

OFFICIAL PROCEEDINGS
OF THE
BOARD OF COUNTY COMMISSIONERS
OF ST. LOUIS COUNTY, MINNESOTA
SEPTEMBER, 2012

OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON SEPTEMBER 4, 2012

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 4th day of September, 2012, at 9:34 a.m., in the County Boardroom, Courthouse, Duluth, Minnesota, with the following members present: Commissioners Frank Jewell, Steve O'Neil, Chris Dahlberg, Mike Forsman, Peg Sweeney, Steve Raukar, and Chair Keith Nelson - 7. Absent: None.

Chair Nelson asked for a moment of silence to honor those who protect and serve our communities and those who protect our freedoms, followed by the pledge of allegiance.

Chair Nelson opened the meeting to persons who wanted to address the Board and no one chose to do so.

Commissioner Sweeney, supported by Commissioner Dahlberg, moved to approve the consent agenda. The consent agenda was then approved; seven yeas, zero nays.

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

Group Residential Housing Rate Agreement No. 51082 between the St. Louis County Board of Commissioners and Innovative Living, Inc., (Crest House I).—[12-455](#)

Group Residential Housing Rate Agreement No. 51083 between the St. Louis County Board of Commissioners and Innovative Living, Inc., (Gearheart).—[12-456](#)

Group Residential Housing Rate Agreement No. 51084 between the St. Louis County Board of Commissioners and Innovative Living, Inc., (Hermantown I).—[12-457](#)

Group Residential Housing Rate Agreement No. 51085 between the St. Louis County Board of Commissioners and Innovative Living, Inc., (Hermantown II).—[12-458](#)

Group Residential Housing Rate Agreement No. 51086 between the St. Louis County Board of Commissioners and Innovative Living, Inc., (Hermantown III).—[12-459](#)

Group Residential Housing Rate Agreement No. 51087 between the St. Louis County Board of Commissioners and Innovative Living, Inc., (Hermantown IV).—[12-460](#)

Group Residential Housing Rate Agreement No. 51097 between the St. Louis County Board

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

267

of Commissioners and Innovative Living, Inc., (Hermantown V).—[12-461](#)

Group Residential Housing Rate Agreement No. 51098 between the St. Louis County Board of Commissioners and Innovative Living, Inc., (Hermantown VI).—[12-462](#)

Group Residential Housing Rate Agreement No. 51099 between the St. Louis County Board of Commissioners and Innovative Living, Inc., (Hutchinson I).—[12-463](#)

Group Residential Housing Rate Agreement No. 51100 between the St. Louis County Board of Commissioners and Innovative Living, Inc., (Hutchinson II).—[12-464](#)

Group Residential Housing Rate Agreement No. 51125 between the St. Louis County Board of Commissioners and Community Connection – Anoka House.—[12-465](#)

Group Residential Housing Rate Agreement No. 51126 between the St. Louis County Board of Commissioners and Community Connection – Calvary.—[12-466](#)

Group Residential Housing Rate Agreement No. 51127 between the St. Louis County Board of Commissioners and Community Connection – Fairmont.—[12-467](#)

Group Residential Housing Rate Agreement No. 51128 between the St. Louis County Board of Commissioners and Community Connection – Gary.—[12-468](#)

Group Residential Housing Rate Agreement No. 51129 between the St. Louis County Board of Commissioners and Community Connection – Hillside.—[12-469](#)

Group Residential Housing Rate Agreement No. 51131 between the St. Louis County Board of Commissioners and Community Connection – Lincoln.—[12-470](#)

Group Residential Housing Rate Agreement No. 51130 between the St. Louis County Board of Commissioners and Community Connection – Nicollet.—[12-471](#)

Group Residential Housing Rate Agreement No. 51076 between the St. Louis County Board of Commissioners and William and Terry Johnson Foster Home. —[12-472](#)

Group Residential Housing Rate Agreement No. 51063 between the St. Louis County Board of Commissioners and Michael and Julie Balmer.—[12-473](#)

Group Residential Housing Rate Agreement No. 51033 between the St. Louis County Board of Commissioners and Capstone Services, LLC (Kingswood).—[12-474](#)

Group Residential Housing Rate Agreement No. 51079 between the St. Louis County Board of Commissioners and Andrea's Home Care, LLC.—[12-475](#)

Group Residential Housing Rate Agreement No. 51042 between the St. Louis County Board of Commissioners and Bethesda Homes (Jason Noe).—[12-476](#)

Group Residential Housing Rate Agreement No. 51131 between the St. Louis County Board

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

268

of Commissioners and Garden House Estates II.—[12-477](#)

Group Residential Housing Rate Agreement No. 51035 between the St. Louis County Board of Commissioners and Greenview Residence North.—[12-478](#)

Group Residential Housing Rate Agreement No. 51036 between the St. Louis County Board of Commissioners and Greenview Residence South.—[12-479](#)

Group Residential Housing Rate Agreement No. 51001 between the St. Louis County Board of Commissioners and Lora Kesselhon and Ryan Kesselhon.—[12-480](#)

Group Residential Housing Rate Agreement No. 51111 between the St. Louis County Board of Commissioners and Mount Royal Pines III.—[12-481](#)

Group Residential Housing Rate Agreement No. 51159 between the St. Louis County Board of Commissioners and Stonehaven Assisted Living.—[12-482](#)

Group Residential Housing Rate Agreement No. 51138 between the St. Louis County Board of Commissioners and Trillium Services – Como.—[12-483](#)

Group Residential Housing Rate Agreement No. 51139 between the St. Louis County Board of Commissioners and Trillium Services – Crosley.—[12-484](#)

Group Residential Housing Rate Agreement No. 51140 between the St. Louis County Board of Commissioners and Trillium Services – Decker Road.—[12-485](#)

Group Residential Housing Rate Agreement No. 51141 between the St. Louis County Board of Commissioners and Trillium Services – Ensign.—[12-486](#)

Group Residential Housing Rate Agreement No. 51142 between the St. Louis County Board of Commissioners and Trillium Services – Fountain Gate.—[12-487](#)

Group Residential Housing Rate Agreement No. 51143 between the St. Louis County Board of Commissioners and Trillium Services – Ivanhoe.—[12-488](#)

Group Residential Housing Rate Agreement No. 51144 between the St. Louis County Board of Commissioners and Trillium Services – Jackson.—[12-489](#)

Group Residential Housing Rate Agreement No. 51145 between the St. Louis County Board of Commissioners and Trillium Services – Lavaque.—[12-490](#)

Group Residential Housing Rate Agreement No. 51146 between the St. Louis County Board of Commissioners and Trillium Services – London Road.—[12-491](#)

Group Residential Housing Rate Agreement No. 51147 between the St. Louis County Board of Commissioners and Trillium Services – McKinley.—[12-492](#)

Group Residential Housing Rate Agreement No. 51148 between the St. Louis County Board

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

269

of Commissioners and Trillium Services – Oakley.—[12-493](#)

Group Residential Housing Rate Agreement No. 51149 between the St. Louis County Board of Commissioners and Trillium Services – Palisade Circle.—[12-494](#)

Group Residential Housing Rate Agreement No. 51150 between the St. Louis County Board of Commissioners and Trillium Services – Parkwood I.—[12-495](#)

Group Residential Housing Rate Agreement No. 51151 between the St. Louis County Board of Commissioners and Trillium Services – Parkwood II.—[12-496](#)

Group Residential Housing Rate Agreement No. 51152 between the St. Louis County Board of Commissioners and Trillium Services – Selfridge.—[12-497](#)

Group Residential Housing Rate Agreement No. 51153 between the St. Louis County Board of Commissioners and Trillium Services – Swan Lake.—[12-498](#)

Group Residential Housing Rate Agreement No. 51154 between the St. Louis County Board of Commissioners and Trillium Services – Waterview.—[12-499](#)

Group Residential Housing Rate Agreement No. 51155 between the St. Louis County Board of Commissioners and LSS Carlson.—[12-500](#)

Group Residential Housing Rate Agreement No. 51156 between the St. Louis County Board of Commissioners and LSS Southridge.—[12-501](#)

Group Residential Housing Rate Agreement No. 51157 between the St. Louis County Board of Commissioners and LSS Westgate.—[12-502](#)

Group Residential Housing Rate Agreement No. 51212 between the St. Louis County Board of Commissioners and Focus on Living – 402.—[12-503](#)

Group Residential Housing Rate Agreement No. 51213 between the St. Louis County Board of Commissioners and Focus on Living – 404.—[12-504](#)

Group Residential Housing Rate Agreement No. 51215 between the St. Louis County Board of Commissioners and Focus on Living – Proctor House.—[12-505](#)

Group Residential Housing Rate Agreement No. 51216 between the St. Louis County Board of Commissioners and Focus on Living – Rose House.—[12-506](#)

Group Residential Housing Rate Agreement No. 51217 between the St. Louis County Board of Commissioners and Focus on Living – West.—[12-507](#)

