OFFICIAL PROCEEDINGS

OF THE
BOARD OF COUNTY COMMISSIONERS
OF ST. LOUIS COUNTY, MINNESOTA

MAY, 2013

**OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON MAY 7, 2013**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 7th day of May 2013, at 9:40 a.m., at St. Louis County Courthouse, Duluth Minnesota, with the following members present: Commissioners Frank Jewell, Steve O'Neil, Mike Forsman, Pete Stauber, Keith Nelson, Steve Raukar, and Chair Chris Dahlberg - 7. Absent: - 0.

Chair Dahlberg asked for a moment of silence to honor U.S. troops serving throughout the world and their families as well as all persons adversely affected by war.

As a part of Chair Dahlberg's initiative, "St. Louis County History: People & Places", Doug Thompson, Program Director at The Nature Conservancy, gave a presentation on how The Nature Conservancy is working to protect ecologically important lands and waters. Mr. Thompson also discussed The Nature Conservancy's involvement in the Big Lake Patch project.

Ken Buehler, executive director of the Depot, and Shaye Moris, Executive Director of Second Harvest, thanked the Board for their support in hosting the annual Empty Bowl event at the Depot. Ms. Moris presented the Board with a "Great Moments in Empty Bowl History" plaque.

Chair Dahlberg then opened the meeting to persons who wanted to address the Board concerning issues not on the agenda. Charlie Nelson, Charlie Stauduhar, Keith Okeson, Chuck Wollack, and Andrea Marsolek spoke in support of efforts to restore navigation markers to the St. Louis River and the need to perform dredging of the river.

St. Louis County Undersheriff Dave Phillips gave a brief update on the progress of buoying and dredging of the St. Louis River. Undersheriff Phillips stated that the Army Corps of Engineers has agreed to do a fresh survey in the next few weeks of the St. Louis River in an effort to determine changes in the river since the 2012 flood.

At 10:27 a.m., Chair Dahlberg opened a public hearing, pursuant to Resolution No. 13-241, adopted April 23, 2013, to solicit public input prior to considering tax abatement financing for P&H MinePro and the City of Virginia, MN. Administrator Kevin Gray made the initial presentation and reviewed financial aspects of the proposed tax abatement. Administrator Gray stated that total investment by JoyGlobal, Inc., was about $23 million. Chair Dahlberg asked if there was any testimony from supporters. Lloyd Younger and John Tourville spoke to the Board in favor of the action. Chair Dahlberg asked if there was any testimony from opponents and no one came forth. At 10:40 a.m., Commissioner Nelson, supported by Commissioner Jewell, moved to close the public

hearing; seven yeas, zero nays. After further discussion, Commissioner Nelson, supported by Commissioner Forsman, moved that St. Louis County authorize up to $100,000 tax abatement financing payable to the City of Virginia for P&H MinePro Services over 10 years, in 2014 through 2022, and execution of a tax abatement agreement with the City of Virginia and any other related documents. The motion passed; seven yeas, zero nays. Resolution No. 13-273.

At 11:17 a.m., Chair Dahlberg opened a public hearing, pursuant to Resolution No. 13-242, adopted April 23, 2013, to receive citizen comments on amendments to the Minnesota Investment Fund (MIF) Disaster Recovery Financing Grant. Administrator Gray made the initial presentation. Chair Dahlberg asked if there was any testimony from supporters and no one came forth. Chair Dahlberg asked if there was any testimony from opponents and no one came forth. At 11:22 a.m., Commissioner Raukar, supported by Commissioner Nelson, moved to close the public hearing; seven yeas, zero nays. Commissioner Stauber, supported by Commissioner O'Neil, moved that St. Louis County authorize the Planning and Community Development Director to execute amendments with the Minnesota Department of Employment and Economic Development for Minnesota Investment Fund Disaster Recovery Financing Grant for eligible loan applicants and for changes in loan amounts. Commissioner Stauber stated that Lake States Insulation, Proctor, Minnesota, has decided to not to request assistance from the program at this time. The motion passed; seven yeas, zero nays. Resolution No. 13-274.

Commissioner Jewell, supported by Commissioner Raukar, moved to approve the consent agenda without item 12. The motion passed; seven yeas, zero nays. After lengthy discussion of item 12, Commissioner Raukar, supported by Commissioner Jewell, moved to pass the resolution. The motion passed; seven yeas, zero nays. Resolution No. 13-266.

Commissioner Nelson, supported by Commissioner Raukar, moved to pass a resolution requesting a closed session of the Committee of the Whole for labor negotiations. The motion passed; seven yeas, zero nays. Resolution No. 13-275.

Commissioner Jewell, supported by Commissioner Forsman, moved to pass a resolution requesting a closed session of the Committee of the Whole for litigation purposes. The motion passed; seven yeas, zero nays. Resolution No. 13-276.

The following Board and Contract Files were created as a result of documents received at this Board meeting:

Kevin Gray, County Administrator, Robert Krepps, Land Commissioner, and Donald Dicklich, County Auditor, submitting Board Letter No. 13-147, Removal and Cleanup of Abandoned Personal Property.—59652

Kevin Gray, County Administrator, and Robert Krepps, Land Commissioner, submitting Board Letter No. 13-146, Minnesota DNR Flood Damage Reduction Grant Program.—59653

Kevin Gray, County Administrator, and James Foldesi, Public Works Director/Highway Engineer, submitting Board Letter No. 13-150, Cooperative Agreement with US Steel for Relocation of CSAH 102 & CASH 109.—59654

Kevin Gray, County Administrator, and Donald Dicklich, County Auditor, submitting Board Letter No. 13-155, 2012 Fourth Quarter Budget Changes.—59655

Citizen comments regarding support of the efforts to restore navigation markers and river

dredging in the St. Louis River.—59656

Agreement for Professional Services between the County of St. Louis and Scalzo Architects, Duluth, MN, for Safety Division Building Build-Out.—13-282

Agreement for Professional Services between St. Louis County and Golder Associates, Duluth, MN, for Engineering Services for On-Call Geotechnical Investigations and Evaluations.—13-283

Safety & Risk Management Training Contract between St. Louis County and Thomas O. Murdock, Ph.D., for *Hazardous Materials Awareness Level Refresher Training, Chemical Assisted Suicide,* class materials, travel & meals.—13-284

Amendment to Professional Services Agreement, Contract No. 2012-007359, between the County of St. Louis and Foster Jacobs & Johnson, Inc., for the County Auditor's License Center Relocation.—13-285

Home and Community-Based Waiver Services Contract No. 15052 between the St. Louis County Board of Commissioners and Beyond Barriers Minneapolis, LLC.—13-286
Addendum to Family Homeless Prevention Assistance Program Grant, Contract No. 20963C.—13-287

Cooperative Agreement between St. Louis County and Lake County for 2013 Maintenance Striping, MP 97055.—13-288

Cooperative Agreement between St. Louis County and Lake County for installation of ground in wet reflective edgeline in 2013, SP 088-070-037.—13-289

On-line Software Subscriber Agreement between the County of St. Louis Auditor's Office and Fryberger, Buchanan, Smith & Frederick, P.A., Duluth, MN.—13-290

On-line Software Subscriber Agreement between the County of St. Louis Auditor's Office and Contract Land Staff, LLC, Grand Forks, ND.—13-291

Upon motion by Commissioner Jewell, supported by Commissioner Raukar, resolutions numbered 13-252 through 13-265 and 13-267 through 13-272, as submitted on the consent agenda, were unanimously adopted as follows:

BY COMMISSIONER JEWELL:
RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners for the meeting of April 23, 2013, are hereby approved.
Adopted May 7, 2013. No. 13-252

WHEREAS, St. Louis County applied to the Minnesota Department of Natural Resources (DNR) for the reimbursement of costs associated with the June 2012 storm event; and
WHEREAS, The Land and Minerals Department has incurred $6,477.75 in expenses for geotechnical evaluations of a slope failure on tax forfeit land in the Fond du Lac neighborhood of Duluth, Minnesota; and
WHEREAS, The DNR has grant funds available under the Flood Damage Reduction Grant Program and has indicated it will cover these costs;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to execute a grant agreement with the Minnesota Department of Natural Resources for $6,477.75 for costs associated with the June 2012 storm event;
RESOLVED FURTHER, That funds from this grant will be deposited into Grant Fund

24001-2012.
Adopted May 7, 2013. No. 13-253

WHEREAS, Minn. Stat. §§ 282.04, Subd. 2(d), and 504B.271 authorize the County Auditor to dispose of abandoned personal property; and
WHEREAS, The previous owners of the properties were properly notified by posting of property or by mail;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the County Auditor to dispose of abandoned personal property on state tax forfeit parcels described in County Board File No. 59652.
Adopted May 7, 2013. No. 13-254

WHEREAS, Minn. Stat. § 282.241 provides that state tax forfeited land may be repurchased by the previous owner(s) subject to payment of delinquent taxes and assessments, with penalties, costs, and interest; and
WHEREAS, The applicant, Angela Lauseng of Virginia, MN, has applied to repurchase state tax forfeited land legally described as:
CITY OF VIRGINIA
LOT 12 AND WLY 1/2 OF LOT 13
ANDERSONS 3RD ADDITION TO VIRGINIA
PARCEL CODE: 090-0060-01690
and
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;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the repurchase application by Angela Lauseng of Virginia, MN, on file in County Board File No. 59601, subject to payments including total taxes and assessments of $8,017.77, service fee of $114, deed tax of $26.46, deed fee of $25, and recording fee of $46; for a total of $8,229.23, to be deposited into Fund 240 (Forfeited Tax Fund).
Adopted May 7, 2013. No. 13-255

WHEREAS, Minn. Stat. § 282.241 provides that state tax forfeited land may be repurchased by the previous owner(s) subject to payment of delinquent taxes and assessments, with penalties, costs, and interest; and
WHEREAS, The applicants, Raymond and Deborah Erspamer of Hibbing, MN, have applied to repurchase state tax forfeited land legally described as:
CITY OF HIBBING
LOTS 1 THRU 16
FILLMAN SUBDIVISION HIBBING
PARCEL CODE: 140-0092-00010
and
WHEREAS, The applicants were the owners of record at the time of forfeiture and are 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;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the repurchase application by Raymond and Deborah Erspamer of Hibbing, MN, on file in County Board File No. 59601, subject to payments including total taxes and assessments of $4,892.86, service fee of $114, deed tax of $16.15, deed fee of $25, and recording fee of $46; for a total of $5,094.01, to be deposited into Fund 240 (Forfeited Tax Fund).
Adopted May 7, 2013. No. 13-256

WHEREAS, The St. Louis County Environmental Services Department has requested to purchase the following described state tax forfeited land for the price of $13,000 plus fees, for a canister site:
Legal: NLY 5 AC OF NW1/4 OF SW1/4 LYING W OF HWY #73
Township 53 North, Range 21 West, Section 10
Township: Cedar Valley
Parcel Code: 285-0010-01555
Acres: 5
LDKEY: 70428
and
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, This lot 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; and
WHEREAS, This lot has been classified as non-conservation land pursuant to Minn. Stat. § 282.01;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the sale of state tax forfeited land, as described, to St. Louis County Environmental Services for the price of $13,000, plus the following fees: 3% assurance fee of $390, deed fee of $25, deed tax of $42.90, recording fee of $46; for a total of $13,503.90, to be deposited into Fund 240 (Forfeited Tax Fund).
RESOLVED FURTHER, That the County Auditor shall offer for sale at public auction the state tax forfeited land described here if Environmental Services does not purchase the land by June 1, 2013.
Adopted May 7, 2013. No. 13-257

WHEREAS, St. Louis County and United States Steel Corporation support the relocation/reconstruction of County State Aid Highway (CSAH) 102 and CSAH 109 in Mountain Iron, Minnesota; and
WHEREAS, US Steel has agreed to pay for the cost of the reconstruction of these roads to allow for the expansion of mining operations; and
WHEREAS, St. Louis County, the Minnesota Department of Transportation, and the City of Mountain Iron will review the plans for the reconstruction/relocation and inspect the work as it progresses;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes an agreement with United States Steel Corporation (Minntac or US Steel) authorizing the appropriate county officials to sign the agreement and any amendments approved by the County Attorney's Office for the relocation/reconstruction of CSAH 102 and CSAH 109 in Mountain Iron, MN, whereby US Steel will undertake the right of way purchase, construction costs, project management, permitting, and other related expenses of the road project as outlined in the agreement, and reserve its right to require the construction be done by the county (and paid for by US Steel) if Minntac determines that such construction is beyond the scope of its expertise or other events beyond its control create undue hardship on Minntac.
Adopted May 7, 2013. No. 13-258

WHEREAS, Bids have been received by the County Auditor for the following project:
CP 0000-97052 Aggregate Crushing, Central St. Louis County 2013 located at four selected sites in Central St. Louis County;
and
WHEREAS, Bids were opened in the St. Louis County Courthouse, Duluth, MN, on April 11, 2013, and the low responsible bid determined;

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

LOW BIDDER	ADDRESS	AMOUNT
Hammerlund Construction, Inc.	3201 W. Hwy. 2 Grand Rapids, MN 55744	$210,000.00

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 200, Agency 201075, Object 650200.
With additional revenue budgeted for expense:

SLC Land & Minerals:	Fund 200, Agency 201075, Rev. Obj. 553022
Colvin Township:	Fund 200, Agency 201075, Rev. Obj. 551586
McDavitt Township:	Fund 200, Agency 201075, Rev. Obj. 551585
Balkan Township:	Fund 200, Agency 201075, Rev. Obj. 551584

Adopted May 7, 2013. No. 13-259

WHEREAS, Bids have been received by the County Auditor for the following project:
CP 0000-97051 Aggregate Crushing, North St. Louis County 2013 located at three selected sites in Northern St. Louis County;
and
WHEREAS, Bids were opened in the St. Louis County Courthouse, Duluth, MN, on April 18, 2013, and the low responsible bid determined;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the award on the above project to the low bidder:

LOW BIDDER	ADDRESS	AMOUNT
B & L Screening & Recycling, LLC	3953 White Rd. Mt. Iron, MN 55768	$147,600.00

RESOLVED FURTHER, That the appropriate county officials are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract with the Contractor for the above listed project payable from Fund 200, Agency 201076, Object 650200.
With additional revenue budgeted for expense:
SLC Land & Minerals: Fund 200, Agency 201076, Rev. Obj. 553022
Adopted May 7, 2013. No. 13-260

WHEREAS, Bids have been received by the County Auditor for the following project:
SAP 69-621-033, CP 0021-139644 located on CSAH 21 between CR 969 (Hayland Road) and CR 775 (Waris Road) in Embarrass Township;
and
WHEREAS, Bids were opened in the St. Louis County Courthouse, Duluth, MN, on April 18, 2013, and the low responsible bid determined;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the award on the above project to the low bidder:

LOW BIDDER	ADDRESS	AMOUNT
KGM Contractors, Inc.	9211 Hwy. 53 Angora, MN 55703	$473,560.35

RESOLVED FURTHER, That the appropriate county officials are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract with the Contractor for the above listed project payable from:
Fund 220, Agency 220293, Object 652700 (Fund 29 Bridge Bond Funds)
Fund 220, Agency 220293, Object 652700 (SLC State Aid Funds)
With additional revenue budgeted for expense:
Fund 220, Agency 220293, Object 530401 (Fund 29 Bridge Bond Funds)
Adopted May 7, 2013. No. 13-261

WHEREAS, The Property Management Team has approved the sale of an approximate 0.8 acre parcel of surplus fee land legally described as follows:
Lots 142 and 143, Norton's Acre Out Lots lying westerly of Howard Gnesen Road;
and
WHEREAS, A review of assessed value and sales has determined a minimum bid amount
THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Property Management Director to advertise for written bids for the above described property, pursuant to the requirements and procedures of Minn. Stat. § 373.01;
RESOLVED FURTHER, The County Board establishes the time for bid consideration to be at 9:40 a.m. on Tuesday, September 3, 2013, at the St. Louis County Courthouse, Duluth, MN.
Adopted May 7, 2013. No. 13-262

WHEREAS, The Property Management Team has approved the sale of an approximate forty (40) acre parcel of surplus fee land legally described as follows:
SW ¼ of SE ¼ of Section 31, Township 52 North, Range 13 West;
and
WHEREAS, A review of assessed value and sales has determined a minimum bid amount for this property to be $38,100;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Property Management Director to advertise for written bids for the above described property, a lot of record approximately 40 acres in size, pursuant to the requirements and procedures of Minn. Stat. § 373.01;
RESOLVED FURTHER, The County Board establishes the time for bid consideration to be at 9:45 a.m. on Tuesday, September 3, 2013, at the St. Louis County Courthouse, Duluth, MN.
Adopted May 7, 2013. No. 13-263

WHEREAS, The Property Management Team has approved the sale of an approximate six (6) acre parcel of surplus fee land legally described as follows:

Beginning at a point 800 feet west of the southeast corner of the Northeast Quarter of the Southwest Quarter (NE ¼ - SW ¼), Section 13, Township 54 North, Range 17 West of the Fourth Principal Meridian, thence due North for a distance of 792 feet; thence due West for a distance of 220 feet; thence due South for a distance of 792 feet to the south line of the NE ¼ - SW ¼; thence due East along said south line 220 feet to the point of beginning. Said parcel contains 4.0 acres. Parcel Code: 305-0020-02255;
and
Beginning at a point 1020 feet west of the southeast corner of the Northeast Quarter of the Southwest Quarter (NE ¼ - SW ¼), Section 13, Township 54 North, Range 17 West of the Fourth Principal Meridian, thence due North for a distance of 792 feet to a point; thence due West for a distance of 110 feet to a point; thence due South for a distance of 792 feet to the south line of the NE ¼ - SW ¼; thence due East along said south line 110 feet to the point of beginning. Said parcel contains 2.0 acres. Parcel Code: 305-0020-02254;
and
WHEREAS, A review of assessed value and sales has determined a minimum bid amount for this property to be $3,600;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Property Management Director to advertise for written bids for the above described property, a parcel approximately 6 acres in size, pursuant to the requirements and procedures of Minn. Stat. § 373.01;
RESOLVED FURTHER, The County Board establishes the time for bid consideration to be at 9:45 a.m. on Tuesday, August 6, 2013, at the St. Louis County Courthouse, Duluth,

MN.
Adopted May 7, 2013. No. 13-264

WHEREAS, The Property Management Team has approved the sale of an approximate ten (10) acre parcel of surplus fee land legally described as follows:
The Easterly Three Hundred and Thirty feet (Ely 330') of the Northeast Quarter of the Northeast Quarter (NE ¼ of NE ¼) of Section 17, Township Sixty-five (65) North, Range Seventeen (17) West;
and
WHEREAS, A review of assessed value and sales has determined a minimum bid amount for this property to be $8,100;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Property Management Director to advertise for written bids for the above described property pursuant to the requirements and procedures of Minn. Stat. § 373.01;
RESOLVED FURTHER, That the Board establishes the time for bid consideration to be at 9:40 a.m. on Tuesday, October 1, 2013, at the St. Louis County Courthouse, Duluth, MN.
Adopted May 7, 2013. No. 13-265

RESOLVED, That the workers' compensation report of claims by employees for work-related injuries, dated April 19, 2013, on file in the office of the County Auditor, identified as County Board File No. 59592, is hereby received and ratified as payable from Fund 730, Agency 730001.
Adopted May 7, 2013. No. 13-267

RESOLVED, That the recommendations of the Finance Committee for payment of claims and bills against the County of St. Louis, on file in the office of the County Auditor, identified as County Board File No. 59633, are hereby approved and the County Auditor shall issue checks in the following amounts:

March 2013

100	General Fund	$7,116,346.33
149	Personnel Service Fund	471.77
150	Sheriff's Nemesis Fund Group	9,686.81
160	MN Trail Assistance	43,440.40
168	Sheriff's State Forfeitures	782.03
169	Attorney Trust Accounts-VW	1,502.89
170	Boundary Waters-Forfeiture	5,020.75
171	Controlled Substances	11,063.40
173	Emergency Shelter Grant	550.00
179	Enhanced 9-1-1	4,627.60
180	Law Library	22,913.88
183	City/County Communications	383.56
184	Extension Service	51,421.66
200	Public Works	3,335,586.73
210	Road Maintenance – Unorg Townships	3,630.00
220	State Road Aid	721,364.80
225	PW – June 2012 Flood	266,167.48
230	Public Health & Human Services	6,505,874.86
240	Forfeited Tax	511,633.30
250	St. Louis County HRA	2,577.70
260	CDBG Grant	32,754.86
270	Home Grant	8,738.85
280	Federal Septic Loan – EPA Fund	23,180.97
400	County Facilities	75,804.79

402	Depreciation Reserve Fund	1,192.50
405	Public Works Building Const	11,171.00
407	Public Works – Equipment	228,107.78
439	2010A Capital Improvement Bond	13,341.89
600	Environmental Services	474,585.22
616	On-Site Waste Water Division	51,273.93
625	Chris Jensen Health & Rehab	34,855.72
640	Plat Books	3,760.00
715	County Garage	114,654.95
720	Property Casualty Liability	12,726.53
730	Workers Compensation	211,081.91
770	Retired Employees Health Ins	1,432.64
826	Taconite Production Tax	1,258,049.00
855	Human Service Conference Fund	123.47
900	State of Minnesota	1,358,102.23
902	Courts	320,963.03
907	Special Taxes	55,685.75
909	Tax Refunds	69,105.73
925	Arrowhead Regional Corrections	2,099,837.15
955	Community Health Board	174,491.16
985	Collective Local Collaborative	24,269.54
989	Regional Railroad Authority	77,478.25
990	Northern Cities Land Use	4,300.84
994	Sheriff Forfeits/Evidence	395.30
998	MPL-DUL Train Alliance	31,005.49
		$25,387,516.43

Adopted May 7, 2013. No. 13-268

RESOLVED, That pursuant to the provisions of Minnesota Statutes § 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. 59581;
RESOLVED FURTHER, That said 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, may at its discretion, 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 said license shall be effective through June 30, 2014:
Ely Golf Club, Inc., d/b/a Ely Golf Club, Inc., Morse Township, On/Off-Sale 3.2 Percent Malt Liquor License No. B14105, change of board members, renewal.
Adopted May 7, 2013. No. 13-269

RESOLVED, That pursuant to the provisions of Minnesota Statutes § 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. 59581;
RESOLVED FURTHER, That said 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 said license shall be effective through June 30, 2014:
Ely-Winton Rod & Gun Club, Inc., d/b/a Samz Place, Morse Township, Off-Sale 3.2 Percent Malt Liquor License No. B14106, change of board members, renewal.
Adopted May 7, 2013. No. 13-270

RESOLVED, That pursuant to the provisions of Minnesota Statutes § 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. 59580;
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 may, at its discretion, 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, 2014:
Ely-Winton Rod & Gun Club, Inc., d/b/a Samz Place, Morse Township, On-Sale Intoxicating Liquor License No. CMB1446 and Sunday On-Sale Intoxicating Liquor License No. SUN1446, change of board members, renewal.
Adopted May 7, 2013. No. 13-271

RESOLVED, That pursuant to the provisions of Minnesota Statutes § 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. 59580;
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 may, at its discretion, 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, 2014:
Eshquaguma Club, Inc., d/b/a Eshquaguma Club, Biwabik Township, Club On-Sale Intoxicating Liquor License No. CL145 and Sunday Club On-Sale Intoxicating Liquor License No. CLS145, change of board members, renewal.
Adopted May 7, 2013. No. 13-272

BY COMMISSIONER RAUKAR:
WHEREAS, All increases in original governmental funds revenue and expenditure budgets require County Board approval; and
WHEREAS, Departments anticipate being notified of additional revenues throughout the year and need approval to increase revenue and expenditure budgets; and
WHEREAS, Proposed budget adjustments are levy neutral;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board of Commissioners authorizes the following budget changes:

1. Transfer Law Library budget from personnel to operating to cover professional service expense incurred as a result of the Law Librarian position being vacant ($24,530.50) and to cover higher-than-anticipated operating expenditures ($12,296.26).
2. Use of Law Library fund balance to reimburse Property Management for unbudgeted expense related to the Virginia Law Library ($8,810.23) and to

cover higher-than-anticipated operating expenditures ($4,400.62).

3. Use of depreciation reserve funds for Duluth Courthouse skywalk roof replacement project ($35,168.50) and jail roof and energy efficiency projects ($55,139.77).
4. Increase capital projects revenue and expense budget to allow spending of unexpected energy rebate revenue ($1,966.26).
5. Increase revenue and expense budget for City of Duluth portion of the Public Safety Campus roadway; costs were higher than originally estimated on Resolution No. 12-493 ($24,997.17).
6. Transfer excess bond funds from capital projects fund to debt service fund to repay debt, per bond covenants ($5,988.51).
7. Increase revenue and expense budget in 2010A Capital Improvement Bond fund to allow spending of interest revenue received ($1,213.42).
8. Use of fund balance assigned for parking to cover parking-related expense beyond what was budgeted, including the purchase of a mid-level diesel tractor to be used for snow removal in Duluth area parking facilities/ramps/lots ($35,813.31).
9. Add revenue and expense budget for Sheriff impound lot rent paid to Property Management ($2,800.00).
10. Increase Property Management revenue and expense budget to allow spending of unbudgeted revenue received during the year ($165,240.59).
11. Transfer excess personnel budget in Property Management to cover higher-than-anticipated operating expense ($1,330.95).
12. Reallocate Assistant Mine Inspector I position to Loss Control Specialist position within County Administration, for an annual increase amount of $11,856.00 – no budget change as the position was vacant at the time of change and would not be filled until 2013.
13. Increase Telecommunications revenue and expense budget to allow spending of an insurance reimbursement for property damage caused by a lightning strike ($4,515.61).
14. Transfer funds from Administration to departments that are overspent in personnel due to unbudgeted 1% salary increases and accruals ($323,809.91).
15. Transfer from Administration to Veterans Service Office to cover personnel overspending caused by a vacant position being filled at a higher step than budgeted ($905.37).
16. Use of General Fund fund balance to reimburse Arrowhead Regional Corrections for prior-year drug court expenses ($80,000).
17. Increase revenue and expense budget for Northern Lights Express to reflect additional federal funds received for this project ($68,193.76).
18. Use of Motor Pool fund balance for Virginia Motor Pool relocation study ($3,420.00) and Duluth Motor Pool tuck point and window replacement project ($2,900.00).
19. Use of fund balance ($606.81, which was unspent in this program in 2011) and anticipated additional revenue ($250) to increase expense budget in Extension for County Extension Committee Educational Holiday Project.
20. Use of Recorder's technology fund balance:
    a. To purchase new computers, printer equipment, and software for Assessor and Recorder employees ($49,323.36).
    b. For ProWest contract for planimetrics mapping system development, which was transferred into the Assessor's budget ($24,600.00).
    c. For a contribution to the Minnesota Department of Revenue toward electronic CRV (Certificate of Real Estate Value) development ($15,000.00).

d. To transfer Torrens microfilm to digital images ($23,000.00).

