop north of Stillwater. He responded to MN/DOT last week, after consulting with the Commissioners, that at a time when the county is taking on other costs for programs from the state and the pressure that has put on property taxes, the county was not in a position to take over a state responsibility without funding. He encouraged them to work with a local group of people who have indicated a willingness to put together a volunteer corps that will help with maintenance of restrooms and the grounds.

Commissioner Pulkrabek stated what he didn't understand was why the state keeps holding on to the Forest Lake rest area. He feels it is a prime piece of real estate. He feels there are ample opportunities for people to pull over and rest at a number of different restaurants and gas stations in that area and does not see the need for the rest area.

Commissioner Hegberg believes that a number of truckers use that rest area. If the truckers got off the freeway into Forest Lake there would be a big traffic jam.

Commissioner Pulkrabek asked staff to research the cost that is spent on that rest area every year.

Commissioner Pulkrabek asked if there would be any interest in doing a State of the County address like Hennepin County does. It could be done at the annual meeting in January.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

ADJOURNMENT

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

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BOARD WORKSHOP WITH ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

The Board met in workshop session with the Department of Assessment, Taxpayer Services and Elections to discuss pay 2006 tax information. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Peterson, Kriesel, Pulkrabek, and Hegberg. Also present were Jim Schug, Molly O'Rourke, Melinda Kirk, Steve Nelson, Kevin Corbid, Joanne Helm, Kevin Giles, Star Tribune, and Yvonne Klinnert, Stillwater Courier.

BOARD WORKSHOP WITH COMMUNITY SERVICES

The Board met in workshop session with the Department of Community Services to discuss the Minnesota Non-Emergency Transportation Services. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Peterson, Kriesel, Pulkrabek, and Hegberg. Also present were Jim Schug, Steve Nelson, Dan Papin, Patrick Singel, John Kowalczyk, Health Services & Medical Management, Minnesota Department of Human Services, Kevin Giles, Star Tribune, and Yvonne Klinnert, Stillwater Courier.

Attest:



James R. Schug

County Administrator

Bill Pulkrabek, Chair
County Board

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
APRIL 4, 2006

The Washington County Board of Commissioners met in regular session at 6:30 p.m. in the Washington County Government Center, County Board Room. Present were Commissioners Peterson, Kriesel, Pulkrabek, Stafford, and Hegberg. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Linda Krafthefer, Assistant County Attorney; Dan Papin, Community Services Director; Steve Pott, County Sheriff; Cindy Koosmann, Recorder; Jennifer Wagenius, Deputy Recorder; Don Theisen, Director of Transportation and Physical Development; Ted Schoenecker, Transportation Engineer; Mike Welling, Surveyor; Dennis O'Donnell, Sr. Planner; Ann Pung-Terwedo, Sr. Planner; and Steve Nelson, Public Information Coordinator II.

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 Commission Hegberg to adopt the following Consent Calendar:

1. Adoption of **Resolution No. 2006-047** as follows:

Resolution of Appreciation for Jim Fitzpatrick
Denmark Township Board Member
in Recognition of His Service to the Citizens
of Denmark Township and Washington County

WHEREAS, Jim Fitzpatrick retired effective March 14, 2006, after five consecutive terms as a Board Member of Denmark Township that began with his first election in March 1991 and he served as Board Chair in 1994, 2001, and 2005; and

WHEREAS, Jim Fitzpatrick has provided exceptional public service for the citizens of Denmark Township through his active participation on the Red Rock Corridor Commission as Denmark Township's representative, Lower St. Croix Water Management Organization, Lower St. Croix Partnership Team, Stop Our Airport Relocation, Prescott bridge reconstruction, Minnesota-Wisconsin Boundary Area Commission, and animal control; and

WHEREAS, Jim Fitzpatrick devoted his time and expertise during the development of the Denmark Township Comprehensive Plan and Tier II Minnesota Regional Rail Authority standards, and he has been an avid St. Croix River enthusiast, advocate, and bird watcher; and

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NOW, THEREFORE BE IT RESOLVED THAT, the Washington County Board of Commissioners acknowledges with grateful appreciation Jim Fitzpatrick's public service to the citizens of Denmark Township and Washington County; and

BE IT FURTHER RESOLVED THAT, the Washington County Board of Commissioners heartily commends Jim Fitzpatrick for his dedication during 15 years of public service.

2. Approval to reappoint Donald L. Pereira, Cottage Grove, to the South Washington Watershed District Board of Managers to a term expiring May 1, 2009.
3. Approval to appoint Brenda Carlson to the Workforce Investment Board as a Small Business Representative to a first term expiring June 30, 2008.
4. Approval of a new owner application for on sale and Sunday liquor license for The Scandia Creamery for the period of April 1, 2006 through March 31, 2007.
5. Approval to renew application for off sale, on sale and Sunday liquor license for Meister's Bar/Grill/Scandia, Inc., for the period of April 1, 2006 through March 31, 2007.
6. Approval to renew application for consumption and display permit for New Scandia Township, New Scandia Community Senior Center, for the period of April 1, 2006 through March 31, 2007.
7. Approval to accept a donation from Timm's Harbor Marina, Forest Lake, for a slip at their marina for the Sheriff's Office patrol boat for the 2006 boating season.
8. Approval to accept a donation from the Port of Sunnyside Marina in Oak Park Heights for a slip at their marina for the Sheriff's Office patrol boat for the 2006 boating season.
9. Approval to accept a donation from Willie's Hidden Harbor Marina, West St. Paul, for a slip at their marina for the Sheriff's Office patrol boat for the 2006 boating season.
10. Adoption of **Resolution No. 2006-048** as follows:

Resolution Recognizing the Public Safety Dispatchers in
Washington County in Honor of
National Public Safety Telecommunication Week

WHEREAS, the dedicated public safety telecommunications personnel daily serve the citizens of Washington County by answering their telephone calls for police, fire and emergency medical services and dispatching the appropriate assistance as quickly as possible; and

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WHEREAS, the critical functions performed by professional public safety telecommunications personnel impact all aspects of public safety and many other operations performed by state, county, and local government agencies; and

WHEREAS, professional public safety telecommunications personnel work to improve the emergency response capabilities in the county through their participation in training programs and other activities to make them more efficient and responsive to the needs of the public safety organizations in the county; and

WHEREAS, the Washington County Sheriff's Office and the Cottage Grove Department of Public Safety provide 24-hour dispatching, and the Forest Lake, Oak Park Heights, Oakdale, Stillwater and Woodbury Police Departments provide day time dispatching for their communities.

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners hereby proclaims the week beginning April 9, 2006 – April 15, 2006 as Public Safety Telecommunications Week in Washington County and extends its appreciation and thanks to the dedicated Public Safety Telecommunications Personnel for the vital contribution they make to the safety and well being of our citizens and public safety providers.

11. Approval to waive the rental fee for use of the Historic Courthouse by the Washington County Historical Society on Thursday, September 28, 2006.

The foregoing Consent Calendar was adopted unanimously.

GENERAL ADMINISTRATION

Appointment of County Engineer

Commissioner Peterson moved to adopt **Resolution No. 2006-049** as follows:

Appointment of County Highway Engineer

WHEREAS, Minnesota Statute 163.07 requires each county to appoint and employ a County Highway Engineer; and

WHEREAS, the Washington County Board first appointed Donald J. Theisen as the County Engineer effective May 1, 2002 ; and

WHEREAS, Mr. Theisen's current four-year appointment as County Engineer expires on April 30, 2006; and

WHEREAS, it is the recommendation of the County Administrator to reappoint Donald J. Theisen to another four-year term.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners does hereby reappoint Donald J. Theisen as the Washington County Highway Engineer for a four-year term effective May 1, 2006 through April 30, 2010.

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Commissioner Stafford seconded the motion and it was adopted unanimously.

Legislative Update

Jim Schug, County Administrator, presented a legislative update as follows: Eminent domain; and Constitutional amendment designating 3/8 of 1% in sales tax increase with 88% of that increase going to environmental projects and 22% to arts. It may be on the ballot this fall which could impact whether the county's referendum will go or not.

Commissioner Hegberg asked that the County Attorney review a proposed bill that would abandon judicial ditches in the metropolitan area. He would like to know if that includes losing the easements that go along with those to clean and repair the ditches.

Mr. Schug noted that John Kaul, Legislative Liaison, will present the legislative update next week.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Peterson requested that James Keller, Denmark Township, be appointed to the Public Health Emergency Preparedness Committee on next week's Board agenda.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

RECESS

Commissioner Peterson moved to recess until 7:00 p.m. Commissioner Stafford seconded the motion and it was adopted unanimously. The Board recessed at 6:45 p.m.

The Board reconvened at 7:00 p.m.

PUBLIC HEARING - TRANSPORTATION AND PHYSICAL DEVELOPMENT

Application from Holiday Stationstores, Inc. for a Comprehensive Plan Amendment and Rezoning of Property Located in West Lakeland Township

The Board Chair presented a brief overview of today's public hearing to consider an application from Holiday Stationstores, Inc. for a Comprehensive Plan Amendment and Rezoning of property located in West

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Lakeland Township. The Board Secretary confirmed that the notice of public hearing was published in the legal newspaper.

Dennis O'Donnell, Senior Planner, reviewed his memo to the Washington County Board of Commissioners dated March 27, 2006. The request by Holiday Stationstores, Inc. is to amend the Comprehensive Plan and rezone 7.3 acres, of the 60 acres they own in West Lakeland Township, from Single Family Estate to Commercial/Industrial-Rural. The proposed use of the 7.3 acres would be a convenience store with gas dispensing facilities. However, a separate application for a conditional use permit would be required for the actual use of the property. The policy of whether the zoning and land use designation should be changed is the issue before the County Board. The current use of the property has been for the production of sod or other agricultural activities. Highway 94 and CSAH 15 are boundary lines for four different municipalities. West Lakeland Township is north I-94 and east of CSAH 15; Lake Elmo is located north of I-94 and west of CSAH 15; Afton is south of I-94 and east of CSAH 15; and, Woodbury is south of I-94 and west of CSAH 15. Current land use in the immediate area of CSAH 15/I-94 area quadrant is as follows: Lake Elmo, sod farming; Woodbury, agriculture/undeveloped; Afton, light industrial between the frontage road and I-94 with a truck trailer storage facility and trucking operations in existence; and West Lakeland, sod farming/agriculture. North and east of the site approximately 4/10 of a mile are residential homesites with lots primarily 2 ½ acres in size. Oak-Land Junior High School is located 4/10 of a mile north of the subject property.

Mr. O'Donnell indicated that access to any proposed use on the property will be from Manning Avenue (CSAH 15). A frontage road exists on the Lake Elmo side of the highway, but there is not a frontage road on the West Lakeland side. Any type of highway commercial use designed to draw traffic off of I-94 will have an impact on current traffic conditions. The Department of Transportation and Physical Development supplied written comments and those were provided for the record. They did have concern with location of the new frontage road or access into the station and also other traffic related issues. The County Geologic Atlas categorizes the soils in this area as sand, granular sand and gravel. It also states that the soils are such that there is a high susceptibility of contaminating the water table and a high to moderate susceptibility to contaminate the Prairie Du Chien-Jordan Aquifer. Soil testing was done for the installation of an on-site septic system for this parcel. It was difficult to find a suitable location for a system due to a high water table, however an area for a mound system was found close to the CSAH 15 right-of-way.

Mr. O'Donnell noted that the current Washington County Comprehensive Plan was adopted in 1997. Prior to its adoption there was a great deal of discussion regarding the development along I-94 in West Lakeland Township. The public response was overwhelmingly against Commercial/Industrial development along I-94. Some were opposed until sewer and water was available and others were opposed due to environmental, aesthetics, lighting, and traffic concerns. The Comprehensive Plan adopted in 1997 designated the subject property as Rural Residential and specifically states the following objective: "Locate commercial and industrial growth where urban services are available."

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Mr. O'Donnell presented several questions the Board should consider:

- 1) Is the request in conformance with the Comprehensive Plan? If not, have conditions changed to warrant a change in the Comprehensive Plan? Both the Comprehensive Plan and Zoning show this area planned and zoned for Rural Residential use. Since sewer and water is not available to the site, it does not appear that the request is in conformance with the Comprehensive Plan. It does not appear that conditions have substantially changed in that area in the last eight years. The County Board and Planning Advisory Commission discussed, during the Comprehensive Plan process, that the commercial development in this area should take place when sewer and water become available. Comprehensive plans need to be updated by January 1, 2008, and instead of dealing with individual amendments at this time they feel it would be best to consider possible amendments during the comprehensive planning process. This would allow an opportunity to review updated plans by West Lakeland, adjacent communities as well as impacts to the county transportation system.
- 2) Is the proposed zoning and land use compatible with adjacent land uses? The property immediately to the north, west, and east is used for the production of sod. Further to the east and north are the 2 ½ acre residential developments. Given that the land elevation rises both to the north and east from the subject property, some parcels will be able to see the business and signage from their property. If there is further commercial development in that area that would be moving closer to the residential properties.
- 3) Is the timing proper for amendment and rezoning or is the request premature? Are all utilities and other infrastructure in place to accommodate the proposed use of the property? Sewer and water is not available at this time. The purpose of that policy was for the protection of the groundwater resource. Commercial and industrial uses can pose a threat to groundwater due to the potential for solvents, chemicals, oils, etc. being washed down the drain and into the septic system and ultimately into the groundwater. Businesses change rapidly over time and it is hard to keep track of what business is coming and going. The cities of Woodbury, Oakdale, Stillwater, and Lake Elmo are in close proximity to the subject property, there currently is property planned and zoned for commercial development, much of it with urban services available or soon to be available. From a planning standpoint, it is more appropriate to stage this type of development and encourage development in areas where the infrastructure is in place instead of extending it out further into rural areas where utilities and other services are not yet available.
- 4) Will the proposed development place an undue financial burden on the town or county or have any other negative off-site impacts? The development of the 7 acre parcel most likely would not require any major road improvements. The Transportation Department does have a concern about the access going into the parcel. If the parcel were rezoned, there may be pressure to rezone adjacent property to the east and north. At that point there may need to be a traffic study and the potential for a traffic signal there. They contacted the Sheriff's Department to determine if they had any security concerns. He indicated

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that in the past they discussed the need to add a contract deputy. The Township felt the coverage was adequate, but it may be a good idea to talk to the Township again.

- 5) Does the request represent spot zoning? Spot zoning is defined as reclassification of a small parcel of land in a manner inconsistent with the existing zoning patterns of the area for the benefit of the owner and to the detriment of the community without any substantial public purpose. In this case, the parcel is relatively small, not contiguous to other commercial property and inconsistent with the surrounding properties' current zoning classifications. As a result, this could be considered spot zoning.
- 6) Does the property owner have a reasonable economic use of the property in its existing zoning classification? Since this property is allowed to be developed into 2 ½ acre residential sites as well as other land uses allowed with a conditional use permit they would have economic use of the land. If there was absolutely no use other than agricultural, for instance, there maybe a basis for a change there.
- 7) Is the request in the public interest or only in the interest of the property owner? In order to approve the request, the Board should find that the request is in the public interest and not only in the interest of the property owner.

Mr. O'Donnell stated that West Lakeland Township designates this particular area as Highway/Commercial. They recently did approve a conditional use permit for the Holiday Store. The County Planning Commission did review the request on January 24, 2006 and held a public hearing. The Planning Commission unanimously recommended denial of the request with one abstention. The minutes of that meeting were submitted for the record. The County Board should consider this request in accordance with the review criteria. With the Comprehensive Plan required to be updated by January 2008, staff feels it may be more appropriate to consider a request like this during the Comprehensive Plan updating process. Given the concerns addressed above and issues raised by the Transportation Division, they feel this request may be premature.

Mr. O'Donnell indicated that as part of the Board's packet, staff provided a copy of the county zoning map for West Lakeland and the generalized land use map from the Comprehensive Plan and asked that they be made part of the record. They also prepared an aerial photograph of the corridor from the river to Radio Drive in Woodbury.

Commissioner Peterson stated she has learned that Afton is asking for an amendment to their Comprehensive Plan to modify seven acres previously classified as unsewered, residential property and places it in a new land use classification of industrial. She asked that the area be pointed out on the map. Mr. O'Donnell displayed that area. He believes the area is south of the frontage road and has access to Manning Avenue.

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Commissioner Peterson asked where sewer currently stops? Mr. O'Donnell pointed on the map and indicated close to Cottage Grove Drive.

Commissioner Kriesel stated he found on the internet where the City Administrator of Woodbury had mentioned that the City of Afton is asking Woodbury to consider extending sanitary service out to the intersection of Manning Avenue and Hudson Road which would bring sewer out there. He asked about the current zoning of Afton, Woodbury, and Lake Elmo, what is on the radar for the future of that intersection. He noticed that one map didn't show Afton being zoned industrial. Is there a guess, whether it's the city or Met Council, what they are looking for in the future for that intersection? Mr. O'Donnell indicated he knows Woodbury and Lake Elmo are both in the process of updating their Comprehensive Plans. He believes from the draft that he saw that Lake Elmo is looking at potential office or commercial on that corner but only when sewer and water gets out there.

Commissioner Kriesel asked if it is a stretch of the imagination if they bring sewer out to that intersection to say it would be available. Mr. O'Donnell stated he would have to look at the sewer plan. He thought it would be coming more from the north side of the highway down and eventually getting there rather than coming from the south. He would imagine that once sewer gets out in Woodbury, they would be looking at some sort of commercial or office rather than residential.

Commissioner Kriesel asked when that occurs, it wouldn't necessarily be spot zoning if that was all commercial in that area? Mr. O'Donnell stated that is certainly arguable since it is separated by a major highway and Manning Avenue. In this case it would be commercial across the highway in Lake Elmo at some point in the future.

Commissioner Kriesel stated he read the packet and agrees with the statement that a lot of the commercial, generally it's best to have it where infrastructure is in place. Would it be accurate to say that in many cases when commercial development occurs near cities that some form of annexation probably occurs to accommodate that? Mr. O'Donnell stated this is certainly a possibility.

Commissioner Kriesel asked how far away is the nearest home to this proposed site? Mr. O'Donnell estimated it is about 4/10 of a mile.

Commissioner Kriesel asked how long has West Lakeland had this zoned commercial? Mr. O'Donnell stated that has always been debatable. He has never understood that whole process himself. But, he knows they've been under the understanding that it's been zoned commercial for quite some time along the highway. Commissioner Kriesel was told it has been since 1954.

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Commissioner Peterson referred to the City of Lake Elmo's Comprehensive Plan map that was in the packet, and asked if that is the current one that Met Council has approved or is this the one that preceded that? Mr. O'Donnell stated he believes that was submitted by the applicant and is not sure.

Commissioner Peterson stated she knows sewer and water is located at Cimarron, does the school have an on-site septic? Mr. O'Donnell stated that Cimarron has some kind of a packaged treatment plant, not the same as regular city sewer and water. He is not sure where the Junior High is getting their water from.

Gary Gandrud, Faegre & Benson, 90 South 7th Street, Minneapolis, representing applicants – Mr. Gandrud stated that Mr. O'Donnell is a good defender of the County Comprehensive Plan, but the County Board is the policy makers of the county and things that the Board does are not written in stone and are subject to change. The Board does consider land use changes for the townships. He stated that Holiday Companies is a good corporate citizen, family owned. They have 100 stores in the metro area. They've owned this property for 10 years. When they bought this property both the township and the county were undergoing a Comprehensive Plan review. After the review, the township decided to adopt a Comprehensive Zoning ordinance. They bought this land with McDonald's Corporation and planned to have a side-by-side development. After the township adopted their zoning there wasn't room for both, so Holiday Companies bought out McDonald's. The proposal they made to West Lakeland talks about water storage, field tanks, and septic. The applicant has their livelihood on the line, they cannot afford any contamination. They have septic, water, and fuel storage with proven state-of-the-art facilities, they have protections in place. Mr. Gandrud displayed the site plan as approved by West Lakeland. He indicated that Holiday develops on 1.5 acre sites, this site is 7.8 acres. They have a permanent easement to the pond. When the development is approved, this property goes back to the seller and Holiday will no longer own the rest of the parcel. They found records of this land being zoned commercial dating back to 1954.

Mr. Gandrud believes that a majority of the township residents are supportive of this proposal because it will provide them an important service and convenience that is currently lacking in their community. There is no benefit in postponing or delaying development of this corner because all the relevant issues of compatibility, protection of groundwater, traffic impacts, and security have been thoroughly studied and satisfactorily addressed. Denial of these applications will unnecessarily deprive the community of having these services readily available and deprive the township of an increase in its tax base.

Mr. Gandrud read and distributed copies of responses to staff's Comp Plan review standards.

- 1) Is the request in conformance with the Comprehensive Plan? If not, have conditions changed to warrant a change in the Comprehensive Plan? This application is a request to amend the Comprehensive Plan. West Lakeland adopted their comprehensive zoning ordinance and they are now asking the county to do that.

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- 2) Is the proposed zoning and land use compatible with adjacent land uses? They believe that a Holiday Stationstore is compatible with an interstate highway system, with the county highway. The four corners of I-94 and Manning are either industrial or commercial now, or will be.

Mr. Gandrud responded in answer to Commissioner Peterson's question earlier, that is an old Comp Plan of Lake Elmo, if you click on the one that is on their web page this corner is designated commercial in Lake Elmo's plan.

- 3) Is the timing proper for amendment and rezoning or is the request premature? Are all utilities and other infrastructure in place to accommodate the proposed use of the property? They do not feel it is premature. Nine years have passed since the adoption of the Comprehensive Plan. Public sewer and water are no nearer today than it was nine years ago. The township has not changed their plan. The applicant plans to provide a suitable on-site service for the proposed use. No additional infrastructure is needed.
- 4) Will the proposed development place an undue financial burden on the town or county or have any other negative off-site impacts? They feel that the proposed use requires neither major road improvements nor additional security measures. The application will implement all safety measures required by applicable laws and regulations to protect the groundwater.
- 5) Does the request represent spot zoning? He feels this does not meet the legal definition of spot zoning. The Comp Plan of the township has had this commercial for a long time. The four corners of this intersection will all be commercial or industrial.
- 6) Does the property owner have a reasonable economic use of the property in its existing zoning classification? The current zoning designation is limited to single-family residential use which is not reasonable for a major inter-state intersection. He believes the decibel level of that corner is not suitable for residential development.
- 7) Is the request in the public interest or only in the interest of the property owner? He feels that the request is in the interest of the public as a whole. Not only will the applicant provide essential services to the surrounding community, but a commercial use of this property is guided by the township, the policy makers have recommended it.

Mr. Gandrud understands there are some who say they could not or did not participate in this. They sat in Oak-Land Junior High School when the zoning amendments were being proposed. They gave input. The township didn't listen, so McDonald's is out of the picture and the land cost them twice as much. People did not participate at the Planning Commission and at the Township Board. He was at the meeting with the

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County Planning Commission. The Town Board annual meeting was after that and nobody came to that to address the Town Board. He feels the time to act is now, the application before the Board is complete. This land use is not revolutionary. The only thing out of the ordinary in it is that it is on 7.8 acres. He addressed the protection of the groundwater. The county has approved an on-site septic system. They have oversized it by 130%. That system is far safer than any single-family homes. This site does not have a restaurant, doesn't have dishwashing, doesn't have clothes washing. It has two restrooms. What that produces is less than three single-family homes. They will contract with professional licensed management companies that will monitor monthly. He feels that Holiday Stationstores will have less impact on the groundwater than other uses currently allowed. The sod farm probably uses some fertilizers and chemicals to keep the weeds out. He knows the golf course does. The Minnesota Department of Transportation salt storage and fuel storage, the rest stop all have septic system and there hasn't been that kind of a motion against those things. Traffic impact will be minimal. Holiday Stationstores will comply with all of the recommendations of Washington County's Director of Transportation. The aim of this store is to serve the traffic on Manning, north and south, the people going to and from work. The freeway will have some come off, but the main market is the community going north and south on Manning. Traffic control lights had already been considered at I-94 and Manning prior to their coming on the scene. Security issues have been raised. Oakland Junior High students are to stay on the school premises during the daytime hours. Holiday has 100 Stationstores in the metro area. Not one of them is a hangout for children or teenagers. Mr. O'Donnell mentioned the property to the east. They submitted an application for the 7.8 acres. He stated that Mr. O'Donnell told them they have to show what the plan is for the remainder of the property. Mr. Gandrud indicated that they are giving it back to the person that sold it to them as part of the contract once this is approved. Mr. Gandrud pointed out that an important part of the township's approval, which gives the county and township a key to that remaining 50 acres, the township said that Holiday Stationstores had to enter into a contract with the township and maybe Washington County, that would keep the access road as a private drive. If the county wants this as a public street they would have to dedicate it, but Holiday Stationstores cannot dedicate it unless the county asks for it. The county has control to that 50 acres.

Mr. Gandrud stated they are asking to use this property for its obviously intended purpose. To wait is only to delay. This corner is a commercial corner. There is no reason to wait. The Township Board carefully considered and approved it. They are the official voice of the township. This is a use that usually sits on 1½ acres. The Township demands 5, they've proposed it on 7.5. It will have landscaping with state-of-the art protections in place. He asked the County Board to honor the township's careful consideration of this, honor the township's approval and their application for this amendment.

Commissioner Hegberg asked if this property were serviced by city water and sewer, would the runoffs have been designed any different. Mr. Gandrud stated they wouldn't have gone into the sanitary sewer, it would have gone into the system that they have right here. The runoffs would have been the same. They would not be allowed to put any of the surface water into the sewer system. He mentioned that there is an oil/water separator built into the catch basins.

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Commissioner Stafford asked how long the township has had that corner zoned as commercial. John McPherson, West Lakeland Town Board, stated it was 1954.

Commissioner Stafford stated from the applicants comments that they plan on providing suitable on-site services. Are they saying that it would be as good as if it were on municipal sewer and water? Mr. Gandrud stated yes. Pipes break and maple trees like to grow in septic systems. They will not have any of those problems, they will have monthly monitoring. He feels it is safer.

Commissioner Peterson asked how far is it from I-94 to the driveway? Mr. Gandrud believes it is 1,500 feet. It's where the curb cut is today.

Commissioner Stafford stated that Mr. Gandrud raised the fact that they are obligated to give the county that road if the county requests it, so that development could occur to the east. There is current legislation being battered around about eminent domain and what that will even do to the county's ability to acquire that without paying the owner huge sums of money. How will that be reconciled tonight? Mr. Gandrud stated the county will have the deed in escrow as a condition of approval by the township. That will be set aside for the county, when and if the county wants it. That will be in a contract and deeds will have to be prepared.

Commissioner Peterson asked if the Township has a candle ordinance as to how much light is allowed? Mr. McPherson indicated it did.

The Board Chair asked for comments from the public.

Loren Kalal, 16021 22nd Street North, West Lakeland Township – Mr. Kalal stated he is in favor of the rezoning. He feels that pressure from annexation appears to be real and growing. This property is adversely affected by noise from the freeway. The adjoining property is zoned commercial now and he understands that 70 more acres in Afton will be turned into industrial from ag/residential regardless of whether they have sewer, water or not. He thinks it is up to the investors to make decisions on where they prefer to have their businesses. He feels that the residents of West Lakeland Township should be afforded the opportunity to decide the future of this modest commercial development being proposed for this area.

Rick Dettling, 13232 20th Street Court, West Lakeland Township – Mr. Dettling stated he has lived in Afton and the St. Croix Beach area for the past twenty years. Everyone wants to keep things rural but he can see what's going on, annexation is coming their way. He just built a fairly decent house in the area and he does not want to see a gas station on that corner, but in all reality Afton, Woodbury, and Lake Elmo are all commercial and he feels that they cannot stick their heads in the sand. He feels the township has done a lot of homework and they have run West Lakeland very conservatively and they seem to be on top of the issue.

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Leo Richert, 777 Neal Avenue, West Lakeland Township – Mr. Richert stated he has lived in West Lakeland for over 50 years and Washington County for over 75 years. He has been in the construction business and he's been a realtor. He lives less than a mile from where the site is. He is favor of passing the zone changes and sees no harm in improving it. As for the danger of water and sewer he feels Oak-Land Junior High uses 100 times more sewer and water than will ever be used at this project. There are at least four trucking outfits within a mile and two bus storage places which probably have fuel storage on site. It is already there. There are hundred's of trucks running between Manning and I-94 as far as noise pollution is concerned. He is afraid if the County Board does not approve this that the owners would go to a neighboring city and ask them to annex this property.

David L. Dupay, 2315 Periwinkle Avenue North, West Lakeland – Mr. Dupay stated that Mr. O'Donnell mentioned that the soils in this area are considered severe. If that is true than 80% of Washington County would fall within that category. If the concern is for septic and water, that is being addressed by the Health Department of Washington County when they issue the septic permit. The well itself is controlled by the Minnesota Department of Health and the amount of usage out of there is controlled by the Department of Natural Resources and they have to follow certain guidelines. The other contaminants are not going to be handled by city sewer and water they will be handled by other precautions required by the Minnesota Pollution Control Agency. Municipal sewer and water would not alter any of those concerns because you cannot dump any of the pollutants into the sanitary sewer either. He feels that houses along a freeway would be too noisy to live in. Businesses along freeways have more insulation. He does not believe that the kids from Oak-Land Junior High will be going to that station. If this property were used for residential, it would probably be low income housing and kids in those houses would find ways to get out of yards and on to the freeway. He is in favor of the rezoning, believes it is needed and it will be an asset to the community.

Rita Moosbrugger, 13956 10th Street North, West Lakeland Township – Ms. Moosbrugger stated that she and her husband have lived there since 1958. She first learned of Holiday Stationstore's rezoning request shortly before the public hearing held by the County Planning Commission on January 24. She was surprised to hear the Holiday spokesman state that there had been public hearings in the township regarding this issue and there was input from the residents of the township and little or no opposition to the plans of Holiday and the town board. The County Planning Commission voted unanimously, with one abstention, to deny Holiday's request for a zoning change. A resident who lives on Northwest Avenue which is the street facing the Holiday property, told her he received notice of and attended one public hearing on this issue last fall. Six to eight people were in attendance. This shows that very few people were notified or the wording wasn't explicit enough to explain what the real issue was. No vote was taken, just information given as to the conditions under which Holiday would operate. She feels this issue had such an immense impact on the whole township, all of the residents should have been notified and real input sought. The Town Board states that if Holiday does not get its way, it will seek to be annexed to one of the three cities technically adjacent to West Lakeland and if that happens the township will lose control of imposing restrictions on the commercial development in West Lakeland. She believes that annexation by any of the three cities

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surrounding West Lakeland will not happen. She stated that it has been pointed out that the Geologic Atlas shows surface contaminants will reach the groundwater in a matter of weeks. The wells in the northern part of the township are polluted from the Lake Elmo Airport, and this is an ongoing problem. The MPCA well testing continues to this day in that area of the township to follow the migration of pollutants in the well water aquifers. Holiday and the Town Board assure us that the latest tanks cannot leak, that this is overfill protection. However, the MPCA states flatly that there is no such thing as a guarantee that an underground tank will not leak because of improper installation, uneven settling, human error in tank management, and the threat to the groundwater due to the potential for solvents, chemicals, oils being washed down the drain in the septic system or accidentally spilled on to the ground. This is why government discourages commercial development without public water and sewer and warns the entire cost of bringing these systems in will be borne by the local government. She stated that Woodbury and Lake Elmo are planning business campuses on their property, not commercial in the sense of retail development. Afton has that area zoned in their code as light manufacturing. All three of those cities will not have any development whatsoever on their corners without public water and sewer. The Metropolitan Urban Services Area will not reach that corner until 2020 to 2030. The freeway and CR 15 provide natural barriers between West Lakeland and whatever is done with the other three corners. The Town Board says that their controls and conditions of use will be strictly enforced so that except for Holiday's use the types of commercial permits envisioned are non-threatening to the groundwater. If the uses planned by the township do not materialize, or if they come here, do not thrive and leave, the market will determine what will occupy that space in the commercial zone. A governmental unit will not let the space remain idle, producing no tax income, so anything may be admitted and the people who live there will have no say in that matter. She believes there will have to be increased security. Interstate traffic will be coming off the freeway and will add to the congestion already at that corner, especially during rush hours. Road maintenance will increase as commercial uses multiply. There will be problems with noise, lighting, and risks associated with the fact the junior high school is just down the road from the Holiday site. She asked the Board to look at the corners of the three cities surrounding West Lakeland Township. Not one of them has developed their corners, and the reason is the lack of public water and sewer. She asked why is the Town Board willing to jeopardize its groundwater and open the door for an influx of commercial enterprise in Holiday's remaining 60 acres, and invite more of them into the nearly 160 acres north of Holiday. There will be no residential development nor a business park. She believes that Holiday's request must be denied. If developed for residences, that land would sell quickly because of the tremendous demand in the township. Much has been said about the noise. There are homes about ½ mile down I-94 on I-94 facing it with no berms, no fences, just homes facing the freeway. Many people have told her they moved here because the zoning was residential. If they had wanted commercial developed nearby, they would have bought their homes where it is already there. They do not want it here, they want to live in the peace, security and beauty of a residential township. Ms. Moosbrugger presented the Board with a petition of 81 signatures to be placed on the record. She also submitted original letters from township residents who could not attend tonight's meeting.

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John McPherson, 2398 Stagecoach Trail, West Lakeland – Mr. McPherson presented a brief history of what West Lakeland has done on the I-94 corridor. It has been zoned commercial since 1954 when the residents were mostly farmers. In 1998 residents were questioning exactly where the commercial zone was located and what can be done there. The Town Board appointed a study commission which studied the area and made recommendations that part of the commercial zone be residential. On August of 2001, McDonalds/Holiday came to the Town Board. They were told no. On November of 2001 the Town Board passed an 18 month moratorium to work on its ordinance to control commercial zoning. On June, 2002 a public hearing was held to change part of the commercial to residential and to protect the residents on the east side of the commercial. When people state they did not know what was going on it was not the Town Board's fault. On January, 2003 a public hearing was held on the commercial ordinance. They hired a planner. On April 2003 the Board passed the ordinances. There were people there, they were notified. The Board passed the ordinances which covered lighting, noise, setbacks, drainage and everything. On February, 2005 Holiday came before the Town Board with their plans. It was sent to the West Lakeland Planning Commission where it was passed unanimously. May, 2005, a public hearing was held on the Holiday request and passed by the Town Board unanimously. Holiday has been working with the county for septic tank and it was approved by the county. West Lakeland has spent many hours trying to do what is right for its citizens. When people say they weren't notified, that is their job and responsibility themselves to find out when the meetings are. The township is asking for the county to rezone that area. He asked the County Board to remember what Oak Park Heights did to Baytown Township, they took part of Lake Elmo too. That is what they are concerned about. If West Lakeland loses control you don't know what you will have in there.

Ron Goette, 1620 Olene Court, West Lakeland – Mr. Goette stated he has lived in the township since 1978. He got involved when he started seeing the opposition's literature and he became interested. He supports rezoning and building the Holiday Stationstore at this site. He went to the opposition's meeting and asked them hard questions. He talked to the Town Board. He has always found the Town Board members easy to talk to and it is one of the best run municipalities in the seven county metro area. The zoning of that property along the freeway has always been zoned commercial by the Town Board, they never varied from that. He is disturbed by the annexation laws and what cities can do to townships. He feels that underground water pollution is a non-issue. If people took the time to research current EPA requirements, petrochemical storage capabilities and the requirements for testing today, they would find that it is not an issue. There is a high school down the street and other gas stations in the area that don't have city sewer and water and they operate fine. He feels that the best shepherd's for this land would be Holiday. They are good neighbors and have a reputation for building gas outlets and convenient stores that set the standards for competitors. They are locally owned and care about their reputation. He feels the Town Board is best equipped to be the shepherds of that land along with Holiday. They have been there for a long time. He has a concern about losing control of what happens to that property.

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Roy Baker, 985 Nordic Avenue North, West Lakeland Township – Mr. Baker addressed the issue of city water and sewer at the site versus groundwater contamination. He is in favor of the application. Until 1997 he was the owner of a company in St. Paul called Autocon Industries which manufactured and supplied control systems, controlled city wide potable water and waste water systems. His point is that the very last thing that anyone wants to have happen, who is dealing with any form of hazardous waste, is for it to become intermingled with a public water or waste water system. He can assure the Board that anybody in the business that Holiday Stationstores is in is more than just a little bit concerned about that.

Daniel Kylo, 1891 Oldridge Avenue North, West Lakeland Township – Mr. Kylo stated he is for rezoning this area. Many of the issues have already been brought before him as far as water contamination, traffic, noise, and they have been well addressed. Holiday Stationstores has done a very good job of studying these issues and have gone over and above what has been asked of them. They have been a good neighbor and have worked with the township and the Town Board for a couple of years. They waited for 10 years to get to this point, it hasn't been something that they have jumped into. The Town Board has put rigorous standards on them far and above what they were required to, and they have fulfilled all of them.

Mike Olson, 740 Midwest Trail North, West Lakeland – Mr. Olson stated he is opposed to the rezoning. He is concerned about the groundwater contamination and he is concerned about the traffic flow. He brought pictures of the corner and stated it was a dangerous intersection. He is also concerned if tractor-trailers go into the gas station there will not be enough room for them and they will clog up the intersection even more. He apologizes if some of the people on the West Lakeland Board think that citizens feel they haven't done a good job. He has had a few issues with them in the past and they have been resolved. He first learned about some of the meetings on January 24 and at that meeting it was overwhelmingly against having any changes in the zoning. He was surprised that West Lakeland Township had meetings that discussed variances on ordinances and how significant the variances were in terms of signage and number of stations. He took pictures on Sunday, it was raining, but it shows there is standing water on that property. He learned at the meeting in January that it is one of the worst locations in all of Washington County for potential contamination problems. He feels the property values would be significantly impacted if something happened and they had water contamination in that area. He is concerned about the school down the street and you can go on the internet and find out that there is a lot of drug and prostitution that occur at places where teenagers can leave school and have proximity to interstate traffic. He believes considering this is premature and the County Board should wait until the 2008 comprehensive plan review.

Jim Stewart, 710 Nordic Avenue North, West Lakeland Township – Mr. Stewart stated he would like to have Holiday Stationstores wait until there is city water and sewer available. He doesn't want to see that accelerated because he does not want to see a \$10,000 or \$20,000 assessment. He agrees that is a horrible intersection and there have been major accidents with injuries. He is concerned about the groundwater pollution. First there was the whole thing on the north side the township. He does not want to have to go through that. Also, he is concerned about the coal ash deposit that Xcel Energy wants to put in there. Now,

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the Holiday Stationstores may potentially pollute the groundwater if the holding ponds would overflow. He is also concerned from a security perspective. It is another reason for somebody to get off and access the county, which is now a nice private area. He feels it would open up the housing developments for crime, burglars and safety to children. He stated that within 2 ½ to 3 miles of the Oak-Land area there is not less than a half a dozen gas stations.

Tom Voigt, 2875 Manning Avenue North, West Lakeland Township – Mr. Voigt stated he lives in the special well construction area. He feels it is important to note that an incident they believe occurred in the 50's, which is associated incorrectly to the Lake Elmo Airport instead of the Hagberg Meat facility. He has all the confidence in the Minnesota Department of Health that now that it has been discovered they will address it. He attended the annual meeting in 2005. He learned that the Planning Commission was showing the plans for the Holiday Stationstore. Anybody that discovered this on January 24 of this year is perhaps not as interested in West Lakeland as perhaps he and his wife were who just moved into this community. As they demonstrated the plan to them, they communicated how they had worked with the Holiday group to assure that the landscaping, lighting and everything was appropriate, then they asked the audience for their feedback. He trusts commercially managed septic systems and would argue that there is more risk from homeowner septic systems than from the commercially managed ones. He asked the County Board defend the needs of the people and ask for its approval tonight.

Barbara Graff, 11200 Ryan Trail, West Lakeland – Ms. Graff stated she is against developing this as a gas station. She thinks West Lakeland Township Board does a fantastic job. West Lakeland has the lowest taxes of anyplace within the entire metro Twin Cities. One of reasons that they have the lowest taxes is they do have a good Board and they have very few services. She believes it is a myth that development brings down your taxes. She does not believe there should be infrastructure there right now or commercial development because there is not a fire department or a police department. She asked about the hours of operation. It is right off the interstate so it seems conceivable that it would be 24 hours. Sometime neighborhood gas stations close at 7:00 p.m. which would be much more acceptable. She believes that gas stations do bring crime particularly when they are on interstates or when they are opened 24 hours. She is not concerned about the junior high because she does believe that Holiday would police the gas station and keep the students from hanging out there. She is concerned about the contamination of the groundwater and believes there needs to be city water and sewer. The mound system will take care of the treatment of things like toilets, but it will not help with the gasoline spills. If gasoline spills that could get into their water and sewer that is not city water and sewer and contaminate that. If there was city water and sewer she believes that would make this a lot better of an idea although she is concerned about the crime issues. She also believes that this corner should not be developed residentially, it will inevitably be a commercial corner. The question is do they want a gas station there right now, or would they be better served to have a city hall, church or a medical office that would have a more benign use and not bring people into the community off of the interstate at night and would have less possibilities for leaking into the wastewater treatment system.

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Dave Schultz, 1440 Norcrest Avenue North, West Lakeland Township – Mr. Schultz stated he is a member of the Township Planning Commission. He would like to see this parcel remain like it is, but he thinks they need to be realistic. How long can they ask the Holiday people to be patient? They have owned this parcel for a considerable amount of time and he believes that they need to move forward. He fears that if Holiday is denied rezoning, they would approach Afton, Lake Elmo or Woodbury for annexation. So whether the County Board approves the rezoning or not they will get their gas station and there will be no control over it. He asked why the County Planning Commission has it zoned residential, just because it doesn't have sewer or water, when there's a gas station with a car wash on a septic system in Baytown Township on Highway 5 and County 15. He asked the County Board to let the Township control its own direction.

Karen Bohnert, 1254 Omaha Avenue North, West Lakeland Township – Ms. Bohnert reviewed her history with West Lakeland Township since moving there in 1985. She stated that residents were opposed to commercial development, they didn't even want residential development. In July 11, 1995 the meeting was packed with people to discuss commercial development. The Board had a letter ready to sign and send to the county stating that they intended to retain commercial zoning along the freeway. There was so much opposition to this that the discussion was tabled and the meeting moved on to the next agenda item. She stayed until a motion was made to pay the bills. She has a copy of that letter and a copy of a letter that showed up at the county a week later also dated July 11, 1995 a letter signed by all three Board members. Yet there was no posting of any meeting during this time. So clearly the Town Board violated open meeting laws to revise and sign this letter. She believes this is one example of several that she witnessed that there was obvious scheming behind the scenes without property notification given to the public. She stated that at the county Comprehensive Plan hearing on this issue the voice of the people overwhelmingly spoke in opposition to commercial zoning in West Lakeland. Three quarters of the registered voters at that time signed a petition stating they opposed commercial zoning. She believes the numbers would be similar today.

The Board Chair asked the speaker to limit her remarks to the question at hand.

Ms. Bohnert stated that there is another side to this issue and that this isn't necessarily upfront. There are plenty of opportunities for people who work outside the town to get gas on the way home, they don't need another gas station. She feels a gas station on that corner would be a gold mine for the owners with all the Wisconsin residents who can avoid their state taxes by filling up just across the boarder. She is opposed to commercial development for all the reasons that the County Board has heard—the possibility of groundwater contamination, compounding of the traffic problem is certain, in addition to the gas station the owner of Stone Ridge Golf Course has said he would like to get the north frontage road to go all the way through once it is started off of Manning. She has also heard the owner of the sod farmer that adjoins the Holiday properties say in a public meeting that he would request commercial zoning if Holiday is granted a rezoning. She asks where does it stop. If the land is to be commercial, wait for city sewer and water to

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make the most optimal use of the land. She asked that the Board listen to the people and retain the current zoning.

The Board Chair stated it was getting late. There are at least ten more people who wish to speak. He feels that most of the issues have been covered. He asked future speakers to not repeat items already covered.

Thomas Dunkel, 565 Midwest Trail North, West Lakeland – Mr. Dunkel believes that the Holiday gas station is to serve Holiday gas station, it doesn't serve him. He can go within three miles to four gas stations and convenient stores. It is a dangerous intersection and the traffic will get worse. There needs to be a stop sign or stop light and who will pay for that. He is concerned they are proceeding without a plan. He agrees with Mr. O'Donnell's presentation and believes that is the way to proceed.

Phillip Moosbrugger, 1270 Oakgreen Avenue North, West Lakeland – Mr. Moosbrugger feels this is not about the most green Holiday Station on earth, it is about having highway commercial zoning in this entire tract. It is not only about the 7.5 acres, it is about at least the entire 60 acres along the highway and it is probably about the 150 acres or so that now comprises the sod farm. What is done here is going to be a blueprint for the future and is going to set the mold for the future. Another point has been made that the township has had this zoned commercially since 1954. He feels that is a red herring because the county's zoning prevails. He does not believe that Holiday was innocently misled. He feels the decision of whether or not to zone that commercial should be left to the county. The West Lakeland Township newsletter mostly is concerned with promoting Holiday's bid for rezoning. It claims unanimous support in the township for Holiday's plan. He does not believe that is the case. The newsletter minimizes concerns about traffic and groundwater and extols the benefits of this rezoning and exhorts everyone to telephone, e-mail and write the County Board members. He feels this advocacy for Holiday in the township newsletter wasn't evident when the township was going to consider and hold their public hearing, that was done on a more stealth basis. He is concerned about traffic and interstate traffic which will bring in crime and the need for police protection. He stated that the last truck stop they had in the area polluted the groundwater in Lakeland. He requests that the County Board wait until it has had a chance to consider the revision of the Comprehensive Plan. Mr. Moosbrugger asked that the newsletter be made an exhibit.

John Gozum, Ph.D., 831 Oakgreen Avenue Place North, West Lakeland Township – Dr. Gozum stated he is a practicing chemist and generates hazardous waste on a regular basis. He feels the issue is: Do the benefits for the community outweigh the risks concerning groundwater contamination, traffic safety, and potential crime issues? He addressed the hazardous waste issue, which is the gasoline. They have good plans in place for well monitoring. The problem with well monitoring is that if it is detected after the leak occurs, there is no way to know how much leakage has occurred until it is detected. It could leak for quite sometime and do significant damage before it is known. He cannot see a good reason at this point to go forward with amending the Comprehensive Plan to allow Holiday Stations to move forward without an environmental impact statement.

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Toni Howell, Metropolitan Airports Commission – Ms. Howell stated she is the Environmental Manager for the Metropolitan Airports Commission. She was asked to come here this evening to make a point of clarification for the record. She received a March 2006 resident letter sent to the citizens of West Lakeland that incorrectly identified the Lake Elmo Airport as polluting wells in the north part of West Lakeland Township. She reminded the Board and citizens of West Lakeland Township that the Minnesota Pollution Control Agency discovered a large source of TCE at the Hagberg County Market which is on the eastern edge of Lake Elmo, three quarters of a mile west, essentially up gradient of the Lake Elmo Airport. The water flows across the Lake Elmo Airport property from the west to the east as it goes to the river. The site at Hagberg was 1,000 times more than the amount that what was found at the airport at the same time of sampling. The PCA has stated that it wasn't the Hagberg site, it was apparently a metal fabrication shop that was on that site many years ago that contaminated the water. It is her understanding that the PCA is keeping an eye on it and hopefully they will be working with West Lakeland Township. She asked that this letter be made a part of the record. (Letter from Rita Moosbrugger to West Lakeland residents dated March, 2006 placed on the record).

John Grose, 13220 22nd Street North, West Lakeland Township – Mr. Grose stated he has concerns about granting the Holiday request. His concern is spot zoning. He would like this moved over to the 2008 planning. He is also concerned about groundwater contamination because he is right on the edge of the current groundwater contamination area and he is running out of places to put a well. He drives through the intersection of I-94 and Manning at least four times a day and feels you take your life into your own hands around rush hour. He feels if Holiday does go there he would like to see them pay for stop lights.

David Potter, 233 Midwest Avenue North, Lake Elmo – Mr. Potter stated that most of the comments he was going to make have already been said. One thing that bothers him is the traffic on 15 and I-94 exiting 94 onto 15 and the enhancement this will bring to that traffic in that area leaving the station. He is not for the station.

Thomas Haugrud, 810 Nordic Avenue North, West Lakeland Township – Mr. Haugrud stated he opposes the request for rezoning. He did send each of the Commissioners a letter last week dated March 30. He believed that Washington County staff did an excellent job of making the points of why this is not a good idea. He thought Mr. Gandrud advocated well on behalf of his client and made some counterpoints. He feels that none of his counterpoints would override the points made by the county. Two points the applicant made that didn't correspond with his own beliefs. One is that having the gas station is a big benefit to the residents because there is a scarcity of gasoline stations. He drives in West Lakeland every day and can get to a gas station within one to two miles in any direction. The other point made is that this will be a state of the art facility and don't worry about contamination. He feels the reality is that tanks leak, when tankers come they overfill the spill, distracted drivers drive off with the nozzle still in their gas tank, and people run into gas tanks. He asked the County Board to reject the request.

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David Bogenschultz, 595 Midwest Trail North, West Lakeland Township – Mr. Bogenschultz stated when he moved to West Lakeland he understood that the area was zoned by the county as rural residential so the County Board's authority in this matter is what drew them here. He believes the work of the Planning Department and the Planning Commission is very open and inclusive. He hopes that when this property is ever developed it would be developed with lots of thought. He looks forward to addressing this property in the comprehensive planning. With the other communities they have one chance to develop this property and to do it correctly. If it is moved forward with such speed as now it will dictate a lot of what the future development looks like. He feels that all the issues listed by Mr. O'Donnell need to be considered. He researched the county's amendments to the Comprehensive Plan. He found that in most cases there were three points that the County Board drew upon. It was consistent with the Comprehensive Plan. It was consistent with the surrounding uses. It was not spot zoning. He asked the County Board to consider that today. He attended the 2002 West Lakeland Town Board meetings where the ordinances were developed for this new area. It was said to him by the Town Board that they were doing this as a defensive mechanism, it was also stated by the West Lakeland Planning Commission at the Washington County meeting on January 24 that this was intended as a mechanism to control the development in West Lakeland Township. With the Holiday proposal they have seen conditional use permits granted contrary to the ordinance they developed and now variances that depart greatly from what they ever wanted. The West Lakeland variances are contained in the minutes of April and May of 2005. This is not the doctor's offices and the coffee shops that were talked about in a commercial district. He does not believe there is any foundation for annexation nor does he believe that they should be interested in the property because of a road being built. He asked the County Board to vote no.

Alan Kretman, 149 Midwest, West Lakeland, Mr. Kretman stated he owns a business in Oakdale, a planning and engineering firm, and he has done work in this area for the last 30 years. His brother is a resident of West Lakeland and he is here on his behalf. When Holiday bought this land they were not held hostage in terms of the issue that land was zoned R1/A1. That will eventually happen, but there are reasons why it should not happen at this time. He feels traffic will increase no matter what happens here. Development in a commercial nature will bring more commercial development. He asked the County Board to exercise its powers as a broader agency to make sure that what happens with West Lakeland is consistent with that location and that adequate study occurs to make sure that there are appropriate transitional land uses between the commercial and single-family residential.

Timothy Drahnak, 765 Midwest Trail North, West Lakeland Township – Mr. Drahnak stated he was on the I-94 study group back in 1993 and 1994. That committee did an extensive amount of work. They had a joint meeting with Metropolitan Council and Afton to figure out the uses of that entire corridor. The groundwater issue has been beat to death today. When they got copies of the maps showing the sensitivity of groundwater they were alarmed. There was a bull's-eye right on the Holiday site. The reason for the 7 acres isn't because they want to make it 7, the reason they will monitor the wells every month isn't because they want to monitor them. He does not believe the monitoring will last long. What the group wanted to do

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was control the hours of operation, day time only. It was not going to be a gas station due to the water issues. No draw off the interstate. They wanted office parks such as in Woodbury and Afton. He is surprised the township has taken a different path and departed greatly from the elements the group thought were essential in their study. He is opposed to this rezoning and appreciates the notice they were given.

Gregory Zinn, 1495 Neal Avenue Court North, West Lakeland Township – Mr. Zinn stated he is in favor of the zoning change. That wasn't his original view of it. He was opposed to it for some of the same reasons a lot of people have expressed tonight. He attended some of the Town Board meetings over the last two to three years. He's been at meetings where attorneys for the gas station, and at the time McDonald's, came in and made proposals. He wasn't in favor of it. He asked questions, talked to the Board members, and had information provided to him. He has come to the conclusion that the biggest issue they have to deal with is the annexation issue. He's an attorney, he's read the statute and it is not something that is in control of the township or of the county. It's a state administrative process. In making phone calls to the neighboring municipalities and being told they do not have any plan for that is equally unreliable. He does not want to rely on some sort of a prospective representation by a municipality where he does not have a voice.

Sur Lee, 12850 Hudson Boulevard – Mr. Lee stated he came to America 26 years ago. He lived for 15 years in Minneapolis up until 1997 when they were robbed. He and his wife went on the internet searching for the best place to live. They found that Washington County is the best place to live, so they moved here. He stated that Washington County is the best place for people to live and the Board has done a good job and made the right decisions. He opposes this plan. The place there is peaceful. People need a peaceful place to live.

Gordon Moosbrugger, 13956 North 10th Street, West Lakeland Township – Mr. Moosbrugger stated the statute relating to this annexation by ordinance provides that a municipality that has water and sewer can at the request of the owners of up to 60 acres of land located in a township which does not have water and sewer may by ordinance annex up to the 60 acres. The cannon of statutory construction applied by the courts is that all the words in a statute must be given effect. The court will not assume that the legislature had no purpose or used unnecessary or surplus verbiage in drafting a statute. The words in the statute are a municipality that has water and sewer may at the request of the owners of property in an adjacent township that does not have water and sewer annex that 60 acres. The problem is none of the three adjacent municipalities have water and sewer and based on inquiries do not expect to have any water and sewer for many years, 20 maybe 30 years. He feels that this annexation by ordinance is a boogeyman.

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

The Board Chair asked for questions from the County Board Members.

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Commissioner Pulkrabek asked about annexation. If the applicant applied for annexation is that a possibility? George Kuprian, Assistant County Attorney, indicated that it is definitely a possibility. The chances of it can only be speculated, but it is a possibility.

Commissioner Pulkrabek asked about stubbed road, he was unclear. If the road is a private road, for future development, would the county have control over that so if something comes in the future, behind the Holiday Station for instance, would the county or township be able to stop that? Mr. Kuprian stated it would depend on the actual language, but it is possible to draft it that way. Mr. Gandrud indicated that was a condition of approval on the Conditional Use Permit. The county will get the Conditional Use Permit before the Board. That is a detail they are offering and will get it in a form that the city attorney and county attorney will agree to.

Commissioner Pulkrabek asked about the monitoring. Is the monitoring going to be in perpetuity or could this be ended by Holiday in one or two years? Mr. Gandrud stated no, they will keep it as long as they operate there and Holiday Stationstores last. That will be something that is programmed into it. It is something they do when they have a septic system and the cost benefit is so great it is silly not to.

Commissioner Pulkrabek asked about the hours of operation, they never were stated. Mr. Gandrud stated the township approval was 24 hours. He believes that is a question that will be before the Board on the Conditional Use Permit.

Commissioner Pulkrabek stated a few people asked about the process and notification as far as public hearings, meetings, was that followed at least on the county end of it? Mr. Kuprian stated that the county notice is in the record, he does not know about the township.

Commissioner Pulkrabek stated there were questions about the traffic. Are there any plans as far as traffic control, stop signs or traffic signal, in that area. Is that on the radar screen. Jim Schug, County Administrator, stated there has been a review of the traffic and potential alignment of the proposed service road. Again, as Mr. Gandrud said, that would be part of a Conditional Use Permit process. He indicated that Ted Schoenecker, Transportation Department, could answer any questions the Board may have about that. Mr. Gandrud stated he believes that is in the plan already. It is scheduled for signalization.

Commissioner Stafford stated that the annexation issue is not his number one concern. He does not believe it will happen in his lifetime, but townships in this county will cease to exist in the near future. He is confused by Mr. Moosbrugger's comment and one earlier about the premise for annexation doesn't rely exclusively on the issues of sewer or water, aren't there other reasons why annexations can take place?

Mr. Moosbrugger stated the statute on municipal boundaries as it is now called has many subdivisions and many provisions and ways that annexation can occur. It can occur by agreement. However, the specific

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statute that gives the arbitrary power to the annexing municipality is one of many of these ways. That's the one that's being alluded to. There is no appeal, there's no hearing it merely needs to be approved by the administrator of the boundary commission. But, the water and sewer has to be available. That's the only way the statute makes any sense.

Commissioner Stafford stated the Board was told at the beginning that this is just a question of changing zoning and that all of this has to come back here when the actual plans are developed. He just wants to make sure that the Holiday folks are aware that Manning Avenue is under county control. There have been many fierce battles in this room about ingress, egress, right turn, left turn, no turn, medians and other issues. He stated there are traffic problems with that area. He is surprised more citizens haven't been lost there. The county will probably take a long hard look at it. He asked Mr. Gandrud if he saw a possibility where they went through all of this agony and got to the point where they still couldn't meet the county requirements for traffic control. He feels that is a risk in his mind. Mr. Gandrud stated welcome to the world he lives in. He thanked the Commissioner for pointing that out. They have confidence in their plans and with the county engineers and they will make it work.

Commissioner Hegberg asked about traffic counts on that intersection. Mr. Schoenecker, Transportation Engineer, stated there are volumes out there. The average daily traffic (ADT) on Manning is about 11,000 vehicles a day. He believes that the estimation of the specific site is roughly 2,600 vehicles a day.

Commissioner Peterson asked about access management. Looking at I-94 to the first turn in, does it meet the county criteria or is it insufficient. Mr. Schoenecker stated that right now there is from the north ramp to the driveway, or frontage road, it is about 650 feet which is 1/8 mile spacing. In the letter the department sent to Planning regarding traffic issues that was one of them that they brought up. If they were looking at this site, they would be somewhat okay with allowing full access here; however, in that letter they also stated that long term they need to set up their site such that they are able to accommodate quarter mile spacing which is more in line with what the access spacing guidelines are.

Commissioner Peterson asked about a right in, right out? Mr. Schoenecker stated as it sits today, they would be willing to work with the developer. What they would need to do is plan for that long-term access on the north side of their property. That would also involve construction of turn lanes on Manning Avenue.

Commissioner Peterson stated she has traffic questions. She will have comments under Board discussion.

Commissioner Kriesel stated that most of the questions he was interested in have been asked and answered. He asked Mr. Gandrud, regarding the recommendations of Joe Lux in his traffic management analysis, are there any issues with him accommodating that request? Mr. Gandrud stated no, there are not. That will be one of the key elements of the Use Permit that they apply for. The Board has to be satisfied with that. He

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will be talking about berming, lighting, signage, onsite drainage, and all those things. They feel they've addressed them and they will address them again. They have flexibility, they have a 7.5 acre site.

Commissioner Kriesel asked about the school. Has there been any opinion offered by either a school board member or the school itself regarding this gas station. Mr. Gandrud indicated none that he knew of.

Commissioner Peterson stated that gas stations come and go, companies come and go, when you say perpetuity, what do you really mean, as long as you hold fee title to it or as long as a similar business serves on that site. Mr. Gandrud stated he was referring to the solidity and the track record of the owner. That's number one. He does not think there is a more stellar track record in Minnesota, Wisconsin or the United States. They will put restrictions on the open space. They didn't reserve that so they could come in ten years from now with McDonald's. They will put restrictions on that. So that is perpetuity. That control of that driveway will be a deed. That will be in perpetuity. He cannot guarantee you that Holiday will be pumping gas, but he does not think there can be a finer confidence.

Commissioner Peterson asked if a covenant could be placed on this property to ensure the conduct of it, that the monitoring of it would last as long as it were a gas station. Mr. Kuprian stated the covenant would actually be part of the Conditional Use Permit, that in itself is a covenant.

Commissioner Peterson asked if it were sold to another gas station another company that would go through. Mr. Kuprian stated they would have to get their own Conditional Use Permit.

Commissioner Peterson asked in the houses that have water systems that are marginal, the county attached something to the deed. Mr. Kuprian believes that was a recordation. Commissioner Peterson asked if there were any way they could do something like that to attach to the property. Mr. Kuprian stated it would be attached in the Conditional Use Permit. If it's sold to another business, they would probably have to come in and get a Conditional Use Permit, be it a gas station or some other business.

Commissioner Peterson stated that the Board will have an opportunity to discuss this after the public hearing is closed? The Board Chair indicated it would.

Commissioner Stafford stated he would say no at this time, but that doesn't mean he doesn't have questions, they will come later. He has a concern about a number of items.

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

Commissioner Peterson moved to close the public hearing. Commissioner Hegberg seconded the motion and it was adopted unanimously. The public hearing was closed at 10:30 p.m.

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The Board Chair opened the matter for discussion and comments by the County Board.

Commissioner Peterson stated that transportation is an issue with her. She has been talking about this corridor for probably close to 12 years. She is still concerned that there is not an overall agreement or plan with the communities along I-94 all the way into Wisconsin. If she looks at the capacity of that road, and she looks at the capacity of what the future will bring to Washington County and to western Wisconsin, she is still concerned about an overall plan. That would be her first choice that they would enter into a year discussion where they would address the I-94 corridor and that there would be concurrence with the communities along that corridor for economic development. She does not like the idea of having to rezone for a gas station because she had hoped in her vision at one point that there would be a corridor coming into Minnesota from the east that would be Minnesota's pride, where there would be office parks and technology, with a dream that there would be open space between the office parks. That seems to be slipping by rather fast. Communities are making their own choices with, she believes, little forethought. She believes at some point there will be light rail along the I-94 corridor and she believes they should be addressing those kinds of businesses and activities that will encourage that kind of development. She came here feeling very strong about her visions. She has not been pleased by the conduct of some of the testifiers. It has made her ashamed. She does not like public hearings where attacks are made on one another. This is open discussion and it should be based on respect for one another.

Commissioner Hegberg asked does the Board want a Conditional Use Permit or does it want to look at a future that would be different in this corridor. He noted that in prior discussions about the Comp Plan they had visions. He does believe the township has done a good job and they're elected officials. They take on the responsibility and take a look at what they feel is the best for their community. The county oversees townships, in cities it does not. He stated that the same battle is taking place on the corner of 15 and 97. On the west side of Forest Lake, annexation is being discussed, it's between Columbus and Forest Lake. There are gas stations in Columbus that are not on city water and sewer. Forest Lake gave them permission on a contract so that water and sewer could go over there. To the north in the City of Wyoming and Wyoming Township, there are three gas stations right on the corner without city water and sewer. They are all very well run. One's a Holiday, a Super America and another one. There have been no problems. City water and sewer was offered to that section now so that commercial development could be the way it should be. But there is a question on who would bear the expense so it hasn't occurred.

Commissioner Stafford stated that he has received approximately 65 e-mails, 15 or 20 letters, five or six phone calls. He has answered every e-mail where they asked him to answer. If somebody held a gun to his head right now he would probably lean towards granting a variance, but then he wouldn't be able to look at himself in the mirror or sleep very well at night because he has a host of questions that he does not believe could be answered tonight. Some of them concern sewer and water. In spite of the good answers they've had tonight he has more questions. He feels traffic is very serious, the type of commercial development is another question. If this group does not want to wait to do all this with the 2008 Comp Plan review, he

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thinks they need at least a couple weeks so that those on the Board that have technical questions can frame them, put them in writing and get expert responses to them. He is concerned about doing the right thing because all of us in this room are going to spend the rest of our lives paying to clean up Lake Jane Landfill because the county did the wrong things, and things were done in haste. There are 105 landfills that are closed and contaminated and there is a \$500 million bill facing us to clean those up. We don't want to make those kinds of mistakes at a local level if they can be avoided. He would like to get some honest answers to what he believes are honest questions. He suggested that the Board vote on this at another time.

Commissioner Kriesel thanked everybody that came to the meeting tonight whether they were for or against the zoning change. He thanked the 90 plus people that took the time to e-mail him. As far as delaying this, this is the third public hearing that has recently been held to discuss this issue. At the Washington County Planning Commission public hearing most of the people there were in opposition to the zoning change. Then there was a second public hearing at the township level on March 14 and there was unanimous support for it including the entire elected body of West Lakeland and the seven member planning commission. Three citizens have contacted him that were originally opposed to the zoning change, called to inform him that once they had seen West Lakeland Township's newsletter, or discussed it further they now support the zoning change. One of the County Planning Advisory Commission members called him and said that given further information he now supports the change. He is not sure what further questions could be sought. There is concern about water quality, there's no question about that. There are very rigorous rules and regulations that govern protecting water quality. There has been a recommendation by the Transportation Department that proper management where that turn lane is would minimize any adverse affects given the fact that traffic signals are also scheduled to be installed there. What concerns him, and the West Lakeland Town Board, is if this zoning change doesn't take place, the Holiday Station need only petition one of the adjoining cities to be brought into their community. Whether that's likely or not is not the issue. The issue is it can happen and has happened with other communities. Having commercial development occur where infrastructure is currently in place is a great goal. But when you look at cities like Stillwater the commercial development that is occurring in Stillwater they have to annex to have it occur because Stillwater is basically built out. That is the reason the Township of Grant became a city, fear of annexation. Forest Lake, as Commissioner Hegberg mentioned, is looking to annex into Columbia Township for their commercial growth. Oak Park Heights has in the past annexed into Baytown for their commercial land. So it is not a stretch of the imagination that when these communities get built out they are looking to where they can annex land to accommodate commercial growth. He stated that on a weekly basis he is in contact with a member of the West Lakeland Town Board to discuss issues and their concerns. They work tirelessly protecting their citizens on environmental issues such as fly ash. He is encouraged to hear the Holiday management, through Mr. Gandrud, that they are willing to work with the citizens. He would encourage all citizens to take a look at the village commercial center that was built on Liberty on the Lake. You would be hard pressed to say that wasn't a beautiful station. You cannot always, nor should you, try to stop growth. What you can do is get what you want. He respects all the testimony of those that oppose it, they spoke about valid issues that each and everyone is concerned with. However, who in the past have been the best

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stewards of the township. He would say the township officials. He is in support of West Lakeland's elected officials and he hopes everyone understands what motivates him to do that. He feels it is the best way he can represent those citizens is through their elected body. He encouraged everybody to work closely with their elected officials. That enables him to support the folks when they have more serious issues coming down the road.

Commissioner Pulkrabek stated he has read all the letters, he has talked on the phone with people who spoke for and against it, he read all of this e-mails, he met with representatives from the West Lakeland Board, he met with representatives from Holiday Stationstores, and he has listened to all the comments this evening. He has gotten his questions answered. This is not a decision that he takes lightly. He is just trying to do the right thing. He will be voting in favor of this request this evening.

Commissioner Kriesel moved to approve the application from Holiday Stationstores, Inc. to amend the Washington County Comprehensive Plan and rezone 7.3 acres of their 60 acre parcel in West Lakeland Township from Single Family Estate to Commercial/Industrial-Rural. Commissioner Hegberg seconded the motion.

Commissioner Stafford stated it sounds like there are three votes, so he is put in a position knowing that there are questions to be answered to go ahead and approve it without getting answers to those questions. Even though he leans towards supporting Holiday, in good conscious he cannot vote for it until he gets these other questions answered. There is no other opportunity to talk about the sewer, water, traffic, and comp plan with Lake Elmo, the traffic corridor, zoning, and what type of commercial. What is so important about approving this tonight? If they don't want to wait until 2008, he can understand that, he asked if they couldn't wait two to three weeks or months until some of these questions are answered. Is there something in the law that says they have to vote on this now?

Mr. Kuprian stated this can be held over, but the public hearing would have to be reopened. The hearing was closed for testimony so it would have to be reopened, table the motion and hold it over.

Commissioner Kriesel stated he does not know what the questions are. He made a motion, he supports it. The information he has is sufficient to make a decision. He feels he has a grasp of what the traffic management problem is. He thinks he understands that the water quality issue can be mitigated through stringent controls. He thinks he understands the consequences of the property to the east of the 7 acres is going to be under the control of the township.

Commissioner Stafford stated if they want to get started on this right now, the intersection is already a mess. If the Board lets them go ahead and build this project now, there is no intention of building traffic control systems in there until 2010.

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Mr. Gandrud told the Board that they will be going from the frying pan into the fire when they get into the use permit. They will answer those questions or they will be dead in the water.

Mr. Kuprian advised the Board that those questions appear to be part of the Conditional Use Permit process not the rezoning. The questions that Commissioner Stafford has should be addressed at a CUP hearing.

Commissioner Hegberg noted that the process would be the Conditional Use Permit would be applied for by the Holiday Station and they will again have to appear before the County Planning Commission and they will review the Conditional Use Permit and will put certain requirements on it including the transportation issues and monitoring the water quality will have to be discussed more thoroughly. If they don't get approval from the Planning Commission they will have to appeal it to the County Board.

Commissioner Peterson stated the one issue that she does not feel comfortable on voting tonight is that she really does not know and she has not reviewed Lake Elmo's Comprehensive Plan as they address the corridor. That has just recently been approved. That is her concern. At some point she would like to have a discussion with Lake Elmo about that corridor. She has a feeling, after the communication they received from Afton, she thinks she knows where they are going, but she does not know that for sure. That is the issue she hopes would be delayed and have that conversation.

Commissioner Stafford stated he would like to table this for two weeks.

Mr. Kuprian stated that Planning just informed him that under the 60 day rule there are only three weeks left to make this decision. They've had the 60 days, it was extended for 120 days and apparently there are only three weeks left until that 120 days are up.

Commissioner Stafford moved to table the motion to approve the application from Holiday Stationstores, Inc. to amend the Washington County Comprehensive Plan and rezone 7.3 acres of their 60 acre parcel in West Lakeland Township from Single Family Estate to Commercial/Industrial-Rural for one week. Commissioner Hegberg seconded the motion and it was adopted 3-2 with the vote as follows: Yes, Commissioners Peterson, Stafford, and Hegberg; No, Commissioners Kriesel and Pulkrabek.

Mr. Kuprian stated that the issue is tabled until next week, then the public hearing will need to be reopened for questions next week.

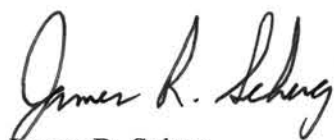
Commissioner Stafford listed the questions he would like answered: When is the traffic signal scheduled for Manning Avenue for the frontage road, both sides; He heard 2010 he does not believe Holiday wants to wait until 2010. He believes his water answers can be answered.

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ADJOURNMENT

There being no further business to come before the Board the Chair adjourned the meeting at 11:00 p.m.

Attest:



James R. Schug

County Administrator

Bill Pulkrabek, Chair
County Board

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
APRIL 11, 2006

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 Peterson, Kriesel, Pulkrabek, Stafford, and Hegberg. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Doug Johnson, County Attorney; Linda Krafthefer, Assistant County Attorney; Jim Luger, Parks Director; Sandy Cullen, Transportation Manager; Joe Lux, Sr. Engineer Technician; Mike Welling, Surveyor; Dennis O'Donnell, Sr. Planner; Ann Pung-Terwedo, Sr. Planner; Keith Potter, Facilities Manager; Lowell Johnson, Director of Public Health and Environment; Sue Hedlund, Deputy Director of Public Health and Environment; Cindy Weckwerth, Program Manager; Dan Papin, Community Services Director; Patrick Singel, Deputy Community Services Director; Cindy Koosmann, Recorder; Jennifer Wagenius, Deputy Recorder; Jody Moran, Recorder's Office; Steve Pott, Sheriff; and Steve Nelson, Public Information Coordinator II.

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

1. Approval of the March 28, 2006 Board meeting minutes.
2. Approval to appoint James Keller, Denmark Township, to the Public Health Emergency Preparedness Advisory Committee to a first term expiring December 31, 2006.
3. Approval of Commissioner's Service award to Brian Nichols, Baytown Town Board, for his 37 years of public service.
4. Approval to renew on-sale and Sunday liquor license for Afton Alps, Inc., for the period of April 1, 2006 through March 31, 2007.
5. Approval of Plat of Audubon, Baytown Township.
6. Adoption of **Resolution No. 2006-050** as follows:

April 11, 2006

Approval of Contract with Gladwin Machinery for
Purchase of Heavy Duty Hydraulic Shear

WHEREAS, in order to purchase a hydraulic shear, the county solicited proposals for this equipment; and

WHEREAS, proposals were received from two equipment suppliers with Gladwin Machinery being the lowest proposal supply of a 6' Hydraulic Plate Shear and Hydraulic Plate Radius Shear.

NOW, THEREFORE BE IT RESOLVED, that a contract for the 6' Hydraulic Plate Shear and Hydraulic Plate Radius Shear be awarded to Gladwin Machinery; and

BE IT FURTHER RESOLVED, that such contract shall include all of the provisions of the specifications as stipulated by Washington County and as agreed to by Gladwin Machinery; and

BE IT FURTHER RESOLVED, that the contract between the county and Gladwin Machinery be executed through the signature of the Chairman of the Washington County Board of Commissioners and Washington County Administrator without further action of the County Board conditioned upon contract execution by the vendors and approval as to form by the Washington County Attorney's office.

The foregoing Consent Calendar was adopted unanimously.

COMMUNITY CORRECTIONS

Lloyd Knutson, Chair, and Todd Bruehl, Vice-Chair, of the Community Corrections Advisory Board, presented a brief summary on the activities of that group for the past year. Topics that the Advisory Board has been involved include: Early discharge from probation—it was felt that early discharge was an important incentive to some probationers to complete their conditions and remain crime free, although as a tool to reduce case loads it was less helpful; Statistics were given showing how Minnesota ranks nationally—21st in State population, 32nd lowest crime rate; 46th per capita spending in corrections; 49th lowest incarceration rate; one of the lowest repeat rates in the nation; and, the Advisory Board gave feedback on the 2006-2007 Comprehensive Plan.

The Board members thanked Mr. Knutson and Mr. Bruehl, as well as all the citizen advisory groups. They feel they are important to the county process.

TRANSPORTATION AND PHYSICAL DEVELOPMENT

Contract Award for Division 27 – Mechanical for the South Service Center

Commissioner Peterson moved to adopt **Resolution No. 2006 -051**, as follows:

April 11, 2006

Contract Award for Division 27, Mechanical, for Construction of the South Service Center in Cottage Grove to Kumar Mechanical

WHEREAS, in order to accomplish the construction of a County Service Center in Cottage Grove, the County solicited bids for this project; and

WHEREAS, bids were opened on February 14, 2006 with bids accepted in 29 bid divisions; and

WHEREAS, contracts for Bid Divisions 1-26, 28, and 29 were awarded at the meeting of the County Board of Commissioner on March 7, 2006; and

WHEREAS, Bid Division 27, Mechanical, called for the use of Automated Logic DDC System with Automated Logic – Twin Cities as the installer; and

WHEREAS, it has been established that there is no suitable alternate to the aforementioned system and installer; and

WHEREAS, the contractor has agreed to use the aforementioned system and installer at the bid price.

NOW, THEREFORE BE IT RESOLVED, that Kumar Mechanical be awarded the contract for Division 27, Mechanical of the South Service Center project in the amount of \$1,310,000, conditioned upon the execution by Kumar Mechanical of contract #3590 which is attached hereto and made a part of this resolution.

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

BE IT FURTHER RESOLVED, that if Kumar Mechanical fails to execute the attached contract within 10 days of the date of this resolution, the Washington County Board of Commissioners prospectively declares all bids for Division 27, Mechanical for the South Service Center to be rejected and authorizes the Department of Transportation and Physical Development to rebid Division 27, Mechanical without further action of the Board.

Commissioner Hegberg seconded the motion and it was adopted unanimously.

Use of County Gravel Pit for CSAH 8/14 Construction Project

Commissioner Hegberg moved to approve Supplemental Agreement No. 2 to use the county gravel pit as a source for granular material to be used on the CSAH 8/14 construction project. Commissioner Kriesel seconded the motion and it was adopted unanimously.

RE-OPEN PUBLIC HEARING - TRANSPORTATION AND PHYSICAL DEVELOPMENT

Comprehensive Plan Amendment/Rezoning Application Submitted by Holiday Stationstores, Inc.

April 11, 2006

The Board Chair noted that this is the continuation of the April 4, 2006 public hearing on the application from Holiday Stationstores, Inc. for an amendment to the Washington County Comprehensive Plan and the rezoning of property located in West Lakeland Township. He noted that at the April 4 hearing, the public hearing was closed and a motion was made by Commissioner Kriesel, seconded by Commissioner Hegberg to grant the application to amend and rezone. However, before the motion was voted on, a motion to table was made, seconded and approved. The Board Chair called for a motion to take Commissioner Kriesel's motion off the table.

Commissioner Kriesel moved to remove the motion to approve the application from Holiday Stationstores, Inc. to amend the Washington County Comprehensive Plan and rezone 7.3 acres of their 60 acre parcel in West Lakeland Township from Single Family Estate to Commercial/Industrial-Rural from the table. Commissioner Peterson seconded the motion and it was adopted unanimously.

The Board Chair asked Commissioner Kriesel whether he wished to proceed with the vote or request to withdraw the motion.

Commissioner Kriesel stated he would withdraw his motion to approve the application from Holiday Stationstores, Inc. to amend the Washington County Comprehensive Plan and rezone 7.3 acres of their 60 acre parcel in West Lakeland Township from Single Family Estate to Commercial/Industrial-Rural. Commissioner Hegberg withdrew his second.

The Board Chair asked if there were any objections to withdrawing the motion; hearing none the motion was withdrawn.

The Board Chair stated that because Board members had technical questions to ask the staff, he would now entertain a motion to reopen the Public Hearing for the limited purpose of questions by the Board members.

Commissioner Peterson moved to reopen the public hearing on the application from Holiday Stationstores, Inc. for an amendment to the Washington County Comprehensive Plan and the rezoning of property located in West Lakeland Township for the limited purpose of questions by the Board members. Commissioner Hegberg seconded the motion and it was adopted unanimously. The public hearing was reopened at 9:26 a.m.

Jim Schug, County Administrator, stated that following the last meeting a number of questions were raised regarding traffic, public safety, septic system, the comp plan, and so forth. Staff have been researching those questions over the course of the week and they are here this morning and are prepared to answer any questions the Board may have.

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Commissioner Stafford asked County Sheriff Steve Pott what is the county's obligation related to law enforcement in townships. Sheriff Steve Pott stated the requirements are not much different for cities and townships. Historically, cities and townships are required to provide for the safety and security of their residents. Sheriffs' offices around the state typically provide emergency response anywhere in the county if a local department doesn't exist. For the non-emergency type responses it is trickier. There isn't a clear expectation or requirement that the County Sheriff respond to those types of calls. The cities in the county who do not have their own police department, with the exception of Marine on the St. Croix, contract with the county. New Scandia Township also contracts with the county for one officer about 40 hours per week.

Commissioner Stafford stated that his concern was if any community, not just West Lakeland, is in an expansion mode with a growing population, they increase the environment for violations to occur. In a township, is the county required to meet that demand, or is there an expectation that the local government would help subsidize that. Commissioner Stafford indicated that the Sheriff has suggested that West Lakeland could perhaps use a contract service, and their response was that they felt they were adequately taken care of. Sheriff Pott stated he does not know if there is an easy answer for that. Before Grant became a city they also contracted for a short period of time as they were growing. New Scandia Township is in a similar situation now where they are moving toward incorporation. He's not sure what drove that, he thinks calls for service was part of it. West Lakeland is in an interesting spot in that particular corner—Afton contracts with the county for service, Woodbury is on the southwest corner and they have their own police department and Lake Elmo contracts on the northwest corner. West Lakeland is the only corner that doesn't have contract policing. He would hope that the expectation isn't that the three surrounding police contracts or police departments would pick up the slack because it is in close proximity to those that are paying for the extra service. He has no idea what kind of activity would be generated at a gas station. His anticipation would be calls for drive-offs, bad checks, credit card, those types of violations as opposed to significant person crimes. It would get down to how those calls are dealt with, and does the Sheriff's Office provide investigative services and response services at no cost, or is there a responsibility on the part of the township to step up a little bit.

Commissioner Stafford asked if they would have another opportunity to revisit that issue once the permitting process starts. Sheriff Pott responded that he would guess the township is evaluating that on a regular basis. As they grow they are evaluating their needs for police services with or without the development. He believes that at some point West Lakeland will be at a point to do something other than rely on the county's general patrol when they are available.

Commissioner Pulkrabek asked how this works, whether it's West Lakeland, Lake Elmo or whatever community contracts with the county. What if they only want to pay for what is considered an insufficient level of police protection, say they only have one police officer and they clearly need four. Does the Sheriff's Office have the authority to say there have been X amount of calls and one officer isn't sufficient, how is that handled? Sheriff Pott stated that is an interesting dilemma and is going through the courts right

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now in a different part of the state. A city is challenging the requirement of the Sheriff to provide police service if they just quit providing it. He is not sure where that will land or if it has been finally decided. Fortunately, they haven't run into that situation yet. They work with the contracts on a regular basis, annually visit the activity levels and recommendation for staffing. There isn't a formula. The answer to the question is legally, they probably could quit responding to calls, whether he or the Board could survive that decision is another question. He feels the pure letter of the law doesn't require the Sheriff, particularly in non-emergency situations, to respond.

Commissioner Peterson stated that Grey Cloud Township contracts with the City of St. Paul Park. She asked if Denmark also contracts with the county. Sheriff Pott stated they do not. They are still operating under the general patrol services. The county actually contracted with Grey Cloud Township for a period of time, but with response time and it being a remote location for the county that ended. Also, Forest Lake Township had a contract of three officers prior to incorporation with the City of Forest Lake. It is not without precedence that the townships have contracts with the county.

Commissioner Stafford asked if the incidents increased to a level where the present contract just wouldn't do it with the amount of officers under contract for a particular city or township, what would happen? Would they be asked to expand the contract or does the taxpayers of the entire county pay for the slack? Sheriff Pott stated that the cities have stepped up and where growth and calls for service have increased they've been able to work with the cities either through COP grants or through other means to fund an officer. They have offered in the past to split contract services. For instance if New Scandia wants to increase their police contract maybe they can partner with May Township or Marine. They have a joint contract in the Lower St. Croix Valley area, Afton, Lakeland, Lakeland Shores, St. Croix Beach, St. Mary's Point share three contract officers. The same in Mahtomedi, Dellwood and Willernie share five officers. If there is a good fit that makes sense, and maybe West Lakeland and Lake Elmo would be a good fit to partner, or West Lakeland and Afton.

Commissioner Peterson is concerned, because the Sheriff's department is funded through the county general budget. She represents some of the poorest areas in the county. She has a concern when she sees some of these poorest communities subsidizing some of the wealthier townships. Sheriff Pott stated the patrol force is split just about 50/50 contract officers versus general patrol officers. As a whole, he believes the areas that have the most calls for service have stepped up. As areas grow that is something they have to struggle with and it is not cheap. It costs somewhere between \$70,000 and \$80,000 a year per deputy when the car and benefits are figured in.

Commissioner Kriesel stated that is a good argument for a later day. He does not totally agree. He thinks the prosperous townships end up subsidizing some of the less fortunate in many aspects. They don't have the commercial nor the infrastructure or things like that.

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Commissioner Stafford asked about the traffic issues. What would have to be done to ease the problem. What is out there now without Holiday and is that problem exacerbated by putting an enterprise on that intersection and what would it cost to accommodate that service and who would pay for it. Ted Schoenecker, Transportation Engineer, stated that the Minnesota Department of Transportation is aware that there is a problem out there. In 2010 they have it programmed in their budget to install traffic signals at both ramps and also at Hudson Road to the south.

Commissioner Stafford clarified that MN/Dot has it in their plan. What would the cost sharing be presently, in 2010 if they took care of those intersection regardless of Holiday, who would pay for that? Mr. Schoenecker stated that MN/Dot received federal funds. The two ramps they are 100% responsible for. The Hudson road intersection it would be split between MN/Dot, Woodbury and Afton. If any signals occur, for whatever reason, at the north frontage road, Hudson Boulevard, it would be a cost sharing between MN/Dot and the county.

Commissioner Stafford stated there was some suggestion that if 10th Street and Manning were signaled, and there were signals at the bridge, they could be synchronized to possibly avoid a signal at the Holiday entrance. Is there any plan to signal 10th Street? Mr. Schoenecker stated that 10th Street is in their signal ranking system. He is not sure how it ranks, but believes it is in the top 10 every year. It hasn't jumped out on their radar as a dire need to put in a traffic signal there.

Commissioner Stafford asked if that dire need would change if there was a facility on that corner like Holiday. Mr. Schoenecker stated there may be a need for it. What they plan on doing is if the rezoning is approved and as they come through with a more formal site plan, they will examine the need for a traffic impact study. Out of that study there will come recommendations as to what improvements need to be made and what the cost sharing will be for those.

Commissioner Stafford stated that other than the fire protection question, his questions have been answered.

Commissioner Peterson stated her questions are with planning and zoning. She would like to see the new comp plan for Lake Elmo. Her questions are: Are there any additional roads planned to accommodate the open space on either side of the road. Dennis O'Donnell, Senior Planner, stated he talked with the officials with the City of Lake Elmo. They indicated to him that they have updated their Comprehensive Plan and the city council has approved that plan. It was forwarded on to the Metropolitan Council and the Community Development Council of the Metropolitan Council recommended approval of that plan to the full Council. On April 12 the full council will take it up. They have shown on their plan for that corner, the area in brown, is called a business park classification. The intended use of that property would be medical facilities or professional business offices or headquarters for companies, but primarily office use. The agreement they have with the Metropolitan Council is that none of that property be developed until sewer and water gets there and if it is the only thing that could happen there is single family residential at a density of one home

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per twenty acres. The sewer staging for that area is post 2020, so the plan is for after 2020 to have that area sewerred. There is a small parcel of three, four or five acres that is highlighted in red, between the frontage road and the interchange, that designation is limited business, primarily office use.

Commissioner Peterson asked if they are looking at any additional access. Mr. O'Donnell stated it is still premature to be looking at accesses at this point. They will be moving from west to east.

Commissioner Kriesel asked specifically what the red zoning was. Mr. O'Donnell stated it was limited business and the uses allowed in the limited business are primarily office type uses.

Commissioner Kriesel asked what is allowed with the other. Mr. O'Donnell stated it was business park or pretty much the same as the red.

Commissioner Stafford asked about waste management. What specifically did the county approve in the facility that was going to be built. There was testimony that the system would be built to be 30% more efficient than required. He asked someone from Public Health to verify the details of the permit including more specific detail about the soil conditions in that area. The second question is about water supply. Not much was discussed about water supply. He asked for clarification on the source and the long-range plan for water supply. He assumed that Holiday would have its own well, but if this project leads to more commercial development in that area, is it assumed that everyone has their own well, or has there been discussion about a municipal well. This issue was raised when the Board talked about a platted development for Baytown, so there was some prior concern about that type of situation on behalf of the county.

Cindy Weckwerth, Program Manager with the Department of Public Health and Environment, stated that the county has reviewed a couple of renditions of septic designs in the area. Most recently there was one submitted in January and they believe there is a primary design that has been identified. However, before they would issue a permit, there would need to be additional soil work out there. She indicated this was a very wet lot. Regarding the efficiency issue, Ms. Weckwerth indicated that they cannot verify at this time whether or not it's 30% more efficient, but they can comment that as part of the design there is pre-treatment built into the design of the system which will bring the waste stream down to or below a domestic waste stream. Because of that, theoretically they could maybe design the mound a little smaller, but the proposal they have in front of them shows it's still at its initial design. There is some efficiency there with the gravel filter that is in place. As far as the water supply system, it is her understanding that they are looking at an individual well. If part of the longer range plan is to look at a community water supply, now would be a good time to start talking with West Lakeland to get some of the infrastructure into place. There is a requirement for a 100 foot set back from any wells from the tank. They should be thoughtful in the planning process with regard to working around the septic tanks and the placement of the well. This well would be under the same guidelines as any other domestic well because it wouldn't be considered a community well.

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Commissioner Peterson asked Ms. Weckwerth if there are contaminated waters in this area. Ms. Weckwerth stated not under this particular parcel. It is not part of one of the existing special well construction areas.

Commissioner Peterson asked about the additional 60 acres that abuts this land, does staff have any idea about the capabilities of it, doing an on-site well and septic system? Ms. Weckwerth stated the soils to the east are also very wet, so it's unlikely that would be a good candidate for a septic system.

Commissioner Kriesel asked regarding the water quality, whether it's the well or the septic system, in order for the county to approve a permit, there is a pretty rigorous process to get approval. Would it be accurate to say that following the approval process, if a septic system or well was approved, she would be confident that it should operate well in regard to public safety? Ms. Weckwerth stated they do go through a rigorous process. They have been out there a lot doing soil borings trying to understand the characteristics of the site. If they got to the point where they were permitting, they would be confident that it was adequate sewage treatment. The issue with the well, that is permitted by the Minnesota Department of Health, so it would go through their process.

Commissioner Peterson asked Mr. O'Donnell what is the rest of the zoning along I-94, other than Lake Elmo. Mr. O'Donnell stated the area further to the west is also the business park and then from that area to the west is shown in yellow and that shows single family residential with density of 3 ½ dwelling units per acre. There are the small little red areas that would be limited business between the frontage road and the highway.

Commissioner Peterson asked Mr. O'Donnell to point out the roads. Mr. O'Donnell stated that from Manning to Lake Elmo Boulevard, that portion is the business park. Further to the west between Lake Elmo Boulevard and Inwood Avenue it looks like that is the single family residential.

Commissioner Peterson stated that apparently there will be no additional road that would run east/west other than 10th? Mr. O'Donnell expected there would be some additional roads east/west when the properties are developed.

Commissioner Peterson stated those are her concerns as access management is started. She really is not sensing an overall plan for the development of a road that would accommodate what she expects will happen in the future.

Commissioner Peterson asked how far is sewer and water in Lake Elmo now. Mr. O'Donnell stated at this point sewer and water is just to the east of Inwood Avenue.

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Commissioner Peterson stated that the capacity is there for all of Lake Elmo, correct? Mr. O'Donnell indicated they are starting from the city center and going south then there will be capacity along the highway. Commissioner Peterson asked if the MUSA line could accommodate that. Mr. O'Donnell indicated it could.

Commissioner Hegberg pointed out that the City of Afton on the north side of their city, but on the south side of the highway, that is zoned commercial, is that correct? Mr. O'Donnell stated that is correct, he believes it is rural/industrial type uses. They have truck terminals and so forth.

Commissioner Hegberg asked if that area were covered by water or sewer. Mr. O'Donnell stated it was not.

Commissioner Hegberg asked when the soil borings were done, Ms. Weckwerth stated that the area was wet. Was that wet because they had clay soils or sandy soils and the water table was high? Lowell Johnson, Director of Public Health and Environment, stated that Ms. Weckwerth had to leave. Chris LeClair has been working with the septic program and he indicated that they would characterize them as neither clay nor sandy but they were wet. There were mottled conditions in that area of existing water.

Commissioner Hegberg asked if it was coming up from the ground or just groundwater on the top not being able to penetrate the soils. Mr. LeClair indicated it was both.

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

Commissioner Hegberg moved to close the public hearing. Commissioner Kriesel seconded the motion and it was adopted unanimously. The public hearing was closed at 10:00 a.m.

Commissioner Kriesel stated he would support the Comprehensive Plan amendment and zoning application for the same reasons he made for the motion at the last meeting. There was unanimous support from the West Lakeland Township Board and their Planning Commission. One of the county Planning Commission members called him and changed his mind and now supports the rezoning. He appreciates the input he got from all the folks, whether they were for or against it. He feels it is incumbent on citizens to work with their local elected officials to determine what the future of their community is going to be. He feels the water quality issue will be thoughtful. He believes there are rigorous and professional guidelines in place. He thinks the traffic has already been recognized as having problems at the intersection and it will be mitigated in the future. Traffic studies are generally done after a facility or construction takes place to understand what that impact is and how best to address it. He feels the threat of annexation is real and it can happen.

Commissioner Hegberg will also support the motion for the same reasons as Commissioner Kriesel. He does not find that it is spot zoning because the City of Afton to the south is already commercial and has been for a number of years and it is not on city water and sewer. The issue of water contamination has been

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addressed. Even where there is city water and sewer, testimony indicates you cannot put gasoline or hazardous waste down the municipal system. It has to go to the side and taken care of on-site. This site would have to be treated the same as a city site.

Commissioner Stafford stated he was asked why he might burden this process with all these questions when the same questions will come up again during the permitting process. He was confused by the process in a sense that the county would rezone something and then come up with a fistful of objections later on in the permitting process. That struck him as being unfair to the developer. If there was going to be so many problems as to make development there prohibitive, why would the county give them permission to seek permission and then turn them down. Apparently that is the nature of the game and Attorney Gandrud is prepared to go through that. If he had the power he would ordain that the land is over-classified as residential, and until some of the environmental issues are addressed he would zone that as limited agriculture. He is not sure under its present use what sorts of nutrients are going on that sod farm. What he has come down to is that it doesn't seem to matter how it is zoned now, those problems will be there whether it's residential, agriculture, or commercial. He will probably hold his nose and support the motion, but he would put the people on notice that he is going to push for an Environment Impact Statement to get the other questions answered and the permitting process is likely to be long and painful. Commissioner Stafford stated that both sides had valid points to make and there were some bogus points on both sides. The Board took this assignment seriously, but they didn't buy everything that was said.

Commissioner Peterson stated she will not support the request. To her it is still a planning issue. Granted, they are doing a rezoning for 10 acres, but there's a 60 acre additional parcel. She is concerned about future infrastructure and placement of roads. She looks at what is ahead of the county in the cost of putting in infrastructure and she wants to make sure that it is adequately and appropriately designed. She would be much happier if the county were doing a planned unit development for the whole 60 acres including that area so she better understood that any investment being made would be made appropriately and in conjunction with the land on the west side of it. She believes that when they added the sewer and water in the comp plan that was a compromise and at this point she still believes that development should only occur when sewer and water is available and they have a better idea as to how those parcels of land will be developed in the future so the infrastructure is more clearly managed.

Commissioner Kriesel moved to approve the application from Holiday Stationstores, Inc. to amend the Washington County Comprehensive Plan and rezone 7.3 acres of their 60 acre parcel in West Lakeland Township from Single Family Estate to Commercial/Industrial-Rural. Commissioner Hegberg seconded the motion and it was adopted 4-1 with the vote as follows: Yes, Commissioners Kriesel, Pulkrabek, Stafford and Hegberg; No, Commissioner Peterson.

Commissioner Stafford asked to clarify one more thing. He believes he answered all his e-mails, but did miss one phone call. He had made a remark at the public hearing that the future of townships in this county

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was limited. He got a phone call asking if the Board knew something that he didn't know. Commissioner Stafford stated there is not legislation pending, it is just the nature of the way things are developing in Washington County. As more and more townships covet more and more desire to have more control over their own destiny, they have elected to go to cities. But there is no plan to eliminate West Lakeland as a township.

The Board Chair directed the County Attorney's Office to prepare a resolution for the next meeting reflecting the County Board's decision today.

GENERAL ADMINISTRATION

Legislative Update

John Kaul, County Legislative Liaison, presented a brief legislative update on issues of interest to Washington County. County priorities discussed were: Local taxpayer protection; Transportation bonding bill—North Star corridor, local bridge demolition, language in the senate to advance the Red Rock Corridor line, local road improvements; MVET Constitutional Amendment; Big Marine land acquisition; maintenance of effort as it applies to chemical dependency; Dedication of a portion of sales tax to parks, hunting and arts; eminent domain; targeted case management; and short term offenders.

Commissioner Stafford asked about a bill that Senator Kelly has that will increase the funding for 800 MHz to enable a statewide build out by raising the 911 fee on the phone bill to \$1.00. Is there any chance of that happening this year? Mr. Kaul stated he believes it has a better chance of passing the Senate, but he wouldn't be optimistic about it passing the House.

Mr. Schug stated that the county was contacted by Keith Carlson, Metropolitan Inter-County Association, regarding a proposal that affects the mortgage and deed tax. Currently, Hennepin and Ramsey Counties have the legal authority to impose a .01% additional fee on all mortgage and deed taxes which can be used for environmental projects. A number of counties are asking that this be expanded to other counties. Kevin Corbid, Director of Assessment, Taxpayer Services and Elections, looked into this and it would raise approximately \$720,000 in Washington County based on 2005 numbers. He asked the Board if it would be interested in adding Washington County's name to the list of counties that would be permitted to impose this additional fee.

Commissioner Stafford indicated it sounded good to him. He asked if it could be used for the green corridor. Mr. Schug stated there was a wide definition. He was not sure if it could be used for land protection in the absence of an environmental issue. It would be something they would explore.

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Commissioner Peterson stated she becomes frustrated as the Board looks at funding and adding fees on to this and that when there is an overriding responsibility of government to evaluate itself, levy for what's really needed and get on with the business. The interest rate on houses keeps going up. There has been a flurry of activity and it's great because a lot of people have gotten into houses that they wouldn't have. When she looks at what the marriage license has done, what the deed tax has done, what all of these other taxes have done, these fees, really only do one thing and that is to encourage people not to be responsible and not to legislate responsibly and to make the appropriate decisions.

Commissioner Kriesel stated he concurs with Commissioner Peterson's comments. He feels all these voodoo taxes/fees, it's almost like when you get your electric bill now-a-days, you try to figure out what your electricity and gas costs are and there are so many riders on it, it's hard to keep everything separate. He is not interested in any additional fees or taxes.

Commissioner Hegberg feels it should be statewide and it should be offered so the county would have that option.

Commissioner Pulkrabek stated he is alright with it.

Mr. Schug stated that one of the things that have been discussed for a possible use is where there is an environmental issue where a parcel needs remediation in order to develop. They have had input from the cities where they would like to see the county do more in terms of economic development. If that was a possibility, it would make some money available to help with a small brown field to help clean up an environmental issue so the land could be redeveloped. Perhaps if it were made optional on the part of the county, staff could take a more in depth look at whether or not this would have a use in economic development or other environmental clean up.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Hegberg reported on the Foster Care dinner he attended last week. He thanked those individuals who offer those services to Washington County. They are valuable to the county.

Commissioner Peterson asked about historic signs for Military Road. They have not been put up and she would like to know where they are and when they will be going up.

Commissioner Peterson stated that Cottage Grove will hold an Arbor Day celebration on April 29 from 9:00 a.m. to 1:00 p.m.

Commissioner Kriesel mentioned a service award for Brian Nichols, Baytown Township Board member, thanking him for his 37 years of public service.

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Commissioner Stafford reported that he and Commissioner Hegberg testified in favor of a bill introduced by Representative Ray Vandever regarding tax exempt property that is sold or gifted to an organization that then puts it into a taxable mode. The statute, if it prevailed, would be like green acres where the farmer once they sold their land they would have to pay three years of back taxes. Commissioner Stafford testified that it would be easy to do administratively, and Commissioner Hegberg testified that a public hearing should be held when those sales take place.

Commissioner Pulkrabek announced that on Saturday, May 6 in Oakdale, 8:00 a.m. to noon, there will be an event to plant 300 trees along Hadley from 50th Street to 53rd Street and they need volunteers.

Commissioner Pulkrabek noted an article he read in the paper. It states that the House GOP is calling for property tax rebates in the amount of 10%. He stated that stuff like this irritates him because the premise of this type of "Santa Claus" legislation during election years is that somehow local governments are out of control and they are spending too much money at the local level. So instead of cutting sales tax or income tax at the state level they will once again demonize the local governments and make them look bad. His response is that in 2003 the general fund that the State of Minnesota spent was \$13.89 billion. Three years later in 2006 it is scheduled to be \$15.76 billion which is a 13% increase over three years. Washington County's operating budget in 2003 was \$148.6 million in 2006 it was \$147.29 million, which is a decrease of 1%. From 1992 to 2002 the State of Minnesota tax revenue has grown 77% and local government tax revenue has increased 42%. He gets a little annoyed when the county is constantly demonized by the Governor's Office and the legislators as being out of control with people's money. They need to look no further than the Capitol if they want to curb spending.

Commissioner Pulkrabek noted that this Friday is Commissioner Stafford's birthday. The Board members congratulated him.

Commissioner Pulkrabek presented County Administrator Jim Schug with his 20 year anniversary Certificate of Recognition.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

ADJOURNMENT

There being no further business to come before the Board, Commissioner Peterson moved to adjourn, seconded by Commissioner Stafford and it was adopted unanimously. The Board meeting adjourned at 10:51 a.m.

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BOARD WORKSHOP WITH ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

The Board met in workshop session with the Department of Assessment, Taxpayer Services and Elections to discuss the 2006 assessment report. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Peterson, Kriesel, Stafford, and Hegberg. Also present were Jim Schug, Molly O'Rourke, Kevin Corbid, Bruce Munneke, Rollie Huber, Joanne Helm, and Yvonne Klinnert, Stillwater Courier.

BOARD WORKSHOP WITH TRANSPORTATION AND PHYSICAL DEVELOPMENT

The Board met in workshop session with the Department of Transportation and Physical Development to discuss the Lake Elmo Park Reserve Master Plan amendment. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Peterson, Kriesel, Stafford, and Hegberg. Also present were Jim Schug, Molly O'Rourke, Jim Luger, and John Elholm.

BOARD WORKSHOP WITH COUNTY ADMINISTRATOR

The Board met with the County Administrator to conduct his annual performance review and review the status of the 2005-2006 work plan. Present were Commissioners Peterson, Kriesel, Stafford and Hegberg and Jim Schug.



Bill Pulkrabek, Chair
County Board

Attest:



James R. Schug

County Administrator

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
APRIL 18, 2006

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 Peterson, Kriesel, Pulkrabek, Stafford, and Hegberg. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Doug Johnson, County Attorney; Don Theisen, Director of Transportation and Physical Development; Jim Luger, Parks Director; Keith Potter, Facilities Manager; Dennis O'Donnell, Sr. Planner; Ann Pung-Terwedo, Sr. Planner; Steve Pott, County Sheriff; Lowell Johnson, Director of Public Health and Environment; Sue Hedlund, Deputy Director of Public Health and Environment; Cindy Weckwerth, Program Manager; Amanda Goebel, Sr. Environmental Specialist; Fred Anderson, Epidemiologist; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Tom Adkins, Director of Community Corrections; Dan Papin, Community Services Director; Richard Backman, Community Services Division Manager; Cindy Koosmann, Recorder; Jennifer Wagenius, Deputy Recorder; and Steve Nelson, Public Information Coordinator II.

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 Hegberg to adopt the following Consent Calendar:

1. Approval to appoint Tegen Kraemer, Stillwater, to the Child Protection Citizen Review Panel, to a first term expiring June 30, 2008.
2. Adoption of **Resolution No. 2006-052** as follows:

Resolution Amending the Washington County 2020 Comprehensive Plan
and Approving a Rezoning Request of Holiday Stationstores, Inc.
Ordinance No. 173

This matter came on for public hearing before the Washington County Board of Commissioners on April 4, 2006 and continued on April 11, 2006 on an application by Holiday Stationstores, Inc., hereinafter Applicant, to amend the Washington County Comprehensive Plan and to rezone property in West Lakeland Township. This hearing was held under the auspices of MINN. STAT. § 394.25, subd. 10 and Chapter 1, Section 14 of the Washington County Development Code. Having heard the testimony of Applicant and all interested parties and having reviewed the recommendation of the Washington County

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Planning Advisory Commission and being otherwise advised in the premises, the Washington County Board of Commissioners makes the following:

FINDINGS OF FACT:

1. The Applicant is the owner of 7.3 acres of real property for which application was made, which is legally described as

That part of the South Half of the Southwest Quarter of Section 31, Township 29, Range 20, Washington County, Minnesota, described as commencing at the northeast corner of said South Half of the Southwest Quarter of Section 31; thence on an assumed bearing of South 89 degrees 56 minutes 33 seconds West, along the north line of said South Half of the Southwest Quarter of Section 31, a distance of 1926.15 feet to the point of beginning of the property to be described; thence South 0 degrees 03 minutes 16 seconds East a distance of 474.21 feet; thence South 89 degrees 56 minutes 44 seconds West a distance of 49.51 feet; thence South 0 degrees 04 minutes 58 seconds East a distance of 552.52 feet to the northerly right of way line of Interstate Highway No. 94 per MN/DOT Right-of-Way Plat No. 82-36 and Final Certificate No. 694842; thence westerly and northerly along said right of way line of Interstate Highway No. 94 to said north line of the South Half of the Southwest Quarter of Section 31; thence North 89 degrees 56 minutes 33 seconds East, along said north line of the South Half of the Southwest Quarter of Section 31, a distance of 420.29 feet to the point of beginning.

This 7.3 acres is a portion of a more or less 60 acre parcel owned by Applicant located in the northeast quadrant of the intersection between Interstate 94 (I-94) and County State Aid Highway (CSAH) 15 in West Lakeland Township.

2. The entire 60 acre parcel, including the subject 7.3 acres is currently planned and zoned for Rural Residential housing under the Washington County Comprehensive Plan and Zoning Ordinance.
3. Applicant wishes to amend the Comprehensive Plan designation and rezone the 7.3 acres of land which is more fully described in paragraph 1 above from Single Family Estate to Commercial/Industrial-Rural. Application to amend and rezone was made and completed on January 3, 2006.
4. The remaining more or less 60 acres owned by Applicant will continue to be planned and zoned Single Family Estate under the Washington County Development Code.
5. Applicant proposes to use the subject 7.3 acres to build and operate a convenience store with gas dispensing facilities.
6. Pursuant to MINN. STAT. § 394.25, subd. 10 and Chapter 1, Section 14 of the Washington County Development Code, the application was submitted to the Washington County Planning Advisory Commission for its review and recommendation. On January 24, 2006, a hearing was held on the matter, and the Planning Advisory Commission recommended the request to amend and rezone be denied.
7. The Washington County Board of Commissioners conducted public hearings on Applicant's request to amend and rezone on April 4, 2006 and April 11, 2006. Notice of the public hearing was given in a manner required by MINN. STAT. §§ 394.26 and 375.51.
8. The Applicant extended by 60 days to 120 days from the date the completed application was received by the County the time necessary for the County Board to grant or deny the application.

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9. Most or all of the 60 acres owned by the Applicant, including the subject property, is currently being used for sod farming.
10. Because of its close proximity to I-94 and the attendant noise generated by the highway, it is doubtful whether the subject property is suitable for residential development.
11. As it currently stands, the subject property does not have access to sewer and water and most likely the earliest it would have such access is in the 2020 time frame.
12. The lands adjacent to three sides of the zoned property and located in the Cities of Lake Elmo, Woodbury and Afton are zoned for some type of commercial development with the adjacent land in Lake Elmo and Woodbury earmarked for professional business office use and the contiguous land in Afton currently home to a truck terminal.
13. None of the adjacent lands located in Lake Elmo, Woodbury and Afton have sewer and water and probably will not have sewer and water until the 2010 to 2020 time frame.
14. During the study for the County's current Comprehensive Plan, it was determined that the location of the subject property would in all likelihood be eventually developed as business commercial, but not until sewer and water were in place.
15. Washington County will begin a study in 2008 on a new Comprehensive Plan.
16. The zoning for the subject property under the West Lakeland Township Ordinance is at odds with the County's and is classified by the Township's Zoning Ordinance as HC-B, Highway Commercial/Business District, which allows a convenience store and service station as a conditional use.
17. Applicant has been granted a conditional use permit and variance by West Lakeland Township in order to operate a gas station and convenience store on the subject property.
18. Although Applicant's request is not in conformance with Washington County's Comprehensive Plan, there is strong likelihood that the land will change designation to Commercial following the 2008 Comprehensive Plan study, or at least when sewer and water are in place.
19. The concerns with water, soil, water contamination, traffic and aesthetics attendant to siting and construction of the proposed facility will be subject to the permitting process under the Washington County Development Code.
20. Although there may be problems in constructing and operating a gas station and convenience store on the proposed 7.3 acres, the 7.3 acres can accommodate, if sited properly, such a facility that meets the criteria set forth in the County's Development Code.
21. If the proposed gas station and convenience store cannot meet the conditions set out in the permitting process, it will not be allowed to operate.
22. Although the proximity of the proposed station to the intersection of CSAH 15 and I-94 pose access problems, the development of the subject 7.3 acres does not require any extraordinary and burdensome road improvements.
23. The gas station and convenience store will not require additional security measures.

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24. The gas station and convenience store will provide an essential service to the surrounding community and, thus, a benefit to the public in general.
25. Because the proposed zoning would be consistent with the commercial development of property adjacent to the subject property, the rezoning of the land would not constitute spot zoning.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners grants the request of Holiday Stationstores, Inc. to amend the Washington County Comprehensive Plan and the Washington County Development Code to rezone the parcel legally described as

That part of the South Half of the Southwest Quarter of Section 31, Township 29, Range 20, Washington County, Minnesota, described as commencing at the northeast corner of said South Half of the Southwest Quarter of Section 31; thence on an assumed bearing of South 89 degrees 56 minutes 33 seconds West, along the north line of said South Half of the Southwest Quarter of Section 31, a distance of 1926.15 feet to the point of beginning of the property to be described; thence South 0 degrees 03 minutes 16 seconds East a distance of

474.21 feet; thence South 89 degrees 56 minutes 44 seconds West a distance of 49.51 feet; thence South 0 degrees 04 minutes 58 seconds East a distance of 552.52 feet to the northerly right of way line of Interstate Highway No. 94 per MN/DOT Right-of-Way Plat No. 82-36 and Final Certificate No. 694842; thence westerly and northerly along said right of way line of Interstate Highway No. 94 to said north line of the South Half of the Southwest Quarter of Section 31; thence North 89 degrees 56 minutes 33 seconds East, along said north line of the South Half of the Southwest Quarter of Section 31, a distance of 420.29 feet to the point of beginning

as Commercial/Industrial-Rural.

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 the Amended Ordinance No. 173.

**Washington County Development Code Amendment
Washington County
Ordinance No. 173**

The Board of Commissioners of Washington County ordains:

SECTION 1: The Washington County Comprehensive Plan and the Washington County Development Code be amended to rezone 7.3 acres of property legally described as that part of the South Half of the Southwest Quarter of Section 31, Township 29, Range 20, Washington County, Minnesota, described as commencing at the northeast corner of said South Half of the Southwest Quarter of Section 31; thence on an assumed bearing of South 89 degrees 56 minutes 33 seconds West, along the north line of said South Half of the Southwest Quarter of Section 31, a distance of 1926.15 feet to the point of beginning of the property to be described; thence South 0 degrees 03 minutes 16 seconds East a distance of 474.21 feet; thence South 89 degrees 56 minutes 44 seconds West a distance of 49.51 feet; thence South 0 degrees 04 minutes 58 seconds East a distance of 552.52 feet to the northerly right of way line of Interstate Highway No. 94 per MN/DOT Right-of-Way Plat No. 82-36 and Final Certificate No. 694842; thence westerly and northerly along said right of way line of Interstate Highway No. 94 to said north line of the South Half of the Southwest Quarter of Section 31; thence North 89 degrees

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56 minutes 33 seconds East, along said north line of the South Half of the Southwest Quarter of Section 31, a distance of 420.29 feet to the point of beginning.

from Single Family Estate to Commercial/Industrial-Rural.

SECTION 2: The Washington County Zoning Administrator is hereby directed to amend the Washington County Development Code, including zoning maps, in accordance with the foregoing amendment.

SECTION 3: Effective date. This ordinance shall be and is hereby declared to be in full force and effect after its passage and publication according to law.

Passed by the Board of County Commissioners of Washington County, Minnesota this 18th day of April, 2006.

3. Adoption of **Resolution No. 2006-053** as follows:

Resolution of Appreciation
Washington County Food Shelf Volunteers
National Volunteer Week, April 23 – 29, 2006

WHEREAS, volunteers are invaluable in their contributions of time, dedication, and ability to help in a wide range of activities in Washington County; and

WHEREAS, not all Washington County residents are able to provide food for themselves and their families and therefore require assistance with food and household supplies; and

WHEREAS, there are many food shelf organizations located throughout Washington County staffed by volunteers who selflessly collect, sort, and distribute food throughout the year; and

WHEREAS, food shelf volunteers and volunteers who provide assistance to food shelf programs are creative in many productive ways to acquire the necessary food and household supplies to support the food shelves in Washington County; and

NOW, THEREFORE BE IT RESOLVED THAT, the Washington County Board of Commissioners recognizes the generosity and dedication of the many volunteers involved with countywide food shelves; and

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners commends all food shelf volunteers for their public service and proclaims the week of April 23-29, 2006, as "National Volunteer Week in Washington County.

4. Adoption of **Resolution No. 2006-054** as follows:

Resolution Supporting the Application for Approval of a New
Authorized Public Use of Tax Forfeited Parcel 21.030.20.24.0001
Located in the City of Stillwater

WHEREAS, the City of Stillwater has acquired this parcel on the 28th of January, 2000, for the authorized public use of drainage and utility access to existing storm water system and future sanitary sewer system and for purpose of future proposed utilities; and

WHEREAS, the City of Stillwater decided to change the authorized public use; and

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WHEREAS, the City of Stillwater has made the proper application for the approval of a new authorized public use of drainage and utility access to existing storm water system and sanitary sewer system and for purpose of utilities;

WHEREAS, the Board of Commissioners of Washington County has the authority to grant or deny such request.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby grants this request and recommends to the Commissioner of Revenue of the State of Minnesota to approve the application of the City of Stillwater for a new authorized public use of tax forfeited parcel 21.030.20.24.0001.

5. Approval to engage in a service agreement with Meketarian, Inc. to provide Multi-Systemic Therapy (MST) services, a juvenile placement alternative intensive in-home therapy program.
6. Approval for the County Board Chair and County Administrator to enter into an agreement with Stillwater Medical Group related to purchase of medical services for the Jail Health Unit.
7. Approval for plat of Wild Bush Acres, New Scandia Township.
8. Adoption of **Resolution No. 2006-055** as follows:

Resolution to Purchase the Taylor Property
Big Marine Park Reserve

WHEREAS, Washington County is interested in acquiring the property described herein in May Township, for inclusion into the Big Marine Park Reserve; and

WHEREAS, the owners agree 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:

Lots Three (3), Four (4) and Five (5), Oak Lane Addition

For the sum of \$50,000.00.

The foregoing Consent Calendar was adopted unanimously.

COMMUNITY VOLUNTEER SERVICE

Valerie Jones, Community Volunteer Service Director, presented Community Involvement Awards for 2006 as follows:

Youth Awards – Brianna Strunk and Angela Walker both volunteer for the Youth Service Bureau in Forest Lake. Brianna has cared for young children whose parents attend education workshops, worked as the

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evening receptionist, and planned "Dreams with Wings Conference for Girls and Women". Angela helped plan the "Baby Basket Bonanza" that meets needs for low-income mothers and their babies, and volunteered in special events for families in the Forest Lake school district. She was also a key planner for the "Dreams with Wings Conference for Girls and Women".

Outstanding Individual Award – Chloette Haley works with people with developmental disabilities and their families. She served on the Washington County Community Services Advisory Committee and has been a long-time volunteer with Arc Greater Twin Cities.

Outstanding Individual Award – Sheila Newcomb supports the monetary, logistical and emotional needs of families of military personnel through the Military Family Support League. She has developed the infrastructure, coordinated primary organizational functions, recruited new volunteers and planned special events for this support organization.

Outstanding Group Volunteer – The White Bear Unitarian Universalist Church in Mahtomedi is a positive role model for faith based organizations. Members of the church became concerned about the problems of homelessness in the suburbs of Washington and Ramsey Counties. They prepare meals for families, coordinate food and household drives, tutored children and adults and raised major monies to serve the family and children of the East Metro Women's Council.

Lifetime Award – Agnes Watrin has been an active member of the community through the Church of St. Charles in Bayport, Girl Scouts, Lakeview Hospital, Bayport Meals on Wheels, Election Judge for League of Women Voters, volunteer with the American Red Cross, Greeley Health Care Center and Family Means. Agnes has contributed a total of 1,078 hours of volunteer service in the Medical Surgical and Surgery Wait areas of Lakeview Hospital and has knitted hundreds of pairs of slippers for children in orphan and homeless shelters.

Commissioner Hegberg moved to adopt **Resolution No. 2006-056** as follows:

Resolution of Appreciation Community Volunteer Service and Senior Centers
National Volunteer Week - April 23 - 29, 2006

WHEREAS, the volunteers of Washington County are among the people and organizations who work together to help others and support programs to "Inspire by Example;" and

WHEREAS, volunteer organizations, such as the Community Volunteer Service and Senior Centers, are vital to all citizens in Washington County to provide volunteer coordination, volunteer opportunities, special programs, services, transportation, and recognition for volunteers; and

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WHEREAS, in 2005, Community Volunteer Service and Senior Centers connected people and enriched lives by having 1172 volunteers work with social or community service organizations to strengthen communities and serve people of all ages and needs for an estimated value of \$4.3 million of the services provided by the volunteers; and

WHEREAS, as an example of volunteer recruitment, Community Volunteer Services and Senior Centers is helping Washington County prepare for a medical emergency by coordinating volunteers for the Medical Reserve Corps to provide assistance during a natural or man-made disaster; and

NOW, THEREFORE BE IT RESOLVED THAT, the Washington County Board of Commissioners acknowledges with grateful appreciation the many volunteer contributions of skills, experience, and time for the benefit of the community; and

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners commends the Community Volunteer Service and Senior Centers and its volunteers for their public service since 1967 and hereby proclaims the week of April 23-29, 2006, as "National Volunteer Week in Washington County."

Commissioner Peterson seconded the motion and it was adopted unanimously.

TRANSPORTATION AND PHYSICAL DEVELOPMENT

Commissioner Hegberg moved to adopt **Resolution No. 2006-057** as follows:

Bid Awards for Construction of North Service Center and Library in Forest Lake

WHEREAS, in order to accomplish the construction of a County Service Center and Library in Forest Lake, the County solicited bids for this project; and,

WHEREAS, bids were opened on March 21, 2006 with bids accepted in 29 bid divisions; and,

NOW, THEREFORE BE IT RESOLVED, that the bid of \$184,960.00 from Arnt Construction Company, Inc. be accepted for Bid Division 1 (Excavation and Earthwork) and the County enter into a contract with Arnt Construction Company, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$78,500.00 from RO-SO Contracting, Inc. be accepted for Bid Division 2 (Site Utilities) and the County enter into a contract with RO-SO Contracting, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$162,450.00 from FPI Paving Contractors, Inc. be accepted for Bid Division 3 (Asphalt Paving) and the County enter into a contract with FPI Paving Contractors, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$34,900.00 from CR Fischer & Sons, Inc. be accepted for Bid Division 4 (Concrete Curbs) and the County enter into a contract with CR Fischer & Sons, Inc. under the terms and conditions set forth in the bid specification documents.

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NOW, THEREFORE BE IT RESOLVED, that the bid of \$228,841.00 from Peterson Companies, Inc. be accepted for Bid Division 5 (Landscaping & Sodding) and the County enter into a contract with Peterson Companies, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$436,444.00 from Slate Cement, Inc. be accepted for Bid Division 6 (Concrete) and the County enter into a contract with Slate Cement, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$568,620.00 from Hollenback & Nelson, Inc. be accepted for Bid Division 7 (Unit Masonry) and the County enter into a contract with Hollenback & Nelson, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$550,855.00 from Thurnbeck Steel Fabrication, Inc. be accepted for Bid Division 8 (Structural Steel) and the County enter into a contract with Thurnbeck Steel Fabrication, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$220,000.00 from Red Cedar Steel Erectors, Inc. be accepted for Bid Division 9 (Steel Erection) and the County enter into a contract with Red Cedar Steel Erectors, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$318,912.00.00 from SGO Roofing & Construction, Inc. be accepted for Bid Division 10 (Roofing & Flashing) and the County enter into a contract with SGO Roofing & Construction, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$276,174.00 from Cosney Corporation be accepted for Bid Division 11 (Interior Architectural Woodwork) and the County enter into a contract with Cosney Corporation under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$228,700.00 from Meisinger Construction Company, Inc. be accepted for Bid Division 12 (Carpentry) and the County enter into a contract with Meisinger Construction Company, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$178,931.00 from M G McGrath, Inc. be accepted for Bid Division 13 (Metal Wall Panels & Metal Shingles) and the County enter into a contract with M G McGrath, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$10,600.00 from Right Way Caulking, Inc. be accepted for Bid Division 14 (Joint Sealers) and the County enter into a contract with Right Way Caulking, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$74,800.00 from Kendell Doors & Hardware, Inc. be accepted for Bid Division 15 (HM Doors, Frames & Hardware) and the County enter into a contract with Kendell Doors & Hardware, Inc. under the terms and conditions set forth in the bid specification documents.

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NOW, THEREFORE BE IT RESOLVED, that the bid of \$708,535.00 from M G McGrath, Inc. be accepted for Bid Division 16 (Aluminum Entrances) and the County enter into a contract with M G McGrath, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$10,300.00 from Twin City Garage Door Company be accepted for Bid Division 17 (Overhead Doors & Coiling Doors) and the County enter into a contract with Twin City Garage Door Company under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$630,000.00 from Integrity Drywall, Inc. be accepted for Bid Division 18 (Drywall, Plaster & Stucco) and the County enter into a contract with Integrity Drywall, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$161,400.00 from Twin City Acoustics, Inc. be accepted for Bid Division 19 (Acoustical Ceilings) and the County enter into a contract with Twin City Acoustics, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$51,150.00 from Flooring Concepts, Inc. be accepted for Bid Division 20 (Ceramic Tile) and the County enter into a contract with Flooring Concepts, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$195,244.00 from Commercial Flooring Services be accepted for Bid Division 21 (Carpet/Resilient Flooring) and the County enter into a contract with Commercial Flooring Services under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$57,850.00 from Fransen Decorating, Inc. be accepted for Bid Division 22 (Paint) and the County enter into a contract with Fransen Decorating, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$5,635.00 from Polyvision Corporation be accepted for Bid Division 23 (Visual Display Boards) and the County enter into a contract with Polyvision Corporation under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$36,000.00 from A & L Construction, Inc. be accepted for Bid Division 24 (Louvers & Vents) and the County enter into a contract with A & L Construction, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$7,741.00 from Mahin-Walz, Inc. be accepted for Bid Division 25 (Operable Panel Partitions) and the County enter into a contract with Mahin-Walz, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$29,582.00 from Construction Supply, Inc. be accepted for Bid Division 26 (Toilet Compartments, Accessories) and the County enter into a contract with Construction Supply, Inc. under the terms and conditions set forth in the bid specification documents.

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NOW, THEREFORE BE IT RESOLVED, that the bid of \$1,588,000.00 from Master Mechanical, Inc. be accepted for Bid Division 27 (Mechanical) and the County enter into a contract with Master Mechanical, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$123,000.00 from Total Fire Protection, Inc. be accepted for Bid Division 28 (Fire Protection) and the County enter into a contract with Total Fire Protection, Inc. under the terms and conditions set forth in the bid specification documents.

NOW, THEREFORE BE IT RESOLVED, that the bid of \$797,200.00 from Gephart Electric Company, Inc. be accepted for Bid Division 29 (Electrical) and the County enter into a contract with Gephart Electric Company, Inc. under the terms and conditions set forth in the bid specification documents.

BE IT FURTHER RESOLVED, that the contract between the County and Arnt Construction Company, Inc., RO-SO Contracting, Inc., FPI Paving Contractors, Inc., CR Fischer & Sons, Inc., Peterson Companies, Inc., Slate Cement, Inc., Hollenback & Nelson, Inc., Thurnbeck Steel Fabrication, Inc., Red Cedar Steel Erectors, Inc., SGO Roofing & Construction, Inc., Cosney Corporation, Meisinger Construction Company, Inc., M G McGrath, Inc., Right Way Caulking, Kendell Doors & Hardware, Inc., M G McGrath Inc., Twin City Garage Door Company, Integrity Drywall, Inc., Twin City Acoustics, Inc., Flooring Concepts, Inc., Commercial Flooring Services, Fransen Decorating, Inc., Polyvision Corporation, A & L Construction, Inc., Mahin-Walz, Inc., Construction Supply, Inc., Master Mechanical, Inc., Total Fire Protection, Inc., and Gephart Electric Co., 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.

Commissioner Stafford seconded the motion and it was adopted unanimously.

SHERIFF'S OFFICE

Sheriff Steve Pott reviewed the 800 MHz communication update final plan. Due to FCC rule changes the radio systems currently being operated must be upgraded/replaced to new technology which more efficiently uses the radio frequencies available. The new system will include additional tower locations, additional microwave connections, additional channel capacity, communications center equipment and in-building systems. The anticipated costs to the county are \$13,576,700. Funding sources of \$9,654,000 include: Levy, 2006 actual and 2007 proposed, \$2,000,000; Metropolitan Emergency Services Board Grant, \$3,677,200; 2006 budget carryover, \$2,960,400; and, 2006 interest earnings above projections, \$1,016,400. Additional funding of \$3,922,700 will be needed. Sheriff Pott also indicated that he will be asking for one F.T.E. system manager for training, programming, setting up talk groups, and helping agencies work through how the system should be designed.

Commissioner Stafford moved to adopt **Resolution No. 2006-058** as follows:

Accepting the 800 MHz Communications Update Final Report and
Assigning the Project Management and Implementation to the Sheriff's Office

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WHEREAS, radio communications is a critical component in the delivery of public safety services and other public services to residents of and visitors to Washington County; and

WHEREAS, the Washington County Sheriff's office currently maintains an established radio network for public safety entities within Washington County that is nearing the end of its useful life; and

WHEREAS, the Minnesota Department of Transportation and local units of government have established a region wide 800 MHz Radio System which serves the Twin Cities Metropolitan area; and

WHEREAS, Washington County Commissioners and members of the Washington County Sheriff's Office have been involved in the planning, implementation, and governance of the region-wide system; and

WHEREAS, Washington County has received the 800 MHz Communications Update Final Report from PSC Alliance describing the design of the 800 MHz system for Washington County.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby receives and accepts the design report as prepared by PSC Alliance, and authorizes the Sheriff's Office to begin negotiations with the Metropolitan Emergency Services Board and Motorola to establish the final technical design and implementation schedule of the Washington County Sub-network of the Region Wide 800 MHz Radio System.

Commissioner Peterson seconded the motion and it was adopted unanimously.

Commissioner Hegberg moved to approve a 1 FTE System Manager to coordinate the 800 MHz Radio System. Commissioner Peterson seconded the motion and it was adopted unanimously.

PUBLIC HEALTH AND ENVIRONMENT

Seven Wonders of Engineering Award and Recognition of Project Partners

Cindy Weckwerth, Program Manager, presented the Board with an award from the Minnesota Society of Professional Engineers for a recent groundwater study in Southern Washington County entitled "Intercommunity Groundwater Protection - Sustaining Growth and Natural Resources in the Woodbury/Afton Area". Project recognition awards were presented to the City of Woodbury, South Washington Watershed District, Valley Branch Watershed District and the Public Health and Environment Department.

Avian Flu and Pandemic Influenza Preparedness

Lowell Johnson, Director of Public Health and Environment, presented an overview of the Avian flu and the county's preparedness for a possible pandemic influenza. He stated there are six phases for a pandemic. He noted they are currently in Phase 3, which is there are novel subtypes in humans, but no human-to-human transmission. Currently, they are planning for the following local impact assumptions in Washington

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County: 65,200 people in the county may get sick; 650-7,175 people may be hospitalized; and 130-1,300 people may die. Goals of regional and local planning are: limit the spread of disease; create and test plans; establish community stockpiles and distribution systems; identify spokespersons; and provide effective public education. The Public Health and Environment Department is working with state, county and city agencies, schools, law enforcement, voluntary organizations, healthcare providers, and emergency medical services. Priority activities for 2006 include: New federal money for pandemic flu preparation in an approximate amount of \$30,000 with more funds for the coming year; State of Minnesota has also proposed money for pandemic preparedness; public education; exercises to test the county plans; mass dispensing site plans; and, the county has over 150 volunteers for its medical reserve corps. Mr. Johnson indicated there are things that individuals can do at home—keep food and water, medical supplies, and emergency supplies on hand. Prevent the spread of germs and prevent infection by covering your cough, wash your hands, get an annual flu shot, and stay at home when you're sick. He also provided recommended web sites so the public can stay informed.

GENERAL ADMINISTRATION

State Auditor Waiver Application

Jim Schug, County Administrator, reported that the county had filed an application with the Office of the State Auditor to receive a waiver from some of the election equipment requirements. That waiver hearing is scheduled for this week, but because of the developments of the last couple weeks in terms of our need to order equipment, he is asking the Board whether it wishes to withdraw that application for waiver or go forward.

Kevin Corbid, Director of Assessment, Taxpayer Services and Elections, asked that the Board withdraw its waiver application. The changes that have occurred since the application was sent in, are that the vendor of the one piece of equipment that was certified for use in Minnesota indicated that the county needed to order by March 12 in order to assure delivery by the September primary. Staff did not believe it was wise to not heed that advice and take a chance on getting delivery late. So, they placed the order. Also, there was a proposal at the legislature for a working group to be established to identify additional alternatives for counties for a longer term solution for this requirement on assistive voting. The county officers will be involved with that as well as the disability community, Secretary of State's Office and folks with computer expertise. They are again having discussions with the Secretary of State's Office about funding issues, how much funding Washington County will receive of the federal money, and they hope there will be a final resolution to that.

Commissioner Stafford moved to withdraw from consideration the Local Government Cooperation Waiver Application submitted to the State Auditor's office on February 7, 2006 related to the use of accessible voting equipment. Commissioner Peterson seconded the motion and it was adopted unanimously.

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Commissioner Reception for Advisory Boards

Mr. Schug noted that, in recognition of its own volunteers, the Board will host a reception this afternoon at 5:00 at the Historic Courthouse. The Board will recognize the many volunteers that serve on its advisory committees, watershed management boards, and other commissions and boards.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Kriesel stated he will be attending the St. Croix Valley Alliance and asked that someone from the Public Health and Environment department give a presentation on the pandemic flu and answer questions the mayors might have.

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 Kriesel and it was adopted unanimously. The Board meeting adjourned at 11:05 a.m.

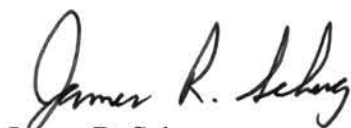
BOARD WORKSHOP WITH THE OFFICE ADMINISTRATION

The Board met in workshop session with the Office of Administration to discuss the 2007 budget guidelines. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Peterson, Kriesel, Stafford, and Hegberg. Also present were Jim Schug, Molly O'Rourke, Dan Papin, Don Theisen, Pat Conley, Lowell Johnson, and Steve Nelson.



Bill Pulkrabek, Chair
County Board

Attest:



James R. Schug

County Administrator

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
APRIL 25, 2006

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 Peterson, Kriesel, Pulkrabek, Stafford, and Hegberg. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Doug Johnson, County Attorney; Kay McAloney, Human Resources Director; Julie Sorrem, Risk Manager; Don Theisen, Director of Transportation and Physical Development; Wayne Sandberg, Deputy Director of Transportation and Physical Development; Ted Schoenecker, Traffic Engineer; Jim Luger, Parks Director; Keith Potter, Facilities Manager; Dan Papin, Community Services Director; Patrick Singel, Deputy Community Services Director; Linda Bixby, Community Services Supervisor; Jenna Penfield, Community Services Supervisor; Lowell Johnson, Director of Public Health and Environment; Patricia Conley, Library Director; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Cindy Koosmann, Recorder; and Steve Nelson, Public Information Officer II.

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 Hegberg to adopt the following Consent Calendar:

1. Approval to appoint Jessica Parcheta, Stillwater Township, to the Minnesota Extension Service Committee, to a first term expiring December 31, 2008.
2. Approval to renew application for off sale liquor license for AJL Enterprises, Inc. for the period of April 1, 2006 through March 31, 2007.
3. Adoption of **Resolution No. 2006-059** as follows:

Resolution Approving the 2007 Qualified Allocation Plan
for Housing Tax Credits

WHEREAS, Congress has permanently extended the Low Income Housing Tax Credit Program by enactment of the Revenue Reconciliation Act of 1993;

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WHEREAS, Treasury Regulations (the "Regulations") require allocators of low income housing credits, including the Washington County Housing and Redevelopment Authority (the "Authority") which allocates such credits on behalf of Washington County (the "County"), to provide procedures to allocate low income housing tax credits and monitor compliance of projects to which it has allocated low income housing tax credits pursuant to Section 42 of the Internal Revenue Code of 1986, as amended;

WHEREAS, the Authority has determined it is necessary and appropriate to modify the Authority's previously adopted Housing Tax Credit Qualified Allocation Plan (the "Plan"); and

WHEREAS, the Authority has adopted the Plan, as amended, in substantially the form attached hereto as Exhibit A following a public hearing regarding the revision of the Plan for which not less than 14 days notice was published in a newspaper of general circulation in the County.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF WASHINGTON COUNTY, that the amended Housing Tax Credit Qualified Allocation Plan previously adopted by the Authority and attached hereto as Exhibit A is hereby adopted and approved.

4. Approval of licenses for use of real property for the collection of household hazardous waste and authorize execution by the Board Chair and County Administrator with the following communities: New Scandia Township, Cities of Lake St. Croix Beach, Cottage Grove, Forest Lake, Woodbury, and Stillwater.
5. Approval to set public hearing on the Lake Elmo Park Reserve Master Plan amendment for May 9, 2006, at 9:00 a.m.
6. Approval and execution of a contract with the Brickman Group to provide lawn care and landscaping services for various county facilities.

The foregoing Consent Calendar was adopted unanimously.

MINNESOTA COUNTIES INSURANCE TRUST

Jane Hennagir, MCIT Account Executive, presented a brief overview of MCIT's operations and its successes, coverage and services offered, the value of loss control and risk management, challenges facing MCIT, the county's role and a variety of risk management resources provided.

TRANSPORTATION AND PHYSICAL DEVELOPMENT

Vacating County's Interest in Certain Real Estate on CSAH 16 and Bielenberg Drive

Commissioner Stafford moved to adopt **Resolution No. 2006-060** as follows:

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Vacating the County's Interests in Certain Real Estate Located
in the Northwest Quadrant of the CSAH 16 (Valley Creek Road) and
Bielenberg Drive Intersection

WHEREAS, the County of Washington has certain interests in real estate associated with County State Aid Highway No. 16 (Valley Creek Road), as more fully delineated in Washington County Highway Right-of-Way Plat No. 7, as amended; and

WHEREAS, pursuant to MINN. STAT § 163.11, subd. 4, the interests of Washington County in such highway right-of-ways may be vacated upon a determination by the County Board that all or a portion of the same is unnecessary to be retained for public purposes; and

WHEREAS, it appears as a result of highway reconstruction and modification that certain portions of the right-of-way are no longer necessary to be held by Washington County; and

WHEREAS, the Office of the Washington County Surveyor has determined in conjunction with the Office of the Washington County Engineer and Department of Transportation and Physical Development the legal description of that portion of property that no longer needs to be retained by the county; and

WHEREAS, that legal description is set forth below and incorporated herein.

NOW, THEREFORE, BE IT RESOLVED, that upon compliance with the provisions of MINN. STAT. § 163.11, subd. 4, the portion of right-of-way for County State Aid Highway No. 16 as delineated on Washington County Highway Right-of-Way Plat No 7, as amended and legally described as follows:

That part of County State Aid Highway No. 16 (Valley Creek Road) located in the Northeast Quarter of the Southwest Quarter of Section 8, Township 28 North, Range 21 West of the Fourth Principal Meridian, Washington County, Minnesota, within the delineated boundaries of Washington County Highway Right of Way Plat No. 7, as Amended, according to the recorded plat thereof, described as follows:

Beginning at the southeast corner of Lot 1, Block 1, Woodbury Village 6th Addition, according to the recorded plat thereof Washington County, Minnesota; thence South 56 degrees 05 minutes 37 seconds West, assumed bearing along the southeasterly line of said Lot 1, a distance of 187.76 feet, to the most southerly corner of said Lot 1; thence southeasterly along the southeasterly extension of the southwest line of said Lot 1 along a nontangential curve concave to the southwest having a radius of 2083.48 feet, a central angle of 01 degree 49 minutes 06 seconds and an arc distance of 66.12 feet, the chord of said curve bears South 67 degrees 37 minutes 12 seconds East; thence North 56 degrees 05 minutes 37 seconds East, a distance of 113.54 feet to the intersection of the southerly extension of the east line of said Lot 1; thence North 00 degrees 23 minutes 22 seconds East, along said southerly extension of the east line, a distance of 66.57 feet to the point of beginning and there terminating.

be and is hereby vacated.

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BE IT FURTHER RESOLVED, that noting herein is intended to relinquish or vacate any other rights or interests of Washington County relative to County State Aid Highway No. 16 or Washington County Highway Right-of-Way Plat No. 7 as amended.

BE IT FURTHER RESOLVED, that Washington County staff, in conjunction with the Office of the Washington County Attorney, shall ensure proper compliance with MINN. STAT § 163.11 subd. 4 relative to notice and posting of this resolution.

Commissioner Peterson seconded the motion and it was adopted unanimously.

Update on the Driver Feedback Sign Study

Ted Schoenecker, Traffic Engineer, reviewed the effectiveness of driver speed awareness signs in suburban speed transition zones. The study concluded that there was a reduction in overall speeds and better conformance with posted speeds. The results were specific to speed transition zones and it was found to be an effective solution to speeding when applied properly. The cost for each sign including installation (parts and labor) power supply, electrical costs and maintenance costs totaled about \$11,000 per sign. They have received positive feedback from citizens.

COMMUNITY SERVICES

Child Support Enforcement

Linda Bixby and Jenna Penfield, Community Services Supervisors, presented an overview of child support core functions, how that support is delivered, caseloads, distribution of child support, federal performance measures, and county performance audit results. Ms. Bixby stated that Washington County fully passed the audit that was performed last month. Since 1998 175 reviews have been done and only ten counties have passed. This is the first year that Washington County has passed the audit and it is the first metro county to pass and the largest.

Ms. Bixby stated that beginning January 1, 2007 the process to calculate child support is changing to an income shares model. The new guideline formula requires both parents' incomes to calculate each parent's share of the cost of raising their children. It is estimated that child support staff time for the new guidelines will increase by 2.5 hours per case to determine child support. She addressed the deficit reduction act of 2005: Effective October 1, 2007, states cannot use federal funds earned through incentive grants towards their federal match, causing an estimated \$24.26 million in lost federal revenue for the state of Minnesota and an estimated revenue loss of \$917,206 for Washington County. She stated an estimated \$311,850 in additional funds will be needed to maintain the existing level of program effort for the county.

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GENERAL ADMINISTRATION**National County Government Week**

Jim Schug, County Administrator, noted that prior to this morning's meeting, the Board hosted a reception for employees in honor of National County Government Week.

Commissioner Peterson moved to adopt **Resolution No. 2006-061** as follows:

Resolution of Appreciation to Washington County Employees
National County Government Week
April 23-29, 2006

WHEREAS, county governments and employees are instrumental and central to providing quality county services and programs for children, adults, and seniors; and

WHEREAS, there are 3,066 counties in the United States of America that serve over 295 million citizens as an integral form of local government to help make America's communities stronger and safer places to live; and

WHEREAS, Washington County employees serve over 217,000 citizens by providing services and programs that provide assistance in everyday life and in times of special need by planning, training, and coordination of emergency services; and

WHEREAS, Washington County places a high value on its employees who administer, plan, interact with customers and other units of local government, provide innovation, and support their fellow employees on a daily basis; and

NOW, THEREFORE BE IT RESOLVED THAT, the Washington County Board of Commissioners acknowledges with grateful appreciation all Washington County employees for conducting exceptional customer services in a cost-effective manner; and

BE IT FURTHER RESOLVED THAT, the Washington County Board of Commissioners heartily commends all county employees who are continuously "Protecting Our Communities" and hereby proclaims the week of April 23-29, 2006, as "National County Government Week in Washington County."

Commissioner Hegberg seconded the motion and it was adopted unanimously.

Mr. Schug noted that staff and Commissioners will be visiting various county facilities during the week.

Legislative Update

Mr. Schug presented a brief legislative update on the following items: Senate passed a \$60 million appropriation that would help backfill funding to counties for human services costs because of the impact

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to counties of the Federal Deficit Reduction Act; and the bonding bills have been passed by the House and Senate and they are in conference committee.

Commissioner Peterson supports the \$60 million in appropriation to help with the Federal Deficit Reduction Act. She asked if the Board was in support of doing an article for the Opinion/Editorial page she feels that would be more beneficial. It was Board consensus to do an article for all the county newspapers.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Stafford discussed a letter that was sent to the Minnesota State Colleges regarding land that is available on I-694 where the college had a semi-truck driver's training course. It was suggested by Commissioner Hegberg that the land be used as an east metro driver's license testing center. He's been told that they will move quickly on this and the Commissioner's idea might take time to cultivate. He asked if it would be practical or possible for the county to acquire that property and then follow through with the idea of a driver testing center. Mr. Schug stated that the proposal from the Minnesota State Colleges and Universities System is to actually sell the property for \$2.2 million. It's not a tax forfeiture claim; it is a purchase that is being offered first to local governments. If the county were to move quickly, it would mean purchasing it for \$2.2 million and then trying to figure out how to motivate the Department of Public Safety to buy it from the county. He stated that legislatively it will not have time. When he talked to John Kaul the county legislative liaison there was hope that by pointing out to MNSCU that there might be another state agency interested, they may hold that back from sale, especially if there was not interest by the other local units of government.

Commissioner Stafford announced that he would not be seeking re-election as County Commissioner and will retire at the end of the year. He has loved doing this, but feels it is time to stop and smell the roses and do some things while he can.

Commissioner Kriesel stated he will be attending the Farm Family of the Year award this Thursday, in Hugo.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

ADJOURNMENT

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

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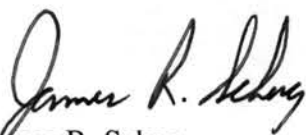
BOARD WORKSHOP WITH TRANSPORTATION AND PHYSICAL DEVELOPMENT

The Board met in workshop session with the Department of Transportation and Physical Development to discuss proposed changes to County Parks Ordinance #93. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Peterson, Kriesel, Stafford, and Hegberg. Also present were Jim Schug, Don Theisen, Jim Luger, Steve Pott, George Kuprian, Steve Nelson, Yvonne Klinnert, Stillwater Courier, and Kevin Giles, Star-Tribune.



Bill Pulkrabek, Chair
County Board

Attest:



James R. Schug

County Administrator

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
MAY 2, 2006

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 Peterson, Kriesel, Pulkrabek, Stafford, and Hegberg. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Doug Johnson, County Attorney; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Steve Gransee, Administrative Services Manager; Bogdan Filipescu, Assessment, Taxpayer Services and Elections; Don Theisen, Director of Transportation and Physical Development; Keith Potter, Facilities Manager; Dan Papin, Community Services Director; Mary Farmer Kubler, Community Services Supervisor; Cindy Rupp, Community Services Division Manager; Cindy Koosmann, Recorder; Jennifer Wagenius, Deputy Recorder; and Steve Nelson, Public Information Coordinator II.

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 of the April 4, 11, 18 and 25, 2006 Board meeting minutes.
2. Approval to amend County Policy #2803, Fund Descriptions, to delete fund #113 for the East Metro EMS Radio Board as the organization was dissolved.
3. Approval to open an account with US Bank for the inmate account and close the inmate account at Wells Fargo.
4. Approval of third amendment to agreement between Ramsey County and Washington County for NCR Tax Payment Processing.
5. Approval of rate increase for Human Services, Incorporated, New Choices for Recovery programs for adult and adolescent primary outpatient chemical dependency treatment.
6. Approval to open the R.H. Stafford Branch Library in Woodbury at 12:00 p.m. instead of 10:00 a.m. on May 17, 2006 to accommodate an all staff training session.

May 2, 2006

7. Bids were received for cracksealant for various county roads as follows:

Bergman Companies	\$103,200
Precision Seal Coating	\$106,320
Fahrner Asphalt Sealers	\$125,600
Asphalt Surface Tech. Corp.	\$139,200
American Pavement Solutions	\$150,400

Adoption of **Resolution No. 2006-062** as follows:

Bid Award for Crackseal Provision and Application on
County Roads for 2006 to Bergman Companies

WHEREAS, in order to complete road maintenance during 2006 on county roads to fill cracks in highway surfaces, the county solicited bids for the project; and

WHEREAS, bids were opened on April 18, 2006, with Bergman Companies being the lowest responsible bidder; and

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

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

8. Bids were received for 2006 road overlays construction as follows:

Tower Asphalt, Inc.	\$1,680,661.71
Hardrives	\$1,869,888.77

Adoption of **Resolution No. 2006-063** as follows:

Bid Award for 2006 Bituminous Road Overlays to
Tower Asphalt, Inc.

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

WHEREAS, bids were opened on April 18, 2006, 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

May 2, 2006

BE IT FURTHER RESOLVED, that the contract between the county and Tower Asphalt, 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 specifications requirements and approval as to form by the Washington County Attorney's office.

9. Approval of a contract with TKDA, Inc. for the environmental and final design services for bridge modifications, additional turn lanes, and a traffic control signal at Keats Avenue (CSAH 19) and I-94 North ramps in Lake Elmo, for a cost not to exceed \$51,600.

The foregoing Consent Calendar was adopted unanimously.

SHERIFF'S OFFICE

Commissioner Stafford moved to adopt **Resolution No. 2006-064** as follows:

Approval of Contract with Bio-Key International for Purchase of Mobile Data Application System

WHEREAS, in order to purchase a mobile data application system, the county solicited bid proposals for this system; and

WHEREAS, proposals were received from six vendors with Bio Key International being the lowest responsible bidder to supply the system.

NOW, THEREFORE BE IT RESOLVED, that a contract for the purchase of the Mobile Data Application System be awarded to Bio-Key International; and

BE IT FURTHER RESOLVED, that such contract shall include all of the provisions of the specifications as stipulated by Washington County and as agreed to by Bio-Key International; and

BE IT FURTHER RESOLVED, that the contract between the county and Bio-Key International be executed through the signature of the Chairman of the Washington County Board of Commissioners and Washington County Administrator without further action of the County Board conditioned upon contract execution by the vendors and approval as to form by the Washington County Attorney's office.

Commissioner Peterson seconded the motion and it was adopted unanimously.

COMMUNITY SERVICES

Mary Farmer Kubler, Community Services Supervisor, presented a brief overview of the 2006 Community Development Block Grant and HOME Investment Partnership Annual Action Plan that includes funding recommendations of the CDBG Citizen Advisory Committee amounting to \$1,381,547. The six projects include: 1) Twin Cities Habitat for Humanity, Bailey's Arbor, \$300,000; 2) Washington County Housing

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and Redevelopment Authority (HRA) Red Oak Preserve, \$300,000; 3) Washington County HRA Raymie Johnson Elevator Replacement, \$110,000; 4) Two Rivers Community Land Trust Acquisition and Rehabilitation Program, \$223,846; 5) Human Services Inc., Stillwater Rehabilitation, \$104,100; and 6) City of Landfall Electrical Hookups, \$36,050.

Commissioner Peterson moved to approve the 2006 Community Development Block Grant and HOME Investment Partnership Annual Action Plan that includes funding recommendations of the CDBG Citizen Advisory Committee amounting to \$1,381,547. Commissioner Kriesel seconded the motion and it was adopted unanimously.

ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

Repurchase of Tax Forfeited Property by the Oneka Lake View Association

Commissioner Hegberg moved to adopt **Resolution No. 2006-065** as follows:

Resolution Authorizing the Repurchase of Parcel
20.031.21.11.0040 by Oneka Lake View Association, Previous Owner

WHEREAS, the Oneka Lake View Association has made and filed a proper application for the repurchase of parcel 20.031.21.11.0042, which forfeited to the State of Minnesota for non payment of taxes; and

WHEREAS, the applicant has set forth in its application that the non payment of taxes was the result of a lack of communication on the side of previous owner's management company, who failed to notify the county of the new mailing address of the association; and

WHEREAS, the Board of Commissioners of Washington County decided that undue hardship would be corrected through this repurchase; and

WHEREAS, to the best knowledge of the Board of Commissioners of Washington County there are not other parties that may claim a legal right for the repurchase of this property; and

WHEREAS, the Board of Commissioners of Washington County has the authority and responsibility to grant or deny such application.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Washington County hereby grants the application for the repurchase of parcel 20.031.21.11.0040 by Oneka Lake View Association.

BE IT FURTHER RESOLVED, that the Board of Commissioners of Washington County hereby authorizes and directs the Department of Assessment, Taxpayer Services and Elections, as the executor of the duties of the County Auditor, to permit such repurchase according to the provision of Minnesota Statutes 282.241, as amended.

Commissioner Peterson seconded the motion and it was adopted unanimously.

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Application by the City of Newport for Tax Forfeited Land

Commissioner Peterson moved to adopt **Resolution No. 2006-066** as follows:

Resolution Recommending to the Minnesota Commissioner of
Revenue the Approval of the Application, Submitted by the City of
Newport for the Acquisition of Parcel 36.028.22.23.0002 for an
Authorized Public Use

WHEREAS, the City of Newport has made the proper application for the acquisition of parcel 36.028.22.23.0002, which is tax forfeited land, for the authorized public use of right of way for the Fourth Avenue; and

WHEREAS, the City of Newport is entitled to make such application; and

WHEREAS, the Board of Commissioners of Washington County decides that the requested authorized public use is in the best interest of the citizens of Washington County.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Washington County hereby recommends to the Commissioner of Revenue of the State of Minnesota to approve the application of the City of Newport for the acquisition of parcel 36.028.22.23.0002 for the authorized public use of right of way for the Fourth Avenue in Newport.

Commissioner Stafford seconded the motion and it was adopted unanimously.

Conveying Parcel 17.027.21.31.0003 to the State of Minnesota

Commissioner Peterson moved to adopt **Resolution No. 2006-067**, contingent upon approval by the City of Cottage Grove, as follows:

Approving the Conveyance of Parcel 17.027.21.31.0003
to the State of Minnesota

WHEREAS, parcel 17.027.21.31.0003, which is a piece of tax forfeited land, was acquired on the 1st of November 2002 by the County of Washington and the City of Cottage Grove from the State of Minnesota for a public use; and

WHEREAS, the County of Washington and the City of Cottage Grove decided to vacate and void their Joint Powers Agreement for the acquisition and management of parcel 17.027.21.31.0003, recorded as Washington County Contract No. 2045 from 2002; and

WHEREAS, the Board of Commissioners of Washington County desires to convey this parcel back to the State of Minnesota.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Washington County hereby directs the County Administrator to complete and sign the proper documentation for the conveyance of this parcel to the State of Minnesota.

May 2, 2006

BE IT FURTHER RESOLVED, that the Board of Commissioners of Washington County directs the County Administrator to send the completed and signed documentation to the Minnesota Commissioner of Revenue.

Commissioner Hegberg seconded the motion and it was adopted unanimously.

Private Sale of Parcel 17.027.21.31.0003 to the Metropolitan Council

Commissioner Peterson moved to adopt **Resolution No. 2006-068** as follows:

Resolution Approving the Private Sale of Parcel 17.027.21.31.0003
to the Metropolitan Council for an Authorized Public Purpose

WHEREAS, the Board of Commissioners of Washington County desires to convey parcel 17.027.21.31.0003, which forfeited to the State of Minnesota for non-payment of taxes; and

WHEREAS, the parcel is classified as non-conservation, and the classification and sale have been approved by the Minnesota Department of Natural Resources and the City of Cottage Grove; and

WHEREAS, the Metropolitan Council has made the proper application for the acquisition of this piece of land for a public purpose, as provided for in Minnesota Statutes 282.01; and

WHEREAS, the basic sale price of this parcel is set up according to the policy of tax forfeit property in Washington County; and

WHEREAS, the Board of Commissioners of Washington County has the authority and responsibility to approve or deny such application.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Washington County hereby determines the appraised value of parcel 17.027.21.31.0003 to be \$526,992.00.

BE IT FURTHER RESOLVED, that the Board of Commissioners of Washington County hereby approves the Metropolitan Council's application to acquire parcel 17.027.21.31.0003 for the public purpose described in application.

Municipality:	Cottage Grove
Approximate Size:	7.3 Acres
Appraised Value:	\$526,992.00
Property Description	Part of the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 17, township 27, Range 21.

Commissioner Hegberg seconded the motion and it was adopted unanimously.

Allowing Five Additional Business Days for Recording of Documents

Commissioner Stafford moved to adopt **Resolution No. 2006-069** as follows:

May 2, 2006

Resolution Allowing Five Additional Business Days
for Recording of Documents

WHEREAS, Minnesota Statute 357.182 passed by the Minnesota Legislature in 2005 establishes new timelines for the recording of documents in Minnesota; and

WHEREAS, the county auditor is required to certify no-delinquent taxes and accept payment of mortgage registration taxes, deed taxes and conservation fees prior to the recording of a number of documents by the County Recorder's Office; and

WHEREAS, Minnesota Statutes Chapter 357.182 allows the county to establish a policy allowing an additional five business days to the recording process to account for the time needed to perform the duties of the county auditor; and

WHEREAS, the Department currently does not utilize the full five business days and will continue to set internal goals that provide for processing in less than the allowed five business days; and

WHEREAS, to ensure compliance with the recording timelines in law the Department requests the County Board approve a resolution allowing the additional five business days.

THEREFORE, BE IT RESOLVED, that the County Board of Commissioners approves of the additional five business days allowed for the recording of documents and directs the Departments of Assessment, Taxpayer Services and Elections and the Recorder's Office to reflect this additional five business days in any policies related to the recording of documents.

Commissioner Peterson seconded the motion and it was adopted unanimously.

GENERAL ADMINISTRATION

Jim Schug, County Administrator, presented a brief legislative update as follows: Bills dealing with funding for corrections including additional costs for commitment and treatment of sex offenders are moving along; Eminent domain had a couple of advantageous things happen, one provision that required businesses receive an award for damages to buy a comparable property in the same community was clarified and it applies only to fee owners and not tenants.

Mr. Schug announced that there would be a groundbreaking ceremony at 1:00 this afternoon for the South Service Center located at the approximate intersection of CR 19 and Cottage Grove 90th Street.

Mr. Schug indicated that the parcel that is owned by the Minnesota State College and University System in Mahtomedi has no immediate buyer. John Kaul has been talking with the MNSCU officials and is getting around to the legislators and the Department of Public Safety indicating to them the need for a driver's license testing center in the east metro.

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COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Peterson moved to appoint Becky Meyer, Oakdale, to the Minnesota Extension Committee to a partial term expiring December 31, 2007; and Marianne O'Malley, Hugo, to the Groundwater Advisory Committee to fill an unexpired term to December 31, 2006. Commissioner Hegberg seconded the motion and it was adopted unanimously.

Commissioner Peterson asked if the EDA meeting scheduled for May 9 will be held in Cottage Grove or at the Government Center. Mr. Schug indicated he would get that information.

Commissioner Peterson reported that Cottage Grove had their first Arbor Day in the rain, but it was well attended.

Commissioner Stafford asked for a copy of the letter that was on correspondence from the Secretary of State Mary Kiffmeyer regarding the Attorney General's opinion on the waiver application on election equipment from Anoka, Ramsey and Washington Counties.

Commissioner Hegberg reported that he met with Congressman Oberstar last evening to discuss the Rush Line Corridor. Congressman Oberstar is looking to build that corridor to Duluth instead of just going to Hinckley. They will be looking at an increase in funding to expand the study so there may be an additional \$8,000 or \$12,000 as the county's portion.

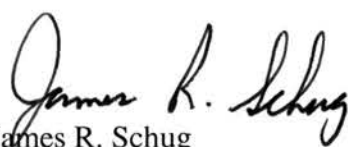
Commissioner Hegberg will meet with the City of Forest Lake on May 8 to discuss 11th Avenue where there is a proposal for a freeway I-35 overpass.

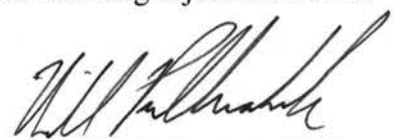
BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

ADJOURNMENT

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

Attest: 
James R. Schug
County Administrator


Bill Pulkrabek, Chair
County Board

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
MAY 9, 2006

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 Peterson, Kriesel, Pulkrabek, and Stafford. Commissioner Hegberg absent. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; Linda Krafthefer, Assistant County Attorney; Doug Johnson, County Attorney; Don Theisen, Director of Transportation and Physical Development; Jim Luger, Parks Director; John Elholm, Senior Planner; Steve Pott, Sheriff; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Dan Papin, Community Services Director; Kay McAloney, Director of Human Resources; Tom Adkins, Community Corrections Director; Christine Bray, Community Corrections Deputy Director; Cindy Koosmann, Recorder; and Steve Nelson, 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 Kriesel to adopt the following Consent Calendar:

1. Approval of the May 2, 2006 Board meeting minutes.
2. Approval of projects funded through the 2005 and prior Countywide Mission Directed Budget Savings Program totaling \$1,122,900 as follows: Upgrade Boardroom Equipment, \$29,000; Employee Benefit Self-Service Module, \$60,000; Emergency Enhancement Equipment, \$17,700; Microsoft Active Directory, \$41,100; Network Redundancy Project, \$140,000; Secondary ISP, \$55,000; Citrix Implementation, \$51,000; Storage Area Network, \$132,500; Blackberry Deployment, \$30,000; Fiber Connectivity, \$257,500; iSeries Backup Encryption, \$65,000; iSeries Security Software, \$28,000; JDEwards Security Module, \$18,100; Computer Room Improvements, \$103,000; Comprehensive Plan Consultant \$75,000; and Syslog Software, \$20,000.
3. Approval to change the standard hours of operation for the Government Center and the new service centers to 8:00 a.m. to 5:00 p.m. Monday through Friday effective September 5, 2006.

May 9, 2006

4. Approval of the following appointments to the Public Health Emergency Preparedness Advisory Committee to first terms expiring December 31, 2006: Katherine Grimm, Allied Health Professional; Eric Johnson, Local Government; and Joseph Bauer, Mental Health Professional.
5. Approval of abatement in the amount of \$18,090 for property on 6370 Bailey Road, Woodbury, parcel #19.028.21.34.0001.
6. Approval of abatement in the amount of \$12,076 for the Liberty Outlot B Parcel, City of Stillwater #30.030.20.32.0097.
7. Approval of a reorganization that integrates social services accounting functions into the Community Services Department.
8. Approval of a new position in the Attorney's office, Assistant County Attorney Special Project (.50 F.T.E.) through June 30, 2007.
9. Approval of a Special Project Office Aide (1.00 F.T.E.) position in the Recorder's Department.
10. Approval to accept donations to the Washington County Library from the following individuals: Katherine J. Bredow, \$35.00; Peter A. Nelson, \$26.80; IBM Matching Gift, \$25.00; Jeanne L. Bloom, \$5.00; and miscellaneous small contributions \$7.83.
11. Approval to set a date for public hearing for the purpose of adopting a park ordinance and repealing Washington County Park Ordinance Nos. 93, 129 and 155 for May 23, 2006 at 9:00 a.m.
12. Approval and execution of Minnesota Department of Natural Resources Shoreland Restoration grant in the amount of \$18,782 for the restoration of native vegetation to the boat launch area in Big Marine Park Reserve.
13. Approval of Supplemental Agreement No. 6 with Tower Asphalt for 2005 overlay contract for inflationary costs due to the deferral of the project from 2005 to 2006.
14. Approval of final payment to Tower Asphalt in the amount of \$14,310 for 2003 overlays contract.

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

PUBLIC HEARING - TRANSPORTATION AND PHYSICAL DEVELOPMENT

Lake Elmo Park Reserve Master Plan Amendment

May 9, 2006

The Board Chair presented a brief overview of today’s public hearing to consider an amendment to the Lake Elmo Park Reserve Master Plan. The Board Secretary confirmed that the notice of public hearing was published in the legal newspaper.

John Elholm, Senior Planner, reviewed the Lake Elmo Park Reserve Master Plan. He indicated that the original Master Plan was completed in 1978. The planning process has evaluated the few remaining facilities in the 1978 plan and investigated potential new program areas. It also looked at habitat restoration opportunities. There have been numerous public meetings throughout this process. Nineteen formal meetings have been held—five with the technical advisory committee, three public meetings, four city council meetings, five Parks and Open Space Commission meetings, and three meetings with the County Board including today. An outcome from these meetings is that the park should remain a park reserve and provide nature oriented outdoor recreation. The plan also emphasizes the importance of providing, protecting, and managing natural resources in the park while providing opportunities for the public to appreciate and enjoy these resources.

Mr. Elholm described the proposed development in the following areas:

Facility	1978	Existing	2006
Family Campsites	170	100	120
Hike-in Campsites	0	5	7
Group Campsites	3	3	3
Reservation Picnic Areas	3	2	2
Boat Launch Capacity	45	20	20
Handicapped Fishing Pier	1	1	2
Archery Range (Target)	0	1	1
Archery Range (Field)	0	0	1
Nature Center Facility	1	0	1
Amphitheater for Programs	0	1	2
Swimming Beach	1	1	1
Children’s Farm	1	0	0
Equestrian Trails/Camping	Yes	Yes	Yes
Mountain Bike Trails	Yes	Yes	Yes
Turf Hiking Trails	Yes	Yes	Yes
Trail Connection to Community	2	1	5

Facility	Change
Cross-Country Ski Trails	Add low voltage lights to existing trails.
Mountain Bike Trails	Make more environmentally sensitive & sustainable.
Trail Around Eagle Point Lake	Make primary trail starting at nature center accessible (pave).
Winter Recreation	Add ice skating, sliding and convert barn into trailhead.

Mr. Elholm indicated that the cities of Woodbury and Oakdale were supportive of the plan and the city of Lake Elmo was overall supportive of the plan but did have comments which are included for the record. The Washington County Parks and Open Space Commission was supportive of the plan and recommended its approval at their February 2006 meeting.

May 9, 2006

Commissioner Peterson suggested that in addition to wheelchair handicapped accessibility she would like to see more accessibility for the hearing and vision impaired that would include more kiosks, Braille signing, or hearing enhanced video recordings of what is in the park.

James Burns, 11140 20th Street Court North, Lake Elmo – Mr. Burns stated he read in the newspaper that the “new master plan will include several new amenities such as additional boat launches and lighted trails”. However, during the previous presentation there was no additional boat launches listed. He asked which one is false. Jim Luger, Parks Director, stated there are no plans to add additional boat launch spots. The lighted trail is for the cross-country ski trail and a portion of that would be lighted with low level lighting.

Mr. Burns stated it is almost impossible for the residents who live on the lake to use it. They cannot leave their boats, motors or other things down there because things have been stolen. He feels it has diminished their use and enjoyment of the lake. He asked that the Board consider closing the lake to public use for one day a week so the residents can enjoy it. Mr. Luger stated that it is a regional park and it is a public lake and he does not see how they could possibly close it to users who are paying access to the park to launch their boats.

Jyneen Thatcher, 12999 Keller Avenue North, Hugo – Ms. Thatcher stated she was here representing the Ride and Glide Ski and Bike Club who has worked with the park over the years on some of the ski programs. They want to thank the county staff for the work they have done on this plan amendment and encourage the Board to approve it as is. The plan amendment provides for changes in the recreational demands in the area, yet it preserves and enhances the natural components of the park. The plan allows for the flexibility to be not locked into today’s standards of technology.

Judith Blackford, 9765 45th Street North, Lake Elmo – Ms. Blackford asked why the word “oasis” was taken out of the preamble in the Master Plan Revisions. She feels that should remain in there given the fact that it is to remain a nature oriented park. The bituminous trail that is to go around the lake, she wondered if there is another type of material that could be used that would allow cross-country skiing to take place. She wondered if there have been surveys performed and the number of people actually asking for some of these changes if it is really representative of the total populace.

Dean Johnston, City of Lake Elmo Mayor – Mayor Johnston stated that good work has been done on the plan and the City of Lake Elmo has general support for the plan. He did refer to the city’s letter dated February 10, 2006. There most enthusiastic support is for maintaining the status as a park reserve. There are issues that he asked the Board to maintain an ongoing awareness of. One of them is milfoil has been discovered in the lake. There is concern about what role the county will choose in maintaining and managing the milfoil. Another concern relates to development and its interpretation. The city feels it is imperative that the 80/20 formula be documented and verified for today and the future.

May 9, 2006

Tim Wegner, 13282 Derryglen Court, Rosemount – Mr. Wegner serves on the Board of Directors of American Trails, and he is also on the Board of Directors of Minnesota Off Road Cyclists. He was pleased to see that mountain biking was kept in the Master Plan. Right now, there is not a trail in the eastern area of the metro area. They would also be interested in partnering with Washington County in securing funding for trail projects.

Susan Dunn, 11018 Upper 33rd Street North, Lake Elmo – Ms. Dunn stated that the purpose for the Regional Park Reserve originally was for everybody to know that this was a unique area in Washington County. At one time this area was scheduled for a garbage dump. The reason and purpose for a Regional Park Reserve is to protect and perpetuate non-urban areas that are significant in terms of landforms, lakes, streams, marshes and so on and that is what she is challenging everybody to remember. She has the same concern as Mayor Johnston about the alternation or modification of what developed meant. At the first meeting she attended the discussion talked about being 16 to 18% developed now and what would be done to modify that. Now, they are down to 6% developed. In the original plan that they worked with the county had permanent conservation areas designated in the plan. Those apparently are off the board now. She understands that the planners will be looking at the Cottage Grove Ravine Park, that is not a reserve and it can handle higher intense uses. She feels the educational center is important for environmental education. If this area is modified and abused it will never come back and the county will have lost a jewel.

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

Commissioner Stafford stated he has reviewed Lake Elmo's letter of February 10, 2006. He agrees with Mayor Johnston that there are items that need definition, he is not sure if they necessitate keeping the public hearing open, maybe it is just research to be done in the future. The definition of what is the 80% uncompromised area and what is the 20% developed. The county says it is only 7% usage now and this plan would take it to 9% which means there is a tremendous amount for growth. There are other definitions that need to be made. Lake Elmo makes the statement that the Lake Elmo Fire and Rescue calls are significant and are paid for solely by the taxpayers of Lake Elmo. He would like to see numbers on that. There was a comment about the use of high performance boating on the lake. He is not sure what they are talking about. He asked Mr. Luger if the county has the authority to limit the horsepower of motors that would be used on the lake. Mr. Luger stated that the Minnesota Department of Natural Resources restricts that.

Commissioner Stafford asked if the State has a formula for how many boats a square mile of lake are deemed to be acceptable and how does Lake Elmo fit into that. Mr. Luger stated that Lake Elmo is approximately 206 acres. Right now there are 20 pull through spots. The DNR standards for that are 1 per 20 which would keep it to 10 boat launch spots, but within the metro area they go down to 1 per 10 which is what they are at now, 20 boat launch spots.

May 9, 2006

Commissioner Stafford asked that sometime in the future he would like to find out what the number of rescue runs are. He would also like more of a definition of how the county got the 7% developed, and how the Mayor thinks the park is already at 20%. He will not hold up the Master Plan to get these answers.

Commissioner Pulkrabek reiterated questions asked by people who spoke: Request to leave the word "oasis" in the preamble; Having trails for cross-country skiing other than the bituminous; Who was surveyed—general populace or those who came to the park; Milfoil; and Definition of a trail, it was feet now it is changed so the park is less developed; Permanent areas never to be developed, are they now going to be developed and why did that change.

Commissioner Kriesel asked about the boat launch area. Is that maxed out all year, the 20 spots. Mr. Luger stated on the weekends it is. During the week it isn't.

Commissioner Kriesel asked if he could launch his fishing boat and have his wife take the trailer home and come back and get him later, is that acceptable. Mr. Luger stated one of the issues they have had over the years is that they know the people who live on the lake come, launch their boat, leave and go back home. There is a question of how do they charge these people. They do not encourage that type of use. There is a reason the DNR put a certain usage on the lake and said 20 boat launch sites that is so the use on the lake would be limited to what they felt the capacity of the lake could actually handle.

Commissioner Kriesel stated back in 1978 it was targeted for 45 spots and then that was downsized to 20 based on this standard. Mr. Luger stated there was an agreement between the DNR, Washington County and the City of Lake Elmo to have 20 spaces.

Commissioner Peterson moved to close the public hearing to consider an amendment to the Lake Elmo Park Reserve Master Plan. Commissioner Stafford seconded the motion and it was adopted unanimously; Commissioner Hegberg absent.

Commissioner Peterson moved to adopt **Resolution No. 2006-070** as follows:

Approval of the Lake Elmo Park Reserve
Master Plan Amendment

WHEREAS, the existing Lake Elmo Park Reserve Master Plan was completed over 25 years ago and is in need of updating; and

WHEREAS, the Washington County Board of Commissioners adopted the Parks Vision, which calls for review of all existing park master plans; and

WHEREAS, the Washington County Parks and Open Space Commission reviewed the existing Lake Elmo Park Reserve Master Plan and recommended the plan be updated and amended; and

May 9, 2006

WHEREAS, the Washington County Board of Commissioners directed the Washington County Park Staff to retain a consultant and conduct a master plan review; and

WHEREAS, the Washington County Park Staff has completed a master plan review through a lengthy public process, which meets Metropolitan Council requirements for public input.

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners approves the Lake Elmo Park Reserve Master Plan Amendment and forwards the plan to the Metropolitan Council for review and approval.

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

Commissioner Pulkrabek left the meeting at 9:55 a.m.

TRANSPORTATION AND PHYSICAL DEVELOPMENT

Amendments to Construction Manager Contracts for the North and South Service Centers

Commissioner Peterson moved to approve amendments to the construction manager contracts with Kraus Anderson Construction Company for the South Service Center and the North Service Center/Library Construction Management in the amount of \$67,622. Commissioner Stafford seconded the motion and it was adopted unanimously; Commissioners Hegberg and Pulkrabek absent.

Contracts for Construction Inspection at the North and South Service Centers

Commissioner Peterson moved to approve contracts with Encompass Engineering Consultants for construction inspection at the South Service Center for \$35,000 and North Service Center/Library for \$38,000. Commissioner Stafford seconded the motion and it was adopted unanimously; Commissioners Hegberg and Pulkrabek absent.

SHERIFF'S OFFICE

Sheriff Steve Pott stated that the City of Cottage Grove has decided to close their Communications Center. As a result, the Sheriff's Office is requesting additional staff to handle the 15,000 calls per year that will now be routed to Washington County Communication Center.

Commissioner Peterson moved to approve the following positions in the Sheriff's Office: five F.T.E. Public Safety Dispatchers, and one F.T.E. Public Safety Answering Point Coordinator. Commissioner Stafford seconded the motion and it was adopted unanimously; Commissioners Hegberg and Pulkrabek absent.

May 9, 2006

GENERAL ADMINISTRATION

Jim Schug, County Administrator, presented a brief legislative update.

Commissioner Pulkrabek returned at 10:30 a.m.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

The Board of Commissioners recessed for a Closed Session.

CLOSED SESSION

The Board met in closed session with the County Attorney's Office to discuss the status of pending litigation, Hilyar v. Washington County, et al concerning the tax forfeiture of the Hilyar property in Lake Elmo, the time being 10:47 a.m. Present for the closed session were Commissioners Peterson, Kriesel, Pulkrabek, and Stafford. Also present were Jim Schug, Molly O'Rourke, Doug Johnson, Kevin Corbid, Tom Collins, Carlson & Soldo, Nigel Mendez, Carlson & Soldo, and Patricia Raddatz.

The Board reconvened at 11:14 a.m.

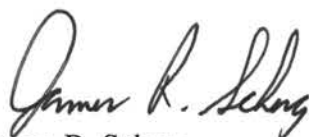
ADJOURNMENT

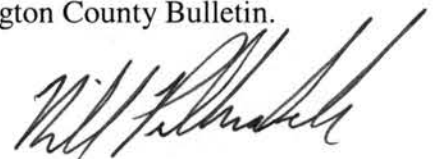
There being no further business to come before the Board, Commissioner Kriesel moved to adjourn, seconded by Commissioner Peterson and it was adopted unanimously; Commissioner Hegberg absent. The Board meeting adjourned at 11:15 a.m.

BOARD WORKSHOP WITH TRANSPORTATION AND PHYSICAL DEVELOPMENT

The Board met in workshop session with the Department of Transportation and Physical Development for an update on the Government Center south parking lot design and campus stormwater management plan. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Kriesel, Stafford, and Peterson. Also present were Jim Schug, Molly O'Rourke, Don Theisen, Ted Schoenecker, Ann Pung-Terwedo, 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
MAY 16, 2006**

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 Peterson, Kriesel, Stafford, and Hegberg. Commissioner Pulkrabek absent. Board Vice-Chair Kriesel presided. Also present were Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Doug Johnson, County Attorney; Susan Harris, First Assistant County Attorney; Patricia Conley, Library Director; Kay McAloney, Human Resources Director; Vicki DeFord, Human Resources Deputy Director; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Steve Gransee, Assessment, Taxpayer Services and Elections; Carol Peterson, Assessment, Taxpayer Services and Elections; Lowell Johnson, Public Health and Environment Director; Sue Hedlund, Deputy Public Health and Environment Director; Bill Funari, Court Administration; Wayne Sandberg, Deputy Transportation and Physical Development Director; Dan Papin, Community Services Director; Don Theisen, Director of Transportation and Physical Development; Jennifer Menke Blanchard, Management Analyst II; Rose Peterson, Central Services Manager; Nancy Brase, Administrative Services Manager, and Steve Nelson, Public Information Coordinator II.

The Board recited the Pledge of Allegiance.

The Board asked for a moment of silence for Jerry Turnquist, former Washington County Deputy Administrator, who passed away this past weekend.

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 of the May 9, 2006 Board meeting minutes.
2. Approval to appoint Stacy Kennedy, Woodbury, to the Workforce Investment Board as a Small Business Representative, to a first term expiring June 30, 2008.
3. Adoption of **Resolution No. 2006-071** as follows:

Application from the St. Paul East Park Lions Club
to Conduct Excluded Bingo

May 16, 2006

WHEREAS, the St. Paul East Park Lions Club has made an application to conduct excluded bingo according to requirements contained in M.S. 349-166 sub2. The event will be held on August 2-6, 2006 at the Washington County Fair Grounds, 12300 40th St., Baytown, MN during the Washington County Fair.

NOW, THEREFORE, BE IT RESOLVED, the Washington County Board of Commissioners does not oppose issuance of exemption consistent with the application.

4. Approval to enter into a cooperative agreement with Metropolitan Counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott and the State of Minnesota for the purpose of managing a joint Long-Term Homelessness Support Services Program.
5. Approval of an amendment to the Public Health Emergency Preparedness and Response to Bioterrorism agreement with the Minnesota Department of Health.
6. Adoption of **Resolution No. 2006-072** as follows:

Authorizing Execution of an Agreement for the
2006 Federal Boating Enforcement Supplemental Grant

BE IT RESOLVED that Washington County desired to enter into a grant agreement with the Minnesota Department of Natural Resources for the 2006 Federal Boating Enforcement Supplemental Grant.

Sheriff Steve Pott is authorized to execute and sign such Grant Documents, and amendments thereto, as are necessary to implement the Grant on behalf of Washington County.

7. Adoption of **Resolution No. 2006-073** as follows:

Annual County Boat and Water Safety Agreement

WHEREAS, the Sheriff of each county enforces Boat and Water Safety Rules, promulgated by the Commissioner of Natural Resources, including patrol, enforcement and accident investigation; and

WHEREAS, the county is eligible to receive funding to assist in the performance of these duties during the period of January 1, 2006 to June 30, 2007.

NOW, THEREFORE BE IT RESOLVED, that the County of Washington enter into an agreement with the State of Minnesota, Department of Natural Resources for the purpose of receiving funding assistance during the period January 1, 2006 to June 30, 2007.

BE IT FURTHER RESOLVED, that the Chairperson of the Washington County Board of Commissioners, the Washington County Administrator, and the Washington County Sheriff be and are hereby authorized to execute said agreement.

May 16, 2006

8. Approval to accept a donation from Cub Foods and Milk-Bone in the amount of \$5,000 to offset expenses associated with the newest K-9 team.
9. Adoption of **Resolution No. 2006-074** as follows:

Minnesota Trail Assistance Program
Star Trail Association

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

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

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

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

ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

Commissioner Stafford moved to adopt **Resolution No. 2006-075** as follows:

Premises Permit Application from the
Cottage Grove Lions Club

WHEREAS, on May 4, 2006 the Cottage Grove Lions Club has made application pursuant to the statutes of the State of Minnesota authorizing lawful gambling; and

WHEREAS, the premises involved is The Point, located at 12378 Pt. Douglas Rd., Denmark Township, Hastings, MN; and

THEREFORE, BE IT FURTHER RESOLVED that the Washington County Board of Commissioners does hereby resolve to approve the granting of a Premises Permit for the above described location subject to the terms of Washington County.

Commissioner Hegberg seconded the motion and it was adopted 3-0; Commissioner Peterson abstaining, Commissioner Pulkrabek absent.

May 16, 2006

GENERAL ADMINISTRATION**Legislative Update**

Molly O'Rourke, Deputy Administrator, presented a brief legislative update.

Commissioner Peterson commented on the Metropolitan Council Chair's statement regarding the ½ cent tax that was proposed for stadiums and transit. She believes his comments that the tax would raise more money than would be needed for transit was not called for when there is a billion dollar shortfall for transit.

Performance Measurement and Improvement Progress

Jennifer Menke Blanchard, Management Analyst II, presented an overview of the Washington County 2005 Annual Performance Report. Departments track, report, and review performance measures on an ongoing basis to support management decision-making and to drive improvements in core functions and program. Sue Hedlund, Deputy Public Health and Environment Director, Carol Peterson, Assessment, Taxpayer Services and Elections Support Manager, and Sue Harris, First Assistant County Attorney, summarized key measures, findings, or activities to effectively use performance measures in their respective departments.

Commissioner Stafford suggested that a workshop be held to revisit the Cost Effective Operations (CEO) Commissions that were held several years ago.

COMMISSIONER REPORTS - COMMENTS - QUESTIONS

Commissioner Hegberg reported on a meeting he had with the City of Forest Lake to discuss CR 34 and the overpass over I-35. It was agreed that it would be reviewed to determine costs for an overpass. Currently, there is only one overpass and the other areas are all wetlands. With the expansion of the city on the other side of the freeway and the expansion of Columbus Township there is a public safety issue about not having more than one access.

Commissioner Hegberg reported he met with Congressman Oberstar to discuss a Rush Line Corridor Study and a Highway 65 corridor. He feels that transit is an important issue and that it needs to be looked at as it becomes more important for individuals who cannot drive and have no access to transportation.

Commissioner Hegberg reported on the Minnesota Counties Insurance Trust and PERA meetings he attended last week. The legislation is moving along as to joint powers agreements and liabilities.

Commissioner Stafford asked that Transportation staff give the Board a summary on how the Roundabout meeting in Forest Lake goes tonight. He will not be able to attend.

May 16, 2006

Commissioner Stafford indicated that he received a call from John Kaul, the county's legislative liaison about the sales tax issue. He informed Mr. Kaul that he would support the sales tax increase for the transit situation, but had mixed feelings about the stadiums. He asked the County Attorney for a clarification on county authority to raise the sales taxes. George Kuprian, Assistant County Attorney, indicated that if a county wants to pass a sales tax they need a referendum under the statute. He believes that the metro sales tax that is proposed is the legislature passing a sales tax and it wouldn't need a referendum.

Commissioner Peterson stated she will be attending the Transportation Advisory Board meeting tomorrow because she is upset with the remarks that the Met Council Chair made at the legislature yesterday.

BOARD CORRESPONDENCE


Board correspondence was received and placed on file.

ADJOURNMENT


There being no further business to come before the Board, Commissioner Peterson moved to adjourn, seconded by Commissioner Stafford and it was adopted unanimously; Commissioner Pulkrabek absent. The Board meeting adjourned at 10:20 a.m.

BOARD WORKSHOP WITH WORKFORCE INVESTMENT BOARD

The Board meeting was preceded by a workshop with the Workforce Investment Board for an update on their activities and strategic plan. No business was transacted and public was welcome to attend. Present for the workshop session were Commissioners Peterson, Kriesel, and Stafford. Also present were Molly O'Rourke, Dan Papin, Robert Crawford, Clarice Olsen, Patrick Singel, Andrew Ervin, Yvonne Klennert, Stillwater Courier, and the following Workforce Investment Board members: Jeanine Swanson, Rachel Felderman, Patty Venberg, and Brenda Carlson.


Gary Kriesel, Vice Chair
County Board

Attest:


Molly O'Rourke
Deputy Administrator

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
MAY 23, 2006

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 Peterson, Kriesel, Pulkrabek, Stafford, and Hegberg. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; Richard Hodsdon, Assistant County Attorney; Don Theisen, Director of Transportation and Physical Development; Wayne Sandberg, Deputy Transportation and Physical Development Director; Sandy Cullen, Transportation Manager; Sharon Price, Right of Way Specialist; Jim Luger, Parks Director; John Elholm, Parks Manager; Dan Papin, Community Services Director; Patrick Singel, Deputy Community Services Director; Kay McAloney, Human Resources Director; Cindy Koosmann, Recorder; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; and Steve Nelson, Public Information Coordinator II.

The Board recited the Pledge of Allegiance.

The Board recessed into Executive Session at 9:08 a.m.

EXECUTIVE (CLOSED) SESSION

The Board met in Executive Session to discuss proposed settlement options of compensation and damages for CSAH 8 – Hugo Investments, LLC. Present were Commissioners Peterson, Kriesel, Pulkrabek, Stafford, and Hegberg. Also present were Jim Schug, Molly O'Rourke, Don Theisen, Wayne Sandberg, Sandy Cullen, Sharon Price, Richard Hodsdon, and Patricia Raddatz.

The Board reconvened at 9:26 a.m.

COMMENTS FROM THE PUBLIC

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

CONSENT CALENDAR

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

1. Approval of Acceptable Use and Reimbursement of Portable Electronic Equipment Policy.
2. Approval of the Meal, Mileage and Other Authorized Expense Reimbursement Policies for county employees and elected officials.

May 23, 2006

3. Approval to reappoint Steven Kronmiller, New Scandia Township, to the Carnelian Marine Watershed District Board of Managers to a term expiring June 21, 2009.
4. Approval to appoint Lou Ella Johnson, Oak Park Heights, to the Workforce Investment Board as a small business representative to a first term expiring June 30, 2008.
5. Adoption of **Resolution No. 2006-076** as follows:

Authorizing the Execution of Minnesota Department of
Human Services 2006 Civil Rights Assurance Agreement

WHEREAS, the Minnesota Department of Human Services has directed county human service agencies to update their current civil rights plans and to consolidate them into a single plan; and

WHEREAS, the Minnesota Department of Human Services seeks assurance of compliance with Title VI of the Civil Rights Act of 1964, Section 504 of the Rehabilitation Act of 1993, the Age Discrimination Act of 1975, and the Food Stamp Act of 1977; and

WHEREAS, Washington County is committed to providing equal access to programs and services; and

WHEREAS, it is the policy of Washington County that no otherwise qualified applicant for services or client shall be excluded from participation, be denied benefits or otherwise be subjected to discrimination in any manner on the basis of race, color, national origin, sex, sexual orientation, marital status, age, creed, religion, political beliefs, disability, or status with regard to public assistance; and

WHEREAS, the Washington County Community Services Department has prepared a plan consistent with county policy and the requirements of the Minnesota Department of Human Services.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board approves the Washington County Community Services Civil Rights Plan.

BE IT FURTHER RESOLVED, that the Washington County Community Services Director is authorized to execute the Minnesota Department of Human Services 2006 Civil Rights Assurance Agreement on behalf of Washington County.

6. Approval of banding/grading recommendation for the new job description of Facilities Project Manager at C45-1.
7. Approval to authorize the Parks Division of Transportation and Physical Development to advertise for professional services to prepare a master plan amendment for Cottage Grove Ravine Regional Park.

May 23, 2006

8. Approval of Supplemental Agreement No. 1 to complete an overlay of the project area on the CSAH 12 left-turn lane construction project at CSAH 17 in the City of Grant.

The foregoing Consent Calendar was adopted unanimously.

PUBLIC HEARING - TRANSPORTATION AND PHYSICAL DEVELOPMENT

Washington County Parks Ordinance

The Board Chair presented a brief overview of today's public hearing to consider the adoption of a new county parks ordinance and repeal of the old Washington County Parks Ordinance. The Board Secretary confirmed that the notice of public hearing was published in the legal newspaper.

Jim Luger, Parks Director, reviewed the proposed changes to the Parks Ordinance: Distinction between Use Permit and Vehicle Permit; Adding Big Marine Park Reserve to list of parks requiring vehicle permits; Drug and Alcohol Use; Tobacco Use; Policy allowing Geocaching in parks; and restrict age of campers under the age of 18 unless accompanied by parent or legal guardian or as part of a sponsored outing where the leader is age 21 or older.

The Board Chair asked for comments from the audience; none were heard. All documents were received and placed on file.

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

Commissioner Peterson moved to adopt **Resolution No. 2006-077** as follows:

Washington County, Minnesota Park Ordinance No. 174

WHEREAS, Minnesota Statute section 398.34 authorizes the county to enact ordinance relating to the County Park System; and

WHEREAS, said ordinance may prescribe regulations, not inconsistent with law, for the protection and use of county parks or parks or other units subject to and in accordance with MINN. STAT. §§ 398.31 to 398.36; and

WHEREAS, this ordinance is enacted in order to establish rules and regulations for the safe and peaceful use of parklands; the recreation and education of the public; the protection and preservation of property and natural resources; and the general welfare of the public; and

WHEREAS, this ordinance was enacted following a public hearing on the matter; and

May 23, 2006

WHEREAS, this ordinance is intended to repeal and replace Washington County Parks Ordinance Nos. 93, 129, and 155 which was enacted in May of 1992.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby adopts Washington County Parks Ordinance No. 174 to take effect upon the passage of this resolution and its publication according to law.

BE IT FURTHER RESOLVED, that Washington County Parks Ordinance Nos. 93, 129, and 155 are hereby repealed, said repeal to take effect on the date Washington County Parks Ordinance No. 174 becomes effective.

Commissioner Hegberg seconded the motion and it was adopted unanimously.

GENERAL ADMINISTRATION

Jim Schug, County Administrator, presented an update on the 2006 Legislative Session which concluded this past weekend. Items of county interest were as follows: Targeted case management—the tax bill did not include any property tax relief and did not include any supplemental funding for targeted case management, so the loss of Federal Revenue will be addressed in the county's 2007 budget process; Bonding bill—the local bridge replacement and rehabilitation allocation of \$55 million included language for the county to apply to the Minnesota Department of Transportation for removal of the J.A.R. bridge in St. Paul Park; the Red Rock Corridor was linked to a St. Louis County commuter rail initiative extending that line from Duluth down to Hastings making it eligible for \$500,000; Public safety funding—the county didn't receive specific funding, but the Department of Corrections and the Department of Human Services did receive funds to help with care, treatment and security of sex offenders, so some of the county's concerns about transferring that to the county did not occur; Minnesota Counties Insurance Trust—clarification on single units of government working in collaborative or working in joint powers agreements that only one claim can be brought against a joint powers agreement, but the tort caps were adjusted upwards; Maintenance of Effort Requirements—not successful in eliminating any, but did get a new one that requires counties to keep spending for children and adult mental health services at a level at least equal to the county's average spending for services in 2004 and 2005; Additional funds for child care; and Eminent Domain—not favorable for county projects, but less restrictive than earlier versions of the bill.

Commissioner Peterson asked what happened to the Minneapolis teacher's retirement, did that get folded in to PERA? Mr. Schug and Commissioner Hegberg indicated it did.

The Board Chair recognized Senator Brian LeClair and thanked him for attending the County Board meeting.

May 23, 2006

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Hegberg reported on the Extension meeting he attended last week to discuss their budget. They are planning their budget with the county reductions included, but are working on requests for supplementary funds for special projects.

Commissioner Stafford indicated that he will not be able to attend the meeting in Woodbury this evening to discuss Roundabouts. He asked staff to report back on that meeting.

Commissioner Stafford stated that he always thought the role of government was the health and safety of its citizens. He believes that health and safety have now been superseded by sports entertainment for its citizens because the state torpedoed 800 MHz funding and built two stadiums. He will be consulting with Washington County's legislative delegation about how to fund a statewide emergency radio system for the next legislative session.

Commissioner Kriesel stated he agrees with Commissioner Stafford's comments about the stadium issue. He thanked Senator LeClair for attending virtually all of the Lower St. Croix Valley Alliance meetings. He knows the elected officials of those communities appreciate his involvement.

Commissioner Peterson reported that the Transportation Alliance is holding a press conference at the State Office Building on Wednesday at 9:00 a.m. to kick off the campaign to approve the MVST constitutional amendment. She hopes there will be some representation from Washington County.

Commissioner Peterson stated that this Thursday is the annual meeting of the Metropolitan Inter-Faith Council on Affordable Housing, at the Minnesota Church Center, 6:45 – 8:30 p.m. On Monday, June 5, she reminded the Board that there will be a Transportation meeting at 2:00 at AMC and then Region X will hold its annual meeting from 3:00 to 5:00.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

ADJOURNMENT


There being no further business to come before the Board, Commissioner Kriesel moved to adjourn, seconded by Commissioner Peterson and it was adopted unanimously. The Board meeting adjourned at 9:58 a.m.

May 23, 2006

BOARD WORKSHOP WITH OFFICE OF ADMINISTRATION

The Board met in workshop session with the Office of Administration to review the 2006 Washington County residential survey. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Peterson, Kriesel, Pulkrabek, Stafford, and Hegberg. Also present were Jim Schug, Molly O'Rourke, Jennifer Menke Blanchard, Don Theisen, Wayne Sandberg, Lowell Johnson, Kay McAloney, Kevin Corbid, Yvonne Klennert, Stillwater Courier, Kevin Giles, Star Tribune, and Alex Friedrich, Pioneer Press.

Attest:



James R. Schug

County Administrator

Bill Pulkrabek, Chair
County Board

**OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
JUNE 6, 2006**

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 Kriesel, Pulkrabek, Stafford, and Hegberg. Commissioner Peterson absent. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; Linda Krafthefer, Assistant County Attorney; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Dan Papin, Community Services Director; Kay McAloney, Human Resources Director; Patricia Conley, Library Director; Don Theisen, Director of Transportation and Physical Development; Wayne Sandberg, Deputy Transportation and Physical Development Director; Jim Luger, Parks Director; Sharon Price, Right of Way Specialist; Barb Fritsche, Information Technology Supervisor; and Steve Nelson, Public Information Coordinator II.

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

1. Approval of the May 16 and 23, 2006 Board meeting minutes.
2. Approval to reappoint Mary Kay Kernan, Afton, and Mary Nelson, Stillwater, to the Child Protection Citizen Review Panel, to third terms expiring June 30, 2008.
3. Approval of a temporary on-sale 3.2 malt liquor license for the Greeder-Hinds-Comfort Post 323 for August 2, 3, 4, 5, and 6, 2006 at the Washington County Fairgrounds in Baytown Township.
4. Approval to have the Director of Community Services authorize all agreements with family foster care providers.
5. Adoption of **Resolution No. 2006-078** as follows:

Approving Washington County Community Development
Block Grant(CDBG) Cooperation Agreement

June 6, 2006

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) has the authority to award Community Development Block Grant (CDBG) and HOME Investment Partnership Program funds to local governments for the purpose of providing assistance to low- and moderate-income individuals and families, pursuant to the Code of Federal Regulations, Title 24, Chapter 5, 570; and

WHEREAS, the Department of Housing and Urban Development has determined that Washington County is eligible to receive a CDBG Block Grant upon execution of CDGB Cooperation Agreements with the cities and towns of Washington County.

NOW, THEREFORE, BE IT RESOLVED that the Community Development Block Grant Cooperation Agreement between Washington County and the City of Dellwood of Washington County be approved, and that the County Board Chair and County Administrator are authorized to execute the CDBG Cooperation Agreement.

6. Approval of a .5 Administrative Specialist position in the Department of Administration.
7. Approval to amend Respectful Workplace Policy #5008 and Paid Time Off/Vacation Donation Policy #5026.
8. Approval to sell computer parts to TSG Server and Storage.
9. Approval to amend the Washington County Library Board bylaws.
10. Adoption of **Resolution No. 2006-079** as follows:

Quit Claim Remainder Property as Part of the
Re-alignment of CSAH 8

WHEREAS, as part of the re-alignment of CSAH 8, Washington County acquired lands for reconstruction; and

WHEREAS, as part of this project Washington County is to quit claim lands adjacent to the right of way to the adjacent landowner; and

WHEREAS, this Quit Claim Deed will contain conditions and restrictions regarding access to CSAH 8.

BE IT RESOLVED, that Washington County Board of Commissioners quit claim the following described lands outside Washington County Highway Right of Way adjacent to CSAH 8 to adjacent landowner:

Exhibit A

That part of the East Half of the Northwest Quarter (E ½ of NE ¼) of Section Nineteen (19), Township Thirty-one (31) North, Range Twenty-one (21) West, Oneka Township, Washington County, described as follows:

June 6, 2006

Commencing at the intersection of the centerline of what is known as the Centerville-Hugo Road with the north and south one-quarter line of Section Nineteen (19), Township Thirty-one (31) North, Range Twenty-one (21) West; thence in a northwesterly direction along the centerline of said road a distance of One Thousand One Hundred Forth-one and Two tenths (1141.2) feet to a point, the Point of Beginning of the parcel to be described; thence on a deflection angle of 90 degrees to the right a distance of Two Hundred Eighteen (218) feet to a point; thence on a deflection angle of 90 degrees to the right a distance of One Hundred (100) feet to a point; thence on a deflection angle on 90 degrees to the right a distance of Two Hundred Eighteen (218) feet to a point in the centerline of said road; thence on a deflection angle of 90 degrees to the right along said centerline a distance of One Hundred (100) feet to the Point of Beginning and containing one half acre more or less and subject to road rights the public has acquired in the Thirty-three (33) feet strip parallel to the said centerline of road. According to the United States Government Survey thereof; subject to the rights acquired by the County of Washington for highway purposes as contained in Book 291 of Deeds, p. 360, lying northerly of the northerly right of way line of Washington County Highway Right of Way Plat No. 145-C.S.A.H. 8 on file and recorded as Document No. 3504253 in the office of the County Recorder, Washington County, Minnesota.

11. Bids were received for sale of certain houses and demolition of others in May Township for the Parks Division for Big Marine Park Reserve expansion:

Bid for Demolition

Bidder	12011 170 th Street	12101 165 th Street	17525 Lisbon Avenue	17585 Lisbon Avenue
Anderson Ray & Sons	\$ 9,200.00	\$ 9,900.00	\$ 9,400.00	\$10,400.00
Bubert Recycling	\$11,100.00	\$ 9,900.00	\$12,785.00	\$ 8,790.00
Max Todo Marine	\$ 9,400.00	\$16,700.00	\$ 9,700.00	\$11,470.00
Peterson Construction	N/A	\$ 7,700.00	\$ 7,800.00	\$ 7,100.00
R.S.T.	\$ 5,900.00	\$ 8,350.00	\$8,900.00	N/A
Sample Excavating	\$ 5,100.00	\$ 9,320.00	\$ 9,355.00	\$ 7,300.00

Bid for Sale and Removal

Otting House Movers	\$ 6,100.00
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Adoption of **Resolution No. 2006-080** as follows:

Multiple Contract Award of Bids for the Sale of
Buildings on County Land Within the Big Marine Park Reserve

WHEREAS, bids were requested for the removal of four houses located on property within the Big Marine Park Reserve in order to continue development of the park; and

WHEREAS, bids were opened on May 16, 2006 for houses at 12011 – 170th Street, 12101 – 165th Street, 17525 Libson Avenue, and 17585 Lisbon Avenue; and

WHEREAS, the bidding process resulted in one of the houses being sold and removed and three of the houses being demolished; and

June 6, 2006

WHEREAS, the highest responsible bidder for sale and removal of the houses at 17585 Lisbon Avenue is Otting House Movers in the amount of \$6,100 respectively; and

WHEREAS, the lowest responsible bidder for demolition and removal of the houses at 12101 165th Street, 17525 Lisbon Avenue is Peterson Construction in the amounts of \$7,700.00 and \$7,800.00 respectively; and

WHEREAS, the lowest responsible bidder for demolition and removal of the houses at 12011 170th Street is Semple Excavating and Trucking in the amount of \$5,100 respectively; and

NOW, THEREFORE BE IT RESOLVED, that the bid of Otting House Movers for the house at 17585 Lisbon Avenue and the bid of Peterson Construction for the houses at 12100 165th Street and 17525 Lisbon Avenue be accepted under the terms and conditions set forth in the bid specification documents; and the bid of Semple Excavating and Trucking for the house at 12011 170th Street be accepted under the terms and conditions set forth in the bid specification documents; and

BE IT FURTHER RESOLVED, that the Bills of Sale for the houses at 17585 Lisbon Avenue between the county and Otting House Movers and the demolition agreement between the county and Peterson Construction for the houses at 12101 165th street and 17525 Lisbon Avenue and the demolition agreement between the county and Semple Excavating and Trucking for the house at 12011 170th Street 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.

12. Approval of contract with Arnt Construction for mining, screening, and crushing gravel in county gravel pit.
13. Adoption of **Resolution No. 2006-081** as follows:

Acceptance of a Fishing Pier Grant for
Cottage Grove Ravine Regional Park

WHEREAS, fishing has become a popular activity on Ravine Lake in Cottage Grove Ravine Regional Park; and

WHEREAS fishing is currently limited to the shoreline of Ravine Lake during the summer; and

WHEREAS, the Minnesota Department of Natural Resources (DNR) and Washington County have determined that a fishing pier on this lake would benefit the citizens that use Cottage Grove Ravine Regional Park; and

WHEREAS, the Minnesota DNR has grant funds available through LCMR for fishing piers, which Washington County has applied for; and

WHEREAS, Washington County has budgeted \$10,000 as a local match to these grant funds in the 2006 budget; and

June 6, 2006

WHEREAS, Washington County was selected to receive a fishing pier through this DNR program in 2006.

BE IT RESOLVED that Washington County agrees to accept a fishing pier from the Minnesota Department of Natural Resources, to be installed at Cottage Grove Ravine Regional Park;

BE IT FURTHER RESOLVED, that Washington County agrees to contribute \$10,000 as a local match for this fishing pier;

NOW BE IT FURTHER RESOLVED, that Washington County agrees to enter into a cooperative agreement with the Minnesota Department of Natural Resources for the installation and maintenance of this fishing pier.

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

GENERAL ADMINISTRATION

Metropolitan Inter-County Association

Keith Carlson, Executive Director, Metropolitan Inter-County Association, Bob Vanasek, Claudia Brewington, and John Tuma, MICA Lobbyists, presented a report on the actions of the 2006 State Legislature and the impact on MICA county members. They also reviewed actions that may occur in the 2007 legislative session.

Washington County Legislative Update

John Kaul, Washington County Lobbyist, reviewed the 2006 State Legislative Session and its impact on Washington County.

Jim Schug, County Administrator, advised the Board that 5,146 vehicles entered the Lake Elmo Park Reserve over the Memorial Day weekend. Using a multiplier that Metropolitan Council puts out of 3.7 persons per vehicle, there were about 19,000 people at the park.

Mr. Schug reminded the Board that the groundbreaking ceremony for the North Service Center, Library and Transit Center in Forest Lake will be held this afternoon at 1:00 p.m.

Mr. Schug announced that the four jurisdictions in the Marine Water Management Organization have all agreed to move forward with dissolving the joint powers WMO and incorporating that land into the Carnelian-Marine Watershed District.

June 6, 2006

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Stafford asked about the J.A.R. Bridge in St. Paul Park and what is scheduled to happen with that bridge. Don Theisen, Director of Transportation and Physical Development, stated that they are working with Dakota County to hire a consultant to get a feasibility study done on what it will take to remove the bridge. Since it crosses the Mississippi, the demolition will need to be permitted and a determination as to what historical and environmental documents will need to be obtained. They are trying to have some sort of removal for 2007.

Commissioner Hegberg reported on a meeting he attended in Hugo concerning the county's proposal for conservation easements and open space. He asked staff to investigate CR 120 which is the county line road between Ramsey and Washington County and a development that is being proposed on the intersection of 61 and 120. Staff should look at that to make sure they are designing it properly for ingress and egress.

Commissioner Stafford stated he was in Owatonna yesterday talking to the AMC District IX Commissioners on the topic of 800 MHz.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

ADJOURNMENT

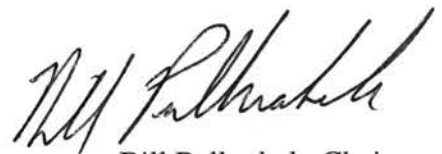
There being no further business to come before the Board, Commissioner Stafford moved to adjourn, seconded by Commissioner Hegberg and it was adopted unanimously; Commissioner Peterson absent. The Board meeting adjourned at 10:10 a.m.

Attest:



James R. Schug

County Administrator



Bill Pulkrabek, Chair

County Board

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
JUNE 13, 2006

The Washington County Board of Commissioners met in regular session at 10:30 a.m. in the Washington County Government Center, County Board Room. Present were Commissioners Peterson, Kriesel, Pulkrabek, Stafford, and Hegberg. Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Doug Johnson, County Attorney; Dan Papin, Community Services Director; Richard Backman, Community Services Division Manager; Cindy Rupp, Community Services Division Manager; Susan Pollack, Community Services Supervisor; Josh Beck, Community Services Planner; Kay McAloney, Human Resources Director; Ruth Hedlund, Information Technology Supervisor; Cindy Koosmann, Recorder; Jennifer Wagenius, Deputy Recorder; Don Theisen, Director of Transportation and Physical Development; Wayne Sandberg, Deputy Director of Transportation and Physical Development; Ted Schoenecker, Engineer; Joe Lux, Sr. Engineer; Jim Luger, Parks Director; Keith Potter, Facilities Manager; Ann Pung-Terwedo, Sr. Planner; Mike Welling, Surveyor; Lowell Johnson, Director of Public Health and Environment; Jeff Travis, Program Manager; Jon Larson, Veterans Service Officer; Tom Adkins, Community Corrections Director; Steve Pott, Sheriff; and Steve Nelson, Public Information Coordinator II..

The Board recited the Pledge of Allegiance.

COMMENTS FROM THE PUBLIC

Tim Cutting, 2144 Aztec Lane, Mendota Heights, Rose Zrust-Metzger, 6820 Meadow Grass Lane, Cottage Grove, and Angela Eppler-Scheller, 6520 Foxtail Court, Cottage Grove, addressed the safety issues on County Road 19 and Bailey surrounding Saint Ambrose School and Church. Ms. Angela Eppler-Scheller stated her three-year son was killed there in January of 2005 and asked for the County to reduce the speed limit, make the area a school zone, install driver feedback signs, have a separate turn lane on CR 19, and add stop lights or stop signs at the entrances.

Commissioner Stafford indicated that the county is working to correct this situation. A report from the State has just been received and sign changes have been made and more are being contemplated. Meetings have and will be scheduled with the Church and the County Board will hold a workshop on July 11 to address these issues.

CONSENT CALENDAR

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

1. Approval of the June 6, 2006 Board meeting minutes.

June 13, 2006

2. Approval to amend Policy #1807, Electronic Sale of Surplus Supplies and Materials.
3. Approval to amend Purchasing Cards Policy #2503 and Payments of County Obligations Policy #2501.
4. Adoption of **Resolution No. 2006-082** as follows:

De-certification of Adult Foster Care Provider to
Provide Services to a Related Person

WHEREAS, the Certified Adult Provider, serving case #2204 and dually licensed Family Child Care Provider's were issued an Order of Revocation on the Family Child Care license by the Minnesota Department of Human Services on May 11, 2006; and

WHEREAS, based on the facts found on the case in the Order of Revocation, the Washington County Board of Commissioners determines it is in the best interest of the public to de-certify the Adult Foster Care Provider serving case #2204.

NOW, THEREFORE, BE IT RESOLVED, that the Adult Foster Care Provider serving case #2204 be Decertified to provide this service and that the Washington County Board has the authority pursuant to Minnesota Statute 256B.0919, Subd. 3 to execute this action.

5. Approval to accept grant funding from the Minnesota Office of Justice Programs in the amount of \$66,000 for the Victim/Witness Division for the period of July 1, 2006 through June 30, 2007.
6. Approval of a new position of Public Health Nurse (.50 FTE) in the Department of Public Health and Environment.
7. Approval to purchase iSeries security software (PowerLock Network Security & Security Audit software) from PowerTech.
8. Adoption of **Resolution No. 2006-083** as follows:

Resolution Approving an IBM Host Access Transformation
Server (HATS) Contract and an IBM Master Agreement

WHEREAS, the Washington County Sheriff's Office and the Information Technology Department have determined a need to develop a Host Access Transformation Server (HATS) web application for the Washington County ALERTS system; and

WHEREAS, the Departments have determined to use the IBM Web Sphere HATS technology for county systems; and

June 13, 2006

WHEREAS, the contract is in three parts: the IBM Professional Services Agreement at a cost of \$23,400; the software license at a cost of \$3,400 and training for four Information Technology employees at a cost of \$12,900; and

WHEREAS, in order to contract for this service, Washington County must enter into a master Customer Agreement with IBM.

NOW THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners approves execution of the master IBM Customer Agreement and of the contract for the development of a HATS web application at a cost of \$39,600.

BE IT FURTHER RESOLVED, that the Washington County Board Chair and County Administrator are authorized to execute the master IBM Customer Agreement and the contracts necessary for the development of the HATS web application at the above stated cost without further approval by the Board conditioned upon approval as to form by the County Attorney's Office.

9. Approval of contract with Total Software Solutions, Inc. for analysis and programming for an integrated receipting/escrow module that interfaces with the Tract Index System.
10. Approval to submit a request to the Minnesota Department of Administration to detach tax parcel No. 34.030.20.33.0015 from the City of Oak Park Heights to the City of Stillwater.

The foregoing Consent Calendar was adopted unanimously.

COMMUNITY SERVICES

Commissioner Stafford moved to approve an agreement with Twin Cities Habitat for Humanity Community Housing Development Organization to acquire land, then build and sell 12 units of affordable housing to low-income individuals. Commissioner Peterson seconded the motion and it was adopted unanimously.

TRANSPORTATION AND PHYSICAL DEVELOPMENT

Joe Lux, Senior Engineer, presented a brief progress report on the Manning Avenue (CSAH 15) Safety and Mobility Project between Trunk Highway 36 to 1,000 feet north of CSAH 12. They are preparing to contract for consultant engineering services for final design to expand CSAH 15 to four lanes. The Draft Environmental Assessment has been reviewed by the Minnesota Department of Transportation and is being readied for distribution and review.

June 14, 2006

GENERAL ADMINISTRATION**New Scandia Township's Petition to Incorporate as a City**

Commissioner Hegberg moved to adopt **Resolution No. 2006-084** as follows:

A Resolution Supporting the Incorporation of
New Scandia Township as a City

WHEREAS, New Scandia Township is an urban township within the Seven County Metropolitan Area; and

WHEREAS, the entire Township lies within Washington County, Minnesota; and

WHEREAS, the Town is subject to the rules and regulations of the Metropolitan Council; and

WHEREAS, the Town has prepared its own Comprehensive Plan; and

WHEREAS, the Town has adopted its own zoning and subdivision regulations; and

WHEREAS, the Town has a population of approximately 3,970 persons; and

WHEREAS, the Town has a population exceeding that of ten cities in Washington County; and

WHEREAS, the Town has a number of intensely developed old plats and a significant number of new residential plats including plats with cluster developments; and

WHEREAS, the Town has a longstanding village center with an industrial park, commercial businesses, professional services and governmental buildings; and

WHEREAS, the Town has its own fully equipped and staffed fire department furnishing fire fighting and rescue services to the Town and to a part of an adjacent town and, by mutual aid agreements, to other municipalities; and

WHEREAS, the Town contracts with the Washington County Sheriff's Office for police services; and

WHEREAS, the Town has a community center staffed with full and part time personnel furnishing municipal administrative services to the Town; and

WHEREAS, the Town contracts with a building official and issues its own building permits; and

WHEREAS, the Town has a public works department to maintain its public facilities and 95 miles of Town roads; and

June 13, 2006

WHEREAS, the Town has a variety of park, recreation and open space comprising approximately 7% of its land mass and is in the process of adopting a comprehensive parks, trails, open space and recreation plan; and

WHEREAS, the Town has an annual budget in excess of \$1,300,000.00; and

WHEREAS, the Town Board has five members operating in the manner of a City Council; and

WHEREAS, the Town has 25,447 acres and is the largest political subdivision in Washington County; and

WHEREAS, incorporation would allow the Town to utilize economic development tools such as an economic development authority; and

WHEREAS, the Town is currently subject to planning and zoning regulations of Washington County; and

WHEREAS, the Town has the ability, talent and resources to govern itself and to determine its own destiny; and

WHEREAS, it is in the best interests of New Scandia Township to be able to preserve its boundaries in order to efficiently plan and provide for the best interests of the residents of the Town.

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Commissioners hereby adopts this Resolution Supporting the Incorporation of New Scandia Township as a city. The Washington County Board of Commissioners hereby requests that the State of Minnesota Department of Administration grant the petition of New Scandia Township to incorporate its boundaries allowing it to become a city under Minnesota Statutes §414.02.

Commissioner Peterson seconded the motion and it was adopted unanimously.

National Association of Counties Voting Delegate

Jim Schug announced that the National Association of Counties will hold their annual conference August 4 through the 8th in Cook County Illinois. As part of the conference there is the adoption of the county policy platform and they have requested that Washington County designate its voting member. Commissioner Hegberg will be attending that conference and is willing to accept the designation as the county's voting delegate.

Commissioner Kriesel moved to appoint Commissioner Dennis C. Hegberg as Washington County's voting delegate to the 2006 National Association of Counties Annual Conference, August 4 through 8, in Cook County Illinois. Commissioner Peterson seconded the motion and it was adopted unanimously.

Mr. Schug reminded the Board that it will convene as the Board of Equalization this afternoon at 1:00 p.m.

June 13, 2006

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Peterson announced that the Strawberry Festival in Cottage Grove will be held this weekend. She reported on the Metropolitan Transitway Development Board meeting last Wednesday. They heard from a speaker who addressed the MVST constitutional amendment. She reported that in June, 2005 a survey was taken by Metro Transit on train and bus ridership. She felt it was an excellent presentation and thinks it would be a good idea to have Bruce Howard from Metro Transit present this report and another one they will be doing this September for a comparison as to ridership on the transit system.

Commissioner Peterson reported that she has received two calls on noxious weeds. Apparently there is a new weed that is coming into the southern part of the county called wild parsnips. It is very invasive and can cause blisters if touched. She reminded individuals, the State and local governments to get rid of all the noxious weeds along their roadways.

Commissioner Kriesel reported that the grand opening of the Teddy Bear Park will be held this Saturday at the Gordon Iron and Metal location in Stillwater.

Commissioner Hegberg stated he will be attending the Transportation Alliance meetings in Washington D.C. to request money for various road projects. He reported that he will meet with the City of Hugo on Monday for further discussion on the county's conservation easement proposal.

Commissioner Stafford reported that he will be attending a meeting of the Finance Committee of the Statewide Radio Board to discuss a funding request for metropolitan monies. Next Monday they will be doing a segment on cable regarding 800 MHz. He also stated that the Board will soon be discussing a resolution from the Resource Recovery Board asking Ramsey and Washington County to allow NRG to sell the plant in Newport.

Commissioner Hegberg reported that PERA dealt with an issue of a police officer being killed in Iraq. The PERA denied the benefits to his wife of less than six months. The legislature passed a bill giving her benefits but they didn't pay for it and passed it on to PERA to pay. That is a cost of about \$300,000 to \$500,000 for life even if she remarries. He does not deny that she is owed that, but as a Board it separates the ordinary citizens from the publicly employed citizens. The PERA Board will continue to pursue this matter.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

June 13, 2006

ADJOURNMENT

There being no further business to come before the Board, Commissioner Peterson moved to adjourn, seconded by Commissioner Kriesel and it was adopted unanimously. The Board meeting adjourned at 11:37 a.m.

BOARD OF EQUALIZATION

The County Board convened as the Board of Equalization at 1:00 p.m. in the Washington County Government Center.



Bill Pulkrabek, Chair
County Board

Attest:



James R. Schug

County Administrator

OFFICIAL PROCEEDINGS OF THE BOARD OF EQUALIZATION
OF
WASHINGTON COUNTY, MINNESOTA
JUNE 13, 2006

Commissioner Bill Pulkrabek called the 2006 Washington County Board of Appeal and Equalization to order at 1:00 p.m. with the following members present: County Administrator James Schug sitting in for Commissioner Dennis Hegberg; Commissioners Gary Kriesel, Myra Peterson, Richard Stafford, Chairperson Bill Pulkrabek, and Molly O'Rourke, Deputy Administrator/Auditor Treasurer.

Chairperson Pulkrabek welcomed all attendees, and explained the power of the Board. They are not empowered to adjust taxes or unrelated issues - they will only deal with valuation and classification issues for the 2006 assessment year.

Property owners wishing to appeal were asked to make an appointment to appear by contacting the Assessor's Office prior to the appointment deadline. Five minute timeframes have been scheduled in which any relevant information pertaining to their appeal can be presented. The first appointment is scheduled for 1:10 and the last appointment is scheduled for 3:20. Any property owner(s) in attendance who are not on today's agenda will be heard at the end of the appointment schedule.

The County Board of Appeal will consider any information submitted by a property owner along with the information provided by the Assessor's Office.

There will be a second meeting of the Washington County Board of Appeal held on June 20th at 1:00 p.m. At this meeting, the Board will review the recommendations from the County Assessor and make a decision on each appeal. If the property owner is not satisfied with final decisions of the Board, they may appeal to the Minnesota Tax Court.

Deputy Administrator/Auditor Treasurer Molly O'Rourke administered the oath to the Washington County Board of Appeal Members.

County Assessor, Bruce Munneke, introduced the assessment staff in attendance: Rollie Huber, Deputy County Assessor; Al LaBine, Residential Supervisor; Don Lovstad, Residential Supervisor; Ann Miller, Commercial Appraiser; Curt Piepenburg, Commercial Appraiser.

Also in attendance today is Kevin Corbid, Director of the Assessment, Taxpayer Services and Elections Department; and Sylvia Schreifels, Assessment Technical Support Supervisor, and Recording Secretary for today's County Board of Appeal.

County Assessor Bruce Munneke welcomed everyone to the 2006 Washington County Board of Appeal and Equalization. He stated that these proceedings bring to an end the 2006 Assessment. During this appeals

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period he stated his staff received 674 calls; 150 properties were appealed at Board Meetings, and 22 persons have appointments to appear today.

CASE #1A- Baytown Township - 17.029.20.31.0014 (2006 Estimated Market Value \$415,300)
Appearance by Norman Dupre at 1:05 p.m. Mr. Dupre stated that although he feels that value is too high, this parcel is not what he will be discussing in his appeal here today.

CASE #1B - (17.029.20.31.0009 - .0013, .0015 - .0017, and 17.029.20.34.0005 - .0016, .0018 - .0020, .0022) Mr. Dupre is appealing the values of 24 parcels in Bay Lake Reserve. He wants the values of all parcels lowered, and he does not feel his selling/asking price on the market should be considered by the assessor in valuing this plat (although the values the County has on these parcels is on average 85% of market value). Also, for the 2006 Assessment, the parcels in this plat were lowered to their 2005 values as Alternative Board changes. Mr. Dupre feels that the sewer and water improvements to these parcels should not be taken into consideration in the County's valuation. Commissioner Stafford commented on the fact the listing values were "all over the place". Mr. Dupre added that no lots have sold in two years, previously a builder bought six and four sold, but Mr. Dupre got two back.

CASE #2 - Oakdale - 06.029.21.11.0006 (Estimated Market Value \$24,600) & 06.029.21.13.0003 (Estimated Market Value \$9,365,700) Appearance by Dennis Radmer on behalf of Marcus Theaters Inc. at 1:15 p.m. Mr. Radmer stated that the value of this property went up 53% since last year, and that a total value of \$7.5 to \$8,000,000 would be more in line. Also, he feels that the comparable sales used by the assessor included their equipment. When asked if he had an appraisal with him today, he told Commissioner Stafford he may have one in the next 30 days. Commissioner Kriesel inquired about the value of the new improvement (\$1.6 million), and the assessor stated \$932,000 was added for the improvement. Deputy Administrator/Auditor Treasurer Molly O'Rourke brought up the issue of the letter dated April 10th which was sent out to Mr. Radmer by the assessor asking for information. He stated they are a large corporation and due to bureaucracy he did not receive it. Both Commissioners Pulkrabek and Peterson told him that information needed to be provided before June 20th in order for the assessor to analyze and the Board to act on his appeal.

CASE #3 - Forest Lake - 08.032.21.12.0144 (Estimated Market Value \$294,700) Appearance by Jackie and Dwayne Fladland at 1:25 p.m. The property being appealed was previously a movie theatre. The assessor inspected the property on April 11, 2006. The current use is 2,000 square feet of retail space and 5,000 square feet of storage space. The owners stated it is considered a limited use building, and since it was previously a movie theatre, it has a slanted floor. Commissioner Pulkrabek commented on the fact this property is on the market by an agent for \$695,000. The owner stated she valued it herself and it has not sold. Commissioner Stafford said the tax system is based on value.

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CASE #4 – City of Stillwater – 28.030.20.13.0100 (Estimated Market Value \$457,100) Appearance by Tom Weiss on behalf of Cherry Street Apartments, LLC and Mary Jean Dupuis at 1:35 p.m. Mr. Weiss stated he is half owner of the building. He stated there already has been some adjustment (- \$45,100), but he would like it lowered \$35,000 to \$40,000 more. He said he gave an appraisal to the assessor one week ago. The assessor said it will be reviewed prior to the next meeting, and a determination will be made. Mr. Weiss will be given a reason if no further reduction is made.

CASE #5A – City of Stillwater – 28.030.20.43.0055 (Estimated Market Value \$340,100), and Case #5B - 32.030.20.21.0102 (Estimated Market Value \$748,800) – Kilty Prop. LLC, withdrew and no appearance at County Board.

CASE #6 – Forest Lake – 16.032.21.21.0042 (Estimated Market Value \$563,700) – Appearance by David Johnson at 1:40 p.m. Mr. Johnson is appealing the value of his land. His issue is the quality of his shoreline compared to his neighbors. An adjustment has already been made in the amount of front feet used in the land calculation due to the configuration of the property and quality of shoreline (- \$216,900). Commissioner Peterson commented that the appraiser can look at sales to compare value/square footage. County Assessor Bruce Munneke stated that all land in Forest Lake has been equalized. Mr. Johnson said he will provide the assessor with an appraisal for his property (dated 4/26/2006) prior to next week's meeting.

CASE #7 – Forest Lake – 07.032.21.42.0013 (Estimated Market Value \$781,800) Appearance by Diane Hoey at 1:50 p.m. Ms. Hoey is appealing both the land and building value of this parcel. She has owned this property for 20 years, it is in the Forest Lake Industrial Park and has been zoned B-3. She further stated there is no direct access to the lot, no curb and gutter, and the land is peat. She said nothing has been on the market in the Industrial Park for 10 years. She does not feel this should be valued as a highway business. Commissioner Peterson questioned why an Oakdale comparable was used. Staff's requests for information have not been fulfilled by the owner, and regarding the income derived from the billboard lease, Ms. Hoey stated she is not paid, but they do pay her taxes. (Diane Hoey also owns parcel 07.032.21.42.0012 which was reduced at the Forest Lake Local Board from \$202,100 to \$101,100)

CASE #8 – Forest Lake – 07.032.21.42.0010 (Estimated Market Value \$202,200) Appearance by Paul Shanda at 1:58 p.m. Mr. Shanda is appealing the values of his land. He disagrees with the comparables used by the County, and stated that Home Depot looked at this parcel and said it would not be worth buying. He claims the land would need to be dug out, and trees removed, so it would cost too much to make it saleable. He also said it generates no income.

CASE #9 – City of Stillwater – 28.030.20.41.0105 (Estimated Market Value \$547,900) D J Companies Stillwater LLC - The appeal for this parcel was on today's agenda, scheduled for 1:50 p.m. No one appeared and the case is dismissed.

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CASE #10 – Forest Lake – 09.032.21.32.0038 (Estimated Market Value \$477,100) Appearance by Greg Lindeberg on behalf of his parents, Larry and Mary Lindeberg, at 2:05 p.m. Only the vacant land parcel owned by the Lindebergs can be appealed here today. Mr. Greg Lindeberg has comps. related to four sales that he says were listed for more than they sold for. He also referred to limited market value, stating he thought value could not go up more than 15%. Commissioner Stafford asked for confirmation that we are only dealing with the vacant land parcel at today's meeting. This was confirmed, and he was told that because the assessor was refused entry to the house, the "house parcel" could not be appealed. County Administrator Schug asked if parcel .0038 was a buildable lot. County Assessor Bruce Munneke said County comparables will be provided before next week. Mr. Lindeberg commented that those comparables have artificial numbers. Mr. Munneke stated that three months were spent revaluing the area, the sales ratio is on for 95%, and the Department of Revenue measures sales against values. Mr. Lindeberg brought up a question concerning the tax rates, and Molly O'Rourke said the rate only goes up to what is levied. Commissioner Peterson gave an example of the escalating agricultural values in Cottage Grove, stating sales drive the market, and Commissioner Stafford concurred that sales are driving the prices. Mr. Lindeberg said he has a problem with people coming in and paying big prices.

CASE #11 – Forest Lake – 08.032.21.42.0008 (Estimated Market Value \$178,400) Joel and Jennifer VanCanneyt withdrew their appeal.

CASE #12 – Birchwood – 19.030.21.33.0008 (Estimated Market Value \$1,177,200) Appearance by Ralph Heimer at 2:20 p.m. Mr. Heimer stated that he did not have a chance to get an appraisal, but he did look at the values of other lots on White Bear Lake with 100 foot frontage. He handed out copies of a list he compiled that identifies parcels, characteristics, and values. He pointed out inequities. County Assessor Bruce Munneke agreed there are inequalities, and stated that the appraisal staff is in the process of coordinating a 2007 land schedule for White Bear Lake. Commissioner Pulkrabek said they will look at Mr. Heimer's information this upcoming week.

CASE #13 – Woodbury – 08.028.21.11.0024 (Estimated Market Value \$330,200) John and Dayna Farquhar withdrew their appeal. This property was reduced at the Local Board of Appeal.

CASE #14 – Forest Lake – 07.032.21.14.0006 (Estimated Market Value \$921,800) Appearance by Howard and Emily Stegner at 2:35 p.m. The subject property contains a one story concrete block building and a billboard. Mr. Stegner said the building is up for sale, but they have not had any offers, and he is questioning if because they have the sale price high, is that why the assessor has valued it high. He is also questioning why his land is valued higher than neighbors. Commercial appraiser Ann Miller responded that she has reviewed information for neighboring properties and appropriate rates were applied to each property based on the individual characteristics.

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CASE #15 – Cottage Grove – 15.027.21.31.0016 (Estimated Market Value \$334,100) Appearance by John and Mary Frank at 2:43 p.m. The petitioner provided three comparable sales for consideration. They will be reviewed prior to next week's meeting when a decision will be made.

CASE #16 – Oakdale – 19.029.21.12.0007 (Estimated Market Value \$306,300) Appearance by Earle Kupka at 2:47 p.m. Earle and Helen Kupka own a single family homesteaded property, split entry style. Handouts were passed out by the owner. Mr. Kupka is objecting to the percentage of increases over recent years, and stated he could not sell his property for the value the assessor has placed on it. His information will be looked at prior to next week's meeting.

CASE #17 – Baytown Township – 07.029.20.14.0006 (Estimated Market Value \$357,800) Mark and Mary Jo Hallberg withdrew their appeal.

CASE #18 – City of Stillwater – 28.030.20.42.0111 (Estimated Market Value \$72,300) & 28.030.20.42.0141 (Estimated Market Value \$439,000) Appearance by David Hanson at 2:50 p.m. Regarding the vacant land parcel, Mr. Hanson wants the value reduced to \$40,000. He does not believe he could obtain a variance to build on it. Assessor Bruce Munneke stated it is being valued as a stand alone parcel. Commissioner Kriesel has concerns as to if it is buildable, and County Administrator James Schug asked if we know for a fact that it is unbuildable and has Mr. Hanson applied to find out? Regarding parcel .0141 – it is currently on the market for \$700,000, but Mr. Hanson said he has not had any offers since December 2005, but he is not in a hurry to sell. The Board will look over all information prior to next week's meeting.

CASE #19 – New Scandia – 08.032.20.12.0007 (Estimated Market Value \$483,900)

Wayne and Deborah Moe did not show up for their scheduled Board appearance. Their appeal is dismissed.

CASE #20 – Oakdale – 29.029.21.42.0043 (Estimated Market Value \$341,800)

Zaichum Li and Yuan Wu withdrew their appeal.

CASE #21 – Woodbury – 07.028.21.14.0009 (Estimated Market Value \$1,835,400) Appearance by Michael Gehlen at 3:05 p.m. Mr. Gehlen distributed handouts. The restaurant building was purchased in 2002 for \$1,150,000, but Mr. Gehlen stated that at least \$100,000 of the purchase price was for personal property. He is concerned with the percentage of value increases since he bought it three years ago. Mr. Gehlen expressed his concern as to how the road construction is affecting his business (sales are down). Because of this issue the Woodbury Local Board voted to reduce the restaurant's value to \$1,288,500. The assessor felt this was done without supporting documentation, and is requesting this County Board of Appeal to return the value to \$1,835,400. Included in the information request from the assessor to the property owner was information on three years of gross sales, and Mr. Gehlen said that how his business performs financially does not have anything to do with the value of the property. Commissioner Stafford

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commented on the owner's failure to provide information to the assessor, and the owner's issues with the commercial appraiser. The assessor and Board will look over any additional information presented prior to the County Board of Appeal's meeting next week.

CASE #22 – Forest Lake – 16.032.21.21.0041 (Estimated Market Value \$146,800) (This property was reduced at the Forest Lake Local Board from \$416,700 to \$146,800.) Appearance by Kris Martin at 3:17 p.m. Kris Martin stated that there are three owners, and the property was purchased in August of 2004 for \$125,000. She stated that it is an unbuildable lot or only a small portion of it would be buildable, but it would require pilings, and variances would have to be obtained. This lot is on the bay, across from the dwellings of the owners. Ms. Martin went on to say that she felt the assessor was looking at the bay the same as the lake. She said there was no slope, no beach, and the shore was mud. The reason the three owners purchased it was so that they didn't have to go to the public access to get onto the lake. Commissioner Peterson asked if there was an agreement between the three owners, that if any of them sold their home, their share went with the home, and new owners had to conform? A decision on this appeal is being carried over to next week's County Board of Appeal meeting.

CASE #23 – City of Stillwater – 28.030.20.11.0002 (Estimated Market Value \$2,732,300) & 28.030.20.11.0013 (Estimated Market Value \$3,843,900) Appearance by Ron Hechter re Marina Development – Stillwater Marina at 3:26 p.m. Mr. Hechter stated the property is unbuildable and can only be used for a marina. The buildings are old, and in the past the area has been under water. He further stated that the 300% increase in value cannot be supported by their income. They are in a flood plain, and have no bank support. Also the downtown construction is causing problems with dust and has ruined their parking lot. The assessor has requested income information, leases, survey information, etc. This case is carried over to next week.

CASE #24 – City of Forest Lake – 04.032.21.22.0004 (Estimated Market Value \$619,700) McCarron's Building Center Inc./Steve McCarron did not show up for his scheduled Board appearance. His appeal is dismissed.

CASE #25 – Oakdale – 30.029.21.33.0023 (Estimated Market Value \$280,500) Backspin Properties LLC cancelled their appearance at the County Board.

CASE #26 – Forest Lake –

Hallberg Inc. – 05.032.21.43.0008 (Estimated Market Value \$90,000), 05.032.21.43.0007 (Estimated Market Value \$377,600), 05.032.21.43.0005 (Estimated Market Value \$516,200)

Hallberg Pontiac Buick - 05.032.21.43.0004 (Estimated Market Value \$109,800), 05.032.21.43.0002 (Estimated Market Value \$72,000)

Hallberg Limited Partnership – 05.032.21.42.0008 (Estimated Market Value \$1,955,400) Appearance by Richard Franks, attorney for Hallbergs at 2:35 p.m. He stated he did not have appraisals today. He said

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there have been no changes to the properties and he wants to challenge the comparables used by the assessor. Commissioner Pulkrabek commented on the fact no appraisals have been provided along with no other data on behalf of the owner.

The following appearances did not previously sign up to appear, and therefore were not assigned appearance times. They are referred to as "walk ins".

WALK IN #1 – Bayport – 02.029.20.31.0003 (Estimated Market Value \$372,000) & 02.029.20.31.0005 (Estimated Market Value \$131,300) Appearance by Kris Krengel at 3:35 p.m. He stated he bought the property in February of 2005 for \$140,000. Mr. Krengel is appealing his values, and does not feel owning these two adjacent parcels should account for the value increase. He also brought up the values and sale prices of other parcels in his neighborhood (The assessor has already revalued and lowered the land value prior to this County Board of Appeal and Equalization meeting. This revaluation was part of a revaluation on all center parcels not adjacent to the river. It was based on analysis of past sales brought forward by time adjustment. These changes are on the County Board Change Spread Sheet to be approved by the Commissioners at the Meeting on June 20th.)

WALK IN #2 – Newport – 36.028.22.21.0061, .0062, .0063, .0064, .0065 (Estimated Market Value of each parcel is \$444,600) Appearance by Peter Perrine on behalf of Glenwood North LLC at 3:47 p.m. Mr. Perrine distributed handouts to Board members and assessment staff. This will be looked at prior to the County Board of Appeal and Equalization Meeting on June 20th.

WALK IN #3 – Denmark Township – 04.026.20.11.0001 (Estimated Market Value \$584,700) , 33.027.20.44.0005 (Estimated Market Value \$278,700), 33.027.20.44.0011 (Estimated Market Value \$16,600) Appearance by Kathleen and Michael Higgins at 3:55 p.m. Ms. Higgins wants to know what has caused the increase in her house value. There have been no improvements, and she disagrees that the cause is inflation. She disagrees with comparables used by the assessor, stating they are on water and have beach access. She disagrees with values of other properties on her street and said nothing is selling. She disagrees with front footage amounts the assessor is attributing to parcels and wants an explanation of how their figures were calculated. She also feels her property cannot be split. Information will be looked at prior to next week's County Board of Appeal and Equalization meeting on June 20th.

At 4:10 p.m. the recommendation was made for the Board to recess until next Tuesday, June 20th. Administrator Schug made the motion. Commissioner Pulkrabek seconded the motion. All Board Members were in favor, and the motion carried.

WASHINGTON COUNTY
2006 COUNTY BOARD OF APPEAL AND EQUALIZATION
2ND MEETING JUNE 20, 2006

Commissioner Pulkrabek called the 2nd meeting of the Washington County Board of Appeal and Equalization to order at 10:30 a.m. The following members were present: Commissioners Dennis Hegberg, Richard Stafford, Gary Kriesel, Myra Peterson, Chairperson Bill Pulkrabek, and Molly O'Rourke, Deputy Administrator/Auditor Treasurer.

Kevin Corbid, the Director of the Assessment, Taxpayer Services and Elections Department greeted all in attendance and stated he would be presenting some information and instructions.

Kevin stated that Commissioner Hegberg who was not in attendance at the meeting on June 13th (when the Board was sworn in), was sworn in prior to this meeting by Molly O'Rourke, Deputy Administrator/Auditor Treasurer.

At last week's meeting it was stated that this second County Board Meeting would be at 1:00. When it was rescheduled at 10:30, all persons in attendance last week and who had appeals, were called and notified about the change in time.

Kevin commented that all existing or updated narratives are in the packets provided to the Board Members. If an owner cancelled, their case is considered closed. Regarding active appeals, all additional information presented to the assessor since the last meeting was reviewed by the assessor before he made his recommendations.

The Board Members were reminded that two of the appeals in their Board Book contained confidential information (Axel's Bonfire Grill and Marina Development Inc.).

In some instances the appraisal staff has included appraisal grids used for adjustments that consider time, sale, size, quality, and age. Also, appraisal staff members are present here today to answer questions.

At the end of the meeting the Board will be asked to act on the County Board and Maintenance Change Listings. These changes are being presented on the spreadsheets required by the Department of Revenue, and little space is allowed for explanations. That is why electronic versions containing additional information were sent to the Board Members.

Kevin Corbid went on to say he is addressing a few common questions that may come up: Only a few adjustments have been recommended for approval by the assessor. Appraisal staff members have been involved in ongoing communication with these owners who are appealing at the County Board level. It is because they are at an impasse that the property owners are here today. And finally, even though the

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Assessor's Office has been working on equalization of land, you need to look at the whole value. Also keep in mind there is a difference between real estate listings versus sales.

At this time, County Assessor Bruce Munneke introduced staff members in attendance: Rollie Huber, Deputy County Assessor; Sylvia Schreifels, Assessment Technical Support Supervisor and Recording Secretary for today's meeting; Al LaBine, Residential Supervisor; Commercial Appraisers Ann Miller, Curt Piepenburg, and Robin Kordosky; Residential Appraisers Michael Bjork, William Kempe, Catherine Arth, Jeffrey Satzinger, and Barry Staberg.

Also in attendance at today's meeting are James Schug, County Administrator, and Kevin Corbid, Director of the Assessment, Taxpayer Services and Elections Department.

CASE #1A – Baytown Township – 17.029.20.31.0014 (Estimated Market Value \$415,300) The subject property is a split entry house owned by Norman and Carol Dupre. It is the recommendation of the assessor that the value be reduced from \$415,300 to \$370,000 to reflect what has sold on the market for this style of house. The motion was made to accept the assessor's recommendation. Commissioner Peterson seconded the motion. There was no further discussion. All Board Members voted to accept the recommendation.

CASE #1B – Baytown Township – (17.029.20.31.0009 - .0013, .0015, .0017, and 17.029.20.34.0005 - .0016, .0018 - .0020, .0022) The value of various lots in Bay Lake Reserve are being appealed. The assessor is recommending no change based on the prior sales in this development and the current list prices. The motion was made to accept the assessor's recommendation. Commissioner Pulkrabek seconded the motion. The motion passed.

CASE #2 – Oakdale – 06.029.21.11.0006 (Estimated Market Value \$24,600) & 06.029.21.13.0003 (Estimated Market Value \$9,365,700) The subject property is Marcus Theater in Oakdale. The owner has not shared the information requested; therefore the assessor is recommending no change to the 2006 estimated market value. The motion was made to accept the assessor's recommendation. Commissioner Peterson seconded the motion. Commissioner Pulkrabek asked if there was further discussion. Deputy Administrator/Auditor Treasurer Molly O'Rourke stated she felt that in these appeals, if information was not provided to assessment staff, the appeals should be denied. All Board Members voted to accept the assessor's recommendation of no change.

CASE #3 – Forest Lake – 08.032.21.12.0144 (Estimated Market Value \$294,700) The subject property is an income producing property located in Forest Lake and owned by Dwayne and Diane Fladland. Income and expense information has not been shared with the assessor by the owners; therefore the assessor is recommending no change to the 2006 estimated market value. Commissioner Stafford said he had concerns about limited use due to the slanted floor (this property was originally a movie theatre), but since they have not provided the requested information to the assessor, that is not an issue. The motion was made to accept

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the assessor's recommendation. The motion was seconded and all Board Members voted to accept the assessor's recommendation of no change.

CASE #4 – City of Stillwater – 28.030.20.13.0100 (Estimated Market Value \$457,100) The subject property is a six unit apartment building located in the City of Stillwater, and owned by Cherry Street Apartments LLC. Prior to this appeal an adjustment was made to their value through the Alternative Board process (from \$502,200 to \$457,100). Commissioner Kriesel asked why there is disparity between the assessor's value and the owner's appraisal. The Commissioner was also concerned about the assessor's comparables. Molly O'Rourke asked for more detail. Deputy Assessor Rollie Huber stated that the differences are location, unit mix, number of bedrooms, etc. Commissioner Hegberg asked if the change in ownership had any influence on value, but he was told by Commercial Appraiser Ann Miller that the only change in ownership was that another name was added to the title. Commissioner Stafford added that an adjustment was already made this year. A request was made for a motion. Commissioner Peterson made the motion, and Commissioner Stafford seconded the motion. The motion passed to accept the assessor's recommendation of no further change.

CASE #5A – City of Stillwater – 28.030.20.43.0055 (Estimated Market Value \$340,100) Four unit apartment owned by Kilty Prop. LLC.

CASE #5B – City of Stillwater – 32.030.20.21.0102 (Estimated Market Value \$748,800) Eight unit apartment owned by Kilty Prop. LLC.

The owner withdrew his appeal for both of these properties.

CASE #6 – Forest Lake – 16.032.21.21.0042 (Estimated Market Value \$563,700) The subject property is single family residential located on the Bay of Forest Lake, owned by David and Mary Johnson. County Assessor Bruce Munneke stated that it has already been reduced from \$780,600 to \$563,700 at the Forest Lake Local Board of Review. Commissioner Pulkrabek requested a motion. Commissioner Peterson made the motion to accept the assessor's recommendation of no change. The motion was seconded, and Commissioner Pulkrabek asked if there was further discussion. Commissioner Hegberg stated that the Johnson's value seems high compared to others on the Bay. He also asked if there was market analysis information, and County Assessor Bruce Munneke stated it was contained in the narrative, and that a CRV (comparable) had been handed out that further substantiated the assessor's value. The owner, Mr. Johnson, asked about the appraisal he had turned in. Molly O'Rourke inquired about the cost /sq. ft. Commissioner Pulkrabek asked if there were further questions. The Board voted to accept the assessor's recommendation of no further change to the 2006 estimated market value, with the exception of Commissioner Hegberg who dissented.

CASE #7 – Forest Lake – 07.032.21.42.0013 (Estimated Market Value \$781,800) The subject property is vacant land, classified commercial, and it contains a billboard. It is located in Forest Lake, and owned by

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Diane Hoey. Commissioner Hegberg said he drove by the property and did not see any wetlands. He also stated that he had additional information from the property owner that he handed out to other Board Members and the assessor. Commissioner Hegberg then went on to comment on numerous other commercial parcels (Walmart, McDonalds, Shanda property, etc.), and how those ranges of square foot values compare. Commissioner Hegberg said he does think at some time the Hoey parcel will become a commercial event, but not top end. Molly O'Rourke brought up the issue of appeals being denied if the property owner did not provide the assessor with requested information. Commissioners Pulkrabek and Kriesel agreed with Molly O'Rourke. Commissioner Stafford added that Commissioner Hegberg's opinion is going contrary to this decision, and that if this appeal goes on to Tax Court, the owner will have to provide the requested information for the discovery process. One last question related to the fact Hoey's smaller parcel had a higher square foot value compared to larger tracts. This was explained by Deputy Assessor Rollie Huber as "economy of scale". Molly O'Rourke asked the Board to move on this appeal, Commissioner Pulkrabek seconded the motion. The Board voted to accept the assessor's recommendation of no further change to the 2006 estimated market value, with the exception of Commissioner Hegberg who dissented.

CASE #8 – Forest Lake – 07.032.21.42.0010 (Estimated Market Value \$202,200) The subject property is vacant land, classified commercial. It is located in Forest Lake, and owned by Paul and Jacqueline Shanda. The assessor is recommending no change. Commissioner Pulkrabek asked for a motion. Commissioner Peterson made the motion and it was seconded. Deputy Administrator Auditor/Treasurer Molly O'Rourke asked why the Shanda's market analysis was found to be substandard. The assessor responded that it lacked standard adjustments that are made when performing market analysis to arrive at estimation of value. Commissioner Stafford commented on the owner's claim that the parcel was unbuildable. Commercial appraiser Ann Miller stated that no evidence was uncovered to support that claim, and the lot meets all minimum building standards. Commissioner Pulkrabek made the motion to accept the assessor's recommendation, it was seconded and the Board voted to accept, with the exception of Commissioner Hegberg who dissented.

CASE #9 – City of Stillwater – 28.030.20.41.0105 (Estimated Market Value \$547,900) The subject property is a two story commercial building in the City of Stillwater. It is owned by D J Companies Stillwater LLC. No one appeared for the County Board Meeting on June 13th, and this case is dismissed.

CASE #10 – Forest Lake – 09.032.21.32.0038 (Estimated Market Value \$477,100) The subject property is vacant land located on Forest Lake, and owned by Larry and Mary Lindeberg. The assessor is recommending no change based on the fact it is a developable piece of property, and the value assigned to it is obtainable on the open market. Also, a sales analysis was performed by the assessor, and it was found that the value of this property was equalized with other properties located in the neighborhood. Commissioner Pulkrabek asked for a motion. Commissioner Hegberg made the motion to accept the assessor's recommendation of no change. Commissioner Pulkrabek seconded, and the motion passed.

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CASE #11 – Forest Lake – 08.032.21.42.0008 (Estimated Market Value \$178,400) Joel & Jennifer VanCanneyt withdrew their appeal.

CASE #12 – Birchwood – 19.030.21.33.0008 (Estimated Market Value \$1,177,200) The subject property is a single family residential homestead located on White Bear Lake in the City of Birchwood. The owners are Ralph and Rene Heimer. County Assessor Bruce Munneke, stated that no change is recommended. He asked if there were any questions. Deputy Administrator/Auditor Treasurer Molly O'Rourke asked why there was no reduction on this property if the staff concurs that there were inequalities. County Assessor Bruce Munneke responded that the property owners set the values through sales, and the assessors look at the sales (the total of land plus building, obtained on the market). A sale analysis was performed on this property that included comparables, and the subject property fell below the sales price range of comparable properties. Mr. Heimer stated he is appealing the fact that there is not equalization with other properties in the area, and thus what he is paying for property taxes is out of line with those other properties. County Assessor Bruce Munneke said that his staff is already in the process of creating a new land schedule for White Bear Lake to be used in the valuation process for the 2007 assessment. Commissioner Hegberg asked for a motion. Commissioner Pulkrabek moved that the Board accept the assessor's recommendation; it was seconded, and passed.

CASE #13 – Woodbury – 08.028.21.11.0024 (Estimated Market Value \$330,200) John and Dayna Farquhar withdrew their appeal. This property was reduced at the Local Board level from \$363,900 to \$330,200.

CASE #14 – Forest Lake – 07.032.21.14.0006 (Estimated Market Value \$921,800) The subject property is commercial land, building and billboard located in Forest Lake. It is owned by Howard and Emily Stegner. They have not responded to the assessor's information request, therefore the assessor is recommending no change to the 2006 estimated market value. Commissioner Pulkrabek asked if there were any questions, and then moved to accept the assessor's recommendation. Commissioner Kriesel seconded saying they have no information. The motion passed.

CASE #15 – Cottage Grove – 15.027.21.13.0016 (Estimated Market Value \$334,100) The subject property is a single family/modified two story, classified residential homestead. It is located in Cottage Grove. The owners, John and Mary Frank are appealing the value. Their three comparables along with three comparables from the assessor were analyzed. Deputy Administrator/Auditor Treasurer Molly O'Rourke asked for clarification as to which comparables were the property owner's and which were the assessor's. The assessor used a market analysis grid to adjust the values of all six comparables, and the assessor came up with a value of \$337,000. Based on the results of the market analysis, the assessor is recommending no change. Commissioner Pulkrabek asked for a motion. The motion was made to accept the assessor's recommendation, seconded by Commissioner Kriesel, and the motion carried.

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CASE #16 – Oakdale – 19.029.21.12.0007 (Estimated Market Value \$306,300) The subject property is a single family residential homestead, split entry style. Mr. Kupka's original concern which he expressed at the Open Book Meeting was his percentage of value change compared to neighboring properties. He provided a list detailing a range of sales occurring in Oakdale. The appraisal staff performed a market analysis using three comparables similar to the subject property in location, size, quality of construction, etc. These comparables were also adjusted in a market grid analysis. Based on the results of the market analysis, the assessor is recommending no change. Commissioner Pulkrabek asked for a motion. The motion was made and seconded by Commissioner Peterson, and the motion carried.

CASE #17 – Baytown Township – 07.029.20.14.0006 (Estimated Market Value \$357,800) Mark and Mary Jo Hallberg withdrew their appeal prior to the Board of Appeal Meeting on June 13th.

CASE #18 – City of Stillwater – 28.030.20.42.0111 (Estimated Market Value \$72,300) & 28.030.20.42.0141 (Estimated Market Value \$439,000) The subject properties in this appeal are a five unit apartment building and an adjoining vacant lot. They are owned by David and Vivian Hanson. Based on the asking price for this property and analysis conducted by staff, there is evidence that the property is under valued. Both Commissioners Kriesel and Hegberg take issue with the assessor wanting to raise the value. For the 2006 assessment, the value will not be increased. Commissioner Pulkrabek asked if there was further discussion. The motion was made to accept the assessor's recommendation. It was seconded and passed.

CASE #19 – New Scandia – 08.032.20.12.0007 (Estimated Market Value \$483,900) Wayne and Deborah Moe did not show up for their scheduled County Board of Appeal appearance on June 13th. Their appeal is dismissed.

CASE #20 – Oakdale – 29.029.21.41.0043 (Estimated Market Value \$341,800) Zaichum Li and Yuan Wu withdrew their appeal prior to the Board of Appeal Meeting on June 13th.

CASE #21 – Woodbury – 07.028.21.14.0009 (Estimated Market Value \$1,835,400) The subject property is a restaurant located in the City of Woodbury, and owned by Michael Gehlen. The assessor's recommendation is to reverse the reduction to its value made by the Woodbury Local Board. Mr. Gehlen has now provided the confidential income information requested by the assessor, and an income analysis was conducted. Commissioner Stafford had a question regarding the CRV for the 2002 sale, and did it reflect the personal property value amount. Based upon a physical inspection, analysis of restaurant sales in Washington County, and information provided by Mr. Gehlen – the assessor is recommending restoring the 2006 market value to \$1,835,400. The motion was made to accept the assessor's recommendation, Commissioner Pulkrabek seconded the motion, and it carried.

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CASE #22 – Forest Lake – 16.032.21.21.0041 (Estimated Market Value \$146,800) The subject property is a piece of vacant land located on the Bay of Forest Lake. Its value was reduced at the Forest Lake Local Board of Review from \$416,700 to \$146,800 based on the following: It was determined that the subject property is unbuildable, the previous sale price, the potential for use, and the large amount of marshy shoreline. At this time the assessor is recommending no further reduction. Commissioner Hegberg recommended that it go back to its original value, and feels it is a worthless piece of ground except for the dock. Commissioner Kriesel supports Commissioner Hegberg's recommendation. Both Commissioner Stafford and Deputy Administrator/Auditor Treasurer Molly O'Rourke stated it should not be lowered more than they paid for it. Commissioners Kriesel, Hegberg and Peterson moved to lower the value to \$125,000. Commissioner Pulkrabek seconded their motion, and the motion carried.

CASE #23 – City of Stillwater – 28.030.20.11.0002 (Estimated Market Value \$2,732,300) & 28.030.20.11.0013 (Estimated Market Value \$3,843,900) The subject property, located in the City of Stillwater is a full service marina, retail store and seasonal bar. Since the County Board of Appeal Meeting on June 13th, the owner provided the assessor with confidential income information, leases from the different parts of the operation etc. A certificate of survey of the property, elevations of the property and flood pictures from 1997 and 2001 were also provided. With this information being provided, the assessor was able to reconstruct a stabilized income expense statement to determine a value for the property. The assessor is recommending that parcel 28.030.20.11.0002 be reduced from \$2,732,300 to \$1,256,000. The assessor is recommending that parcel 28.030.20.11.0013 be reduced from \$3,843,900 to \$1,530,000. The owner, Mr. Hechter asked the assessor if he could have a copy of the comparables used and explanation of how they were evaluated. Deputy Administrator/Auditor Treasurer Molly O'Rourke asked for clarification of what the assessor is recommending, and County Assessor Bruce Munneke referred her to the Narrative in her information packet. Commissioner Stafford commented on the value of getting information to the assessor, this case "in point". Commissioner Kriesel commented on the flooding to this area, and the age of the buildings. Deputy Assessor Rollie Huber stated other marinas face similar flooding issues, and that is why they needed income and expense information. Commissioner Peterson moved to accept the assessor's recommendation, and Molly O'Rourke seconded the motion. The motion carried.

CASE #24 – Forest Lake – 04.032.21.22.0004 (Estimated Market Value \$619,700) McCarron's Building Center Inc./Steve McCarron did not show up for his scheduled County Board appearance on June 13th. His appeal is dismissed.

CASE #25 – Oakdale – 30.029.21.33.0023 (Estimated Market Value \$280,500) Backspin Properties LLC had its value reduced at the Alternative Board level (from \$320,700 to \$280,500). They cancelled their appeal that was scheduled for the June 13th County Board of Appeal and Equalization.

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CASE #26 – Forest Lake –

Hallberg Inc. - 05.032.21.43.0008 (Estimated Market Value \$90,000), 05.032.21.43.0007 (Estimated Market Value \$377,600), 05.032.21.43.0005 (Estimated Market Value \$516,200)

Hallberg Pontiac Buick - 05.032.21.43.0004 (Estimated Market Value \$109,800), 05.032.21.43.0002 (Estimated Market Value \$72,000)

Hallberg Limited Partnership - 05.032.21.42.0008 (Estimate Market Value \$1,955,400) – The subject properties are six commercial parcels located in Forest Lake. None of the information requested by the assessor has been provided by the owner. Commissioner Pulkrabek asked for a motion. Deputy Administrator/Auditor Treasurer Molly O'Rourke moved to deny the appeal based on the fact no information has been provided by the owner. Commissioner Peterson seconded the motion, and the motion carried.

WALK IN #1 – Bayport – 02.029.20.31.0003 (Estimated Market Value \$372,000) & 02.029.20.31.0005 (Estimated Market Value \$131,399) The subject properties are two vacant land parcels located in the Point Addition in the City of Bayport. The assessor had revalued and lowered the land values prior to the County Board of Appeal and Equalization Meeting of June 13th. This revaluation was part of a revaluation on all center parcels not adjacent to the river. It was based on analysis of past sales brought forward by time adjustment. These changes are on the County Board Change List to be approved by the Board Members at the June 20th meeting. The assessor's recommendation is to reduce parcel 02.029.20.31.0003 from \$372,000 to \$128,800, and to reduce parcel 02.029.20.31.0005 from \$131,300 to \$32,200. Commissioner Peterson requested a motion to move on the assessor's recommendation, and Molly O'Rourke seconded the motion. The motion carried.

WALK IN #2 – Newport – 36.028.22.21.0061, .0062, .0063, .0064, .0065 (Estimated Market Value of each parcel is \$444,600) The subject properties are five four-unit apartment buildings located in the City of Newport. All units have three bedrooms. The subject properties are located within a larger complex that totals eleven buildings. There are multiple owners. Peter Perrine is owner of five buildings, and he is appealing the value of those five. Deputy Administrator/Auditor Treasurer Molly O'Rourke asked if the assessor received the information requested. Deputy Assessor Rollie Huber responded that the assessor did, and that these buildings are part of an eleven unit complex. In the past there was one open market sale in August of 2004 for \$440,000. Sales of comparable properties were reviewed as well as the income and expense data that was supplied by the property owner. The subject properties are valued within the range of sales data. The assessor is recommending no adjustment in the value at this time. Commissioner Peterson asked for a motion to accept the assessor's recommendation of no change. Commissioner Stafford seconded the motion. The motion carried.

WALK IN #3 – Denmark Township – 04.026.20.11.0001 (Estimated Market Value \$584,700), 33.027.20.44.0005 (Estimated Market Value \$278,700), 33.027.20.44.0011 (Estimated Market Value \$16,600) The subject properties are classified residential homestead. Parcel 04.026.20.11.0001 contains a

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single family 1-3/4 story frame house which was built in 1971, and fronts on the St. Croix River. The assessor is recommending a change in the value of the improved parcel from \$584,700 to \$532,500. Discussion and clarification was made verifying that Michael and Kathleen Higgins own only the three parcels listed above. Deputy Administrator/Auditor Treasurer asked why one of the parcels is being reduced if the properties are in litigation, and she also wanted it clarified that only one parcel is being reduced, and two are remaining the same. Commissioner Pulkrabek asked for a motion to move on the assessor's recommendation. Commissioner Stafford made the motion, Commissioner Kriesel seconded the motion, and the motion carried.

The Board was reminded to sign the Board Resolution Form, and the County Board of Appeal and Equalization Certification Form (required by the Department of Revenue). The motion to approve the list of 2006 County Board Changes was passed. Commissioner Pulkrabek made the motion to close the final meeting of the 2006 County Board of Appeal and Equalization at 11:40 a.m. All Board Members seconded, and the motion carried.

**WASHINGTON COUNTY BOARD OF APPEAL AND EQUALIZATION
CHANGE AUTHORIZATIONS
FOR 2006**

AFTON

John & Janice Merthan – 27.028.20.23.0001

Reduced from \$804,700 to \$688,000

Land increased \$47,100

Building reduced \$163,800

BAYPORT

Bradley & Pamela Carmichael – 02.029.20.31.0002

Reduced from \$630,600 to \$449,600

Land reduced \$181,000

Kris Krengel – 02.029.20.31.0003

Land only/land reduced from \$372,000 to \$128,800

Daniel Johnson & Diane Hilliard – 02.029.20.31.0004

Reduced from \$714,700 to \$499,700

Land reduced \$215,000

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Kris Krengel – 02.029.20.31.0005

Land only/land reduced from \$131,300 to \$32,200

Daniel Goldston & L C Schotl – 02.029.20.34.0002

Reduced from \$590,600 to \$366,700

Land reduced \$223,900

Nina Kostraba & Edwar McParlan – 02.029.20.34.0003

Reduced from \$631,500 to \$439,500

Land reduced \$192,000

Adrian & Nance Marsden – 02.029.20.34.0004

Reduced from \$724,400 to \$601,300

Land reduced \$123,100

William & Sandra Metcalf – 02.029.20.43.0001

Reduced from \$673,300 to \$501,300

Land reduced \$172,000

Sharon Lessard & Ronald Wolfe – 02.029.20.43.0002

Reduced from \$686,900 to \$582,900

Land reduced \$104,000

Daniel Goldston & L. C. Schotl – 02.029.20.43.0009

Land only/land increased from \$3,600 to \$94,900

Adrian & Nance Marsden – 02.029.20.43.0010

Land only/land reduced from \$205,300 to \$109,100

Eric & Julia Hynnek – 11.029.20.12.0001

Reduced from \$798,500 to \$479,500

Land reduced \$319,000

BIRCHWOOD**Jeanne Laqua – 30.030.21.24.0021**

Reduced from \$354,200 to \$333,200

Building reduced \$21,000

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COTTAGE GROVE**Vernon Melgard – 15.027.21.22.0033**

Reduced from \$196,800 to \$194,600

Building reduced \$2,200

Matthew Wagner – 18.027.21.44.0065

Reduced from \$284,300 to \$225,200

Building reduced \$59,100

FOREST LAKE**John & Phyllis Armstrong – 06.032.21.42.0005**

Reduced from \$573,200 to \$356,700

Land reduced \$216,500

Neil & Linda Monson – 06.032.21.42.0008

Reduced from \$1,044,800 to \$567,800

Land reduced \$477,000

Richard & Carol Oase – 08.032.21.12.0061

Land only/land reduced from \$40,000 to \$5,000

Sharon & Jeffrey Rambo – 16.032.21.24.0108

Reduced from \$55,100 to \$10,100

Land reduced \$45,000

Gregory & Nancy Radefeldt – 16.032.21.24.0109

Reduced from \$45,600 to \$10,100

Land reduced \$35,500

Jeffrey & Alexia Grulkowski – 16.032.21.24.0110

Reduced from \$55,100 to \$10,100

Land reduced \$45,000

Gregory & Nancy Radefeldt – 16.032.21.24.0111

Reduced from \$50,400 to \$10,100

Land reduced \$40,300

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Gregory & Nancy Radefeldt – 16.032.21.24.0112

Reduced from \$45,600 to \$10,100

Land reduced \$35,500

Gregory & Nancy Radefeldt – 16.032.21.24.0113

Reduced from \$50,400 to \$10,100

Land reduced \$40,300

Gregory & Nancy Radefeldt – 16.032.21.24.0114

Reduced from \$50,400 to \$10,100

Land reduced \$40,300

Gregory & Nancy Radefeldt - 16.032.21.24.0115

Reduced from \$45,600 to \$10,100

Land reduced \$35,500

Gregory & Nancy Radefeldt – 16.032.21.24.0116

Reduced from \$50,400 to \$10,100

Land reduced \$40,300

Charles & Yvonne Madson – 16.032.21.24.0117

Reduced from \$55,100 to \$10,100

Land reduced \$45,000

National Builders Inc. – 16.032.21.24.0118

Reduced from \$50,400 to \$10,100

Land reduced \$40,300

Wendell & Sharon Owens – 16.032.21.24.0119

Reduced from \$55,100 to \$10,100

Land reduced \$45,000

HUGO**Brian & Mary Jo Wurzer – 10.031.21.14.0004**

Value remains at \$276,700

New construction value removed (- \$25,200)

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Nicholas & Diane Barry – 33.031.21.41.0002

Reduced from \$658,700 to \$455,600

Building reduced \$203,100

Cheryl Anne Miron – 88.088.88.00.2627

Increased building from \$8,200 to \$33,500

LAKE ELMO**Lake Elmo Hdwy Lbr Co. – 13.029.21.24.0021**

Reduced from \$543,500 to \$384,500

Building reduced \$159,000

Joseph Rogers – 13.029.21.31.0016

Reduced from \$462,300 to \$302,300

Building reduced \$160,000

MAHTOMEDI**Rose Griffin – 20.030.21.34.0037**

Reduced from \$159,400 to \$91,500

Building value removed (- \$67,900)

Dan Sougstad – 31.030.21.12.0048

Value remains at \$607,200

New construction value removed (- \$85,500)

MAY TOWNSHIP**Steven & Susan Griffith – 35.031.20.31.0011**

Reduced from \$429,500 to \$213,000

Land reduced \$119,700

Building reduced \$96,800

NEW SCANDIA**Tiller Corp. – 08.032.20.24.0001**

Value reduced from \$557,900 to \$372,000

Building value removed (- \$112,700)

Land value changed (- \$73,200)

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Erich Bogel – 11.032.20.31.0001

Reduced from \$637,300 to \$593,000

Land only/land reduced \$16,100

Building reduced \$28,200

Class changed to agricultural

Erich Bogel – 11.032.20.34.0002

Land reduced from \$28,800 to \$27,000

Class changed to agricultural

OAK PARK HEIGHTS**Heather Gavin – 34.030.20.32.0011**

Reduced from \$212,400 to \$183,900

Building reduced \$28,500

OAKDALE**Walter & Sue Oman – 31.029.21.32.0140**

Reduced from \$91,300 to \$75,300

Land reduced \$16,000

Lynne Snyder – 31.029.21.32.0143

Reduced from \$91,300 to \$75,300

Land reduced \$16,000

Lynne Snyder – 31.029.21.32.0162

Reduced from \$91,300 to \$75,300

Land reduced \$16,000

Lorraine Hauglid & K. Kunkle – 31.029.21.32.0178

Reduced from \$91,300 to \$75,300

Land reduced \$16,000

ST. MARY'S POINT**Diane Putnam – 14.028.20.41.0002**

Reduced from \$2,023,700 to \$1,722,900

Land reduced \$188,700

Building reduced \$112,100

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ST. PAUL PARK**Jack & Sue Odom – 13.027.22.21.0003**

Reduced from \$274,600 to \$211,600

Land reduced \$63,000

STILLWATER CITY**Wolf Marine Inc. – 21.030.20.11.0016**

Reduced from \$3,597,000 to \$1,959,200

Land reduced \$1,637,800

William & Jean Klein – 21.030.20.43.0035

Reduced from \$404,600 to \$304,800

Building reduced \$99,800

Michael Lynskey - 28.030.20.41.0004

Reduced from \$938,600 to \$858,400

Commercial building reduced \$80,200

LDL Company – 28.030.20.41.0005

Reduced from \$846,800 to \$726,300

Building reduced \$120,500

Marine Leasing – 28.030.20.41.0038

Reduced from \$1,271,200 to \$984,000

Building reduced \$287,200

Barbara Lynskey – 28.030.20.41.0050

Reduced from \$1,175,600 to \$797,700

Land reduced \$49,400

Building reduced \$328,500

STILLWATER TWP.**Duane Laabs – 02.030.20.43.0002**

Reduced from \$957,800 to \$463,600

Building value removed (- \$365,100)

Land value changed (- \$129,100)

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Barbara Smith – 03.030.20.34.0010

Reduced from \$543,200 to \$472,800

Building reduced \$70,400

Montanari Land Co. LLC – 09.030.20.11.0002

Land unbuildable/common area

Reduced from \$529,100 to \$100

Montanari Land Co. LLC – 09.030.20.12.0002

Use change to common area

Reduced from \$226,700 to \$26,600

Land reduced to \$100

Duane Laabs – 09.030.20.43.0003

Reduced from \$762,900 to \$679,900

Building reduced \$83,000

WEST LAKELAND**John & Kristin Miller – 27.029.20.32.0008**

Reduced from \$609,200 to \$394,200

Building reduced \$215,000

Kou B & Song Ly Vang – 31.029.20.21.0009

Reduced from \$745,800 to \$557,300

Building reduced \$188,500

WOODBURY**Kevin & Jayne Koski – 11.028.21.14.0056**

Reduced from \$702,300 to \$613,100

Building reduced \$89,200

Pulte Homes of MN Corp. – 13.028.21.23.0004

Reduced from \$1,475,500 to \$1,295,000

Building value removed (- \$180,500)

Chad & Leah Peterson – 14.028.21.43.0015

Reduced from \$418,400 to \$357,000

Building reduced \$61,400

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Paul Bleeker – 20.028.21.12.0102

Reduced from \$326,000 to \$299,000

Building reduced \$27,000

Joseph & Mary Theissen – 21.028.21.44.0076

Reduced from \$286,300 to \$239,300

Building reduced \$47,000

Richard & Karol O'Brien – 23.028.21.11.0001

Reduced from \$2,387,900 to \$2,104,000

Building value removed (- \$283,900)

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
JUNE 20, 2006

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 Peterson, Kriesel, Pulkrabek, Stafford, and Hegberg (arrived at 9:10 a.m.). Absent none. Board Chair Pulkrabek presided. Also present were James Schug, County Administrator; George Kuprian, Assistant County Attorney; Doug Johnson, County Attorney; Tom Adkins, Community Corrections Director; Lowell Johnson, Director of Public Health and Environment; Cindy Weckwerth, Program Manager; Jeff Travis, Program Manager; Dan Papin, Community Services Director; Patrick Singel, Deputy Community Services Director; Linda Bixby, Community Services Supervisor; Don Theisen, Director of Transportation and Physical Development; Wayne Sandberg, Deputy Director of Transportation and Physical Development; Jim Luger, Parks Director; Keith Potter, Facilities Manager; and Steve Nelson, Public Information Coordinator II.

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 Kriesel to adopt the following Consent Calendar:

1. Approval to award contract to Graphic Design to print and deliver ballots for the 2006 primary and general elections.
2. Adoption of **Resolution No. 2006-085** as follows:

Lawful Gambling Exemption Application from
 Carpenter St. Croix Valley Nature Center

WHEREAS, the Thomas and Edna Carpenter Foundation dba: Carpenter St. Croix Valley Nature Center has made application to the Gambling Control Board for the exemption from certain requirements contained in M.S. 349.166 sub 2 in order to conduct a raffle on July 1, 2006. Raffle will be held at the Carpenter Valley Nature Center, 12805 St. Croix Trail, Hastings, MN 55033.

NOW, THEREFORE, BE IT RESOLVED, the Washington County Board of Commissioners does not oppose issuance of exemption consistent with the application.

3. Adoption of **Resolution No. 2006-086** as follows:

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Authorization to Submit a Grant Proposal and
Enter Into an Agreement with the Office of Traffic Safety
for the Safe Communities Coalition Project

BE IT RESOLVED, that the Washington County Department of Public Health and Environment enter into a grant agreement with the Division of Traffic Safety in the Minnesota Department of Public Safety for the project entitled "Safe Communities Coalition" during the period from October 1, 2006 through September 30, 2007. Lowell Johnson, Director of Public Health and Environment, is authorized to execute such grant agreements as are necessary to implement the project on behalf of the Washington County Department of Public Health and Environment.

4. Approval of amendment to the Public Health Emergency Preparedness and Response to Bioterrorism project agreement with the Minnesota Department of Health and authorization for the County Board Chair and County Administrator to enter into the agreement.
5. Approval for the county to accept a Natural Resource Block Grant funding in the amount of \$62,473 from the Minnesota Board of Water and Soil Resources for 2006.
6. Approval to authorize the Board Chair and County Administrator to execute a recycling grant agreement with the City of Lake Elmo for distribution of curbside recycling funds.
7. Approval of site improvement performance agreement and Conditional Use Permit between Washington County and the City of Forest Lake for the North Service Center site.

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

Commissioner Hegberg arrived at 9:10 a.m.

GENERAL ADMINISTRATION

Commissioner Peterson moved to adopt **Resolution No. 2006-087** as follows:

Resolution in Support of the Child Support Protection Act of 2006 (H.R. 4794)

WHEREAS, on February 8, 2006, the Federal Deficit Reduction Act of 2005 (P.L. 109-171) was enacted cutting child support funding by 20 percent by preventing states to use federal funds earned through incentive grants towards their federal match effective October 2007; and

WHEREAS, these funding reductions will result in an estimated \$24.26 million in lost federal revenue for the State of Minnesota, and an estimated revenue loss of \$917,206 for Washington County, leading to a corresponding

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reduction in the ability to provide services and collect child support for families; and

WHEREAS, on February 16, 2006, H.R. 4794, the "Child Support Protection Act of 2006" was introduced to repeal section 7309 of the Deficit Reduction Act of 2005 which ended the federal matching of state spending of child support incentive payments; and

WHEREAS, the U.S. Office of Management and Budget has rated the child support program as "effective", which is the highest rating a government program can receive, due to its strong mission, ambitious goals, effective management, and demonstration of progress toward performance measures and efficiency improvements; and

WHEREAS, data from the Minnesota Department of Human Services indicates that the Washington County child support program is one of the most efficient in the state, effectively collecting \$8.32 in child support for every \$1.00 spent in program administration; and

WHEREAS, the Washington County child support program is high performing, distributing nearly \$23 million in child support to families in 2005, and ranking among the top performing counties in the areas of paternity and child support establishment; and

WHEREAS, taxpayers are well served by a strong child support program that increases family self-sufficiency and decreases public assistance use.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board by adoption of this resolution supports the Child Support Protection Action of 2006 (H.R. 4794).

Commissioner Stafford seconded the motion and it was adopted unanimously.

James Schug, County Administrator, announced that the County Board will reconvene as the Board of Equalization at 10:30 a.m. this morning to consider the petitions from last week.

COMMISSIONER REPORTS – COMMENTS – QUESTIONS

Commissioner Peterson reported that the Locate Group met yesterday and she would like to have a report from the Locate Staff to the County Board. It appears that they are in the final stages of the post office moving to Eagan and that would allow for the completion of the Locate project.

Commissioner Kriesel announced that he will be taking a renewable energy tour of Southwestern Minnesota to view wind turbines near Redwood Falls and Pipestone on Thursday and Friday.

Commissioner Peterson announced that she was appointed to the AMC Task Force on truck length and weight that will be working with the Minnesota Department of Transportation to put together standards they can all agree on.

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Commissioner Hegberg reported on his trip to Washington D.C. for the Transportation Alliance Fly-In. He hadn't realized that this is the 50th anniversary of the interstate system. He learned about its history, the gas tax and shortage of funds for the interstate system. He is not sure how successful they were in getting money for the Broadway project in Forest Lake, but Senator Coleman indicated he would do his best. They did raise the issue of Red Rock Corridor and of the overpass in Forest Lake. He also learned that the United States ports are very outdated. The ships coming out of China today have 1,000 containers and there are no ports on the east coast that can accept those ships and only a couple on the west coast. If the United States doesn't update its infrastructure in this area it will lessen the trading competitiveness throughout the world.

Commissioner Pulkrabek asked if all Commissioners received the letter from MinnCan regarding a pipeline. Mr. Schug indicated they had and that the Department of Transportation and Physical Development is working on comments for the Board to consider next week.

BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

ADJOURNMENT

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

BOARD WORKSHOP WITH TRANSPORTATION AND PHYSICAL DEVELOPMENT

The Board met in workshop session with the Department of Transportation and Physical Development for an update on the construction management method used for delivering county service center projects and discussion on delivery method for Campus 2025 Project. No business was transacted and the public was welcome to attend. Present for the workshop session were Commissioners Peterson, Kriesel, Stafford, and Hegberg. Also present were Jim Schug, Don Theisen, Keith Potter, Jim Luger, Michael Cox, Wold Architects, Lowell Johnson, Tom Adkins, Steve Nelson, Yvonne Klinnert, Stillwater Courier, and Kevin Giles, Star Tribune.

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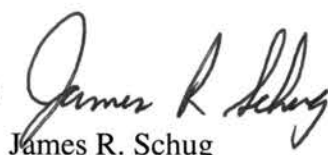
BOARD OF EQUALIZATION

The County Board reconvened as the Board of Equalization at 10:30 a.m. in the Washington County Government Center to consider the petitions from last week.



Bill Pulkrabek, Chair
County Board

Attest:



James R. Schug
County Administrator

OFFICIAL PROCEEDINGS OF THE COUNTY BOARD
WASHINGTON COUNTY, MINNESOTA
JUNE 27, 2006

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 Peterson, Kriesel, Pulkrabek, and Hegberg. Commissioner Stafford absent. Board Chair Pulkrabek presided. Also present were Jim Schug, County Administrator; Molly O'Rourke, Deputy Administrator; George Kuprian, Assistant County Attorney; Doug Johnson, County Attorney; Kevin Corbid, Director of Assessment, Taxpayer Services and Elections; Carol Peterson, Administrative Support Manager; Don Theisen, Director of Transportation and Physical Development; Wayne Sandberg, Deputy Director of Transportation and Physical Development; Lowell Johnson, Director of Public Health and Environment; Judy Hunter, Senior Program Manager; Jeff Travis, Program Manager; Rosemary Peterson, Central Services Manager; Dan Papin, Community Services Director; Heidi Steltzner, I.T. Analyst; Kay McAloney, Human Resources Director; Cindy Koosmann, Recorder; Jennifer Wagenius, Deputy Recorder; and Steve Nelson, Public Information Coordinator II.

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 Kriesel to adopt the following Consent Calendar:

1. Approval of the June 13, 2006 Board meeting minutes.
2. Approval to award bid for purchase of vended food service to Midwest Vending, Inc. as the most responsible bidder. Vended food receipts to be paid to the county as a commission.
3. Approval to set a date for public hearing to consider an off-sale liquor license by new owners of Meister's Bar and Grill for July 25, 2006 at 9:00 a.m.
4. Approval of an amendment to add an additional Group Residential Housing site to the 2006-2008 Presbyterian Homes contract for assisted living services.
5. Approval for the 2006-2007 license renewal on the Novell products utilized by the county.

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6. Approval and execution by Board Chair and Administrator of a recycling grant agreement with the City of Forest Lake for distribution of curbside recycling funds.
7. Approval for plat of Homestead Estates in Denmark Township.
8. Approval and execution of Lease Amendment No. 2 to Lease No. 160 for space use to house the Forest Lake License Center.
9. Adoption of **Resolution No. 2006-088** as follows:

Authorization to Enter Contract with SEH, Inc.
for Design Services for CSAH 15

WHEREAS, the reconstruction of CSAH 15, Manning Avenue North, has been included in the county Capital Improvement Plan; and

WHEREAS, the Transportation Division has solicited Qualifications and Proposals from various firms for final design services for S.P. 82-615-020; and

WHEREAS, three consulting firms provided Proposals for analysis; and

WHEREAS, after reviewing the Proposals, the Transportation Division staff recommends entering into a contract for final design services with SEH, Inc., based on qualifications, quality of proposal, and cost.

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby authorizes the County Board Chairman to sign and enter into a contract with SEH, Inc., in the amount of \$281,312, for final design services of S.P. 82-615-020.

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

APPRECIATION TO LINDA O'DONNELL, CITY OF LAKE ST. CROIX BEACH

Commissioner Kriesel moved to adopt **Resolution No. 2006-089** as follows:

Resolution of Appreciation to Linda O'Donnell
Upon Her Retirement as City Clerk/Administrator
of the City of Lake St. Croix Beach

WHEREAS, Linda O'Donnell will retire as City Clerk/Administrator effective July 7, 2006, after 19-1/2 years of public service for the citizens of the City of Lake St. Croix Beach and Washington County; and

WHEREAS, Linda O'Donnell began her career in public service for the City of Lake St. Croix Beach in December 1986 as City Clerk and her career progressed with additional responsibilities as Clerk/Treasurer in 1991 and Clerk/Administrator in 2001; and

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WHEREAS, Linda O'Donnell has provided exceptional public service through the organization of regular business hours at City Hall to provide enhanced city services for its citizens; she provided leadership during three floods that affected Lake St. Croix Beach and which resulted in a hazard mitigation grant from FEMA to purchase houses in the flood plain or to raise houses above the flood elevation; and she developed a monthly city newsletter to provide city news to its residents; and

NOW, THEREFORE BE IT RESOLVED, that, the Washington County Board of Commissioners acknowledges with grateful appreciation Linda O'Donnell's public service to the citizens of Lake St. Croix Beach and Washington County; and

BE IT FURTHER RESOLVED that, the Washington County Board of Commissioners heartily commends Linda O'Donnell for her dedication and effectiveness during 19-1/2 years of public service and wishes her all the best in her upcoming retirement.

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

ASSESSMENT, TAXPAYER SERVICES AND ELECTIONS

Commissioner Peterson moved to approve a joint powers agreement between Washington County Elections and the City of Woodbury to provide election administration services. Commissioner Hegberg seconded the motion and it as adopted unanimously; Commissioner Stafford absent.

TRANSPORTATION AND PHYSICAL DEVELOPMENT

Nick Thompson, the new East Metro Area Manager for the Minnesota Department of Transportation, presented updates on the St. Croix River Crossing, Valley Creek Road Interchange project, and the Wakota Bridge project.

St. Croix River Crossing – This project is at a key phase with the release of the Supplemental Final Environmental Impact Statement. The public will have until July 19 to review and offer comments on this report. This project deals with the current lift bridge. They will retain the lift bridge, do major maintenance, and convert it to a bike and pedestrian facility once the new river crossing is open. This project does not have full funding. In 2010 they estimate this project to be at \$482 million. They do have \$25 million to complete the design and begin some of the mitigation items including looking at the lift bridge, designing the trail system, and doing the historic nomination of properties in the corridor. Under current funding scenarios they believe it will be 2024 when construction will begin. They know that this date is unacceptable for most of the travelers and residents of the river valley. They are trying to find innovative financing and federal financing for this project.

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Commissioner Peterson stated it is unacceptable to let this go until 2024. It is not fair to the businesses in downtown Stillwater. The bridge has to be built, the sooner the better. She asked that the County Board list this as a high priority and work with the communities to hire a lobbyist to work for additional funding in Washington.

Commissioner Kriesel agrees. The traffic in downtown Stillwater is destroying Stillwater and it's destroying the neighborhoods. He asked what it will cost in 2024 to build the bridge. Mr. Thompson stated in 2010 it will be \$482 million and then a million dollars a month for every delay from there.

Valley Creek Road Interchange – This project is making rapid progress. It should reopen by September 1, 2006.

Wakota Bridge – This is the fifth construction year. Work on Highway 61 is just about completed, 494 will be completed this year, and the first bridge will be completed this year. The first bridge is one year behind due to the design issues. The second bridge has been redesigned and hopefully that will begin next spring and will take two years.

PUBLIC HEALTH AND ENVIRONMENT

Commissioner Kriesel moved to adopt **Resolution No. 2006-090** as follows:

Transfer of Ownership of the Ramsey/Washington Resource Recovery Facility
from NRG Energy Inc. to Resource Recovery Technologies, LLC

WHEREAS, Ramsey and Washington Counties ("Counties") have a Service Agreement ("Agreement") and Design and Construction Agreement ("D and C Agreement") (together the "Agreements") with NRG Energy, Inc. ("NRG"), which owns and operates the Ramsey/Washington County Resource Recovery Facility ("Facility") in Newport, Minnesota; and

WHEREAS, the Agreements and the Facility were assigned by Northern States Power Company ("NSP") to NRG, which was at the time a wholly-owned subsidiary of NSP, in an Assignment and Assumption of Service Agreement dated 1993 ("1993 Agreement"), but NSP was not relieved of any of its liabilities or obligations under the Agreements in the 1993 Agreement; and

WHEREAS, NSP is now a wholly-owned subsidiary of Xcel Energy, Inc. ("Xcel") and NRG is now an independent, publicly-traded company; and

WHEREAS, Section 14.03 of the Service Agreement and Section 17.03 of the D and C Agreement provide that NRG shall not transfer or relinquish, either directly or indirectly, through the sale of assets, merger, transfer of stock or otherwise, the ownership of all or any portion of the Facility to any person or entity, without first obtaining the express written approval from the Counties and that if such approval is first secured, the person or entity to

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which such ownership or interest is transferred shall be bound by the Agreements and shall have no rights greater than NRG pursuant to the Agreements; and

WHEREAS, Section 14.04 of the Service Agreement and Section 17.04 of the D and C Agreement provide that NRG shall not assign any interest in the Agreements or transfer any interest in the same, whether by subcontract, assignment, or novation, without the prior written consent of the Counties, and such consent shall not be unreasonably withheld; and

WHEREAS, the Loan Agreement between the Counties and NSP ("Loan Agreement") provides that NRG is bound by the provisions of Section 4.08 thereof; and

WHEREAS, the Counties have given formal notice to NRG that they do not intend to extend the terms of the Service Agreement, while also confirming their commitment to process waste through resource recovery; and

WHEREAS, by letter dated May 18, 2006 NRG notified the Counties that NRG is negotiating a Purchase Agreement with Resource Recovery Technologies, LLC ("RRT"), an affiliate of EBF Associates, LP, for the sale of the Newport facility (along with the Elk River Resource Recovery Facility and other related NRG solid waste processing assets); and

WHEREAS, the May 18 letter from NRG requests that the Counties provide written consent to the transfer of ownership in the Facility and assignment of the Agreements; and

WHEREAS, the Counties have not yet received an assignment agreement between NRG and RRT; and

WHEREAS, the Counties have conducted due diligence on the ability of RRT to own and operate the Facility pursuant to the Service Agreement; and

WHEREAS, the Executive Committee of the Ramsey/Washington Resource Recovery Project Board ("Project Board") met on June 8, 2006 and recommended that the County Board consider providing consent to the transfer of ownership of the Facility from NRG to RRT, provided that such approval does not release NSP nor NRG from their liabilities and obligations under the Agreements at this time.

NOW THEREFORE, BE IT RESOLVED, that the Washington County Board of Commissioners hereby provides approval to the transfer of ownership of the Facility from NRG to RRT pursuant to the Agreements, to the assignment and assumption of the Agreements from NRG to RRT and pursuant to Section 17.04 of the D and C Agreement, and to the transfer of NRG's rights and obligations under Section 4.08 of the Loan Agreement from NRG to RRT, provided that each of the following conditions are fulfilled:

1. The assignment and assumption agreement between NRG and RRT only assigns the Facility, the Agreements, and Section 4.08 of the Loan Agreement, and the obligations and liabilities of NSP and NRG under the 1993 Agreement are maintained; and
2. NRG makes representations, warranties, affirmations, and covenants identical to those made by NSP in the 1993 Agreement; and

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3. RRT makes representations, warranties, affirmations, and covenants identical to those made by NRG in the 1993 Agreement; and
4. Nothing in this approval releases Xcel, NSP or NRG from their obligations under the Agreements, including obligations that survive termination of the Agreements; and
5. NRG and RRT provide a written release, acceptable to the Counties, that releases the Counties from all potential claims arising from the facts and circumstances in connection with certain alleged events of default described in the Notice of Default letter from NRG to the Counties dated June 28, 2005; and
6. NRG agrees to amend Section 11.02 of the Service Agreement to extend, for a mutually agreeable period of time, the date on which the Counties must notify NRG of their intent to exercise their option to purchase the Facility.

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

GENERAL ADMINISTRATION

Comments on the MinnCan Project

Jim Schug, County Administrator, informed the Board that MinnCan is proposing to build a 24 inch pipeline to transport 100,000 barrels of Canadian crude oil from northwest Minnesota down to the refineries in St. Paul Park and Rosemount. One of the requirements of siting that pipeline is approval by the Public Utilities Commission. The proposal included two routes—One route would follow an existing pipeline to Morrison County then swing south through mainly rural areas of Stearns, Meeker, Wright, McLeod, Carver, Scott and Sibley Counties coming around the south part of the metropolitan area. An alternate route would follow an existing Minnesota pipeline route that would include a portion of Washington County. Mr. Schug stated that after reviewing the information, the county is concerned that an expansion of the existing pipeline through Washington County would require additional easements which would go through some highly populated and developed areas.

Commissioner Peterson moved to approve comments to the Minnesota Public Utilities Commission on the application by the Minnesota Pipeline Company to expand the crude oil transportation capacity through the project known as the MinnCan Project and that Washington County has great concern about expanding the existing pipeline through the now developed areas of Washington County. Commissioner Hegberg seconded the motion and it was adopted unanimously; Commissioner Stafford absent.

Recognition for Marilyn Akey

Commissioner Kriesel moved to adopt **Resolution No. 2006-091** as follows:

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Resolution of Appreciation to Marilyn Akey
Administrative Specialist, Office of Administration

WHEREAS, Marilyn Akey will retire as the Administrative Specialist in Washington County's Office of Administration effective June 30, 2006;

WHEREAS, Marilyn Akey joined Washington County on August 17, 1981, in Court Administration to provide clerical support and then accepted a position in the Office of Administration on January 29, 1984, and

WHEREAS, Marilyn Akey has served in numerous roles within the Office of Administration as the key contact person for the bid process for many county projects such as the new Washington County Service Center in Forest Lake and Cottage Grove; the main contact person with the Attorney's Office on legal aspects of contracts; supported the county budget process by collecting and preparing information from county departments and trained staff for input into the annual budget development; performed computer support and troubleshooting duties for the office; co-coordinated the county's annual employee Food Shelf Drive, and was editor of the county's employee newsletter in the 1990s; and

WHEREAS, Marilyn Akey has been a valuable member of Washington County and Office of Administration in many unofficial ways, contributing useful advice; always maintaining a positive, can-do attitude; giving professional direction; supplying chocolate; and organizing employee after-hours recreational opportunities.

NOW, THEREFORE BE IT RESOLVED, that the Washington County Board of Commissioners acknowledges, with grateful appreciation, Marilyn Akey's exemplary contributions in providing quality public service to county employees and citizens of Washington County; and

BE IT FURTHER RESOLVED, that the Washington County Board of Commissioners heartily commends Marilyn Akey for her dedication and 25 years of public service and extends our best wishes to Marilyn and her family in the next chapter of her life.

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

The Board thanked Marilyn for her dedication to the county for the past 25 years and wished her luck in her retirement.

COMMISSIONER REPORTS - COMMENTS - QUESTIONS

Commissioner Peterson mentioned an article in the paper about Metropolitan Council Chair Peter Bell's comments that the Central Corridor would need to consider cutbacks, and one cutback was to not extend the Central Corridor to the Union Depot. She feels that is unacceptable to everyone who has been in support of the Union Depot and those who are involved in other corridors, because the Union Depot is to be a multi-modal station. She asked that the Board send a letter to Chair Bell indicating that this budget cut is unacceptable.

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Commissioner Peterson advised the Board that School District 833 is going to have a referendum on September 12 for three issues: \$107 million for changes in the facilities; \$42 million for mechanicals; and \$1 million dollars a year for ten years for technology. That is a significant bond issue as the county looks at its bond issue. She understands that the Forest Lake and Stillwater school districts are also considering bond issues.

Commissioner Peterson reported that AMC is having a leadership program in Burnsville on July 12, 13, and 14. She encourages the Board to attend.

Commissioner Peterson wished everyone a happy 4th of July.

Commissioner Kriesel reported on his tour of southwest Minnesota to look at wind turbine generation. The Metro Energy Task Force is partnering with the rural counties in bringing forward development of 150 Megawatts of wind turbine generation. The issues are ownership and financing and how that will come about.

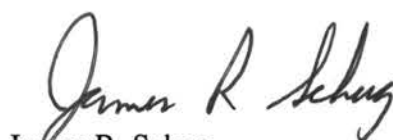
BOARD CORRESPONDENCE

Board correspondence was received and placed on file.

ADJOURNMENT

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

Attest:



James R. Schug

County Administrator



Bill Pulkrabek, Chair

County Board