Group Residential Housing Rate Agreement No. 51066 between the St. Louis County Board of Commissioners and Perpich Apartments.—[12-508](#)

Group Residential Housing Rate Agreement No. 51073 between the St. Louis County Board

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

270

of Commissioners and RMHC AFC – House III.—[12-509](#)

Group Residential Housing Rate Agreement No. 51072 between the St. Louis County Board of Commissioners and RMHC AFC – House II.—[12-510](#)

Group Residential Housing Rate Agreement No. 51071 between the St. Louis County Board of Commissioners and RMHC AFC – House I.—[12-511](#)

Group Residential Housing Rate Agreement No. 51137 between the St. Louis County Board of Commissioners and Trillium Services – Apple Ridge.—[12-512](#)

Home and Community-Based Waiver Services Contract No. 14985 between the St. Louis County Board of Commissioners and Access Lifts, Inc.—[12-513](#)

Home and Community-Based Waiver Services Contract No. 14986 between the St. Louis County Board of Commissioners and Northern Trends Building & Design, Inc.—[12-514](#)

Addendum to Home and Community-Based Waiver Services Contract No. 14786C, between the St. Louis County Board of Commissioners and Cherish, Inc.—[12-515](#)

Professional Services Agreement between St. Louis County and Duluth Institute for Psychological Health for Forensic Psychological Services for CY 2012.—[12-516](#)

Agreement for Professional Services between St. Louis County and Oertel Architects for the Public Works Fourth Maintenance District facilities study.—[12-517](#)

2012 State of Minnesota Federal Boating Safety Supplemental Equipment Grant Agreement.—[12-518](#)

Agreement for Professional Services between the County of St. Louis and Northland Consulting Engineers, LLP, for Green Lot Structural Inspection/Flood Review.—[12-519](#)

Group Residential Housing Rate Agreement No. 51226 between the St. Louis County Board of Commissioners and Wesley Residence of Duluth, Inc.—[12-520](#)

Group Residential Housing Rate Agreement No. 51158 between the St. Louis County Board of Commissioners and Virginia Tuominen.—[12-521](#)

Group Residential Housing Rate Agreement No. 51292 between the St. Louis County Board of Commissioners and Jean R. Truman d/b/a Quilt Haven.—[12-522](#)

Group Residential Housing Rate Agreement No. 51293 between the St. Louis County Board of Commissioners and Range Center – Banyan.—[12-523](#)

Group Residential Housing Rate Agreement No. 51294 between the St. Louis County Board of Commissioners and Range Center – Barrington.—[12-524](#)

County of St. Louis Project Contract No. 4961-1 between the County of St. Louis and

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

271

Chandler Johnson for Low Resolution Inventory for September 4, 2012 – December 25, 2015.—[12-525](#)

Agreement for Professional Services between St. Louis County and the City of Duluth for shared Grant Coordinator for the term January 1, 2012, through December 31, 2012.—[12-526](#)

Home and Community-Based Waiver Services Contract No. 14987 between the St. Louis County Board of Commissioners and A. R. Masonry, Inc.—[12-527](#)

Group Residential Housing Rate Agreement No. 51295 between the St. Louis County Board of Commissioners and Range Center – Bradford.—[12-528](#)

Group Residential Housing Rate Agreement No. 51296 between the St. Louis County Board of Commissioners and Range Center – Cypress.—[12-529](#)

Group Residential Housing Rate Agreement No. 51297 between the St. Louis County Board of Commissioners and Range Center – Frasier.—[12-530](#)

Group Residential Housing Rate Agreement No. 51298 between the St. Louis County Board of Commissioners and Range Center – Hawthorne.—[12-531](#)

Group Residential Housing Rate Agreement No. 51299 between the St. Louis County Board of Commissioners and Range Center – Laurel.—[12-532](#)

Group Residential Housing Rate Agreement No. 51300 between the St. Louis County Board of Commissioners and Range Center – Logan.—[12-533](#)

Group Residential Housing Rate Agreement No. 51301 between the St. Louis County Board of Commissioners and Range Center – Outlook.—[12-534](#)

Group Residential Housing Rate Agreement No. 51302 between the St. Louis County Board of Commissioners and Range Center – Sequoia.—[12-535](#)

Group Residential Housing Rate Agreement No. 51303 between the St. Louis County Board of Commissioners and Range Center – Tamarack.—[12-536](#)

Group Residential Housing Rate Agreement No. 51218 between the St. Louis County Board of Commissioners and At Home Living – Brainerd House.—[12-537](#)

Group Residential Housing Rate Agreement No. 51219 between the St. Louis County Board of Commissioners and At Home Living – College.—[12-538](#)

Group Residential Housing Rate Agreement No. 51220 between the St. Louis County Board of Commissioners and At Home Living – Hermantown.—[12-539](#)

Group Residential Housing Rate Agreement No. 51221 between the St. Louis County Board of Commissioners and At Home Living – Howard Mill.—[12-540](#)

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

272

Group Residential Housing Rate Agreement No. 51222 between the St. Louis County Board of Commissioners and At Home Living – Pike Lake.—[12-541](#)

Group Residential Housing Rate Agreement No. 51223 between the St. Louis County Board of Commissioners and At Home Living – Rustic Ranch.—[12-542](#)

Group Residential Housing Rate Agreement No. 51224 between the St. Louis County Board of Commissioners and At Home Living – Seville.—[12-543](#)

Group Residential Housing Rate Agreement No. 51225 between the St. Louis County Board of Commissioners and At Home Living – Woodland.—[12-544](#)

Group Residential Housing Rate Agreement No. 51134 between the St. Louis County Board of Commissioners and HOMES, Inc. (Hibbing I).—[12-545](#)

Group Residential Housing Rate Agreement No. 51135 between the St. Louis County Board of Commissioners and HOMES, Inc. (Hibbing II).—[12-546](#)

Group Residential Housing Rate Agreement No. 51136 between the St. Louis County Board of Commissioners and HOMES, Inc. (Virginia I).—[12-547](#)

Group Residential Housing Rate Agreement No. 51211 between the St. Louis County Board of Commissioners and HOMES, Inc. (Virginia II).—[12-548](#)

Group Residential Housing Rate Agreement No. 51069 between the St. Louis County Board of Commissioners and L & M Opportunities – Hunters Park.—[12-549](#)

Group Residential Housing Rate Agreement No. 51070 between the St. Louis County Board of Commissioners and L & M Opportunities – Snelling Park.—[12-550](#)

Group Residential Housing Rate Agreement No. 51133 between the St. Louis County Board of Commissioners and Sherri Kangas and Daniel Kangas.—[12-551](#)

Group Residential Housing Rate Agreement No. 51305 between the St. Louis County Board of Commissioners and Arrowhead House East.—[12-552](#)

Group Residential Housing Rate Agreement No. 51304 between the St. Louis County Board of Commissioners and Arrowhead House West.—[12-553](#)

Upon motion by Commissioner Sweeney, supported by Commissioner Dahlberg, resolutions numbered 12-476 through 12-481, as submitted to this Board on the consent agenda, were unanimously adopted as follows:

BY COMMISSIONER SWEENEY:

RESOLVED, that the official proceedings of the St. Louis County Board of Commissioners for the meeting of August 7, 2012, are hereby approved.
Adopted September 4, 2012. [No. 12-476](#)

RESOLVED, that the official proceedings of the St. Louis County Board of

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

273

Commissioners for the meeting of August 14, 2012, are hereby approved.
Adopted September 4, 2012. No. 12-477

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. 59440, are hereby approved and the County Auditor shall issue checks in the following amounts:

JULY 2012		
100	General Fund	\$6,221,500.04
148	Volunteer Fire Departments	196,271.41
149	Personnel Service Fund	140.71
150	Sheriff's Nemesis Fund Group	15,329.73
167	Attorney's Forfeitures	6,000.00
168	Sheriff's State Forfeitures	19,988.80
169	Attorney Trust Accounts-VW	199.23
173	Emergency Shelter Grant	24,752.13
179	Enhanced 9-1-1	2,454.99
180	Law Library	4,581.27
183	City/County Communications	382.82
184	Extension Service	79,133.61
200	Public Works	3,598,249.20
220	State Road Aid	2,807,019.52
225	PW – June 2012 Flood	102,690.15
230	Public Health & Human Services	6,097,041.73
240	Forfeited Tax	419,108.51
260	CDBG Grant	26,746.27
270	Home Grant	61,209.02
290	Forest Resources	50,210.81
302	Hibbing PW Facility 1997	605.00
400	County Facilities	27,029.98
402	Depreciation Reserve Fund	6,595.00
405	Public Works Building Const	40,118.00
439	2010A Capital Improvement Bond	860,373.30
600	Environmental Services	827,580.00
616	On-Site Waste Water Division	36,729.55
715	County Garage	84,004.01
720	Property Casualty Liability	4,826.79
730	Workers Compensation	346,421.91
826	Taconite Production Tax	2,380,048.00
900	State of Minnesota	1,001,454.57
902	Courts	304,047.65
907	Special Taxes	10,795.42
908	Cities and Towns Taxes	19,224,126.66
909	Tax Refunds	115,448.81
910	School Districts Taxes	4,442,097.49
925	Arrowhead Regional Corrections	1,436,206.62
955	Community Health Board	110,249.69
985	Collective Local Collaborative	49,411.64
989	Regional Railroad Authority	78,068.64
992	Permits to Carry - Firearms	9,012.60
994	Sheriff Forfeits/Evidence	22,860.58
995	Region 3 Adult Mental Health I	104,531.00

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

274

998	MPL-DUL Train Alliance	<u>19,862.62</u>
		\$51,275,515.48

Adopted September 4, 2012. No. 12-478

RESOLVED, that the workers' compensation report of claims by employees for work-related injuries, dated August 10, 2012, on file in the office of the County Auditor, identified as County Board File No. 59383, is hereby received and ratified as payable from Fund 730, Agency 730001.