21. Use unspent Recorder's personnel budget to cover higher-than-anticipated operating expense in Recorder, Assessor, and Microfilm budgets ($17,936.96).
22. Use of Public Health & Human Services technology improvements fund balance for a one-time investment in technology ($300,000.00).
23. Increase revenue and expense budget in Public Health & Human Services for pass-through Cost Effective Health Insurance funds from the state ($26,000.00).
24. Transfer budget in Public Health & Human Services for costs that should have been budgeted in personnel rather than in Public Aid Assistance ($6,250).
25. Transfer from Public Health & Human Services to the General Fund to cover personnel expense for Auditor employees who were budgeted in Public Health & Human Services for the entire year and charged to the General Fund for the fourth quarter ($65,989.28).
26. Increase revenue and expense budget to match actual Child in Need of Protective Services (CHIPS) court expenses ($1,000.00).
27. Transfer Sheriff's Office excess personnel budget to operating to cover payments that were previously paid from a revenue account and have been reclassified as expense ($49,450.05).
28. Increase revenue and expense budgets to match actual revenues received for meth-related overtime reimbursed through Northeast Law Enforcement Administrator's Council (NLEAC) ($19,699.35).
29. Carry forward budget for the Depot Roof project, which was budgeted in 2011 and not completed until 2012 ($469,100.00).
30. Increase revenue and expense budget in Public Works Building Construction fund to allow spending of unexpected reimbursement revenue from the City of Hibbing ($18,122.40).
31. Use of Workers' Compensation fund balance to cover budgetary deficits caused by the stipulated settlement cost of one large claim ($205,000.00) and year-end claims payable expense ($362,748.57).
32. Use of Property Casualty Liability fund balance to cover higher-than-anticipated 2012 attorney fees and claims ($121,384.34).
33. Use of missing heirs fund balance to cover transfer to general fund; after 21 years, the money becomes property of the county and is transferred to the general fund ($5,915.15).
34. Increase revenue and expense budgets in Attorney's Office to match revenue received ($123,173.47).
35. Use of Attorney Child Support fund balance to purchase Bluetooth keyboards for tablets used by child support officers for court hearings ($246.56).
36. Use of Attorney's Forfeitures fund balance for a donation to Program for Aid to Victims of Sexual Assault (PAVSA) for Sexual Assault Nurse Examiner (SANE) program ($5,000.00), and for donation to Minnesota County Attorneys Association (MCAA) Educational Fund ($3,000.00).
37. Use of Medical/Dental Insurance fund balance to cover 2012 expense beyond what was budgeted ($2,141,010.88).
38. Use of Health Insurance fund balance to increase 2012 transfer to Wellness Program by the amount authorized but not transferred in 2011. This is to account for funds that were encumbered at the end of 2011 but not spent until 2012 ($35,912.70).
39. Transfer from Shoreline Sales fund to On-Site Waste Water for Voyageur National Park Clean Water Joint Powers Agreement ($25,000.00).
40. Use of On-Site Waste Water fund balance to cover unbudgeted year-end vested and vesting sick leave and accrued vacation expense ($47,532.65).

41. Use of Environmental Services emergency fund balance to cover non-reimbursed flood-related expenses ($11,440.99).
42. Assign General Fund fund balance for public safety in order to complete the purchases and build-out necessary for the Allied Radio Matrix for Emergency Response (ARMER) system ($661,995.00).
43. Assign General Fund fund balance for the surveyor Mineral Management Program, to be transferred to Public Works in 2013 ($330,000.00).
44. Assign General Fund fund balance for public safety innovation, to fund pilot initiatives approved by the Criminal Justice Coordinating Committee, to combat the ongoing jail overcrowding problem ($921,378).
45. Assign Public Health & Human Services fund balance for medical assistance expansion local costs, to be used to pay for the county's share of Medical Assistance expansion due to the Federal Affordable Care Act ($1,592,100.00).
46. Increase Public Health & Human Services fund balance assignment for Technology Improvements, which will include moving to a paperless environment, as well as other projects that will enhance productivity through technology ($1,302,993.00).
47. Increase Public Health & Human Services fund balance assignment for Space Remodeling, which will include remodels of the Government Service Center and Northland Office Buildings, resulting in reorganization and consolidation of workspaces ($354,900.00).

Unanimously adopted May 7, 2013. No. 13-266

BY COMMISSIONER NELSON:

Tax Abatement Financing for P&H MinePro Services

Section 1. Recitals.

1.01 WHEREAS, The City of Virginia (the "City") previously agreed to provide certain tax abatement assistance under Minnesota Statutes, Sections 469.1812 through 469.1815, as amended (the "Abatement Act") to P&H Mining Equipment Inc., d/b/a P&H MinePro Services (the "Developer"). That assistance helped finance the development of an approximately 92,000 square foot equipment fabrication, maintenance and rebuild facility located in the City (the "Project"); and

1.02 WHEREAS, At the time the City was considering assistance for the Project, City representatives discussed with County representatives a proposal for the County to provide County abatement assistance as well, in the amount of $10,000 per year for ten years (the "County Abatement," as further described herein). The City has now requested formal Board action on that request; and

1.03 WHEREAS, The City has entered into a Contract for Private Development with the Developer dated as of May 16, 2011, as amended by a First Amendment thereto dated June 28, 2012 and a Second Amendment thereto dated February 12, 2012 (the "Contract"), which describes how assistance from both the City and the County is delivered; and

1.04 WHEREAS, On the date hereof, this Board conducted a duly noticed public hearing on the County Abatement, at which the views of all interested persons were heard;

Section 2. Findings.

2.01. The St. Louis County Board finds and determines that the public benefits to the County from the County Abatement will be at least equal to the costs to

the County of the County Abatement, because (a) the County Abatement made development of the Project possible, because Developer would not have constructed those improvements absent the expectation of the County Abatement, (b) the Project provides significant employment opportunities in the County, and (c) the County will receive substantial tax revenues from the Project during the term of the Abatement, and the long-term taxes collected from the Project after termination of the County Abatement will far exceed the amount of the County Abatement; and

2.02. It is further specifically found and determined that the County Abatement is expected to result in the following public benefits:

(a) The consolidation of approximately 45 jobs at this site in the City within one year of the Benefit Date, and the creation of approximately 16 new full-time equivalent jobs within five years after completion of the Project.

(b) The development of an underused, blighted property at a key location in the City.

(c) Expenditure by the Developer of a minimum capital investment of $8,000,000 for the Project.

2.03. This Board finds and determines that the County Abatement is in the public interest and confers public benefits for the reasons described in this Section;

2.04. The County Abatement is consistent with the County's Tax Abatement Policy; provided that (a) to the extent the property taxes payable by Developer are considered personal property taxes by virtue of the City's underlying fee ownership of the property, the prohibition on abatements for personal property is waived; and (b) any fees required under the policy are waived in light of the City's assistance in this transaction;

Section 3.

3.01. THEREFORE, BE IT RESOLVED, The St. Louis County Board hereby approves County Abatement in the amount of up to $10,000 per year for tax-payable years 2014 through 2023, for a total not to exceed $100,000;

3.02. RESOLVED FURTHER, The County Board authorizes the Planning and Community Development Director and the County Attorney to negotiate an abatement agreement with the City of Virginia for the P&H MinePro project and authorizes the appropriate county officials to execute agreements, certificates or other documents that the County determines are necessary to implement this Resolution;

3.03. RESOLVED FURTHER, The County will make the County Abatement payments to the City, which will in turn apply them in accordance with the existing Contract between City and Developer. The method of calculating the County Abatement, the timing of payments, the precise property involved, and all other terms and conditions regarding administration of the County Abatement are described in the Abatement Agreement, which is incorporated herein by reference.

Unanimously adopted May 7, 2013. No. 13-273

BY COMMISSIONER STAUBER:

WHEREAS, On August 24, 2012, state legislation was passed which provided $15 million in the Minnesota Investment Fund (MIF) Disaster Recovery Financing for local units of government to assist businesses impacted from the 2012 flood; and

WHEREAS, The County Board adopted resolutions 12-588 and 13-51 authorizing the Planning and Community Development Director to apply for and execute agreements on behalf of St. Louis County; and

WHEREAS, St. Louis County has entered into a grant agreement with the Minnesota Department of Employment and Economic Development (DEED) for $170,000; and

WHEREAS, An additional business has requested assistance under the MIF program and there may be additional eligible applications or changes in the requested loan amounts;

and
WHEREAS, The St. Louis County Board conducted a public hearing on May 7, 2013, at 9:45 a.m. at the St. Louis County Courthouse in Duluth, Minnesota, for the purpose of receiving public comments on amendments to the Minnesota Investment Fund Disaster Recovery Financing agreement;
THEREFORE, BE IT RESOLVED, That upon state approval, St. Louis County may enter into agreements and any amendments with the State of Minnesota for the MIF Disaster Recovery Financing and that St. Louis County certifies that it will comply with all applicable laws and regulations as stated in all contract agreements;
RESOLVED FURTHER, That the St. Louis County Planning and Community Development Director is authorized to execute such agreements, and amendments thereto, as are necessary to implement Minnesota Investment Fund Disaster Recovery projects on behalf of St. Louis County;
RESOLVED FURTHER, That the St. Louis County Planning and Community Development Director and a representative of the County Attorney are authorized to execute loan agreements and all necessary documents for the DEED approved projects;
RESOLVED FURTHER, That funds be deposited into and dispersed from Fund 176, Agency 176999, Grant 17601, Year 2012.
Unanimously adopted May 7, 2013. No. 13-274

BY COMMISSIONER NELSON:
WHEREAS, Minnesota Statutes § 13D.03 allows meetings of the governing body of a public employer to be closed to consider strategy for labor negotiations; and
WHEREAS, The County Labor Relations Negotiator has requested to meet with the County Board in a closed session of the Committee of the Whole to discuss labor negotiations for a particular issue on May 7, 2013;
THEREFORE, BE IT RESOLVED, The St. Louis County Board of Commissioners will recess the County Board meeting to meet in a closed session of the Committee of the Whole at 10:15 a.m. on May 7, 2013, in the Board Conference Room of the St. Louis County Courthouse, Duluth, for the purpose of discussing labor negotiations strategy in accord with Minn. Stat. § 13D.03.
RESOLVED FURTHER, That no other pending public business will be discussed at this closed session.
Unanimously adopted May 7, 2013. No. 13-275

BY COMMISSIONER JEWELL:
WHEREAS, Pursuant to Minn. Stat. § 13D.05, Subd. 3(b), the St. Louis County Board may close a meeting as permitted by the attorney/client privilege; and
WHEREAS, The County Attorney requires candid and open discussion to provide legal advice to the County Board with respect to potential settlement and litigation strategy in a closed session of the Committee of the Whole; and
WHEREAS, a closed session would benefit the public because potential financial liability could result in the expenditure of public funds;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board will convene in a closed meeting of the Committee of the Whole on May 7, 2013, for the purpose of discussing settlement litigation strategy immediately following the Board meeting, in accord with Minn. Stat. § 13D.05, Subd. 3(b);
RESOLVED FURTHER, That no other pending public business will be discussed at this closed session.
Unanimously adopted May 7, 2013. No. 13-276

At 12:16 p.m., May 7, 2013, Commissioner Nelson, supported by Commissioner Forsman, moved to adjourn. The motion passed; seven yeas, zero nays.

Chris Dahlberg, Chair of the Board
of County Commissioners

Attest:

Donald Dicklich, County Auditor
and Ex-Officio Clerk of the Board
of County Commissioners

(Seal of the County Auditor)

**OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON MAY 14, 2013**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 14th day of May 2013, at 9:30 a.m., at St. Louis County Courthouse, Duluth Minnesota, with the following members present: Commissioners Frank Jewell, Steve O'Neil, Mike Forsman, Pete Stauber, Keith Nelson, Steve Raukar, and Chair Chris Dahlberg - 7. Absent: - 0.

Chair Dahlberg asked for a moment of silence to honor U.S. troops serving throughout the world and their families as well as all persons adversely affected by war.

