



AGENDA

REGULAR MEETING OF THE BOARD OF COMMISSIONERS OF ST. LOUIS COUNTY, MINNESOTA

Tuesday, January 12, 2016, 9:30 A.M.

**County Board Room, Second Floor
St. Louis County Courthouse
100 N. 5th Avenue West
Duluth, Minnesota**

**STEVE RAUKAR, Chair
Seventh District**

**FRANK JEWELL, Vice-Chair
First District**

**PATRICK BOYLE
Second District**

**CHRIS DAHLBERG
Third District**

**TOM RUKAVINA
Fourth District**

**PETE STAUBER
Fifth District**

**KEITH NELSON
Sixth District**

County Auditor
Donald Dicklich

County Administrator
Kevin Gray

County Attorney
Mark Rubin

Clerk of the Board
Phil Chapman

The St. Louis County Board of Commissioners welcomes you to this meeting. This agenda contains a brief description of each item to be considered. The Board encourages your participation. If you wish to speak on an item contained in the agenda, you will be allowed to address the Board when a motion is on the floor. If you wish to speak on a matter that does not appear on the agenda, you may do so during the public comment period at the beginning of the meeting. Except as otherwise provided by the Standing Rules of the County Board, no action shall be taken on any item not appearing in the agenda.

When addressing the Board, please sign in at the podium and state your name and address for the record. Please address the Board as a whole through the Chair. Comments to individual Commissioners or staff are not permitted. The St. Louis County Board promotes adherence to civility in conducting the business of the County. Civility will provide increased opportunities for civil discourse in order to find positive resolutions to the issue before the Board. Tools of civility include: pay attention, listen, be inclusive, do not gossip, show respect, be agreeable, apologize, give constructive criticism and take responsibility [County Board Resolution No. 560, adopted on September 9, 2003]. Speakers will be limited to five (5) minutes.

****In compliance with the Americans with Disabilities Act, those requiring accommodation for this meeting should notify Property Management 72 hours prior to the meeting at (218)725-5085.****

All supporting documentation is available for public review in the County Auditor's Office, 100 North 5th Avenue West - Room No. 214, St. Louis County Courthouse, Duluth, MN, during regular business hours 8:00 A.M. - 4:30 P.M., Monday through Friday. Agenda is also available on our website at <http://www.stlouiscountymn.gov/GOVERNMENT/BoardofCommissioners.aspx>

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9:30 A.M. Moment of Silence
 Pledge of Allegiance
 Roll Call

AT THIS TIME CITIZENS WILL BE ALLOWED TO ADDRESS THE BOARD ON ITEMS NOT ON THE AGENDA. [Speakers will be limited to 5 minutes each.]

FOR ITEMS LISTED ON THE BOARD AGENDA OR COMMITTEE OF THE WHOLE AGENDA, CITIZENS WILL BE ALLOWED TO ADDRESS THE BOARD AT THE TIME A MOTION IS ON THE FLOOR.

9:40 A.M. PUBLIC HEARING, pursuant to Resolution No. 15-788, adopted December 15, 2015, to consider the issuance of an Off-Sale Intoxicating Liquor License to Ash-Ka-Nam Resort & Lodge, LLC d/b/a Ash-Ka-Nam, Unorganized Township 68-19. **{16-26}**

CONSENT AGENDA

Approval of business submitted on the consent agenda.

REGULAR AGENDA

Central Management & Intergovernmental Committee – Commissioner Jewell, Chair

1. Reconsider 2016 appointments to the Arrowhead Regional Development Commission (ARDC) Metropolitan Interstate Council and rescind County Board Resolution No. 16-13, adopted January 5, 2016. **{16-27}**

2. Appointment to the Community Development Block Grant (CDBG) Citizen Advisory Committee. **{16-41} [Has not been to committee; requires consent of the Board for consideration.]**

ADJOURNED:

BOARD LETTER NO. 16 – 26

FINANCE & BUDGET COMMITTEE

JANUARY 12, 2016 BOARD AGENDA 9:40 A.M. PUBLIC HEARING

DATE: January 12, 2016 **RE:** Public Hearing to Consider Off-Sale Intoxicating Liquor License (Unorganized Township 68-19)

FROM: Kevin Z. Gray
County Administrator

Donald Dicklich
County Auditor/Treasurer

Mark Rubin
County Attorney

RELATED DEPARTMENT GOAL:

Provide mandated and discretionary licensing services in a timely manner.

