

**CONSENT AGENDA**  
**FOR THE MEETING**  
**OF**  
**ST. LOUIS COUNTY BOARD OF COMMISSIONERS**

**September 13, 2011**

**County Board Room, Room No. 200, St. Louis County Courthouse, Duluth, Minnesota**

**All matters listed under the consent agenda are considered routine and/or noncontroversial and will be enacted by one unanimous motion. If a commissioner requests, or a citizen wishes to speak on an item on the consent agenda, it will be removed and handled separately.**

**RESOLUTIONS FOR APPROVAL:**

**Health & Human Services Committee – Commissioner Dahlberg, Chair**

1. Authorize acceptance of the Minnesota Family Investment Programs (MFIP) Supported Work allocation in the amount of \$259,792 for State Fiscal Year 2012.
2. Authorize Public Health and Human Services Department to contract with the State of Minnesota to receive \$1,476,018 for the Northeast Minnesota Project to End Long-Term Homelessness from July 1, 2011, to June 30, 2013, and authorize a contract with Hearth Connections to manage and administer the services.

**Environment & Natural Resources Committee – Commissioner Jewell, Chair**

3. Amend the Comprehensive Land Use Plan, Ordinance 27, and Zoning Ordinance 46, as recommended by the Planning Commission.
4. Cancellation of contract for repurchase state tax forfeited land by Ted William Baumchen, Hibbing, Minnesota, and authorize the County Auditor to dispose of abandoned personal property.
5. Cancellation of contract for purchase state tax forfeited land by William R. and Debra L. Brouse, Duluth, Minnesota, and authorize the County Auditor to dispose of abandoned personal property.
6. Reinstatement of contract for repurchase of state tax forfeited land by Judy Bechtold, Mt. Iron, Minnesota, upon payment of \$1,850.29 to be deposited into Fund 240 (Forfeited Tax Fund).
7. Approve the sale of state tax forfeited land described as W ½ of Lot 91, Duluth Proper 1<sup>st</sup> Division East 6<sup>th</sup> Street, City of Duluth (521 East 6<sup>th</sup> Street, Duluth), to the Duluth Housing and Redevelopment Authority, for razing and future development, upon total payment of \$3,189.03 to be deposited into Fund 240 (Forfeited Tax Fund).

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**Public Works & Transportation Committee – Commissioner Forsman, Chair**

8. Authorize the vacation of portions of County State Aid Highway (CSAH) 77 and County Road 929 located in Government Lot 4, Section 3, Township 62 North, Range 16 West (Greenwood Township), reserving the easement for existing utilities.
9. Authorize an agreement with the City of Tower whereby the county will pay a portion of paving costs of North 2<sup>nd</sup> Street on CSAH 126 in Tower, at a cost not to exceed \$25,000.
10. Accept the Minnesota State Transportation Fund grant in the anticipated amount of \$560,458 for the bridge replacement project (County Project 1818) on County Road 492 in Sturgeon, MN, commit to the use of local funds for project costs which exceed the grant amount, and authorize county officials to execute grant agreement No. 98071 with the Minnesota Commissioner of Transportation.
11. Authorize the turnback/revocation of County Road 479 (Loberg Rd.) to the City of Hermantown.
12. Bid awarded to **Ulland Brothers, Inc.**, Cloquet, Minnesota, on their low bid of **\$4,989,250** for SP 69-597-005, CP 3700, State Project No. HPPH-STPH 160(001) - Grading, Base, Storm Sewer, Sanitary Sewer, Water Main, Curb and Gutter, Bituminous Surfacing, Bridge No. 69680, located on Kirkus Street in Proctor, Minnesota.
13. Bid awarded to **Ulland Brothers, Inc.**, Cloquet, Minnesota, on their low bid of **\$258,200** for MP 8127-38652, CP 38652 – Remove Existing Bridge, Grading, Aggregate Surfacing and Bridge No. 664 located on UT 8127 (Hannon Rd.) near Chisholm, Minnesota.
14. Authorize Purchasing Division to purchase gasohol, fuel oil and diesel fuel from various vendors with the lowest net cost bids.
15. Accept General Obligation Bond funds from the Minnesota Department of Management and Budget in the anticipated amount of \$400,000 for the Depot roof repair project (SP 69-595-006, CP 3761) at the St. Louis County Heritage and Arts Center in Duluth, Minnesota, commit to the use of local and federal funds for project costs which exceed the grant amount, and authorize county officials to execute the grant agreement.
16. Authorize the transfer of \$1,218,000 State Aid Regular Construction Funds to the City of Duluth as reimbursement for federal funds received.
17. Support for extending the Federal Transportation Authorization legislation at the current levels of federal funding for surface transportation including federal highway and transit programs.

