



*Resolution*  
*of the*  
***Board of County Commissioners***  
*St. Louis County, Minnesota*  
*Adopted on: June 11, 2013 Resolution No. 13-353*  
*Offered by Commissioner: O'Neil*

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**Official Proceedings of the County Board of Commissioners**

RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners for the meeting of May 28, 2013, are hereby approved.

Commissioner O'Neil moved the adoption of the Resolution and it was declared adopted upon the following vote:  
Yeas – Commissioners Jewell, O'Neil, Forsman, Stauber, Nelson and Chair Dahlberg - 6  
Nays – None  
Absent – Commissioner Raukar - 1

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STATE OF MINNESOTA  
Office of County Auditor, ss.  
County of St. Louis

I, DONALD DICKLICH, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 11<sup>th</sup> day of June, A.D. 2013, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 11<sup>th</sup> day of June, A.D., 2013.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of the County Board



*Resolution*  
*of the*  
**Board of County Commissioners**  
*St. Louis County, Minnesota*  
*Adopted on: June 11, 2013 Resolution No. 13-354*  
*Offered by Commissioner: O'Neil*

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**Purchase of Wheeled Excavator**

WHEREAS, The Public Works Department equipment budget includes the replacement of three tracked excavators; and

WHEREAS, The department has determined it would be beneficial to eliminate one tracked excavator from its budget and purchase a wheeled excavator in its place; and

WHEREAS, Titan Machinery of Duluth, MN, responded with the low bid price for one wheeled excavator in the amount of \$119,000; and

WHEREAS, The purchase will be subject to State of Minnesota sales taxes of \$8,181.25 for a total cost of \$127,181.25;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the purchase of one wheeled excavator from Titan Machinery of Duluth, Minnesota, for a total cost of \$127,181.25, payable from Fund 407, Agency 407001, Object 666400.

Commissioner O'Neil moved the adoption of the Resolution and it was declared adopted upon the following vote:  
Yeas – Commissioners Jewell, O'Neil, Forsman, Stauber, Nelson and Chair Dahlberg - 6  
Nays – None  
Absent – Commissioner Raukar - 1

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STATE OF MINNESOTA  
Office of County Auditor, ss.  
County of St. Louis

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WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 11<sup>th</sup> day of June, A.D., 2013.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of the County Board



*Resolution*  
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**Board of County Commissioners**  
*St. Louis County, Minnesota*  
*Adopted on: June 11, 2013 Resolution No. 13-355*  
*Offered by Commissioner: O'Neil*

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**Acquisition of Right of Way for County Project 177718  
by Condemnation Proceedings**

WHEREAS, The St. Louis County Public Works Department plans to replace County Bridge 81 (State Bridge 88558) over an unnamed tributary to the Lester River and reconstruct approximately 600 feet of County State Aid Highway 10 (Strand Road) located in the Town of Lakewood between the North Tischer and Lester River Roads; and

WHEREAS, The following two described parcels of needed right of way have not been acquired by negotiation and direct purchase:

Parcel 1

Owners and Interests:

Robert N. Roningen Jr., and Mara J. Roningen  
as fee owners  
5233 Lester River Road  
Duluth, MN 55804  
Heritage Financial Services, Inc.  
as mortgagee  
1732 London Road  
Duluth, MN 55812

Property Legal Description:

Northeast Quarter of Southwest Quarter, Section 21, Township 51 North of Range 13 West of the Fourth Principal Meridian.  
As currently embodied in Certificate of Title # 244068 (torrens property)

Parcel Identification Number 415-0010-06160

Rights to be acquired:

A 78.00 foot wide PERMANENT EASEMENT for Highway purposes over, under, and across the above described property. Said Easement being 78.00 feet to the left of the following described line:

Commencing at the east quarter corner of Section 21, Township 51 North, Range 13 West and assuming the east to west quarter section line bears South 89 degrees 28 minutes 28 seconds West; thence along said quarter section line 2,658.62 feet to the northeast corner of the Northeast Quarter of the Southwest Quarter of Section 21; thence North 00 degrees 09 minutes 47 seconds West a distance of 0.17 feet to the point of beginning; thence South 89 degrees 29 minutes 39 seconds West a distance of 100.00 feet and there terminating.