Adopted September 4, 2012. No. 12-479

RESOLVED, that the workers' compensation report of claims by employees for work-related injuries, dated August 24, 2012, on file in the office of the County Auditor, identified as County Board File No. 59383, is hereby received and ratified as payable from Fund 730, Agency 730001.

Adopted September 4, 2012. No. 12-480

RESOLVED, that the appraisal report for sale of timber, numbered Tract 1, as submitted by the Land Commissioner, on file in the office of the County Auditor, identified as County Board File No. 59391, is approved and the County Auditor is authorized to carry out the recommendation as listed in said appraisal report.

Adopted September 4, 2012. No. 12-481

At 9:36 a.m., September 4, 2012, Commissioner Dahlberg, supported by Commissioner Raukar, moved to adjourn; seven yeas, zero nays.

Keith Nelson, 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)

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

275

**OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON SEPTEMBER 11, 2012**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 11th day of September, 2012, at 9:35 a.m., in the County Boardroom, Courthouse, Duluth, Minnesota, with the following members present: Commissioners Frank Jewell, Steve O'Neil, Chris Dahlberg, Mike Forsman, Peg Sweeney, Steve Raukar, and Chair Keith Nelson - 7. Absent: None.

Chair Nelson asked for a moment of silence to honor those who protect and serve our communities and those who protect our freedoms, followed by the pledge of allegiance.

Chair Nelson opened the meeting to persons who wanted to address the Board concerning issues not on the agenda and no one chose to do so.

Commissioner O'Neil, supported by Commissioner Sweeney, moved to approve the consent agenda. The consent agenda was then approved; seven yeas, zero nays.

Commissioner O'Neil, supported by Commissioner Raukar, moved to suspend the rules to consider an item under Health and Human Services Committee, as it has not been heard in committee. The motion passed; seven yeas, zero nays.

Commissioner O'Neil, supported by Commissioner Sweeney, moved to authorize a contract amendment to increase the current Family Homeless Prevention and Assistance Program (FHPAP) contract with the State of Minnesota, Minnesota Housing Finance Agency, by \$125,000 for prevention funds for homeless households in St. Louis County. Ann Busche, Director of Public Health & Human Services, said that the funds were secured as a result of the special legislative Disaster Relief Session. Director Busche said that the additional \$125,000 in funds is restricted to FHPAP eligible households that were affected by the natural flood disaster. After further discussion, the motion passed; seven yeas, zero nays. Resolution No. 12-500.

Commissioner Forsman, supported by Commissioner Raukar, moved to certify the proposed 2013 levy for the purpose of road and bridge maintenance and construction in unorganized townships. Commissioner Forsman said that the County Board is the acting board for the unorganized townships and that only unorganized areas pay towards this levy. After further discussion, the motion passed; seven yeas, zero nays. Resolution No. 12-501.

Commissioner Raukar, supported by Commissioner O'Neil, moved to certify the St. Louis County Housing and Redevelopment Authority (HRA) maximum proposed property tax levy for 2013. The proposed 2013 property tax levy is \$208,940, or a 1.0% increase. After further discussion, the motion passed; seven yeas, zero nays. Resolution No. 12-502.

Administrator Gray said the County Board must adopt a proposed 2013 budget and maximum property tax levy and certify to the County Auditor by September 15, 2012. Administrator Gray presented the 2013 Budget, highlighted county efforts in response to the flood event, reviewed county objectives, impacts of reduction in state funding, and investments in public safety and mineral management program. The recommendation for the 2013 maximum property tax levy is \$111,669,179, or a 1.5% increase.

Commissioner Raukar, supported by Commissioner Jewell, moved to approve the 2013

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

276

preliminary budget and maximum property tax levy as presented.

After further discussion, Commissioner Dahlberg, supported by Commissioner Forsman, moved to amend the 2013 maximum property tax levy to \$111,119,078, or a 1.0% increase. Commissioner Dahlberg said he would like to challenge the County board to reduce the levy as homeowners are burdening the costs of the poor economy and storm related damages. Commissioner Dahlberg said that the County is a model of stability and that the County would still maintain current activities with a 1.0% increase. Commissioner Forsman commented on the reduction of federal and state aids as well as the increase in fuel and materials cost as well as inflationary effects. Commissioner Raukar said that the proposed budget is transparent and would be willing to discuss new ideas for reducing the budget prior to years end. Commissioner Nelson said it is important to understand the effects of these increases on small businesses and all industry. After lengthy discussion, the motion failed; one yeas, six nays, Commissioners Jewell, Sweeney, Forsman, Raukar, O'Neil, and Chair Nelson.

Commissioner Dahlberg, supported by Commissioner Forsman, moved to amend the 2013 maximum property tax levy to \$111,394,129, or a 1.25% increase. After further discussion, the motion failed; two yeas, five nays, Commissioners Jewell, Sweeney, Forsman, Raukar, and O'Neil.

After further discussion, the original motion to increase the 2013 maximum property tax levy to \$111,669,179, or a 1.5% increase, passed; five yeas, two nays, Commissioner Dahlberg, Chair Nelson. Resolution No. 12-503.

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

St. Louis County Housing and Redevelopment Authority (HRA) minutes for 2012.—59503

Kevin Gray, County Administrator, and Robert Krepps, Land Commissioners, submitting Board Letter No. 12-330, Public Sale of State Tax Forfeited Lands on October 11, 2012.—59504

Kevin Gray, County Administrator, and James Foldesi, Highway Engineer/Public Works Director, submitting Board Letter No. 12-333, Award of Bid – Gasohol, Fuel Oil and Diesel Fuel.—59505

Kevin Gray, County Administrator, and Donald Dicklich, County Auditor/Treasurer, submitting Board Letter No. 12-334, Fire Protection/First Responder Services Contracts for Unorganized Territories.—59506

Kevin Gray, County Administrator, and Barbara Hayden, Director of Planning & Community Development and HRA Executive Director, submitting Board Letter No. 12-334, HRA 2013 Proposed Levy.—59507

Kevin Gray, County Administrator, and Donald Dicklich, County Auditor, submitting Board Letter No. 12-340, Establish a Public Meeting on the 2013 Property Tax and Operating Budget.—59508

Kevin Gray, County Administrator, and Barbara Hayden, Director of Planning and Community Development, submitting Board Letter No. 12-348, Appointment to the St. Louis

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

277

County Planning Commission.—[59509](#)

Kevin Gray, County Administrator, and Barbara Hayden, Director of Planning and Community Development, submitting Board Letter No. 12-349, Appointments to the CDBG Citizen Advisory Committee.—[59510](#)

Amended Joint Powers Agreement between Carlton-Cook-Lake-St. Louis Counties to establish a Joint Community Health Board.—[12-554](#)

Project Contract No. 4942-2 between the County of St. Louis and Lenci Enterprises, Inc., Virginia, MN, for Household Hazardous Waste Facility Expansion.—[12-555](#)

Project Contract No. 5040 between the County of St. Louis and Star Forestry, Bemidji, MN, for Budcapping Application.—[12-556](#)

Project Contract No. 5017-1 between the County of St. Louis and Thelen Heating & Roofing, Inc., Brainerd, MN, for St. Louis County Roof Replacement Jail – Construction.—[12-557](#)

Cooperative Agreement between the County of St. Louis and the Fond du Lac Band of Lake Superior Chippewa for St. Louis County Emergency Relief of Federally Owned Roads (ERFO) Emergency Road Repair Project.—[12-558](#)

Agreement for Professional Services between St. Louis County and Short Elliott Hendrickson, Inc., St. Paul, MN, for consulting services for the Voyageurs' National Park Clean Water Joint Powers Board Phase 2.—[12-559](#)

Agreement for Professional Services between the County of St. Louis and Ayres Associates, Duluth, MN, for culvert design on various county roads.—[12-560](#)

Agreement for Professional Services between the County of St. Louis and LHB, Inc., Duluth, MN, for culvert design on various county roads.—[12-561](#)

Criminal Justice System Services Agreement between Dakota County and the St. Louis County Sheriff's Office for Criminal Justice Information Integration Network (CJIIN).—[12-562](#)