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**Finance & Budget Committee – Commissioner Nelson, Chair**

18. Authorize the County Auditor to spread local levies for the provision of fire protection and/or first responder services to specific unorganized territories.
19. Application for a Lawful Gambling License (raffle) approved for Gnesen Volunteer Fire Department for October 22, 2011.
20. Authorize a five-year lease with Northern Communities Credit Union retro-active to June 1, 2010, and through May 31, 2015, for ATM space in the Government Services Center in Duluth at an annual rate of \$468.65 through December 31, 2011, for 35 square feet. Effective January 1, 2012, the rate will be \$880 annually for 80 square feet.
21. Abatement list for Board approval.
22. Adopt and certify a maximum levy of \$730,000 for the year 2012 for road and bridge maintenance and construction in organized townships.
23. Certify the St. Louis County Housing and Redevelopment Authority (HRA) maximum proposed property tax levy for 2012 at \$206,872.
24. Authorize a professional construction contract with Northwoods Construction, Virginia, Minnesota, in the amount of \$52,500 to construct a maintenance shop as the first phase of the Virginia courthouse upgrade and addition project.
25. Authorize an addendum agreement with High Line, Inc., for computer software hosting services for the county's human resources and payroll management information system at a fee of \$57,381 per year for three years.
26. Establish public meetings to receive public comments on the 2012 proposed property tax levy and operating budget for December 1, 2011, at 7:00 p.m. in the Virginia Courthouse and December 8, 2011, at 7:00 p.m. in the Duluth Courthouse.

**Central Management & Intergovernmental Committee – Commissioner Raukar, Chair**

27. Approval of the 2010/2011 Jail Corrections Officer/Communications Unit contract and authorize county officials to execute the Bargaining Unit Agreement.

**Public Safety & Corrections Committee – Commissioner Sweeney, Chair**

28. Authorize renewal of the Joint Powers Agreement with the State of Minnesota, Department of Public Safety, Bureau of Criminal Apprehension, Minnesota Internet Crimes Against Children (MICAC) Task Force.

**Minnesota Family Investment Program Additional  
Supported Work Allocation for SFY 2012**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, the 2011 Minnesota Legislature authorized the Commissioner of Human Services to spend any unused supported work funds earned under the American Recovery and Reinvestment Act; and

WHEREAS, the Legislature appropriated funds to counties and tribes for Minnesota Family Investment Program (MFIP) Supported Work activities; and

WHEREAS, St. Louis County has been allocated additional MFIP Supported Work funding in the amount of \$259,792 for State Fiscal Year 2012.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes acceptance of the Minnesota Family Investment Program Supported Work allocation in the amount of \$129,896, to be placed in budget expenditures Fund 230, Agency 232020, Object 603800, Grant 23214, Project 99999999, Year 2011, and budgeted revenues in Fund 230, Agency 232020, Object 540213, Grant 23214, Project 99999999, Year 2011 for the period July 1, 2011 through December 31, 2011.

RESOLVED FURTHER, that the Public Health and Human Services Department will work with County Administration to place the balance of \$129,896, for the period of January 1, 2012 through June 30, 2012, in the Department's proposed 2012 budget.

**Acceptance of Grant for the Northeast Minnesota Project  
to End Long-Term Homelessness**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, the State of Minnesota has appropriated money to fund supportive services in the housing programs that serve individuals, unaccompanied youth, and families experiencing homelessness; and

WHEREAS, a regional proposal submitted by Aitkin, Carlton, Cook, Itasca, Koochiching, Lake, and St. Louis counties, and the Bois Forte, Fond du Lac, and Grand Portage Bands of the Minnesota Chippewa Tribe was awarded grant funds to provide services to end long-term homelessness; and

WHEREAS, the State of Minnesota wishes to contract with St. Louis County to serve as fiscal agent for the Northeast Minnesota Project to end Long-Term Homelessness; and

WHEREAS, Hearth Connection wishes to contract with St. Louis County to manage and administer the Northeast Minnesota Project to End Long-Term Homelessness.

NOW, THEREFORE, BE IT RESOLVED, that St. Louis County Board authorizes the Public Health and Human Services Department (PHHS) to contract with the State of Minnesota to receive \$1,476,018 for the Northeast Minnesota Project to End Long-Term Homelessness from July 1, 2011 to June 30, 2013, with funds to be deposited into Fund 230, Agency 232001, Object 607200, Grant 23205, Project 99999999, Grant Year 2011 in the amount of \$369,005.

RESOLVED FURTHER, that PHHS will work with County Administration to place \$738,009, for the period of January 1, 2012 through December 31, 2012, in the Department's 2012 budget.

RESOLVED FURTHER, that PHHS will work with County Administration to place \$369,004, for the period of January 1, 2013 through June 30, 2013, in the Department's 2013 budget.

RESOLVED FURTHER, that the appropriate St. Louis County officials are authorized to contract with Hearth Connections to manage and administer the Northeast Minnesota Project to End Long-Term Homelessness, and the county will pay Hearth Connection based on invoices submitted for services performed from July 1, 2011 to June 30, 2013, to be paid from Fund 230, Agency 232001, Object 607200, Grant 23205, Project 99999999, Grant year 2011.

**Amend Comprehensive Land Use Plan, Ordinance 27,  
and Zoning Ordinance 46**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, the St. Louis County Planning Commission, on March 10, 2011, initiated amendments to the Comprehensive Land Use Plan, Ordinance 27, and Zoning Ordinance 46; and

WHEREAS, the Planning Commission solicited comments for 90 days and held a public hearing on July 14, 2011, and recommends approval of the proposed amendments; and

NOW THEREFORE, BE IT RESOLVED, that the St. Louis County Board amends Ordinance 27, the Comprehensive Land Use Plan, and Zoning Ordinance 46 as follows:

**Repeal Ordinance 27, Article II, Section 2, Town of Stuntz**

**Repeal Ordinance 27, Article II, Section 20, St. Louis County Water Plan 2000**

**Repeal Ordinance 46, Article VI, Section 11**

**Amend Ordinance 46, Article VI, Sections 12-27 to reflect the removal of Section 11.**

**Remove Ordinance 46, Article IX, Section 8**

**Amend Ordinance 46, Article VIII, Section 1.01, as follows:**

1.01 This ordinance shall be administered by the St. Louis County Planning Director, who shall provide assistance to any applicant in preparing his an application; advise the applicant as to the provisions of this ordinance; and shall conduct an inspection program. The planning director or designee shall review and make decisions on wetland replacement plans, banking plans, exemptions, no-loss and wetland boundary and type determinations ~~shall also serve as county wetland coordinator~~ and is responsible for administering the Minnesota Wetland Conservation Act.