ACTION REQUESTED:

The St. Louis County Board is requested to consider an off-sale intoxicating liquor license for Ash-Ka-Nam Resort & Lodge, LLC d/b/a Ash-Ka-Nam, Unorganized Township 68-19.

BACKGROUND:

Ash-Ka-Nam Resort & Lodge, LLC, Unorganized Township 68-19 was destroyed by fire on January 6, 2015. The Off-Sale Intoxicating Liquor License held by the establishment was designated for the lodge structure and the license holder has requested that the serving area be permanently designated for a pole-barn structure on the premises. A public hearing is required to reissue the license with the new designated serving area.

Minn. Stat. § 340A.405, subdivision 2d, relating to the issuance of off-sale intoxicating liquor licenses provides that "No license may be issued under this subdivision unless a public hearing is held on the issuance of the license. Notice must be given to all interested parties and to any city located within three miles of the premises to be licensed. At the hearing the county board shall consider testimony and exhibits presented by interested parties and may base its decision to issue or deny a license upon the nature of the business to be conducted and its impact upon any municipality, and the character and reputation of the applicant, and the propriety of the location."

The County Liquor Licensing Committee considered and approved the application and recommends County Board approval. According to the St. Louis County Fee Schedule,

this establishment is applying for an Off-Sale Intoxicating Liquor License located in Area 3 and the annual license fee is \$150.

RECOMMENDATION:

It is recommended that the St. Louis County Board consider the testimony at the public hearing and barring any valid objection, approve the issuance of the off sale license.

**Public Hearing to Consider Off-Sale Intoxicating Liquor License
(Unorganized Township 68-19)**

BY COMMISSIONER _____

WHEREAS, Ash-Ka-Nam Resort & Lodge, LLC, Unorganized Township 68-19, St. Louis County, Minnesota, was destroyed by fire on January 6, 2015, and the Off-Sale Intoxicating Liquor License held by the establishment was designated for the lodge structure; and

WHEREAS, Ash-Ka-Nam Resort & Lodge, LLC d/b/a Ash-Ka-Nam has applied for an off-sale intoxicating liquor license establishing the serving area to be permanently designated for a pole-barn structure on the premises; and

WHEREAS, Minn. Stat. § 340A.405, Subdivision 2(d), requires that a public hearing be held prior to the issuance of an off-sale intoxicating liquor license; and

WHEREAS, A public hearing was held on January 12, 2016, at 9:40 a.m., in the St. Louis County Courthouse, Duluth, MN, for the purpose of considering the off-sale intoxicating liquor license; and

WHEREAS, With regard to the application for said license, Ash-Ka-Nam has complied in all respects with the requirements of Minnesota Law and St. Louis County Ordinance No. 28; and

WHEREAS, The Liquor Licensing Committee of the St. Louis County Board of Commissioners has considered the nature of the business to be conducted and the propriety of the location and has recommended approval of the application;

THEREFORE, BE IT RESOLVED, That an Off-Sale Intoxicating Liquor License shall be issued to Ash-Ka-Nam Resort & Lodge, LLC d/b/a Ash-Ka-Nam, Unorganized Township 68-19, located in Area 3, and in accordance with the St. Louis County Fee Schedule, the annual fee is \$150;

RESOLVED FURTHER, That said liquor license shall be effective January 12, 2016 through June 30, 2016;

RESOLVED FURTHER, That said license is approved contingent upon payment of real estate taxes when due;

RESOLVED FURTHER, That upon use of the newly designated serving area (i.e. the pole barn) the previously licensed designated serving area premises (i.e. the lodge) will cease to be licensed as a serving area;

RESOLVED FURTHER, That if named license holder sells the licensed place of business, the County Board at its discretion after an investigation may transfer the license to a new owner but without pro-rated refund of license fee to the license holder.

