

**OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON FEBRUARY 11, 2014**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 11th day of February 2014, at 9:45 a.m., at the Proctor City Hall, Proctor, 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.

Chair Forsman then opened the meeting to persons who wanted to address the Board concerning issues not on the agenda. Jake Benson, Proctor City Councilor, welcomed the Board to Proctor and asked for further discussion on Board consent item #9, Support for H.F. 1286 and S.F. 1152, legislation allowing counties to publish certain official notices on their websites instead of, or in addition to, in an official newspaper.

Commissioner Jewell, supported by Commissioner Nelson, moved to approve the consent agenda without item #9. The motion passed; seven yeas, zero nays.

Commissioner Jewell, supported by Commissioner Stauber, moved that the St. Louis County Board of Commissioners supports H.F. 1286 and S.F. 1152, legislation now before the 2014 Minnesota Legislature that would allow counties to publish certain official public notices on their websites instead of, or in addition to, in an official newspaper. Jake Benson, Proctor City Councilor, discussed the impacts of H.F. 1286 and S.F. 1152 legislation. Commissioners discussed the resolution and impacts on communication to St. Louis County residents. County Attorney Rubin stated that a maker of a motion must vote in favor of the motion; however, the supporter does not have to vote in favor of the motion. After further discussion, Commissioner Jewell, supported by Commissioner Stauber, withdrew the motion. Commissioner Raukar, supported by Commissioner Stauber, moved the resolution. After further Commissioner discussion, Commissioner Raukar, supported by Commissioner Stauber, withdrew the motion. Commissioner Raukar, supported by Commissioner Stauber, offered an amended resolution that eliminated the sixth WHEREAS section and deleted the "instead of, or" wording in the THEREFORE, BE IT RESOLVED section. After further discussion, Commissioner Raukar, supported by Commissioner Stauber, withdrew the motion. No further action was taken; Chair Forsman requested that Administration review the resolution. County Auditor Don Dicklich discussed potential impacts to staff and St. Louis County residents relating to H.F. 1286 and S.F. 1152. legislation.

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

Kevin Gray, County Administrator, and Barbara Hayden, Planning and Community Development Director, submitting Board Letter No. 14-50, Amend Zoning Ordinance No. 46, Zoning Map (Grand Lake Township).—59819

Kevin Gray, County Administrator, and James Foldesi, Public Works Director/Highway Engineer, submitting Board Letter No. 14-51, Sponsorship and Maintenance of City of Floodwood Safe Routes to School Grant Project.—59820

Kevin Gray, County Administrator, and James Foldesi, Public Works Director/Highway Engineer, submitting Board Letter No. 14-53, Amend County Board Resolution No. 13-781 – Remodeling change of Scope for County Extension Office.—59821

Kevin Gray, County Administrator, and Barbara Hayden, Planning and Community Development Director, submitting Board Letter No. 14-56, Establish a Public Hearing on the FY 2014 Action Plan for CDBG, HOME, and ESG Funding.—59822

Purchase of Service Agreement, Contract No. 15099, between the St. Louis County Board of Commissioners and Lutheran Social Services of Minnesota, Family Resource Center – Supervised Visitation Program, Virginia, MN, for Calendar Year (CY) 2014.—14-84

Purchase of Service Agreement, Contract No. 15102, between the St. Louis County Board of Commissioners and Lutheran Social Services of Minnesota, Bethany Crisis Shelter – Supervised Visitation Program, Duluth, MN, for CY 2014.—14-85

Grant Agreement, Contract No. 21005, between the St. Louis County Board of Commissioners and Lutheran Social Services (Bethany Crisis Nursery), Duluth, MN, for child protection services during CY 2014.—14-86

County-State Aid Highway (CSAH) Project Contract between the County of St. Louis and Hammerlund Construction, Inc., Grand Rapids, MN, for approach grading, aggregate surfacing and Bridge No. 69J74 located on CR 266/Two Harbors Road in Alden Township (SAP 69-598-044, WO 177716(Storm).—14-87

County-State Aid Highway Project Contract between the County of St. Louis and Hammerlund Construction, Inc., Grand Rapids, MN, for Bridge No. 69K08 and approaches over an unnamed stream located on CSAH 10/Strand Road in Lakewood Township (SAP 069-610-010, Storm WO 177718.—14-88