Amendment No. 1 to Damion Contract No. 2011-006560 between the County of St. Louis and Industrial Fluid Technologies, LLC, extending the terms of the agreement for one year effective Sept. 1, 2012, through August 31, 2013.—[12-563](#)

Contract for County-State Aid Highway (CSAH) Project between the County of St. Louis and Ulland Brothers, Inc., Cloquet, MN, for Grading, Paving, Approx. 436 Tons, Erosion Control, Pavement Marking on CSAH 13 south of CSAH 19 (St. Louis River Road), Work Order 160220.—[12-564](#)

Contract for County-State Aid Highway Project between the County of St. Louis and A Plus Landscaping, Inc., Saginaw, MN, for Centerline Culvert, Grading, Paving, Erosion Control on CSAH 36 (Arnold Road) Storm Work Order 160829(low) and County Road (CR) 269 (Boulder Dam Road) Work Order 160844.—[12-565](#)

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

278

Contract for County-State Aid Highway Project between the County of St. Louis and Ulland Brothers, Inc., Cloquet, MN, for Bituminous Pavement Removal, Grading, Paving, Erosion Control on CR 281 (Cant Road) Storm WO 160435(low); CSAH 33 (McQuade Road) WO 160666; and CR 258 (Bergquist Road) WO 160669.—[12-566](#)

Contract for County-State Aid Highway Project between the County of St. Louis and Ulland Brothers, Inc., Cloquet, MN, for Centerline Culvert, Grading, Erosion Control on CR 278 (Turner Road) Storm WO 160429(low); CR 231 (West Knife River Road) WO 160675; CR 246 (Eagle Lake Road) WO 160830.—[12-567](#)

Contract for County-State Aid Highway Project between the County of St. Louis and Ulland Brothers, Inc., Cloquet, MN, for Bituminous Pavement Removal, Grading, Paving, Erosion Control on CR 289 (Woodland Ave.) Storm WO 160385(low); CR 692 (Lakewood Road) WO 160663; and CR 252 (Medin Road) WO 160810.—[12-568](#)

Contract for County-State Aid Highway Project between the County of St. Louis and Watters & Sons Excavating, LLC, Duluth, MN, for Centerline Culvert, Bituminous Pavement Removal, Grading, Paving, Erosion Control on CSAH 4 (Vermilion Trail) Storm WO 160295(low); CSAH 2 (West Tischer Road) WO 160807; and CSAH 10 (West Tischer Road) WO 160808.—[12-569](#)

Contract for County-State Aid Highway Project between the County of St. Louis and Sinnott Contracting, LLC, Esko, MN, for Pavement Removal, Grading, Aggregate Base, Bituminous Surface, Aggregate Shoulders on CR 889 (Solway Road) WO 160283(low) and CR 724 (Swan Lake Road) WO 160641.—[12-570](#)

Amendment to Professional Services Agreement, Contract No. 2010-006100, Purchasing Contract No. 4914, between the County of St. Louis and Architectural Resources, Inc., for the Virginia Courthouse Addition & Renovation.—[12-571](#)

Agreement between the County of St. Louis and Stone Ridge Road Association, Inc., for State Trust Land access.—[12-572](#)

Amendment No. 1, Administrator of the Septic System Loan Program, DAMION No. 2012-007001, between the County of St. Louis and Northspan Group, Duluth, MN.—[12-573](#)

Group Residential Housing Rate Agreement No. 51310 between the St. Louis County Board of Commissioners and TLC Buffalo.—[12-574](#)

Group Residential Housing Rate Agreement No. 51311 between the St. Louis County Board of Commissioners and TLC Caribou.—[12-575](#)

Group Residential Housing Rate Agreement No. 51312 between the St. Louis County Board of Commissioners and TLC Chambersburg.—[12-576](#)

Group Residential Housing Rate Agreement No. 51313 between the St. Louis County Board of Commissioners and TLC Chester Creek.—[12-577](#)

Group Residential Housing Rate Agreement No. 51314 between the St. Louis County Board

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

279

of Commissioners and TLC Como.—[12-578](#)

Group Residential Housing Rate Agreement No. 51315 between the St. Louis County Board of Commissioners and TLC Gearhart.—[12-579](#)

Group Residential Housing Rate Agreement No. 51316 between the St. Louis County Board of Commissioners and TLC Haines.—[12-580](#)

Group Residential Housing Rate Agreement No. 51317 between the St. Louis County Board of Commissioners and TLC Hermantown.—[12-581](#)

Group Residential Housing Rate Agreement No. 51318 between the St. Louis County Board of Commissioners and TLC High Street.—[12-582](#)

Group Residential Housing Rate Agreement No. 51319 between the St. Louis County Board of Commissioners and TLC Maple Grove.—[12-583](#)

Group Residential Housing Rate Agreement No. 51320 between the St. Louis County Board of Commissioners and TLC Morris Thomas.—[12-584](#)

Group Residential Housing Rate Agreement No. 51321 between the St. Louis County Board of Commissioners and TLC Page.—[12-585](#)

Group Residential Housing Rate Agreement No. 51322 between the St. Louis County Board of Commissioners and TLC Pike Lake.—[12-586](#)

Group Residential Housing Rate Agreement No. 51323 between the St. Louis County Board of Commissioners and TLC Swan Lake.—[12-587](#)

Group Residential Housing Rate Agreement No. 51372 between the St. Louis County Board of Commissioners and Rural Living Environments – Aspen.—[12-588](#)

Group Residential Housing Rate Agreement No. 51373 between the St. Louis County Board of Commissioners and Rural Living Environments – Balsam.—[12-589](#)

Group Residential Housing Rate Agreement No. 51374 between the St. Louis County Board of Commissioners and Rural Living Environments – Birch.—[12-590](#)

Group Residential Housing Rate Agreement No. 51375 between the St. Louis County Board of Commissioners and Rural Living Environments – Central.—[12-591](#)

Group Residential Housing Rate Agreement No. 51376 between the St. Louis County Board of Commissioners and Rural Living Environments – Fir.—[12-592](#)

Group Residential Housing Rate Agreement No. 51375 between the St. Louis County Board of Commissioners and Rural Living Environments – Olsen.—[12-593](#)

Group Residential Housing Rate Agreement No. 51309 between the St. Louis County Board

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

280

of Commissioners and Arrowhead House Foster Care Southwest.—[12-594](#)

Group Residential Housing Rate Agreement No. 51306 between the St. Louis County Board of Commissioners and Arrowhead House Foster Care Wahldorf 1.—[12-595](#)

Group Residential Housing Rate Agreement No. 51307 between the St. Louis County Board of Commissioners and Arrowhead House Foster Care Wahldorf 2.—[12-596](#)

Group Residential Housing Rate Agreement No. 51308 between the St. Louis County Board of Commissioners and Arrowhead House Foster Care Wahldorf 3.—[12-597](#)

Group Residential Housing Rate Agreement No. 51340 between the St. Louis County Board of Commissioners and Reed's Pine.—[12-598](#)

Group Residential Housing Rate Agreement No. 51342 between the St. Louis County Board of Commissioners and Miketin Boarding Home. —[12-599](#)

Group Residential Housing Rate Agreement No. 51341 between the St. Louis County Board of Commissioners and Lakeview Mansion.—[12-600](#)

Group Residential Housing Rate Agreement No. 51400 between the St. Louis County Board of Commissioners and Transitional Senior Housing.—[12-601](#)

Group Residential Housing Rate Agreement No. 51390 between the St. Louis County Board of Commissioners and Rita Vidal and Jose' Vidal.—[12-602](#)

Group Residential Housing Rate Agreement No. 51249 between the St. Louis County Board of Commissioners and Hansen Adult Foster Care.—[12-603](#)

Group Residential Housing Rate Agreement No. 51394 between the St. Louis County Board of Commissioners and Hillside Homes I.—[12-604](#)

Group Residential Housing Rate Agreement No. 51393 between the St. Louis County Board of Commissioners and Hillside Homes II.—[12-605](#)

Group Residential Housing Rate Agreement No. 51041 between the St. Louis County Board of Commissioners and Interim - Grove Residence.—[12-606](#)

Group Residential Housing Rate Agreement No. 51040 between the St. Louis County Board of Commissioners and Interim Health Care Vent Care Residence.—[12-607](#)

Group Residential Housing Rate Agreement No. 51378 between the St. Louis County Board of Commissioners and Taylor SLS – Basswood.—[12-608](#)

Group Residential Housing Rate Agreement No. 51379 between the St. Louis County Board of Commissioners and Taylor SLS – Colorado.—[12-609](#)

Group Residential Housing Rate Agreement No. 51380 between the St. Louis County Board

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

281

of Commissioners and Taylor SLS – Hagberg.—[12-610](#)

Group Residential Housing Rate Agreement No. 51288 between the St. Louis County Board of Commissioners and RMHC – Merritt House.—[12-611](#)

Group Residential Housing Rate Agreement No. 51369 between the St. Louis County Board of Commissioners and Tracy Vallie d/b/a Vallie Adult Foster Care Home. —[12-612](#)

