

**OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON JULY 8, 2014**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 8th day of July 2014, at 9:41 a.m., at the Lakewood Town Hall, Duluth, Minnesota, with the following members present: Commissioners Frank Jewell, Chris Dahlberg, Pete Stauber, and Chair Mike Forsman - 4. Absent: Commissioners Patrick Boyle, Keith Nelson, and Steve Raukar - 3.

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.

Commissioner Raukar entered the meeting at 9:44 a.m.

Stan Hendricksen, of Duluth, discussed concerns he had relating to property located on McQuade Road.

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

Commissioner Dahlberg, supported by Commissioner Jewell, moved that pursuant to the requirements and procedures of Minn. Stat. § 373.01 Subdivision 1(4), the Chair of the County Board and the County Auditor are authorized to execute a lease for Dry Hydrant construction and operation to the Cotton Volunteer Fire Department over the southwesterly 150 feet as measured at a right angle to the centerline of County State Aid Highway No. 52 (Comstock Lake Road) over the following described land: Part of Government Lot 8, Section 3, Township 54 North, Range 16 West, lying southeasterly of the centerline of County Road No. 223 (Water Hen Road) and lying northeasterly of the centerline of County State Aid Highway No. 52 (Comstock Lake Road), containing 10 acres, more or less. After further discussion, the motion passed; five yeas, zero nays (Boyle, Nelson absent). Resolution No. 14-417.

Commissioner Jewell, supported by Commissioner Dahlberg, moved to consider a resolution appointing election judges for Unorganized Townships, and Absentee, Uniformed and Overseas Citizen Absentee Voters Act (UOCAVA), and Mail Ballot Board during 2014; the item has not been to Committee of the Whole. The motion passed; five yeas, zero nays (Boyle, Nelson absent).

Commissioner Jewell, supported by Commissioner Dahlberg, moved to approve the appointment of election judges for Unorganized Townships, and Absentee, UOCAVA, and Mail Ballot Board during 2014 as described in Board Letter 14-268. The motion passed; five yeas, zero nays (Boyle, Nelson absent). Resolution No. 14-418.

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

Kevin Gray, County Administrator, and Tony Mancuso, Property Management Director, submitting Board Letter No. 14-266, Cotton Volunteer Fire Dept. Dry Hydrant Lease Request on County Fee Owned Land.—[59901](#)

Kevin Gray, County Administrator, and Donald Dicklich, County Auditor, submitting Board Letter No. 14-268, Appointment of Election Judges for Unorganized Townships, and Absentee, UOCAVA, and Mail Ballot Boards.—[59902](#)

Agreement for Services between the County of St. Louis and Waste Management of Minnesota, Inc., Duluth, MN, for Compacted Solid Waste Roll-Off Haulage for the period July 1, 2014 through June 30, 2016, with one (1) possible one-year extension.—[14-533](#)

Agreement for Professional Services between the County of St. Louis and LHB, Inc., Duluth, MN, for Engineering Services for Hydraulic Design on various County projects during the period July 1, 2014 through June 30, 2015, with two (2) possible one-year extensions.—[14-534](#)

Agreement for Professional Services between the County of St. Louis and LHB, Inc., Duluth, MN, for Engineering Services for Wetland Boundary Delineation on various County projects during the period July 1, 2014 through June 30, 2015, with two (2) possible one-year extensions.—[14-535](#)

On-Line Software Subscriber Agreement by and between the County of St. Louis through the Auditor's Office and West of Fourth Companies, Grand Marais, MN.—[14-536](#)

Agreement by and between St. Louis County and the Biosolids Disposal Site Authority for the exchange of certain properties to expand the County's leachate spray irrigation treatment facility at the Regional Landfill.—[14-537](#)

Agreement for Professional Services by and between the County of St. Louis and Gausman & Moore, Duluth, MN, for investigation and engineering analysis of the Northland Office Building structure for the Virginia Area Future Office Space Project.—[14-538](#)