TOGETHER WITH A 50.00 foot wide PERMANENT EASEMENT for Highway purposes over, under, and across the first above described property. Said Easement being 50.00 feet to the left of the following described line:

Beginning at the terminus of the above described line; thence continue South 89 degrees 29 minutes 39 seconds West a distance of 295.00 feet and there terminating.

Described permanent easement contains approximately 0.52 acre, of which 0.30 acre is existing roadway and 0.22 acre is new highway right of way.

AND TOGETHER with a TEMPORARY CONSTRUCTION EASEMENT over two strips of land southerly of and adjoining the above described strip: one strip being 85.00 feet in width and lying between lines drawn perpendicular to the highway centerline from engineer's stations 208+00 and 209+00; and the second being 20.00 feet in width and lying between the east property line and a line drawn perpendicular to the highway centerline from engineer's station 209+00.

Described Temporary Easement contains approximately 0.24 acre and shall expire on December 31, 2015.

Parcel 2

Owners and Interests:

James B. Atkinson and Jeanne R. Atkinson,  
husband and wife,  
as joint tenants  
2985 Strand Road  
Duluth, MN 55804

BMO Harris Bank, N.A.  
as mortgagee  
111 West Monroe Street  
Chicago, IL 60603

M&I Marshall & Ilsley Bank  
as mortgagee  
PO Box 5160  
Appleton, WI 54912-5160

Countrywide Bank, N.A.  
as mortgagee  
PO Box 67009  
Dallas, TX 75267-0009

Property Legal Description:

The westerly 450.00' of the following described land: Beginning at the NW corner of the S 1/2 of NE 1/4 of Sec 21 T51 R 13 W running thence S on the section line to the SW corner of said S 1/2 Sec of NE 1/4 of said Sec 21, thence E on the 1/2 Sec line to the center of the main channel of Lester River as the same flows through said lands, thence following the center main channel of said river Nly according to the meandering to the N line of said S 1/2 of NE 1/4 of said Sec 21 thence W to the place of beginning. Containing 13.7 acres more or less.

Parcel Identification Number 415-0010-06095

Rights to be acquired:

A PERMANENT EASEMENT for Highway purposes over, under, and across the westerly 185.00 feet of the southerly 50.00 feet of the above described property as measured at right angle to the south property line.

Described easement contains approximately 0.21 acre, of which 0.14 acre is existing roadway and 0.07 acre is new highway right of way.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board, pursuant to Minn. Stat. Chapter 163.02 et. al., authorizes the County Attorney to proceed under Minn. Stat. Chapter 117.02 et. al., to acquire the remaining necessary highway right of way by condemnation proceedings, payable from Fund 200, Agency 203001, Objects 636500, 636600, and 637500.

Commissioner O'Neil moved the adoption of the Resolution and it was declared adopted upon the following vote:  
Yeas – Commissioners Jewell, O'Neil, Forsman, Stauber, Nelson and Chair Dahlberg - 6  
Nays – None  
Absent – Commissioner Raukar – 1

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STATE OF MINNESOTA  
Office of County Auditor, ss.  
County of St. Louis

I, DONALD DICKLICH, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 11<sup>th</sup> day of June, A.D. 2013, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 11<sup>th</sup> day of June, A.D., 2013.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of the County Board



*Resolution  
of the  
**Board of County Commissioners**  
St. Louis County, Minnesota  
Adopted on: June 11, 2013 Resolution No. 13-356  
Offered by Commissioner: O'Neil*

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**Award of Bid: Crack/Chip Seal and Micro Surfacing (Canosia Township)**

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

SAP 69-648-028, CP 0048-189420 located on CSAH 48 (LaVaque Road) between CSAH 9 (Martin Road) and CSAH 35 (Schultz Road) in Canosia Township;

and

WHEREAS, Bids were opened in the St. Louis County Courthouse, Duluth, MN, on May 30, 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:

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Asphalt Surface Technologies Corp. a/k/a ASTECH Corp.	P.O. Box 1025 St. Cloud, MN 56302	\$381,271.84

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 220296, Object 652700.