As a part of Chair Dahlberg's initiative, "St. Louis County History: People & Places", Joe Gomer, a member of the Tuskegee Airmen, the nation's first black fighter pilots, discussed his active duty experiences, including the segregation between black and white fighter pilots. Mr. Gomer also described his experiences and treatment by others upon returning from active duty.

Sheriff Ross Litman presented Life Saver Awards to honor 29 people who were involved in saving the life of Gary Kainz on August 1, 2012. Those honored today included Brandan Kainz, Charles Mattson, Carol Kainz, Matt Baudek, Dale Erickson, Mike Lesar, Mike Skinner, Greg Hinsz, Eric Korpela, Jerrud Paul, Jesse Tennison, Trent Bailey, Dan Mackey, Tony House, Pete Wolner, Melissa Skelton, Joe Sykora, Josh Berndt, Pete Goman, Kevin Greene, Anthony Sundholm, Kenneth Slatten, Robert Vetscher, Lt. Edward Kippley , Deputy Jesse Richter, Anne Lasky, Ryan Stauber, Nanette Blom, and Joyce Hill.

An Employee Recognition Ceremony was held for retirees and employees with 25, 30, 35 and 40+ years of service to St. Louis County.

Chair Dahlberg then opened the meeting to persons who wanted to address the Board concerning issues not on the agenda, and no one came forth.

Commissioner Jewell, supported by Commissioner Raukar, moved to approve the consent agenda. The motion passed; seven yeas, zero nays.

Commissioner Raukar, supported by Commissioner Nelson, moved to authorize the budgetary revenue and expenditure changes incurred in the first quarter of 2013. The motion passed; six yeas, one nay (Commissioner Dahlberg). Resolution No. 13-306.

Commissioner Jewell, supported by Commissioner Stauber, moved to suspend the rules to consider item #2 on the agenda, Authorization to Expend the 2010 Port Security Grant for a Microwave Link with Douglas County, WI. The motion passed; seven yeas, zero nays.

Commissioner Stauber (on behalf of Commissioner O'Neil), supported by Commissioner Nelson, moved to authorize the expenditure of $127,078.65 ($118,904 for Microwave Networks, Inc., Stafford, TX, plus $8,174.65 for state use tax) for the purchase of a microwave link to Douglas County, WI. The motion passed; seven yeas, zero nays. Resolution No. 13-307.

The following Board and Contract files were created as a result of documents received at this Baord meeting:

Employee Recognition for Retirees and Longevity.—59657

Kevin Gray, County Administrator, and James Gottschald, Human Resources Director, submitting Board Letter No. 13-181, Jail Corrections/Communications Unit Bargaining Agreement 2012-2014.—59658

Kevin Gray, County Administrator, and Ross Litman, Sheriff, submitting Board Letter No. 13-182, Public Safety Innovation Fund Proposals.—59659

Kevin Gray, County Administrator, and Barbara Hayden, Director of Planning and Community Development, submitting Board Letter No. 13-163, Amend Zoning Ordinance No. 46, Zoning Map (Unorganized 53-16).—59660

Kevin Gray, County Administrator, and Donald Dicklich, County Auditor, submitting Board Letter No. 13-177, Establish Public Hearing on an Amendment to the Capital Improvement Plan and on Intent to Issue Capital Improvement Bonds.—59661

Joint Powers Agreement between St. Louis County and Western Lake Superior Sanitary District for regional coordinator services including the collection and disposal of household hazardous waste for the period March 15, 2013 through December 31, 2017.—13-292

Agreement for Professional Services between St. Louis County and Gale-Tec Engineering, Inc., Wayzata, MN, for Engineering Services for On-Call Geotechnical Investigations and Evaluations through June 30, 2014.—13-293

Agreement between the County of St. Louis and the City of Floodwood for 2013 St. Louis County Crack Sealing Plan, MP 97054.—13-294

Agreement between the County of St. Louis and the City of Chisholm for 2013 St. Louis County Crack Sealing Plan, MP 97054.—13-295

Agreement for Professional Services between the County of St. Louis and Scalzo Architects, Duluth, MN, for Duluth Courthouse Sidewalk Repair Project.—13-296

Agreement for Professional Services between the County of St. Louis and Gausman & Moore, Duluth, MN, for Safety Division Building – Design Services, Bidding and Construction Administration.—13-297

Professional Services Agreement, Contract No. 30144, between the St. Louis County Public Health and Human Services Department (County) and Duluth Institute for Psychological Health, Duluth, MN, for Forensic Psychological Services during Calendar Year (CY) 2013.—13-298

Professional Services Agreement, Contract No. 30143, between the St. Louis County Public Health and Human Services Department (County) and Arrowhead Psychological Clinic, P.A., Duluth, MN, for Forensic Psychological Services during CY 2013.—13-299

Service Contract, Damion No. 2013-007811, between the County of St. Louis and UHL Company, Inc., Maple Grove, MN, for HVAC Building Control Services at the Hibbing Annex facility during the period March 1, 2013 through December 31, 2013.—13-300

Amendment No. 2, Original Damion No. 2012-007255, between the County of St. Louis and Chandler Johnson, Fairmont, MN, for Low Resolution Inventory for 2012-2015, Bid No. 4961-1.—13-301

St. Louis County On-Line Software Subscriber Agreement between the County of St. Louis and LendServ National Title and Information Services, Brooklyn Center, MN.—13-302

Upon motion by Commissioner Jewell, supported by Commissioner Raukar, resolutions numbered 13-277 through 13-305, as submitted on the consent agenda, were Adopted as follows:

BY COMMISSIONER JEWELL:
WHEREAS, The Minnesota Pollution Control Agency has developed a program to place GreenCorps volunteers in host sites throughout the state to assist communities and local governments in addressing a variety of statewide needs, including solid waste reduction and increasing recycling in Minnesota communities; and
WHEREAS, The Environmental Services Department has the means to provide appropriate duties related to solid waste reduction and recycling, supervision and office accommodations for a GreenCorps volunteer; and
WHEREAS, The Environmental Services Department will provide an in-kind match of office accommodations and supervision for the GreenCorps volunteer;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the application of a grant to the Minnesota Pollution Control Agency for designation to operate as a GreenCorps Host Site. Funding for the in-kind match is identified from Fund 600, Agency 601003, Object 610100 Regular Salaries, and Fund 600, Agency 601003, Object 634400 Intra-County Rent.
Adopted May 14, 2013. No. 13-277

WHEREAS, St. Louis County believes in efficient and effective waste management programs to enhance services to residents and businesses while protecting the environment; and
WHEREAS, The county collects Class I demolition waste which requires disposal at a Minnesota Pollution Control Agency-permitted disposal facility; and
WHEREAS, The Environmental Services Department considers several factors prior to deciding where to direct its demolition waste for disposal, including: proximity of the transfer location, tipping fee cost, haulage cost, facility environmental controls, weigh scale availability, haulage road and overall site accessibility, permit history and remaining airspace capacity; and
WHEREAS, The department has negotiated a three-year contract with Waste Management of Minnesota, Inc. (WMI) for disposal services at WMI's Voyageur Landfill in Canyon, MN, for approximately 5,000 tons of Class I demolition waste collected at the Regional Landfill and the Aurora, Brookston and Northwoods Transfer Stations and to be delivered by the department or the department's designated haulers; and
WHEREAS, The cost for disposal services is estimated to be $91,250 per year, based upon a tipping fee of $16 per ton, a St. Louis County disposal surcharge fee per Minn. Stat. § 115A.919, fuel surcharge, and an environmental fee of $14 per load; and

WHEREAS, Any increase to the contract amount will be dependent upon waste delivery amounts, variations in weekly fuel surcharge, and annual tipping fee adjustment;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Environmental Services Department to enter into a three-year contract with Waste Management of Minnesota, Inc. (WMI) for disposal services for Class I demolition waste delivered by the department from the Regional Landfill and the Aurora, Brookston and Northwoods Transfer Stations to the WMI Voyageur Landfill in Canyon, MN, at an estimated cost of $91,250 per year payable from Fund 600, Agency 605001, Object 629900, and subject to waste delivery amounts, variations in weekly fuel surcharge, and annual tipping fee adjustment.
Adopted May 14, 2013. No. 13-278

WHEREAS, The St. Louis County Planning Commission held a public hearing regarding the preliminary plat of Granite Ridge on October 11, 2012, and granted preliminary approval for the plat; and
WHEREAS, The final prints have been submitted and conform with the requirements set forth by the Planning Commission;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board grants final approval to the plat of Granite Ridge, located in Section 3, Township 61 North, Range 16 West (Vermilion Lake Township).
Adopted May 14, 2013. No. 13-279

WHEREAS, The St. Louis County Planning Commission initiated a zoning map amendment for the NW ¼ of the NW ¼ , Section 14, and the NE ¼ of the NE ¼, Section 15, Township 53 North, Range 16 West (Unorganized); and
WHEREAS, The St. Louis County Planning Commission, on April 11, 2013, held a public hearing to consider amending the zoning map, T53N-16W; and
WHEREAS, The Planning Commission recommends approval of the proposed amendments;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board amends Ordinance No. 46, NW ¼ of the NW ¼, Section 14, and the NE ¼ of the NE ¼, Section 15, Township 53 North, Range 16 West, Unorganized Township, as follows:

FAM-1, Forest Agriculture Management-1 to FAM-3, Forest Agriculture Management-3;

RESOLVED FURTHER, That the effective date of this zoning change will be May 15, 2013.
Adopted May 14, 2013. No. 13-280

WHEREAS, The contract with Jacqueline Ufford-Richards of Becker, MN, for the purchase of state tax forfeited land is in default for nonpayment of installments; and
WHEREAS, The purchaser was properly served with Notice of Cancellation of Contract by civil process and has failed to cure the default for lands legally described as:

CITY OF GILBERT
NW 1/4 OF NW 1/4 EX ELY 250 FT AND EX SLY 250 FT LYING W OF ELY 475 FT AND EX SLY 250 FT OF WLY 75 FT OF ELY 325 FT AND EX SLY 250 FT OF WLY 75 FT OF ELY 400 FT AND EX WLY 75 FT OF ELY 475 FT OF SLY 250 FT of Section 34, Township 58 West, Range 17 North and SW 1/4 OF SW 1/4 of Section 27, Township 58 West, Range 17 North
Parcel Codes: 060-0055-00020 & 060-0053-01500
C22080054

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

WHEREAS, The previous owner(s) of the property will be notified by posting of property or by mail;
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.
Adopted May 14, 2013. No. 13-281

WHEREAS, The contract with Renee Ann Dominguez of Eveleth, MN, for the purchase of state tax forfeited land is in default for nonpayment of taxes and installments; and
WHEREAS, The purchaser was properly served with Notice of Cancellation of Contract by civil process and has failed to cure the default for lands legally described as:

CITY OF MT IRON
LOT: 0013 BLOCK: 003
MERRITTS 1ST ADDITION TO MOUNTAIN IRON
Parcel Code: 175-0020-00400
C22100110

and
WHEREAS, Minn. Stat. §§ 282.04, Subd. 2(d) and 504B.271 authorize the County Auditor to dispose of abandoned personal property; and
WHEREAS, The previous owner(s) of the property will be notified by posting of property or by mail;
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.
Adopted May 14, 2013. No. 13-282

WHEREAS, The contract with Renee Ann Dominguez of Eveleth, MN, for the purchase of state tax forfeited land is in default for nonpayment of taxes and installments and 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 lands legally described as:

CITY OF EVELETH
LOT 1, BLOCK 22, REARRANGEMENT OF 1ST ADDN TO EVELETH AND ALL OF LOT 1 1/2 AND LOT 20, BLOCK 22, EVELETH 2ND ADDITION
Parcel Codes: 040-0010-00240, 040-0030-00010 & 040-0030-00130

C22100105
and
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(s) of the property will be notified by posting of property or by mail;
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.