BOARD LETTER NO. 16 – 27

CENTRAL MANAGEMENT AND INTERGOVERNMENTAL COMMITTEE

JANUARY 12, 2016 BOARD AGENDA NO. 1

DATE: January 12, 2016 **RE:** Reconsider 2016 Appointments
to ARDC Metropolitan
Interstate Council

FROM: Kevin Z. Gray
County Administrator

RELATED DEPARTMENT GOAL:

To provide effective and efficient government.

ACTION REQUESTED:

The St. Louis County Board is requested to reconsider its 2016 appointments to the Arrowhead Regional Development Commission Metropolitan Interstate Council.

BACKGROUND:

At the County Board's organizational meeting held on January 5, 2016, appointments were made to various committees, agencies and commissions. At that time Commissioner Boyle was selected to serve as the County Board's representative to the ARDC Metropolitan Interstate Council (MIC), replacing Commissioner Jewell. Commissioners Stauber and Dahlberg were selected as alternates.

Since that meeting, Commissioner Boyle has learned that he cannot serve in this capacity due to scheduling conflicts and has requested that the County Board consider Commissioner Jewell as the MIC representative for 2016. Commissioner Jewell is agreeable to this change should the Board make such an appointment.

RECOMMENDATION:

It is recommended that the St. Louis County Board reconsider its 2016 appointments to the Arrowhead Regional Development Commission Metropolitan Interstate Council and replace Commissioner Boyle with Commissioner Jewell as its representative. The alternate positions will remain unchanged. It is further recommended that County Board Resolution No. 16-13 be rescinded.

Reconsider 2016 Appointments to ARDC Metropolitan Interstate Council

BY COMMISSIONER _____

RESOLVED, That the St. Louis County Board hereby appoints the following as its representatives to the **ARDC Metropolitan Interstate Council** for a one-year term expiring December 31, 2016:

Commissioner Frank Jewell	Representative
Commissioner Pete Stauber	Alternate
Commissioner Chris Dahlberg	Alternate

RESOLVED FURTHER, That County Board Resolution No. 16-13 is rescinded.



Resolution
of the
Board of County Commissioners
St. Louis County, Minnesota
Adopted on: January 5, 2016 Resolution No. 16-13
Offered by Commissioner: Stauber

ARDC Metropolitan Interstate Council

RESOLVED, That the St. Louis County Board hereby appoints the following as their representatives to the **ARDC Metropolitan Interstate Council** for one-year term expiring December 31, 2016:

Commissioner Boyle, Representative

Commissioner Stauber, Alternate

Commissioner Dahlberg, Alternate

Commissioner Stauber moved the adoption of the Resolution and it was declared adopted upon the following vote:
Yeas – Commissioners Jewell, Boyle, Dahlberg, Rukavina, Stauber, Nelson and Chair Raukar - 7
Nays – None

STATE OF MINNESOTA
Office of County Auditor, ss.
County of St. Louis

I, **DONALD DICKLICH**, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 5th day of January, A.D. 2016, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 5th day of January, A.D., 2016.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of the County Board

Board Memo, appointments are placed on a Committee of the Whole Agenda for initial approval. Final approval occurs at the following County Board Meeting.

Due to the late submission of Mr. Merhar's application, it is appropriate that he should be considered to fill the Ely vacancy at the January 12, 2016 Board Meeting so that he may fully participate in the CDBG Advisory Committee deliberations for 2016.

