

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

May 1, 2012

County Board Room, Room 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 O’Neil, Chair

1. Agreement with Mesabi Academy to add two (2) new programs: Chemical Dependency Residential Services and High-Impact, Short-Term Secure Program.
2. Professional services agreements with the Human Development Center, Duluth Institute for Psychological Health, and Arrowhead Psychological Clinic for Forensic Psychological Services for the period January 1, 2012, through December 31, 2012, at a cost of \$650 per evaluation (maximum \$65,000 for all three providers combined).
3. Appoint two (2) representatives for Commissioner District #1 to the Public Health and Human Services (PHHS) Advisory Committee and authorize the Clerk of the Board to advertise county-wide for applicants to fill two (2) openings in Commissioner District #5 and one (1) opening in Commissioner District #3, with a closing date of June 1, 2012.

Environment & Natural Resources Committee – Commissioner Dahlberg, Chair

4. Application to repurchase state tax forfeited land by Sylvia Lehrke, Virginia, Minnesota, upon total payment of \$856.42.
5. Professional services agreement with Short, Elliot, Hendrickson, Inc., for conservation and management of clean water in and adjacent to Voyageurs National Park on behalf of the Voyageurs National Park Clean Waters Joint Powers Board in the amount of \$50,000 for additional engineering services, with the cost of the contracted services divided equally between St. Louis and Koochiching Counties.

Public Works & Transportation Committee – Commissioner Forsman, Chair

6. Request for easement sponsorship across State of Minnesota property located in Sections 14 and 15, Township 63 North, Range 17 West (Greenwood Township and Unorganized Township 63-17), for Stone Ridge Road Association, Inc., and authorize an agreement with Stone Ridge Road Association, Inc., for future road improvement and maintenance expenses and for payments to the Department of Natural Resources for the acquisition of the permanent road easement.

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7. Bid awarded to Tri-City Paving, Inc., of Little Falls, Minnesota, for the low bid amount of \$367,080 for the purchase and application of 460,000 gallons of 38% liquid calcium chloride for dust control on gravel roads.
8. Bids awarded for the purchase of bituminous materials from Mesabi Bituminous, Inc., of Gilbert, Minnesota; Monarch Paving Company of Superior, Wisconsin; and Northland Constructors of Duluth, LLC, of Duluth, Minnesota, at the prices submitted on Bid No. 5015.
9. Accept grant funds in the amount of \$133,981.07 from the Minnesota Commissioner of Transportation for the construction of State Bridge 69J87 (CP 128460; SAP 69-598-040) located on County Road 615 (Salo Road) in Waasa Township, and authorize county officials to execute the grant agreement.
10. Accept grant funds in the amount of \$235,293.80 from the Minnesota Commissioner of Transportation for the construction of State Bridge 88156 (CP 8579; SAP 69-609-037) located on County State Aid Highway (CSAH) 9 (4th Street) in Duluth, Minnesota, and authorize county officials to execute the grant agreement.
11. Accept grant funds in the amount of \$330,470.70 from the Minnesota Commissioner of Transportation for the construction of State Bridge 69A03 (CP 117648; SAP 69-675-005) located on CSAH 75 (Greeney Road) in Unorganized Township 63-21, and authorize county officials to execute the grant agreement.
12. Authorize agreements with Lake County and the Cities of Eveleth and Virginia for Maintenance Striping (MP 97047). (Three separate resolutions numbered 12a, 12b, 12c.)
13. Award of bids:
 - a. **Hovland, Inc.**, of Hermantown, Minnesota, in the amount of **\$352,884** for Bridge 915 (SAP 69-609-037, CP 8579) located on CSAH 9 (4th Street), in Duluth, Minnesota.
 - b. **Redstone Construction Co., Inc.**, of Mora, Minnesota, in the amount of **\$667,876** for Bridge 714 (SAP 69-675-005, CP 117648) located on CSAH 75 in Unorganized Township 63-21.
 - c. **Landwehr Construction, Inc.**, of St. Cloud, Minnesota, in the amount of **\$164,866.44** for Bridge 518 (SAP 69-598-040, CP 128460) located on County Road 615 over Spring Ridge Creek in Waasa Township.

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14. Award of bids:
 - a. **Ulland Brothers, Inc.**, of Cloquet, Minnesota, in the amount of **\$522,212.77** for combined project: A.) SAP 69-600-035, CP 8281(low), grading, aggregate base, bituminous surface & aggregate shouldering on County Road 275 (Island Lake Dam Road); and B.) MP 294-1022(tied), aggregate base, bituminous surface & aggregate shouldering on County Road 294 (W. Pioneer Road), both in Fredenberg Township.
 - b. **KGM Contractors, Inc.**, of Angora, Minnesota, in the amount of **\$1,277,538.24** for MP 74-1481, CP 1481, culvert replacement, reclamation, bituminous surface and aggregate shoulders on CSAH 74 (Willow River Road) in Willow Valley Township.
 - c. **KGM Contractors, Inc.**, of Angora, Minnesota, in the amount of **\$837,943.41** for MP 629-1487, CP 1487, culvert replacement, reclamation, bituminous surface and bituminous shoulders on County Road 629 (Cedar Island Drive) in Fayal Township.
 - d. **Hammerlund Construction, Inc.**, of Grand Rapids, Minnesota, in the amount of **\$263,500.00** for MP 97048, North Crushing 2012, crush, screen, and stockpile aggregate, Class 5 (Mod.) at five locations in northern St. Louis County.

