

**OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON JANUARY 28, 2014**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 28th day of January 2014, at 9:41 a.m., at the St. Louis County Courthouse, Virginia, Minnesota, with the following members present: Commissioners Chris Dahlberg, Pete Stauber, Keith Nelson, Steve Raukar, and Chair Mike Forsman - 5. Absent: Commissioners Frank Jewell and Patrick Boyle - 2.

Chair Forsman asked for a moment of silence in honor of military personnel serving here and abroad, law enforcement and public safety people, and for all of the innocent victims of conflicts throughout the world.

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

Commissioner Nelson, supported by Commissioner Dahlberg, moved to approve the consent agenda. The motion passed; five yeas, zero nays (Jewell, Boyle absent).

Commissioner Nelson, supported by Commissioner Dahlberg, moved to table consideration of a resolution detailing Second District Commissioner appointments for 2014 until the February 4, 2014 Board Meeting. The motion passed; five yeas, zero nays (Jewell, Boyle absent).

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

Kevin Gray, County Administrator, and Ann M. Busche, Director of Public Health and Human Services, submitting Board Letter No. 14-27, Substance Abuse Prevention and Intervention Authority Pilot.—59801

Gambling applications approved during CY 2014.—59802

Kevin Gray, County Administrator, submitting Board Letter No. 14-24, Establishing 2015 Minimum Compensation for Elected Officials.—59803

Kevin Gray, County Administrator, and James Gottschald, Human Resources Director, submitting Board Letter No. 14-29, Deputy Sheriff Supervisory Bargaining Agreement 2012-2014.—59804

Special sales of state tax forfeited lands approved during CY 2014.—59805

Easements & rights-of-way granted over state tax forfeited land and County fee owned land during CY 2014.—59806

Kevin Gray, County Administrator, and James Gottschald, Human Resources Director, submitting Board Letter No. 14-26, 2014 Pay Equity Report.—59807

Canvassing Board minutes dated January 16, 2014.—59808

Mark Monacelli, County Recorder, Public Records and Property Valuation, submitting report of business transacted and monies received during CY 2013.—59809

Agreement for Professional Services between the County of St. Louis and American Engineering Testing, Inc., Duluth, MN, for inspections and material testing for the Virginia Motor Pool Construction project.—14-44

Amendment to Agreement for Professional Services between St. Louis County and Johnson Wilson Constructors, Inc., Damion No. 2013-008114.—14-45

Agreement for Professional Services between the County of St. Louis and Isola Design, Duluth, MN, for space planning for the Relocation of County Human Resources (HR) Training and County Extension Offices from Palladio Building Due to Lease Termination project.—14-46

Agreement for Professional Services between the County of St. Louis and Scalzo Architects, Duluth, MN, for the planning, design, project specifications and project administration of the Relocation and Remodeling of St. Louis County Extension Offices project.—14-47

Agreement for Professional Services between the County of St. Louis and Scalzo Architects, Duluth, MN, for design review, permitting process, architectural stamped drawings and documents for the Relocation of County Human Resources (HR) Training Functions from the Palladio Building to the Arvig Building project.—14-48

Agreement between the County of St. Louis and the Arrowhead Regional Corrections (ARC) Board for Safety and Risk Management Services during 2014.—14-49

Agreement between the County of St. Louis, St. Louis County Auditor Donald Dicklich, and the Arrowhead Regional Corrections (ARC) Board for Fiscal Services during 2014.—14-50

St. Louis County On-line Software Subscriber Agreement between the County of St. Louis, Auditor's Office, and Sandra E. Butterworth, Duluth, MN.—14-51

Safety & Risk Management Training Contract between the County of St. Louis and Forrest Co., LLC, Duluth, MN, for *First Aid Training* in the Duluth and Virginia areas.—14-52

Home and Community-Based Waiver Services Contract, No. 15100, between the St. Louis County Board of Commissioners and Assistive Technology of Minnesota d/b/a EquipALife.—14-53

Addendum No. 14645F to Home and Community-Based Waiver Services Contract between the St. Louis County Board of Commissioners and Iron Range Empowerment Services, LLC, Biwabik, MN.—14-54

Addendum No. 15062A to Home and Community-Based Waiver Services Contract between the St. Louis County Board of Commissioners and Amber Sydow d/b/a Amber's House, Hibbing, MN.—14-55

