

**OFFICIAL PROCEEDINGS OF THE MEETING  
OF THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF ST. LOUIS, MINNESOTA,  
HELD ON FEBRUARY 4, 2014**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 4<sup>th</sup> day of February 2014, at 9:35 a.m., at the St. Louis County Courthouse, Duluth, Minnesota, with the following members present: Commissioners Frank Jewell, Patrick Boyle, Chris Dahlberg, Pete Stauber, Keith Nelson, Steve Raukar, and Chair Mike Forsman - 7. Absent: 0.

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.

The Board recognized Public Works staff and others involved with the rebuilding of Haines Road, which was recently named as the 2013 project of the year by the Minnesota County Engineer's Association. Jim Foldesi, St. Louis County Public Works Director, gave a presentation regarding the project.

A recess was taken from 10:28 a.m. to 10:41 a.m.

Chair Forsman then opened the meeting to persons who wanted to address the Board concerning issues not on the agenda. Lee Branville, member of the Arrowhead Board, spoke about reporting for Camp Esquagama.

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

Commissioner Nelson, supported by Commissioner Stauber, moved that the St. Louis County Board authorizes the appropriate County officials to execute agreements between St. Louis County and the following entities:

North St. Louis Soil and Water Conservation District  
Office Administration, Outreach and Education      \$20,000

South St. Louis Soil and Water Conservation District  
Wetland Assistance      \$ 4,500  
Water Plan Implementation      \$14,500  
Lake and Stream Protection Projects      \$10,000  
Technical Assistance to Landowners      \$10,000  
Outreach and Education      \$10,000

After further discussion, the motion passed:

Yeas: Commissioners Boyle, Dahlberg, Stauber, Nelson, and Chair Forsman - 5

Nays: Commissioners Jewell and Raukar - 2

Resolution No. 14-97.

Commissioner Nelson, supported by Commissioner Raukar, moved to consider a resolution detailing Second District Commissioner appointments for 2014; the item has not been to Committee of the Whole. The motion passed; seven yeas, zero nays.

Commissioner Jewell, supported by Commissioner Raukar, moved that the St. Louis County Board approves the appointment of Second District Commissioner Patrick Boyle to the following committees, commissions, boards, and agencies, consistent with the appointments made at the January 7, 2014 organizational meeting of the County Board:

- Arrowhead Health Alliance (*alternate*)
- Arrowhead Regional Development Commission (ARDC):
  - ARDC Metropolitan Interstate Council (*alternate*)
  - ARDC North Shore Management Board (*alternate*)
- Association of Minnesota Counties (AMC)
  - AMC District 1 Policy Committee, Health & Human Services
- Community Health Services Board
- Duluth Parks and Recreation Commission (*alternate*)
- Heading Home St. Louis County Leadership Council
- 9-1-1 Emergency System User Board (*alternate*)
- Public Health & Human Services Advisory Committee
- St. Louis & Lake Counties Regional Railroad Authority (*alternate*)
- Voyageurs National Park Governmental Affairs Committee

Commissioner Patrick Boyle is appointed by 2014 County Board Chair Mike Forsman to chair the Public Safety and & Corrections Standing Committee. The motion passed; seven yeas, zero nays. Resolution No. 14-98.

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, Director of Land and Minerals, submitting Board Letter No. 14-33, 2014 Special Legislation for the Sale of State Tax Forfeited Lands.—59810

Timber sales approved during CY 2014.—59811

Kevin Gray, County Administrator, and Ted Troolin, Director of Environmental Services, submitting Board Letter No. 14-45, Establish a Public Hearing to Consider Adoption of Proposed St. Louis County Ordinance 61, Subsurface Sewage Treatment System Regulations.—59812

Highway Project Bid Awards and Grants approved during CY 2014.—59813

Kevin Gray, County Administrator, and Mark Rubin, County Attorney, submitting Board Letter No. 14-42, Amend County Board Resolution No. 13-694, Sale of Chris Jensen Health & Rehabilitation Center.—59814

Kevin Gray, County Administrator, and Barbara Hayden, Director of Planning and Community Development, submitting Board Letter No. 14-43, Per Diem Rate Increase for the Board of Adjustment.—59815