Finance & Budget Committee – Commissioner Raukar, Chair

15. Abatement list for Board approval.
16. Authorize purchase of upgraded storage area network hardware and software from Datalink Corporation at the quoted price of \$258,127 plus Minnesota sales tax of \$17,746.23, and authorize the purchase of ongoing maintenance and support at a total cost of \$54,100 for three years.
17. Application for off-sale 3.2 percent malt liquor license for Miner's, Incorporated d/b/a Super One Foods, Canosia Township, contingent upon township approval, new.
18. Establish a public hearing for May 22, 2012, at 9:40 a.m. in the City Council Chambers, Hibbing, Minnesota, to consider allegations of liquor law violations by Fry & Fry, Inc., d/b/a Northland Lodge, Leiding Township.
19. Establish a public hearing for May 22, 2012, at 9:45 a.m. in the City Council Chambers, Hibbing, Minnesota, to consider allegations of liquor law violations by Leon Polley d/b/a Polley's Resort, Unorganized Township 63-17.
20. Establish a public hearing for May 22, 2012, at 9:50 a.m. in the City Council Chambers, Hibbing, Minnesota, to consider allegations of liquor law violations by William/Margaret Rutchasky d/b/a Portage Inn, Portage Township.

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21. Allocation of Qualified Energy Conservation Bonds (QECB) in the amount of \$350,000 to the City of Gilbert for energy-saving improvement purposes, and authorize county officials to complete required documents.
22. Award of 2012 fleet vehicle purchases to low bid qualifying vendors in accordance with specifications of Bid No. 4988.
23. Workers' compensation report dated April 20, 2012.
24. Application for on/off sale 3.2 percent malt liquor license for Ely Golf Club, Inc., d/b/a Ely Golf Club, Inc., Morse Township, change of board members.
25. Application for club on-sale and Sunday club on-sale intoxicating liquor licenses for Eshquaguma Club, Inc., d/b/a Eshquaguma Club, Biwabik Township, change of board members.

Central Management & Intergovernmental Committee – Commissioner Jewell, Chair

26. Appoint seven (7) individuals to serve as the Special Board of Appeal and Equalization for Assessment Year 2012.
27. Approve the creation of a new Lead Electronic Systems Technician class and increase the Sheriff's staff complement by 1 FTE for the new position.

Public Safety & Corrections Committee – Commissioner Sweeney, Chair

28. Authorize application and acceptance of the Minnesota Department of Natural Resources 2012 Boat and Water Safety Grant in the amount of \$87,562 for the period January 1, 2012, through June 30, 2013.
29. Authorize county officials to sign an amendment to the Joint Powers Agreement adding Carlton County Sheriff's Office and Cloquet Police Department as task force members and approve the name change of the Lake Superior Drug and Gang Task Force to the Lake Superior Drug and Violent Crime Task Force.

**Agreement with Mesabi Academy for High Impact, Short Term Secure
and Chemical Dependency Program Addendum**

BY COMMISSIONER _____

WHEREAS, the Department of Public Health and Human Services (PHHS) has contracted with KidsPeace Mesabi Academy since 2008 to provide youth's residential services on behalf of the county, and to serve as lead/host county so vendors from other counties may purchase services from the agency; and

WHEREAS, Mesabi Academy has requested an addendum to the current agreement in order to add two new programs; and

WHEREAS, PHHS wishes to amend its CY 2012 residential contract agreement with KidsPeace Mesabi Academy to add those two new programs.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes an addendum to the CY 2012 contract with Mesabi Academy to purchase:

1. 3-7 month Chemical Dependency (CD) Residential Program services at a rate of \$222 per day, and
2. 9-15 day High-Impact, Short-Term Secure Program services designed for adjudicated youth who need to interrupt their cycle of delinquency; those served will be delinquent and non-delinquent males ages 12-17 with an IQ of 50-65 who exhibit aggression towards others, have a need for a highly structured setting, and require assistance with daily living skills. The rate is a flat fee of \$2,200 per treatment stay.

Payment for both programs payable from:

Fund	230	Social Services
Agency	232008	Children's Services
Expense Object	601200	Out-of-Home Placement

CY 2012 Forensic Psychological Services

BY COMMISSIONER _____

WHEREAS, the Department of Public Health and Human Services (PHHS) wishes to contract with the Human Development Center, Duluth Institute for Psychological Health, and Arrowhead Psychological Clinic to provide Forensic Psychological Services on behalf of the county; and

WHEREAS, PHHS wishes to ensure Children in Need of Protection and Services will have mental health needs addressed and recommendations presented for delinquency proceedings, permanency planning and termination of parental rights hearings; and

WHEREAS, the Human Development Center, Duluth Institute for Psychological Health, and Arrowhead Psychological Clinic are able and willing to provide these services.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes Professional Service Agreements with the Human Development Center, Duluth Institute for Psychological Health, and Arrowhead Psychological Clinic for Forensic Psychological Services for the period January 1, 2012, through December 31, 2012, at a cost of \$650 per evaluation for up to a potential of 100 forensic evaluations which may be needed at any time during CY 2012 (\$65,000 maximum for all three providers combined).

Payment for these agreements payable from:

Fund	230	Social Services
Agency	232008	Children's Services
Expense Object	602000	Other Children's Services

Appointments to the Public Health and Human Services Advisory Committee

BY COMMISSIONER _____

WHEREAS, the purpose of the Public Health and Human Services (PHHS) Advisory Committee is to seek input about the PHHS delivery system and make recommendations to the St. Louis County Board and the PHHS Department relative to the service needs of the community; and

WHEREAS, two applications to the committee were recently received for Commissioner Jewell's 1st District; the candidates are Eric Elmquist and Amber Madoll; and

WHEREAS, there are currently three other vacancies, two in Commissioner Sweeney's 5th District and one in Commissioner Dahlberg's 3rd District.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the appointment of Eric Elmquist and Amber Madoll, both of Duluth, MN, to the PHHS Advisory Committee as representatives of Commissioner Jewell's 1st District.

