

**OFFICIAL PROCEEDINGS OF THE MEETING  
OF THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF ST. LOUIS, MINNESOTA,  
HELD ON SEPTEMBER 9, 2014**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 9<sup>th</sup> day of September 2014, at 9:33 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: None - 0.

Chair Forsman asked for a moment of silence in honor of the armed forces, public safety workers, law enforcement, attorneys, court workers, and for all of the innocent victims of conflicts throughout the world.

A presentation was held honoring St. Louis County departments and employees for the integration of land records and geospatial data; St. Louis County received a special achievement award at the Esri International User Conference. St. Louis County Planning and Community Development Director Barb Hayden and St. Louis County Public Records and Property Valuation Director Mark Monacelli discussed the award. The following individuals were recognized for their contributions: Darren Jablonsky, David Yapel, Andrea Grygo, Bruce Grohn, Jeff Storlie, Ryan Logan, Kelvin Maki, Carol Netzel, Jason Wefel, Andrew Hayden, Ouitdee Carson, Clarence Manz, Dan Bergerson, Jake Rodel, Nancy Peterson, Tony Nixon, Kariann Payton, Tom Zeisler, Russell Peterson, Preston Dowell, Nick Stewart, Matt Goodman, Wendy Levitt, Cathy Racek, and Mark Hudson.

Chair Forsman then opened the meeting to persons who wanted to address the Board concerning issues not on the agenda. Stan Henricksen, of Duluth, MN, submitted a packet of information to the St. Louis County Board relating to property located on the McQuade Road in Normanna Township. Mr. Henricksen discussed property ownership issues.

A recess was taken from 10:03 a.m. to 10:17 a.m.

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

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

Stan Henricksen, Duluth, MN, submitting documents regarding ownership of property located in Section 12, Township 52 North, Range 13.—59922

Kevin Gray, County Administrator, and Ann Busche, Director of Public Health & Human Services, submitting Board Letter No. 14-324, Applications for Appointments to the Heading Home St. Louis County Leadership Council.—59923

Kevin Gray, County Administrator, submitting Board Letter No. 14-319, Approve Canister Site Compacted Solid Waste Haulage Contracts and Rescind County Board Resolution No. 14-351.—59924

Kevin Gray, County Administrator, and Sherry Rodriguez, County Veterans Service Officer, submitting Board Letter No. 14-323, Acceptance of County Veterans Service Office Operational Enhancement Grant.—59925

Kevin Gray, County Administrator, and Barbara Hayden, HRA Executive Director, submitting Board Letter No. 14-327, HRA 2015 Proposed Levy.—59926

Kevin Gray, County Administrator, and Donald Dicklich, County Auditor, submitting Board Letter No. 14-329, State Auditor's Management and Compliance Report for St. Louis County.—59927

Barbara Hayden, Director of Planning and Community Development, regarding "St. Louis County Receives Special Achievement Award for Exceptional Application of Geospatial Technology".—59928

Agreement for Professional Services by and between the County of St. Louis and Isola Design, Duluth, MN, for Space Needs Assessment and Space Planning for the Duluth Courthouse Third Flood – Probation and Courts Remodeling.—14-965

Amendment to Professional Services Agreement, Damion Contract No. 2014-008726, by and between the County of St. Louis and SAS and Associates, Duluth, MN, for Landscape Services for the A.P. Cook Building Remodel project.—14-966

Minnesota Trail Assistance Program Cross-Country Ski FY 2015 Traditional Grant Agreement in the amount of \$4,620 between the State of Minnesota, acting through the Commissioner of Natural Resources, and St. Louis County, the Local Unit of Government "Sponsor", for the Ashawa XC Ski Trail.—14-967

Agreement between the County of St. Louis and the City of Ely for leasing a portion of the Joint Public Works Facility located in Ely, MN.—14-968

Purchase of Service Agreement, Contract No. 15280, between the St. Louis County Board of Commissioners and Arrowhead Economic Opportunity Agency, Virginia, MN, for Volunteer Transportation Services for the period June 1, 2014 through December 31, 2014.—14-969

Contract for County-State Aid Highway (CSAH) Project between the County of St. Louis and A+ Landscaping, LLC, Saginaw, MN, for repair of manholes and catch basins on CSAH 54/Piedmont Avenue between CSAH 91/Haines Road and N. 24<sup>th</sup> Avenue West in Duluth, MN, (SAP 069-654-005, Storm WO 204676).—14-970

Upon motion by Commissioner Nelson, supported by Commissioner Raukar, resolutions numbered 14-481 through 14-493, as 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 September 2, 2014, are hereby approved.