Kevin Gray, County Administrator, submitting Board Letter No. 14-49, Easement for Access to Anchor Lake State Wildlife Management Area.—59816

Kevin Gray, County Administrator, and Barbara Hayden, Director of Planning and Community Development, submitting Board Letter No. 14-48, 2014 Funding for North and South St. Louis Soil and Water Conservation Districts.—59817

Kevin Gray, County Administrator, submitting Board Letter No. 14-30, Second District Commissioner Appointments for 2014.—59818

Purchase of Service Agreement, Contract No.15101, between the St. Louis County Board of Commissioners and Life House, Inc., Duluth, MN, for KATZ (Kids to Adult Transitional Services) during Calendar Year (CY) 2014.—14-71

Purchase of Service Agreement, Contract No. 15105, between the St. Louis County Board of Commissioners and United Way of Greater Duluth, Duluth, MN, for Referral Services, Onsite CCA (Central Client Area) consultation and Disaster Preparedness services during CY 2014.—14-72

Contract for County-State Aid Highway Project between the County of St. Louis and Hammerlund Construction, Inc., Grand Rapids, MN, for approach grading, aggregate surfacing and Bridge 69J98 located on County Road (CR) 253/Ives Road in Alden Township (SAP 069-598-045, Storm WO 177717).—14-73

Contract between the County of St. Louis and Alliance Courier, Duluth, MN, for daily courier services for four (4) years with two (2) possible one-year extensions.—14-74

Agreement for Professional Services between St. Louis County and Lockridge, Grindal, Nauen, LLP, Minneapolis, MN, for Federal Government Relations Services for the period January 1, 2014, through December 31, 2014.—14-75

Minnesota Department of Health Statewide Health Improvement Program Grant Project Agreement between the Carlton-Cook-Lake-St. Louis Community Health Board and St. Louis County Public Health and Human Services for the period November 1, 2013 through October 31, 2015.—14-76

Minnesota Department of Health Community Transformation Grant, Grant Project Time and Money Amendment between the Carlton-Cook-Lake-St. Louis Community Health Board and St. Louis County Public Health and Human Services for the period September 30, 2013, through September 29, 2014.—14-77

Purchase of Service Agreement, Contract No. 15078, between the St. Louis County Board of Commissioners and Goodwill Industries Vocational Enterprises, Inc. (GIVE), Duluth, MN, for paper sorting services during CY 2014.—14-78

Group Residential Housing Rate Agreement, Contract No. 52021, between the St. Louis County Board of Commissioners and Duluth Regional Care Center, Inc. – Midway.—14-79

Group Residential Housing Rate Agreement, Contract No. 52023, between the St. Louis County Board of Commissioners and Chad Schmitt d/b/a Schmitt AFC.—14-80

Home and Community-Based Waiver Services Contract, Contract No. 15110, between the St. Louis County Board of Commissioners and Tim Anderson Construction, LLC, Knife River, MN.—14-81

Agreement between the County of St. Louis and Minneapolis-Duluth/Superior Passenger Rail Alliance to provide accounting services from the County to the Alliance during CY 2014.—14-82

Amendment No. 1 to Services Contract, Damion No. 2010-006084, between the County of St. Louis and Central Scrap Metal Processing, Inc., for appliance, ballast and scrap metal processing and recycling services, extending the contract an addition one (1) year effective January 1, 2014, through December 31, 2014. —14-83

Upon motion by Commissioner Nelson, supported by Commissioner Raukar, resolutions numbered 14-75 through 14-96, at submitted 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 28, 2014, are hereby approved.

Adopted February 4, 2014. No. 14-75

WHEREAS, St. Louis County has a variety of children’s services available in the community that are Federal Title IV-E eligible, with the county paying the entire cost for any child who does not have private insurance coverage or is not eligible for Medical Assistance (MA); and

WHEREAS, The Public Health and Human Services Department has contracted with the providers listed below to provide needed children’s services on behalf of the county and wishes to renew these agreements;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes agreements for children’s services covering the period January 1, 2014 through December 31, 2014 with the following providers at the per diem rates listed as follows:

**Emergency Shelters:**

	<u>Requested Rate</u>	<u>% Increase</u>
<u>LSS - Bethany Crisis Shelter/Duluth</u>		
Shelter Care and Emergency Foster Care	\$ 161.60/day	1.0%
Diagnostic – 25-day Evaluation	\$ 168.00/day	0%
Family Assessment Fee for Diagnostic	\$ 86.00/day	0%
Health Screening Fee	\$ 70.00/hour	0%
<u>LSS Family Resource Center-Range Youth Shelter Services</u>		
Children’s Shelter	\$ 194.00/day	3.0%
Health Screening Fee	\$ 40.00/hour	0%

**Residential Treatment Centers:**

Woodland Hills

Main Residential Treatment Center - Corrections	\$ 241.40 /day	3.0 %
Chisholm House 30 - Short-Term Consequence	\$ 141.50 /day	3.0 %
Semi Independent Living Program	\$ 175.53 /day	3.0 %
SED Mental Health Services	\$ 253.87 /day	3.0 %

Mesabi Academy

Long-Term Residential Program	\$ 225.06/day	3.0%
Long-Term Secure Residential Program	\$ 237.28/day	3.0%
Sexual Offender Residential Program	\$ 265.85/day	3.0%
Diagnostic Residential Program	\$ 246.02/day	3.0%
Fire Setter Diagnostic Program	\$ 286.76/day	3.0%
Fire Setter Residential Program	\$ 286.76/day	3.0%
Fire Setter Evaluation (excluding travel)	\$ 200.19/day	3.0%
Specialized Residential (IQ 50-65)	\$ 291.75/day	3.0%
Chemical Dependency Program	\$ 235.52/day	3.0%
High Impact, Short-Term Secure Program	\$ 242.00/day	3.0%

Note: this is a change from the previous rate of \$2,266.00 per stay.

One on One Services (new to this contract)	\$ 16.48/hour	3.0%
Detention Program (For Internal Use Only)	No Additional Cost	

Requested Rate      % Increase

Northwood Children's Services

Residential Services	\$ 243.44/day	3.0%
Diagnostic & Assessment	\$ 243.95/day	3.0%

Budget References for Out-of-Home Placement

Fund	230	Social Services
Agency	232008	Children's Services
Expense Objects	601200	Out-of-Home Placement Costs
	601600	Children's Mental Health Services

RESOLVED FURTHER, That the St. Louis County Board authorizes Purchase of Service Agreements with Northwood Children's Services, Fond du Lac Foster Care Licensing and Placement Agency, and LSS Bethany Foster Care Program for Child Foster Care Services. These services include: Basic Child Foster Care, Emergency and Respite Child Foster Care, Therapeutic Foster Care and Licensing and Placement Administration. All Child Foster Care rates shall comply with Basic Maintenance and Difficulty of Care (DOC) Rates set by the Minnesota Department of Human Services (DHS). Respite Child Foster Care, Emergency Child Foster Care and the Licensing and Placement Administration fees shall be at the per diem rates listed below. This agreement shall be in effect from January 1, 2014 through December 31, 2014.

<u>Foster Care:</u>	<u>Requested Rate</u>	<u>% Increase</u>
<u>Northwood Children's Services</u>		
Therapeutic Foster Care	DHS Difficulty of Care (DOC) Guidelines	
Licensing & Placement Administration	\$ 33.42/day	3.0%
<u>Fond du Lac Foster Care Licensing &amp; Placement Agency</u>		
Foster Care	DHS Difficulty of Care (DOC) Guidelines	
Licensing & Placement Administration	\$ 20.00/day	0%
Respite Care (paid to foster home)	\$ 35.00/day	0%
<u>LSS – Bethany Foster Care Program</u>		
Foster Care	DHS Difficulty of Care (DOC) Guidelines	
Licensing & Placement Administration	\$ 25.00/day	-3.27%

Budget References for Foster Care

Fund	230	Social Services
Agency	232008	Children's Services
Expense Objects	601200	Out-of-Home Placement Costs
		Licensing/Resource Development
	603200	Respite Care Licensing & Resource Development

RESOLVED FURTHER, That the St. Louis County Board authorizes Purchase of Service Agreements with the following provider at the rates listed below for Child Day Treatment services effective January 1, 2014 through December 31, 2014:

<u>Day Treatment:</u>	<u>Requested Rate</u>	<u>% Increase</u>
<u>Woodland Hills Therapeutic Day Treatment</u>	\$ 79.49/day	2.0%

Budget Reference for Day Treatment

Fund	230	Social Services
Agency	232008	Children's Services
Expense Object	601600	Children's Mental Health Services

Adopted February 4, 2014. No. 14-76

WHEREAS, The City of Ely has requested to purchase the following described state tax forfeited land for the price of \$500, plus fees, for the purpose of economic development:

Legal: City of Ely  
 LOT 3, BLOCK 11  
 WHITESIDES ADDITION TO THE TOWN OF ELY  
 Parcel Code: 030-0370-01200  
 Acres: 0.07  
 LDKey: 117923

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 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, Minn. Stat. § 282.01, Subd. 1a.(d), allows for non-conservation tax forfeited land to be sold to a governmental subdivision for less than market value if a reduced price is necessary to provide an incentive to correct blighted conditions; 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 the City of Ely for the price of \$500 plus the following fees: 3% assurance fee of \$15, deed fee of \$25, deed tax of \$1.65, and recording fee of \$46, for a total of \$587.65, 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 the City of Ely does not purchase the land by April 30, 2014.

Adopted February 4, 2014. No. 14-77

WHEREAS, State tax forfeited land on public waters containing greater than 150 feet of water frontage cannot be sold without special legislation from the State of Minnesota; and

WHEREAS, State tax forfeited land cannot be sold by special private sale to resolve occupancy trespasses without special legislation from the State of Minnesota; and

WHEREAS, St. Louis County's best interest would be served from a land management point of view, if these parcels are released for sale;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board supports legislation enabling the sale of state tax forfeited land described in County Board File No. 59810.

Adopted February 4, 2014. No. 14-78

WHEREAS, On October 10, 2013, the St. Louis County Planning Commission initiated proposed St. Louis County Ordinance 61, Subsurface Sewage Treatment System Regulations; and

WHEREAS, After soliciting comments for 60 days, on December 12, 2013 and continuing on January 21, 2014, the Planning Commission held a public hearing regarding the proposed St. Louis County Ordinance 61, Subsurface Sewage Treatment System Regulations; and

WHEREAS, On January 21, 2014, the Planning Commission voted to recommend that the St. Louis County Board adopt the proposed ordinance with recommendations for changes from the Planning Commission;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes a public hearing to be held on Tuesday, February 25, 2014 at 9:40 a.m. at the Hibbing City Council Chambers in Hibbing, MN, for the purpose of receiving citizen comments on the proposed Ordinance 61, Subsurface Sewage Treatment System Regulations.

Adopted February 4, 2014. No. 14-79

RESOLVED, That the appraisal reports for the sale of timber to be offered at SEALED BID AUCTION, Tracts 1 through 23 (totaling \$690,962.04), as submitted by the Land Commissioner, on file in the office of the County Auditor, identified as County Board File No. 59811, are approved and the County Auditor is authorized to carry out the recommendations as listed in said appraisal reports.

Adopted February 4, 2014. No. 14-80

WHEREAS, St. Louis County has applied to the Minnesota Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for Bridge 69A13 on project SAP 69-598-042 on County Road 281 in Lakewood Township; and

WHEREAS, The Commissioner of Transportation has given notice that funding for this bridge is available in the amount of \$514,760.16 for construction and \$100,000 for engineering for a total of \$614,760.16;

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 project but not required. The appropriate county officials are authorized to execute a grant agreement with the Minnesota Commissioner of Transportation concerning the above-referenced grant.