Purchase of Service Agreement, Contract No. 15228, between the St. Louis County Board of Commissioners and JBN, Inc., Mountain Iron, MN, for Chore Services during the period April 1, 2014 to April 30, 2014.—[14-539](#)

Purchase of Service Agreement, Contract No. 15231, between the St. Louis County Board of Commissioners and Donald Driscoll, Aurora, MN, for Chore Services during the period April 1, 2014 to April 30, 2014.—[14-540](#)

Group Residential Housing Rate Agreement, Contract No. 52190, by and between the St. Louis County Board of Commissioners and Clayridge Assisted Living, Biwabik, MN.—[14-541](#)

Group Residential Housing Rate Agreement, Contract No. 52191, by and between the St. Louis County Board of Commissioners and Willow Wood Assisted Living I, Eveleth, MN.—[14-542](#)

Group Residential Housing Rate Agreement, Contract No. 52192, by and between the St. Louis County Board of Commissioners and Willow Wood Assisted Living II, Eveleth, MN.—14-543

Group Residential Housing Rate Agreement, Contract No. 52202, by and between the St. Louis County Board of Commissioners and Arrowhead House Foster Care – Southwest, Duluth, MN.—14-544

Group Residential Housing Rate Agreement, Contract No. 52203, by and between the St. Louis County Board of Commissioners and Arrowhead House Foster Care – Wahldorf 1, Duluth, MN.—14-545

Group Residential Housing Rate Agreement, Contract No. 52204, by and between the St. Louis County Board of Commissioners and Arrowhead House Foster Care – Wahldorf 2, Duluth, MN.—14-546

Group Residential Housing Rate Agreement, Contract No. 52205, by and between the St. Louis County Board of Commissioners and Arrowhead House Foster Care – Wahldorf 3, Duluth, MN.—14-547

Group Residential Housing Rate Agreement, Contract No. 52251, by and between the St. Louis County Board of Commissioners and Kiminki Homes, Inc. (House #2), Proctor, MN.—14-548

Group Residential Housing Rate Agreement, Contract No. 52252, by and between the St. Louis County Board of Commissioners and Kiminki Homes, Inc. (House #3), Proctor, MN.—14-549

Group Residential Housing Rate Agreement, Contract No. 52253, by and between the St. Louis County Board of Commissioners and Kiminki Homes, Inc. (Almac A), Proctor, MN.—14-550

Group Residential Housing Rate Agreement, Contract No. 52254, by and between the St. Louis County Board of Commissioners and Kiminki Homes, Inc. (Almac B), Proctor, MN.—14-551

Group Residential Housing Rate Agreement, Contract No. 52271, by and between the St. Louis County Board of Commissioners and Timothy Majchrzak and Bobbi Jo Majchrzak – Hermantown Valley Elder Care, Hermantown, MN.—14-552

Group Residential Housing Rate Agreement, Contract No. 52286, by and between the St. Louis County Board of Commissioners and St. Raphael's Health and Rehabilitation Center, Eveleth, MN.—14-553

Group Residential Housing Rate Agreement, Contract No. 52291, by and between the St. Louis County Board of Commissioners and Ariel View, Duluth, MN.—14-554

Group Residential Housing Rate Agreement, Contract No. 52292, by and between the St. Louis County Board of Commissioners and Carlson Hall, Duluth, MN.—14-555

Group Residential Housing Rate Agreement, Contract No. 52305, by and between the St. Louis County Board of Commissioners and Lakeview Residence, Virginia, MN.—14-556

Group Residential Housing Rate Agreement, Contract No. 52307, by and between the St. Louis County Board of Commissioners and Brookston Pines, Brookston, MN.—14-557

Group Residential Housing Rate Agreement, Contract No. 52308, by and between the St. Louis County Board of Commissioners and Brookston Pines, Brookston, MN.—14-558