Group Residential Housing Rate Agreement No. 51250 between the St. Louis County Board of Commissioners and Brandt Adult Foster Home. —[12-613](#)

Group Residential Housing Rate Agreement No. 51339 between the St. Louis County Board of Commissioners and Home of Hopes.—[12-614](#)

Group Residential Housing Rate Agreement No. 51381 between the St. Louis County Board of Commissioners and The Hummingbird.—[12-615](#)

Group Residential Housing Rate Agreement No. 51404 between the St. Louis County Board of Commissioners and Serving Hands Assisted Living.—[12-616](#)

Group Residential Housing Rate Agreement No. 51109 between the St. Louis County Board of Commissioners and Westwood Assisted Living.—[12-617](#)

Group Residential Housing Rate Agreement No. 51110 between the St. Louis County Board of Commissioners and Westwood Terrace.—[12-618](#)

Group Residential Housing Rate Agreement No. 51370 between the St. Louis County Board of Commissioners and River Hill Assisted Living.—[12-619](#)

Group Residential Housing Rate Agreement No. 51382 between the St. Louis County Board of Commissioners and Donna Tracy d/b/a Tracy Adult Foster Home. —[12-620](#)

Group Residential Housing Rate Agreement No. 51347 between the St. Louis County Board of Commissioners and Twelfth Step House.—[12-621](#)

Group Residential Housing Rate Agreement No. 51368 between the St. Louis County Board of Commissioners and McCarthy Manor.—[12-622](#)

Group Residential Housing Rate Agreement No. 51348 between the St. Louis County Board of Commissioners and REM Arrowhead – Birchwood.—[12-623](#)

Group Residential Housing Rate Agreement No. 51349 between the St. Louis County Board of Commissioners and REM Arrowhead – Bristol Place.—[12-624](#)

Group Residential Housing Rate Agreement No. 51350 between the St. Louis County Board of Commissioners and REM Arrowhead – Endion Park.—[12-625](#)

Group Residential Housing Rate Agreement No. 51351 between the St. Louis County Board

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

282

of Commissioners and REM Arrowhead – Greysolon.—[12-626](#)

Group Residential Housing Rate Agreement No. 51352 between the St. Louis County Board of Commissioners and REM Arrowhead – Highway 33.—[12-627](#)

Group Residential Housing Rate Agreement No. 51353 between the St. Louis County Board of Commissioners and REM Arrowhead – K & D.—[12-628](#)

Group Residential Housing Rate Agreement No. 51354 between the St. Louis County Board of Commissioners and REM Arrowhead – Kenwood.—[12-629](#)

Group Residential Housing Rate Agreement No. 51355 between the St. Louis County Board of Commissioners and REM Arrowhead – Lakeview.—[12-630](#)

Group Residential Housing Rate Agreement No. 51356 between the St. Louis County Board of Commissioners and REM Arrowhead – Maple Bend.—[12-631](#)

Group Residential Housing Rate Agreement No. 51357 between the St. Louis County Board of Commissioners and REM Arrowhead – Oneida.—[12-632](#)

Group Residential Housing Rate Agreement No. 51358 between the St. Louis County Board of Commissioners and REM Arrowhead – Piedmont.—[12-633](#)

Group Residential Housing Rate Agreement No. 51359 between the St. Louis County Board of Commissioners and REM Arrowhead – Spirit Valley.—[12-634](#)

Group Residential Housing Rate Agreement No. 51360 between the St. Louis County Board of Commissioners and REM Arrowhead – Springvale.—[12-635](#)

Group Residential Housing Rate Agreement No. 51361 between the St. Louis County Board of Commissioners and REM Arrowhead – Toledo.—[12-636](#)

Group Residential Housing Rate Agreement No. 51362 between the St. Louis County Board of Commissioners and REM Arrowhead – Tuhkanen.—[12-637](#)

Group Residential Housing Rate Agreement No. 51363 between the St. Louis County Board of Commissioners and REM Arrowhead – Twin Pines.—[12-638](#)

Group Residential Housing Rate Agreement No. 51364 between the St. Louis County Board of Commissioners and REM Arrowhead – Vermilion.—[12-639](#)

Group Residential Housing Rate Agreement No. 51365 between the St. Louis County Board of Commissioners and REM Arrowhead – Wallace.—[12-640](#)

Group Residential Housing Rate Agreement No. 51366 between the St. Louis County Board of Commissioners and REM Arrowhead – Woodland.—[12-641](#)

Group Residential Housing Rate Agreement No. 51227 between the St. Louis County Board

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

283

of Commissioners and RSI – Apple Ridge.—12-642

Group Residential Housing Rate Agreement No. 51228 between the St. Louis County Board of Commissioners and RSI – Bailey’s.—12-643

Group Residential Housing Rate Agreement No. 51229 between the St. Louis County Board of Commissioners and Bray House.—12-644

Group Residential Housing Rate Agreement No. 51230 between the St. Louis County Board of Commissioners and RSI – Chester Creek.—12-645

Group Residential Housing Rate Agreement No. 51231 between the St. Louis County Board of Commissioners and RSI – Endion East.—12-646

Group Residential Housing Rate Agreement No. 51232 between the St. Louis County Board of Commissioners and RSI – Endion West.—12-647

Group Residential Housing Rate Agreement No. 51248 between the St. Louis County Board of Commissioners and RSI – Harvey.—12-648

Group Residential Housing Rate Agreement No. 51233 between the St. Louis County Board of Commissioners and RSI – Harvey. —12-649

Group Residential Housing Rate Agreement No. 51234 between the St. Louis County Board of Commissioners and RSI – Hunters Park.—12-650

Group Residential Housing Rate Agreement No. 51235 between the St. Louis County Board of Commissioners and RSI – Jefferson.—12-651

Group Residential Housing Rate Agreement No. 51236 between the St. Louis County Board of Commissioners and RSI – Lillian.—12-652

Group Residential Housing Rate Agreement No. 51237 between the St. Louis County Board of Commissioners and RSI – Maple Ridge.—12-653

Group Residential Housing Rate Agreement No. 51238 between the St. Louis County Board of Commissioners and RSI – Marigold Manor.—12-654

Group Residential Housing Rate Agreement No. 51239 between the St. Louis County Board of Commissioners and RSI – Meadow.—12-655

Group Residential Housing Rate Agreement No. 51240 between the St. Louis County Board of Commissioners and RSI – Morley Park.—12-656

Group Residential Housing Rate Agreement No. 51241 between the St. Louis County Board of Commissioners and RSI – Oregon Creek.—12-657

Group Residential Housing Rate Agreement No. 51242 between the St. Louis County Board

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

284

of Commissioners and RSI – Piedmont.—[12-658](#)

Group Residential Housing Rate Agreement No. 51243 between the St. Louis County Board of Commissioners and RSI – Silver Lake.—[12-659](#)

Group Residential Housing Rate Agreement No. 51244 between the St. Louis County Board of Commissioners and RSI – Two Rivers.—[12-660](#)

Group Residential Housing Rate Agreement No. 51245 between the St. Louis County Board of Commissioners and RSI – Westbrook.—[12-661](#)

Group Residential Housing Rate Agreement No. 51246 between the St. Louis County Board of Commissioners and RSI – Wicklow.—[12-662](#)

Group Residential Housing Rate Agreement No. 51247 between the St. Louis County Board of Commissioners and RSI – Willow.—[12-663](#)

Group Residential Housing Rate Agreement No. 51175 between the St. Louis County Board of Commissioners and Duluth Regional Care Center, Inc. (Bishop Woods).—[12-664](#)

Group Residential Housing Rate Agreement No. 51176 between the St. Louis County Board of Commissioners and Duluth Regional Care Center, Inc. (Daniels).—[12-665](#)

Group Residential Housing Rate Agreement No. 51177 between the St. Louis County Board of Commissioners and Duluth Regional Care Center, Inc. (Fairview).—[12-666](#)

Group Residential Housing Rate Agreement No. 51178 between the St. Louis County Board of Commissioners and Duluth Regional Care Center, Inc. (Galere).—[12-667](#)

Group Residential Housing Rate Agreement No. 51179 between the St. Louis County Board of Commissioners and Duluth Regional Care Center, Inc. (Glendale).—[12-668](#)

Group Residential Housing Rate Agreement No. 51180 between the St. Louis County Board of Commissioners and Duluth Regional Care Center, Inc. (Jitney).—[12-669](#)

Group Residential Housing Rate Agreement No. 51181 between the St. Louis County Board of Commissioners and Duluth Regional Care Center, Inc. (Lambert).—[12-670](#)

Group Residential Housing Rate Agreement No. 51182 between the St. Louis County Board of Commissioners and Duluth Regional Care Center, Inc. (Mankato).—[12-671](#)

Group Residential Housing Rate Agreement No. 51183 between the St. Louis County Board of Commissioners and Duluth Regional Care Center, Inc. (Melrose).—[12-672](#)