Acct 266 Flood Bond Funds	\$514,760.16	Construction
	\$100,000.00	Engineering
Total Bond:	\$614,760.16	

Adopted February 4, 2014. No. 14-81

WHEREAS, St. Louis County has applied to the Minnesota Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for Bridge 69J74 on project SAP 69-598-044 on County Road 266 in Alden Township; and

WHEREAS, The Commissioner of Transportation has given notice that funding for this bridge is available in the amount of \$207,230.95 for construction and \$63,592.00 for engineering for a total of \$270,822.95;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board agrees to the terms and conditions of the grant consistent with Minn. Stat. § 174.50, Subd. 5(3), and will pay any additional amount by which the cost exceeds the estimate, and will return to the Minnesota State Transportation Fund any amount appropriated for the bridge repairs but not required. The appropriate county officials are authorized to execute a grant agreement with the Minnesota Commissioner of Transportation concerning the above-referenced grant.

Acct 266 Flood Bond Funds	\$207,230.95	Construction
	\$63,592.00	Engineering
Total Bond:	\$270,822.95	

Adopted February 4, 2014. No. 14-82

WHEREAS, St. Louis County has applied to the Minnesota Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for Bridge 69J98 on project SAP 69-598-045 on County Road 253 in Alden Township; and

WHEREAS, The Commissioner of Transportation has given notice that funding for this bridge is available in the amount of \$239,750 for construction and \$65,610 for engineering for a total of \$305,360;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board agrees to the terms and conditions of the grant consistent with Minn. Stat. § 174.50, Subd. 5(3), and will pay any additional amount by which the cost exceeds the estimate, and will return to the Minnesota State Transportation Fund any amount appropriated for the bridge repairs but not required. The appropriate county officials are authorized to execute a grant agreement with the Minnesota Commissioner of Transportation concerning the above-referenced grant.

Acct 266 Flood Bond Funds	\$239,750.00	Construction
	\$65,610.00	Engineering
Total Bond:	\$305,360.00	

Adopted February 4, 2014. No. 14-83

WHEREAS, St. Louis County has applied to the Minnesota Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for Bridge 69K00 on project SAP 69-599-036 on Township Road 2406 in Alden Township; and

WHEREAS, The Commissioner of Transportation has given notice that funding for this bridge is available in the amount of \$195,184.50 for construction and \$65,610 for engineering for a total of \$260,794.50;

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 bridge repairs but not required. The appropriate county officials are authorized to execute a grant agreement with the Minnesota Commissioner of Transportation concerning the above-referenced grant.

Acct 266 Flood Bond Funds	\$195,184.50	Construction
	\$65,610.00	Engineering
Total Bond:	\$260,794.50	

Adopted February 4, 2014. No. 14-84

WHEREAS, St. Louis County has applied to the Minnesota Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for Bridge 69K08 on project SAP 69-610-010 on County State Aid Highway 10 in Lakewood Township; and

WHEREAS, The Commissioner of Transportation has given notice that funding for this bridge is available in the amount of \$335,500 for construction and \$107,779.75 for engineering for a total of \$443,279.75;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board agrees to the terms and conditions of the grant consistent with Minn. Stat. § 174.50, Subd. 5(3), and will pay any additional amount by which the cost exceeds the estimate, and will return to the Minnesota State Transportation Fund any amount appropriated for the bridge repairs but not required. The appropriate county officials are authorized to execute a grant agreement with the Minnesota Commissioner of Transportation concerning the above-referenced grant.

Acct 266 Flood Bond Funds	\$335,500.00	Construction
	\$107,779.75	Engineering
Total Bond:	\$443,279.75	

Adopted February 4, 2014. No. 14-85

WHEREAS, St. Louis County has applied to the Minnesota Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for Bridge 69A14 on project SAP 69-631-008 on County State Aid Highway 31 in Brookston, MN; and

WHEREAS, The Commissioner of Transportation has given notice that funding for this bridge is available in the amount of \$961,161.05 for construction and \$181,761.35 for engineering for a total of \$1,142,922.40;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board agrees to the terms and

conditions of the grant consistent with Minn. Stat. § 174.50, Subd. 5(3), and will pay any additional amount by which the cost exceeds the estimate, and will return to the Minnesota State Transportation Fund any amount appropriated for the bridge repairs but not required. The appropriate county officials are authorized to execute a grant agreement with the Minnesota Commissioner of Transportation concerning the above-referenced grant.

Acct 266 Flood Bond Funds	\$961,161.05	Construction
	\$181,761.35	Engineering
Total Bond:	\$1,142,922.40	

Adopted February 4, 2014. No. 14-86

WHEREAS, St. Louis County has applied to the Minnesota Commissioner of Transportation for a grant from the Minnesota State Transportation Fund for the construction of project SAP 69-598-046, State Bridge 69A11 on County Road 834 in Halden Township; and

WHEREAS, The Commissioner of Transportation has given notice that funding for this bridge is available in the amount of \$518,394.66;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board agrees to the terms and conditions of the grant consistent with Minn. Stat. § 174.50, Subd. 5(3), and will pay any additional amount by which the cost exceeds the estimate, and will return to the Minnesota State Transportation Fund any amount appropriated for the bridge but not required. The appropriate county officials are authorized to execute a grant agreement with the Minnesota Commissioner of Transportation concerning the above-referenced grant.

Fund 29 Bridge Bond Funds	\$518,394.66
Local Funds	\$153,662.00
Total Project:	\$672,056.66

Adopted February 4, 2014. No. 14-87

WHEREAS, Bids have been received electronically by the St. Louis County Public Works Department for the following projects:

CP 0077-153295 (Low) CR 77 from CSAH 77 to CSAH 77 west of Tower, MN, length 0.70 miles;

CP 0415-153288 (Tied) CR 415 from CR 929 and Isle of Pines Drive west of Tower, MN, length 0.32 miles;

CP 0929-153289 (Tied) CR 929 from CSAH 77 and CR 929 northwest of Tower, MN, length 1.07 miles; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on January 16, 2014, 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>
KGM Contractors, Inc.	9211 Hwy. 53 Angora, MN 55703	\$727,676.02

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 0077-153295 (Low):	Fund 200, Agency 203309, Object 652800	\$193,335.25
CP 0415-153288 (Tied):	Fund 200, Agency 203310, Object 652800	\$ 88,544.51

CP 0929-153289 (Tied): Fund 200, Agency 203311, Object 652800 \$445,796.26  
Adopted February 4, 2014. No. 14-88

WHEREAS, Bids have been received electronically by the St. Louis County Public Works Department for the following project:

CP 0694-204803 CR 694 (Seville Road) from CR 853 (Kroll Road) to CR 859 (Caribou Lake Road), length 3.26 miles; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on January 16, 2014, 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>
Ulland Brothers, Inc.	P.O. Box 340 Cloquet, MN 55720	\$217,340.00

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 203312, Object 652805.

Adopted February 4, 2014. No.14-89

WHEREAS, Bids have been received electronically by St. Louis County Public Works Department for the following Gravel Road Investment Program project, CP 0000-204804:

A.) CSAH 108 (Long Lake Road) from South Long Lake Road to CSAH 4 in Colvin Township;

B.) CR 425 (Handberg Road) from CSAH 24 to North Termini in Crane Lake Township;

C.) CR 989 (Walsh Road) from 0.5 miles southwest of CR 989 to Minnesota Boulevard in Eagles Nest Township; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on January 23, 2014, 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>
KGM Contractors, Inc.	9211 Hwy. 53 Angora, MN 55703	\$363,777.50

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 203313, Object 652805.

Adopted February 4, 2014. No. 14-90

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. 59797.

Adopted February 4, 2014. No. 14-91

RESOLVED, That the language contained in the first "resolved section" of County Board Resolution No. 13-694 is hereby amended to read as follows in compliance with special state legislation allowing for the sale and conveyance of Chris Jensen Health & Rehabilitation Center:

*THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the sale of Chris Jensen Health & Rehabilitation Center to the current lessee, or its assigns, for \$2,300,000, and authorizes the County Administrator and County Attorney to complete the necessary due diligence required to produce an Asset Purchase Agreement, providing for a close of the sale transaction by March 31, 2014, or sooner.*

RESOLVED FURTHER, That the legal description for the property is amended as follows, showing two (2) corrections in bold:

Legal Description:

*Those parts of the East Half of the Southwest Quarter of the Northwest Quarter and the West Half of the Southeast Quarter of the Northwest Quarter all in Section 16, Township 50 North, Range 14 West of the Fourth Principal Meridian lying westerly of Rice Lake Road, described as follows:*

*Commencing at the west quarter corner of said Section 16; thence along the south line of said Northwest Quarter on an assigned bearing of North 89 degrees 28 minutes 29 seconds East 663.45 feet to the southwest corner of said East Half of Southwest Quarter of Northwest Quarter, said point being the point of beginning; thence continuing along said south line North 89 degrees 28 minutes 29 seconds East 468.51 feet to a one inch aluminum square tube; thence North 0 degrees 23 minutes 13 seconds West 182.56 feet to a one inch aluminum square tube; thence North 89 degrees 28 minutes 29 seconds East 761.50 feet to the westerly right-of-way of said Rice Lake Road; thence North 20 degrees 01 minutes 27 seconds West along said westerly right-of-way line 1131.68 feet; thence South 71 degrees 35 minutes 04 seconds West 680.47 feet; thence 167.91 feet along a non-tangential curve, concave left, having a radius of 362.20 feet, a central angle of 26 degrees 33 minutes 37 seconds, and a chord bearing of South 52 degrees 11 minutes 48 seconds West; thence 76.24 feet along a non-tangential curve, concave right, having a radius of 92.69 feet, a central angle of 47 degrees 07 minutes 33 seconds, and a chord bearing of South 69 degrees 40 minutes 14 seconds West to the west line of said East Half; thence South 0 degrees 20 minutes 14 seconds **East** along said west line 914.41 feet to the point of beginning, Containing 1,070,506 square feet of 24.58 acres, more or less.*

Adopted February 4, 2014. No. 14-92

RESOLVED, That pursuant to Ordinance No. 28, Section 11, Subdivision 11.06, authorization is hereby granted to Elephant Lake Lodge, Inc., d/b/a Melgeorge's Elephant Lake Lodge, Camp 5 Township, to sell/serve outside the designated serving area of the County Liquor License for the date of March 8, 2014, as per application on file in the office of the County Auditor, identified as County Board File No. 59788.

Adopted February 4, 2014. No. 14-93

WHEREAS, The St. Louis County Board appoints members and establishes the per diem rate for the Board of Adjustment;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes an increase to the per diem rate for the Board of Adjustment from \$50 to \$75.

Adopted February 4, 2014. No. 14-94

WHEREAS, In accordance with Minn. Stat. § 97A.145, Subd. 2, the Commissioner of the Department of Natural Resources, on January 28, 2014, provided the St. Louis County Board with a description of lands to be acquired by the State of Minnesota for water, forestry, wildlife, and natural plant community conservation purposes.

Lands to be acquired are described as follows:  
Township 56, Range 17, Section 27 (.85 acres)

All those lands bounded by the following described lines:

A 33.00 foot wide easement for ingress and egress purposes over and across that part of the Northwest Quarter of the Northeast Quarter of Section 27, Township 56, Range 17, St. Louis County, Minnesota, the centerline of said easement being described as follows:

Commencing at the northeast corner of the Northeast Quarter of said Section 27; thence westerly along the north line of said Section 27, a distance of 1620 feet, to the west right-of-way line of US Highway No. 53; thence Southwesterly, along said westerly right-of-way line a distance of 995 feet to the centerline of an existing trail from the northwest, said point of intersection being the point of beginning of the centerline to be described; thence northwesterly, northerly and northwesterly, along said centerline of said existing trail, a distance of 1075 feet to the north line of said Northwest Quarter of the Northeast Quarter and said centerline there terminating.

The sidelines of said easement shall be prolonged or shortened to terminate at the north line of said Northwest Quarter of the Northeast Quarter and at said Westerly right-of-way line of US Highway No. 53.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the State of Minnesota's proposed acquisition of the above described property for the purpose of providing management access to the Anchor Lake Wildlife Management Area.