Adopted September 9, 2014. No. 14-481

WHEREAS, St. Louis County purchases Semi-Independent Living Services (SILS) for residents with developmental disabilities; and

WHEREAS, Contracts for these services were renewed with H.O.M.E.S., Inc., on August 5, 2014, as authorized by County Board Resolution No. 14-433; and

WHEREAS, Northern Habilitative Services, Inc. (NHS) of Chisholm, MN, has acquired the northern Minnesota business operations of H.O.M.E.S., Inc., to include the SILS services that are based in Hibbing and Virginia, effective August 1, 2014; and

WHEREAS, NHS is prepared and qualified to continue providing SILS services to clients in this area; and

WHEREAS, The Public Health and Human Services Department recognizes an ongoing need for SILS and supports a contract with NHS to provide these services;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to execute a purchase of service contract with Northern Habilitative Services, Inc., of Chisholm, MN, for the purchase of Semi-Independent Living Services effective August 1, 2014 through June 30, 2015 at the rate of \$27.76 per hour, to be accounted for in Fund 230, Agency 232006, Object 605200.

Adopted September 9, 2014. No. 14-482

WHEREAS, On June 14, 2011, the St. Louis County Board adopted Resolution No. 11-339 changing the committee structure of the Heading Home St. Louis County Ten Year Plan to End Homelessness, whereby a Leadership Council was created to serve as the governing body for the local Continuum of Care and the Ten Year Plan; and

WHEREAS, Nine (9) of the fifteen (15) members of the Heading Home St. Louis County Leadership Council are appointed by the St. Louis County Board of Commissioners and six (6) members are appointed by the Duluth City Council; and

WHEREAS, Current and future openings on the Leadership Council will exist for which the assistance of the County Auditor is requested in order to advertise for interested persons to serve;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the County Auditor to advertise county-wide for applicants for County Board appointments to the Heading Home St. Louis County Leadership Council, thus maintaining a current and active list of potential appointees.

Adopted September 9, 2014. No. 14-483

WHEREAS, St. Louis County requires a contractor to haul compacted mixed solid waste from its canister sites to the Regional Landfill for disposal; and

WHEREAS, The haulage service was competitively bid in May 2014 with bids received on each site; and

WHEREAS, County Board Resolution No. 14-351, dated June 10, 2014, authorized annual contract costs; however, these are two-year contracts and County Board authorization is necessary for the total of the full two-year contracts;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes two-year contracts beginning July 1, 2014, with the option of two (2) additional one-year extensions, with Waste Management, Inc., for an estimated contract cost of \$30,400 plus possible fuel adjustment charges, and Northern Minnesota Recycling for an estimated contract cost of \$44,550 plus possible fuel adjustment charges, payable from Fund 600, Agency 603001.

<u>Canister Site:</u>			<u>Annual Cost</u>	<u>Two Year Total</u>
Cotton	Northern MN Recycling (Virginia)	\$185/pull	\$3,145	\$6,290
County 77	Waste Management, Inc. (Duluth)	\$190/pull	\$5,320	\$10,640
French	Northern MN Recycling	\$195/pull	\$6,630	\$13,260
Lavell	Northern MN Recycling	\$165/pull	\$6,600	\$13,200
Orr	Northern MN Recycling	\$235/pull	\$3,290	\$6,580
Portage	Northern MN Recycling	\$290/pull	\$2,610	\$5,220
Soudan	Waste Management, Inc.	\$190/pull	\$9,880	\$19,760

RESOLVED FURTHER, That County Board Resolution No. 14-351, dated June 10, 2014, is rescinded.

Adopted September 9, 2014. No. 14-484

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

Legal: City of Ely  
 LOTS 9 AND 10, BLOCK 9, ELY  
 Parcel Code: 030-0010-01020  
 LDKey: 118207; and

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 Ely Economic Development Authority 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 St. Louis County Auditor shall offer for sale at public auction the state tax forfeited land described here if the Ely Economic Development Authority does not purchase the land by December 31, 2014.

Adopted September 9, 2014. No. 14-485

WHEREAS, The Ely Economic Development Authority has requested to purchase the following described state tax forfeited land for the price of \$5,000, plus fees, for the purpose of economic redevelopment:

Legal: City of Ely  
LOTS 11 AND 12, BLOCK 9, ELY  
Parcel Code: 030-0010-01040  
LDKey: 105074; and

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 Ely Economic Development Authority for the price of \$5,000 plus the following fees: 3% assurance fee of \$150, deed fee of \$25, deed tax of \$16.50, and recording fee of \$46; for a total of \$5,237.50, to be deposited into Fund 240 (Forfeited Tax Fund); RESOLVED FURTHER, That the St. Louis County Auditor shall offer for sale at public auction the state tax forfeited land described here if the Ely Economic Development Authority does not purchase the land by December 31, 2014.

Adopted September 9, 2014. No. 14-486

WHEREAS, The St. Louis County Land and Minerals Department seeks to minimize the effects of deer and rabbit browse on its one to five year old plantations through a bud capping application to tree seedlings; and

WHEREAS, The Land and Minerals Department has identified 2,179.5 acres for treatment in 2014; and

WHEREAS, The Purchasing Division solicited bids for Bud Capping Application on state tax forfeited lands for the year of 2014; and

WHEREAS, Northwoods Forestry, Eleva, WI, submitted the low bid of \$65,697.05 on fifteen (15) tracts;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to execute a contract with Northwoods Forestry of Eleva, WI, in the amount of \$65,697.05 for Bud Capping Application on state tax forfeited lands during the fall of

2014, in accordance with the specifications of Bid No. 5171, payable from Fund 290, Agency 29001, subject to approval by the County Attorney.

Adopted September 9, 2014. No. 14-487

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

CP 0422-190851, Bridge 69K16 located on CR 422, 6.2 miles south of Crane Lake, over Unnamed Stream in Portage Township; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on August 21, 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	\$157,752.03

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 203326, Object 652800.

Adopted September 9, 2014. No. 14-488

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 September 9, 2014. No. 14-489

WHEREAS, During the 2013 Legislative Session, the structure of the County Veterans Service Office Enhancement Grant program was modified and state funding increased to provide an annual base grant to all 87 Minnesota counties in the amount of \$7,500 plus an additional allocation based on each county's veteran population to be used for the purpose of enhancing the benefits programs and services provided to Minnesota veterans; and

WHEREAS, On July 29, 2014, St. Louis County received notice from the Minnesota Department of Veterans Affairs (MDVA) that the County Veterans Operational Enhancement Grant was allocated in the amount of a \$7,500 base grant and an additional \$10,000 based upon the estimated veterans population residing in the county; and

WHEREAS, Counties have until June 1, 2015 to spend the allocated money on qualified items, and by that date, the funds must be spent, documentation of the qualified expenditures received by the MDVA, and any unused funds returned; and

WHEREAS, In order to access the grant funding, a certified County Board Resolution and signed grant contract must be received by the MDVA;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board agrees to enter into the grant contract with the MDVA to conduct the following program: County Veterans Service Office Enhancement Grant in the amount of \$17,500, and authorizes the County Auditor and the appropriate county officials to execute the Grant Contract for the above mentioned Program on behalf of the county;

RESOLVED FURTHER, That the grant must be used to provide outreach to the county's veterans; assist in the reintegration of combat veterans into society; to collaborate with other social

service agencies, educational institutions, and other community organizations for the purposes of enhancing services offered to veterans; to reduce homelessness among veterans; and to enhance the operations of the County Veterans Service Office, as specified in Minnesota Laws 2013, Chapter 142, Article 4; and that this grant should not be used to supplant or replace other funding;

RESOLVED FURTHER, That the St. Louis County Veterans Service Office 2014 proposed budget is amended to include receipt of \$17,500 from the MDVA, with funds deposited into Fund 100, Agency 124999, Grant 12403, Year 2014.

Adopted September 9, 2014. No. 14-490

WHEREAS, Minnesota Laws 1995, Chapter 47, authorizes St. Louis County to pool unorganized town road levies pursuant to Minn. Stat. §163.06;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board, acting on behalf of unorganized townships for the purpose of road and bridge maintenance and construction, adopts and certifies a maximum levy of \$1,582,000 for the year 2015 to be levied only in such unorganized townships.

Adopted September 9, 2014. No. 14-491

WHEREAS, The St. Louis County Housing and Redevelopment Authority (HRA) must establish a maximum proposed property tax levy and have this amount certified by the St. Louis County Board by September 15, 2014;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board certifies the Housing and Redevelopment Authority maximum property tax levy for 2015 in the amount of \$208,940.

Adopted September 9, 2014. No. 14-492

WHEREAS, The Hibbing area motor pool cars (six) are presently located outside in the elements resulting in shorter service life of the vehicles; and

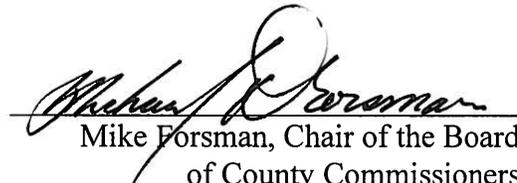
WHEREAS, The construction of a vehicle canopy structure for the vehicles was determined to be a viable solution to the problem; and

WHEREAS, The St. Louis County Purchasing Division solicited bids which were opened on August 26, 2014, with Lenci Enterprises of Virginia, MN, being the low responsible bidder in the amount of \$190,100;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to execute an agreement with Lenci Enterprises of Virginia, MN, for the construction of the motor pool vehicle canopy structure at the Hibbing Annex/Courthouse, in the amount of \$190,100, payable from Fund 400, Agency 400012.

Adopted September 9, 2014. No. 14-493

At 10:18 a.m., September 9, 2014, Commissioner Jewell, 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)