

RESULTS

AGENDA



**REGULAR MEETING
OF THE BOARD OF COMMISSIONERS OF
ST. LOUIS COUNTY, MINNESOTA**

Tuesday, June 28, 2011, 9:30 A.M.

Semer's Park Pavilion, Ely, Minnesota

As you enter Ely from Hwy. 169 turn left at the first set of stop lights (Central Avenue). Pass Wilderness Outfitters and turn left at the second street on your left hand side - Shagawa Road. Stay on Shagawa Road as it circles around Semer's Park. The Pavilion is on the road overlooking the beach area.

**STEVE O'NEIL, Chair
Second District**

**FRANK JEWELL
First District**

**CHRIS DAHLBERG
Third District**

**MIKE FORSMAN
Fourth District**

**PEG SWEENEY
Fifth District**

**KEITH NELSON, Vice-Chair
Sixth District**

**STEVE RAUKAR
Seventh District**

County Auditor
Don Dicklich

County Administrator
Kevin Gray

County Attorney
Mark Rubin

Clerk of the Board
Patricia Stolee

The St. Louis County Board of Commissioners welcomes you to this meeting. This agenda contains a brief description of each item to be considered. The Board encourages your participation. If you wish to speak on an item contained in the agenda, you will be allowed to address the Board when a motion is on the floor. If you wish to speak on a matter which does not appear on the agenda, you may do so during the public comment period at the beginning of the meeting. Except as otherwise provided by the Standing Rules of the County Board, no action shall be taken on any item not appearing in the agenda.

When addressing the Board, please sign in at the podium and state your name and address for the record. Please address the Board as a whole through the Chair. Comments to individual Commissioners or staff are not permitted. The St. Louis County Board promotes adherence to civility in conducting the business of the County. Civility will provide increased opportunities for civil discourse in order to find positive resolutions to the issue before the Board. Tools of civility include: pay attention, listen, be inclusive, do not gossip, show respect, be agreeable, apologize, give constructive criticism and take responsibility [County Board Resolution No. 560, adopted on September 9, 2003]. Speakers will be limited to five (5) minutes.

****In compliance with the Americans with Disabilities Act, those requiring accommodation for this meeting should notify Property Management 72 hours prior to the meeting at (218)725-5085.****

All supporting documentation is available for public review in the County Auditor's Office, 100 North 5th Avenue West - Room No. 214, St. Louis County Courthouse, Duluth, MN, during regular business hours 8:00 A.M. - 4:30 P.M., Monday through Friday. Agenda is also available on our website at <http://www.stlouiscountymn.gov/GOVERNMENT/BoardofCommissioners.aspx>

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9:30 A.M. Pledge of Allegiance
Roll Call – **All members present.**

AT THIS TIME CITIZENS WILL BE ALLOWED TO ADDRESS THE BOARD ON ITEMS NOT ON THE AGENDA. [Speakers will be limited to 5 minutes each.]

ADDRESS THE BOARD AT THE TIME A MOTION IS ON THE FLOOR.

CONSENT AGENDA: Approval of business submitted on the Consent Agenda.

REPORTS OF BOARDS AND COMMITTEES

Public Works & Transportation Committee – Commissioner Forsman, Chair

1. Highway project bid awarded to **Hoover Construction Co.**, Virginia, MN, on their low bid of **\$5,599,994.89** for SP 69-604-060, CP 9282 - Grading, Aggregate Base, Curb & Gutter, and Bituminous Surfacing on County State Aid Highway 4 near Markham, MN. [Tabled from the April 12, April 26, May 3, May 10, May 24, June 7 & June 14, 2011 meetings.] {11-124R} **Removed from agenda.**
2. Highway project bid awarded to **Northland Constructors**, Duluth, MN, on their low bid of **\$2,750,095.71** for SP 69-613-032, CP 61938 – Mill Bituminous Surface, Bituminous Surface and Shoulders, and Aggregate Shoulders on County State Aid Highway 13 (Midway Rd.) in Hermantown, MN. [Tabled from the June 14, 2011 meeting.] {11-226} **Moved by Sweeney/Forsman. Passed 7-0. Resolution #354**