Adopted February 4, 2014. No. 14-95

WHEREAS, The State of Minnesota wishes to enter into an agreement with St. Louis County in order to lease space to build Allied Radio Matrix for Emergency Response (ARMER) radio system towers at Vermillion Dam, Erie Hill and Line Lake; and

WHEREAS, The towers will be used by the St. Louis County ARMER radio system as well as by the state;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to enter into a ten-year agreement with the State of Minnesota for the use of space at Vermillion Dam, Erie Hill and Line Lake for radio system tower sites at a one-time use fee of up to \$30,000 per site, to be deposited into Fund 100, Agency 136001, Object 525200.

Adopted February 4, 2014. No. 14-96

**BY COMMISSIONER NELSON:**

WHEREAS, The St. Louis County Board of Commissioners has designated up to \$80,000 from the Environmental Trust Fund for 2014 to be allocated between North and South St. Louis Soil

and Water Conservation Districts (SWCDs); and

WHEREAS, An additional \$18,000 of Natural Resources Block Grant money is available to North and South St. Louis SWCDs for wetland, shoreland and water plan purposes; and

WHEREAS, The North and South St. Louis SWCDs provide professional services to landowners for wetland, shoreland and water management;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate County officials to execute agreements between St. Louis County and the following entities:

North St. Louis Soil and Water Conservation District

Office Administration, Outreach and Education	<u>\$20,000</u>
	\$20,000

South St. Louis Soil and Water Conservation District

Wetland Assistance	\$ 4,500
Water Plan Implementation	\$14,500
Lake and Stream Protection Projects	\$10,000
Technical Assistance to Landowners	\$10,000
Outreach and Education	<u>\$10,000</u>
	\$49,000

RESOLVED FURTHER, That funds be payable as follows:

\$40,000 Fund 100, Agency 109010, Object 690800 - South

\$20,000 Fund 100, Agency 109011, Object 690700 - North

\$ 9,000 Fund 100, Agency 109999, Object 629900, Grant 10902, Year 2014

Yeas – Commissioners Boyle, Dahlberg, Stauber, Nelson, and Chair Forsman - 5

Nays – Commissioners Jewell and Raukar - 2

Adopted February 4, 2014. No. 14-97

**BY COMMISSIONER JEWELL:**

WHEREAS, At the St. Louis County Board’s 2014 organizational meeting held on January 7, 2014, several appointments were made for the office of Second District Commissioner. Additionally, other unexpired appointments were in effect at that time; and

WHEREAS, The office of Second District Commissioner was won by Patrick Boyle in a special election held on January 14, 2014 to fill the unexpired term of County Commissioner Steve O’Neil; and

WHEREAS, The County Board feels it appropriate to appoint newly elected Second District Commissioner Patrick Boyle to positions on various committees, commissions, boards and agencies that had been assigned to the office of the Second District Commissioner at the organizational meeting;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the appointment of Second District Commissioner Patrick Boyle to the following committees, commissions, boards and agencies, consistent with the appointments made at the January 7, 2014 organizational meeting of the County Board:

Arrowhead Health Alliance (*alternate*)  
Arrowhead Regional Development Commission (ARDC):  
    ARDC Metropolitan Interstate Council (*alternate*)  
    ARDC North Shore Management Board (*alternate*)  
Association of Minnesota Counties (AMC)  
    AMC District 1 Policy Committee, Health & Human Services  
Community Health Services Board  
Duluth Parks and Recreation Commission (*alternate*)  
Heading Home St. Louis County Leadership Council  
9-1-1 Emergency System User Board (*alternate*)  
Public Health & Human Services Advisory Committee  
St. Louis & Lake Counties Regional Railroad Authority (*alternate*)  
Voyageurs National Park Governmental Affairs Committee

RESOLVED FURTHER, That Commissioner Patrick Boyle is appointed by 2014 County Board Chair Mike Forsman to chair the Public Safety & Corrections Standing Committee.

Unanimously adopted February 4, 2014. No. 14-98

At 10:57 a.m., February 4, 2014, Commissioner Nelson, supported by Commissioner Dahlberg, moved to adjourn the meeting. The motion passed; seven yeas, zero nays.

  
Mike Forsman, 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)