County-State Aid Highway Project Contract between the County of St. Louis and Hammerlund Construction, Inc., Grand Rapids, MN, for approach grading, aggregate surfacing and Bridge No. 69K00 located on Township Road 2406 located in Alden Township (SAP 69-599-936, Storm WO 177721.—14-89

County-State Aid Highway Project Contract between the County of St. Louis and Northland Constructors of Duluth, LLC, Duluth, MN, for Bridge No 69A14 and approach grading on CSAH 31 in Brookston, MN.—14-90

Amendment No. 2, Original Damion 2010-005621, between the County of St. Louis and Minnesota Elevator, Inc., extending the terms of the contract through March 31, 2015.—14-91

Purchase Agreement between St. Louis County and the City of Hibbing for the sale of property known as the Hibbing Fairgrounds Racetrack parcel located in Section 18, Township 57 North, Range 20 West.—14-92

Joint Powers Agreement between St. Louis, Carlton, Lake, and Cook Counties for Civil Commitment Representation during CY 2014, Damion 2013-8365.—14-93

2012-2014 Deputy Sheriff Supervisory Bargaining Agreement between St. Louis County and Minnesota Public Employees Association.—14-94

Agreement for Personnel and Training Services between the County of St. Louis, Human Resources Department, and the Arrowhead Regional Corrections Board for CY 2014.—14-95

St. Louis County On-Line Software Subscriber Agreement between the County of St. Louis, Auditor's Office, and Abstract & Title of Central MN, Browerville, MN.—14-96

Upon motion by Commissioner Jewell, supported by Commissioner Nelson, resolutions numbered 14-99 through 14-107, as submitted to this Board on the consent agenda, were unanimously adopted as follows:

BY COMMISSIONER JEWELL:

WHEREAS, The St. Louis County Planning Commission initiated a zoning map amendment for the NE ¼ of SE ¼, Section 7, Township 51 North, Range 16 West & NW ¼ of SW ¼, Section 8, Township 51 North, Range 16 West & Part of NE ¼ of SW ¼, Section 8, Township 51 North, Range 16 West; and

WHEREAS, The St. Louis County Planning Commission, on October 10, 2013, held a public hearing to consider amending the zoning map, Grand Lake 51-16; and

WHEREAS, The Planning Commission recommends approval of the proposed amendments; THEREFORE, BE IT RESOLVED, That the St. Louis County Board amends Ordinance 46, NE ¼ of SE ¼, Section 7, Township 51 North, Range 16 West & NW ¼ of SW ¼, Section 8, Township 51 North, Range 16 West & Part of NE ¼ of SW ¼, Section 8, Township 51 North, Range 16 West, (Grand Lake 51-16) as follows:

(LIU-1), Limited Industrial Use to (MUNS-4), Multiple Use Non-Shoreland.

RESOLVED FURTHER, That the effective date of this zoning change will be February 15, 2014.

Adopted February 11, 2014. No. 14-99

WHEREAS, The Minnesota Department of Transportation administers the Safe Routes to School Program to fund infrastructure and non-infrastructure projects; and

WHEREAS, The Minnesota Department of Transportation requires non-state aid agencies to have a project sponsor; and

WHEREAS, St. Louis County is willing to be the project sponsor for the Safe Routes to School project within the city of Floodwood;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the county to act as the sponsoring agency for the Safe Routes to School Project within the city of Floodwood and acknowledges that it is willing to be the project sponsor knowing full well that such sponsorship includes a willingness to secure and guarantee the local share of costs associated with this project and responsibility for seeing this project through to its completion, with compliance of all applicable laws, rules and regulations;

RESOLVED FURTHER, That the St. Louis County Board authorizes the appropriate county officials to execute agreements with the City of Floodwood and Minnesota Department of Transportation establishing St. Louis County as the project sponsor for the Safe Routes to School project within the city of Floodwood, and establish the requirement that all local share of costs associated with this Safe Routes to School project are the responsibility of the City of Floodwood.