RESOLVED FURTHER, that the St. Louis County Board authorizes the Clerk of the Board to advertise county wide in order to maintain a list of persons interested in membership on the Advisory Board, with the specific intent of filling two openings in Commissioner Sweeney's 5th District, and one opening in Commissioner Dahlberg's 3rd District, with a closing date of June 1, 2012, according to the Committee Appointment Policy.

Repurchase of State Tax Forfeited Land - Lehrke

BY COMMISSIONER: _____

WHEREAS, Minn. Stat. § 282.241 provides that state tax forfeited land may be repurchased by the previous owners subject to payment of delinquent taxes and assessments, with penalties, costs, and interest; and

WHEREAS, the applicant, Sylvia Lehrke of Virginia, MN, has applied to repurchase state tax forfeited land legally described as:

TOWN OF WUORI

BEGINNING AT SW CORNER OF SE 1/4 OF SE 1/4 RUNNING THENCE N 417 3/12 FT THENCE E 208 7/12 FT THENCE S 417 3/12 FT THENCE W 208 7/12 FT TO POINT OF BEGINNING

SEC 3 TWP 59 RGE 17

PARCEL: 580-0010-00590

WHEREAS, the applicant was the owner of record at the time of forfeiture and is eligible to repurchase the property; and

WHEREAS, approving the repurchase will correct undue hardship and promote the use of lands that will best serve the public interest.

NOW, THEREFORE, BE IT RESOLVED, that the St Louis County Board approves the repurchase application by Sylvia Lehrke of Virginia, MN, on file in County Board File No. _____, subject to payments including total taxes and assessments of \$669.21, service fee of \$114, deed tax of \$2.21, deed fee of \$25, and recording fee of \$46; for a total of \$856.42, to be deposited into Fund 240 (Forfeited Tax Fund).

Renewal of Contract with Short, Elliot, Hendrickson, Inc., for the Conservation and Management of Clean Water – Voyageurs National Park

BY COMMISSIONER _____

WHEREAS, on February 7, 2012, the St. Louis County Board renewed its participation in the Voyageurs National Park Clean Waters Joint Powers Agreement with Koochiching County to seek federal, state, and other financial assistance to plan, develop, construct and manage a comprehensive wastewater treatment system for the property within and adjacent to Voyageurs National Park in both Koochiching County and St. Louis County; and

WHEREAS, additional funding for engineering services will be split equally by St. Louis County and Koochiching County, each contributing \$25,000; and

WHEREAS, St. Louis County is designated as the fiscal agent for the Voyageurs National Park Clean Waters Joint Powers Agreement with the County Auditor to accept and disburse funds on behalf of the Joint Powers Board.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to enter into a contract with Short, Elliot, Hendrickson, Inc., on behalf of the Voyageurs National Park Clean Waters Joint Powers Board for additional engineering services for a total contract price of \$50,000, with \$25,000 payable from Fund 500, Agency 500001, Object 629900 (Shoreline Sales Trust).

RESOLVED FURTHER, that the cost of the contracted services will be divided equally between St. Louis and Koochiching Counties, with Koochiching County contributing \$25,000.

**Request for Easement Sponsorship over State of
Minnesota Property – Stone Ridge Road**

BY COMMISSIONER _____

WHEREAS, the St. Louis County Public Works Department has been approached by the Stone Ridge Road Association, Inc., a non-profit corporation pursuant to Minnesota Statutes Chapter 317 and representing several owners of property located in Sections 11 and 14, Township 63 North, Range 17 West (Greenwood and Unorganized Township 63-17), to apply to the State of Minnesota for a roadway right of way easement over State Trust Land; and

WHEREAS, the State of Minnesota can only grant easements over school trust land to governmental entities; and

WHEREAS, the Stone Ridge Road Association, Inc., will be solely responsible for the road construction, improvements, and ongoing maintenance necessary to conform to Minnesota Department of Natural Resources Standards as contained in the Right of Way Easement to be issued by the State of Minnesota.

NOW, THEREFORE, BE IT RESOLVED, that the State of Minnesota Department of Natural Resources is requested to provide St. Louis County with easement across the following described property:

A sixty-six foot wide permanent easement for public roadway purposes over, under, and across the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$, the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$, the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$, and the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 15, AND the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 14, all in Township 63 North, Range 17 West of the Fourth Principal Meridian, more or less, over the course of the existing Stone Ridge Forest Road. A complete centerline description of the easement area will be provided by the Stone Ridge Road Association, Inc., when the survey of same is completed, prior to formal application for the easement to the State of Minnesota.

RESOLVED FURTHER, that the St. Louis County Board authorizes the appropriate county officials to execute an agreement with the Stone Ridge Road Association, Inc., and any amendments approved by the County Attorney's Office, for future improvement and maintenance expenses of the road and for payments to the Department of Natural Resources for the acquisition of this Permanent Road Easement.

Award of Bid – Liquid Chloride and Application

BY COMMISSIONER _____

WHEREAS, bids have been received for the purchase and application of 460,000 gallons of Liquid Chloride for dust control on gravel roads; and

WHEREAS, Tri-City Paving, Inc., of Little Falls, Minnesota, provided the low acceptable bid.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the award of the contract on the above project to the low bidder, Tri-City Paving, Inc., of Little Falls, Minnesota, for 460,000 gallons of 38% liquid calcium chloride for the bid price of \$0.798 cents per gallon for a total cost of \$367,080.00, payable from Fund 200, Agency 207001, Object 653400.