RECOMMENDATION:

Should Commissioners wish to waive the time lines required in the Board Appointment Policy and appoint David M. Merhar to the CDBG Citizen Advisory Committee as of January 12, 2016 as a representative of Ely for a term ending April 30, 2018, a resolution to accomplishing this is attached.

Committee Vacancy - Appointment to the CDBG Citizen Advisory Committee

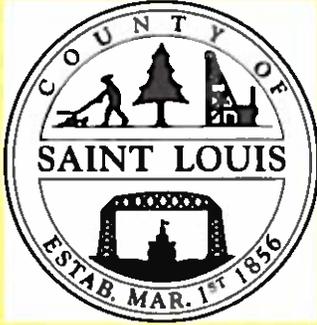
BY COMMISSIONER _____

WHEREAS, The St. Louis County Board appoints citizens to serve on the Community Development Block Grant (CDBG) Citizen Advisory Committee; and

WHEREAS, One individual, David M. Merhar of Ely, MN, has applied for the vacancy on the committee as the representative of Ely; and

WHEREAS, The CDBG Citizen Advisory Committee meets only four times each year in the month of January; therefore, Mr. Merhar's participation on the Committee necessitates a waiver of the timelines required in the County Board Appointment Policy;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board waives the time line requirements stipulated in the Board Appointment Policy, and hereby appoints David M. Merhar to the Community Development Block Grant Citizen Advisory Committee as the representative of Ely, for a term ending April 30, 2018.



Revised 1-2006
APP-CACCB

Application

Citizen Advisory Committee, Commission, or Board
St. Louis County



REC 1/8/15 10:25 A.M. R

Return Application to:
Clerk of the County Board
100 N. 5th Avenue West, #214
Duluth, MN 55802-1293

Note: Please mail or deliver your completed application to the Clerk of the Board at the adjacent address. Your application will be on file for approximately one year.

Application For:

Community Dev BLOCK GRANT Citizens Ad Comm
Please list the committee, commission, or board for which you are applying

Applicant Name:

MERHAR David M Mr. Mrs. Ms.
Last Name First Name Middle Initial

Home Address:

108 S. Boundary St
Street

Ely MN 55231
City State Zip

Telephone/Fax/
E-Mail:

218-235-7101
218-365-5299

Home Work Fax E-mail Address

Schleifweg@gmail.com

1. How long have you lived in St. Louis County?

4 years

2. List other community groups, boards, committees, or commissions for which you are, or have been a member?

- 1) Ch. of St. Mary / City Mgr of US Communities in Europe - 1987-2004.
- 2) Wolf Center, Ely, MN
- 3) Several church boards
- 4) Chairman, School Board, Heidelberg, Germany
- 5) Several youth oriented groups, such as Olympic Development (Soccer) for American youth.

3. What interests you about becoming a member of the committee, commission or board for which you are applying?

St Louis County needs every dollar they can get from multiple sources to keep our communities vibrant —

4. Please describe your education, employment, areas of interest, and expertise.

USMA. West Point, 1965-69 (35)
Purdue University, MASTERS in Engineering,
High School, — 1961-65
Officer, US Army (69-91)
Dept of Army Civilian 91-2004
Interests: Community Development, Youth programs, Education

5. Please provide additional information you believe is important in considering your application?

I returned to St Louis County after serving with in the military from 1965-2004 (39 years). When I saw when I returned was a need for experienced leadership, absent partisanship.

6. Please list two references including name, address, and telephone number.

315-256-8645
Gen Montgomery Meigs 3810 Bonnell Dr. Austin, TX 78731
Bill Schmieder, President, Raytheon Europe (WARRU) — 571-236-5830
williamschmieder@gmail.com

I have sufficient time to devote to this responsibility and will attend the required meetings if appointed.

Signature: 

Date: JAN 5, 2016

THANK YOU!

Office Use Only

Date Received

Appointment Date

Date Entered

Term End Date

Commissioner District

Retention Date

Appointed: Yes No

Committee/Board/Commission: