

CONSENT AGENDA
FOR THE MEETING
OF
ST. LOUIS COUNTY BOARD OF COMMISSIONERS

April 5, 2011

County Board Room, Room No. 200, St. Louis County Courthouse, Duluth, Minnesota

All matters listed under the consent agenda are considered routine and/or noncontroversial and will be enacted by one unanimous motion. If a commissioner requests, or a citizen wishes to speak on an item on the consent agenda, it will be removed and handled separately.

RESOLUTIONS FOR APPROVAL:

Minutes of March 22, 2011.

Health & Human Services Committee – Commissioner Dahlberg, Chair

1. Authorize agreements for CY 2011 with Lutheran Social Services (LSS) Bethany Crisis Shelter for Basic Supervised Visitation and Structured Supervised Visitation; and with LSS Family Resource Center for Basic Supervised Visitation.
2. Authorize grant application in an amount up to \$750,000 to the Minnesota Housing Finance Agency Family Homeless Prevention and Assistance Program for the 2011-2013 biennium.

Environment & Natural Resources Committee – Commissioner Jewell, Chair

3. Authorize a contract with Future Forests, Inc., of Askov, MN, for broadcast application of herbicides on 832.5 acres for tree plantation site preparation at its bid price (Bid No. 4939) of \$99,269.50.
4. Amend County Board Resolution No. 11-92, adopted March 1, 2011, correcting the legal description on a cancellation of contract for purchase of state tax forfeited lands by DelRae Ann Howard of Hibbing, MN.
5. Authorize a third one-year contract extension on three St. Louis County timber contracts with Douglas Hustad Logging, Inc., with the requirement that if the contracts are not completed by the end of the extension period, the full contract value must be paid with no additional extensions allowed.
6. Applications to repurchase state tax forfeited lands by Michael Livingston of Virginia, MN; Mabel Bolf of Duluth, MN; Fay Augustine of Duluth, MN; Conrad and Carol Peterzen of Hibbing, MN; Ronald Lackner of Virginia, MN; and Julie Diesing of Hastings, MN, with funds to be deposited into Fund 240 (Forfeited Tax Fund).

ST. LOUIS COUNTY BOARD

Consent Agenda

April 5, 2011

Page 2

Public Works & Transportation Committee – Commissioner Forsman, Chair

7. Authorize agreements with Lake County, the City of Biwabik, and the Town of Rice Lake for crack sealing (MP 97035, Crack Sealing 2011). Three separate resolutions numbered 7a, 7b, & 7c are attached.
8. Authorize the acquisition of necessary lands and easements for reconstruction and re-alignment of the intersection of County Road No. 697 (McKinley Park Rd.) and Main Street (Breitung Township Road 4620) in Soudan, MN, payable from Fund 200, Agency 203001.
9. Authorize an agreement with LHB Corporation for the design of bridge reconstruction plans along County State Aid Highway 7 over the Cloquet River in Industrial Township, County Project 98840, in the amount of \$107,700 payable from Fund 220, Agency 220258, Object 626600.

Finance & Budget Committee – Commissioner Nelson, Chair

10. Abatement list for Board approval.
11. Authorize new lease agreements with Range Women’s Advocates, Dr. Kathleen Sulentich, M.D., and Dr. Charles A. Tietz, M.D., for office space in the Northland Office Center, retro-active to January 1, 2011, in the annual amount of \$54,690.40, payable in equal monthly payments assigned to Fund 100, Agency 128006.
12. Authorize an agreement with SuperiorUSA Corporation for administration of the 2011-2012 Flexible Spending Accounts Plan payable from Fund 100, Agency 123001, Object 620200.
13. Establish a public hearing on April 26, 2011, at 9:40 a.m. in the Northland Town Hall, Canyon, MN, to consider alleged liquor law violations at Gateway Store d/b/a Gateway Store, LLC, Unorganized Township 68-21.
14. Establish a public hearing on April 26, 2011, at 9:45 a.m. in the Northland Town Hall, Canyon, MN, to consider alleged liquor law violations at Vermilion Club d/b/a Vermilion Club, Inc., Greenwood Township.
15. Approve application for On-Sale Intoxicating Liquor License and Sunday On-Sale Intoxicating Liquor License for Crane Lake Bar & Grill, LLC d/b/a Crane Lake Bar & Grill, Crane Lake Township, contingent upon Sheriff’s Office approval of outdoor deck plans and applicant submitting MN Dept. of Health Food/Beverage license application; new.