Commissioner O'Neil moved the adoption of the Resolution and it was declared adopted upon the following vote:  
Yeas – Commissioners Jewell, O'Neil, Forsman, Stauber, Nelson and Chair Dahlberg - 6  
Nays – None  
Absent – Commissioner Raukar – 1

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County of St. Louis

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WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 11<sup>th</sup> day of June, A.D., 2013.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of the County Board



*Resolution  
of the  
**Board of County Commissioners**  
St. Louis County, Minnesota  
Adopted on: June 11, 2013 Resolution No. 13-357  
Offered by Commissioner: O'Neil*

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**Award of Bid: Bridge Project (Proctor)**

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

SAP 69-598-041, CP 0284-177705 (Storm) located on CR 284 (Ugstad Road) between CSAH 11 (Stark Road) and CN Railyard, in Proctor, MN;

and

WHEREAS, Bids were opened in the St. Louis County Courthouse, Duluth, MN, on May 30, 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:

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Veit & Company, Inc.	1100 W. Gary Street Duluth, MN 55808	\$174,894.00

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 225, Agency 177705, Object 652706.

Commissioner O'Neil moved the adoption of the Resolution and it was declared adopted upon the following vote:  
Yeas – Commissioners Jewell, O'Neil, Forsman, Stauber, Nelson and Chair Dahlberg - 6  
Nays – None  
Absent – Commissioner Raukar - 1

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STATE OF MINNESOTA  
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County of St. Louis

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WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 11<sup>th</sup> day of June, A.D., 2013.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of the County Board



*Resolution*  
*of the*  
**Board of County Commissioners**  
*St. Louis County, Minnesota*  
*Adopted on: June 11, 2013 Resolution No. 13-358*  
*Offered by Commissioner: O'Neil*

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**Establishment of No Parking Zone on CSAH 6/Maple Grove Road (Hermantown)**

WHEREAS, Overflow parking onto County State Aid Highway (CSAH) 6 (Maple Grove Road) is generated by soccer games at Stebner Park; and

WHEREAS, The Hermantown Youth Soccer Association has requested a no parking zone on both sides of CSAH 6/Maple Grove Road from Stebner Road to the entrance of Stebner Park; and

WHEREAS, The Hermantown City Council adopted Resolution No. 2013-59 requesting this no parking zone; and

WHEREAS, The St. Louis County Public Works Department has reviewed this issue and has determined that a no parking zone is warranted at this location;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board establishes a no parking zone on both sides of County State Aid Highway 6/Maple Grove Road from Stebner Road to the entrance of Stebner Park in Hermantown, MN.

Commissioner O'Neil moved the adoption of the Resolution and it was declared adopted upon the following vote:

Yeas – Commissioners Jewell, O'Neil, Forsman, Stauber, Nelson and Chair Dahlberg - 6

Nays – None

Absent – Commissioner Raukar - 1

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STATE OF MINNESOTA  
Office of County Auditor, ss.  
County of St. Louis

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WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 11<sup>th</sup> day of June, A.D., 2013.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of the County Board



*Resolution*  
*of the*  
**Board of County Commissioners**  
*St. Louis County, Minnesota*  
*Adopted on: June 11, 2013 Resolution No. 13-359*  
*Offered by Commissioner: O'Neil*

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**Abatement List for Board Approval**

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.