Award of Bid – Bituminous Materials

BY COMMISSIONER _____

WHEREAS, bids were solicited for the purchase of bituminous materials for use throughout St. Louis County; and

WHEREAS, bids which met specifications were received from five vendors; and

WHEREAS, bituminous materials are purchased from the vendor with the lowest net cost for the product required to each project site; the lowest net cost includes price per ton, proximity to the project and transportation costs.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to enter into contracts for the purchase of bituminous materials from Mesabi Bituminous, Inc., of Gilbert, MN; Monarch Paving Company of Superior, WI; and Northland Constructors of Duluth, LLC, of Duluth, MN, at the prices submitted on Bid 5015, payable from Fund 200, Agency 201001, Object 651100.

**Acceptance of Grant for Bridge Replacement Project – Salo Road
(Waasa Township)**

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 69-598-040, State Bridge 69J87 on County Road 615 (Salo Road), in Waasa Township; and

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

WHEREAS, the amount of the grant has been determined to be \$133,981.07 by reason of the low responsible bid of \$164,866.44, submitted by Landwehr Construction, Inc., St. Cloud, Minnesota.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board agrees to the terms and conditions of the grant consistent with Minn. Stat. § 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 a grant agreement with the Minnesota Commissioner of Transportation concerning the above-referenced grant.

Fund 29 Bridge Bond Funds	\$133,981.07
SLC State Aid Funds	\$30,885.37
Total Project:	\$164,866.44

**Acceptance of Grant for Bridge Replacement Project –
CSAH 9, Fourth Street (Duluth)**

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 69-609-037, State Bridge 88156 on County State Aid Highway 9 (4th Street), in Duluth, MN; and

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

WHEREAS, the amount of the grant has been determined to be \$235,293.80 by reason of the low responsible bid of \$352,884.00, submitted by Hovland, Inc., Hermantown, MN.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board agrees to the terms and conditions of the grant consistent with Minn. Stat. § 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 a grant agreement with the Minnesota Commissioner of Transportation concerning the above-referenced grant.

Fund 29 Bridge Bond Funds	\$235,293.80
SLC State Aid Funds	\$117,590.20
Total Project:	\$352,884.00

**Acceptance of Grant for Bridge Replacement Project – CSAH 75
(Unorganized Township 63-21)**

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 69-675-005, State Bridge 69A03 on County State Aid Highway 75 (Greaney Rd.), in Unorganized Twp. 63-21; and

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

WHEREAS, the amount of the grant has been determined to be \$330,470.70 by reason of the low responsible bid of \$667,876, submitted by Redstone Construction Co., Inc., Mora, Minnesota.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board agrees to the terms and conditions of the grant consistent with Minn. Stat. § 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 a grant agreement with the Minnesota Commissioner of Transportation concerning the above-referenced grant.

Fund 29 Bridge Bond Funds	\$330,470.70
SLC State Aid Funds	\$337,405.30
Total Project:	\$667,876.00

Agreement with Lake County for Maintenance Striping

BY COMMISSIONER _____

RESOLVED, that the St. Louis County Board authorizes an agreement, and any amendments approved by the County Attorney, with Lake County where Lake County will pay its share for items listed in the Schedule of Prices in the Proposal/Plan Package and Plan described as MP 97047, Maintenance Striping 2012, with the funds to be receipted into Fund 200, Agency 207001, Object 551508.

Agreement with the City of Eveleth for Maintenance Striping

BY COMMISSIONER _____

RESOLVED, that the St. Louis County Board authorizes an agreement, and any amendments approved by the County Attorney, with the City of Eveleth where the city will pay its share for items listed in the Schedule of Prices in the Proposal/Plan Package and Plan described as MP 97047, Maintenance Striping 2012, with the funds to be receipted into Fund 200, Agency 207001, Object 551519.

Agreement with and the City of Virginia for Maintenance Striping

BY COMMISSIONER _____

RESOLVED, that the St. Louis County Board authorizes an agreement, and any amendments approved by the County Attorney, with the City of Virginia where the city will pay its share for items listed in the Schedule of Prices in the Proposal/Plan Package and Plan described as MP 97047, Maintenance Striping 2012, with the funds to be receipted into Fund 200, Agency 207001, Object 551505.

**Award of Bid for Bridge Reconstruction – CSAH 9
Fourth Street (Duluth)**

BY COMMISSIONER _____

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

SAP 69-609-037, CP 8579, Bridge 915 located on CSAH 9 (Fourth Street) between 13th and 15th Ave. East, in Duluth, MN; and

WHEREAS, bids were opened in the St. Louis County Courthouse, Duluth, MN, at 10:00 a.m. on April 12, 2012, and Hovland, Inc., Hermantown, Minnesota, provided the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the award on the above project to the lowest bidder.

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Hovland, Inc.	4177 Thunderchief Lane Hermantown, MN 55811	\$352,884.00

RESOLVED FURTHER, that the Chairman of the County Board, the County Auditor, and the County Attorney 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 220222, Object 652700 (Fund 29 Bridge Bond Funds): \$235,293.80

Fund 220, Agency 220222, Object 652700 (SLC State Aid Funds): \$117,590.20

**Award of Bid for Bridge Reconstruction – CSAH 75
(Unorganized Township 63-21)**

BY COMMISSIONER _____

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

SAP 69-675-005, CP 117648, Bridge 714 located on CSAH 75 – Unorganized Township 63-21, south of Greaney, MN; and

WHEREAS, bids were opened in the St. Louis County Courthouse, Duluth, MN, at 10:00 a.m. on April 12, 2012, and Redstone Construction Co., Inc., Mora, Minnesota, provided the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the award on the above project to the lowest bidder.