Group Residential Housing Rate Agreement, Contract No. 52019, between the St. Louis County Board of Commissioners and Amber Sydow.—14-56

Group Residential Housing Rate Agreement, Contract No. 51740, between the St. Louis County Board of Commissioners and Amber Sydow.—14-57

Group Residential Housing Rate Agreement, Contract No. 52020, between the St. Louis County Board of Commissioners and A & E Homes, Inc. – 405.—14-58

Amendment No. 3, Damion 2011-6205, 2012-007001, 2012-007580, between the County of St. Louis and Northspan Group, Duluth, MN, for Administration of the Septic System Loan Program extending the term an additional one year and increasing the compensation.—14-59

Christeen Borsheim, Director of Child Safety and Permanency Division, Minnesota Department of Human Services, St. Paul, MN, regarding the Family Group Decision Making (FGDM) grant funding for CY 2014 and CY 2015 and grant approval form.—14-60

Amendment No. 1, Original Damion No. 2012-6959, between the County of St. Louis and Perkins + Will, Inc., Minneapolis, MN, adding the services of Elert Associates to the current contract for Audio Visual interview and contract assistance.—14-61

Purchase of Service Agreement No. 30150 between the St. Louis County Board of Commissioners and the Human Development Center, Duluth, MN, for Child in Need of Protective Services for the period January 1, 2014 to December 31, 2014.—14-62

Purchase of Service Agreement No. 15098 between the St. Louis County Board of Commissioners and Duluth Family Visitation Center, Duluth, MN, for Supervised Visitation Services for the period January 1, 2014 to December 31, 2014.—14-63

Purchase of Service Agreement No. 15104 between the St. Louis County Board of Commissioners and Arrowhead Lawyers Care Volunteer Attorney Program, Duluth, MN, for Legal Advisement and Representation for the period January 1, 2014 to December 31, 2014.—14-64

Agreement for Services, Contract No. 15107, between the County of St. Louis and Lake Superior Community Health Center, Duluth, MN, for the diagnosis and treatment of sexually transmitted diseases for the period January 1, 2014 to December 31, 2014.—14-65

Group Residential Housing Rate Agreement No. 52022 between the St. Louis County Board of Commissioners and NHS – Southside.—14-66

Home and Community-Based Waiver Services Contract No. 15108 between the St. Louis County Board of Commissioners and JBN, Inc.—14-67

First Amendment to the 2013 Towards Zero Deaths Law Enforcement Grant Agreement between the City of Duluth Lake Superior Traffic Enforcement Team (St. Louis County, University of Minnesota – Duluth Police Department, City of Hermantown, City of Proctor, and the City of Floodwood) in the amount of \$47,683.—14-68

Agreement for Professional Services, Damion No. 2013-8368, between the County of St. Louis and Michael W. Lien, Attorney at Law, Duluth, MN, for civil commitment services during CY 2014.—14-69

Agreement between the County of St. Louis and the St. Louis & Lake Counties Regional Railroad Authority to provide accounting services from the County to the Railroad Authority during CY 2014 for \$6,000 per year.—14-70

Upon motion by Commissioner Nelson, supported by Commissioner Dahlberg, resolutions numbered 14-59 through 14-74, as submitted to this Board on the consent agenda, were unanimously adopted as follows:

BY COMMISSIONER NELSON:

RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners for the meeting of January 7, 2014, are hereby approved.

Adopted January 28, 2014. No. 14-59

RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners for the meeting of January 14, 2014, are hereby approved.

Adopted January 28, 2014. No. 14-60

WHEREAS, As a part of the 2014 budget discussions, the St. Louis County Board expressed interest in providing additional prevention services, particularly in the area of substance abuse and addiction; and

WHEREAS, Staff within the Public Health and Human Services Department developed a proposal for a substance abuse prevention and intervention authority pilot for Calendar Year 2014; and

WHEREAS, Services will be provided throughout the county with two social workers located in southern St. Louis County and two located in northern St. Louis County; and

WHEREAS, An evaluation of the model will be developed so that a cost/benefit analysis can occur as to the effectiveness of the pilot;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the Public Health and Human Services Department to implement a substance abuse prevention and intervention authority pilot (County Board File No. 59801) for the period January 1, 2014 through December 31, 2014;

RESOLVED FURTHER, That the County Board authorizes an increase of the department's FTE complement by 4.0 FTE social workers for this same time period, with the four positions eliminated on December 31, 2014;

RESOLVED FURTHER, That funding for the pilot will be one time prevention and innovation funds in the amount of \$275,654, to be accounted for in 230-999999-311405-99999-99999999-9999.

