

OFFICIAL PROCEEDINGS
OF THE
BOARD OF COUNTY COMMISSIONERS
OF ST. LOUIS COUNTY, MINNESOTA

MARCH, 2010

**OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON MARCH 2, 2010**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 2nd day of March, 2010, at 9:32 a.m., in the County Board Room, Duluth, Minnesota, with the following members present: Commissioners Dennis Fink, Steve O'Neil, Chris Dahlberg, Mike Forsman, Peg Sweeney, Keith Nelson, and Steve Raukar – 7. Absent: None

Chair Raukar asked for a moment of silence to honor U.S. troops serving throughout the world and their families at home as well as all persons whose lives are adversely affected by war.

Commissioner Sweeney presented the following Words of Wisdom:

“The test of our progress is not whether we add more to the abundance of those who have much, it is whether we provide enough for those who have too little.” – President Franklin D. Roosevelt.

“Politics is not about observations or predictions. Politics is what we create by what we do, what we hope for, and what we dare to imagine.” Senator Paul Wellstone

At 9:35 a.m., a public hearing was convened pursuant to County Board Resolution No. 64, adopted February 2, 2010, to consider a Class B land exchange between St. Louis County and Dale and Verra Johnson for properties located in Colvin Township. The following persons addressed the issue:

Kevin Gray, County Administrator, summarized the proposed exchange.
Kristin Fogard, Land Department Forest Manager, described the exchange and detailed the request, title opinion, required public notices and response from the Minnesota Department of Natural Resources.

No one else chose to address the issue.

At 9:45 a.m., Commissioner O'Neil, supported by Commissioner Dahlberg, moved to close the public hearing; seven yeas, zero nays. Commissioner Forsman, supported by Commissioner Nelson, moved to approve the land exchange; seven yeas, zero nays. Resolution No. 110.

At 9:46 a.m., a public hearing was convened pursuant to County Board Resolution No. 81, adopted February 9, 2010, to receive public comment on the established priorities and funding recommendations included in the 2010-2014 Consolidated Plan and the FY (fiscal year) 2010 Action Plan for the Community Development Block Grant (CDBG), Home Investment Program (HOME), and Emergency Shelter Grant (ESG) programs. The following persons addressed the issue:

Kevin Gray, County Administrator, described the process for submission of the plan.

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Barbara Hayden, Planning Director, said the Department of Housing and Urban Development (HUD) requires this hearing as part of the application process for CDBG, HOME and ESG programs. Director Hayden said funding is for projects outside the City of Duluth and leverages \$5 for every \$1 of grant funding. The CDBG Advisory Board has reviewed and approved the recommendations.

No one else chose to address the issue.

At 10:00 a.m., Commissioner Sweeney, supported by Commissioner Nelson, moved to close the hearing; seven yeas, zero nays. Commissioner Sweeney, supported by Commissioner Nelson, moved to approve submission of the Consolidated Plan and FY 2010 Action Plan. Commissioner Forsman thanked previous County Boards and Representative Oberstar for their hard work getting the County designated as an "urban county" which has allowed the influx of millions of dollars in CDBG funding for areas outside the City of Duluth. Chair Raukar said CDBG funding has amounted to more than \$65 million over the years; seven yeas, zero nays. Resolution No. 111.

Chair Raukar opened the meeting to persons who wanted to address the Board concerning issues not on the agenda and the following chose to do so:

Denise Anderson, North Star Township, wanted the Board to be aware of the closing of numerous ATV trails under the new Department of Natural Resources "managed" trail plan. Ms. Anderson has collected signatures for a petition which will be presented to the DNR requesting reopening of trails. Commissioner Fink said he has a copy of the petition and the topic will be included in a future Board Workshop.

Jay Cole, Duluth, said the County has done fine work becoming more "green." Mr. Cole said he will be producing a video entitled "Solar-Is the Better Way" to help educate elected officials and the public about the solar industry.

At the request of Chair Raukar, Item #1 (sale of tax forfeited land located in Brevator Township to the Fond du Lac Band of Lake Superior Chippewa) was removed from the Consent Agenda for separate consideration under Environment and Natural Resources Committee. Commissioner Sweeney, supported by Commissioner O'Neil, moved to approve the remainder of the Consent Agenda; seven yeas, zero nays.

Commissioner Forsman, supported by Commissioner Sweeney, moved to authorize an appropriation of up to \$200,000 from the Unreserved Designated for Emergency Contingency Fund for emergency repairs to Bridge No. 808 located in Industrial Township. Administrator Gray said the damage occurred when a County vehicle transporting a backhoe struck the bridge. The bridge is used by more than 800 vehicles per day so repairs must be completed quickly; seven yeas, zero nays. Resolution No. 112.

At 10:20 a.m., Chair Raukar recessed the Board meeting for ten minutes.

At 10:30 a.m., the County Board reconvened in the County Boardroom, 2nd Floor, Courthouse, Duluth, MN, with all members present.

Commissioner Nelson, supported by Commissioner O'Neil, moved to authorize a purchase agreement with Jail Holding Company, LLC, for sale of the historic old St. Louis County Jail. The following persons addressed the issue:

Kevin Gray, County Administrator, described the purchase agreement proposal of \$54,000 and presented a brief history of County efforts to sell the jail. The County has agreed to pay the purchaser \$50,000 for utility hookups and contribute \$2,500 toward closing costs. Once the due diligence period is over for the purchaser and the Board

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grants final approval, closing will occur on April 16, according to Administrator Gray. In the meantime, the demolition permit process will continue in the event the purchase is not completed.

Grant Carlson, Blue Limit LLC, Minneapolis, MN, briefly described preliminary plans for the building, adding a key component will be retention of a jail display area for historical purposes.

Gary Kalligher, REMAX 1, said he received great cooperation from the County during the marketing and sale process.

Peggy Marrin, Duluth, said she was excited about the jail sale and she foresaw good things happening in Duluth.

Penny Clark, Duluth, Chair of the Heritage Preservation Commission, urged the Board to accept the purchase agreement proposal and said she was looking forward to the refurbishing of the old jail.

Carolyn Sundquist, Duluth, Vice-chair of the Heritage Preservation Commission, said many communities are successfully adapting historic old structures for productive use and she also urged the Board to support the purchase agreement.

Jay Cole, Duluth, said he supports the proposal by Jail Holding Company, LLC.

After further discussion, the resolution was approved; seven yeas, zero nays. Resolution No. 113.

Commissioner Nelson, supported by Commissioner Sweeney, moved to suspend the rules to consider granting a permit to Elephant Lake Lodge to sell/serve alcohol outside their designated serving area; seven yeas, zero nays. Commissioner Nelson said the permit is in conjunction with the annual Radar Run and Show to be held March 13 where antique and collectible snowmobiles will race and/or be on display. Commissioner Nelson, supported by Commissioner Forsman, moved to approve the permit; seven yeas, zero nays. Resolution No. 114.

Commissioner Fink, supported by Commissioner O'Neil, moved to approve sale of forfeited land located in the Town of Brevator to the Fond du Lac Band of Lake Superior Chippewa (Consent Agenda Item #1). Kevin Skwira-Brown, Duluth, said he was representing the group We Are Watching and expressed support for the sale to the Band. Mr. Skwira-Brown also said he supports transfer of the property to federal trust land and he criticized Commissioner Fink for not supporting the sale initially. Commissioner Nelson asked for a membership list for We Are Watching to verify that Mr. Skwira-Brown was speaking for the group. Commissioner Fink said he takes issue with the sale of fee lands when the property is then taken off the tax rolls. After further discussion, the sale was approved; seven yeas, zero nays. Resolution No. 100.

At 11:20 a.m., Chair Raukar recessed the Board until 11:30 a.m.

At 12:06 p.m., the County Board reconvened in the County Boardroom, 2nd Floor, Courthouse, Duluth, MN, with all members present.

Commissioner Nelson, supported by Commissioner Sweeney, move to approve a second consent agenda consisting of all items passed unanimously at the Committee of the Whole meeting; seven yeas, zero nays.

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

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Kevin Gray, County Administrator, and Ted Troolin, Environmental Services Director, submitting Board Letter No. 10-64, Landfill Gas Management Options Feasibility Study for the Regional Landfill in Virginia, MN. Agreement with R. W. Beck Group, Inc.—[59048](#)

County Auditor submitting applications for permits authorizing the consumption of and display of intoxicating liquors for the year 2010.—[59049](#)

Kevin Gray, County Administrator, submitting Board Letter No. 10-67, Purchase Agreement for Historic County Jail.—[59050](#)

Memorandum submitted by Gary Eckenberg, Deputy County Administrator, regarding Commissioners' Questions on Historic County Jail Sale; Blue Limit Real Estate's proposal summary for the Purchase and Redevelopment of the Old St. Louis County Jail on behalf of Jail Holding, LLC.; Carolyn Sundquist, Vice-chair of the Heritage Preservation Commission, submitting photos of the refurbished Suffolk County Jail — [59050D](#)

County Auditor submitting applications for Lawful Gambling Licenses for the year 2010.—[59051](#)

Kevin Gray, County Administrator, and Robert Krepps, Land Commissioner, submitting Board Letter No. 10-69, Public Hearing for a St. Louis County Class "B" Land Exchange with Dale and Vera Johnson.—[59052](#)

St. Louis County Land Department submitting documents regarding the St. Louis County Class "B" Land Exchange with Dale and Vera Johnson.—[59052D](#)

Kevin Gray, County Administrator, and Barbara Hayden, Planning and Development Director, submitting Board Letter No. 10-70, Public Hearing for Submission of 2010-2014 Consolidated Plan and FY 2010 Action Plan CDBG, HOME and ESG Funds.—[59053](#)

Commissioner Sweeney's "Words of Wisdom" quotes presented at the County Board meeting held March 2, 2010.—[59054](#)

Jay Cole submitting information regarding "Solar-Is the Better Way".—[59055](#)

St. Louis County On-Line Software Subscriber Agreement between the County of St. Louis and West Title, LLC.—[10-145](#)

St. Louis County On-Line Software Subscriber Agreement between the County of St. Louis and Bryce Martin Holstad.—[10-146](#)

Public Health and Human Services Grant Approval Form for the Safe Havens: Supervised Visitation and Safe Exchange Program Grant from the Office of Violence Against Women (OVW).—[10-147](#)

Public Health and Human Services Grant Approval Form for Northland Fetal Alcohol Syndrome Disorders grant from the Minnesota Organization on Fetal Alcohol Syndrome.—[10-148](#)

Agreement for Professional Services between St. Louis County and Ratwik, Roszan & Maloney, P.A., to provide training to the Planning Commission and Board of Adjustment entitled "*Making Solid Land Use Decisions*" on February 11, 2010.—[10-149](#)

Professional Services Agreement between St. Louis County and Pro-West & Associates,

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Inc., for GIS Professional Services from January 1, 2010 through December 31, 2010.—10-150

State of Minnesota County-State Aid Highway Project Contract between the County of St. Louis and Ulland Brothers, Inc., for SAP 69-677-008, CP 9276 (Grading, Aggregate Base, Curb & Gutter, and Bituminous Surfacing on CSAH 77 (Angus Road), Greenwood Township.—10-151

Purchase of Service Agreement, Contract No. 14763, between the St. Louis County Board of Commissioners and Northwood Children's Services for Child Residential Services.—10-152

Purchase of Service Agreement, Contract No. 14766, between the St. Louis County Board of Commissioners and Kidspace Mesabi Academy, Inc., for Children's Residential Treatment Services.—10-153

Cooperative Agreement between St. Louis County and the City of Duluth for Shared Use of Internet Bandwidth.—10-154

Emphasys Treasury Desktop Lease Agreement between St. Louis County and Emphasys Software.—10-155

Upon motion of Commissioner Sweeney, supported by Commissioner O'Neil, Resolutions No. 101 through 109, as submitted to this Board on the Consent Agenda were unanimously adopted as follows:

BY COMMISSIONER SWEENEY:

WHEREAS, St. Louis County desires to offer for sale certain parcels of land located within the Reservation boundary of the Fond du Lac Band of Lake Superior Chippewa that have forfeited to the State of Minnesota for non-payment of taxes described as:

1. LOT 5 EX RY R OF WAY 3 15/100 AC, Section 2, T50N, R18W (23.35 acres)
Parcel Code: 535-0010-00210
2. LOT 7 EX RY R OF W 3 90/100 AC, Section 2, T50N, R18W (30.1 acres)
Parcel Code: 535-0010-00300

WHEREAS, the 1985 legislature passed into law Chapter 138, Section 5, which gives the Fond du Lac Band of Lake Superior Chippewa the first opportunity to purchase tax forfeited land to be sold within the Reservation boundary; and

WHEREAS, Minnesota Session Laws 2008, Chapter 368, Article 1, Section 57, authorizes St. Louis County to sell by private sale the described State tax forfeited parcels which border public waters.

NOW, THEREFORE, BE IT RESOLVED, the St. Louis County Board approves the sale of the described State tax forfeited parcels to the Fond du Lac Band of Lake Superior Chippewa for the appraised value of \$74,822 plus administration fees of \$150, 3% assurance fee of \$2,244.66, deed fee of \$25, deed tax of \$246.91, and recording fee of \$46; for a total of \$77,534.57 to be deposited into Fund 240 (forfeited tax fund).