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Redstone Construction Co., Inc.	P.O. Box 218 Mora, MN 55051	\$667,876.00

RESOLVED FURTHER, that the Chairman of the County Board, the County Auditor, and the County Attorney 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 220269, Object 652700 (Fund 29 Bridge Bond Funds): \$330,470.70

Fund 220, Agency 220269, Object 652700 (SLC State Aid Funds): \$337,405.30

With additional revenue budgeted for expense:

Fund 220, Agency 220001, Rev. Object 530401 (Fund 29 Bridge Bond) \$330,470.70

**Award of Bid for Bridge Reconstruction – Salo Road
(Waasa Township)**

BY COMMISSIONER _____

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

SAP 69-598-040, CP 128460, Bridge 518 located on CR 615 over Spring Ridge Creek, Waasa Township; and

WHEREAS, bids were opened in the St. Louis County Courthouse, Duluth, MN, at 10:00 a.m. on April 12, 2012, and Landwehr Construction, Inc., St. Cloud, Minnesota, provided the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the award on the above project to the lowest bidder.

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Landwehr Construction, Inc.	P.O. Box 1086 St. Cloud, MN 56302	\$164,866.44

RESOLVED FURTHER, that Fund 29 Bridge Bond funds in the amount of \$133,981.07 are reserved for this project. The balance of SLC local funding in the amount of \$30,885.37 shall be transferred from Fund 200, Agency 203264, Object 697701 to Fund 220, Agency 220276, Object 590700.

RESOLVED FURTHER, that the Chairman of the County Board, the County Auditor, and the County Attorney 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 220276, Object 652700 (Fund 29 Bridge Bond Funds): \$133,981.07

Fund 220, Agency 220276, Object 652700 (SLC Local Funds): \$ 30,885.37

With additional revenue budgeted for expense:

Fund 220, Agency 220001, Object 530401 (Fund 29 Bridge Bond) \$133,981.07

Award of Bids – Paving Projects (Fredenberg Township)

BY COMMISSIONER _____

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

SAP 69-600-035, CP 8281 (low): located on CR 275 (Island Lake Dam Rd.) from CSAH 48 (Fish Lake Rd.) to MN Power Boat Launch Parking Lot; and

MP 294-1022: located on CR 294 (West Pioneer Rd.) from CSAH 43 (Emerson Rd.) to an end point 2684' East; and

WHEREAS, bids were opened in the St. Louis County Courthouse, Duluth, MN, on April 19, 2012, with Ulland Brothers, Inc., Cloquet, Minnesota, providing the low responsible bid.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the award on the above project to the low bidder.

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Ulland Brothers, Inc.	P.O. Box 340 Cloquet, MN 55720	\$522,212.77

RESOLVED FURTHER, that State Park Road Account funds in the amount of \$250,000.00 are reserved for this project and any funding required in excess of State Park Road Account funds shall be transferred from Fund 200, Agency 203265, Object 697701 to Fund 220, Agency 220141, Object 590701.

RESOLVED FURTHER, that the Chairman of the County Board, the County Auditor, and the County Attorney are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from:

SAP 69-600-035: Fund 220, Agency 220141, Object 652700 \$311,528.67

With additional revenue budgeted for expense:

Minnesota Power: Fund 220, Agency 220141, Rev. Object 583100 \$ 98,833.71

MP 294-1022: Fund 200, Agency 203143, Object 652800 \$111,850.39

Award of Bids – County Project 1841 (Willow Valley Township)

BY COMMISSIONER _____

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

MP 74-1481 located on CSAH 74 from Township Rd. 8135 to Trunk Hwy. 53;
and

WHEREAS, bids were opened in the St. Louis County Courthouse, Duluth, MN, on April 19, 2012, with KGM Contractors, Inc., Angora, Minnesota, providing the low responsible bid.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the award on the above project to the low bidder.

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
KGM Contractors, Inc.	P.O. Box 7 Angora, MN 55703	\$1,277,538.24

RESOLVED FURTHER, that the Chairman of the County Board, the County Auditor, and the County Attorney are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from Fund 200, Agency 203074, Object 652800.

Award of Bids – County Project 1847 (Fayal Township)

BY COMMISSIONER _____

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

MP 629-1487 located on CR 629 from CSAH 132 to 2.1 miles NE at Gilbert City Limits; and

WHEREAS, bids were opened in the St. Louis County Courthouse, Duluth, MN, on April 19, 2012, with KGM Contractors, Inc., Angora, MN, providing the low responsible bid.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the award on the above project to the low bidder.

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
KGM Contractors, Inc.	P.O. Box 7 Angora, MN 55703	\$837,943.41

RESOLVED FURTHER, that the Chairman of the County Board, the County Auditor, and the County Attorney are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from Fund 200, Agency 203263, Object 652800.

Award of Bid – North Crushing Project

BY COMMISSIONER _____

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

MP 97048 North Crushing 2012 located at Five Selected Sites in Northern St. Louis County; and

WHEREAS, bids were opened in the St. Louis County Courthouse, Duluth, MN, on April 19, 2012, with Hammerlund Construction, Inc., Grand Rapids, Minnesota, providing the low responsible bid.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the award on the above project to the low bidder.

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Hammerlund Construction, Inc.	3201 W. Hwy. 2 Grand Rapids, MN 55744	\$263,500.00

RESOLVED FURTHER, that Unorganized Township funds in the amount of \$73,400.00 shall be transferred from Fund 210, Agency 210042, Object 697703 to Fund 200, Agency 201071, Object 590703.

RESOLVED FURTHER, that the Chairman of the County Board, the County Auditor, and the County Attorney are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from Fund 200, Agency 201071, Object 650200.

With additional revenue budgeted for expense:

SLC Land & Minerals Dept: Fund 200, Agency 201071, Rev. Obj. 553022 \$42,900.00

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. 59401.

Upgrade of Storage Area Network Hardware and Software

BY COMMISSIONER: _____

WHEREAS, the Information Technology Storage Area Network systems occasionally need to be upgraded to adequately support the technology needs of the county.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the purchase of upgraded storage area network hardware and software from Datalink Corporation, a Minnesota company under the Western States Contracting Alliance (WSCA) agreement, at the quoted price of \$258,127.00 plus Minnesota sales tax of \$17,746.23 payable from Fund 100, Agency 117101, Object 665300.

RESOLVED FURTHER, that the County Board authorizes the purchase of associated ongoing maintenance and support at a total cost of \$54,100 for the next three years.

Off-Sale 3.2 Percent Malt Liquor License – Canosia Township

BY COMMISSIONER _____

RESOLVED, that pursuant to the provisions of Minn. Stat. Section 340A, as amended, and Rules and Regulations adopted by this Board under St. Louis County Ordinance No. 28, dated May 22, 1978, as amended, the following application for 3.2 percent malt liquor license is hereby approved, on file in the office of the County Auditor, identified as County Board File No. _____:

Miner's Incorporated d/b/a Super One Foods, Canosia Township, Off-Sale 3.2 Percent Malt Liquor license No. B12102, new.

RESOLVED FURTHER, that the license is approved contingent upon the license holder paying real estate or personal property taxes when due.

RESOLVED FURTHER, that if named license holder sells the licensed place of business, the County Board, at its discretion, may, after an investigation, transfer the license to a new owner, but without pro-rated refund of the license fee to the license holder.

RESOLVED FURTHER, that the license is approved contingent upon Canosia Township approval.

RESOLVED FURTHER, that the license shall be effective May 1, 2012 through June 30, 2012.

**Establish Public Hearing to Consider Allegations of Liquor Law Violations –
Northland Lodge (Leiding Township)**

BY COMMISSIONER _____

RESOLVED, that a public hearing will be held at 9:40 a.m. on Tuesday, May 22, 2012, in the City Council Chambers, Hibbing, Minnesota, for the consideration of liquor law violation allegations, and, if proven, the suspension or revocation of the liquor licenses issued to Fry & Fry, Inc., d/b/a Northland Lodge, Leiding Township, and/or the imposition of civil penalties for the violation.

**Establish Public Hearing to Consider Allegations of Liquor License Law Violation
– Polley’s Resort (Unorganized Township 63-17)**

BY COMMISSIONER _____

RESOLVED, that a public hearing will be held at 9:45 a.m. on Tuesday, May 22, 2012, in the City Council Chambers, Hibbing, Minnesota, for the consideration of liquor law violation allegations, and, if proven, the suspension or revocation of the liquor license issued to Leon Polley d/b/a Polley's Resort, Unorganized Township 63-17, and/or the imposition of civil penalties for the violation.

**Establish Public Hearing to Consider Alleged Liquor Law Violations -
Portage Inn (Portage Township)**

BY COMMISSIONER _____

RESOLVED, that a public hearing will be held at 9:50 a.m. on Tuesday, May 22, 2012, in the City Council Chambers, Hibbing, Minnesota, for the consideration of liquor law violation allegations, and, if proven, the suspension or revocation of the liquor license issued to William/Margaret Rutachasky d/b/a Portage Inn, Portage Township, and/or the imposition of civil penalties for the violation.

Approval of a Sub-Allocation of the QECB to the City of Gilbert

BY COMMISSIONER _____

WHEREAS, St. Louis County has been allocated volume cap for Qualified Energy Conservation Bonds (QECB) within the county in the amount of \$2,042,367 under Section 54D of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, the City of Gilbert qualifies as an eligible issuer under the Code; and

WHEREAS, the City of Gilbert has requested that the County Board allocate \$350,000 of the county's QECB volume cap for purposes of Sections 54A and 54D of the Code, to the City of Gilbert; and

WHEREAS, the City of Gilbert has proposed to use the QECBs for qualified conservation purposes, within the meaning of Section 54D of the Code, located within St. Louis County; and

WHEREAS, the City of Gilbert has represented that the use of the proceeds of the QECBs will not result in any of these bonds being characterized as private activity bonds under the Code; and

WHEREAS, the City of Gilbert acknowledges that, upon issuance of such bonds, it will assume all responsibility for compliance with the requirements under the Code associated with the use of the QECB allocation, so that St. Louis County will have no risk nor responsibility associated with the use of the QECB allocation.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board, in good faith, allocates to the City of Gilbert \$350,000 of the county's Qualified Energy Conservation Bonds volume, and designates the City of Gilbert as the issuer of up to \$350,000 of Qualified Energy Conservation Bonds within the jurisdiction of St. Louis County, including but not limited to the authority to issue Qualified Energy Conservation Bonds in a principal amount up to \$350,000, and the authority to designate the bonds to be issued as Qualified Energy Conservation Bonds, all within the meaning and for all purposes of Sections 54A and 54D of the Code.

RESOLVED FURTHER, that the County Board authorizes and directs the County Auditor to sign, deliver, or file any documents, agreement, or certificates in connection with the designation of City of Gilbert as the issuer of the Qualified Energy Conservation Bonds, as may be required by the American Recovery and Reinvestment Act, the Code, the Treasury Regulations promulgated under the Code, and any other applicable statute or regulation as the County Auditor deems necessary and appropriate.

Award of 2012 Fleet Vehicle Purchases

BY COMMISSIONER _____

WHEREAS, the Purchasing Division has prepared bid specifications for new 2012 fleet vehicles up to one ton capacity; and

WHEREAS, bids were received and compared with the State of Minnesota contracts; and

WHEREAS, two vehicles were priced lower on the State of Minnesota contracts; and

WHEREAS, local qualifying bids within \$300.00 of the State of Minnesota Contract prices will be awarded to local bidders; and

WHEREAS, build-out dates are often announced with short lead times for placing orders; and

WHEREAS, based upon the available funds for the purchase of 2012 fleet vehicles.

NOW, THEREFORE, BE IT RESOLVED, that the Purchasing Division is hereby authorized to purchase, in accordance with the specifications of **Bid No. 4988**, and State of Minnesota Contract Releases, 2012 fleet vehicles as follows:

1.0 **Four (4)** Class III, full-size, four door sedans, with police package, RWD, from **Mike Motors** of Ely, MN, at their low specification bid price of **\$21,889.00** each delivered to Duluth for a total purchase price of **\$87,556.00**, tax exempt, payable from Fund 100, Agency 129003, Object Code 666100 (automobiles).

1.1 **Seven (7)** Class III, full-size, four door sedans, with police package, RWD, from **Mike Motors** of Ely, MN, at their low specification bid price of **\$21,889.00** each delivered to Virginia for a total purchase price of **\$153,223.00**, tax exempt, payable from Fund 100, Agency 129003, Object Code 666100 (automobiles).

2.0 **Two (2)** Class IIA, mid-size, four door sedans, from **Ranger GM** of Hibbing, MN, at their low specification bid price of **\$18,514.00** each delivered to Virginia for a total of **37,028.00**, plus 6.5 % State Sales Tax of **\$1,203.41 per unit**, for a total purchase price of **\$39,434.82**, payable from Fund 407, Agency 407001, Object Code 666100 (automobiles).

2.1 **Four (4)** Class IIA, mid-size, four door sedans, from **Ranger GM** of Hibbing, MN, at their low specification bid price of **\$18,514.00** each delivered to Duluth for a total of

\$74,056.00, plus 6.5 % State Sales Tax of **\$1,203.41 per unit**, for a total purchase price of **\$78,869.64**, payable from Fund 715 (County Garage), Agency 715001 (Motor Pool), Object Code 666100 (automobiles).

2.2 **Four (4)** Class IIA, mid-size, four door sedans, from **Ranger GM** of Hibbing, MN, at their low specification bid price of **\$18,514.00** each delivered to Virginia for a total of **\$74,056.00**, plus 6.5 % State Sales Tax of **\$1,203.41 per unit**, for a total purchase price of **\$78,869.64**, payable from Fund 715 (County Garage), Agency 715001 (Motor Pool), Object Code 666100 (automobiles).

3.0 **Six (6)** Class IIA, mid-size, four door sedans, Police Package from **Ranger GM** of Hibbing, MN, at their low specification bid price of **\$20,545.00** each delivered to Duluth for a total of **\$123,270.00**, plus 6.5% State Sales Tax of \$1,335.43 per unit, for a total purchase price of **\$131,282.55**, payable from Fund 100, Agency 129003, Object Code 666100 (automobiles).

3.1 **One (1)** Class IIA, mid-size, four door sedans, Police Package from **Ranger GM** of Hibbing, MN, at their low specification bid price of **\$20,545.00** each delivered to Duluth for a total of **\$20,545.00**, plus 6.5% State Sales Tax of \$1,335.43 per unit, for a total purchase price of **\$21,880.43**, payable from Fund 715, Agency 715001, Object Code 666100 (automobiles) MOTOR POOL ORDER FOR SHERIFF

Workers' Compensation Report

BY COMMISSIONER _____

RESOLVED, that the workers' compensation report of claims by employees for work-related injuries, dated April 20, 2012, on file in the office of the County Auditor, identified as County Board File No. 59383, is hereby received and ratified as payable from Fund 730, Agency 730001.

**Application for On/Off-Sale 3.2 Percent Malt Liquor License
(Morse Township)**

BY COMMISSIONER _____

RESOLVED, that pursuant to the provisions of Minnesota Statutes, Section 340A, as amended, and Rules and Regulations adopted by this Board under St. Louis County Ordinance No. 28, dated May 22, 1978, as amended, the following application for 3.2 percent malt liquor license is hereby approved, on file in the office of the County Auditor, identified as County Board File No. 59452.

FURTHER RESOLVED, that said license is approved contingent upon the license holder paying real estate or personal property taxes when due.

FURTHER RESOLVED, that if named license holder sells the licensed place of business, the County Board, at its discretion, may, after an investigation, transfer the license to a new owner, but without pro-rated refund of the license fee to the license holder.

FURTHER RESOLVED, that said license shall be effective through June 30, 2013:

Ely Golf Club, Inc., d/b/a Ely Golf Club, Inc., Morse Township, On/Off-Sale 3.2 Percent Malt Liquor License No. B13103, change of board members.