Adopted January 28, 2014. No. 14-61

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

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

WHEREAS, David McCray of Hibbing, MN, has requested to reinstate Contract C22120116, having been canceled on 8/6/2013 under new Contract C22130157 for property described as:

CITY OF HIBBING

LOT: 0015 BLOCK: 004

AVIATORS FIELD ADDITION TO HIBBING

Parcel Code: 140-0030-00850

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the reinstatement of Contract C22130157 by David McCray, Hibbing, MN, in the amount of \$9,351.10, to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted January 28, 2014. No. 14-62

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

WHEREAS, The applicant, the Estate of Miles D. McCullough & Helen F. McCullough of Union, MO, has applied to repurchase state tax forfeited land legally described as:

TOWN OF ALBORN

SE 1/4 OF SE 1/4

SECTION 2, TOWNSHIP 52 NORTH, RANGE 18 WEST

PARCEL CODE: 205-0010-00330; 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 the Estate of Miles D. McCullough & Helen F. McCullough of Union, MO, on file in County Board File No. 59798, subject to payments including total taxes and assessments of \$4,865.53, service fee of \$114, deed tax of \$16.06, deed fee of \$25, and recording fee of \$46; for a total of \$5,066.59, to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted January 28, 2014. No. 14-63

WHEREAS, The Land and Minerals Department sought and received special legislation to convey the following described state tax forfeited land for the appraised value of \$9,700, plus fees, to resolve an occupancy trespass;

Legal: City of Duluth

Lots 14, 15 & 16, Including Part of Vacated Alley Adjacent, Block I

Riverside Park 2nd Addition to Duluth

Parcel Codes: 010-3980-00140, 00150, 00160

Acres: 0.25

LDKeys: 103767, 103768, 103769; and

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

WHEREAS, This parcel of land 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 Pasquale Sackette of Duluth, MN, for the appraised value of \$9,700 plus the following fees: 3% assurance fee of \$291, deed fee of \$25, deed tax of \$32.01, recording fee of \$46, and survey for \$1,010, for a total of \$11,104.01, to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted January 28, 2014. No. 14-64

WHEREAS, Advocates for Family Peace provides services that are considered critical to victims of domestic violence; and

WHEREAS, The need for these services still exists, and it is in the best interest of the citizens of St. Louis County to renew the current contract at a rate of \$35,000 annually;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to enter into a purchase of service contract with Advocates for Family Peace for domestic violence related services from January 1, 2014 to December 31, 2014, at an annual cost not to exceed \$35,000, payable from Fund 100, Agency 113002, Object 629900.

Adopted January 28, 2014. No. 14-65

WHEREAS, St. Louis County is the fee owner of the property known as the Public Safety Campus (former county Poor Farm); and

WHEREAS, The City of Duluth is requesting that St. Louis County grant a Public Road Easement over county fee owned land as part of the process for designating the service road as a City of Duluth Street; and

WHEREAS, Minn. Stat. § 465.035 allows such conveyances to other Governmental Entities and Public Corporations;

THEREFORE, BE IT RESOLVED, That pursuant to the requirements and procedures of Minn. Stat. § 465.035, the Chair of the County Board and the County Auditor are authorized to execute a Public Road Easement over county fee land to the City of Duluth. Said easement is shown on the attached map and Exhibits A and B, on file in the Property Management Department;

RESOLVED FURTHER, This easement is granted with no monetary consideration from either party.

**Easement Exhibit Map
Service Road Public Safety Campus**



Adopted January 28, 2014. No. 14-66

RESOLVED, That pursuant to Minn. Stat. § 349.213, Subd. 2, the St. Louis County Board approves the following Lawful Gambling License Application (Pull-tabs [paper], Bar bingo, Tipboards) on file in the office of the County Auditor, identified as County Board File No. 59802, for the following organization:

Voyageur Trail Society, Inc., Crane Lake, Minnesota, to operate out of the following:
Melgeorge's Elephant Lake Lodge, Camp 5 Township, 6376 County Road 180, Orr, MN, 55771, new.