Adopted May 14, 2013. No. 13-283

WHEREAS, The St. Louis County Board desires to offer for sale, as recommended by the Land Commissioner, certain parcels of land that have forfeited to the State of Minnesota for non-payment of taxes; and
WHEREAS, The parcels of land as described in County Board File No. 59614 have been classified as non-conservation land as provided for in Minn. Stat. § 282.01; and
WHEREAS, These parcels of land are not 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; and
WHEREAS, The Commissioner of Natural Resources has approved the sale of these lands, as required by Minn. Stat. § 282;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the County Auditor to offer these lands at public sale for not less than the basic sale price in accordance with terms set forth in the Land and Minerals Department policy, and in a manner provided for by law on Thursday, June 13, 2013, at 10:00 a.m. at the Depot, 506 W. Michigan Street, Duluth, MN. Funds from the land sale are to be deposited into Fund 240 (Forfeited Tax Fund).
Adopted May 14, 2013. No. 13-284

WHEREAS, Minn. Stat. § 282.241 provides that state tax forfeited land may be repurchased by the previous owner subject to payment of delinquent taxes and assessments, with penalties, costs, and interest; and
WHEREAS, The applicant, David Christenson of Virginia, MN, has applied to repurchase state tax forfeited land legally described as:

CITY OF VIRGINIA
LOTS 30, 31 AND 32
BLOCK 30
VIRGINIA
PARCEL: 090-0010-07500

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;
THEREFORE, BE IT RESOLVED, That the St Louis County Board approves the repurchase application by David Christenson of Virginia, MN, on file in County Board File No. 59601, subject to payments including total taxes and assessments of $31,849.20, service fee of $114, deed tax of $105.10, deed fee of $25, and recording fee of $46; for a total of $32,139.30, to be deposited into Fund 240 (Forfeited Tax Fund).
Adopted May 14, 2013. No. 13-285

WHEREAS, The St. Louis County Public Works Department plans to reconstruct a small segment of the Jenkins Road (County Road 981) and to replace the existing bridge (County Bridge 213) over the Whiteface River in Cotton Township, County Project 177722; and
WHEREAS, These improvements consist of replacing the existing bridge with a three-span, concrete beam bridge at the same location and reconstructing the roadway as determined necessary to provide for the safety and convenience of the public; and
WHEREAS, In addition to the existing highway right of way, certain lands are required for this construction, together with temporary construction easements;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Works Director to proceed with the acquisition of the necessary lands and temporary easements for this project, payable from Fund 200, Agency 203001;

RESOLVED FURTHER, That pursuant to Minn. Stat. § 282.04, Subd. 4, the St. Louis County Board authorizes the County Auditor to grant the necessary easements for highway purposes over the following tax forfeited parcels:

1. Government Lot 5, Section 7, Township 54 North, Range 16 West.
   (Parcel ID No. 305-0010-01125)
2. That part of the Easterly 260 feet of Government Lot 1 lying south of the Whiteface River, Section 12, Township 54 North, Range 17 West of the Fourth Principal Meridian.
   (Parcel ID No. 305-0020-02158)
3. Government Lot 1, Section 13, Township 54 North, Range 17 West of the Fourth Principal Meridian, EXCEPT the southerly 1120 feet thereof.
   (Parcel ID No. 305-0020-02168)

Adopted May 14, 2013. No. 13-286

WHEREAS, The Public Works Department equipment budget includes replacement of tandem trucks for snow and ice control, and gravel hauling; and

WHEREAS, The Public Works Department and Purchasing Division presented specifications and requested State of Minnesota contract pricing for the Mack GU713, due to its quality, department experience, savings in inventory, and mechanic familiarity; and

WHEREAS, Twin Cities Mack & Volvo of Roseville, MN, responded with the state contract price for two Mack GU713 tandem trucks of $219,274.54, plus 6.5% state sales tax of $14,252.85, for a total cost of $233,527.39;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the purchase of two 2014 Mack GU713 tandem trucks from Twin Cities Mack & Volvo Trucks of Roseville, Minnesota, for a total cost of $233,527.39, payable from Fund 407, Agency 407001, Object 666300.

Adopted May 14, 2013. No. 13-287

WHEREAS, Bids have been received by the Purchasing Division for Bid #5014 to furnish and apply 460,000 gallons of liquid chloride; and

WHEREAS, Bids were opened in the Purchasing Division at 1:00 p.m., April 18, 2013, and the lowest acceptable bidder was Tri-City Paving, Inc., of Little Falls, Minnesota;

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 $0.829 cents per gallon for a total cost of $381,340.00, payable from Fund 200, Agency 207001, Object 653400.

Adopted May 14, 2013. No. 13-288

WHEREAS, The Public Works Department budget includes rental of five tractor-mowers for roadside mowing operations; and

WHEREAS, The Public Works Department and Purchasing Division presented specifications and requested pricing for tractor-mowers based on the department's needs; and

WHEREAS, Zeigler, Inc., of Duluth, MN, responded with the only price for five CAT Challenger agricultural tractors equipped with roadside mowing equipment for the amount of $112,500.00, plus 6.875% sales tax of $7,734.38, for a total cost of $120,234.38;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the rental of five CAT Challenger agricultural tractors equipped with roadside mowing equipment from Zeigler, Inc., of Duluth, MN, for a total cost of $120,234.38, payable from Fund 202, Agency 202002, Object 634100.

Adopted May 14, 2013. No. 13-289

RESOLVED, That the St. Louis County Board confirms the reappointment of James T. Foldesi as the St. Louis County Highway Engineer/Public Works Director for a four-year term effective May 1, 2013, and ending May 2017, at his current biweekly compensation rate of $4,750.50 (Pay Plan A1, Grade 31, Step M4 of the Management Compensation Plan) with all benefits at his current level and as provided in the St. Louis County Management Compensation Plan.
Adopted May 14, 2013. No. 13-290

WHEREAS, Bids have been received by the County Auditor for the following project:
CP 0000-97053 Aggregate Crushing, South St. Louis County 2013 located at Five Selected Sites in Southern St. Louis County;
and
WHEREAS, Bids were opened in the St. Louis County Courthouse, Duluth, MN, on April 25, 2013, and the low responsible bid determined;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the award on the above project to the low bidder:

LOW BIDDER	ADDRESS	AMOUNT
Hammerlund Construction, Inc.	3201 W. Hwy. 2 Grand Rapids, MN 55744	$272,000.00

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 200, Agency 201077, Object 650200.
With additional revenue budgeted for expense:

Fine Lakes Township:	Fund 200, Agency 201077, Rev. Obj. 551575	$ 2,660.00
Floodwood Township:	Fund 200, Agency 201077, Rev. Obj. 551576	$ 2,660.00
Van Buren Township:	Fund 200, Agency 201077, Rev. Obj. 551557	$ 2,660.00
Cedar Valley Township:	Fund 200, Agency 201077, Rev. Obj. 551568	$ 1,140.00
Halden Township:	Fund 200, Agency 201077, Rev. Obj. 551569	$ 950.00
Brevator Township:	Fund 200, Agency 201077, Rev. Obj. 551556	$ 3,740.00
Meadowlands Township:	Fund 200, Agency 201077, Rev. Obj. 551566	$ 7,160.00
Alborn Township:	Fund 200, Agency 201077, Rev. Obj. 551565	$ 5,012.00
Industrial Township:	Fund 200, Agency 201077, Rev. Obj. 551554	$ 2,685.00
SLC Land and Minerals:	Fund 200, Agency 201077, Rev. Obj. 553022	$30,350.00
Rice Lake Township:	Fund 200, Agency 201077, Rev. Obj. 551521	$24,220.00

Adopted May 14, 2013. No. 13-291

WHEREAS, Bids have been received by the County Auditor for the following project:
CP 0000-97055 Highway Striping, Various locations St. Louis, Lake Counties, and others;
and
WHEREAS, Bids were opened in the St. Louis County Courthouse, Duluth, MN, on April 25, 2013, and the low responsible bid determined;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the award on the above project to the low bidder:

LOW BIDDER	ADDRESS	AMOUNT
AAA Striping Service Co.	12220 – 43rd St. NE St. Michael, MN 55376	$518,703.50

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 200, Agency 207001, Object 651800.
With additional revenue budgeted for expense:

City of Eveleth:	Fund 200, Agency 207001, Rev. Obj. 551519	$ 917.00
City of Proctor:	Fund 200, Agency 207001, Rev. Obj. 551502	$ 1,063.75

City of Virginia:	Fund 200, Agency 207001, Rev. Obj. 551505	$ 5,291.75
Lake County:	Fund 200, Agency 207001, Rev. Obj. 551508	$69,071.00

Adopted May 14, 2013. No. 13-292

WHEREAS, Bids have been received by the County Auditor for the following tied projects:

CP 0073-94660(Low) CSAH 73 from CSAH 13 (Midway Road) to CR 898 (Lindahl Road) in Midway Township;
CP 0045-94661 CSAH 45 (North Cloquet Road) from Carlton County line to CSAH 13 (Midway Road) in Midway Township;

and
WHEREAS, Bids were opened in the St. Louis County Courthouse, Duluth, MN, on April 25, 2013, and the low responsible bid determined;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the award on the above project to the low bidder:

LOW BIDDER	ADDRESS	AMOUNT
KGM Contractors, Inc.	P.O. Box 7 Angora, MN 55703	$657,740.22

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:

CP 0073-94660(low):	Fund 200, Agency 203284, Object 652800	$284,143.50
CP 0045-94661:	Fund 200, Agency 203285, Object 652800	$373,596.72

Adopted May 14, 2013. No. 13-293

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

CP 0000-97054 Crack Sealing on selected roads in St. Louis County;

and
WHEREAS, Bids were opened in the St. Louis County Courthouse, Duluth, MN, on April 25, 2013, and the low responsible bid determined;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the award on the above project to the low bidder:

LOW BIDDER	ADDRESS	AMOUNT
Fahrner Asphalt Sealers, LLC	6615 US Hwy. 12 W. Eau Claire, WI 54702	$409,607.36

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 200, Agency 201078, Object 653300.
With additional revenue budgeted for expense:

City of Aurora:	Fund 200, Agency 201078, Rev. Obj. 551525	$ 7,146.63
City of Chisholm:	Fund 200, Agency 201078, Rev. Obj. 551530	$19,440.00
City of Floodwood:	Fund 200, Agency 201078, Rev. Obj. 551553	$ 4,288.95

Adopted May 14, 2013. No. 13-294

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

SAP 69-697-005, CP 0097-9589 CSAH 97 (Ajax Road) between CSAH 20 and CSAH 4, in Biwabik Township;

and
WHEREAS, Bids were opened in the St. Louis County Courthouse, Duluth, MN, on April 25, 2013, and the low responsible bid determined;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the award on the above project to the low bidder.

LOW BIDDER	ADDRESS	AMOUNT
Redstone Construction Co., Inc.	2183 Hwy. 65 N.	$580,515.11

Mora, MN 55051

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 220292, Object 652700 (Fund 29 Bridge Bond Funds) $467,025.61
Fund 220, Agency 220292, Object 652700 (SLC State Aid Funds) $113,489.50

With additional revenue budgeted for expense:

Fund 220, Agency 220292, Object 652700 (Fund 29 Bridge Bond Funds) $467,025.61

Adopted May 14, 2013. No. 13-295

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. 59577.

Adopted May 14, 2013. No. 13-296

RESOLVED, That pursuant to Minn. Stat. § 349.213, Subd. 2, the St. Louis County Board approves the following Lawful Gambling License Applications on file in the office of the County Auditor, identified as County Board File No. 59615, for the following organization:

American Legion Post 239, Virginia, Minnesota, to operate out of the following:

Black Bear Café, Vermilion Lake Township, 6699 Highway 169, Tower, MN 55790, new;

Vermilion Club, Greenwood Township, 3191 County Road 77, Tower, MN 55790, new.

Adopted May 14, 2013. No. 13-297

WHEREAS, St. Louis County has the need for the services of qualified electrical professionals for maintenance, repair, small remodeling, and energy savings projects county-wide, valued at less than $50,000 each; and

WHEREAS, To increase efficiency, enhance emergency response times, and reduce costs, Property Management and Purchasing Division staff drafted specifications for the electrical services and received four (4) proposals; and

WHEREAS, After review of the proposals, it was determined that Hunt Electric Corporation of Duluth, MN, provided the best service package for the best price;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes a five-year agreement with Hunt Electric Corporation, Duluth, MN, for miscellaneous electrical services including maintenance, repair, small remodeling and energy savings projects under $50,000 for the period May 14, 2013 through May 13, 2018.

Adopted May 14, 2013. No. 13-298

WHEREAS, The Property Management Team has approved the sale of an approximate 6,600 square foot property, legally described as follows:

Lot 15, Block 7, Lincoln Park Place, Duluth, MN;

and

WHEREAS, A review of assessed value and sales has determined a minimum bid amount for this property to be $10,400;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Property Management Director to advertise for written bids for the above described property, pursuant to the requirements and procedures of Minn. Stat. § 373.01;

RESOLVED FURTHER, That the County Board establishes the time for bid consideration to be at 9:40 a.m. on Tuesday, September 10, 2013, at the St. Louis County Courthouse, Duluth, MN.

Adopted May 14, 2013. No. 13-299

WHEREAS, The Property Management Team has approved the sale of an approximately 6.1 acre parcel legally described as follows:
That part of the Southwest Quarter of the Northwest Quarter (SW ¼ of NW ¼), Section 23, Township 51 North, Range 16 West, St. Louis County, Minnesota, described as follows:

Commencing at the west quarter corner of said Section 23; thence North 01 degree 26 minutes 02 seconds West along the west line of said SW ¼ - NW ¼ a distance of 687.80 feet to the point of beginning; thence North 88 degrees 33 minutes 58 seconds East a distance of 89.11 feet; thence North 46 degrees 01 minute 23 seconds East a distance of 911.89 feet to a point on the north line of said SW ¼ - NW ¼ distant 761.08 feet easterly of the northwest corner of said SW ¼ - NW ¼; thence South 89 degrees 36 minutes 41 seconds West along said north line a distance of 761.08 feet to the northwest corner of said SW ¼ - NW ¼; thence South 01 degree 26 minutes 02 seconds East along the west line of said SW ¼ - NW ¼ a distance of 630.45 feet to the point of beginning.

Subject to an easement for county roadway purposes over, under and across the West 50.00 feet.