Group Residential Housing Rate Agreement No. 51184 between the St. Louis County Board of Commissioners and Duluth Regional Care Center, Inc. (Merritt).—[12-673](#)

Group Residential Housing Rate Agreement No. 51185 between the St. Louis County Board

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

285

of Commissioners and Duluth Regional Care Center, Inc. (Northside).—[12-674](#)

Group Residential Housing Rate Agreement No. 51186 between the St. Louis County Board of Commissioners and Duluth Regional Care Center, Inc. (Noumenon).—[12-675](#)

Group Residential Housing Rate Agreement No. 51187 between the St. Louis County Board of Commissioners and Duluth Regional Care Center, Inc. (Piedmont).—[12-676](#)

Group Residential Housing Rate Agreement No. 51188 between the St. Louis County Board of Commissioners and Duluth Regional Care Center, Inc. (Riverside).—[12-677](#)

Group Residential Housing Rate Agreement No. 51189 between the St. Louis County Board of Commissioners and Duluth Regional Care Center, Inc. (Rockridge).—[12-678](#)

Group Residential Housing Rate Agreement No. 51190 between the St. Louis County Board of Commissioners and Duluth Regional Care Center, Inc. (South Grove).—[12-679](#)

Group Residential Housing Rate Agreement No. 51191 between the St. Louis County Board of Commissioners and Duluth Regional Care Center, Inc. (Triggs).—[12-680](#)

Group Residential Housing Rate Agreement No. 51192 between the St. Louis County Board of Commissioners and Duluth Regional Care Center, Inc. (Triplex, Apartment 1).—[12-681](#)

Group Residential Housing Rate Agreement No. 51193 between the St. Louis County Board of Commissioners and Duluth Regional Care Center, Inc. (Triplex, Apartment 2).—[12-682](#)

Group Residential Housing Rate Agreement No. 51194 between the St. Louis County Board of Commissioners and Duluth Regional Care Center, Inc. (Triplex, Apartment 3).—[12-683](#)

Group Residential Housing Rate Agreement No. 51195 between the St. Louis County Board of Commissioners and Duluth Regional Care Center, Inc. (Wheeler).—[12-684](#)

Group Residential Housing Rate Agreement No. 51196 between the St. Louis County Board of Commissioners and Duluth Regional Care Center, Inc. (Winona).—[12-685](#)

Group Residential Housing Rate Agreement No. 51197 between the St. Louis County Board of Commissioners and Duluth Regional Care Center, Inc. (Woodland).—[12-686](#)

Group Residential Housing Rate Agreement No. 51413 between the St. Louis County Board of Commissioners and EBI, Inc.—[12-687](#)

Group Residential Housing Rate Agreement No. 51415 between the St. Louis County Board of Commissioners and EBI, Inc. (Berkeley).—[12-688](#)

Group Residential Housing Rate Agreement No. 51414 between the St. Louis County Board of Commissioners and EBI, Inc. (Denfeld).—[12-689](#)

Group Residential Housing Rate Agreement No. 51198 between the St. Louis County Board

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

286

of Commissioners and Peace of Mind – Glenwood.—[12-690](#)

Group Residential Housing Rate Agreement No. 51199 between the St. Louis County Board of Commissioners and Peace of Mind – Morgan.—[12-691](#)

Group Residential Housing Rate Agreement No. 51200 between the St. Louis County Board of Commissioners and Peace of Mind – Pike Lake.—[12-692](#)

Group Residential Housing Rate Agreement No. 51201 between the St. Louis County Board of Commissioners and Peace of Mind – Redbud.—[12-693](#)

Group Residential Housing Rate Agreement No. 51202 between the St. Louis County Board of Commissioners and Peace of Mind – Superior.—[12-694](#)

Group Residential Housing Rate Agreement No. 51203 between the St. Louis County Board of Commissioners and Peace of Mind – Woodland.—[12-695](#)

Group Residential Housing Rate Agreement No. 51385 between the St. Louis County Board of Commissioners and Transitions Plus – McCamus.—[12-696](#)

Group Residential Housing Rate Agreement No. 51395 between the St. Louis County Board of Commissioners and Sandra L. Dickman and Carolyn Pohjonen.—[12-697](#)

Group Residential Housing Rate Agreement No. 51289 between the St. Louis County Board of Commissioners and St. Raphael’s Health and Rehabilitation Center.—[12-698](#)

Group Residential Housing Rate Agreement No. 51204 between the St. Louis County Board of Commissioners and Expanding Horizons – 1222.—[12-699](#)

Group Residential Housing Rate Agreement No. 51205 between the St. Louis County Board of Commissioners and Expanding Horizons – 1222 ½.—[12-700](#)

Group Residential Housing Rate Agreement No. 51206 between the St. Louis County Board of Commissioners and Expanding Horizons – Chester Bowl.—[12-701](#)

Group Residential Housing Rate Agreement No. 51207 between the St. Louis County Board of Commissioners and Expanding Horizons – Endion.—[12-702](#)

Group Residential Housing Rate Agreement No. 51208 between the St. Louis County Board of Commissioners and Expanding Horizons – Heights.—[12-703](#)

Group Residential Housing Rate Agreement No. 51209 between the St. Louis County Board of Commissioners and Expanding Horizons – Observation.—[12-704](#)

Group Residential Housing Rate Agreement No. 51012 between the St. Louis County Board of Commissioners and NHS – Aldrich.—[12-705](#)

Group Residential Housing Rate Agreement No. 51013 between the St. Louis County Board

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

287

of Commissioners and NHS – Cedar.—[12-706](#)

Group Residential Housing Rate Agreement No. 51014 between the St. Louis County Board of Commissioners and NHS – Central.—[12-707](#)

Group Residential Housing Rate Agreement No. 51015 between the St. Louis County Board of Commissioners and NHS – Douglas.—[12-708](#)

Group Residential Housing Rate Agreement No. 51016 between the St. Louis County Board of Commissioners and NHS – Evans.—[12-709](#)

Group Residential Housing Rate Agreement No. 51017 between the St. Louis County Board of Commissioners and NHS – Forest.—[12-710](#)

Group Residential Housing Rate Agreement No. 51018 between the St. Louis County Board of Commissioners and NHS – Grandview.—[12-711](#)

Group Residential Housing Rate Agreement No. 51019 between the St. Louis County Board of Commissioners and NHS – Horizons.—[12-712](#)

Group Residential Housing Rate Agreement No. 51020 between the St. Louis County Board of Commissioners and NHS – Ivy.—[12-713](#)

Group Residential Housing Rate Agreement No. 51021 between the St. Louis County Board of Commissioners and NHS – Jones.—[12-714](#)

Group Residential Housing Rate Agreement No. 51011 between the St. Louis County Board of Commissioners and NHS – Kingston.—[12-715](#)

Group Residential Housing Rate Agreement No. 51023 between the St. Louis County Board of Commissioners and NHS – Linden.—[12-716](#)

Group Residential Housing Rate Agreement No. 51024 between the St. Louis County Board of Commissioners and NHS – Nova.—[12-717](#)

Group Residential Housing Rate Agreement No. 51025 between the St. Louis County Board of Commissioners and NHS – Orion.—[12-718](#)

Group Residential Housing Rate Agreement No. 51026 between the St. Louis County Board of Commissioners and NHS – Phoenix.—[12-719](#)

Group Residential Housing Rate Agreement No. 51027 between the St. Louis County Board of Commissioners and NHS – Quest.—[12-720](#)

Group Residential Housing Rate Agreement No. 51028 between the St. Louis County Board of Commissioners and NHS – Rosewood.—[12-721](#)

Group Residential Housing Rate Agreement No. 51029 between the St. Louis County Board

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

288

of Commissioners and NHS – Southside.—12-722

Group Residential Housing Rate Agreement No. 51030 between the St. Louis County Board of Commissioners and NHS – Taurus.—12-723

Group Residential Housing Rate Agreement No. 51031 between the St. Louis County Board of Commissioners and NHS – Utah.—12-724

Addendum to Home and Community-Based Waiver Services Contract, No. 14612D, between the St. Louis County Board of Commissioners and Serving Hands, Inc.—12-725

Addendum to Home and Community-Based Waiver Services Contract, No. 14639F, between the St. Louis County Board of Commissioners and Residential Services of NE MN, Inc.—12-726

Addendum to Purchase Agreement, No. 14556B, between the St. Louis County Board of Commissioners and Northern Diagnostic Services, Inc.—12-727

Amendment to Professional Services Agreement between St. Louis County and Gale-Tec Engineering, Inc., for additional services for CSAH 4 – Vermilion Trail Slope Stability, SP 69-604-060.—12-728

Grant Agreement No. 20975 between the St. Louis County Board of Commissioners and Carlton County Public Health and Human Services for Family Group Decision Making (FGDM).—12-729

Contract for County-State Aid Highway Project between the County of St. Louis and Utility Systems of America, Inc., for replacement of a culvert and culvert aprons, rebuild roadway washed out by culvert failure, random riprap, and erosion control on County Road 166 (Swan Lake Road), Storm WO 161017.—12-730