Finance & Budget Committee – Commissioner Nelson, Chair

3. Amend JOBZ Subzone Boundaries – City of Duluth. [Without recommendation.] {11-235R} **Moved by Jewell/Dahlberg. Passed 7-0. Resolution #355**
4. Jail Energy Efficiency Upgrades – Water and Hot Water Consumption Reduction. [Rules must be suspended. Has not been to Committee.] {11-237} **Rules suspension moved by Nelson/Raukar, 7-0. Resolution moved by Nelson/Forsman. Passed 7-0. Resolution #356**
5. Continued Health Coverage for County-Benefitted Court Employees. [Rules must be suspended. Has not been to Committee.] {11-254} **Rules suspension moved by Nelson/Forsman, 7-0. Resolution moved by Nelson/Sweeney. Passed 7-0. Resolution #357**

Central Management & Intergovernmental Committee – Commissioner Raukar, Chair

6. Minnesota State Auditor Performance Measurement Program. [Without recommendation.] {11-236} **Moved by Raukar/Sweeney. Passed 7-0. Resolution #358**

RESULTS

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

June 28, 2011

Semer's Park Pavilion, Ely, 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: **Moved by Sweeney/Raukar. Passed 7-0.**

Minutes of June 7, 2011. **Resolution #340**

Public Works & Transportation Committee – Commissioner Forsman, Chair

1. Authorize the purchase of a Truck Mounted Roadpatching unit from RCM Equipment, Inc., Cottage Grove, MN, for a total of \$179,939.21, state sales tax included. **Resolution #341**

Finance & Budget Committee – Commissioner Nelson, Chair

2. Abatement list for Board approval. **Resolution #342**
3. Establish a public hearing for July 12, 2011, at 9:40 a.m. in the St. Louis County Courthouse, Duluth, MN to consider an off-sale intoxicating liquor license for Breeze Inn Duluth, LLC d/b/a The Breeze Inn, Lakewood Township. **Resolution #343**
4. Establish a public hearing for July 12, 2011, at 9:45 a.m. in the St. Louis County Courthouse, Duluth, MN to consider allegations of liquor law violations at Burns Bar & Grill, Inc., d/b/a Burns Bar & Grill, Inc., Rice Lake Township. **Resolution #344**
5. Establish a public hearing for July 12, 2011, at 9:50 a.m. in the St. Louis County Courthouse, Duluth, MN to consider allegations of liquor law violations at Misty, Inc., d/b/a Fredenberg Minnoette, Fredenberg Township. **Resolution #345**
6. Establish a public hearing for July 12, 2011, at 9:55 a.m. in the St. Louis County Courthouse, Duluth, MN to consider allegations of liquor law violations at Grumpy's Gas & Bait, LLC d/b/a Grumpy's Gas & Bait, LLC, Unorganized Township 63-19. **Resolution #346**
7. Establish a public hearing for July 12, 2011, at 10:00 a.m. in the St. Louis County Courthouse, Duluth, MN to consider allegations of liquor law violations at Smith Dam Company, LLC d/b/a Pequaywan Inn, Unorganized Township 54-13. **Resolution #347**

8. Establish a public hearing for July 12, 2011, at 10:05 a.m. in the St. Louis County Courthouse, Duluth, MN to consider allegations of liquor law violations at Erceg Enterprises, Inc., d/b/a Saginaw Grand Lake Station, Solway Township. **Resolution #348**
9. Application for a temporary on-sale intoxicating liquor license approved for Bear River Fair Committee, Morcom Township, for August 19, 20, & 21, 2011. **Resolution #349**
10. Authorization to sell/serve outside the designated serving area of the County Liquor License granted to Island Lake Inn, Inc., d/b/a The Fall Inn, Rice Lake Township, for August 5 & 6, 2011. **Resolution #350**
11. Application for a temporary on-sale 3.2 percent malt liquor license approved for Grand Lake Volunteer Fire Department, Town of Grand Lake, for August 13, 2011. **Resolution #351**
12. Approval of claims and accounts for May 2011. **Resolution #352**

Central Management & Intergovernmental Committee – Commissioner Raukar, Chair

13. Workers' Compensation report dated June 17, 2011, as submitted by Safety & Risk Management. **Resolution #353**