Adopted February 11, 2014. No. 14-100

WHEREAS, The Federal Highway Administration (FHWA) requires that states agree to operate and maintain facilities constructed with federal transportation funds for the useful life of the improvement and not change the use of right of way or property ownership acquired without prior approval from the FHWA; and

WHEREAS, The Safe Routes to School projects receive federal funding; and

WHEREAS, The Minnesota Department of Transportation has determined that for projects implemented with alternative funds, this requirement should be applied to the project sponsor; and

WHEREAS, St. Louis County is the sponsoring agency for the Safe Routes to School project within the city of Floodwood;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board, the project's sponsoring agency, hereby agrees to assume full responsibility for the operation and maintenance of property and facilities related to the aforementioned Safe Routes to School project;

RESOLVED FURTHER, That the St. Louis County Board authorizes the appropriate county officials to execute an agreement with the City of Floodwood establishing maintenance responsibilities for those facilities constructed with Safe Routes to School funding for the useful life of the improvement.

Adopted February 11, 2014. No. 14-101

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

SAP 69-030-032, CP 0000-204768 Micro Surfacing located on:

- A.) CSAH 21 from TH 169 to TH 135, in Pike and Embarrass Townships,
- B.) CSAH 77 from CSAH 104 to CR 651, in Greenwood Township,
- C.) CR 414 from CSAH 77 to East Termini, in Greenwood Township,
- D.) CR 651 from CSAH 77 to East Termini, in Greenwood Township,
- E.) CR 676 from CSAH 77 to North Termini, in Greenwood Township; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on January 30, 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>
Asphalt Surface Technologies Corp. a.k.a. Astech Corp	P.O. Box 1025 St. Cloud, MN 56302	\$919,705.39

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 220307, Object 652700 consisting of:

St. Louis County Local Funds: \$234,935.78
St. Louis County State Aid Funds: \$684,769.61

Adopted February 11, 2014. No. 14-102

WHEREAS, The St. Louis County Public Health & Human Services (PHHS) Department has initiated a paper and hard file reduction program for files presently located in PHHS office space in the Government Services Center (GSC); and

WHEREAS, The department does not have ample time to complete the file reduction program prior to being relocated for the GSC remodeling project, requiring temporary storage space to be obtained; and

WHEREAS, The PHHS Department currently leases office space in the Arvig Building and there is storage space available adjacent to PHHS staff, providing ready access;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves a month to month lease amendment with Infotel Investments, L.L.C., for 3,874 square feet of storage space in the Arvig Building, 325 West 1st Street, Duluth, MN, in the amount of \$1,614 per month, payable from Fund 230, Agency 230011.

Adopted February 11, 2014. No. 14-103

RESOLVED, That the language contained in the "resolved section" of County Board Resolution No. 13-781 is hereby amended to read as follows:

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to approve a construction change of scope with Krause-Anderson Construction Company of Duluth, Minnesota, or to develop this project with another qualified contractor, in an amount up to **\$516,333**, for the remodeling of the St. Louis County Extension Office space in the former laundry facility now known as the A. P. Cook Building, at the county's Public Safety Campus located off Rice Lake Road in Duluth, payable from Fund 400, Agency 400036, with funds transferred from Fund 100, Agency 104006, Object 629900.

Adopted February 11, 2014. No. 14-104

WHEREAS, The U.S. Department of Housing and Urban Development (HUD) requires a consolidated application process for entitlement funds under the following Community Planning and Development (CPD) programs: Community Development Block Grant (CDBG); Home Investment Partnerships (HOME); and Emergency Solutions Grant (ESG); and

WHEREAS, The St. Louis County Board approved the 2010-2014 Consolidated Plan on March 2, 2010; and

WHEREAS, St. Louis County has prepared a draft FY 2014 Action Plan of the 2010-2014 Consolidated Plan required by HUD; and

WHEREAS, HUD requires a 30 day comment period and that a public hearing be conducted to allow citizen input prior to submittal of these plans;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board will hold a public hearing on Tuesday, March 11, 2014, at 9:40 a.m., at the St. Louis County Courthouse in Duluth, Minnesota, for the purpose of receiving citizen comments on the established priorities and funding recommendations included in the FY 2014 Action Plan of the 2010-2014 Consolidated Plan.

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. 59790, are hereby approved and the County Auditor shall issue checks in the following amounts:

December 2013

100	General Fund	\$5,287,100.78
149	Personnel Service Fund	240.73
150	Sheriff's Nemesis Fund Group	7,512.04
160	MN Trail Assistance	24,570.36
168	Sheriff's State Forfeitures	2,167.09
169	Attorney Trust Accounts-VW	1,689.21
172	Sheriff Federal Forfeitures	458.00
179	Enhanced 9-1-1	680.04
180	Law Library	16,569.37
183	City/County Communications	312.80
184	Extension Service	35,152.10
200	Public Works	3,228,489.02
210	Road Maintenance – Unorg Townships	892.50
220	State Road Aid	474,125.21
225	PW – June 2012 Flood	1,107,756.46
230	Public Health & Human Services	6,917,475.96
240	Forfeited Tax	394,696.57
260	CDBG Grant	131,934.54
261	CDBG Program Income	18,316.72
270	Home Grant	58,463.37
281	SLC Septic Loans	14,500.00
290	Forest Resources	86,336.08
309	Capital Improve Bonds 2004A	7,576,368.75
311	Capital Improve Bonds 2005A	469,842.50
313	Cap Imp Cross Ref Bonds 2006A	1,203,406.25
315	Capital Equipment Notes 2008A	783,475.00
316	Capital Improve Bonds 2008B	858,755.00
400	County Facilities	287,230.43
402	Depreciation Reserve Fund	378.00
405	Public Works Building Const	42,550.91
407	Public Works – Equipment	272,596.30
440	2013A Capital Improvement Bond	493,032.88
600	Environmental Services	473,535.80
616	On-Site Waste Water Division	46,100.80
715	County Garage	514,839.85
720	Property Casualty Liability	6,877.81
730	Workers Compensation	143,012.61
770	Retired Employees Health Ins	1,308.00
855	Human Service Conference Fund	1,594.58

900	State of Minnesota	2,711,304.23
902	Courts	206,715.41
907	Special Taxes	5,986.95
908	Cities and Towns Taxes	31,795,281.22
909	Tax Refunds	68,237.05
910	School Districts Taxes	4,096,074.81
911	Taxes and Penalties	5,086.15
919	Cancelled Checks	14.00
925	Arrowhead Regional Corrections	1,823,692.23
955	Community Health Board	74,912.26
985	Collective Local Collaborative	28,483.39
989	Regional Railroad Authority	159,020.11
990	Northern Cities Land Use	1,163.40
994	Sheriff Forfeits/Evidence	333.22
998	MPL-DUL Train Alliance	7,573.69
		<u>\$71,968,222.54</u>

Adopted February 11, 2014. No. 14-106

WHEREAS, St. Louis County serves as the sponsor of various winter recreational trails that are part of the State of Minnesota Grant-in-Aid Trail System; and

WHEREAS, The construction and maintenance of these trails is funded through the Minnesota Trail Assistance Program Grants issued with the approval of the Minnesota Department of Natural Resources; and

WHEREAS, The Eveleth Trail Hawks Snowmobile Club will make application to the Minnesota Trail Assistance Program, and has requested that St. Louis County serve as the local government sponsor for the purchase of trail grooming equipment, to be funded by the State of Minnesota Trail Assistance Program and the Federal Recreational Trails Program;

THEREFORE, BE IT RESOLVED, That St. Louis County agrees to sponsor the purchase of trail grooming equipment on behalf of the Eveleth Trail Hawks Snowmobile Club;

RESOLVED FURTHER, That the appropriate county officials are authorized to sign grant applications, agreements, and reimbursement claims to the Minnesota Department of Natural Resources for purchase of the trail grooming equipment;

RESOLVED FURTHER, That the appropriate county officials are authorized to sign all easements, licenses, or other instruments associated with the purchase, subject to the approval of the County Attorney;

RESOLVED FURTHER, That this Resolution is contingent upon the Eveleth Trail Hawks Snowmobile Club remaining individually named as an insured on the general liability policy covering St. Louis County sponsored State Grant-in-Aid Trails;

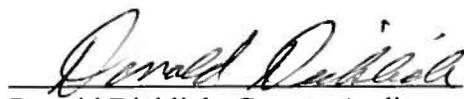
RESOLVED FURTHER, That St. Louis County and/or the Eveleth Trail Hawks Snowmobile Club will comply with the Federal Purchasing Requirements as set forth in the 2013 Manual for Equipment Grants of the Federal Recreational Trails Program published by the Minnesota Department of Natural Resources.

Adopted February 11, 2014. No. 14-107

At 10:29 a.m., February 11, 2014, Commissioner Dahlberg, supported by Commissioner Raukar, 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)