Adopted March 2, 2010. No. 101

WHEREAS, alcohol and other drug use among women of child bearing age continues to be a significant problem in St. Louis County; and

WHEREAS, Resolution No. 05-505, dated October 11, 2005, authorized the Department of Public Health & Human Services to apply for a five-year grant from the Minnesota Organization on Fetal Alcohol Syndrome (MOFAS) aimed at preventing fetal alcohol spectrum disorders and improving intervention and support services for children who are already exposed; and

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WHEREAS, MOFAS wishes to award a grant to the Public Health and Human Services Department in the amount of \$100,800 for the period of January 1, 2010 through December 31, 2010; and

WHEREAS, a match requirement in this grant of \$13,830 is met through \$4,965 from Arc Northland and \$8,865 from the St. Louis County Public Health Grant.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to sign an agreement to accept \$100,800 from the Community Grant Program with the Minnesota Organization on Fetal Alcohol Syndrome for the period January 1, 2010 through December 31, 2010, payable to Fund 230, Agency 233999, Grant Number 23318 North FASD, and to increase budgeted revenue and expenditures by \$100,800.

RESOLVED FURTHER, that the appropriate county officials are authorized to sign agreements with Arc Northland, Arrowhead Center, Dennis Falk & Associates, and Range Mental Health Center to utilize grant funds to address issues related to Fetal Alcohol Spectrum Disorders.

Adopted March 2, 2010. No. 102

WHEREAS, Resolution No. 07-557, dated October 16, 2007, authorized the Public Health and Human Services Department (PHHS) to accept a Safe Havens: Supervised Visitation and Safe Exchange Program grant from the Office of Violence Against Women (OVW) to support the work of the Duluth Family Visitation Center for 3 years in the amount of \$398,750; and

WHEREAS, OVW has distributed a Request for Proposals for a continuation grant for the same program in the amount of \$350,000 over a 3 year period, and Duluth Family Visitation Center has asked PHHS to serve again as the "eligible applicant" which must be a governmental agency; and

WHEREAS, PHHS is willing and able to act as the eligible applicant for the grant and partner with the Duluth Family Visitation Center in meeting the goals of the grant.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the Public Health and Human Services Department to submit a grant request to the Office on Violence Against Women (OVW) "Safe Havens" grant in the amount of \$350,000; authorize the Public Health and Human Services Department to act as fiscal agent for this grant with a 5% fee for fiscal administration services, with funds to be deposited in Fund 230, Agency 232008, Grant 23209, Object 540512, Project 9999999, Year 2010, and paid from Fund 230, Agency 232008, Grant 23209, Object 602000, Project 9999999, Year 2010.

RESOLVED FURTHER, that the St. Louis County Board authorizes the appropriate county officials to execute a Memorandum of Understanding with the Duluth Family Visitation Center in accordance with the grant requirements.

RESOLVED FURTHER, that the St. Louis County Board authorizes the Director of Public Health and Human Services to coordinate with the County Administrator to ensure appropriate entries are made in the Department's 2010, 2011 and 2012 budget as are required to account for such grant funds.

Adopted March 2, 2010. No. 103

WHEREAS, St. Louis County owns and operates the Regional Landfill in Virginia, Minnesota, to provide mixed municipal solid waste disposal services for the county's Solid Waste Service Area; and

WHEREAS, the Environmental Services Department issued a Request for Proposals to conduct a landfill gas management options feasibility study to determine the preferred course of action for minimizing the emission of greenhouse gases and maximizing the recovery and utilization of those gases, receiving eleven proposals; and

WHEREAS, after an extensive review process, R. W. Beck Group, Inc., was selected as the firm that best met the county's need.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes an agreement with R. W. Beck Group, Inc., to conduct a landfill gas management options

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feasibility study for the Regional Landfill at the rates contained in Board File No. 59048, payable from Fund 600, Agency 607001, not to exceed \$59,863.

Adopted March 2, 2010. No. 104

RESOLVED, that the St. Louis County Board authorizes an agreement, and any amendments approved by the County Attorney, with the City of Meadowlands for the paving of Cole Avenue in the City of Meadowlands; whereby the City of Meadowlands will pay the "City of Meadowlands Non-Participating" local share items listed in the Estimated Quantities in the Plan. The funds from the City of Meadowlands for project CP 3782 will be receipted into Fund 200, Agency 203223, Object 551571, with the amount budgeted for expense and determined at the time of opening of bids.

Adopted March 2, 2010. No. 105

RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to execute a contract addendum with Lakeland Pathology, P.A., for Medical Examiner services as defined in the original agreement and addenda, but reflecting updated costs for those services, payable from General Fund 100, Sheriff's Office, Medical Examiner 131001.

Adopted March 2, 2010. No. 106

RESOLVED, that pursuant to the provisions of Minnesota Statutes, Section 340A, as amended, and Rules and Regulations adopted by this Board under St. Louis County Ordinance No. 28, dated May 22, 1978, as amended, the following applications for permits authorizing the consumption and display of intoxicating liquors are hereby approved, on file in the office of the County Auditor, identified as County Board File No. 59049;

- Hi Banks Resort, Inc., d/b/a Hi Banks Resort, Fredenberg Township, Permit No. S1116;
- James Saugestad d/b/a Melrude Pub, Ellsburg Township, Permit No. S1113;
- Thirsty Moose Bar and Grill, Inc., d/b/a Thirsty Moose Bar & Grill, Cherry Township, Permit No. S1119.

Adopted March 2, 2010. No. 107

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. 59024, are hereby approved and the County Auditor shall issue checks in the following amounts:

JANUARY 2010		
<u>FUND</u>		<u>TOTAL</u>
100	General Fund	\$5,537,113.73
148	Volunteer Fire Departments	205,614.32
149	Personnel Service Fund	35.00
150	Sheriff's Nemesis Fund Group	13,472.50
160	MN Trail Assistance	77,699.78
166	Sheriff Fine Contingency	17,293.00
167	Attorney's Forfeitures	220.42
168	Sheriff's State Forfeitures	355.90
173	Emergency Shelter Grant	14,356.13
179	Enhanced 9-1-1	11,716.81
180	Law Library	11,649.29
183	City/County Communications	1,366.94
184	Extension Service	29,340.67
200	PublicWorks	2,358,988.34
210	Road Maint – Unorg Township	106.94

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220	State Road Aid	371,773.07
230	Public Health & Human Services	5,615,578.00
240	Forfeited Tax	416,505.70
260	CDBG Grant	420,712.36
270	Home Grant	46,013.17
290	Forest Resources	10,975.50
400	County Facility	78,018.12
405	Road & Bridge Building Const.	2,214.11
407	Road & Bridge – Equipment	6,211.93
438	2008 Capital Improvement Bond	492,787.46
500	Shoreline Sales	23,745.00
600	Environmental Services	557,777.07
616	On-Site Waste Water Division	44,210.59
625	Chris Jensen Health & Rehab	141,601.49
670	Supervised Living	1,521.32
700	Printing	10,430.14
705	Postage Office Supplies	24,060.96
715	County Garage	50,807.85
720	Property Casualty Liability	6,954.89
730	Workers Compensation	318,413.68
750	Management Info Systems	329,320.29
760	Telecommunications	136,135.77
770	Retired Employees Health Ins	5,402.49
826	Taconite Production Tax	423,483.62
900	State of Minnesota	1,297,686.20
902	Courts	283,437.40
908	City and Towns Taxes	1,444,469.02
909	Tax Refunds	132,758.25
910	School Districts Taxes	946,628.50
911	Taxes and Penalties	262,404.70
918	Canceled Checks	609.72
925	Arrowhead Regional Corrections	1,743,521.03
955	Community Health Board	109,568.39
985	Collective Local Collaborative	114,172.15
989	Regional Railroad Authority	109,323.11
990	Northern Cities Land Use	720.90
992	Permits to Carry-Firearms	1,790.00
995	Region 3 Adult Mental Health I	8,000.00
998	MPL-DUL Train Alliance	86,413.78
		<u>\$24,355,487.50</u>

Adopted March 2, 2010. No. 108

RESOLVED, that the official proceedings of the St. Louis County Board of Commissioners for the meeting of February 9, 2010, are hereby approved.

Adopted March 2, 2010. No. 109

BY COMMISSIONER FORSMAN:

WHEREAS, pursuant to Minn. Stat. §94.341 to 94.349, inclusive, a land exchange proposal has been submitted to the St. Louis County Board for certain lands owned by Dale and Vera Johnson; and

WHEREAS, this proposed exchange has been reviewed to determine the suitability of lands for exchange, and the Land Department has completed an appraisal of the lands to be exchanged; and

WHEREAS, a public hearing was held on March 2, 2010, at the St. Louis County Courthouse in Duluth, Minnesota, pursuant to proper notice as required by Minn. Stat. §

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94.344, Subdivision 7.

NOW, THEREFORE, BE IT RESOLVED, that the following constitutes the findings of the St. Louis County Board:

1. The 40 acre parcel of State tax forfeited land (CLASS "B") property that is the subject of the proposed exchange is described as follows:
SW 1/4 of SE 1/4, SECTION 27, TOWNSHIP 56N, RANGE 15W
2. The 66 acre parcel as offered by Dale and Vera Johnson that is the subject of the proposed exchange is described as follows:

NE 1/4 OF SW 1/4 EX A STRIP OF LAND 2 ACRES WIDE ON S. SIDE OF WATER HEN RIVER GOING S 7 ACRES ON E BOUNDARY LINE ON E 1/2 OF SW 1/4 AND SE 1/4 OF SW 1/4 EX THAT PART OF A STRIP OF LAND 2 ACRES WIDE ON S SIDE OF WATER HEN RIVER GOING S 7 ACRES ON E BOUNDARY LINE OF E 1/2 OF SW 1/4, SECTION 17, TOWNSHIP 56N, RANGE 15W.
3. The Class B land proposed for exchange is classified for sale and lies within a zone district which allows all suitable uses of land as required by Minnesota Statutes, §94.344, Subdivision 2.
4. The private land offered to the State of Minnesota to be held in trust, in favor of taxing districts, and under the control of St. Louis County is suitable for land management purposes.
5. The Land Department has appraised the properties proposed for exchange. The appraisals indicated that the parcel to be transferred from the State of Minnesota is valued at \$56,000, and the parcels to be transferred from Dale and Vera Johnson to the State of Minnesota are valued at \$49,500, resulting in a difference of \$6,500. The appraisals are accepted and adopted by the Board of Commissioners.
6. Dale and Vera Johnson have agreed to pay the difference of \$6,500 at the time of closing, pursuant to the Minnesota Statutes, Section 94.344, Subdivision 3. Funds are to be deposited into Fund 240 (Forfeited Tax Fund).
7. The County Auditor posted notice of hearing in the County Auditor's Office on February 10, 2010, and the notice contained a description of the lands affected, and a copy of the notice was published in the official newspaper of St. Louis County at least two weeks prior to March 2, 2010, the date of the hearing.
8. The timber appraisal reports have been prepared by the Land Department pursuant to the Department of Natural Resources Operational Order #63.
9. The land acquired from this exchange would consolidate tax-forfeited ownership in the area and increase the timber management potential on county managed land for the benefit of the taxpayers of St. Louis County.
10. The land received by Dale and Vera Johnson in this exchange is more suitable for private ownership.
11. The land offered to the State of Minnesota by Dale and Vera Johnson is more suitable for land management purposes than the lands presently held.

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12. The St. Louis County Board of Commissioners approves and recommends the proposed exchange.

RESOLVED FURTHER, that the County Auditor is directed to submit this proposal for the exchange of the above described parcels of land to the Commissioner of Revenue as required by Minnesota Statutes, §94.344, Subdivision 10.
Unanimously adopted March 2, 2010. No. 110

BY COMMISSIONER SWEENEY:

WHEREAS, Title I of the Housing and Community Development Act of 1974, as amended, establishes a Community Development Block Grant Program (CDBG) for the purpose of developing viable communities by providing decent housing and a suitable living environment and expanding economic opportunities and preventing and eliminating conditions of slums and blight, principally for persons of low and moderate income; and

WHEREAS, Title II of the Affordable Housing Act of 1990, as amended, establishes the HOME Investment Partnership Program (HOME) for purposes of expanding the supply of affordable housing units for very-low and low-income families and to promote the involvement of private nonprofit organizations in sponsoring and developing affordable housing projects; and

WHEREAS, Subtitle B of Title IV of McKinney Homeless Assistance Act of 1987, as amended, establishes an Emergency Shelter Grant Program (ESG) for purposes of improving the quality of emergency shelters, to assist in the costs of operations of shelters and transitional housing and in the provision of essential social services to homeless individuals; and

WHEREAS, the Secretary of Housing and Urban Development (HUD) is authorized to make grants to cities and counties to finance local CDBG, HOME and ESG Programs, submitted and approved in accordance with the Consolidated Plan regulations; and

WHEREAS, the St. Louis County Board desires to carry out the 2010-2014 Consolidated Plan HUD entitlement programs, including CDBG, HOME, and ESG.

NOW, THEREFORE, BE IT RESOLVED, that the Planning and Development Director is authorized to prepare and submit the 2010-2014 Consolidated Plan including the FY 2010 Action Plan and amendments thereto, and all assurances and understanding contained therein, to the United States Department of Housing and Urban Development for those projects and corresponding funding levels as set forth in the plan on file with the clerk of the board, and to act in connection with its submission and subsequent activity, and to provide such additional information as may be required.