Adopted January 28, 2014. No. 14-67

WHEREAS, The Northland Office Center's carpet is in very poor condition, and Property Management has been spot replacing the extremely bad areas on an ongoing basis; and

WHEREAS, County Administration determined that the condition of the carpet was such that an emergency purchase for replacement in several areas be implemented for staff and public welfare and safety purposes;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes payment of \$92,548.00 to Contract Tile and Carpet, LLC, of Duluth, MN, for the replacement of carpet in the Northland Office Center in Virginia, payable from Fund 100, Agency 128777, Object 630903 (project #68130502).

Adopted January 28, 2014. No. 14-68

RESOLVED, That the workers' compensation report of claims by employees for work-related injuries, dated December 28, 2013, on file in the office of the County Auditor, identified as County Board File No. 59787, is hereby received and ratified as payable from Fund 730, Agency 730001.

Adopted January 28, 2014. No. 14-69

WHEREAS, The St. Louis County Board has the authority to set compensation for elected county officials including County Attorney, County Auditor, and the County Sheriff; and

WHEREAS, According to state statutes, at the January meeting prior to the first date on which applicants may file for the office of County Attorney, County Auditor, and County Sheriff, the Board shall set, by resolution, the minimum salary to be paid to the newly elected County Attorney, County Auditor, and County Sheriff, for the term next following; and

WHEREAS, The 2015 starting level compensation for these positions recognizes the salary schedule found in the St. Louis County Management Compensation Pay Plan AE for elected department heads, effective December 14, 2013;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the minimum 2015 salary compensation levels for newly elected officials to the positions County Attorney at \$109,283; County Auditor at \$89,918; and County Sheriff at \$99,133 as identified in the St. Louis County Management Compensation Pay Plan AE for elected department heads, effective December 14, 2013, a copy of which is on file in County Board File No. 59803;

RESOLVED FURTHER, That the newly elected officials' qualifications, experience, and performance may require that the actual starting salary be placed appropriately along the Management Compensation Pay Plan AE schedule.

Adopted January 28, 2014. No. 14-70

WHEREAS, The St. Louis County Board appoints citizens to serve on the Civil Service Commission; and

WHEREAS, The resignation of Mr. Thor Underdahl has created a vacancy on this commission which the Human Resources Department desires to fill;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the County Auditor to advertise and accept applications for a vacant position on the Civil Service Commission until February 28, 2014.

Adopted January 28, 2014. No. 14-71

WHEREAS, State Law requires all public jurisdictions to eliminate any gender-based wage inequities in compensation; and

WHEREAS, The 1984 Local Government Pay Equity Act mandated that each political subdivision establish a job evaluation system in order to determine the comparable work value of each job classification in its employment, and to establish and maintain equitable compensation relationships between female-dominated and male-dominated job classes; and

WHEREAS, The Act further mandated that each jurisdiction submit reports for monitoring on-going compliance with provisions of the statute and St. Louis County was notified that it must submit its compliance report by January 31, 2014; and

WHEREAS, According to the current report, St. Louis County continues to maintain compliance with the Act;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the 2014 St. Louis County Pay Equity Implementation Report and authorizes its submission to the State of Minnesota by the January 31, 2014 deadline.

Adopted January 28, 2014. No. 14-72

RESOLVED, That the St. Louis County Board appoints Olaf Clemenson as an alternate member on the Civil Service Commission for a term expiring December 31, 2016.

Adopted January 28, 2014. No. 14-73

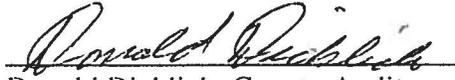
RESOLVED, That the 2012-2014 Deputy Sheriff Supervisory contract is ratified and the appropriate county officials are authorized to execute the Collective Bargaining Unit Agreement, a copy of which is on file in County Board File No. 59804.

Adopted January 28, 2014. No. 14-74

At 9:44 a.m., January 28, 2014, Commissioner Dahlberg, supported by Commissioner Stauber, moved to adjourn the meeting. The motion passed; five yeas, zero nays (Jewell, Boyle absent).


Mike Forsman, Chair of the Board
of County Commissioners

Attest:

A handwritten signature in cursive script, appearing to read "Donald Dicklich", is written over a horizontal line.

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

(Seal of the County Auditor)