Subject to and together with any valid easements, restrictions and reservations, if any;

and
WHEREAS, St. Louis County Property Management has recommended that the minimum bid amount for this property be set at $31,200;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Property Management Director to advertise for written bids for the above described property, pursuant to the requirements and procedures of Minn. Stat. § 373.01 at a minimum bid price of $31,200;
RESOLVED FURTHER, That the County Board establishes the time for bid consideration to be at 9:40 a.m. on Tuesday, August 13, 2013, in the Fredenberg Town Hall.
Adopted May 14, 2013. No. 13-300

RESOLVED, That the St. Louis County Board of Commissioners (the "Board") of St. Louis County, Minnesota, resolves as follows:

Section 1. Under and pursuant to Minn. Stat. Section 373.40, the Board has previously approved a Capital Improvement Plan with annual amendments, including the years 2012 through 2016 (the "Plan").

Section 2. The Board has proposed an amendment to the Plan for the years 2013 through 2017 (the "Amendment").

Section 3. Further, the Board is considering the issuance of capital improvement bonds under Minn. Stat. Section 373.40 and Chapter 475 in an amount not to exceed $24,000,000 (the "Bonds") for the purpose of providing funds for the following capital improvements under the Plan, as amended by the Amendment:

- Administration Building Improvements – Improvements to the Government Services Center located in Duluth (the "Project").

Section 4. The Board shall hold public hearings at 9:40 a.m. on Tuesday, June 4, 2013, at the St. Louis County Courthouse, Duluth, Minnesota, to provide an opportunity for residents to express their views on the Amendment and on the issuance of the Bonds for the Project.

Section 5. The County Auditor shall publish a notice of public hearings on the Capital Improvement Plan and on the intent to issue the Bonds in substantially the form attached hereto as Exhibit A on a date which is not less than 14 days nor more than 28 days before the hearing in the official newspaper of the county.

EXHIBIT A

NOTICE OF PUBLIC HEARING ON THE ANNUAL AMENDMENT TO THE CAPITAL IMPROVEMENT PLAN AND ON THE INTENT TO ISSUE CAPITAL IMPROVEMENT BONDS BY ST. LOUIS COUNTY, MINNESOTA, UNDER MINNESOTA STATUTES, SECTION 373.40

Notice is hereby given that the Board of County Commissioners of St. Louis County, Minnesota will conduct a public hearing on Tuesday, June 4, 2013, at 9:40 a.m. in the St. Louis County Courthouse, located in Duluth, Minnesota, to provide an opportunity for the public to express their views concerning (i) the county's Capital Improvement Plan for the years 2013 through 2017; and (ii) the county's intent to issue general obligation bonds in an amount not to exceed $24,000,000 (the "Bonds"), pursuant to the Capital Improvement Plan as amended and approved by the Board of County Commissioners.

The proceeds of the Bonds shall be used by the county to construct the following improvements, and to pay costs of issuance of and capitalized interest, if any, on the Bonds:

- Administration Building Improvements – Improvements to the Government Services Center located in Duluth.

The Bonds and the interest thereon shall constitute general obligations of the county secured by the full faith and credit of the county. All persons interested may appear and be heard at the time and place set forth above.

BY ORDER OF THE BOARD OF COMMISSIONERS
OF ST. LOUIS COUNTY, MINNESOTA
Donald Dicklich, County Auditor

Adopted May 14, 2013. No. 13-301

RESOLVED, That the workers' compensation report of claims by employees for work-related injuries, dated May 3, 2013, on file in the office of the County Auditor, identified as County Board File No. 59592, is hereby received and ratified as payable from Fund 730, Agency 730001.
Adopted May 14, 2013. No. 13-302

RESOLVED, That pursuant to the provisions of Minnesota Statutes § 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. 59580;
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 may, at its discretion, 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 July 1, 2013 through June 30, 2014:

Max's Marina, Inc., d/b/a The Blue Max, Fredenberg Township, Combination On/Off-Sale Intoxicating Liquor License No. CMB14153 and Sunday On-Sale Intoxicating Liquor License No. SUN14153, transfer.

Adopted May 14, 2013. No. 13-303

RESOLVED, That the 2012-2014 Jail Corrections/Communications Unit contract is ratified and county officials are authorized to execute the Collective Bargaining Unit Agreement, a copy of which is on file in County Board File No. 59658.
Adopted May 14, 2013. No. 13-304

WHEREAS, The St. Louis County Board approved assigning $921,378 of savings in the 2012 Jail budget for the purpose of Public Safety Innovation; and
WHEREAS, The Criminal Justice Coordinating Committee continues to meet and work towards solving the complex jail overcrowding problem; and
WHEREAS, The Criminal Justice Coordinating Committee has reviewed and recommended funding for proposals prepared by Arrowhead Regional Corrections for the St. Louis County Intensive Pre-Trial Supervision Program and the St. Louis County Community Sanctions Program at its April 2013 meeting; and
WHEREAS, These programs will be delivered through a new contract with Arrowhead Regional Corrections for these specific programs and include rigorous cost-effectiveness reporting and evaluation as proposed;
THEREFORE, BE IT RESOLVED, That the appropriate county officials are directed to develop a contract with Arrowhead Regional Corrections for the St. Louis County Intensive Pre-Trial Supervision and Community Sanctions Programs (County Board File No. 59659) and to authorize payment at an 18-month cost of $571,761.33, payable from the Public Safety Innovation assigned fund balance account, Fund 100, Object 311426.
Adopted May 14, 2013. No. 13-305

BY COMMISSIONER RAUKAR:
WHEREAS, All increases in original governmental funds revenue and expenditure budgets require County Board approval; and
WHEREAS, Departments anticipate being notified of additional revenues throughout the year and need approval to increase revenue and expenditure budgets; and
WHEREAS, Proposed budget adjustments are levy neutral;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the following budget changes:

1. Use of fund balance (unspent in the Commissioners' 2012 budget) for various Commissioners' projects ($25,000.00).
2. Increase revenue and expense budget to allow spending of unexpected refund check for utility demand overcharges in Property Management, and transfer the budget to fund 400 to be spent on capital projects ($39,455.75).
3. Increase Sheriff's revenue and expense budgets to match actual revenues received for meth-related overtime reimbursed through Northeast Law Enforcement Administrators Council (NLEAC) ($913.31).
4. Reallocate Deputy Sheriff-Investigator position to Deputy Sheriff-Sergeant position within Sheriff's Office – no budget changes as the $1,704.00 annual increase can be absorbed within the existing 2013 personnel budget.
5. Use of Attorney Trust Accounts-Victim/Witness fund balance to purchase newspaper subscription for Virginia victim/witness lounge ($130.00).
6. Transfer funds from personnel to operating within Law Library budget to cover professional services agreement, approved per Resolution No. 13-48 ($55,200.00).
7. Add revenue and expense budget in County Extension Office for the Wood Ash program ($2,000.00).
8. Move budget from personnel to operating to match actual expense for Infant/Early Child Home Visits grant in Public Health & Human Services ($1,597.64).
9. Increase revenue and expense budget in Public Health & Human Services to match what will actually be received for Child & Teen Checkups ($6,333.00).

10. Use of Forest Resources fund balance to survey and appraise shore land leased lots before they can be sold; these costs will be recovered in the sale price ($750,000.00).
11. Use of Motor Pool fund balance for window replacement and tuck point design ($2,900.00).
12. Use of general fund cash flow due to 2012 budget savings for capital purposes in 2013:
    a. Fund the remaining capital budget approved as part of the contract with the Arrowhead Center for Camp Esquagama ($841,081.00).
    b. Set aside 2012 operating savings in the St. Louis County Heritage and Arts Center (the Depot) for unplanned capital projects that are the county's responsibility as owner ($138,252.00).
    c. Fund security investments consistent with other County Attorney's office space for the Hibbing Courthouse ($34,100.00).
    d. Fund the county share ($150,000.00) of relocation expense for the Law Library to move to the Property Management office area in the Duluth Courthouse (and necessary move of Property Management to the 5th floor, as well as associated changes to the County Attorney's office space). This project has been approved by the Law Library Board with 50% of the funding transferred from the Law Library fund balance ($150,000.00).
    e. Transfer the remainder of General Fund savings from 2012 for one-time capital projects whose estimates are still being determined (including the Safety Office building renovation for Safety and Risk Management Division, County Attorney security investments for the Duluth Courthouse area, and some of the costs associated with the Virginia Motor Pool Project) ($729,082.00).

Yeas – Commissioners Jewell, O'Neil, Forsman, Stauber, Nelson, and Raukar – 6
Nays – Chair Dahlberg – 1
Adopted May 14, 2013. No. 13-306

BY COMMISSIONER STAUBER:
WHEREAS, The Department of Homeland Security has made funding available to the Port of Duluth/Superior under the FY 2010 Port Security Grant Program; and
WHEREAS, On July 28, 2011, St. Louis County received a 2010 Port Security Grant from the Department of Homeland Security, Office of Grants and Training for the Fiscal Year 2010 Infrastructure Protection Program: Port Security; and
WHEREAS, The State of Minnesota, through its Department of Public Safety, is the fiscal agent on behalf of Port area partners for purposes of this grant, which expires on May 30, 2013; and
WHEREAS, The purchase of a microwave link from Microwave Network, Inc., Stafford, TX, will connect the Douglas County, WI, Public Safety Answering Point to the Duluth ARMER site;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the expenditure of $127,078.65 ($118,904 for Microwave Networks, Inc., Stafford, TX, plus $8,174.65 for state use tax) for the purchase of a microwave link to Douglas County, WI, to be accounted for in Fund 100, Agency 129999, Grant 12938;
RESOLVED FURTHER, That the St. Louis County Board authorizes the appropriate county officials to sign any associated contract documents.
Unanimously adopted May 14, 2013. No. 13-307

At 10:21 a.m., May 14, 2013, Commissioner Jewell, supported by Commissioner Stauber, moved to adjourn. The motion passed; seven yeas, zero nays.

Chris Dahlberg, Chair of the Board
of County Commissioners

Attest:

Donald Dicklich, County Auditor
and Ex-Officio Clerk of the Board
of County Commissioners

(Seal of the County Auditor)

**OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON MAY 28, 2013**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 28th day of May 2013, at 9:41 a.m., at St. Louis County Courthouse, Duluth Minnesota, with the following members present: Commissioners Frank Jewell, Steve O'Neil, Mike Forsman, Pete Stauber, Keith Nelson, Steve Raukar, and Chair Chris Dahlberg - 7. Absent: None.

(Note: Commissioner Steve O'Neil participated telephonically using a speakerphone located at the St. Louis County Courthouse, Duluth, Minnesota.)

Chair Dahlberg asked for a moment of silence to honor U.S. troops serving throughout the world and their families as well as all persons adversely affected by war.

As a part of Chair Dahlberg's initiative, "St. Louis County History: People & Places", Pru Lolich, President of the Hibbing Historical Society, discussed the impact of George Riley Stuntz.

An Employee Recognition Ceremony was held for retirees and employees with 25, 30, 35 and 40+ years of service to St. Louis County.

Chair Dahlberg then opened the meeting to persons who wanted to address the Board concerning issues not on the agenda, and no one came forth.

Commissioner Jewell, supported by Commissioner Forsman, moved to approve the consent agenda. The motion passed; seven yeas, zero nays.

Commissioner Stauber, supported by Commissioner Nelson moved to approve Center City Housing's acceptance of a grant from the Minnesota Department of Human Services, Alcohol and Drug Abuse Division. After further discussion, the motion passed; six yeas, one nay (Commissioner Dahlberg). Resolution No. 13-327.

The following Board and Contract files were created as a result of documents received at this Board meeting:

Kevin Gray, County Administrator, and Mark Weber, Land and Minerals Interim Director, submitting Board Letter No. 13-187, Emergency Purchase for Building Demolition – Aurora.—59662

Kevin Gray, County Administrator, and Ann Busche, Public Health & Human Services Director, submitting Board Letter No. 13-195, Concurrence with Grant Acceptance by Center City Housing of Duluth.—59663

Pru Lolich, President of the Hibbing Historical Society, submitting a booklet entitled *"Stuntz – A man, a town, a garage?"* by Ann Margaret Cornell.