**Amend Ordinance 46, Article VIII, Section 1.03, as follows:**

- C. Decisions by the Planning Director or designee on wetland replacement plans, banking plans, exemptions, no-loss, boundary and type determinations are final unless appealed to the board of adjustment by written notice, within 30 days of the date on which notification was mailed. Appeal hearings will be conducted in conformance with the standards for Variance hearings set forth in Article VIII, Section 5.
- D. Any person wishing to appeal the decision of the board of adjustment may

appeal to district court in the manner described in Section ~~6.03~~ 5.03 of this article. Wetland decisions are final unless appealed to the Board of Water and Soil Resources within 30 days of the date on which notification of the decision was mailed.

**RESOLVED FURTHER**, that the effective date will be November 1, 2011.

**Cancellation of Contract for Repurchase of State Tax Forfeited Land - Baumchen**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, the contract with Ted William Baumchen of Hibbing, MN, for the repurchase of state tax forfeited land is in default for failure to provide proof of insurance; and

WHEREAS, the purchaser was properly served with Notice of Cancellation of Contract by civil process and has failed to cure the default for land legally described as:

CITY OF HIBBING  
SE 1/4 OF NE 1/4 EX S 1/2 AND EX N 330 FT  
SEC 21 TWP 57 RGE 20  
Parcel Code: 141-0020-02610  
C22100085

WHEREAS, Minn. Stat. §§ 282.04, Subd. 2(d), and 504B.271 authorizes the County Auditor to dispose of abandoned personal property; and

WHEREAS, the previous owner of the property will be notified by posting of the property or by mail.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the cancellation of contract for the repurchase of state tax forfeited land described above, according to the provisions of Minn. Stat. § 282.01, Subd. 5, and Minn. Stat. § 282.40, and according to the procedures of Minn. Stat. § 559.21.

RESOLVED FURTHER, that the County Auditor is authorized to dispose of abandoned personal property from the above described state tax forfeited property.

**Cancellation of Contract for Purchase of State Tax Forfeited Land - Brouse**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, the contract with William R. & Debra L. Brouse of Duluth, MN, for the purchase of state tax forfeited land is in default for failure to provide proof of insurance; and

WHEREAS, the purchasers were properly served with Notice of Cancellation of Contract by civil process and have failed to cure the default for lands legally described as:

CITY OF DULUTH  
LOT: 0030 BLOCK: 052  
GARY FIRST DIVISION DULUTH  
Parcel Code: 010-1800-13960  
C22020023

WHEREAS, Minn. Stat. §§ 282.04, Subd. 2(d), and 504B.271 authorizes the County Auditor to dispose of abandoned personal property; and

WHEREAS, the previous owners of the property will be notified by posting of property or by mail.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the cancellation of contract for the purchase of state tax forfeited land described above, according to the provisions of Minn. Stat. § 282.01, Subd. 5, and Minn. Stat. § 282.40, and according to the procedures of Minn. Stat. § 559.21.

RESOLVED FURTHER, that the County Auditor is authorized to dispose of abandoned personal property from the above described state tax forfeited property.

**Reinstatement of Contract for Repurchase of State Tax Forfeited Land - Bechtold**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, under the provisions of Minn. Stat. § 282.341, Subd. 1, a contract for deed to repurchase state tax forfeited land previously cancelled may be reinstated by the previous contract holder subject to payment of installments, taxes, assessments, penalties, costs, and interest; and

WHEREAS, less than 50% of the basic sale price was paid prior to cancellation; therefore, County Board approval is required for reinstatement; and

WHEREAS, Judy Bechtold, Mt. Iron, MN, has requested to reinstate Contract C22100086, having been cancelled on 6/14/2011, under new Contract C22110089 for property legally described as:

CITY OF MT IRON  
LOT: 0013 BLOCK: 004  
MERRITTS 1ST ADDITION TO MOUNTAIN IRON  
Parcel Code: 175-0020-00560

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the reinstatement of Contract C22110089 with Judy Bechtold of Mt. Iron, MN, in the amount \$1,850.29, to be deposited into Fund 240 (Forfeited Tax Fund).

**Special Sale to Duluth Housing and Redevelopment Authority –  
521 East 6<sup>th</sup> Street, Duluth**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, the Duluth Housing and Redevelopment Authority has requested to purchase the following described state tax forfeited land for the reduced price of \$1,750, plus fees, for razing and future development purposes;

Legal: W 1/2, Lot 91  
DULUTH PROPER 1ST DIVISION EAST 6TH STREET  
City of Duluth  
Parcel Code: 010-1030-00730  
0.08 Acres  
LDKEY: 70345

WHEREAS, Minn. Stat. § 282.01, Subd. 1(a), authorizes the sale of state tax forfeited land to an organized governmental subdivision for any public purpose for which the subdivision is authorized to acquire property; and

WHEREAS, non-conservation tax-forfeited land may be sold by the county board to an organized or incorporated governmental subdivision of the state for less than its market value if the county board determines that sale at a reduced price is in the public interest to provide an incentive to correct the blighted conditions that make the land undesirable in the open market, or the reduced price will lead to the development of affordable housing; and

WHEREAS, this parcel of land has not been withdrawn from sale pursuant to Minn. Stat. §§ 85.012, 92.461, 282.01, Subd. 8; and 282.018, and other statutes that require the withholding of state tax forfeited lands from sale.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the sale of the state tax forfeited land, as described, to the Duluth Housing and Redevelopment Authority for \$1,750 plus the following fees: 3% assurance fee of \$52.50, deed fee of \$25, deed tax of \$5.78, recording fee of \$46, administration fee of \$150, and expense reimbursement of \$1159.75; for a total of \$3,189.03, to be deposited into Fund 240 (Forfeited Tax Fund).

**Vacation of a Segment of County Road 929  
(Greenwood Township)**

**BY COMMISSIONER \_\_\_\_\_**

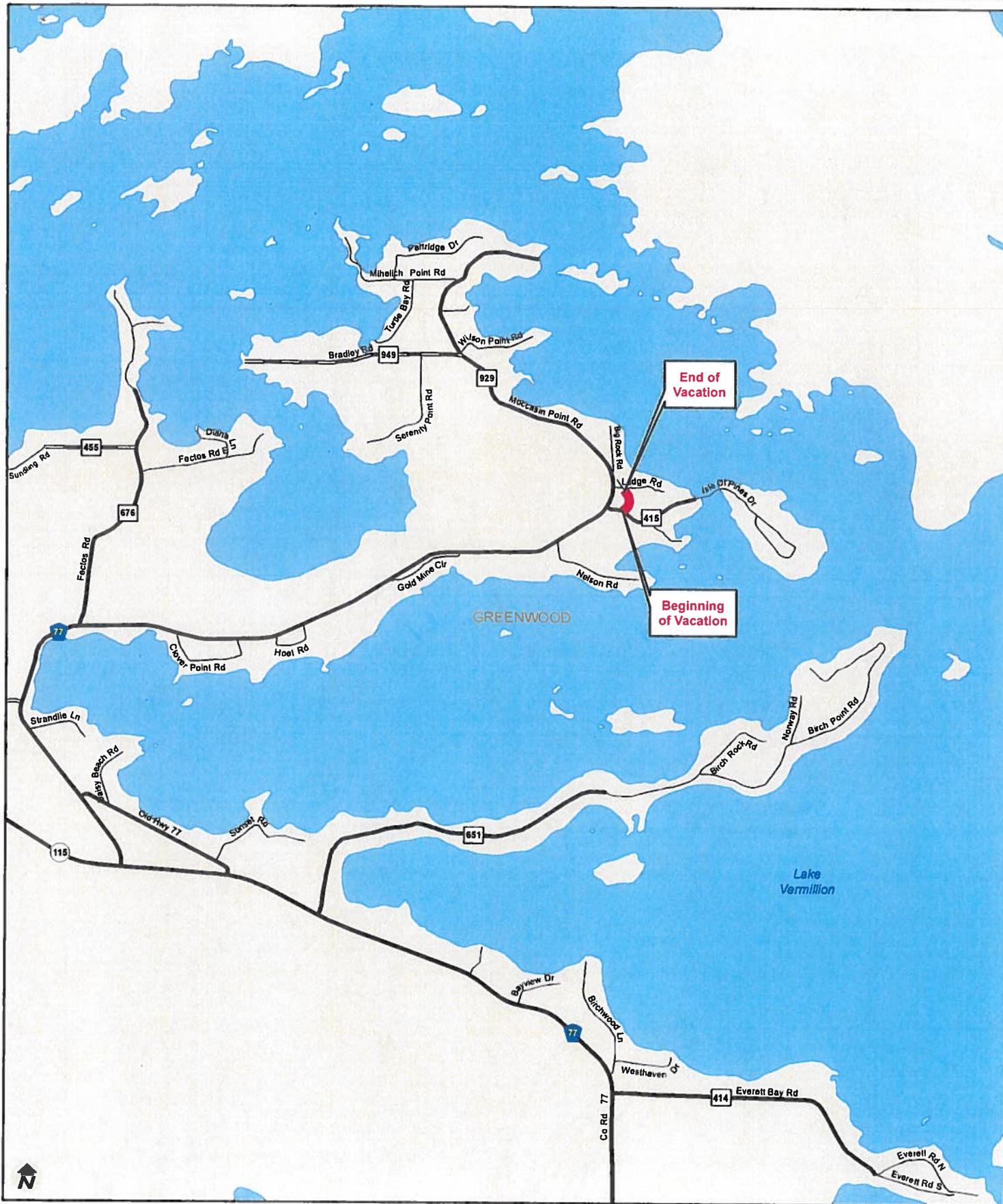
WHEREAS, in July 2011 the St. Louis County Public Works Department completed the realigned and reconstructed portion of County State Aid Highway (CSAH) 77 and County Road 929 (SAP 69-677-08/CP 9276) and a segment of the original alignment of County Road 929 is no longer needed and can be vacated as a public road; and

WHEREAS, the owners of the land adjoining this segment have requested that St. Louis County vacate the portions of County Road 929 as agreed upon now that the road work has been completed and the new road is open for travel.

The affected property is listed as follows.