Commissioner O'Neil moved the adoption of the Resolution and it was declared adopted upon the following vote:  
Yeas – Commissioners Jewell, O'Neil, Forsman, Stauber, Nelson and Chair Dahlberg - 6  
Nays – None  
Absent – Commissioner Raukar – 1

---

STATE OF MINNESOTA  
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County of St. Louis

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DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of the County Board



*Resolution*  
*of the*  
**Board of County Commissioners**  
*St. Louis County, Minnesota*  
*Adopted on: June 11, 2013 Resolution No. 13-360*  
*Offered by Commissioner: O'Neil*

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**Project Change Order – Virginia Courthouse Remodel and Addition**

WHEREAS, The 2010A bond project package includes remodeling, energy upgrades, window replacement, and new addition for the courthouse in Virginia, MN, approved by County Board Resolution No. 10-480, dated October 5, 2010; and

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

WHEREAS, The Virginia Courthouse remodeling and addition project began in 2011 and is nearing completion and a change order is necessary for unforeseen work needed to comply with life safety code changes, State Courts change requests and other small adjustments to HVAC, electrical feeders, heaters, outlets, data drops and painting;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes a project change order adjustment for the Virginia Courthouse remodel and addition in the amount of \$52,278.06 to Max Gray Construction, Hibbing, MN, payable from Fund 400, Agency 400033.

Commissioner O'Neil moved the adoption of the Resolution and it was declared adopted upon the following vote:  
Yeas – Commissioners Jewell, O'Neil, Forsman, Stauber, Nelson and Chair Dahlberg - 6  
Nays – None  
Absent – Commissioner Raukar – 1

---

STATE OF MINNESOTA  
Office of County Auditor, ss.  
County of St. Louis

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DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of the County Board



*Resolution  
of the  
**Board of County Commissioners**  
St. Louis County, Minnesota  
Adopted on: June 11, 2013 Resolution No. 13-361  
Offered by Commissioner: O'Neil*

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**Workers' Compensation Report**

RESOLVED, That the workers' compensation report of claims by employees for work-related injuries, dated May 31, 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.

Commissioner O'Neil moved the adoption of the Resolution and it was declared adopted upon the following vote:  
Yeas – Commissioners Jewell, O'Neil, Forsman, Stauber, Nelson and Chair Dahlberg - 6  
Nays – None  
Absent – Commissioner Raukar – 1

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STATE OF MINNESOTA  
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County of St. Louis

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DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of the County Board



*Resolution*  
*of the*  
**Board of County Commissioners**  
*St. Louis County, Minnesota*  
*Adopted on: June 11, 2013 Resolution No. 13-362*  
*Offered by Commissioner: O'Neil*

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**Application for Temporary On-Sale 3.2 Percent Malt Liquor License  
(Portage Township)**

RESOLVED, that the application for a Temporary On-Sale 3.2 Percent Malt Liquor License, on file in the office of the County Auditor, identified as County Board File No. 59581 is hereby approved and the County Auditor is authorized to issue the license to the applicant:

Buyck Volunteer Fire Department, Town of Portage, Temporary On-Sale 3.2 Percent Malt Liquor License No. TB1349, for August 3, 2013.

Commissioner O'Neil moved the adoption of the Resolution and it was declared adopted upon the following vote:  
Yeas – Commissioners Jewell, O'Neil, Forsman, Stauber, Nelson and Chair Dahlberg - 6  
Nays – None  
Absent – Commissioner Raukar – 1

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**STATE OF MINNESOTA**  
Office of County Auditor, ss.  
County of St. Louis

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WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 11<sup>th</sup> day of June, A.D., 2013.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of the County Board



*Resolution  
of the  
Board of County Commissioners  
St. Louis County, Minnesota  
Adopted on: June 11, 2013 Resolution No. 13-363  
Offered by Commissioner: O'Neil*

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**Application for Temporary On-Sale Intoxicating Liquor License  
(Morcom Township)**

RESOLVED, That pursuant to the provisions of Minnesota Stat. § 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 a temporary on-sale intoxicating liquor license is hereby approved, on file in the office of the County Auditor, identified as County Board File No. 59580:

Bear River Fair Committee, Morcom Township, Temporary On-Sale Intoxicating Liquor License No. TL1315, for August 16, 17, & 18, 2013.

Commissioner O'Neil moved the adoption of the Resolution and it was declared adopted upon the following vote:  
Yeas – Commissioners Jewell, O'Neil, Forsman, Stauber, Nelson and Chair Dahlberg - 6  
Nays – None  
Absent – Commissioner Raukar – 1

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STATE OF MINNESOTA  
Office of County Auditor, ss.  
County of St. Louis

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WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 11<sup>th</sup> day of June, A.D., 2013.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of the County Board



*Resolution*  
*of the*  
**Board of County Commissioners**  
*St. Louis County, Minnesota*  
*Adopted on: June 11, 2013 Resolution No. 13-364*  
*Offered by Commissioner: O'Neil*

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**Litigation Settlement Authority Extended to Safety & Risk Management**

WHEREAS, The Safety and Risk Management Division of County Administration now includes an Insurance and Claims Investigator, who is responsible for evaluating and negotiating property damage claims of up to \$10,000; and

WHEREAS, To aid in the efficiency of processing and settling tort claims, the County Board authorized the County Attorney's Office to negotiate and settle all tort claims up to \$10,000; and

WHEREAS, The Insurance and Claims Investigator position was transferred from the County Attorney's Office to the Safety and Risk Management Division (County Board Resolution No. 12-317); and

WHEREAS, Delegation of the authority to settle property damage claims up to \$10,000 to the Director of Safety and Risk Management is desirable and will promote county efficiency;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board extends the authority to settle property damage claims up to \$10,000 to the Director of Safety and Risk Management.

Commissioner O'Neil moved the adoption of the Resolution and it was declared adopted upon the following vote:  
Yeas – Commissioners Jewell, O'Neil, Forsman, Stauber, Nelson and Chair Dahlberg - 6  
Nays – None  
Absent – Commissioner Raukar – 1

---

STATE OF MINNESOTA  
Office of County Auditor, ss.  
County of St. Louis

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WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 11<sup>th</sup> day of June, A.D., 2013.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of the County Board



*Resolution  
of the  
**Board of County Commissioners***

*St. Louis County, Minnesota*

*Adopted on: June 11, 2013 Resolution No. 13-365*

*Offered by Commissioner: Stauber*

**Minnesota Medical Assistance Expansion Costs**

WHEREAS, The federal Affordable Care Act (ACA) allows states to expand health coverage to low income individuals through Medical Assistance (MA) and Basic Health Plans; and

WHEREAS, The Minnesota Legislature has passed legislation mandating the expansion of Medical Assistance as allowed in the ACA; and

WHEREAS, The Minnesota Department of Human Services has projected that 9,737 individuals will become eligible for MA in St. Louis County; and

WHEREAS, The first step of implementation will begin on October 1, 2013, with the transfer of 4,394 individuals currently on MinnesotaCare to Medical Assistance as St. Louis County cases;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes an increase to the staffing complement of the Public Health and Human Services Department of twelve full time equivalent (FTE) employees (11 Financial Workers and 1 Administrative Assistant I) through 2014, and a corresponding adjustment to the department's budget for 2013 for the cost of the FTEs and the related technology expenses required to implement the first step in Medical Assistance in St. Louis County.

RESOLVED FURTHER, That Public Health & Human Services will continue to work with Administration and the Auditor's Office to further analyze potential additional staff needs or reductions and fiscal impacts in 2013 and 2014 that may be necessary for full implementation of the Medical Assistance expansion.

<u>Expense</u>	<u>Amount</u>	<u>Budget Reference</u>
Personnel Costs 2013 Budget	\$387,865.00	230-231014-610000
Technology Costs	88,980.00	230-230038-640400
Revenue	(238,422.50)	230-231014-540230
Use of Fund Balance Assigned for MA Expansion	(238,422.50)	230-999999-311406

Commissioner Stauber moved the adoption of the Resolution and it was declared adopted upon the following vote:

Yeas – Commissioners Jewell, O'Neil, Stauber, and Nelson - 4

Nays – Commissioners Forsman and Chair Dahlberg – 2

Absent – Commissioner Raukar – 1

STATE OF MINNESOTA  
Office of County Auditor, ss.  
County of St. Louis

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WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 11<sup>th</sup> day of June, A.D., 2013.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of the County Board