ST. LOUIS COUNTY BOARD

Consent Agenda

April 5, 2011

Page 3

16. Application for license to sell tobacco products at retail for Crane Lake Bar & Grill, LLC, d/b/a Crane Lake Bar & Grill, Crane Lake Township, new.

Public Safety & Corrections Committee – Commissioner Sweeney, Chair

17. Authorize a new six-year lease with the City of Ely for the rental of Sheriff's Office space in the Ely City Hall for the period January 1, 2010 through December 31, 2015, at an annual rate of \$6,555 to be paid from Virginia Sheriff's Agency 129007, Object 634200.
18. Authorize the renewal of an agreement between the City of Hibbing and St. Louis County for housing inmates at the St. Louis County Holding Facility in Hibbing in the amount of \$75,295 for year 2009, and \$66,000 annually for the period January 1, 2010 through December 31, 2013, to be accounted for in Fund 100, Agency 129001, Revenue 551504.
19. Authorize acceptance of the 2008 Port Security Grant Program award in the amount of \$545,813 for the purchase of a replacement command vehicle and to complete the interoperable communications public safety microwave link, to be accounted for in Fund 100, Agency 129999, Grant 12938, Year 2008; and further, the required local 25% cash match of \$181,937 shall come from IT Telecommunications (\$79,437) and Motor Pool (\$102,500) to the General Fund, Sheriff's Grants 129999, Object 590100.

Central Management & Intergovernmental Committee – Commissioner Raukar, Chair

20. Approve the 2010/2011 Public Works Department Maintenance Divisions contract and authorize county officials to execute the Bargaining Unit Agreement.
21. Authorize a Joint Powers Agreement with Carlton, Cook, and Lake Counties for a joint civil commitment proceedings contract and authorize one-year contracts with Michael Lien, Attorney at Law (for services to St. Louis, Carlton, Cook and Lake Counties) at the rate of \$31,304.80; and further, authorize a one-year agreement with Todd Deal, Attorney at Law (for services to St. Louis County only) at the rate of \$15,000; and further, petitions for alleged sexually dangerous/sexual psychopathic personalities shall be handled at a rate of \$60/hour (with a \$3,000 per case cap).
22. Support for the passage of federal legislation, Truck Weight Uniformity Act of 2011 (H.R. 801), allowing increased weight limits on federal interstate highways for transporting raw agricultural and forest products.
23. Resolution supporting "Sunshine Week 2011: Your Right to Know".
24. Workers' Compensation report dated March 25, 2011, as submitted by Safety & Risk Management.

BOARD CONSENT AGENDA No. 1

BY COMMISSIONER _____

WHEREAS, St. Louis County provides Child Protection and Intervention and Prevention Programs; and

WHEREAS, the St. Louis County Department of Public Health and Human Services has contracted with Lutheran Social Service (LSS) Bethany Crisis Shelter and LSS Family Resource Center to provide Supervised Visitation Services on behalf of the county; and

WHEREAS, the Department wishes to renew these agreements to promote a safe environment for youth to visit non-custodial parents and other family members.

NOW THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes agreements, for the period January 1, 2011 through December 31, 2011, with Lutheran Social Service Bethany Crisis Shelter at \$35 per hour for Basic Supervised Visitation and \$40 per hour for Structured Supervised Visitation; and with LSS Family Resource Center for Basic Supervised Visitation at \$34 per hour, payable from Fund 230 (Social Services), Agency 232008 (Children's Services), Expense Object 602000 (Other Children's Services).

RESOLVED FURTHER, that both programs shall have a uniform drive time rate of \$18 per hour for staff to go to the visitations.

BOARD CONSENT AGENDA No. 2

BY COMMISSIONER _____

WHEREAS, the Minnesota Housing Finance Agency awards grant funds to counties to fund services for the homeless and those at risk of homelessness; and

WHEREAS, St. Louis County has received funding from the Minnesota Housing Finance Agency Family Homeless Prevention and Assistance Program since 1995 to fund services for the homeless and those at risk of homelessness.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the submission of a grant application in an amount up to \$750,000 to the Minnesota Housing Finance Agency Family Homeless Prevention and Assistance Program for the 2011-2013 biennium.

BOARD CONSENT AGENDA No. 3

BY COMMISSIONER: _____

WHEREAS, the Land Department plans to treat 832.5 acres with ground applied herbicides for tree plantation site preparation and the release of existing conifer plantations on state tax forfeited lands in the summer of 2011; and

WHEREAS, the Purchasing Division solicited bids for ground application of herbicides with Future Forests Inc. of Askov, MN, submitting the only bid in the amount of \$99,269.50.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to execute a contract with Future Forests Inc. of Askov, MN, for the chemical site preparation of 20 sites totaling 503 acres and the chemical release of 8 sites totaling 329.5 acres, in accordance with the specifications of Bid No. 4939, subject to approval of the County Attorney, at its bid price of \$99,269.50, payable from Fund 290, Agency 290001.

BOARD CONSENT AGENDA No. 4

BY COMMISSIONER _____

RESOLVED, that St. Louis County Board Resolution No. 11-92, dated March 1, 2011, authorizing the cancellation of contract for purchase of state tax forfeited lands by DelRae Ann Howard of Hibbing, MN, is amended to change the legal description to the following:

TOWN OF MCDAVITT
NE 1/4 OF NE 1/4 EX RY RT OF W 4 58/100
AC AND EX THAT PART W OF THE RY RT OF W
ALSO EX 2 27/100 AC FOR ROAD AND
THAT PART OF NE 1/4 OF NE 1/4 LYING W OF
THE D M AND N RY RT OF WAY AND NLY 60 RODS
OF SE 1/4 OF NE 1/4 WEST OF RY RT OF WAY
Twp 56 N Rng 18 W Sec 27
Parcel Codes: 435-10-4680, 4690, 4715

BOARD CONSENT AGENDA No. 5

BY COMMISSIONER _____

WHEREAS, Douglas Hustad Logging Inc. has requested a third one-year contract extension on St. Louis County Timber Contracts C19070152 (Dragon Sale), C19060042 (No Crows Sale), and C19060038 (Adios Muchacho Sale); and

WHEREAS, the request for a third one-year extension is outside the guidelines set forth in the 2006 Timber Sale Extension Exception Policy (County Board Resolution No. 06-642, December 12, 2006); and

WHEREAS, granting a third one-year extensions on the three sales will result in cost savings in personnel time rather than re-offering the contracts.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes a third one-year contract extension with Douglas Hustad Logging Inc. for St. Louis County Timber Contracts C19070152 (Dragon Sale), C19060042 (No Crows Sale), and C19060038 (Adios Muchacho Sale), with the requirement that if the contracts are not completed by the end of the extension period, the full contract value must be paid with no additional extensions allowed.

BOARD CONSENT AGENDA No. 6

BY COMMISSIONER: _____

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, Michael Livingston of Virginia, MN, Mabel Bolf of Duluth, MN, Fay Augustine of Duluth, MN, Conrad and Carol Peterzen of Hibbing, MN, Ronald Lackner of Virginia, MN, and Julie Diesing of Hastings, MN, 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 Michael Livingston of Virginia, MN, on file in County Board File No. _____, subject to payments including total taxes and assessments of \$9,896.74, service fee of \$114, deed tax of \$17.89, deed fee of \$25, and recording fee of \$46; for a total of \$10,099.63, to be deposited into Fund 240 (Forfeited Tax Fund).

RESOLVED FURTHER, that the St Louis County Board approves the repurchase application by Mabel Bolf of Duluth, MN, on file in County Board File No. _____, subject to payments including total taxes and assessments of \$1,130.80, service fee of \$114, deed tax of \$3.73, deed fee of \$25, and recording fee of \$46; for a total of \$1,319.53, to be deposited into Fund 240 (Forfeited Tax Fund).

RESOLVED FURTHER, that the St Louis County Board approves the repurchase application by Fay Augustine of Duluth, MN, on file in County Board File No. _____, subject to payments including total taxes and assessments of \$2,746.86, service fee of \$114, deed tax of \$9.06, deed fee of \$25, and recording fee of \$46; for a total of \$2,940.92, to be deposited into Fund 240 (Forfeited Tax Fund).

RESOLVED FURTHER, that the St Louis County Board approves the repurchase application by Conrad and Carol Peterzen of Hibbing, MN, on file in County Board File No. _____, subject to payments including total taxes and assessments of \$18,928.26, service fee of \$114, deed tax of \$36.72, deed fee of \$25, and recording fee of \$46; for a total of \$19,149.98, to be deposited into Fund 240 (Forfeited Tax Fund).

RESOLVED FURTHER, that the St Louis County Board approves the repurchase application by Ronald Lackner on file in County Board File No. _____, subject to payments including total taxes and assessments of \$3,718.45, a service fee of \$114, a deed tax of \$12.27, a deed fee of \$25, and a recording fee of \$46; for a total of \$3,915.72 to be deposited into Fund 240 (Forfeited Tax Fund).

RESOLVED FURTHER, that the St Louis County Board approves the repurchase application by Ronald Lackner of Virginia, MN, on file in County Board File No. _____ , subject to payments including total taxes and assessments of \$1,393.50, service fee of \$114, deed tax of \$4.60, deed fee of \$25, and recording fee of \$46; for a total of \$1,583.10, to be deposited into Fund 240 (Forfeited Tax Fund).

RESOLVED FURTHER, that the St Louis County Board approves the repurchase application by Ronald Lackner of Virginia, MN, on file in County Board File No. _____ , subject to payments including total taxes and assessments of \$1,139.56, service fee of \$114, deed tax of \$3.76, deed fee of \$25, and recording fee of \$46; for a total of \$1,328.32, to be deposited into Fund 240 (Forfeited Tax Fund).

RESOLVED FURTHER, that the St Louis County Board approves the repurchase application by Julie Diesing of Hastings, MN, on file in County Board File No. _____ , subject to payments including total taxes and assessments of \$2,645.63, service fee of \$114, deed tax of \$8.73, deed fee of \$25, and recording fee of \$46; for a total of \$2,839.36, to be deposited into Fund 240 (Forfeited Tax Fund).

Name Address Contract No.	Legal Description Parcel Code	Taxes and Assessments	Fees	Total
Michael Livingston 219 3 rd St. S Virginia, MN 55792 C22110009	CITY OF VIRGINIA WEST 149 FT OF LOT 25 BLOCK 52 VIRGINIA 90-10-14370	\$9,896.74	Service Fee: \$114.00 Deed Tax: \$17.89 Deed Fee: \$25.00 Recording Fee: \$46.00	\$10,099.63
Mabel Bolf 3929 W Austin St Duluth, MN 55803 C22110011	TOWN OF LAKEWOOD SE1/4 OF NW1/4 OF NW1/4 SEC 30 TWP 51 RGE 13 415-10-7480	\$1,130.80	Service Fee: \$114.00 Deed Tax: \$3.73 Deed Fee: \$25.00 Recording Fee: \$46.00	\$1,319.53
Fay Augustine 5020 Pike Lake Duluth, MN 55811 C22110014	CITY OF HERMANTOWN SLY 822 FT OF SW1/4 OF NE1/4 EX WLY 880 FT SEC 23 TWP 50 RGE 15 395-10-6140	\$2,746.86	Service Fee: \$114.00 Deed Tax: \$9.06 Deed Fee: \$25.00 Recording Fee: \$46.00	\$2,940.92
Conrad & Carol Peterzen 1692 Hwy 73 Hibbing, MN 55746 C22110012	CITY OF HIBBING LOT: 13 BLOCK: 10 ROOSEVELT ADDITION TO HIBBING 140-200-2420	\$18,928.26	Service Fee: \$114.00 Deed Tax: \$36.72 Deed Fee: \$25.00 Recording Fee: \$46.00	\$19,149.98
Ronald Lackner PO Box 1274 Virginia, MN 55792 C22110015	CITY OF VIRGINIA LOTS 1 THRU 32 BLOCK 3 FAIRVIEW ADDITION TO VIRGINIA 90-70-190	\$3,718.45	Service Fee: \$114.00 Deed Tax: \$12.27 Deed Fee: \$25.00 Recording Fee: \$46.00	\$3,915.72

Ronald Lackner PO Box 1274 Virginia, MN 55792 C22110016	CITY OF VIRGINIA LOTS 1 THRU 11 BLOCK 2 FAIRVIEW ADDITION TO VIRGINIA 90-70-80	\$1,383.50	Service Fee: \$114.00 Deed Tax: \$4.60 Deed Fee: \$25.00 Recording Fee: \$46.00	\$1,583.10
Ronald Lackner PO Box 1274 Virginia, MN 55792 C22110017	CITY OF VIRGINIA LOT: 0009 BLOCK: 000 RUSSO PLAT CITY OF VIRGINIA 90-151-90	\$1,139.56	Service Fee: \$114.00 Deed Tax: \$3.76 Deed Fee: \$25.00 Recording Fee: \$46.00	\$1,328.32
Julie Diesing 713 3 rd St. W Hastings, MN 55033 C22110003	UNORGANIZED 64 12 PART OF SE1/4 OF SE1/4 LYING E OF HWY EX PART S OF NLY 828.53 FT SEC 31 TWP 64 RGE 12 613-10-4645	\$1,383.50	Service Fee: \$114.00 Deed Tax: \$8.73 Deed Fee: \$25.00 Recording Fee: \$46.00	\$2,839.36

BOARD CONSENT AGENDA No. 7a

BY COMMISSIONER _____

RESOLVED, that the St. Louis County Board authorizes an agreement, and any amendments approved by the County Attorney, with Lake County where Lake County will pay its local share for items listed in the Schedule of Prices in the Proposal/Plan Package and Plan described as MP 97035, Crack Sealing 2011, with the funds to be receipted into Fund 200, Agency 201066, Object 551508.

BOARD CONSENT AGENDA No. 7b

BY COMMISSIONER _____

RESOLVED, that the St. Louis County Board authorizes an agreement, and any amendments approved by the County Attorney, with the City of Biwabik 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 97035, Crack Sealing 2011, with the funds to be receipted into Fund 200, Agency 201066, Object 551540.

BOARD CONSENT AGENDA No. 7c

BY COMMISSIONER _____

RESOLVED, that the St. Louis County Board authorizes an agreement, and any amendments approved by the County Attorney, with the Town of Rice Lake 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 97035, Crack Sealing 2011, with the funds to be receipted into Fund 200, Agency 201066, Object 551521.

BOARD CONSENT AGENDA No. 8

BY COMMISSIONER _____

WHEREAS, the St. Louis County Public Works Department plans to reconstruct the intersection of County Road Number 697 with Main Street (Plat of Soudan) in Section 28, Township 62 North, Range 15 West; and

WHEREAS, the improvement consists of the reconstruction of the intersection as determined necessary to provide for the safety and convenience of the traveling public; and

WHEREAS, in addition to the existing highway right of way, certain lands are required for the project, together with temporary construction easements.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the Public Works Director to proceed with the acquisition of the necessary lands and temporary easements, payable from Fund 200, Agency 203001.

BOARD CONSENT AGENDA No. 9

BY COMMISSIONER _____

RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to enter into an agreement, and approve any amendments authorized by the County Attorney, with LHB Corporation of Duluth, MN for design services for the reconstruction of County Bridge 808 along County State Aid Highway 7 over the Cloquet River in Industrial Township, MN., C.P. 98840. The total cost of these services is \$107,700.00, payable from Fund 220, Agency 220258, Object 626600.

BOARD CONSENT AGENDA No. 10

BY COMMISSIONER _____

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. 59185.

BOARD CONSENT AGENDA No. 11

BY COMMISSIONER _____

WHEREAS, St. Louis County purchased the Northland Office Center from the City of Virginia located at 307 First Street South in Virginia, Minnesota in 2003; and

WHEREAS, the Range Women's Advocates, Dr. Kathleen Sulentich, M.D., and Dr. Charles A. Tietz, M.D. had entered into their original leases with the City of Virginia in October, 2002 for space, and these original leases were allowed to go month-to-month; and

WHEREAS, all parties now wish to enter into new leases with the county for a one year term with the option for five additional one year terms, if mutually agreed to by the lessees and the county.

NOW, THEREFORE, BE IT RESOLVED, the St. Louis County Board authorizes lease agreements as described above with Range Women's Advocates, Dr. Kathleen Sulentich, M.D., and Dr. Charles A. Tietz retro-active to January 1, 2011, the annual sum of \$54,690.40, payable in equal monthly payments assigned to Fund 100, Agency 128006.

BOARD CONSENT AGENDA No. 12

BY COMMISSIONER _____

RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to execute an agreement with SuperiorUSA Corporation, for the administration of the 2011-2012 Flexible Spending Accounts Plan payable from Fund 100, Agency 123001, Object 620200.

BOARD CONSENT AGENDA No. 13

BY COMMISSIONER _____

RESOLVED, that the St. Louis County Board establishes a public hearing on Tuesday, April 26, 2011, at 9:40 a.m. in the Northland Town Hall, Canyon, Minnesota, to consider alleged liquor law violations at Gateway Store, d/b/a Gateway Store LLC, Unorganized Township 68-21.

BOARD CONSENT AGENDA No. 14

BY COMMISSIONER _____

RESOLVED, that a public hearing will be held at 9:45 a.m. on Tuesday, April 26, 2011, in the Northland Town Hall, Canyon, Minnesota, to consider alleged liquor law violations at Vermilion Club d/b/a Vermilion Club, Inc., Greenwood Township.

BOARD CONSENT AGENDA No. 15

BY COMMISSIONER _____

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 application for an intoxicating liquor license is hereby approved, on file in the office of the County Auditor, identified as County Board File No. 59184;

FURTHER RESOLVED, that said license is approved contingent upon license holder paying real estate or personal property taxes when due;

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

FURTHER RESOLVED, that said license is approved contingent on Sheriff's Office approval of outdoor deck plans and applicant submitting Minnesota Department of Health Food/Beverage license application;

FURTHER RESOLVED, that said license shall be effective through June 30, 2011:

Crane Lake Bar & Grill, LLC d/b/a Crane Lake Bar & Grill, Crane Lake Township, On-Sale Intoxicating Liquor License No. CMB11138 and Sunday On-Sale Intoxicating Liquor License No. SUN11138, new.

BY COMMISSIONER _____

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. _____, 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:

Crane Lake Bar & Grill, LLC d/b/a Crane Lake Bar & Grill, Crane Lake Township, Tobacco Products License No. T11259, new.

BOARD CONSENT AGENDA No. 17

BY COMMISSIONER _____

WHEREAS, the St. Louis County Sheriff's Office has maintained a duty station on the 2nd floor of the Ely City Hall, Ely, Minnesota, for the past 20 years; and

WHEREAS, the most recent lease expired on December 31, 2009; and

WHEREAS, the Sheriff desires to continue to occupy this space.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to execute a new six-year lease with the City of Ely for the rental of Sheriff's Office space in the Ely City Hall, 209 E. Chapman Street, Ely, MN, for the period January 1, 2010 through December 31, 2015, at the annual rate of \$6,555, to be paid from Virginia Sheriff's Agency 129007, Object 634200.

BY COMMISSIONER _____

WHEREAS, St. Louis County owns and operates the Hibbing Holding Facility in Hibbing, Minnesota; and

WHEREAS, in 2003 the City of Hibbing and St. Louis County entered into an agreement to provide continuous operation of the Holding Facility twenty-four hours per day, seven days per week; and

WHEREAS, the parties wish to continue this mutually beneficial arrangement.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to renew an agreement between the City of Hibbing and St. Louis County for housing inmates at the St. Louis County Holding Facility in Hibbing in the amount of \$75,295 for calendar year 2009, and \$66,000 annually for the period January 1, 2010 through December 31, 2013, to be accounted for in Fund 100, Agency 129001, Revenue 551504.

BY COMMISSIONER _____

WHEREAS, the St. Louis County Sheriff's Office will need to replace two aging emergency response vehicles and has an opportunity to replace them with one state of the art command vehicle; and

WHEREAS, the Sheriff's Office will also need to complete a microwave communications link from the tower on Observation Road to the St. Louis County Public Safety Building in Duluth, and then to the St. Louis County Emergency Operations Center at Pike Lake; and

WHEREAS, the Sheriff's Office has been approved to receive a grant from the FY2008 Port Security Grant Program for these projects; and

WHEREAS, the microwave link proposed would enhance the county's communications capabilities in the port area and the command vehicle would improve its ability to respond to any incident and assist other maritime partners land response.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes acceptance of the 2008 Port Security Grant Program award for Port Security in the amount of \$545,813, to be accounted for in Fund 100, Agency 129999, Grant 12938, Year 2008.

RESOLVED FURTHER, that the required 25% cash match of \$181,937 shall come from IT Telecommunications (\$79,437), Fund 760, Agency 760001, Object 697600 (Transfer Out) and in Motor Pool (\$102,500), Fund 715, Agency 715001, Object 697600 (Transfer Out) to the General Fund, Sheriff's Grants 129999, Object 590100 (Transfer In).

BUDGET ENTRY

760-760001-697600 Transfer Out
760-999999-311500 Use of Fund Balance
715-715001-697600 Transfer Out
715-999999-311500 Use of Fund Balance
100-129999-590100-12938-99999999-2008 Transfer In

100-129999-665900-12938-99999999-2008 Expense Budget
100-129999-666300-12938-99999999-2008 Expense Budget

ACTUAL ENTRY

760-760001-697600 Transfer Out
715-715001-697600 Transfer Out
100-129999-590100-12938-99999999-2008 Transfer In

BOARD CONSENT AGENDA No. 20

BY COMMISSIONER _____

RESOLVED, that the 2010/2011 Public Works Department Maintenance Divisions contract is approved and the appropriate county officials are authorized to execute the Bargaining Unit Agreement, a copy of which is on file in County Board File No. _____.

BY COMMISSIONER _____

WHEREAS, St. Louis County has traditionally used outside professional legal services to provide civil commitment representation for individuals alleged to be mentally ill, mentally retarded, mentally ill and dangerous, chemically dependent, and sexually dangerous/sexual psychopathic personalities; and

WHEREAS, the need for these services still exists, and it is in the best interest of the citizens of St. Louis County to establish a Joint Powers Agreement with Carlton, Cook and Lake Counties for the purpose of entering into a professional services contract with Michael Lien, Attorney at Law; and

WHEREAS, as is past practice, an additional contract with an Attorney at Law on the Range is practical for providing civil commitment services in this area of the county.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to enter into a Joint Powers Agreement with Carlton, Cook and Lake Counties for purposes of a joint civil commitment contract as well as authorize the appropriate county officials to enter into one-year contracts with Michael Lien, Attorney at Law (to provide services to St. Louis, Carlton, Cook and Lake Counties) at the rate of \$31,304.80.

RESOLVED FURTHER, that a one year agreement be authorized with Todd Deal, Attorney at Law, to provide the same services for St. Louis County alone at the rate of \$15,000.

RESOLVED FURTHER, that the contracts will specify the cost of representation of individuals alleged to be sexually dangerous and/or sexual psychopathic personalities, whose petitions would be handled at the rate of \$60.00/hour (with a \$3,000 per case cap). Funding is available in the County Attorney's budget, Fund 100, Agency 110001, Object 626100.

BY COMMISSIONER _____

WHEREAS, for more than 25 years the federal weight limit for trucks using the federal interstate system has been set at 80,000 pounds - a regulation that now challenges the nation's safety, economy, environment, and infrastructure; and

WHEREAS, currently, logging trucks are forced to use city and county rural roads when the federal interstate system would provide a safer and more direct route to area mills, and routing them onto federal interstate highways, that are more suitable for this type of traffic, reducing truck miles and the inevitable toll on local city and county roads; and

WHEREAS, the St. Louis County Board of Commissioners wishes to support a request from the Associated Contract Loggers & Truckers of Minnesota (ACLT) to allow logging trucks on the federal interstate system; and

WHEREAS, the proposed federal legislation known as the "Safe & Efficient Transportation Act" will give states the option to safely raise interstate weight limits, without making trucks any larger, by setting interstate weight limits of up to 97,000 pounds for vehicles equipped with an additional sixth axle; and

WHEREAS, Minnesota statute allows for gross vehicle weights of 99,000 pounds, and Congressman Chip Cravaack has introduced the Truck Weight Uniformity Act of 2011 (H.R. 801) in the House of Representatives, which will mirror the Minnesota statute and therefore establish uniformity across county, state, and federal road systems in Minnesota.

NOW, THEREFORE, BE IT RESOLVED, the St. Louis County Board supports the passage of the Truck Weight Uniformity Act of 2011 (H.R. 801), which seeks gross vehicle weights of 99,000 pounds for trucks using federal highways and Interstates while transporting raw, unprocessed agricultural and forest products, establishing uniformity across county, state, and federal road systems in Minnesota.

BY COMMISSIONER _____

WHEREAS, James Madison, the father of our federal Constitution, wrote that “consent of the governed” requires that the people be able to “arm themselves with the power which knowledge gives”; and

WHEREAS, every citizen in our participatory democracy has an inherent right of access to government meetings and public records; and

WHEREAS, an open and accessible government is vital to establishing and maintaining the people’s trust and confidence in their government and in the government’s ability to effectively serve its citizens; and

WHEREAS, the protection of every person’s right of access to public records and government meetings is a high priority of the St. Louis County Board of Commissioners; and

WHEREAS, the St. Louis County Board remains committed to openness and transparency in all aspects of its operations and seeks to set a standard in this regard.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board of Commissioners hereby commits, in tribute to Sunshine Week, which commemorates the 261st anniversary of James Madison’s birth, to continue to work diligently to enhance the public’s access to government records and information, to increase information provided electronically and on-line, and to ensure that all meetings of deliberative bodies under its jurisdiction, and its committees, are fully noticed and open to the public.

BOARD CONSENT AGENDA No. 24

BY COMMISSIONER _____

RESOLVED, that the workers' compensation report of claims by employees for work-related injuries, dated March 25, 2011, on file in the office of the County Auditor, identified as County Board File No. 59188, is hereby received and ratified as payable from Fund 730, Agency 730001.