Unanimously adopted March 2, 2010. No. 111

BY COMMISSIONER FORSMAN:

WHEREAS, the Public Works Department is required to fund an additional project in the 2010 construction program due to an emergency situation; and

WHEREAS, the funds needed for the emergency repair of St. Louis County Bridge No. 808 were not identified in the 2010 budget; and

WHEREAS, the Public Works Department is requesting that up to \$200,000 be appropriated from the Road and Bridge Unreserved Designated for Emergency Contingency Fund to repair St. Louis County Bridge No. 808.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes an appropriation of up to \$200,000 from the Road and Bridge Unreserved Designated for Emergency Contingency Fund balance within Fund 200, Object 311108, to repair St. Louis County Bridge No. 808, payable from project MP 7-98789, Fund 200, Agency 203222, Object 652800.

RESOLVED FURTHER, that any unused funds be returned to the Road and Bridge Unreserved Designated for Emergency Contingency Fund.

Unanimously adopted March 2, 2010. No. 112

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BY COMMISSIONER NELSON:

WHEREAS, St. Louis County entered into an Agreement for Professional Services with RE/MAX 1 on August 24, 2009, whereby the real estate firm would provide broker services and serve as the marketing agent for the sale of the historic St. Louis County jail; and

WHEREAS, RE/MAX1 has provided the county with an offer from Jail Holding Company LLC, represented by Blue Limit LLC of Minneapolis, MN, to purchase the historic county jail, which is consistent with the direction provided by the St. Louis County Board of Commissioners and Minn. Stat. 373.01, which stipulates requirements for the sale of surplus government property; and

WHEREAS, Jail Holding Company LLC wishes to conduct its due diligence investigation and approval of the property to be completed by midnight on April 15, 2010; and

WHEREAS, should the buyer find its investigation of the property to be satisfactory, the closing date for the sale of the historic county jail property is proposed for April 16, 2010.

NOW, THEREFORE, BE IT RESOLVED, the St. Louis County Board approves the Purchase Agreement for the sale of the historic St. Louis County jail to Jail Holding Company LLC, Minneapolis, MN, for the purchase price of \$54,000, and agrees to the terms of the Purchase Agreement, County Board File No. 59050, with the understanding that the buyer will begin its own due diligence investigation and approval of the property to be completed by midnight on April 15, 2010.

RESOLVED FURTHER, that should this investigation prove satisfactory, the closing date for the sale of the property is established for April 16, 2010.

RESOLVED FURTHER, that should the inspection prove unsatisfactory to the buyer, the county will be notified in writing of the buyer's intent to cancel the purchase under this contingency, and earnest money will be refunded.

Unanimously adopted March 2, 2010. No. 113

BY COMMISSIONER NELSON:

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 13, 2010, as per application on file in the office of the County Auditor, identified as County Board File No. 59021.

Unanimously adopted March 2, 2010. No. 114

BY COMMISSIONER FINK:

WHEREAS, St. Louis County desires to offer for sale a certain parcel of land located within the Reservation boundary of the Fond du Lac Band of Lake Superior Chippewa that has forfeited to the State of Minnesota for non-payment of taxes described as:

SE 1/4 OF SE 1/4, SECTION 30, T50N, R17W, Parcel Code: 275-0022-00170

WHEREAS, the 1985 legislature passed into law Chapter 138, Section 5, which gives the Fond du Lac Band of Lake Superior Chippewa the first opportunity to purchase tax forfeited land to be sold within the Reservation boundary; and

WHEREAS, the parcel of land has been classified as non-conservation land as provided for in Minn. Stat. Chapter 282.01; and

WHEREAS, the parcel of land is not withdrawn from sale pursuant to Minn. Stat. §§ 85.012, 92.461, 282.01, subdivision 8; and 282.018, and other statutes that require the withholding of State tax forfeited lands from sale; and

WHEREAS, the Commissioner of Natural Resources has approved the sale of the parcel, as required by Minn. Stat. Chapter 282.

NOW, THEREFORE, BE IT RESOLVED, the St. Louis County Board of Commissioners approves the sale of State tax forfeited land to the Fond du Lac Band of

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Lake Superior Chippewa for the appraised value of \$70,000 plus administration fees of \$150, 3% assurance fee of \$2,100, deed fee of \$25, deed tax of \$231, and recording fee of \$46; for a total of \$72,552 to be deposited into Fund 240 (forfeited tax fund).
Unanimously adopted March 2, 2010. No. 100

Upon motion of Commissioner Nelson, supported by Commissioner Sweeney, Resolutions No. 115 through 118, which were approved at the Committee of the Whole meeting this date, were brought forth to this meeting as a second Consent Agenda and were unanimously adopted as follows:

BY COMMISSIONER NELSON:

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. 59036.
Adopted March 2, 2010. No. 115

RESOLVED, that pursuant to Minn. Stat. § 349.213, Subd. 2, the St. Louis County Board of Commissioners approves the following Lawful Gambling License Application (Pull-tabs with dispensing device and Tipboards) on file in the office of the County Auditor, identified as County Board File No. 59051, for the following organization:

VFW 8510 Auxiliary to operate out of Hwy 5 Bar and Grill, Unorganized Township 59-21, 6304 Hwy. 5, Hibbing, MN 55746, new.
Adopted March 2, 2010. No. 116

WHEREAS, the American Recovery and Reinvestment Act of 2009 provided \$400,000 to the Superior National Forest, which specifically included \$180,000 for reducing the threat of wildfires in high-risk areas as identified in the St. Louis County Community Wildfire Protection Plan; and

WHEREAS, on August 12, 2008, by Resolution No. 08-443, the County Board approved the St. Louis County Community Wildfire Protection Plan, and this funding is a mechanism to carry out the Plan.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes acceptance of the 2009 American Recovery and Reinvestment Act funding on behalf of the Superior National Forest in the amount of \$180,000.

RESOLVED FURTHER, that St. Louis County will act as the fiscal agent, with funds to be accounted for in Fund 290, Agency 290999, Grant 29002 (year 2010).
Adopted March 2, 2010. No. 117

WHEREAS, the city of Virginia is requesting \$320,000 in Community Development Block Grant (CDBG) funding to undertake community revitalization addressing blight; and

WHEREAS, the city is requesting CDBG funds to serve as leverage for both community and Iron Range Resources Demolition Program resources; and

WHEREAS, funding is available through the FY 2009 CDBG Neighborhood Revitalization Program set-aside approved by County Board Resolution No. 583; and

WHEREAS, the CDBG citizen advisory physical improvement subcommittee has reviewed the requests and recommends funding for the project.

NOW, THEREFORE, BE IT RESOLVED, the St. Louis County Board of Commissioners approves \$320,000 in FY 2009 Community Development Block Grant funds for the City of Virginia Redevelopment Program and authorizes the funding agreement payable from CDBG Fund 260.

Adopted March 2, 2010. No. 118

At 12:07 p.m., March 2, 2010, Commissioner Sweeney, supported by Commissioner Nelson, moved to adjourn the County Board meeting; seven yeas, zero nays.

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Steve Raukar, 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)

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**OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON MARCH 16, 2010**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 16th day of March, 2010, at 9:32 a.m., in the County Board Room, Duluth, Minnesota, with the following members present: Commissioners Dennis Fink, Steve O'Neil, Mike Forsman, Keith Nelson, and Steve Raukar – 5. Absent: Commissioners Chris Dahlberg and Peg Sweeney – 2.

Chair Raukar asked for a moment of silence to honor U.S. troops serving throughout the world and their families at home as well as all persons whose lives are adversely affected by war.

Chair Raukar, inspired by a recent trip to Washington DC, gave the following words of wisdom: "Knowledge comes but wisdom lingers", "Wisdom is the principle...therefore get wisdom and with all thy getting get understanding"

At 9:35 a.m., a public hearing was convened pursuant to County Board Resolution No. 74, adopted February 9, 2010, to consider public sale of approximately 40 acres of county fee land described as the NW ¼ of the SE ¼, Section 4, Township 61 North, Range 16 West (Vermilion Township).

Administrator Gray discussed the benefits of county fee land sales to the citizens and the county. The county tax base is increased and citizens have an opportunity to acquire desired land. There was only one bid for \$68,800; \$4,800 above the appraised value of \$64,000.

Tony Mancuso, Property Manager for St. Louis County, described the process for fee land sale. Mr. Mancuso, responding to a question from Commissioner Fink, said the property was land-locked and out of courtesy notices were sent to surrounding landowners. Property Manager Mancuso informed commissioners that previous fee land sales have been conducted by sealed bids and a process hasn't yet been worked out to combine fee land sales with forfeited land auctions.

At 9:42 Commissioner Nelson, supported by Commissioner O'Neil, moved to close the public hearing: five yeas, zero nays. Administrator Gray recommended adding the following to the resolution: "whereas, notice of sale of county fee land pursuant to the provisions of MN Statutes § 373.01, has been duly followed." Commissioner Nelson, supported by Commissioner Forsman, moved to approve the land sale, with the additional language suggested by Administrator Gray; five yeas, zero nays. Resolution No. 123.

At 9:50 a.m., a public hearing was convened pursuant to County Board Resolution No. 93, adopted February 23, 2010, to consider the suspension of liquor licenses for failure to pay real or personal property taxes when due, pursuant to St. Louis County Ordinance No. 28.

County Attorney Melanie Ford presented the case. Two establishments, The Blue Max, Inc., d/b/a The Blue Max, Fredenberg Township, and Richard Huth d/b/a/ Red Pine Lodge, Kabetogama Township, are subject to liquor license suspension for failure to pay property taxes, in accordance with St. Louis County Ordinance No. 28. All required notices were sent to each establishment and required legal notice was published in the Duluth News Tribune.

Shelly Hill, representative from The Blue Max, acknowledged property taxes were past

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due. She said that they are preparing to sell the business and was concerned that the liquor license suspension would devalue the business. Ms. Hill responded to questions from Commissioner Fink and said that she thought she could pay the taxes within a month because business should be picking up this spring.

No one else choose to address the issue.

At 10:00 a.m., Commissioner O'Neil, support by Commissioner Forsman, moved to close the hearing: five yeas, zero nays.

Commissioner Nelson, supported by Commissioner Forsman, moved to approve the resolution, with an amendment to include the effective time of midnight on March 16, 2010.

Commissioner Fink asked for a division of the question and Chair Rauker accepted.

After some discussion, Commissioner Fink moved to amend the resolution to change the suspension date for The Blue Max to April 15, 2010. Commissioner Nelson did not accept as a friendly amendment and the motion died.

For clarification, County Attorney Ford said she didn't see any problems transferring The Blue Max license to a new owner. After further deliberations, Ms. Hill came to the podium to clarify that the business was not currently for sale as the decision had just made the day before. Vote to suspend the Blue Max liquor license: four yeas; one nay, Commissioner Fink.

Vote to suspend the Red Pine Lodge liquor license; five yeas; zero nays. Resolution No. 124.

Chair Raukar opened the meeting to persons who wanted to address the Board concerning issues not on the agenda and the following chose to do so:

Bob Tammen, Soudan, MN, spoke on the recent publicity and concerns about changing the Lake Vermilion park plan. Mr. Tammen and his wife oppose changing the plan. Mr. Tammen said that he thinks a state park will be more valuable to the people and asked the board to support the state park.

At 10:36 am, Commissioner Forsman left the board meeting.

Commissioner Nelson, supported by Commissioner O'Neil, moved to approve a resolution authorizing the apportionment of 2009 Land Department net proceeds to the 2010 budget, (net proceeds in 2009 were \$2,132,875.92). The resolution was approved; four yeas, zero nays. Resolution No. 125.

Commissioner O'Neil, supported by Commissioner Fink, moved for a closed session at 11:00 am for labor negotiations; four yeas, zero nays.

At 10:40 am, Commissioner Forsman rejoined the meeting.

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

Kevin Gray, County Administrator, Donald Dicklich, County Auditor, and Robert Krepps, Land Commissioner, submitting Board Letter No. 10-74 regarding the 2009 Land Apportionment.—59056

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Melanie Ford, County Attorney, submitting information regarding the public hearing to consider the suspension of liquor licenses due to failure to pay taxes when due.—[59057](#)

Agreement for Professional Services between St. Louis County and Ely TV, Inc., to video produce county board meetings, county workshop meetings, and create dubs and DVDs of each meeting for the period of January 1, 2010 through December 31, 2010.—[10-156](#)

Agreement for Professional Services between St. Louis County and Duluth Public Access Community Television, Inc., to video produce county board meetings, and create dubs and DVDs of each meeting for the period of January 1, 2010 through December 31, 2010.—[10-157](#)

Amendment No. 1, Transfer Trailer Haulage Contract #4844, between the County of St. Louis and Mahkahta Trucking correcting the term of the contract to read “from January 2, 2010 to December 31, 2012, inclusive.”—[10-158](#)

County Veterans Service Office Enhancement Grant from the Minnesota Department of Veterans Affairs.—[10-159](#)

Amendment to Professional Services Agreement, County Attorney Contract No. 2010-005557, between the County of St. Louis and MacNeil Environmental, Inc., for Duluth Courthouse HVAC Phase III Asbestos Inspection.—[10-160](#)

Amendment to Professional Services Agreement, County Attorney Contract No. 2010-005558, between the County of St. Louis and Architecture Advantage, LLP, for Government Services Center First Floor Space Analysis and Space Use Plan.—[10-161](#)

Agreement for Professional Services between the County of St. Louis and N.G. Engineering, for the Downtown Duluth Parking Lot Repair Project.—[10-162](#)

Home and Community-Based Waiver Services Contract, Contract No. 14632, between the St. Louis County Board of Commissioners and MSOCS-Northeast (NE).—[10-163](#)

Home and Community-Based Waiver Services Contract, Contract No. 14636, between the St. Louis County Board of Commissioners and Minnesota Department of Human Services Extended Treatment Options, d/b/a Community Support Services.—[10-164](#)

Addendum to Standard Agreement, Contract No. 30121C, between the County of St. Louis and Ron Michaels Consulting, Inc. for Electronic Document Management Project.—[10-165](#)

Agreement between the County of St. Louis and the City of Eveleth for improvements to a portion of County State Aid Highway 142 (Grant & Park Ave.), SAP 69-742-02, CP 67044.—[10-166](#)

Public Health Emergency Response (PHER III) Grant Agreement Amendment between the Carlton-Cook-Lake-St. Louis Community Health Board (CHB) and St. Louis County for the period November 25, 2009 – July 31, 2012.—[10-167](#)

Amendment No. 2 to Professional Services Agreement, County Attorney’s Contract #2010-005587, between the County of St. Louis and Architectural Resources, Inc., for the Hibbing Courthouse Security Renovation project.—[10-168](#)

Purchase of Service Agreement, Contract No. 14765, between the St. Louis County Board of Commissioners and Fond du Lac Foster Care Licensing and Placement

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Agency.—10-169

Purchase of Service Agreement, Contract No. 14799, between St. Louis County Board of Commissioners and Lutheran Social Services of Minnesota (Bethany Family Resource Center – Supervised Visitation Program).—10-170

Purchase of Service Agreement, Contract No. 14798, between St. Louis County Board of Commissioners and Lutheran Social Services of Minnesota (Bethany Shelter – Supervised Visitation Program).—10-171

Home and Community-Based Waiver Services Contract, Contract No. 14681, between the St. Louis County Board of Commissioners and New Life Horizons, Inc.—10-172

Home and Community-Based Waiver Services Contract, Contract No. 14667, between the St. Louis County Board of Commissioners and KC Companies of Tower, Inc., d/b/a Golden Horizons.—10-173

Home and Community-Based Waiver Services Contract, Contract No. 14772, between the St. Louis County Board of Commissioners and Debra Lenzen, d/b/a Deb-Bees Adult Foster Care.—10-174

Home and Community-Based Waiver Services Contract, Contract No. 14708, between the St. Louis County Board of Commissioners and Cheryl Stauty, d/b/a Cotton Country Manor.—10-175

Addendum to Grant Agreement, Contract No. 20710B, between the St. Louis County Board of Commissioners and Center for Alcohol and Drug Treatment, Inc., for Sub-acute Detoxification and Hold Services.—10-176

Addendum to Purchase Agreement, Contract No. 14473A, between the St. Louis County Board of Commissioners and Center for Alcohol and Drug Treatment, Inc., for Assertive Community Treatment Team South Services.—10-177

Home and Community-Based Waiver Services Contract, Contract No. 14625, between the St. Louis County Board of Commissioners and The Lamb House, Inc.—10-178

Home and Community-Based Waiver Services Contract, Contract No. 14666, between the St. Louis County Board of Commissioners and Expanding Horizons, Inc.—10-179

Addendum to Purchase Agreement, Contract No. 14338B, between the St. Louis County Board of Commissioners and Goodwill Industries Vocational Enterprises, Inc. extending the termination date from December 31, 2009, to December 31, 2010.—10-180

Title IV-D Cooperative Agreement with the Minnesota Department of Human Services and the St. Louis County Office of Public Health and Human Services, County Sheriff, and County Attorney for administering the Child Support Enforcement Program.—10-181

Upon motion of Commissioner O'Neil, supported by Commissioner Fink, Resolutions No. 119 through 122, as submitted to this Board on the Consent Agenda, were unanimously adopted as follows:

BY COMMISSIONER O'NEIL:

RESOLVED, that the official proceedings of the St. Louis County Board of Commissioners for the meeting of February 23, 2010, are hereby approved.

Adopted March 16, 2010. No. 119

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RESOLVED, that the official proceedings of the St. Louis County Board of Commissioners for the meeting of March 2, 2010, are hereby approved.
Adopted March 16, 2010. No. 120

RESOLVED, that the workers' compensation report of claims by employees for work-related injuries, dated February 26, 2010, on file in the office of the County Auditor, identified as County Board File No. 59016, is hereby received and ratified as payable from Fund 730, Agency 730001.
Adopted March 16, 2010. No. 121

RESOLVED, that pursuant to St. Louis County Ordinance No. 51, the application for license to sell tobacco products, at retail, on file in the office of the County Auditor, identified as County Board File No. 59015, is hereby approved and the County Auditor is authorized to issue the license as follows:

RESOLVED FURTHER, that if named license holder sells their licensed business, the County Board, at its discretion, may, after an investigation, transfer the license to a new owner, but without pro-rated refund to the license holder:

Brook Saloon, Inc., d/b/a Brook Saloon, Inc., City of Brookston,
Tobacco Products License No. T10250, transfer.

Adopted March 16, 2010. No. 122

BY COMMISSIONER NELSON:

WHEREAS, a request to purchase county fee land was submitted by David Oxford and Kari C. Oxford in May of 2008 and the County Property Acquisition Team deems the property as conforming surplus property described as follows:

NW ¼ of SE ¼, Section 4, Township 61 North, Range 16 West

WHEREAS, an appraisal was performed by a licensed Appraiser, with a resulting property value of \$64,000; and

WHEREAS, notice of sale of county fee land pursuant to the provisions of Minnesota Statute § 373.01 has been duly followed; and

WHEREAS, Mr. David Oxford submitted a bid amount of \$68,800, that is above 100% of the appraised value. Mr. Oxford is responsible for all property transaction recording fees and associated filing fees.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the requirements and procedures of Minnesota Statute § 373.01, the appropriate county officials are authorized to execute and deliver a quit claim deed, conveying the above listed property to David Oxford and Kari C. Oxford for their bid amount of \$68,800.

Unanimously adopted March 16, 2010. No. 123

BY COMMISSIONER NELSON:

WHEREAS, St. Louis County Ordinance No. 28 (Liquor Ordinance), Section 4.15, requires all licensed establishments to pay all real and personal property taxes when due; and

WHEREAS, the Blue Max, Inc., d/b/a The Blue Max, Fredenberg Township, and Richard Huth, d/b/a Red Pine Lodge, Kabetogama Township, were issued combination on/off-sale and Sunday on-sale intoxicating liquor licenses for the period July 1, 2009 through June 30, 2010; and

WHEREAS, each establishment has past due or delinquent real or personal property taxes for 2009; and

WHEREAS, a public hearing was held on March 16, 2010, to consider suspension of the intoxicating liquor licenses for the two establishments for failure to pay real or personal property taxes when due.

NOW, THEREFORE, BE IT RESOLVED, that the combination on/off-sale and Sunday on-sale intoxicating liquor licenses for the Blue Max and Red Pine Lodge are hereby suspended effective midnight, March 16, 2010; and

RESOLVED FURTHER, said licenses will remain suspended until such time as the taxes

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are paid in full or the licenses expire or are revoked.

Division of the question:

The Blue Max

Yeas – Commissioners O’Neil, Forsman, Nelson, and Chair Raukar – 4

Nays – Commissioner Fink – 1

Red Pine Lodge

Yeas – Commissioners Fink, O’Neil, Forsman, Nelson, and Chair Raukar – 5

Nays – None

Adopted March 16, 2010. No. 124

BY COMMISSIONER NELSON:

WHEREAS, the St. Louis County Land Department generates revenue by sales of land, timber stumpage, gravel, peat and lease fees from recreational cabin sites; and

WHEREAS, there are net proceeds available from this revenue, after the allowable expenditures of the Land Department in carrying out its activities;

WHEREAS, Minn. Stat. § 282.08 specifies the apportionment formula the county is to use in determining the allowable use and transfer of these remaining funds (net proceeds), which in 2009 total \$2,132,875.92; and

WHEREAS, the St. Louis County Board approved \$515,475 of land use planning and economic development expenditures in 2009 to be paid out of these proceeds.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the following apportionment of the \$2,132,875.92 of net proceeds:

Net Proceeds of the Forfeited Tax Sale Fund	\$2,132,875.92	Accounting Detail
30% to Memorial Forest Management, Fund 290, Agency 290001 (Minnesota Law [2002], Chapter Sec. 390, 39, Subd. 2)	\$639,862.78	290-290001
20% to Economic Development Fund, Fund 178, Agency 178001 (Minnesota Law [2002], Chapter 390, Sec. 39, Subd. 3)	\$426,575.18	178-178001
40% St. Louis County General Fund	\$88,899.82	178-178001
	\$337,675.37	100-100001
40% Schools Fund	\$426,575.18	910
20% Cities and Towns Fund	\$213,287.59	908
Total	\$2,132,875.92	

Unanimously adopted March 16, 2010. No. 125

Commissioner Fink, supported by Commissioner O’Neil, moved to adjourn the board meeting at 10:40 a.m., March 16, 2010; five yeas, zero nays.

Steve Raukar, Chair of the Board
of County Commissioners

Attest:

Donald Dicklich, County Auditor
and Ex-Officio Clerk of the Board

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of County Commissioners

(Seal of the County Auditor)

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**OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON MARCH 23, 2010**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 23rd day of March, 2010, at 9:46 a.m., in the Ely Recreation Center, Ely, Minnesota, with the following members present: Commissioners Dennis Fink, Steve O'Neil, Chris Dahlberg, Mike Forsman, Keith Nelson, and Steve Raukar – 6. Absent: Commissioner Peg Sweeney – 1.

Chair Raukar asked for a moment of silence to honor U.S. troops serving throughout the world and their families at home as well as all persons whose lives are adversely affected by war.

Commissioner Forsman presented the words of wisdom "Who Are Our Combat Soldiers?", a poem describing the lives of our young soldiers.

Chair Raukar welcomed Commissioner Dahlberg back from military duty in Germany. Commissioner Dahlberg thanked Commissioner Forsman for his words of wisdom as he serves with many young people in the military.

Chair Raukar said that St. Louis County received the "Friend of Land Records" award from the Wisconsin Land Information Association (WLIA). This award is given to an individual or organization that is not a WLIA member, but has contributed to the success or advancement of land records modernization in the state of Wisconsin. St. Louis County was recognized for cooperative efforts with the City of Superior and Douglas County.

Chair Raukar opened the meeting to persons who wanted to address the Board concerning issues not on the agenda and the following chose to do so:

Heidi Omerza, Ely City Councilor, welcomed commissioners to the Ely Recreation Center (ERC). She said this building would not be possible without the Iron Range Youth in Action, who worked hard to make it happen. Ms. Omerza thanked the St. Louis County Board for the grant to help build the ERC.

Roger Skraba, Mayor of Ely, thanked commissioners for coming to Ely. He encouraged all to go out and shop, eat and visit the sights. Mayor Skraba noted that "Lily the Bear" was one of the top Google hits and that Ely is planning a picnic this summer in honor of "Lily". The Bear Center has been become an asset to Ely. Mayor Skraba said there are a lot of good things happening in Ely and thanked the County Board for their support.

Anne Swenson from Greenstone, Ely, MN, gave commissioners a handout and talked about the transformation of Miner's Dry into an art complex which has the potential of attracting people to Ely. They will be creating a Miner's Memorial to recognize those that died in the mines. Ms. Swenson asked for a statement from the board supporting the restoration of Captain's Dry where classrooms, offices, and art studios will be constructed.

Commissioner Forsman, supported by Commissioner Nelson, made a directive motion to have administration create a resolution supporting the Captain's Dry Project; six years, zero nays.

At 10:13 a.m., a public hearing was convened pursuant to County Board Resolution No. 94, adopted February 23, 2010, to consider the granting an off-sale intoxicating liquor

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license to Vaughn, Inc., d/b/a Junction Bar and Grill, Unorganized Township 61-13.

County Attorney Melanie Ford advised the Board that: all required county departments reviewed the application and recommended approval; the Liquor Licensing Committee met with the applicant and after discussing the location and propriety of the establishment recommended approval; the establishment is located in an unorganized area and therefore the County Board is the town board; and all required notice was given, including notice to the City of Babbitt, MN. Commissioner Forsman asked Gary Burrow, owner of Vaughn, Inc., if he read all liquor license requirements and if he will abide by them. Mr. Burrow said yes. No one else choose to address the issue.

At 10:19 a.m., Commissioner Forsman, supported by Commissioner O'Neil, moved to close the hearing, six yeas, zero nays. Commissioner Forsman, supported by Commissioner O'Neil, moved to approve the issuance of the off-sale liquor license. Commissioner Fink offered a friendly amendment to make approval contingent upon proof of liquor liability insurance. Makers agreed to accept the friendly amendment and the license was approved; six yeas, zero nays. Resolution No. 153.

Commissioner O'Neil, supported by Commissioner Nelson, moved to transfer a St. Louis County Housing and Redevelopment Employee into St. Louis County employment within the Planner II job classification. Commissioner Fink noted this isn't the first time an employee of another entity has been transferred to the county and he doesn't support the practice. Commissioner Nelson said that since there is only one employee at the St. Louis County HRA, this transfer will save money; five yeas, one nay (Commissioner Fink). Resolution No. 154.

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

Land Commissioner submitting applications for repurchase of tax forfeit land for 2010.—59058

Kevin Gray, County Administrator, and Robert Krepps, Land Commissioner, submitting Board Letter No. 10-82, Utility Easement for the City of Proctor (Kirkus Street).—59059

Commissioner Forsman's "Words of Wisdom" poem as presented at the Board meeting March 23, 2010.—59060

Anne Swenson, Ely Greenstone Public Art Committee, Ely, MN, submitting information regarding the Pioneer Mine Complex and the committee's goals and accomplishments.—59061

Melanie Ford, County Attorney, submitting documents regarding the public hearing to consider the Off-Sale Intoxicating Liquor License to Vaughn, Inc., d/b/a Junction Bar & Grill, Unorg. 61-13—59062

Kevin Gray, County Administrator, and Ann M. Busche, Director of Public Health & Human Services, submitting Board Letter No. 10-98, Appointments of PHHS Advisory Committee Members.—59063

St. Louis County On-Line Software Subscriber Agreement between the County of St. Louis, Auditor's Office, and Gerlach, Beaumier & Trogdon Attorneys at Law, LLP.—10-182

Group Residential Housing Rate Agreement, Contract No. 50813, between the St. Louis County Board of Commissioners and Northland AFC, Inc., (Almac).—10-183

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Group Residential Housing Rate Agreement, Contract No. 50814, between the St. Louis County Board of Commissioners and Northland AFC, Inc., (Arrowhead).—[10-184](#)

Group Residential Housing Rate Agreement, Contract No. 50815, between the St. Louis County Board of Commissioners and Northland AFC, Inc., (Decker).—[10-185](#)

Group Residential Housing Rate Agreement, Contract No. 50816, between the St. Louis County Board of Commissioners and Northland AFC, Inc., (East).—[10-186](#)

Group Residential Housing Rate Agreement, Contract No. 50817, between the St. Louis County Board of Commissioners and Northland AFC, Inc., (Midway).—[10-187](#)

Group Residential Housing Rate Agreement, Contract No. 50818, between the St. Louis County Board of Commissioners and Northland AFC, Inc., (Proctor).—[10-188](#)

Group Residential Housing Rate Agreement, Contract No. 50819, between the St. Louis County Board of Commissioners and Northland AFC, Inc., (Saginaw).—[10-189](#)

Group Residential Housing Rate Agreement, Contract No. 50820, between the St. Louis County Board of Commissioners and Northland AFC, Inc., (Solway).—[10-190](#)

Group Residential Housing Rate Agreement, Contract No. 50821, between the St. Louis County Board of Commissioners and Northland AFC, Inc., (Springvale).—[10-191](#)

Group Residential Housing Rate Agreement, Contract No. 50822, between the St. Louis County Board of Commissioners and Northland AFC, Inc., (Ugstad).—[10-192](#)

Group Residential Housing Rate Agreement, Contract No. 50823, between the St. Louis County Board of Commissioners and Northland AFC, Inc., (West).—[10-193](#)

Group Residential Housing Rate Agreement, Contract No. 50824, between the St. Louis County Board of Commissioners and Northland AFC, Inc., (Woodbridge).—[10-194](#)

Group Residential Housing Rate Agreement, Contract No. 50800, between the St. Louis County Board of Commissioners and Heartland Homes of Duluth – Faribault.—[10-195](#)

Group Residential Housing Rate Agreement, Contract No. 50799, between the St. Louis County Board of Commissioners and Heartland Homes of Duluth – Morris.—[10-196](#)

Group Residential Housing Rate Agreement, Contract No. 50798, between the St. Louis County Board of Commissioners and Heartland Homes of Duluth – Peabody.—[10-197](#)

Group Residential Housing Rate Agreement, Contract No. 50801, between the St. Louis County Board of Commissioners and Mesabi Property Management.—[10-198](#)

Group Residential Housing Rate Agreement, Contract No. 50825, between the St. Louis County Board of Commissioners and Larry and Jodie Rudd (Rudd Adult Foster Home).—[10-199](#)

Purchase of Services, Contract No. 20863, between St. Louis County and Duluth Family Visitation Center – Minnesota Program Development, Public Service Grant.—[10-200](#)

Purchase of Services, Contract No. 20872, between St. Louis County and Legal Aid Service of Northeastern Minnesota, Public Service Grant.—[10-201](#)

Purchase of Service Agreement, Contract No. 14754, between the St. Louis County

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Board of Commissioners and Arrowhead Center, Inc., for Chemical Dependency Treatment Services.—[10-202](#)

Purchase of Service Agreement, Contract No. 14755, between the St. Louis County Board of Commissioners and Center for Alcohol and Drug Treatment, Inc., for Chemical Dependency Treatment Services.—[10-203](#)

Purchase of Service Agreement, Contract No. 14757, between the St. Louis County Board of Commissioners and Colonial Management Group, LP, d/b/a Metro Treatment of Minnesota, LP, d/b/a Lake Superior Treatment Center, for Chemical Dependency Treatment Services.—[10-204](#)

Purchase of Service Agreement, Contract No. 14758, between the St. Louis County Board of Commissioners and Pioneer Recovery Center, LLC, for Chemical Dependency Treatment Services.—[10-205](#)

Agreement for Services, Contract No. 14767, between the County of St. Louis and Lake Superior Community Health Center, for STD Treatment Services.—[10-206](#)

Purchase of Service Agreement, Contract No. 14769, between the St. Louis County Board of Commissioners and SMDC Medical Center, for Chemical Dependency Treatment Services.—[10-207](#)

Purchase of Service Agreement, Contract No. 14771, between the St. Louis County Board of Commissioners and Range Mental Health Center, for Chemical Dependency Treatment Services.—[10-208](#)

Professional Service Agreement, Contract No. 30123, between St. Louis County Public Health and Human Services Department and the Human Development Center, for Forensic Psychological Services.—[10-209](#)

Addendum to Purchase Agreement, Contract No. 14489A, between the St. Louis County Board of Commissioners and Human Development Center, for Mental Health – Targeted Case Management (MH-TCM) Services for Adults.—[10-210](#)

Addendum to Purchase Agreement, Contract No. 14491A, between the St. Louis County Board of Commissioners and Range Mental Health Center, for Mental Health – Targeted Case Management (MH-TCM) Services for Adults.—[10-211](#)

Home and Community-Based Waiver Services Contract, Contract No. 14550, between the St. Louis County Board of Commissioners and Care at Home, Inc.—[10-212](#)

Home and Community-Based Waiver Services Contract, Contract No. 14696, between the St. Louis County Board of Commissioners and Janis Arola and David Arola, d/b/a Autumn Adult Foster Care Home. —[10-213](#)

Home and Community-Based Waiver Services Contract, Contract No. 14752, between the St. Louis County Board of Commissioners and Freddie M. Davis and Patricia S. Davis.—[10-214](#)

Home and Community-Based Waiver Services Contract, Contract No. 14751, between the St. Louis County Board of Commissioners and Donald Olesiak, Jr. and Maeve Olesiak.—[10-215](#)

Home and Community-Based Waiver Services Contract, Contract No. 14800, between the St. Louis County Board of Commissioners and Bachinski & Sons Builders, Inc., d/b/a

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Cover-All Construction.—[10-216](#)

Home and Community-Based Waiver Services Contract, Contract No. 14549, between the St. Louis County Board of Commissioners and Home Health Inc. of Hibbing, d/b/a HomeCare Specialists.—[10-217](#)

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14653A, between the Public Health and Human Services Department and Northland AFC, Inc.—[10-218](#)

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14680A, between the Public Health and Human Services Department and Fairview Range Regional Health Services d/b/a University Medical Center-Mesabi.—[10-219](#)

Addendum to Home and Community-Based Waiver Services Contract, Contract No. 14566A, between the Public Health and Human Services Department and Heartland Homes of Duluth, LLC.—[10-220](#)

Grant Agreement, Contract No. 20890, between the St. Louis County Board of Commissioners and Human Development Center, for Adolescent Services Grant, “Strong Families Program”.—[10-221](#)

Grant Agreement, Contract No. 20900, between the St. Louis County Board of Commissioners and the Northeast Minnesota Office of Job Training for Statewide Minnesota Family Investment Program (MFIP) Employment Services and Diversionary Work Program Services (DWP).—[10-222](#)

Grant Agreement, Contract No. 20894, between the St. Louis County Board of Commissioners and the Northeast Minnesota Office of Job Training for Minnesota Innovation Fund 2010 Transportation and Short-term Training.—[10-223](#)

Agreement for Medical Examiner Services between the County of St. Louis and Lakeland Pathology, P.A. for January 1, 2010, through January 1, 2012.—[10-224](#)

Cooperative Agreement between the County of St. Louis and the City of Ely for project SAP 69-621-032, CP 9327, reconstruction of County State Aid Highway No. 21 (Central Ave.).—[10-225](#)

State of Minnesota, Department of Transportation, Detour Agreement, Mn/DOT Agreement No. 96113, for SP 6939-18, SP 6982-285, Fed. Proj. No. IM -356 (293) for the use of County State Aid Highway No. 14.—[10-226](#)

Cooperative Agreement between the County of St. Louis and the City of Meadowlands for CP 3782, bituminous paving of Cole Avenue.—[10-227](#)

Cooperative Agreement between the County of St. Louis and the City of Tower for SP 69-596-05, CP 3723, SP 6903-15 & SP 6913-33, Trunk Highway 169 and Trunk Highway 135 Realignment Project.—[10-228](#)

Memorandum of Understanding, Contract No. 90108, between the St. Louis County Jail and Arrowhead Economic Opportunity Agency, for Discharge Planning Pilot Program.—[10-229](#)

Memorandum of Understanding, Contract No. 90109, between the St. Louis County Jail and St. Louis County Public Health and Human Services, for Discharge Planning Pilot Program.—[10-230](#)

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Child and Teen Checkup (C&TC) Administrative Outreach Services Contract CFDA #93.778 between the Carlton-Cook-Lake-St. Louis Community Health Board and St. Louis County for January 1, 2010 through December 31, 2011.—10-231

Memorandum of Understanding between St. Louis County d/b/a Public Health and Human Services Department and the Office of Violence Against Women/Duluth Family Visitation Center for the Safe Havens Grant.—10-232

Grant Agreement, Agreement No. 2009-MNJAC-00514, between the Minnesota Department of Public Safety Homeland Security and Emergency Management Division and the St. Louis County Sheriff's Office.—10-233

Upon motion of Commissioner O'Neil, supported by Commissioner Forsman, Resolutions No. 126 through 152, as submitted to the Board on the Consent Agenda, were unanimously adopted as follows:

BY COMMISISONER O'NEIL:

WHEREAS, the City of Chisholm has requested to purchase the following described State tax forfeited land for the appraised value of \$2,900 plus fees for the purpose of a power line and selling a portion to the adjoining business:

Legal : N 8 FT OF N1/2 OF E1/2 OF W1/2 OF E1/2 OF SE1/4 OF NW1/4 OF NW1/4
Twp 58N Rng 20W Sec 28
City of Chisholm
Parcel Codes : 20-210-720
0.02 Acres
LDKEY : 34027

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 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.

NOW, THEREFORE, BE IT RESOLVED, the St. Louis County Board approves the sale of the State tax forfeited land as described to the City of Chisholm for the appraised value of \$2,900 plus the following fees: 3% assurance fee of \$87, deed fee of \$25, deed tax of \$9.57, recording fee of \$46 and appraisal fee of \$150, for a total of \$3,217.57 to be deposited into Fund 240 (Forfeited Tax Fund).

RESOLVED FURTHER, that the County Auditor shall offer for sale at public auction the described State tax forfeited land if the City of Chisholm does not purchase the land by June 1, 2010.

Adopted March 23, 2010. No. 126

WHEREAS, Grand Lake Township has requested to purchase State tax forfeited land described as:

PART OF NW1/4 OF SE1/4 LYING NLY OF CENTER LINE OF TAFT RD
CSAH NO 48 & ELY OF CENTER LINE OF MUNGER SHAW RD CSAH
NO 15 SECTION 14, TOWNSHIP 52 NORTH, RANGE 16 WEST

WHEREAS, the parcel is not 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, all parcels of land becoming the property of the State of Minnesota in trust through forfeiture for nonpayment of real estate taxes shall be classified or reclassified as 'conservation' or 'non-conservation' as required by Minn. Stat. § 282.01, Subd. 1; and

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WHEREAS, Minn. Stat. § 282.01, provides that classification or reclassification and sale of lands situated within a municipality or organized town must be approved by the governing body of the municipality or town; and

WHEREAS, the reclassification and sale of the parcel will be deemed approved if the County Board does not receive notice of the municipality's or town's disapproval of the reclassification and sale within 60 days of the date on which this resolution is delivered to the clerk; and

WHEREAS, the Land Commissioner recommends that the parcel be reclassified as non-conservation and offered for sale having considered, among other things, the present use of adjacent land; the productivity of the soil; the character of forest or other growth; the accessibility of lands to established roads, schools, and other public services; and the peculiar suitability or desirability of lands for particular uses; and

WHEREAS, the parcel is currently included in an established Memorial Forest; however, it is more suitable for purposes other than forest management; and

WHEREAS, pursuant to Minn. Stat. § 459.06, Subd. 3, any State tax forfeited land which has been included in a Memorial Forest and found more suitable for other purposes, may be withdrawn from the forest for disposal, if the Commissioner of Natural Resources approves the sale of such land.

NOW, THEREFORE, BE IT RESOLVED, the St. Louis County Board approves the release from Memorial Forest, reclassification to non-conservation and sale of the described State tax forfeited parcel to Grand Lake Township for its appraised value of \$16,560 plus a 3% assurance fee of \$496.80, deed fee of \$25, deed tax of \$54.65, recording fee of \$46, and administration fee of \$250, for a total of \$17,432.45; to be deposited into Fund 240 (Forfeited Tax Fund).

RESOLVED FURTHER, approval for the sale of said parcel shall be requested from the Commissioner of Natural Resources.

RESOLVED FURTHER, the request for approval of the reclassification will be transmitted by the Land Department to the Clerk of the Town of Grand Lake.

RESOLVED FURTHER, the County Auditor shall offer for public sale the described State tax forfeited parcel if Grand Lake Township does not purchase the parcel within six months from the date of the Commissioner of Natural Resources' approval.

Adopted March 23, 2010. No. 127

WHEREAS, the contract with Michael Torgerson, of Duluth, MN, for the purchase of State tax forfeited land is in default for nonpayment of taxes and/or installments; and WHEREAS, the purchaser was properly served with Notice of Cancellation of Contract by civil process and/or publication and has failed to cure the default for lands legally described as:

TOWN OF MCDAVITT

NE1/4 OF NE1/4 EX RY R/W 3.19 AC AND EX S1/2 OF S1/2

and S1/2 OF S1/2 OF NE1/4 OF NE1/4 EX 1.06 AC FOR RR R/W

Sec/twp/rge : 15 56.0 18

Parcel Code: 435-10-2530, 2535

NOW, THEREFORE, BE IT RESOLVED, that the St Louis County Board approves the cancellation of contract C22070146 for the purchase of State tax forfeited land described above, according to the provisions of Minn. Stat. § 282.01, Subd. 5, and Minn. Stat. § 282.40, and according to the procedures of Minn. Stat. § 559.21.

Adopted March 23, 2010. No. 128

WHEREAS, the City of Proctor has requested to purchase the following described State tax forfeited land for the appraised value of \$7,666 plus fees for the purpose of a road construction project:

Legal: All that part of Lot 11, Hillside Garden Tracts to Proctor, St. Louis County, Minnesota, lying southerly of the following described line:

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Beginning at the Southeast Corner of Lot 11, Hillside Garden Tracts to Proctor; thence North 00 degrees 09 minutes 13 seconds West along the east line of said Lot 11, a distance of 50.20 feet; thence North 18 degrees 30 minutes 39 seconds West, a distance of 40.58 feet; thence South 89 degrees 04 minutes 09 seconds West, a distance of 75.00 feet; thence North 14 degrees 58 minutes 02 seconds West, a distance of 20.62 feet; thence South 89 degrees 04 minutes 09 seconds West, a distance of 6.56 feet to the west line of said Lot 11 and said line there terminating.

Parcel Code: 185-90-110 (part of)
Acres +-0.20
LDKEY: 36075 (part of), also;

Legal: All that part of Lot 12, Hillside Garden Tracts to Proctor, St. Louis County, Minnesota, lying southerly and easterly of the following described line:

Beginning at the Southeast Corner of Lot 12, Hillside Garden Tracts to Proctor; thence North 00 degrees 09 minutes 13 seconds West along the east line of said Lot 12, a distance of 108.73 feet; thence South 89 degrees 04 minutes 09 seconds west, a distance of 29.32 feet; thence South 20 degrees 30 minutes 58 seconds West, a distance of 105.61 feet to a point 10.00 feet northerly of, measured at right angles to and parallel with the south line of said Lot 12; thence South 00 degrees 55 minutes 51 seconds East, a distance of 10.00 feet to the south line of said Lot 12 and said line there terminating.

Parcel Code: 185-90-120 (part of)
Acres +-0.01
LDKEY: 36076 (part of), also;

Legal: All that part of the South Three-Hundred and Twenty (320.00) Feet of the Southeast Quarter of the Southwest Quarter (SE1/4 of SW1/4) of Section Ten (10), Township Forty-Nine (49) North, Range Fifteen (15) West of the Fourth (4th) Principal Meridian lying westerly of the Duluth Missabe and Iron Range Railway Company Right of Way.

Parcel Code: 185-240-539 (part of)
Acres +-2.72
LDKEY: 36415 (part of), also;

Legal: All that part of the East 250.00 feet of the West Half (W1/2) of the Northeast Quarter of the Northeast Quarter (NE1/4 of NE1/4) of Section Fifteen (15), Township Forty-Nine (49) North, Range Fifteen (15) West of the Fourth (4th) Principal Meridian, lying northerly of the following described line:

Commencing at the Northeast Corner of the NE1/4 of NE1/4 of said Section Fifteen (15); thence South 89 degrees 09 minutes 45 seconds West along the north line of said NE1/4 of NE1/4, a distance of 659.27 feet to a point on the east line of the W1/2 of said NE1/4 of NE1/4; thence South 00 degrees 09 minutes 48 seconds East along said east line of said W1/2 of said NE1/4 of NE1/4, a distance of 58.08 feet to the beginning of the line to be described; thence South 89 degrees 04 minutes 09 seconds West, a distance of 250.02 feet to the west line of the East 250.00 feet of said W1/2 of said NE1/4 of NE1/4 and said line there terminating.

Parcel Code: 185-240-652 (part of)
Acres +-0.34
LDKEY: 36416 (part of), also;

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, the parcels of land have been classified as non-conservation land pursuant to Minn. Stat. § 282.01; and

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WHEREAS, the parcels of land have 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.

NOW, THEREFORE, BE IT RESOLVED, the St. Louis County Board approves the sale of the State tax forfeited land as described to the City of Proctor for the appraised value of \$7,666 plus the following fees: 3% assurance fee of \$229.98, deed fee of \$25, deed tax of \$25.29, recording fee of \$112 and appraisal fee of \$400, for a total of \$8,458.27 to be deposited into Fund 240 (Forfeited Tax Fund).

RESOLVED FURTHER, that the County Auditor shall offer for sale at public auction the described State tax forfeited land if the City of Proctor does not purchase the land by June 30, 2010.

Adopted March 23, 2010. No. 129

WHEREAS, the City of Proctor will be constructing a connector street and extending municipal utilities for the Kirkus Street construction project; and

WHEREAS, the City of Proctor has requested that the St. Louis County Board grant permanent and temporary utility and drainage easements across State tax forfeited land; and

WHEREAS, Minn. Stat. § 282.04, Subd. 4, authorizes the County Auditor to grant easements for such purposes.

NOW, THEREFORE, BE IT RESOLVED, the St. Louis County Board authorizes the County Auditor to grant the following easements to the City of Proctor:

A Ten foot (10') wide utility and drainage easement over, under and across that part of the West Half (W1/2) of the Northeast Quarter of the Northeast Quarter (NE1/4 of NE1/4) of Section Fifteen (15), Township Forty-Nine (49) North, Range Fifteen (15) West of the Fourth (4th) Principal Meridian, lying southerly of and adjacent to the following described line:

Commencing at the Northeast Corner of the NE1/4 of NE1/4 of said Section Fifteen (15); thence South 89 degrees 09 minutes 45 seconds West along the north line of said NE1/4 of NE1/4, a distance of 659.27 feet to a point on the east line of the W1/2 of said NE1/4 of NE1/4; thence South 00 degrees 09 minutes 48 seconds East along said east line of said W1/2 of said NE1/4 of NE1/4, a distance of 58.08 feet to the beginning of the line to be described; thence South 89 degrees 04 minutes 09 seconds West, a distance of 250.02 feet to the west line of the East 250.00 feet of said W1/2 of said NE1/4 of NE1/4 and said line there terminating. The side lines of said easement are prolonged or shortened to terminate on the west line of said East 250.00 feet of said W1/2 of said NE1/4 of NE1/4 and the east line of said W1/2 of said NE1/4 of NE1/4. Containing 0.06 acres more or less.

A Ten foot (10') wide temporary easement for construction purposes over, under and across that part of the West Half (W1/2) of the Northeast Quarter of the Northeast Quarter (NE1/4 of NE1/4) of Section Fifteen (15), Township Forty-Nine (49) North, Range Fifteen (15) West of the Fourth (4th) Principal Meridian, lying between two lines ten (10) feet southerly of and twenty (20) feet southerly of and adjacent to the following described line:

Commencing at the Northeast Corner of the NE1/4 of NE1/4 of said Section Fifteen (15); thence South 89 degrees 09 minutes 45 seconds West along the north line of said NE1/4 of NE1/4, a distance of 659.27 feet to a point on the east line of the W1/2 of said NE1/4 of NE1/4; thence South 00 degrees 09 minutes 48 seconds East along said east line of said W1/2 of said NE1/4 of NE1/4, a distance of 58.08 feet; thence South 89 degrees 04 minutes 09 seconds West, a distance of 76.18 feet to the beginning of the line to be described; thence continuing South 89 degrees 04 minutes 09 seconds West, a distance of 45.00 feet and said line there terminating. Containing 0.01 acres more or less.

A Ten foot (10') wide temporary easement for construction purposes over, under and across that part of the south ten (10) feet of Lot 12, Hillside Garden Tracts to Proctor,

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lying westerly of and adjacent to the following described line:

Commencing at the Southeast Corner of Lot 12, Hillside Garden Tracts to Proctor; thence North 00 degrees 09 minutes 13 seconds West along the east line of said Lot 12, a distance of 108.73 feet; thence South 89 degrees 04 minutes 09 seconds West, a distance of 29.32 feet; thence South 20 degrees 30 minutes 58 seconds West, a distance of 105.61 feet to a point 10.00 feet northerly of, measured at right angles to and parallel with the south line of said Lot 12 and the Beginning of the Line to be described; thence South 00 degrees 55 minutes 51 seconds East, a distance of 10.00 feet to the south line of said Lot 12 and said line there terminating. Containing 0.01 acres more or less.

RESOLVED FURTHER, the granting of these easements is conditioned upon payment of \$261 land use fee and \$46 recording fee, for a total of \$307 to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted March 23, 2010. No. 130

WHEREAS, Minn. Stat. § 282.241 provides that State tax forfeited land may be repurchased by the previous owners subject to payment of delinquent taxes and assessments with penalties, interest and costs; and

WHEREAS, the applicants, Carol Rossini and the Estate of Yvonne A. Wolfe, have applied to repurchase State tax forfeited land; and

WHEREAS, the applicants were the owners of record at the time of forfeiture, and are eligible to repurchase the properties; and

WHEREAS, approving the repurchases will correct undue hardship and promote the use of lands that will best serve the public interest.

NOW, THEREFORE, BE IT RESOLVED, that the St Louis County Board approves the repurchase application by the Estate of Yvonne Wolfe on file in County Board File No. 59058, subject to payment including total taxes and assessments of \$8,407.44, a repurchase application fee of \$114, a deed tax of \$24.48, a deed fee of \$25, and a recording fee of \$46; for a total of \$8,616.92 to be deposited into Fund 240 (Forfeited Tax Fund); and

RESOLVED FURTHER, that the repurchase application by Carol Rossini on file in County Board File No. 59058, is approved subject to payment including total taxes and assessments of \$61,002.13, a repurchase application fee of \$114, a deed tax of \$122.59, a deed fee of \$25, and a recording fee of \$46; for a total of \$61,309.72 to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted March 23, 2010. No. 131

RESOLVED FURTHER, that State Aid funds are being used to participate in the cost of the bridge; that grant monies as matching funds shall be transferred directly to the agency account (Fund 220, Agency 220225, Object 652700), and that the records of the county shall so state.

\$158,262.50	SLC State Aid funds
\$368,038.20	Fund 29 (Grant)
\$526,300.70	SAP 69-668-004

Adopted March 23, 2010. No. 132

WHEREAS, it has been determined that the Rice Lake Road/Arrowhead Road convergence is considered a highly congested traffic area due to the existing road design; and

WHEREAS, the Public Works Department in conjunction with the City of Duluth is planning to rebuild a segment of Arrowhead Road between Arlington Avenue/Rice Lake Road and "South" Rice Lake Road including the road intersections; and

WHEREAS, road easements conveyed to the city as document numbers 45655 and 45656 dated 1964 are inadequate in width to encompass this new project; and

WHEREAS, the project is considered a vital "connection" between the upper and lower segments of CSAH No. 4 (Rice Lake Road) and therefore it is in the interest of St. Louis

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County to dedicate permanent highway right of way to the City of Duluth for adequate project road widths; and

WHEREAS, additional public road right of way is required by the City of Duluth for highway and construction purposes along the northerly portion of a tract of county fee land adjacent to CSAH No. 32 (Arrowhead Road) described as part of the NW ¼ of Section 16, Township 50N, Range 14W.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board dedicates permanent highway right of way to the City of Duluth in trust for the general public, described and shown within "Exhibits A , B and C" attached hereto and made a part hereof.

RESOLVED FURTHER, that the St. Louis County Board dedicates permanent highway right of way to the City of Duluth in trust for the general public that also incorporates easement areas conveyed by St. Louis County to the City of Duluth as filed in the Office of the County Recorder as Document Number 45655 and 45656 recorded December 16, 1964.

RESOLVED FURTHER, that the St. Louis County Board authorizes a temporary right to construct for highway construction and utility relocation purposes to the City of Duluth over, under, and across the Northwest Quarter (NW ¼), Section 16, Township 50 North of Range 14 West of the Fourth Principal Meridian described as follows, expiring December 31, 2013:

The southerly fifty feet (50') of the northerly one-hundred feet (100').

EXHIBIT A

A DEDICATION FOR PERMANENT HIGHWAY RIGHT OF WAY to the City of Duluth in trust for the general public for highway purposes over, under, and across the Northwest Quarter (NW ¼), Section 16, Township 50 North of Range 14 West of the Fourth Principal Meridian described within the following line:

Commencing at the northeast corner of the Northwest Quarter of the Northwest Quarter (NW ¼ of NW ¼), Section 16, Township 50 North of Range 14 West of the Fourth Principal Meridian, thence south along the easterly line of NW ¼ of NW ¼ a distance of 50.00 feet, thence westerly 150.00 feet along a line parallel to and 50.00 feet distant from the northerly line of NW ¼ of NW ¼ to the point of beginning, thence westerly along said line a distance of 156.01, thence southerly along a line parallel to and 306.01 feet distant from the east line of said NW ¼ of NW ¼ a distance of 12.00 feet, thence easterly along a line parallel to and 62.00 feet distant from the north line of said NW ¼ of NW ¼ a distance of 20.53 feet, thence southerly along a line parallel to and 285.48 feet distant from the east line of said NW ¼ of NW ¼ a distance of 28.00 feet, thence easterly along a line parallel to and 90.00 feet distant from the north line of said NW ¼ of NW ¼ a distance of 30.00 feet, thence northerly along a line parallel to and 255.48 feet distant from the east line of said NW ¼ of NW ¼ a distance of 28.00 feet, thence easterly along a line parallel to and 62.00 feet distant from the north line of said NW ¼ of NW ¼ a distance of 117.49 feet, thence North 45 degrees West along the existing right of way as described and shown in easement document #45655 filed for record 12/22/64 a distance of 17.34 feet to the point of beginning, and there terminating.

Said description shown as "Exhibit B" attached hereto and made a part hereof.

Together with a DEDICATION FOR PERMANENT HIGHWAY RIGHT OF WAY to the City of Duluth in trust for the general public for highway purposes over, under, and across the Northwest Quarter (NW ¼), Section 16, Township 50 North of Range 14 West of the Fourth Principal Meridian described within the following line:

Commencing at the northwest corner of the Northeast Quarter of the Northwest Quarter (NE ¼ of NW ¼), Section 16, Township 50 North of Range 14 West of the Fourth

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Principal Meridian, thence south along the westerly line of NE ¼ of NW ¼ a distance of 50.00 feet, thence easterly along a line parallel to and 50.00 feet distant from the northerly line of NE ¼ of NW ¼ a distance of 314.59 feet, to the point of beginning, thence easterly along said line a distance of 30.00 feet, thence southerly on a line parallel to and 344.59 feet distant from the west line of NE ¼ of NW ¼ a distance of 40.00 feet, thence westerly along a line parallel to and 90.00 feet distant from the north line of said NE ¼ of NW ¼ a distance of 30.00 feet, thence northerly along a line parallel to and 314.59 feet distant from the west line of NE ¼ of NW ¼ a distance of 40.00 feet, to the point of beginning, and there terminating.
Said description shown as "Exhibit C" attached hereto and made a part hereof.

Together with a temporary right to construct for highway construction purposes to the City of Duluth over, under, and across the Northwest Quarter (NW ¼), Section 16, Township 50 North of Range 14 West of the Fourth Principal Meridian described as follows:

The southerly fifty feet (50') of the northerly one-hundred feet (100').

Said temporary right to construct expires December 31, 2013.

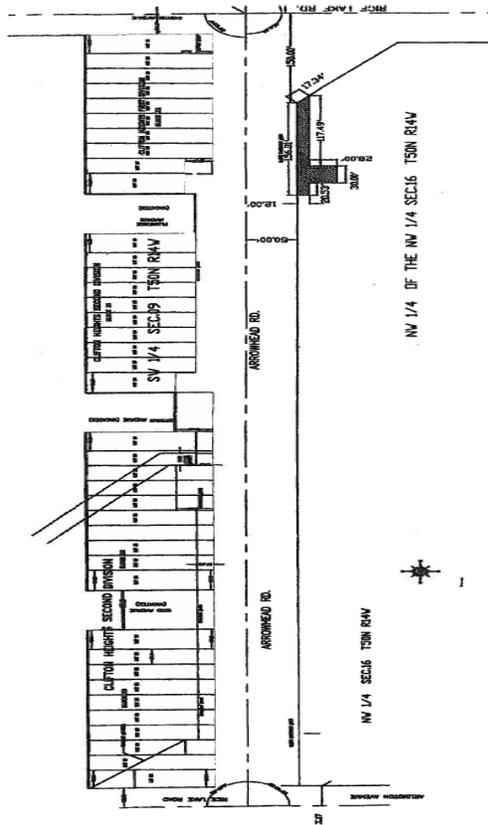


EXHIBIT "B"

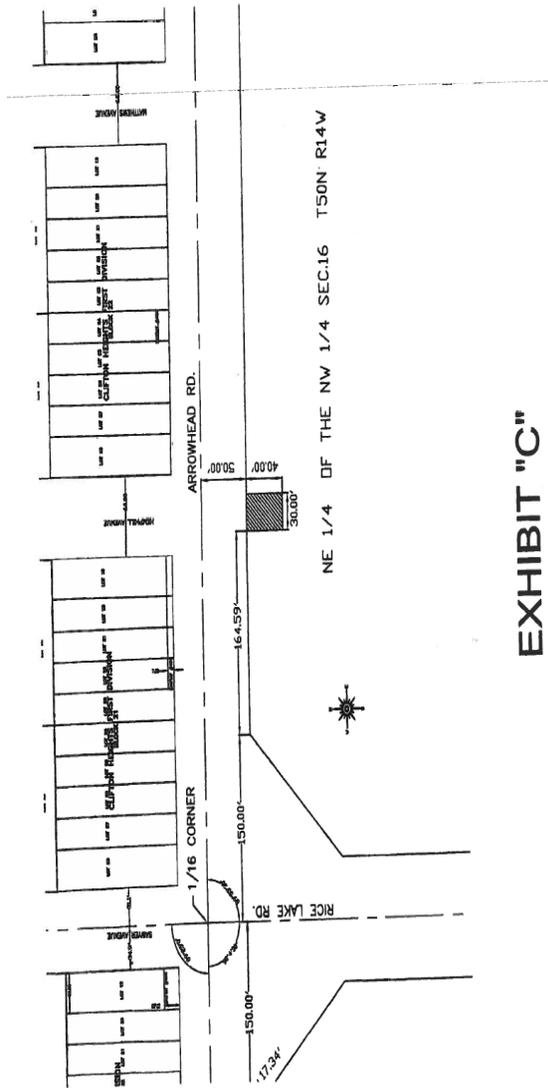


EXHIBIT "C"

Adopted March 23, 2010. No. 133

WHEREAS, it has been determined that the Rice Lake Road/Arrowhead Road convergence is considered a highly congested traffic area due to the existing road design; and
WHEREAS, the City of Duluth in conjunction with St. Louis County is planning to rebuild a segment of Arrowhead Road between Arlington Avenue/Rice Lake Road and "South" Rice Lake Road including the road intersections; and

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WHEREAS, the project is considered a vital "connection" between the upper and lower segments of County State Aid Highway No. 4 (Rice Lake Road) and therefore it is in the interest of St. Louis County to assist/facilitate a successful completion of this project; and WHEREAS, a conveyance of an easement to Minnesota Power for utility purposes across a portion of the NW ¼ of Section 16, Township 50 North, Range 14 West, is a necessary action in order for a like exchange of a highway easement granted by Minnesota Power to the City of Duluth to occur.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the conveyance of necessary easements to complete the above described project and the appropriate county officials are authorized to execute such documents, conveying to Minnesota Power a utility easement for electrical transmission purposes, described and shown within "Exhibits A, B and C".

EXHIBIT A

A PERMANENT EASEMENT for electrical utility purposes over, under, and across the Northwest Quarter (NW ¼), Section 16, Township 50 North of Range 14 West of the Fourth Principal Meridian described within the following line:

Commencing at the northwest corner of the Northwest Quarter of the Northwest Quarter (NW ¼ of NW ¼), Section 16, Township 50 North of Range 14 West of the Fourth Principal Meridian, thence south along the westerly line of NW ¼ of NW ¼ a distance of 50.00 feet, thence easterly 33.00 feet along a line parallel to and 50.00 feet distant from the northerly line of NW ¼ of NW ¼ to the point of beginning, thence easterly along said line a distance 987.12 feet, thence southerly along a line parallel to and 306.02 feet distant of the east line of said NW ¼ of NW ¼ a distance of 12.00 feet, thence easterly along a line parallel to and 62.00 feet distant from the north line of said NW ¼ of NW ¼ a distance of 168.02 feet, thence South 45 degrees East along the existing right of way as described and shown in easement document #45655 filed for record 12/22/64 a distance of 25.47 feet, thence westerly on a line parallel to and 80.00 feet distant of the north line of the NW ¼ of NW ¼ a distance of 334.17 feet, thence northerly along a line parallel to and 871.88 feet distant from the west line of NW ¼ of NW ¼ a distance of 10.00 feet, thence westerly on a line parallel to and 70.00 feet distant of the north line of the NW ¼ of NW ¼ a distance of 838.88 feet, thence northerly along a line parallel to and 33.00 feet distant from the west line of NW ¼ of NW ¼ a distance of 20.00 feet more or less to the point of beginning, and there terminating. Said permanent easement is subject to any and all public road dedications or easements as of record on or before May 1st, 2010.

Said description is shown as "Exhibit B" attached hereto and made a part hereof.

Together with a PERMANENT EASEMENT for electrical utility purposes over, under, and across the Northwest Quarter (NW ¼), Section 16, Township 50 North of Range 14 West of the Fourth Principal Meridian described within the following line:

Commencing at the northwest corner of the Northeast Quarter of the Northwest Quarter (NE ¼ of NW ¼), Section 16, Township 50 North of Range 14 West of the Fourth Principal Meridian, thence southerly along the westerly line of NE ¼ of NW ¼ a distance of 50.00 feet, thence easterly 150.00 feet along a line parallel to and 50.00 feet distant from the northerly line of NE ¼ of NW ¼ to the point of beginning, thence easterly along said line a distance of 482.67 feet, thence southerly on a line parallel to and 632.67 feet distant from the west line of NE ¼ of NW ¼ a distance of 30.00 feet, thence westerly along a line parallel to and 80.00 feet distant from the north line of said NE ¼ of NW ¼ a distance of 512.63 feet, thence North 45 degrees East along the existing right of way as described and shown in easement document #45655 filed for record 12/22/64 a distance of 42.40 feet more or less to the point of beginning, and there terminating. Said permanent easement is subject to any and all public road dedications or easements as of

record on or before May 1st, 2010.

Said description shown as "Exhibit C" attached hereto and made a part hereof.

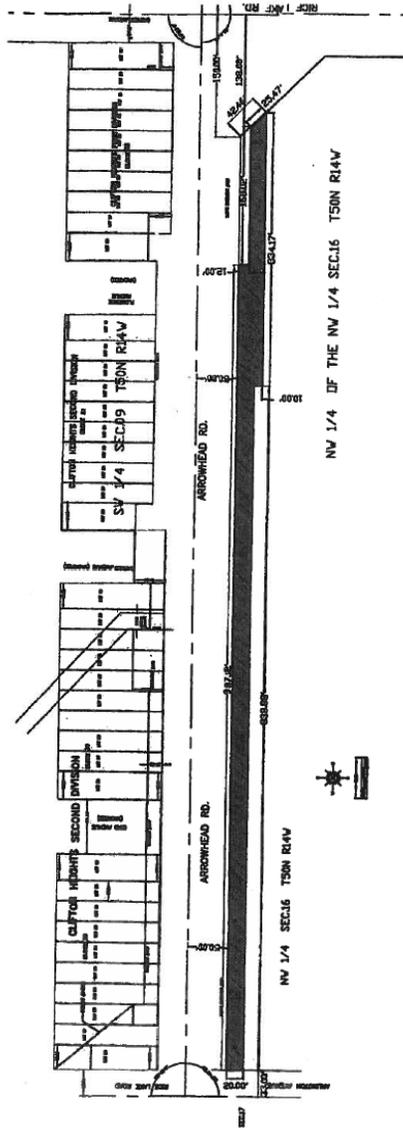


EXHIBIT "B"

PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS 96
ST. LOUIS COUNTY, MINNESOTA

RESOLVED, that the St. Louis County Board authorizes an agreement, and any amendments approved by the County Attorney, with the City of Chisholm where the City will pay its local share for items listed in the Schedule of Prices in the Proposal/Plan Package and Plan described as MP 10022, Crack Sealing 2010, with the funds to be received into Fund 200, Agency 201062, Object 551530.
Adopted March 23, 2010. No. 135

RESOLVED, that the St. Louis County Board authorizes an agreement, and any amendments approved by the County Attorney, with the Town of Gnesen where the Township will pay its local share for items listed in the Schedule of Prices in the Proposal/Plan Package and Plan described as MP 10022, Crack Sealing 2010, with the funds to be received into Fund 200, Agency 201062, Object 551551.
Adopted March 23, 2010. No. 136

WHEREAS, the State of Minnesota, Department of Transportation (MnDOT), will provide payment under the terms of Agreement No. 96162 for the use of County State Aid Highway No. 13 and County State Aid Highway No. 14 as a detour route during the construction of State Project No. 6982-290 (T.H. 35 = 390), and;

WHEREAS, the state is willing to pay for road life consumed by the detours on County State Aid Highway No. 13 and County State Aid Highway No. 14 based on the income determined by the "Gas Tax Method".

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to sign Agreement No. 96162 with the State of Minnesota, Department of Transportation, and approve any amendments approved by the County Attorney's Office.

RESOLVED FURTHER, that the compensation shall be estimated in the amount of \$15,504.56, received into Fund 200, Agency 205003, Object 583100.
Adopted March 23, 2010. No. 137

RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to enter into an agreement, and any amendments approved by the County Attorney, with Lake County whereby Lake County will pay its local share items listed in the Schedule of Prices in the Proposal/Plan Package and Plan described as MP 10025, Striping 2010. The funds received from Lake County will be received into Fund 200, Agency 207001, Rev. 551508.
Adopted March 23, 2010. No. 138

RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to enter into an agreement, and any amendments approved by the County Attorney, with the City of Virginia whereby the City will pay its local share items listed in the Schedule of Prices in the Proposal/Plan Package and Plan described as MP 10025, Striping 2010. The funds received from the City of Virginia will be received into Fund 200, Agency 207001, Rev. 551505.
Adopted March 23, 2010. No. 139

RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to enter into an agreement, and any amendments approved by the County Attorney, with the City of Eveleth whereby the city will pay its local share items listed in the Schedule of Prices in the Proposal/Plan Package and Plan described as MP 10025, Striping 2010. The funds received from the City of Eveleth will be received into Fund 200, Agency 207001, Rev. 551519.
Adopted March 23, 2010. No. 140

RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to enter into an agreement with the Town of Fayal, and any amendments approved by the County Attorney's office, whereby the Township will pay the project costs and

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ST. LOUIS COUNTY, MINNESOTA

engineering and administrative fees for the project listed as MP 6705-99999, and other costs detailed in the agreement or incurred by the County. The funds from the Township for project MP 6705-99999 will be receipted into Fund 200, Agency 200224, Object 551537, with the amount budgeted for expense and determined at the time of opening of bids.

Adopted March 23, 2010. No. 141

RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to sign Minnesota Department of Transportation Agreement No. 95980 for SP 69-596-005, County Project 3723 , and any amendments approved by the County Attorney's Office, with the State of Minnesota, Department of Transportation, and the City of Tower, for the following purposes:

To provide for payment by the county to the state of the county's share of the costs for the state to perform periodic construction inspection, Federal Compliance Reviews, bridge materials inspection and environmental mitigation monitoring of the grading, bituminous surfacing, drainage, signing and Bridge No. 69682 construction and other associated construction to be performed upon, along and adjacent to Trunk Highway N. 1/169 from 700 feet southwest of Trunk Highway No. 135 to the Junction of Cedar Street in Tower and upon, along and adjacent to Trunk Highway No. 135 from Trunk Highway No. 169 to 2100 feet southeast of Trunk Highway No. 169 within the corporate limits of the City of Tower under State Project No. 6903-15 and State Project No. 6913-33; and

RESOLVED FURTHER, that costs to the state to be paid from Fund 220, Agency 220215, Object 626600, will be reimbursed by the City of Tower.

Adopted March 23, 2010. No. 142

WHEREAS, the Public Works Department budgets for the purchase of lubricating oils, greases, coolants and fluids; and

WHEREAS, the Public Works Department prepared specifications and the Purchasing Department issued Bid 4869 for lubricating oils, greases, coolants and fluids; and

WHEREAS, Anderson Lubricants of Superior, Wisconsin, submitted the lowest bid meeting specifications to supply these products in the amount of \$107,671.25.

NOW, THEREFORE, BE IT RESOLVED, the St. Louis County Board authorizes the appropriate county officials to enter into an agreement for one year with Anderson Lubricants of Superior, Wisconsin, for the purchase of lubricating oils, greases, coolants and fluids at the prices submitted with Bid 4869 estimated at \$107,671.25 annually, with the option to extend for two additional one-year periods upon mutual agreement of both parties, payable from Fund 200, Agency 207001, Object 653500.

Adopted March 23, 2010. No. 143

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. 59036.

Adopted March 23, 2010. No. 144

WHEREAS, there have been changes in state statutes that require the purchasing of "Made in the USA" products for uniforms, safety equipment, and/or protection accessories; and

WHEREAS, the Purchasing Department has researched the state for local vendors to rent similar and/or same items; and

WHEREAS, the Purchasing Department has confirmed with the State Materials Management Division that there are no local vendors that provide the same or similar items.

NOW, THEREFORE, BE IT RESOLVED, the St. Louis County Board accepts a (3) three-year agreement with (2) two (1) one-year extensions commencing April 1, 2010,

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ST. LOUIS COUNTY, MINNESOTA

through March 31, 2013, with Ameripride Linen and Apparel Services.
Adopted March 23, 2010. No. 145

WHEREAS, Minnesota Elevator Incorporated (MEI) has provided elevator maintenance to St. Louis County since 2005; and
WHEREAS, the current contract expires March 31, 2010, with no further extension options; and

WHEREAS, the Purchasing Department issued a Request for Bids which opened on February 22, 2010, with Minnesota Elevator Incorporated being the lowest responsible bidder.

NOW, THEREFORE, BE IT RESOLVED, the St. Louis County Board authorizes the appropriate county officials to enter into a three year agreement with Minnesota Elevator, Inc., 802 Garfield Avenue, Duluth, MN, 55802, for elevator maintenance in the amount of \$115,290.00, the option to extend for two additional one-year periods upon mutual agreement of both parties, and authorization to add or delete elevators from the contract as may be required.

FUNDING: (annual)

<u>Fund</u>	<u>Agency</u>	<u>Object</u>
200	202002	630900
100	128002	630900
100	128003	630900
100	128004	630900
100	128006	630900
100	128008	630900
100	128009	630900
100	128013	630900
100	128001	629900

Adopted March 23, 2010. No. 146

RESOLVED, the St. Louis County Board authorizes the appropriate county officials to execute an agreement for Inter-Agency Mutual Assistance with Superior, Wisconsin, and that such requests for assistance must be for emergency or specific public safety concerns and not for routine law enforcement duties or to substitute for active personnel of the requesting entity.

RESOLVED FURTHER, that said agreement shall be approved as to form and execution by the County Attorney's Office.

Adopted March 23, 2010. No. 147

WHEREAS, the St. Louis County Public Health and Human Services Advisory Committee was established to make recommendations relative to the public health and human service needs of St. Louis County communities; and

WHEREAS, members of the Public Health and Human Services Advisory Committee are appointed by the St. Louis County Board to serve 3-year staggered terms of membership.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board reappoint the following five citizens to serve as members of the St. Louis County Public Health and Human Services Advisory Committee:

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ST. LOUIS COUNTY, MINNESOTA**

<u>Member Name</u>	<u>Commissioner District</u>	<u>Term Expires</u>
Kathy Heltzer	#2	January 1, 2013
Rudy Semeja	#6	January 1, 2013
Tony Kuznik	#7	January 1, 2013
Sue Bratulich	#7	January 1, 2013
Jim Taray	At Large	January 1, 2013

RESOLVED FURTHER, that the St. Louis County Board appoint two new members to serve as members of the St. Louis County Public Health and Human Services Advisory Committee as follows:

<u>Member Name</u>	<u>Commissioner District</u>	<u>Term Expires</u>
Beth Ronning	#5	January 1, 2011
Rocci Lucarelli	#6	January 1, 2012

Adopted March 23, 2010. No. 148

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

MP 7-98789 Bridge repair project for Bridge 808 on County State Aid Highway 7 (Industrial Road) in Industrial Twp, MN.

WHEREAS, said quotes were opened in the Public Works Facility at 4787 Midway Rd, Duluth, MN, 55811, at 10:00 a.m., March 15, 2010, and the lowest responsible quote has been determined.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the award on the above project to the lowest quote.

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Northland Constructors of Duluth, LLC	4843 Rice Lake Rd. Duluth, MN 55803	\$99,250.00

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 203222, Object 652800.

Adopted March 23, 2010. No. 149

RESOLVED, that the St. Louis County Board appoints Commissioner Peg Sweeney and Management Analyst Erik Birkeland as its representatives to the Duluth International Airport Joint Zoning Board for two (2) year terms expiring on December 31, 2011.

Adopted March 23, 2010. No. 150

RESOLVED, that the workers' compensation report of claims by employees for work-related injuries, dated March 12, 2010, on file in the office of the County Auditor, identified as County Board File No. 59016, is hereby received and ratified as payable from Fund 730, Agency 730001.

Adopted March 23, 2010. No. 151

RESOLVED, that pursuant to the provisions of Minnesota Statutes, Section 340A, as amended, and Rules and Regulations adopted by this Board under St. Louis County Ordinance No. 28, dated May 22, 1978, as amended, the following applications for permits authorizing the consumption and display of intoxicating liquors are hereby approved, on file in the office of the County Auditor, identified as County Board File No. 59049;

PROCEEDINGS OF BOARD OF COUNTY COMMISSIONERS 100
ST. LOUIS COUNTY, MINNESOTA

Ely Golf Club Corp., Inc., d/b/a Ely Golf Club, Morse Township, Permit No. BC111;
Michael Grubb d/b/a Hitching Post, Gnesen Township, Permit No. S116;
Back Country Bar, Inc., d/b/a Hugo's, Ault Township, Permit No. S1121;
Kathryn Brown d/b/a K.T.'s Floodwood Lake Resort & Campground, Cedar Valley Township, Permit No. S1117;
Wilkins Pine Aire Resort, Inc., d/b/a Pine Aire Resort, Kabetogama Township, Permit No. S1115;
Vernon Skoglund d/b/a Silver Fox Lodge, Gnesen Township, Permit No. S1111.
Adopted March 23, 2010. No. 152

BY COMMISSIONER FORSMAN:

WHEREAS, Vaughn, Inc., d/b/a Junction Bar & Grill, Unorganized Township 61-13, St. Louis County, Minnesota, has applied for an off-sale intoxicating liquor license; and
WHEREAS, Minn. Stat. Section 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 March 23, 2010, at or about 9:35 A.M. in the Ely Recreation Center, Ely, Minnesota, for the purpose of considering the granting of the off-sale intoxicating liquor license; and
WHEREAS, with regard to the application for the license, Junction Bar & Grill 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 has considered the nature of the business to be conducted and the propriety of the location and has recommended approval of the application.
NOW, THEREFORE, BE IT RESOLVED, that Off-Sale Intoxicating Liquor License (License Number CMB10131) shall be issued to Vaughn, Inc., d/b/a Junction Bar & Grill, located in Area 2, for an annual fee of \$200.
RESOLVED FURTHER, that the liquor license shall be effective through June 30, 2010.
RESOLVED FURTHER, that this liquor license is contingent upon applicant Vaughn, Inc., complying in all respects with the controlling building, construction, zoning, liquor, health, environmental and sanitary laws, rules and regulations for the liquor license and in the construction of the licensed premises.
RESOLVED FURTHER, that the license is approved contingent upon payment of real estate taxes when due.
RESOLVED FURTHER, that if named license holder sells the licensed place of business, the County Board, after an investigation, may transfer the license to a new owner but without pro-rated refund of license fee to the license holder.
RESOLVED FURTHER, that issuance of the off-sale intoxicating liquor license is contingent on submission of proof of liquor liability insurance to the County Auditor.
Unanimously adopted March 23, 2010. No. 153

BY COMMISSIONER O'NEIL:

WHEREAS, St. Louis County Board Resolution 08-643, dated December 2, 2008, authorized county staff to enter into negotiations with the St. Louis County Housing and Redevelopment Authority (HRA) to transfer all staff responsibilities from the HRA to the Planning and Development Department; and
WHEREAS, on July 14, 2009, the HRA Board authorized the HRA Executive Director to execute a contract with St. Louis County to transfer all staff responsibilities from the HRA to the Planning and Development Department.
NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to complete the work necessary to bring the St. Louis County Housing and Redevelopment Authority employee into St. Louis County employment in a manner that will provide a compensation and benefits package that is comparable to what the employee is currently receiving from the Housing and Redevelopment Authority within the Planner II classification.

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ST. LOUIS COUNTY, MINNESOTA

Yeas – Commissioners O’Neil, Dahlberg, Forsman, Nelson, and Chair Raukar – 5

Nays – Commissioner Fink – 1

Absent – Commissioner Sweeney – 1

Adopted March 23, 2010. No. 154

At 10:25 a.m., March 23, 2010, Commissioner Dahlberg, supported by Commissioner Nelson, moved to adjourn the meeting, six yeas, zero nays.

Steve Raukar, 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)