Lot Four (4), Section Three (3), Township Sixty-Two (62), Range Sixteen (16), excepting that part lying South of the Angus Road, containing 2.97 Acres, more or less, and excepting that portion of Lot Four (4), over which was platted the subdivision known as "Arrowhead Point", and excepting that part of Government Lot Four (4), Section Three (3), Township Sixty-Two (62), Range Sixteen (16) described as follows: From the Southwest (SW) corner of Government Lot Four (4), Section Three (3), Township Sixty-Two (62), Range Sixteen (16) go North along the West Boundary line thereof for a distance of 1044.6 feet; thence angle 114 degrees to the right and go South 66 degrees to the Easterly Right-of-Way limits of the Wadman Road, a distance of 105 feet, more or less, to the point of beginning; thence continue South 66 degrees East for a distance of 407 feet; thence South 15 degrees West for a distance of 60 feet; thence South 60 degrees West for a distance of 195 feet, more or less, to the Easterly Right-of-Way limits of the Wadman Rd; thence Northwesterly (NWLY) along said Right-of-Way limits to the to the point of beginning, a distance of 345 feet, more or less, containing 1.0 acres, more or less, and except part of Lot 4 beg at SE corner of Lot 22, Arrowhead Point, SELY continuing from SLY boundary line of said Lot 22 100 ft; thence at a 90 deg angle NELY to Lake Shore, NWLY along shore to NELY corner of said Lot 22, SLY along ELY line of Lot 22 to Pt of Beginning. (CVT 387-0010-00330)- Patrick & Ellen Trancheff 4293 Arrowhead Point Road, Tower, MN 55792.

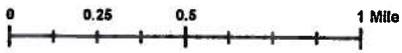
NOW, THEREFORE, BE IT RESOLVED, that pursuant to Minn. Stat. § 163.11 Subdivision 4, the St. Louis County Board vacates the portion of the original alignment of County Road 929 lying outside of the easement granted to St. Louis County by Patrick M. Trancheff and Ellen J. Trancheff recorded in the Office of the County Recorder on 05/01/2009 as Document Number 1106593. This vacation shall reserve easement for existing utilities within the vacated portion of the above described affected property as shown on the attached exhibit.



St. Louis County Road Vacation



© St. Louis County Public Works - August 7, 2011



Map Components	
	Road Vacation
	County Road - Paved
	County Road - Gravel
	Named Road



**Agreement with City of Tower for  
Paving CSAH 126**

**BY COMMISSIONER** \_\_\_\_\_

RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to enter into an agreement, and any amendments approved by the County Attorney's office, with the City of Tower for paving North 2<sup>nd</sup> Street on County State Aid Highway 126 in Tower, MN, whereby the county will pay for the bituminous wearing course mixture at the contract price of the material at a cost not to exceed \$25,000, payable from Fund 200, Agency 203240, Object 652800.

**Acceptance of Bid for Bridge Replacement  
Project – CP 1818**

**BY COMMISSIONER \_\_\_\_\_**

WHEREAS, St. Louis County has applied to the Minnesota Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for the construction of project SAP 69-598-034, State Bridge 69685 on County Road 492 in Sturgeon, MN; and

WHEREAS, the Commissioner of Transportation has given notice that funding for this bridge is available; and

WHEREAS, the amount of the grant is anticipated to be \$560,458.00 by reason of the low responsible bid of \$789,737.60, submitted by Northland Constructors.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board agrees to the terms and conditions of the grant consistent with Minn. Stat., Section 174.50, Subd. 5, (3), and will pay any additional amount by which the cost exceeds the estimate, and will return to the Minnesota State Transportation Fund any amount appropriated for the bridge but not required. The appropriate county officials are authorized to execute grant agreement No. 98071 with the Minnesota Commissioner of Transportation concerning the above-referenced grant.

Roadway:	\$229,279.60	SLC Local funds
Bridge:	\$560,458.00	Fund 29 (Grant)
Total Project:	\$789,737.60	SAP 69-598-034

**Turnback of County Road 479/Loberg Road to  
the City of Hermantown**

**BY COMMISSIONER \_\_\_\_\_**

WHEREAS, St. Louis County and the City of Hermantown entered into a Cooperative Agreement for the construction of Loberg Road within the City of Hermantown, dated May 2009; and

WHEREAS, St. Louis County designated the new segment of Loberg Road, along with a portion of Mall Drive, within the City limits of Hermantown as County Road 479; and

WHEREAS, County Road 479 (Loberg Road) is described as follows: Beginning at County State Aid Highway 6 (Maple Grove Road), constructed generally northerly along the 16<sup>th</sup> line between the Southwest Quarter of the Southeast Quarter (SW  $\frac{1}{4}$  of SE  $\frac{1}{4}$ ), and the Southeast Quarter of the Southeast Quarter (SE  $\frac{1}{4}$  of SE  $\frac{1}{4}$ ), Section 13, Township 50 North, Range 15 West, a distance of approximately 0.80 miles and there terminating at State Trunk Highway No. 53; and

WHEREAS, County Road 479 (Loberg Road) was intended as a temporary County Road designation; and

WHEREAS, per Cooperative Agreement No. 005023, upon completion and final acceptance of the project described within the Agreement, the City of Hermantown has agreed to accept jurisdiction of all road and utilities located with the City of Hermantown, that are constructed or improved as part of the Cooperative Agreement; and

WHEREAS, per Cooperative Agreement No. 005023, the City of Hermantown accepts all related right of way easements, all future maintenance costs and responsibilities, and all future reconstruction costs.