Upon motion by Commissioner O’Neil, supported by Commissioner Sweeney, resolutions numbered 12-482 through 12-499, as submitted on the consent agenda, were unanimously adopted as follows:

BY COMMISSIONER O’NEIL:

WHEREAS, the St. Louis County Board desires to offer for sale, as recommended by the Land Commissioner, certain parcels of land that have forfeited to the State of Minnesota for non-payment of taxes; and

WHEREAS, the parcels of land as described in County Board File No. 59504 have been classified as non-conservation land as provided for in Minn. Stat. Chapter 282.01; and

WHEREAS, these parcels of land are 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, the Commissioner of Natural Resources has approved the sale of these lands, as required by Minn. Stat. Chapter 282.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the County Auditor to offer these lands at public sale for not less than the basic sale price in accordance with terms set forth in the Land and Minerals Department policy, and in a manner provided for by law, on Thursday, October 11, 2012, at 11:00 a.m. at the Miner’s

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

289

Memorial Building in Virginia, MN. Funds from the land sale are to be deposited into Fund 240 (Forfeited Tax Fund).
Adopted September 11, 2012. No. 12-482

WHEREAS, the Public Works Department equipment budget includes replacement of tandem trucks for snow and ice control and gravel hauling; and
WHEREAS, the Public Works Department and Purchasing Division presented specifications and requested State of Minnesota contract pricing for the Mack GU713, due to its quality, department experience, savings in inventory, and mechanic familiarity; and
WHEREAS, Twin Cities Mack & Volvo of Roseville, Minnesota, responded with the state contract price for two Mack GU713 tandem trucks of \$220,548.50, plus 6.5% state sales tax of \$14,335.66, for a total cost of \$234,884.16.
NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the purchase of two 2013 Mack GU713 tandem trucks from Twin Cities Mack and Volvo Trucks of Roseville, Minnesota, for a total cost of \$234,884.16, payable from Fund 407, Agency 407001, and Object 666300.
Adopted September 11, 2012. No. 12-483

WHEREAS, the Public Works Department equipment budget includes two dump bodies with hydraulic systems and snow fighting equipment for trucks purchased separately; and
WHEREAS, Towmaster, Inc., of Litchfield, Minnesota, responded with the State of Minnesota contract price for this equipment for \$205,062.00 plus sales taxes of \$14,098.02 for a total cost of \$219,160.02.
NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the purchase and installation of two dump bodies with hydraulic systems and snow fighting equipment from Towmaster, Inc., of Litchfield, Minnesota, for \$219,160.02, payable from Fund 407, Agency 407001, Object 666300.
Adopted September 11, 2012. No. 12-484

WHEREAS, the Purchasing Division solicits bids annually for the purchase of fuels for use throughout the county; and
WHEREAS, the Purchasing Division received bids from eight different vendors; and
WHEREAS, each location and fuel type is treated as a separate bid award providing the county with the lowest cost.
NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the Purchasing Division to purchase fuels from the vendor with the lowest net cost as indicated on the attached Bid Tabulation, County Board File No. 59505.
Adopted September 11, 2012. No. 12-485

WHEREAS, bids have been received by the County Auditor for the following tied projects:
MP 65-149186(Low), CP 149186 located on CSAH 65 (Biss Road) from CSAH 25 to TH 53 in Unorganized Township 60-19, and
MP 8172-152393, CP 152393 located on UT 8172 (Lake Leander Road) from CSAH 65 West to CSAH 65 East in Unorganized Township 60-19; and
WHEREAS, bids were opened in the St. Louis County Courthouse, Duluth, MN, on August 23, 2012, and Ulland Brothers, Inc., of Cloquet, Minnesota, provided the low responsible bid.
NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the award on the above combined project to the low bidder.

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Ulland Brothers, Inc.	P.O. Box 340 Cloquet, MN 55720	\$523,000.00

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

290

RESOLVED FURTHER, that the Chairman of the County Board, the County Auditor, and the County Attorney are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from:

MP 65-149186(Low): Fund 200, Agency 203275, Object 652800 \$401,717.55

MP 8172-152393: Fund 210, Agency 210044, Object 652800 \$121,282.45

Adopted September 11, 2012. No. 12-486

WHEREAS, bids have been received by the County Auditor for the following project:

SAP 69-030-023(Low)/Storm WO 162622, located in State Pit in Southern St. Louis County; and

WHEREAS, bids were opened in the St. Louis County Courthouse, Duluth, MN, on August 23, 2012, and Hammerlund Construction, Inc., of Grand Rapids, Minnesota, provided the low responsible bid.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the award on the above combined project to the low bidder.

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Hammerlund Construction, Inc.	3201 W. Hwy. 2 Grand Rapids, MN 55744	\$96,000.00

RESOLVED FURTHER, that the Chairman of the County Board, the County Auditor, and the County Attorney are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from Fund 225, Agency 162622, Object 650200.

Adopted September 11, 2012. No. 12-487

WHEREAS, the St. Louis County Board is authorized to act on behalf of unorganized townships for purposes of furnishing fire protection and first responder services, pursuant to Minnesota Statutes § 365.243; and

WHEREAS, the following legally organized corporations under the State of Minnesota have notified St. Louis County of their intent to provide fire protection and/or first responder services in said townships for the year 2013.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to sign any associated contract documents.

RESOLVED FURTHER, that the County Auditor is hereby authorized to spread local levies for the furnishing of fire protection and/or first responder services in unorganized townships as follows:

<u>City of Babbitt</u>		
Unorganized Townships 61-12 & 61-13		\$67,184
<u>City of Chisholm</u>		
Unorganized Township 59-21 (part of)		\$15,448
<u>City of Cook</u>		
Unorganized Township 62-17		\$1,575
Unorganized Township 63-17		\$5,775
<u>City of Floodwood</u>		
Unorganized Township 52-21		\$16,590
<u>City of Orr</u>		
Unorganized Township 63-19		\$2,891
Unorganized Township 66-20		\$6,986

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

291

<u>Bearville Township Volunteer Fire Dept.</u> Unorganized Township 62-21	\$4,157
<u>Central Lakes Volunteer Fire Dept.</u> Unorganized Township 56-17	\$43,050
<u>Colvin Volunteer Fire Dept.</u> Unorganized Township 55-15 (part of)	\$8,925
<u>Ellsburg Volunteer Fire Dept.</u> Unorganized Township 55-15 (part of)	\$4,763
<u>Embarrass Regional Volunteer Fire Dept.</u> Unorganized Township 61-14	\$5,565
<u>Evergreen Volunteer Fire Dept.</u> Unorganized Townships 60-19 & 60-20	\$23,100
<u>French Volunteer Fire Dept.</u> Unorganized Township 59-21 (part of)	\$1,026
<u>Gnesen Volunteer Fire Dept.</u> Unorganized Township 53-15	\$17,063
<u>Greenwood Township Volunteer Fire Dept.</u> Unorganized Township 63-15	\$7,350
<u>Lake Kabetogama Area Fire Dept.</u> Unorganized Townships 68-19, 69-19, 67-20, 68-20, 67-21 & 68-21	\$29,610
<u>Lakeland Volunteer Fire Dept.</u> Unorganized Township 57-16	\$55,301
<u>Makinen Volunteer Fire Dept.</u> Unorganized Township 56-16	\$48,300
<u>Morse-Fall Lake Rural Protection Assoc.</u> Unorganized Townships 64-12, 64-13, 65-13 & 63-14	\$13,860
<u>Northland Volunteer Fire Dept.</u> Unorganized Township 53-16	\$18,900
<u>Pequaywan Lake Volunteer Fire Dept.</u> Unorganized Township 54-13	\$3,780
<u>Palo Regional Volunteer Fire Dept.</u> Unorganized Townships 56-14, 57-14, & 58-14 (part of)	\$37,800
<u>Pike-Sandy-Britt Volunteer Fire Dept.</u>	

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

293

for year 2013 on Thursday, December 6, 2012, 7:00 p.m. in the St. Louis County Courthouse, Duluth, MN.
Adopted September 11, 2012. No. 12-492

WHEREAS, St. Louis County and the City of Duluth entered into a land lease agreement regarding the Joint Public Safety Campus roadway which included language for cost sharing of the driveway reconstruction and repair and the ongoing maintenance; and WHEREAS, the agreement states that the county and city will split all roadway repair and maintenance costs equally (50/50); and WHEREAS, Ayres Engineering of Duluth, MN, provided the design and bid specifications and bids for construction with a 30 day project schedule including milling the existing surface, culvert replacement, drive apron replacement, substrate and base replacement, as necessary, and new bituminous overlay; and WHEREAS, the County Purchasing Division solicited bids for this project which were opened on August 14, 2012, with Sinnott Contracting providing the low qualified bid in the amount of \$245,980.

NOW, THEREFORE, IT BE RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to execute an agreement with Sinnott Contracting of Duluth, Minnesota, in an amount of \$245,980 for the repair of the access road serving the Joint Public Safety Campus, payable from Fund 400 – Agency 400003.