Group Residential Housing Rate Agreement, Contract No. 52309, by and between the St. Louis County Board of Commissioners and Transitional Senior Housing, Duluth, MN.—14-559

Group Residential Housing Rate Agreement, Contract No. 52312, by and between the St. Louis County Board of Commissioners and Taylor SLS – Basswood, Duluth, MN.—14-560

Group Residential Housing Rate Agreement, Contract No. 52313, by and between the St. Louis County Board of Commissioners and Taylor SLS – Colorado, Duluth, MN.—14-561

Group Residential Housing Rate Agreement, Contract No. 52314, by and between the St. Louis County Board of Commissioners and Taylor SLS – Hagberg, Duluth, MN.—14-562

Amendment No. 3 to Low Resolution Inventory 2012-2013, 2013-2014 contract, Original Damion No. 2012-007255, between the County of St. Louis and Chandler Johnson decreasing the contract amount by \$115,900 due to the removal of 6,100 plots from the contract.—14-563

Contract for County-State Aid Highway (CSAH) Project between the County of St. Louis and Ulland Brothers, Inc., Cloquet, MN, for grading, milling, reclamation, aggregate base, plant mixed bituminous surface and shoulders & aggregate shouldering on CSAH 133 in Cedar Valley, Elmer and Meadowlands Township, SP 069-733-024, CP 0133-1263, STPM 6914 (159).—14-564

Agreement for Professional Services between the County of St. Louis and TKDA, St. Paul, MN, for engineering services for hydraulic design for the period July 1, 2014 through June 30, 2015 with two (2) possible one-year extensions.—14-565

Minnesota Department of Public Safety, Homeland Security and Emergency Management Division, Operations Stonegarden 2013 Grant Agreement.—14-566

Joint Powers Agreement between the State of Minnesota acting thru its Commissioner of the Office of MN.IT Services and the St. Louis County Sheriff's Office for the Bureau of Criminal Apprehension e-Charging system.—14-567

Upon motion by Commissioner Dahlberg, supported by Commissioner Stauber, resolutions numbered 14-405 through 14-416, as submitted on the consent agenda, were unanimously approved as follows:

BY COMMISSIONER DAHLBERG:

RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners for the meeting of June 24, 2014, are hereby approved.

Adopted July 8, 2014. No. 14-405

RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners for the meeting of July 1, 2014, are hereby approved.

Adopted July 8, 2014. No. 14-406

RESOLVED, That the appraisal report for sale of timber to be offered by Sealed Bid Timber Auction, numbered Tracts 1 through 21, as submitted by the Land Commissioner, on file in the Office of the County Auditor, identified as County Board File No. 59811, is approved and the County Auditor is authorized to carry out the recommendation as listed in said appraisal report.

Adopted July 8, 2014. No. 14-407

RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to enter into an agreement, and approve any amendments authorized by the County Attorney, with LHB Corp., Duluth, MN, for design services for the reconstruction of eight (8) bridges listed as follows:

Br 303 on CR 492	Br 305 on CR 936	Br 323 on CR 431	Br 414 on CSAH 4
Br 616 on CR 668	Br 702 on CR 406	Br 783 on CR 611	Br 867 on CR 180

RESOLVED FURTHER, That the total cost of these services is \$296,578, payable from Fund 200, Agency 200008, Object 626600.

Adopted July 8, 2014. No. 14-408

RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to enter into an agreement, and approve any amendments authorized by the County Attorney, with SRF Consulting Group, Inc., of Minneapolis, MN, for design services for the reconstruction of County Bridge 854 along County State Aid Highway (CSAH) 116 over the Moose River in Unorganized Township 65-14 (CP 0116-186994/SAP 69-716-010). The total cost of these services is \$27,152 payable from Fund 220, Agency 220325, Object 626600.

Adopted July 8, 2014. No. 14-409

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 July 8, 2014. No. 14-410

WHEREAS, County Board Resolution No. 13-514, dated August 6, 2013, authorized a construction agreement contract with Johnson – Wilson Constructors in the amount of \$17,413,000, for the remodeling of the Duluth Government Service Center (GSC) facility; and

WHEREAS, St. Louis County has identified a need for additional cabling for work stations; and

WHEREAS, The engineer has reviewed the request with St. Louis County Information Technology and Property Management and identified the additional cost of \$57,672; and

WHEREAS, There are sufficient funds within the owner's contingency budget for these costs;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to execute a construction project change order for the Duluth GSC Facility remodeling project with Johnson – Wilson Constructors of Duluth, MN, in the amount of \$57,672, payable from the owner's contingency budget Fund 440, Agency 440001.

Adopted July 8, 2014. No. 14-411

WHEREAS, St. Louis County has in excess of \$341,739,726 in property to insure; and
WHEREAS, St. Louis County has been purchasing property insurance on a loss limit basis which is less expensive with lower deductibles than a scheduled buildings type of insurance; and
WHEREAS, The current policy expires on July 24, 2014, and St. Louis County received a proposal from the current insurer, Chubb Group of Insurance Companies, through Otis-Magie Insurance Agency of Duluth, MN, to provide coverage at the same terms as existing coverage at a rate of \$.0642 per \$100 of value for the coming year;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the purchase of property and related insurance coverage on major structures and equipment, amended contents, and boiler and machinery from Chubb Group of Insurance Companies through Otis-Magie Insurance Agency of Duluth, MN, for the period July 24, 2014 to July 24, 2016, at the annual premium of \$219,250 payable from: Fund 720, Agency 720001, Object 635100;

RESOLVED FURTHER, That the Purchasing Division is authorized to add or delete county properties to the policy, or increase the base amount on future determination of valuation of county structures during the policy period.

Adopted July 8, 2014. No. 14-412

RESOLVED, That the workers' compensation report of claims by employees for work-related injuries, dated June 27, 2014, 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 July 8, 2014. No. 14-413

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. 59789, is hereby approved and the County Auditor is authorized to issue the license to the applicant:

Grand Lake Volunteer Fire Department, Town of Grand Lake, Temporary On-Sale 3.2 Percent Malt Liquor License No. TB1456, for August 9, 2014.

Adopted July 8, 2014. No. 14-414

WHEREAS, Murmac LLC d/b/a Riverside Inn, French Township, is currently licensed for Combination On/Off-Sale Intoxicating Liquor and Sunday On-Sale Intoxicating Liquor; and

WHEREAS, The license holder has made an application to add an attached patio to the designated serving area; and

WHEREAS, That pursuant to the provisions of Minn. Stat., Chapter 340A.410, Subd. 7, limits the license to a compact and contiguous space; and

WHEREAS, On July 22, 1996, Alcohol Enforcement gave the opinion that "A permanently attached patio or deck meeting the requirement of Minnesota Statute, Chapter 340A.410, Subd. 7, would become part of the licensed premises"; and

WHEREAS, A retail alcoholic beverage license is only effective for the licensed premises specified in the approved license application; and

WHEREAS, The St. Louis County Sheriff's Office and Liquor Licensing Committee have reviewed the application and recommend approval;

THEREFORE, BE IT RESOLVED, That said attached patio shall be added to the designated serving area of the intoxicating liquor licenses held by Murmac LLC d/b/a Riverside Inn, French

Township.

Adopted July 8, 2014. No. 14-415

RESOLVED, That pursuant to Ordinance No. 28, Section 11, Subd. 11.06, authorization is hereby granted for the following applications to sell/serve outside the designated serving area of the county liquor license, as per applications on file in the office of the County Auditor, identified as County Board File No. 59788:

- ILI, LLC d/b/a Island Lake Inn, Township of Gnesen, July 18-19, 2014,
- ILI, LLC d/b/a Island Lake Inn, Township of Gnesen, August 22-23, 2014;

RESOLVED FURTHER, That said licenses are approved contingent on Gnesen Township approval.