NOW, THEREFORE BE IT RESOLVED, that pursuant to Minn. Stat. § 163.11, Subdivision 9, the St. Louis County Board revokes or turns back the above described Loberg Road to the City of Hermantown.

**Award of Bids for Road and Bridge Project on  
Kirkus Street (Proctor)**

**BY COMMISSIONER \_\_\_\_\_**

WHEREAS, bids have been received by the County Auditor for the following project:

SP 69-597-005, CP 3700, State Project No. HPPH-STPH 160(001) located on Kirkus Street from Ugstad Road to Boundary Ave. in Proctor.

WHEREAS, bids were opened in the County Board Room at 10:00 a.m., August 15, 2011, and the low responsible bidder determined.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the award on the above project as follows:

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Ulland Brothers, Inc.	P.O. Box 340 Cloquet, MN 55720	\$4,989,250.00

RESOLVED FURTHER, that the appropriate county officials are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from Fund 220, Agency 220196, Object 652700.

With additional revenue budgeted for expense:

SLC - Fund 220, Agency 220001, Rev. Object 540702	\$3,331,801.64
City of Proctor – Fund 220, Agency 220001, Rev. Object 551502	\$1,657,448.36

**Award of Bids for Bridge Project on Hannon Road  
near Chisholm**

**BY COMMISSIONER** \_\_\_\_\_

WHEREAS, bids have been received by the County Auditor for the following project:

MP 8127-38652, CP 38652 located on UT 8127 (Hannon Rd.) 0.9 mi. East of CSAH 5 NW of Chisholm, MN.

WHEREAS, bids were opened in the County Board Room at 10:00 a.m., August 29, 2011, and the low responsible bidder determined.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the award on the above project as follows:

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Ulland Brothers, Inc.	P.O. Box 340 Cloquet, MN 55720	\$258,200.00

RESOLVED FURTHER, that the appropriate county officials are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from Fund 210, Agency 210037, Object 652800.

**Award of Bids – Gasohol, Fuel Oil and Diesel Fuel**

**BY COMMISSIONER** \_\_\_\_\_

WHEREAS, the Purchasing Division solicits bids annually for the purchase of fuels for use throughout the county; and

WHEREAS, the county reserves the right to test fuel to make sure the fuel meets the requirements of the contract and that the mixture of number one and number two diesel fuels meets requirements; and

WHEREAS, the Purchasing Division received bids from eight different vendors; and

WHEREAS, each location and fuel type is treated as a separate bid award providing the county with the lowest cost.

NOW, THEREFORE, BE IT RESOLVED, the St. Louis County Board authorizes the Purchasing Division to purchase fuels from the vendor with the lowest net cost as indicated on the attached Bid Tabulation, County Board File No. \_\_\_\_\_.

**Acceptance of Grant for Depot Roof Repair Project – CP 3761**

**BY COMMISSIONER \_\_\_\_\_**

WHEREAS, St. Louis County has been awarded \$400,000 in General Obligation Bond funds through the Minnesota Department of Management and Budget (MMB) for the construction of the Depot roof repair project, SP 69-595-006, CP 3761 at the St. Louis County Heritage and Arts Center in Duluth, MN; and

WHEREAS, the Commissioner of MMB has given notice that funding for this project is available; and

WHEREAS, the amount of the grant is anticipated to be \$400,000 by reason of the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board agrees to the terms and conditions of the grant consistent with Minn. Statutes, and will pay any additional amount by which the cost exceeds the estimate and available federal funding and bond proceeds.

RESOLVED FURTHER, that the appropriate county officials are authorized to execute the grant agreement with the Minnesota Commissioner of Management and Budget concerning the above-referenced grant.

**Exchange State Aid Funds for Federal Funds  
with the City of Duluth**

**BY COMMISSIONER \_\_\_\_\_**

WHEREAS, the 2011-2014 State Transportation Improvement Plan has been approved by the Federal Highway Administration; and

WHEREAS, the City of Duluth has an approved project SP 118-198-003, sequence number 39, in Federal Fiscal Year 2011, and

WHEREAS, the federal funded portion of this project is \$1,218,000; and

WHEREAS, St. Louis County has an approved project SP 69-613-032, sequence number A2154, in Federal Fiscal Year 2011, and

WHEREAS, the federal funded portion of this project is \$2,200,076.57; and

WHEREAS, the St. Louis County project SP 69-613-032 initially had insufficient federal funds towards meeting eighty percent (80%) federal participation; and

WHEREAS, it would be mutually beneficial for both the City of Duluth and St. Louis County to allow the transfer of federal funds from the City of Duluth project SP 118-198-003 to St. Louis County project SP 69-613-032; and

WHEREAS, St. Louis County would allow the transfer from its Regular State Aid Construction account in an amount equal to the transfer of City of Duluth federal funds to St. Louis County.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board agrees to the following:

1. The City of Duluth shall transfer by State Transportation Improvement Plan amendment \$1,218,000 in 2011 State Transportation Program federal funds from project SP 118-198-003 to St. Louis County project SP 69-613-032.
2. St. Louis County shall transfer from its 2011 Regular State Aid Construction account \$1,218,000 to the City of Duluth.
3. The City of Duluth shall use the St. Louis County Regular State Aid Construction funds for construction of SP 118-198-003.

**Request of Congress to Extend Federal Transportation Authorization  
Legislation at Current Funding Levels**

**BY COMMISSIONER \_\_\_\_\_**

WHEREAS, Transportation infrastructure investment is a core government responsibility and as the economy struggles to recover, now is the time to renew these foundational commitments not scale them back; and

WHEREAS, addressing transportation challenges is critical to economic growth and output, this nation cannot get back on its feet economically if it cannot move people and goods efficiently; and

WHEREAS, Minnesota relies on federal funds for about 45% of the transportation spending and in the wake of the state government shutdown that idled close to 100 construction projects, the state cannot afford to lose any federal transportation funds or have a delay in the receipt of dollars needed for Minnesota projects; and

WHEREAS, the 35% cut from current funding as laid out in the House budget will be devastating to Minnesota, resulting in a cut of \$220 million every year for highways and \$54 million each year for transit; and

WHEREAS, the current extension of the surface transportation authorization act known as SAFETEA-LU, as well as authorization to collect the user fees that are deposited into the Highway Trust Fund, will expire on September 30, 2011.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board urges the members of the Minnesota Congressional Delegation to support the passage of legislation by September 30, 2011 that will maintain current levels of federal funding for surface transportation including the federal highway and transit programs.

**Fire Protection/First Responder Service Contracts  
for Unorganized Territories**

**BY COMMISSIONER** \_\_\_\_\_

WHEREAS, the St. Louis County Board is authorized to act on behalf of Unorganized Townships for purposes of furnishing fire protection and first responder services, pursuant to Minnesota Statutes, Section 365.243; and

WHEREAS, the following legally organized corporations under the State of Minnesota have notified St. Louis County of their intent to provide fire protection and/or first responder services in said townships for the year 2012.

NOW, THEREFORE, BE IT RESOLVED, that the County Auditor is authorized to spread local levies for the furnishing of fire protection and/or first responder services in unorganized townships within St. Louis County beginning January 1, 2012, and to enter into agreements with the listed corporations for the provision of these services as follows:

<u>City of Babbitt</u> Unorganized Townships 61-12 & 61-13	\$54,600
<u>City of Chisholm</u> Unorganized Township 59-21 (part of)	\$15,448
<u>City of Cook</u> Unorganized Township 62-17 Unorganized Township 63-17	\$1,575 \$5,775
<u>City of Floodwood</u> Unorganized Township 52-21	\$12,818
<u>City of Orr</u> Unorganized Township 63-19 Unorganized Township 66-20	\$2,891 \$6,986
<u>Bearville</u> Unorganized Township 62-21	\$3,960
<u>Central Lakes</u> Unorganized Township 56-17	\$32,550
<u>Colvin</u> Unorganized Township 55-15 (part of)	\$8,467

<u>Ellsburg</u> Unorganized Township 55-15 (part of)	\$4,763
<u>Embarrass</u> Unorganized Township 61-14	\$5,565
<u>Evergreen</u> Unorganized Townships 60-19 & 60-20	\$23,100
<u>French</u> Unorganized Township 59-21 (part of)	\$1,026
<u>Gnesen</u> Unorganized Township 53-15	\$16,275
<u>Greenwood</u> Unorganized Township 63-15	\$6,825
<u>Lake Kabetogama</u> Unorganized Townships 58-19, 69-19, 67-20, 68-20, 67-21 & 68-21	\$29,610
<u>Lakeland</u> Unorganized Township 57-16	\$55,301
<u>Makinen</u> Unorganized Township 56-16	\$48,300
<u>Morse-Fall Lake</u> Unorganized Townships 64-12 & 64-13	\$6,930
<u>Northland</u> Unorganized Township 53-16	\$18,900
<u>Pequaywan Lake</u> Unorganized Township 54-13	\$3,255
<u>Pike-Sandy-Britt Region</u> Unorganized Township 59-16 Unorganized Township 60-18	\$7,126 \$37,068
<u>Silica</u> Unorganized Township 55-21	\$47,250

**Lawful Gambling Application (Gnesen Township)**

**BY COMMISSIONER** \_\_\_\_\_

RESOLVED, that pursuant to Minn. Stat. § 49.213, Subd. 2, the St. Louis County Board approves the following Lawful Gambling License Application (raffle) on file in the office of the County Auditor, identified as County Board File No. 59219, for the following organization:

Gnesen Volunteer Fire Department, 4504 Datka Road, Duluth, MN 55803, to conduct off-site gambling on October 22, 2011, raffle, at Gnesen Town Hall, 4011 West Pioneer Road, Duluth, MN 55803, Gnesen Township.

**ATM Space Lease with Northern Communities Credit Union –  
Government Services Center, Duluth**

**BY COMMISSIONER**\_\_\_\_\_

WHEREAS, St. Louis County has been leasing space to the Northern Communities Credit Union (NCCU) on the first floor of the county's Government Services Center in Duluth (GSC), comprised of 35 square feet. The lease expired on May 31, 2010; and

WHEREAS, remodeling of the first floor of the GSC required the NCCU space to be relocated and a new secured space of 80 square feet was constructed; and

WHEREAS, after discussions between the St Louis County Property Management Department and NCCU, it was agreed the former annual rental rate of \$468.65 would continue for the period ending December 31, 2011 and effective January 1, 2012, the rate for the 80 square foot space will be \$880 annually (\$11.00/sq. ft.); and

WHEREAS, St. Louis County and NCCU wish to enter into a new 5-year lease agreement with option to renew annually pending renegotiations and approval of both parties after the initial 5-year term.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to enter into a 5-year lease with Northern Communities Credit Union retro-active to June 1, 2010 and through May 31, 2015, and with mutual agreement, parties shall have the option to renew annually thereafter, with revenues payable to Fund 100, Agency 128003.

**Abatement List for Board Approval**

**BY COMMISSIONER** \_\_\_\_\_

**RESOLVED**, that the St. Louis County Board approves the applications for abatements, correction of assessed valuations and taxes plus penalty and interest, and any additional accrual, identified in County Board File No. 59185.

**Unorganized Township Road Levy**

**BY COMMISSIONER** \_\_\_\_\_

WHEREAS, Minnesota Laws 1995, Chapter 47, authorizes St. Louis County to pool unorganized town road levies pursuant to Minn. Stat. §163.06.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board, acting on behalf of unorganized townships for the purpose of road and bridge maintenance and construction, adopts and certifies a maximum levy of \$730,000 for the year 2012 to be levied only in such unorganized townships.

**HRA Proposed 2012 Levy**

**BY COMMISSIONER** \_\_\_\_\_

WHEREAS, the St. Louis County Housing and Redevelopment Authority (HRA) must establish a maximum proposed property tax levy and have this amount certified by the St. Louis County Board by September 15, 2011.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board certifies the HRA maximum property tax levy for 2012 in the amount of \$206,872.

**Virginia Courthouse Remodel Phase One –  
Maintenance Shop**

**BY COMMISSIONER** \_\_\_\_\_

WHEREAS, the Virginia courthouse is overcrowded, has critical security issues, obsolete HVAC and mechanical infrastructure, energy inefficient shell and windows, and has no energy management system; and

WHEREAS, the Virginia Courthouse remodel will complete the building's long term master plan and bring the facility up to date for building safety, building code, and current efficiency standards; and

WHEREAS, the 2010A bond project package includes the remodeling, energy upgrades, window replacement, and new addition project for the Virginia Courthouse (October 5, 2010, Board Resolution No. 10-480); and

WHEREAS, two of the existing storage buildings and the maintenance shop are being eliminated and/or re-purposed, resulting in required replacement; and

WHEREAS, the St. Louis County Purchasing Division issued a Request for Quotes, resulting in a competitive selection process for the maintenance shop building construction with Northwoods Construction of Virginia, Minnesota providing the lowest responsible quote.

NOW, THEREFORE, BE IT RESOLVED, the St. Louis County Board authorizes the appropriate county officials enter into a professional construction contract with Northwoods Construction of Virginia, Minnesota in an amount of \$52,500 to construct a maintenance shop as the first phase of the Virginia courthouse upgrade and addition project, payable from Fund 439, Agency 439001 – 2010A bond sale proceeds.

**Contract with High Line, Inc. for Hosting Computer Software**

**BY COMMISSIONER \_\_\_\_\_**

WHEREAS, St. Louis County has operated the High Line human resources and payroll software application for over six years; and

WHEREAS, there have been ongoing operating and technical, computer system performance challenges which have prevented implementation of added service modules; and

WHEREAS, the Auditor and Employee Relations Director have investigated the performance issues and believe the High Line hosting option will improve system operation to an acceptable level.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to execute an addendum computer software hosting agreement with High Line, Inc. for a fee of \$57,381 per year for three years, payable in 2011 from Fund 100; Agency 115001; Object 634800.

RESOLVED FURTHER, that for future years in which the High Line, Inc. human resources and payroll software is used, the County Board authorizes the appropriate county officials to contract for annual software hosting.

**Establish Public Meetings on the 2012 Property Tax  
and Operating Budget**

**BY COMMISSIONER \_\_\_\_\_**

WHEREAS, Minn. Stat. § 275.065 requires that counties establish a public meeting date for the purpose of receiving comments from the public on the proposed property tax levy and operating budget for the year 2012 prior to adopting a final levy and budget.

NOW, THEREFORE, BE IT RESOLVED, the St. Louis County Board establishes the following schedule for public meetings to gather comment on the proposed property tax levy and operating budget for year 2012:

First public meeting:

Thursday, December 1, 2011, 7:00 p.m. St. Louis County Courthouse, Virginia, MN

Second public meeting:

Thursday, December 8, 2011, 7:00 p.m. St. Louis County Courthouse, Duluth, MN

**Jail Corrections Officers/Communications  
Bargaining Agreement – 2010/2011**

BY COMMISSIONER\_\_\_\_\_

RESOLVED, that the 2010/2011 Jail Corrections Officer/Communications Unit contract is approved and the appropriate County officials are authorized to execute the Bargaining Unit Agreement, a copy of which is on file in County Board File No. \_\_\_\_\_.

**Joint Powers Agreement - Minnesota Internet  
Crimes Against Children Task Force**

BY COMMISSIONER \_\_\_\_\_

WHEREAS, the Minnesota Internet Crimes Against Children Task Force is established to coordinate efforts to apprehend and prosecute offenders who use digital technology, and target offenses that relate to the production, distribution and possession of child pornography; and

WHEREAS, the St. Louis County Sheriff's Office desires to continue participation as a member of the Minnesota Internet Crimes Against Children Task Force.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes renewal of a Joint Powers Agreement with the State of Minnesota, Department of Public Safety, Bureau of Criminal Apprehension, Minnesota Internet Crimes Against Children Task Force, and authorizes the appropriate county officials to sign the Agreement.