Agreement for Professional Services between the County of St. Louis and Architectural Resources, Inc., Hibbing, MN, for the budget estimate development for the Hibbing Courthouse Motor Pool Vehicle Canopy.—13-303

Purchase of Service Agreement, Contract No. 15050, between St. Louis County and Legal Aid Service of Northeastern Minnesota, Duluth, MN, for social services during Calendar Year (CY) 2013.—13-304

Amendment to agreement between St. Louis County and Pictometry International Corp., Rochester, NY, for high resolution aerial photography.—13-305

Agreement for Professional Services between St. Louis County and TKDA, St. Paul, MN, for engineering services for culvert construction and slope repair on County State Aid Highway (CSAH) 61/Scenic Highway 61 in Duluth Township (SAP 69-661-017, CP 0061-173268).—13-306

Agreement for Professional Services between St. Louis County and Salo Engineering, Inc., Duluth, MN, for on-call engineering services for culvert and bridge hydraulic design through June 30, 2014.—13-307

Cooperative Agreement with Carlton County for installation of ground in wet reflective edgeline (SP 088-070-037).—13-308

Sanitary System Agreement between the County of St. Louis and the City of Hermantown for installation of a sanitary sewer system on CSAH 91/Haines Road in Hermantown, MN (SAP 069-691-020, CP 91).—13-309

Local Bridge Replacement Program Grant Agreement, Mn/DOT Agreement No. 01308, for State Bridge 69A02 on County Road (CR) 615/Salo Road in Embarrass Township (CP 0615-128461).—13-310

Plan Services Agreement between the County of St. Louis and SuperiorUSA Corp., Duluth, MN for 2013-2014 Flexible Spending Account Plan administration.—13-311

Amendment No. 1 to contract Damion #2011-006416 between the County of St. Louis and Waste Management for compacted solid waste roll-off container haulage services extending the contract for one (1) year effective July 1, 2013 through June 30, 2014.—13-312

Amendment to contract Damion #2012-6924 between the County of St. Louis and Universal Recycling Technologies, LLC, Janesville, WI, for collection and recycling of electronic waste, extending the term from May 1, 2013 to June 30, 2013.—13-313

County State Aid Highway Project Contract between the County of St. Louis and Hibbing Excavating, Inc., Hibbing, MN, for the reconstruction of CSAH 146 (SAP 69-746-001[low], CP 8297) and CSAH 147 (SAP 69-747-001, CP 8298) in Eveleth, MN.—13-314

County State Aid Highway Project Contract between the County of St. Louis and Northland Constructors of Duluth, LLC, Duluth, MN, for bridge replacement on CSAH 44 (MP 44-0573, CP 9573) in Fairbanks Township.—13-315

County State Aid Highway Project Contract between the County of St. Louis And Ulland Brothers, Inc., Cloquet, MN, for aggregate base, aggregate stabilization, and calcium chloride (Gravel Road Investment Program, North 2013 – WO 153784).—13-316

County State Aid Highway Project Contract between the County of St. Louis and Redstone Construction Co., Inc., Mora, MN, for approach grading, bituminous paving, culverts, guardrail and Bridge No. 69A02 (SAP 69-598-039, CP 128461) on County Road 615 in Embarrass Township.—13-317

Local Bridge Replacement Program (LBRP) Grant Agreement, Mn/DOT Agreement No. 03209, for replacement of Bridge 69K05 (SAP 69-598-053) on CR 444 in Hibbing, MN.—13-318

Local Bridge Replacement Program (LBRP) Grant Agreement, Mn/DOT Agreement No. 03112, for replacement of Bridge 69K06 (SAP 69-616-052) on CSAH 16 in Hibbing, MN.—13-319

Amendment No. 2 to Original Damion 2009-005019 between the County of St. Louis and OfficeMax North America, Inc., extending the term an additional one year effective June 1, 2013 through May 31, 2014.—13-320

Agreement for Professional Services between St. Louis County and Duluth Archaeology Center, LLC, for Archaeological and Cultural Resource Surveys through June 30, 2014.—13-321

Project Contract No. 5076 between the County of St. Louis and Future Forests, Inc., Askov, MN, for Mechanical Site Scarification by Disc Trench during the summer of 2013, Quote No. 5076.—13-322

Grant Agreement No. 20984 between the St. Louis County Board of Commissioners and Human Development Center, Duluth, MN, for Trauma Assessment and Family Treatment Program services during CY 2013.—13-323

Professional Service Agreement No. 30145 between the St. Louis County Public Health and Human Services Department and Human Development Center, Duluth, MN, for Forensic Psychological Services during CY 2013.—13-324

Agreement between the County of St. Louis and the Hibbing-Chisholm-Side Lake Trailblazers Snowmobile Club, for Winter Use Only Snowmobile Trail over county fee-owned lands located in the NW ¼ of SE ¼, Section 24, Township 57 North, Range 20 West, City of Hibbing.—13-325

Home and Community-Based Waiver Services Contract No. 15053 between the St. Louis County Board of Commissioners and Timothy R. Majchrzak and Bobbie Jo Majchrzak d/b/a Hermantown Valley Elder Care.—13-326

Group Residential Housing Rate Agreement No. 51518 between the St. Louis County Board of Commissioners and Timothy Majchrzak and Bobbie Jo Majchrzak d/b/a Hermantown Valley Elder Care.—13-327

Addendum to Home and Community-Based Waiver Services Agreement No. 14635G between the St. Louis County Board of Commissioners and Innovative Living, Inc.—13-328

Group Residential Housing Rate Agreement No. 51519 between the St. Louis County Board of Commissioners and Innovative Living, Inc. (Hermantown IV).—13-329

Group Residential Housing Rate Agreement No. 51520 between the St. Louis County Board of Commissioners and Innovative Living, Inc. (Hermantown V).—13-330

Group Residential Housing Rate Agreement No. 51521 between the St. Louis County Board of Commissioners and Innovative Living, Inc. (Hermantown VI).—13-331

Addendum to Home and Community-Based Waiver Services Contract No. 51053A between the St. Louis County Board of Commissioners and Timothy R. Majchrzak and Bobbie Jo Majchrzak d/b/a Hermantown Valley Elder Care.—13-332

Addendum to Purchase Agreement No. 14739B between the St. Louis County Board of Commissioners and Theresa M. Krajewski, RN.—13-333

St. Louis County On-Line Software Subscriber Agreement between the County of St. Louis and Sunrise Title Service, Lindstrom, MN.—13-334

County-State Aid Highway Project Contract between the County of St. Louis and KGM Contractors, Inc., Angora, MN, for construction of Bridge No. 69K01 and approaches over Bear Creek on CSAH 21 in Embarrass Township (SAP 69-621-033, CP 139644).—13-335

County-State Aid Highway Project Contract between the County of St. Louis and Landwehr Construction, Inc., St. Cloud, MN, for construction of Bridge No. 69K05 located on CR 444 in Hibbing, MN (SAP 69-598-053, CP 182669).—13-336

County-State Aid Highway Project Contract between the County of St. Louis and Hammerlund Construction, Inc., Grand Rapids, MN, for crush, screen, and stockpile aggregate base, Class 5-modified (CP 0000-97052 Central Crushing).—13-337

County-State Aid Highway Project Contract between the County of St. Louis and KGM Contractors, Inc., Angora, MN, for aggregate base, aggregate stabilization, calcium chloride on various roads (WO 181984 S. GRIP).—13-338

County-State Aid Highway Project Contract between the County of St. Louis and Lendwehr Construction, Inc., St. Cloud, MN, for replacement of Bridge No. 69K06 and approaches over Barber Creek on CSAH 16 in Hibbing, MN (SAP 69-616-052, CP 1746900).—13-339

County-State Aid Highway Project Contract between the County of St. Louis and Hunt Electric Corp., Duluth, MN, for a revised signal system at the intersection of CSAH 90/Arlington Ave., and TH 194/Central Entrance in Duluth, MN (CP 0090-183523, State Project 6933-93).—13-340

Agreement for Professional Services between St. Louis County and Braun Intertec Corp., Duluth, MN, for Engineering Services for On-Call Geotechnical Investigations and Evaluations thru June 30, 2014.—13-341

Agreement for Professional Services between St. Louis County and MSA Professional Services, Inc., Duluth, MN, for Engineering Services for On-Call Culvert and Bridge Hydraulic Design thru June 30, 2014.—13-342

Agreement for Professional Services between St. Louis County and WSB & Associates, Inc., Minneapolis, MN, for Bridge Design Services of County Bridge 123 (State Bridge 7801) on CR 696 (CP 0696-185317).—13-343

Cooperative Agreement with Itasca County for the installation of ground in wet reflective edgeline (SP 088-070-037).—13-344

State of Minnesota, Department of Employment and Economic Development, Business and Community Development Division, Grant Agreement CDAP-13-0006-H-FY13 for the project entitled Altec HiLine, LLC, for $250,000.—13-345

Abatement Agreement between St. Louis County and the City of Virginia regarding P&H MinePro Equipment, Inc., d/b/a P&H MinePro Services, Virginia, MN.—13-346

Agreement between the County of St. Louis and St. Louis County Jail Corrections Officers AFSCME, Local 1934 and St. Louis County Communications Department Essential Employees AFSCME, Local 66, Minnesota Council 5 for 2012-2014.—13-347

Agreement for Professional Services between St. Louis County and MSA Professional Services, Inc., for wetland boundary delineation through June 30, 2014.—13-348

2013 State of Minnesota Federal Boating Safety Patrol Supplement Grant Agreement, Contract No. 60380.—13-349

Agreement between United State Steel Corp. (Minntac) and the County of St. Louis regarding relocation/reconstruction of portions of CSAH 102 and 109.—13-350

Amendment to Contract Damion #2008-4354, Service Agreement between St. Louis County and Floodwood Services and Training, Inc., for collection, processing and marketing of recyclables extending the term to April 30, 2014 and to allow placement of a contractor-owned shed at the Meadowlands Canister site.—13-351

Upon motion by Commissioner Jewell, supported by Commissioner Forsman, resolutions numbered 13-308 through 13-326, as submitted on the consent agenda, were unanimously adopted as follows:

BY COMMISSIONER JEWELL:
RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners for the meeting of May 7, 2013, are hereby approved.
Adopted May 28, 2013. No. 13-308

RESOLVED, That the official proceedings of the St. Louis County Board of

Commissioners for the meeting of May 14, 2013, are hereby approved.
Adopted May 28, 2013. No. 13-309

WHEREAS, The contract with Dennis Lindberg and Shelly Lindberg of Virginia, MN, for the purchase of state tax forfeited land is in default for nonpayment of taxes and installments and 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 VIRGINIA
E 1/2 OF LOT 29 ALL OF LOT 30 AND W 5 FT OF LOT 31, BLOCK 29
VIRGINIA
Parcel Code: 090-0010-07070
C22080321

WHEREAS, Minn. Stat. §§ 282.04, Subd. 2(d) and 504B.271 authorize 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;
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.
Adopted May 28, 2013. No. 13-310

WHEREAS, The contract with John Wright of Apple Valley, MN, for the purchase of state tax forfeited land is in default for nonpayment of installments; and
WHEREAS, The purchaser was properly served with Notice of Cancellation of Contract by civil process and has failed to cure the default for lands legally described as:

CITY OF DULUTH
SLY 3 FT OF WLY 40 FT OF LOT 18 AND ALL OF LOT 19, N 2 FT OF LOT 20, AND ALL EX NLY 2 FT OF LOT 20, BLOCK 70
MYERS REARR BLK 70 DULUTH PROPER 2ND DIV
Parcel Codes: 010-1130-00370, 390, 400
C22060141

WHEREAS, Minn. Stat. §§ 282.04, Subd. 2(d) and 504B.271 authorize the County Auditor to dispose of abandoned personal property; and
WHEREAS, The previous owner of the property will be notified by posting of property or by mail;
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.
Adopted May 28, 2013. No. 13-311

WHEREAS, The contract with the Estate of Nick Pocrnich c/o Marc Pocrnich of Hibbing, MN, for the repurchase of state tax forfeited land is in default for nonpayment of taxes and installments; and
WHEREAS, The purchaser was properly served with Notice of Cancellation of Contract by civil process and has failed to cure the default for lands legally described as:

CITY OF HIBBING

LOT 16 and LOT 25, BLOCK 1
TOWNSITE OF LEETONIA CITY OF HIBBING
Parcel Codes: 141-0175-00160, 250
C22100111

WHEREAS, Minn. Stat. §§ 282.04, Sub. 2(d) and 504B.271 authorize 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;
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 St. Louis County Auditor is authorized to dispose of abandoned personal property from the above described state tax forfeited property.
Adopted May 28, 2013. No. 13-312

WHEREAS, The City of Duluth has requested a utility easement across state tax forfeited land to replace twin 24" culverts damaged in the June 2012 flood for the public purpose of storm water improvements located at 45th Avenue East and Peabody Lane in Duluth, MN; and
WHEREAS, Exercising the easement will not conflict with public use of land; and
WHEREAS, Minn. Stat. § 282.04, Subd. 4, authorizes the St. Louis County Auditor to grant easements for such purposes;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the St. Louis County Auditor to grant a utility easement to the City of Duluth across state tax forfeited lands described as follows:

A permanent easement for drainage purposes over, under and across the northerly 100.00 feet of Lot 1, LONDON ADDITION TO DULUTH, City of Duluth, St. Louis County, MN;

RESOLVED FURTHER, That the granting of this easement is conditioned upon payment of $2500 easement fee, $50 administration fee, and $46 recording fee, for a total of $2596, to be deposited into Fund 240 (Forfeited Tax Fund).
Adopted May 28, 2013. No. 13-313

WHEREAS, A tax forfeited structure located in the city of Aurora was in danger of collapsing into an adjacent building and threatened the safety of its occupants thereby creating an emergency situation; and
WHEREAS, A report from Northland Consulting Engineers recommended that a professional contractor be hired immediately to demolish the building (attached as County Board File No. 59662); and
WHEREAS, Max Gray Construction, Inc., Hibbing, MN, was selected to remedy the situation for a charge of $44,450 for demolition, removal and site restoration; and
WHEREAS, St. Louis County Purchasing Rules and Regulations specify that emergency purchases exceeding $25,000 must be referred to the County Board for consideration and ratification;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board ratifies the emergency purchase of the services of Max Gray Construction, Inc., Hibbing, MN, for the remediation of a tax forfeited structure located in the city of Aurora, including the cost of demolition ($5,900), removal and restoration ($38,550), payable from Fund 240, Agency 240002, with funds transferred from fund balance, Fund 290, Agency 290001, Object 311135.
Adopted May 28, 2013. No. 13-314