**Application for Club On-Sale Intoxicating Liquor License
(Biwabik Township)**

BY COMMISSIONER _____

RESOLVED, that pursuant to the provisions of Minnesota Statutes, Section 340A, as amended, and Rules and Regulations adopted by this Board under St. Louis County Ordinance No. 28, dated May 22, 1978, as amended, the following application for an intoxicating liquor license is hereby approved, on file in the office of the County Auditor, identified as County Board File No. _____.

RESOLVED FURTHER, that said license is approved contingent upon license holder paying real estate or personal property taxes when due.

RESOLVED FURTHER, that if named license holder sells their licensed place of business, the County Board, at its discretion, may, after an investigation, transfer the license to a new owner, but without pro-rated refund of the license fees to the license holder.

RESOLVED FURTHER, that said license shall be effective through June 30, 2013:

Eshquaguma Club, Inc., d/b/a Eshquaguma Club, Biwabik Township, Club On-Sale Intoxicating Liquor License No. CL134 and Sunday Club On-Sale Intoxicating Liquor License No. CLS134, change of board members.

Appointment of 2012 Special Board of Appeal and Equalization

BY COMMISSIONER _____

WHEREAS, Minn. Stat. § 274.13 requires that the county commissioners constitute a County Board of Appeal and Equalization each year to hear complaints of taxpayers and review assessments of real and personal property throughout the county; and

WHEREAS, the statute empowers the County Board of Appeal and Equalization to appoint a Special Board of Appeal and Equalization to which it may delegate all powers and duties of the County Board of Appeal and Equalization; and

WHEREAS, the St. Louis County Board, having reviewed the matter, determines it is in the public interest to appoint said Special Board.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board appoints the following individuals to serve as the Special Board of Appeal and Equalization for Assessment Year 2012:

John Vigen, Duluth	Commissioner District #1
Lee Conradi, Duluth	Commissioner District #2
Kevin O'Brien, Duluth	Commissioner District #3
Leonard Cersine, Ely	Commissioner District #4
William Clements, Town of Rice Lake	Commissioner District #5
Dawn Cole, Town of Fayal	Commissioner District #6
Frank Bigelow, City of Hibbing	Commissioner District #7

RESOLVED FURTHER, that the Special Board of Appeal and Equalization is:

- Delegated all powers and duties of the County Board of Appeal and Equalization;
- To report the results of its deliberations back to the St. Louis County Board in the form of minutes kept by the Clerk of the County Board;
- Directed to hold at least one meeting day in the St. Louis County Courthouse, Duluth, Minnesota, and one day at the Northland Office Center, Virginia, Minnesota;
- To be compensated at the rate of \$200 per meeting day (payable from Assessor's Department Fund 100, Agency 118001, Object 635300 - Non-employee fees) and be reimbursed for mileage and expenses at the current county rate (from Assessor's Department Fund 100, Agency 118001, Object 635500 - Non-employee travel);
- Directed to convene at 10:00 AM, June 19, 2012, in the County Board Room, St. Louis County Courthouse, Duluth, MN.

New Job Class – Lead Electronic Systems Technician

BY COMMISSIONER _____

WHEREAS, the Human Resources Department has created a new class for the Communications Division of the Sheriff's Office and determined that it should be allocated to Grade 23 of the Civil Service Basic Unit Pay Plan; and

WHEREAS, an increase in the full-time equivalent (FTE) positions of the Communications Division is necessary to staff the position; and

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board adopts the Lead Electronic Systems Technician class, which is allocated to Grade 23: \$44,246 - \$62,030 (annual steps and longevities through twenty-four years of service) of the Civil Service Basic Unit Pay Plan.

RESOLVED FURTHER, that the County Board authorizes an increase of one full-time equivalent (FTE) position in the Sheriff's Office Communications Division.

Budget Reference: Increase of the budget for the Communications Division in the amount of \$37,000 in Fund 100, Agency 136001, Expense Object 610100 and Revenue Source 545109, to fund a portion of the position with the revenue from Carlton County, with the remainder from estimated personnel savings in the Sheriff's Office.

Authorization to Apply for and Accept the 2012 Boat & Water Safety Grant

BY COMMISSIONER _____

WHEREAS, it is the policy of the State of Minnesota to promote safe and useable waterways within the state; and

WHEREAS, the state provides grants for services to carry out this policy; and

WHEREAS, the St. Louis County Sheriff's Office provides boat and water safety in the county.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes application and acceptance of the Minnesota Department of Natural Resources 2012 Boat and Water Safety Grant in the amount of \$87,562 for the period January 1, 2012, through June 30, 2013, to be accounted for in Fund 100, Agency 130999, Grant 13001, Year 2012.

RESOLVED FURTHER, that the St. Louis County Board authorizes the appropriate county officials to sign any associated contract documents.

**Amended and Renamed Joint Powers Agreement:
Lake Superior Drug and Violent Crime Task Force**

BY COMMISSIONER _____

WHEREAS, the St. Louis County Sheriff's Office is a member of the Lake Superior Drug and Gang Task Force (LSDGTF); and

WHEREAS, members of the LSDGTF desire to include the Carlton County Sheriff's Office and Cloquet Police Department as new members; and

WHEREAS, members also desire to change the name of the organization to the Lake Superior Drug and Violent Crime Task Force to better reflect its mission; and

WHEREAS, the addition to membership and task force name change require an amendment to the Joint Powers Agreement.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to sign the amended and renamed Joint Powers Agreement adding the Carlton County Sheriff's Office and Cloquet Police Department as task force members.

RESOLVED FURTHER, that the St. Louis County Board approves the name change of the Lake Superior Drug and Gang Task Force to the Lake Superior Drug and Violent Crime Task Force, as memorialized within the Joint Powers Agreement.