Adopted July 8, 2014. No. 14-416

BY COMMISSIONER DAHLBERG:

WHEREAS, The Cotton Volunteer Fire Department desires to develop a Dry Hydrant facility to access the Whiteface River for use in firefighting emergencies; and

WHEREAS, St. Louis County owns in fee the following described land:

- That part of Government Lot 8, Section 3, Township 54 North, Range 16 West, lying southeasterly of the centerline of County Road No. 223 (Water Hen Road) and lying northeasterly of the centerline of County State Aid Highway No. 52 (Comstock Lake Road), containing 10 acres, more or less;

and

WHEREAS, Minn. Stat. § 373.01, Subd. 1(4), authorizes the County Auditor and the Chair of the St. Louis County Board to sell, lease, and convey real estate owned by the county;

THEREFORE, BE IT RESOLVED, That pursuant to the requirements and procedures of Minn. Stat. § 373.01, Subd. 1(4), the Chair of the County Board and the County Auditor are authorized to execute a lease for Dry Hydrant construction and operation to the Cotton Volunteer Fire Department, a Minnesota non-profit corporation, over that part of the above described property:

The southwesterly 150.00 feet of the above described tract of land as measured at a right angle to the centerline of County State Aid Highway No. 52 (Comstock Lake Road).

Unanimously adopted July 8, 2014. No. 14-417

BY COMMISSIONER JEWELL:

THEREFORE, BE IT RESOLVED, That the following unorganized townships are designated by the St. Louis County Board as election precincts with polling places as listed. Additionally, the below listed eligible voters are appointed as clerks and/or election judges for the 2014 Primary and General Elections:

UNORGANIZED TOWNSHIP 57-16 (Unorganized Precinct 14)

- Clerk/Head Judge – Jan Dzwonkowski, 6317 Heritage Trail, Gilbert, MN, 55741
- Judge – Charlene Johnson, 6473 Heritage Trail, Gilbert, MN, 55741
- Judge – Elaine Elmquist, 4273 McKinley Road, Gilbert, MN, 55741
- Judge – Wanda Lerol, 4493 Lilac Road, Gilbert, MN, 55741
- Judge – Jeanette Eklund, 4477 Lost Lake Road, Gilbert, MN, 55741
- Polling Place - Lakeland Fire Hall, 4667 Vermilion Trail, Gilbert, MN, 55741

UNORGANIZED TOWNSHIP 60-18 (Unorganized Precinct 15)

Clerk/Head Judge – Barbara Harkonen, 9318 Goodell Road, Angora, MN, 55703
Judge – Carolyn Nordlinder, 9069 Whitetail Drive, Britt, MN, 55710
Judge – Susan Kolstad, 9204 Petola Road, Britt, MN, 55710
Judge – Mary Elaine Arola, 7354 Donnywood Road, Britt, MN, 55710
Judge – Mary Jean Eilertson, 7364 Highway 53, Britt, MN, 55710
Polling Place – Sand Lake Chapel, 9038 Biss Road, Britt, MN, 55710

UNORGANIZED TOWNSHIP 60-19 (Unorganized Precinct 16)

Clerk/Head Judge – Victoria Emmons, 9659 Folsom Road, Britt, MN, 55710
Judge – Diane Falstrom, 9705 Folsom Road, Britt, MN, 55710
Judge – Margaret Morgan, 9783 Dickinson Lane, Britt, MN, 55710
Judge – Elizabeth Hayes, 24 Merritt Drive, Virginia, MN, 55792
Judge – Cindy Morgan, 9790 Dickinson Lane, Britt, MN, 55710
Polling Place – Evergreen Volunteer Fire Department, 10233 Hwy. 65, Britt, MN, 55710

UNORGANIZED TOWNSHIP 56-16 (Unorganized Precinct 17)

Clerk/Head Judge – Lorraine Niskala, 6118 Long Lake Road, Makinen, MN, 55763
Judge – Sharon Wefel, 3722 Lost Lake Road, Gilbert, MN, 55741
Judge – Linda Verbonich, 6377 Long Lake Road, Makinen, MN, 55763
Judge Diane Langlee, 6022 Long Lake Road, Makinen, MN, 55763
Polling Place – Makinen Community Center, Makinen, MN, 55763

RESOLVED FURTHER, That the following eligible voters are appointed as election judges to process and tabulate votes in the St. Louis County Courthouse, Duluth, MN, for unorganized townships voting by mail and/or to serve on the County Absentee Ballot Board, Uniformed Overseas Citizen Absentee Voting Act (UOCAVA) Ballot Board and Mail Ballot Board:

Judge – Arlene Niskala, 5052 Alpine Drive, Hermantown, MN, 55811
Judge – Sharon Stenberg, 4042 Munger Shaw Road, Duluth, MN, 55810
Judge – Harla Lemmerman, 6316 Nashua Street, Duluth, MN, 55810
Judge – Linda Deraas, 3554 Prindle Road, Duluth, MN, 55803
Judge – Catherine (Tina) Voce, 822 5th Avenue, Two Harbors, MN, 55616
Judge – William Wise, 3618 Allendale Avenue, Duluth, MN, 55803
Judge/Staff – Lisa Sweet, 100 N. 5th Ave. West, #214, Duluth, MN, 55802
Judge/Staff – Wendy Johnson, 100 N. 5th Ave. West, #214, Duluth, MN, 55802
Judge/Staff – Brenda George, 100 N. 5th Ave. West, #214, Duluth, MN, 55802
Judge/Staff – Amy Gundersen, 100 N. 5th Ave. West, #214, Duluth, MN, 55802
Judge/Staff – Katie Bloom, 100 N. 5th Ave. West, #214, Duluth, MN, 55802
Judge/Staff – Mary Miller, 100 N. 5th Ave. West, #214, Duluth, MN, 55802
Judge/Staff – David Moseley, 100 N. 5th Ave. West, #214, Duluth, MN, 55802

RESOLVED FURTHER, That the following eligible voters are appointed as election judges to serve on the County Absentee, UOCAVA and Mail Ballot Boards in the Virginia Auditor's Office, Northland Office Center, 307 1st Street, Virginia, MN:

Judge/Staff – JoAnn Newman, 307 1st Street South, Virginia, MN, 55792
Judge/Staff – Lindsay Hambly, 307 1st Street South, Virginia, MN, 55792

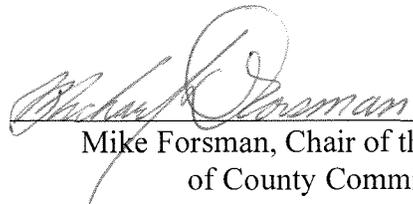
Judge/Staff – Jason Raida, 307 1st Street South, Virginia, MN, 55792
Judge/Staff – Jill Berg, 307 1st Street South, Virginia, MN, 55792

RESOLVED FURTHER, That the County Auditor and/or Clerk/Head Election Judge may make election judge appointments to fill vacancies should they occur;

RESOLVED FURTHER, That compensation for 2014 election judge services – not including county staff – is established at \$8.00 per hour, and the current mileage reimbursement rate of \$.565 per mile. Funding will be from Auditor/Elections: Fund 100, Agency 127001, Objects 635300 and 635500.

Unanimously adopted July 8, 2014. No. 14-418

At 10:17 a.m., July 8, 2014, Commissioner Dahlberg, supported by Commissioner Jewell, moved to adjourn the meeting. The motion passed; five yeas, zero nays (Boyle, Nelson absent).


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)