WHEREAS, The Western Lake Superior Sanitary District (WLSSD) has requested a

temporary construction easement across state tax forfeited land located in Gary New Duluth near the Becks Road, to construct or repair a wastewater pipeline; and
WHEREAS, Exercising the easement will not conflict with public use of land; and
WHEREAS, Minn. Stat. § 282.04, Subd. 4, authorizes the St. Louis County Auditor to grant easements for such purposes;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the St. Louis County Auditor to grant a temporary construction easement to WLSSD across state tax forfeited lands located in Gary New Duluth near the Becks Road, described in County Board File No. 59589;
RESOLVED FURTHER, That the granting of this easement is conditioned upon payment of $150 land use fee and $50 administration fee; for a total of $200 to be deposited into Fund 240 (Forfeited Tax Fund).
Adopted May 28, 2013. No. 13-315

WHEREAS, The Public Works Department equipment budget includes the purchase of one truck mounted roadpatching unit; and
WHEREAS, RCM Equipment, Inc., of Cottage Grove, MN, responded with the low bid price for one truck mounted roadpatching unit for $111,000; and
WHEREAS, The purchase is subject to State of Minnesota sales tax of $7,631.25 for a total cost of $118,631.25;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the purchase of one truck mounted roadpatching unit (Schwarze Model RP006 Roadpatcher) from RCM Equipment, Inc., of Cottage Grove, MN, for $118,631.25, payable from Fund 407, Agency 407001, Object 666400.
Adopted May 28, 2013. No. 13-316

WHEREAS, The Public Works Department budget includes rental of five belly dump trailers for gravel hauling operations; and
WHEREAS, The Public Works Department and Purchasing Division presented specifications and requested pricing for belly dump trailers, based on the department's needs; and
WHEREAS, NUSS Truck and Equipment of Roseville, MN, responded with the only price for five belly dump trailers of $62,500, plus 6.875% state sales tax of $4,296.88, for a total cost of $66,796.88;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the rental of five belly dump trailers from NUSS Truck and Equipment of Roseville, MN, for a total cost of $66,796.88, payable from Fund 202, Agency 202002, and Object 634100.
Adopted May 28, 2013. No. 13-317

WHEREAS, St. Louis County has applied to the Minnesota Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for the road construction of project SP 69-691-020(Low)/SP 69-691-027 on County State Aid Highway 91 (Haines Road) in Duluth, MN; and
WHEREAS, The Commissioner of Transportation has given notice that funding for this project is available in the amount of $1,072,562.50;
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 road reconstruction but not required;
RESOLVED FURTHER, That St. Louis County commits to the use of Federal Emergency Relief funds to pay costs of project SP 69-691-027 which exceed the Minnesota State Transportation Fund grant amount;
RESOLVED FURTHER, That the appropriate county officials are authorized to execute

a grant agreement with the Minnesota Commissioner of Transportation concerning the above-referenced grant.

Acct 266 Flood Bond Funds	$ 1,072,562.50	Construction
Federal ER Funds	$ 4,290,250.00	
Total SP 69-691-027 portion	$ 5,362,812.50	
Total Combined Project:	$10,820,000.00	Construction

Adopted May 28, 2013. No. 13-318

WHEREAS, St. Louis County has applied to the Minnesota Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for emergency bridge assessment needs (project SP 69-030-024/SP 88-070-036) in St. Louis, Carlton and Lake counties, and also for facilities in the City of Duluth; and
WHEREAS, The Commissioner of Transportation has given notice that grant funding for this project is available in the amount of $103,694.04;
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 road reconstruction but not required;
RESOLVED FURTHER, That the appropriate county officials are authorized to execute a grant agreement with the Minnesota Commissioner of Transportation concerning the above-referenced grant with funds from the state to be receipted into Fund 225, Agency 161821, Object 530404.

Acct 266 Flood Bond Funds	$103,694.04	Special Assessment
Federal ER Funds	$51,847.02	
Total Combined Project:	$155,541.06	Special Assessment

RESOLVED FURTHER, that County Board Resolution No. 12-557, dated October 23, 2012, is hereby rescinded.
Adopted May 28, 2013. No. 13-319

WHEREAS, Bids have been received by the County Auditor for the following tied projects:

CP 0898-155308(Low) located on CR 898 (Lindahl Road) from CSAH 73 (Old Hwy. 61) to CSAH 19 (St. Louis River Road) in Midway Township,
CP 0014-159990(Tied) located on CSAH 14 (Thompson Hill Road) from 532' WSW of CR 898 (Lindahl Road) to CSAH 14 (West Skyline Parkway), in Proctor, MN;

and
WHEREAS, Bids were opened in the St. Louis County Courthouse, Duluth, MN, on May 9, 2013, and the low responsible bid determined;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the award on the above project to the low bidder:

LOW BIDDER	ADDRESS	AMOUNT
Ulland Brothers, Inc.	P.O. Box 340 Cloquet, MN 55720	$312,450.00

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:

CP 0898-155308(low):	Fund 200, Agency 203287, Object 652800	$256,086.00
CP 0014-159990(tied):	Fund 200, Agency 203288, Object 652800	$ 56,364.00

Adopted May 28, 2013. No. 13-320

WHEREAS, Bids have been received by the County Auditor for the following project:
SAP 69-030-031, CP 0000-187650 Crack Sealing located on selected roads in St.

Louis County;
and
WHEREAS, Bids were opened in the St. Louis County Courthouse, Duluth, MN, on May 9, 2013, and the low responsible bid determined;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the award on the above project to the low bidder:

LOW BIDDER	ADDRESS	AMOUNT
Fahrner Asphalt Sealers, LLC	6615 US Hwy. 12 W. Eau Claire, WI 54702	$317,880.96

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 220294, Object 652700.
Adopted May 28, 2013. No. 13-321

RESOLVED, That pursuant to Ordinance No. 28, Section 11, Subd. 11.06, authorization is hereby approved for the following applications to sell/serve outside the designated serving area of the County Liquor License, as per applications on file in the office of the County Auditor, identified as County Board File No. 59580:

Ash-Ka-Nam Resort & Lodge, LLC d/b/a Ash-Ka-Nam, Unorganized Township 68-19, July 26 & 27, 2013;
Ash-Ka-Nam Resort & Lodge, LLC d/b/a Ash-Ka-Nam, Unorganized Township 68-19, August 2 & 3, 2013;
Ash-Ka-Nam Resort & Lodge, LLC d/b/a Ash-Ka-Nam, Unorganized Township 68-19, August 9 & 10, 2013;
Ash-Ka-Nam Resort & Lodge, LLC d/b/a Ash-Ka-Nam, Unorganized Township 68-19, September 20 & 21, 2013;
Ash-Ka-Nam Resort & Lodge, LLC d/b/a Ash-Ka-Nam, Unorganized Township 68-19, October 4 & 5, 2013.

Adopted May 28, 2013. No. 13-322

RESOLVED, That the workers' compensation report of claims by employees for work-related injuries, dated May 17, 2013, on file in the office of the County Auditor, identified as County Board File No. 59592, is hereby received and ratified as payable from Fund 730, Agency 730001.
Adopted May 28, 2013. No. 13-323

RESOLVED, That the recommendations of the Finance Committee for payment of claims and bills against the County of St. Louis, on file in the office of the County Auditor, identified as County Board File No. 59633, are hereby approved and the County Auditor shall issue checks in the following amounts:

April 2013

100	General Fund	$6,104,988.39
149	Personnel Service Fund	303.04
150	Sheriff's Nemesis Fund Group	17,934.21
160	MN Trail Assistance	61,383.11
168	Sheriff's State Forfeitures	1,642.42
169	Attorney Trust Accounts-VW	1,211.97
173	Emergency Shelter Grant	991.99
179	Enhanced 9-1-1	10,163.46
180	Law Library	22,530.30
183	City/County Communications	301.70
184	Extension Service	78,428.51
200	Public Works	2,824,330.16
210	Road Maintenance – Unorg Townships	2,197.23

220	State Road Aid	735,452.95
225	PW – June 2012 Flood	202,029.80
230	Public Health & Human Services	7,307,020.02
240	Forfeited Tax	422,832.92
260	CDBG Grant	37,180.07
270	Home Grant	98,717.16
280	Federal Septic Loan – EPA Fund	1,047.98
290	Forest Resources	31,326.40
400	County Facilities	47,031.33
402	Depreciation Reserve Fund	19,351.50
405	Public Works Building Const	45,796.64
439	2010A Capital Improvement Bond	41.04
600	Environmental Services	474,456.66
616	On-Site Waste Water Division	36,765.31
715	County Garage	107,629.89
720	Property Casualty Liability	9,638.16
730	Workers Compensation	190,754.33
770	Retired Employees Health Ins	355.04
826	Taconite Production Tax	290,133.00
855	Human Service Conference Fund	3,101.48
900	State of Minnesota	1,239,524.09
902	Courts	264,892.79
907	Special Taxes	887.95
908	Cities and Towns Taxes	15,106.01
909	Tax Refunds	103,674.47
910	School Districts Taxes	38,991.56
911	Taxes and Penalties	19,770.26
925	Arrowhead Regional Corrections	1,490,302.59
955	Community Health Board	119,552.57
985	Collective Local Collaborative	69,717.93
989	Regional Railroad Authority	92,131.98
992	Permits to Carry – Firearms	2,253.47
994	Sheriff Forfeits/Evidence	373.00
998	MPL-DUL Train Alliance	23,491.43
		$22,667,738.27

Adopted May 28, 2013. No. 13-324

WHEREAS, The St. Louis County Board supports the sharing of criminal justice information and systems throughout the region and in sharing the costs of providing those systems among the subscribing public safety agencies in the region; and
WHEREAS, The Northeast Minnesota Enforcement and Safety Information System (NEMESIS) continues to be developed and implemented in support of these efforts; and
WHEREAS**,** Ms. Angie VanDeHey, Advance! Training and Consulting, is able to provide the training and development services needed as the NEMESIS system evolves;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes an amended contract with Angie VanDeHey, Advance! Training and Consulting, for the period July 1, 2013 through December 31, 2013 at the hourly rate of $60, not to exceed $40,000, with $30,000 to be payable from NEMESIS Subscriber fees – Fund 150, Agency 150001, Object 629900, and $10,000 to be payable from Fund 100, Agency 129003, Object 629900.
Adopted May 28, 2013. No. 13-325

WHEREAS, On August 10, 2011, St. Louis County received an Allied Radio Matrix for Emergency Response (ARMER) Integration Grant from the Minnesota Department of

Public Safety, Emergency Communication Networks Division, for the Northeast Regional Radio Board to switch to ARMER, which expires on June 30, 2013; and
WHEREAS, The purchase of a microwave link from Microwave Network, Inc., Stafford, TX, will be built from the Sax ARMER site to the Hibbing Maple Hill site;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the expenditure of $114,469.54 ($107,106 plus $7,363.54 state use tax) for the purchase of a microwave link from Microwave Networks, Inc., Stafford, TX, from the Sax ARMER Site to the Hibbing Maple Hill site, to be accounted for in Fund 100, Agency 136999, Grant 13603; and
RESOLVED FURTHER, That the St. Louis County Board authorizes the appropriate county officials to sign any associated contract documents.
Adopted May 28, 2013. No. 13-326

BY COMMISSIONER STAUBER:
WHEREAS, Center City Housing of Duluth has applied for funding from the state under the category of chronic public inebriates and has been awarded $400,000 for the period July 1, 2013, to June 30, 2015, for group residential housing services at Rivercrest Program in St. Cloud in the amount of $200,000 and the San Marco Project in Duluth in the amount of $200,000; and
WHEREAS, Minn. Stat. § 254A.07 requires that local agencies applying for funding from the Alcohol and Drug Abuse Division of the Department of Human Services must obtain approval from their host county board before the state can execute a contract with such entities; and
WHEREAS, St. Louis County will not receive any funding, will not serve as fiscal agent, and will not be involved in the use of the grant funds;
THEREFORE, BE IT RESOLVED, That the St. Louis County Board supports Center City Housing's acceptance of a grant from the Minnesota Department of Human Services, Alcohol and Drug Abuse Division.
Yeas – Commissioners Jewell, O'Neil, Forsman, Stauber, Nelson, and Raukar – 6
Nays – Chair Dahlberg – 1
Adopted May 28, 2013. No. 13-327

At 10:06 a.m., May 28, 2013, Commissioner Jewell, supported by Commissioner Stauber, moved to adjourn. The motion passed; seven yeas, zero nays.

Chris Dahlberg, Chair of the Board
of County Commissioners

Attest:

Donald Dicklich, County Auditor
and Ex-Officio Clerk of the Board
of County Commissioners

(Seal of the County Auditor)