RESOLVED FURTHER, that St. Louis County will pay the initial invoice with one-half, \$122,990, billed to the City of Duluth, due and payable within 30 days, received into Fund 400, Agency 400003, Object 545103. Corresponding Revenue and Expense budgets will be added to account for this transaction.

Adopted September 11, 2012. No. 12-493

WHEREAS, the Minnesota Board of Water and Soil Resources (BWSR) is soliciting grant applications for funding abatement of failing subsurface sewage treatment systems (SSTS) posing an imminent public health threat; and

WHEREAS, the St. Louis County Environmental Services Department has identified low income households with failing septic systems; and

WHEREAS, the Environmental Services Department working with the St. Louis County HRA and the Arrowhead Economic Opportunity Agency has established a program to provide residents with grant funding to repair or replace Imminent Public Health Threat septic systems for qualified low-income households; and

WHEREAS, additional BWSR grant funding will extend the positive effects of that program.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes application and acceptance of a Board of Water and Soil Resources Grant in the amount of \$101,034 and authorizes appropriate county officials to execute the grant agreement and related documents with said funds to be deposited into Fund 616, Agency 616999, Grant Object 530102, Grant 61602, Year 2013.

RESOLVED FURTHER, that the St. Louis County Board authorizes the Environmental Services Department to request \$75,000 in matching funds from the St. Louis County HRA.

Adopted September 11, 2012. No. 12-494

WHEREAS, St. Louis County operates a service center at the Miller Hill Mall which provides licensing, passport and property tax services to county residents; and

WHEREAS, Simon Properties has given the County a 120 day lease termination notice at the current location in the Mall; and

WHEREAS, Simon Properties and St. Louis County wish to continue the county services at the Mall.

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

294

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the County Auditor to negotiate a new lease with Simon Properties for a new location at the Mall.

RESOLVED FURTHER, that the St. Louis County Board authorizes the expenditure of up to \$75,000 from Fund 100, the County General Fund Balance, for relocation and improvements to the new space.

Adopted September 11, 2012. No. 12-495

RESOLVED, that the St. Louis County Board appoints Stephen Kucera to the St. Louis County Planning Commission for a partial term expiring December 31, 2012.

Adopted September 11, 2012. No. 12-496

WHEREAS, the St. Louis County Board appoints citizens to serve on the Community Development Block Grant (CDBG) Citizen Advisory Committee; and
WHEREAS, the CDBG Citizen Advisory Committee currently has two individuals, Shannon Kishel-Roche (Chisholm) and Ronald Envall (Southern Townships), whose terms expired April 30, 2012, and are eligible for reappointment; and

WHEREAS, there are six vacancies on this board which need to be filled through an advertised application process.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the reappointment of Shannon Kishel-Roche (Chisholm) and Ronald Envall (Southern Townships) to the CDBG Citizen Advisory Committee for three year terms expiring April 30, 2015.

RESOLVED FURTHER, that the County Auditor is authorized to advertise and accept applications until October 31, 2012, for six vacant positions on the CDBG Citizen Advisory Committee with terms to expire April 30, 2015, as follows:

- One representative of the St. Louis County Association of Townships
- One representative of Ely
- One representative of Hermantown
- One representative of Rice Lake Township
- Two at large representatives

Adopted September 11, 2012. No. 12-497

WHEREAS, the federal government, through the Bureau of Justice Assistance, has made available \$42,370 in funding from the Justice Assistance Grant for approved prevention and controlling of crime; and

WHEREAS, the Bureau of Justice Assistance requires a Memorandum of Understanding between St. Louis County and the City of Duluth for acceptance of the grant.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the Memorandum of Understanding with the City of Duluth and acceptance of the 2012 Justice Assistance Grant in the amount of \$42,370, to be accounted for in Fund 100, Agency 129999, Grant 12915, Year 2012.

RESOLVED FURTHER, that the St. Louis County Board authorizes the appropriate county officials to sign any associated contract documents.

Adopted September 11, 2012. No. 12-498

WHEREAS, the U.S. Forest Service has made available Title III funding for St. Louis County to carry out Firewise Communities activities; and

WHEREAS, the St. Louis County Sheriff's Office will enhance its preparation for wildland fires and emergency response as a result of this funding.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the Sheriff's Office to use Title III funding for authorized Firewise Communities activities.

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

295

RESOLVED FURTHER, that the St. Louis County Board authorizes the Sheriff and appropriate county staff to expend these funds in compliance with the terms of the grant contract.

Adopted September 11, 2012. No. 12-499

BY COMMISSIONER O'NEIL:

WHEREAS, the State of Minnesota has secured through a 2012 special legislative Disaster Relief Session funds in the amount of \$125,000 for St. Louis County to meet the needs of homeless households due to the natural flood disaster of June 2012; and

WHEREAS, funds are restricted to Family Homeless Prevention & Assistance Program (FHPAP) eligible households, which will be specified by a simple assessment, retroactive to June 19, 2012, and must also be made available to flood victims who may have already moved outside of affected areas.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves an amendment to the current Minnesota Housing & Finance Agency, Family Homelessness Prevention and Assistance Program contract for an increase of \$125,000 for the contract period of July 1, 2011, to June 30, 2013, in order to begin assisting households impacted by the June 2012 floods.

RESOLVED FURTHER, that the St. Louis County Board authorizes the appropriate county officials to execute contract amendments with the Salvation Army and the Arrowhead Economic Opportunity Agency to deliver services funded by these Special Disaster Relief Session funds to FHPAP eligible households, such contract amendments to be paid from 230-232001-607200-23204-99999999-2011.

Budget Reference:

230-232001-530701-23204-99999999-2011 Revenue

230-232001-607200-23204-99999999-2011 Expense

Unanimously adopted September 11, 2012. No. 12-500

BY COMMISSIONER FORSMAN:

WHEREAS, Minnesota Laws 1995, Chapter 47, authorizes the county to pool unorganized town road levies pursuant to Minn. Stat. §163.06.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board, acting on behalf of unorganized townships for the purpose of road and bridge maintenance and construction, adopts and certifies a maximum levy of \$930,000 for the year 2013 to be levied only in such unorganized townships.

Unanimously adopted September 11, 2012. No. 12-501

BY COMMISSIONER RAUKAR:

WHEREAS, the St. Louis County Housing and Redevelopment Authority (HRA) must establish a maximum proposed property tax levy and have this amount certified by the St. Louis County Board by September 15, 2012.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board certifies the HRA maximum property tax levy for 2013 in the amount of \$208,940.

Unanimously adopted September 11, 2012. No. 12-502

BY COMMISSIONER RAUKAR:

WHEREAS, the St. Louis County Board must establish a maximum proposed property tax levy and have this amount certified to the County Auditor by the St. Louis County Board by September 15, 2012.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board certifies the maximum property tax levy for 2013 in the amount of \$111,669,173.

Yeas – Commissioners Jewell, O'Neil, Forsman, Sweeney, and Raukar – 5

Nays – Commissioners Dahlberg and Chair Nelson - 2

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

296

Adopted September 11, 2012. No. 12-502

At 12:03 p.m., September 11, 2012, Commissioner Jewell, supported by Commissioner Raukar, moved to adjourn; seven yeas, zero nays.

Keith Nelson, 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)

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

297

**OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON SEPTEMBER 25, 2012**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 25th day of September, 2012, at 9:37 a.m., in the Historic Miner's Dry, Ely, Minnesota, with the following members present: Commissioners Frank Jewell, Steve O'Neil, Chris Dahlberg, Mike Forsman, Peg Sweeney, Steve Raukar, and Chair Keith Nelson - 7. Absent: None.

Chair Nelson asked for a moment of silence to honor U.S. troops serving throughout the world and their families as well as all persons adversely affected by war, followed by the pledge of allegiance.

Chair Nelson opened the meeting allowing Ely Mayor Roger Skraba to address the Board. Mayor Skraba gave thanks to the Board for their support on the Mesabi Trail and with the rehabilitation of Historic Miner's Dry.

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

Diana Muravitz, Ely, MN, asked the Board to explain their authority as County Commissioners as it relates to the proposed resolution in opposition to proposed "Recognition of Marriage" constitutional amendment.

Mitch Lind, Embarrass, MN, brought forth concerns on the timeframe of construction on County Highway 21 and the accountability for vehicle damages due to ungraded roads.

Commissioner Sweeney, supported by Commissioner O'Neil, moved to approve the consent agenda. The motion passed; seven yeas, zero nays.

Commissioner Raukar, supported by Commissioner Jewell, moved to suspend the rules. The motion passed; seven yeas, zero nays.

Commissioner Raukar, supported by Commissioner Forsman, moved to approve the request to approve up to \$65,000 for the St. Louis County Promotional Bureau to close out 2012 Camp Esquagama operating expenses and to cover camp maintenance expenses through December 2012. Administrator Gray said that the request needed approval to address billing issues and that a request for proposal was released to identify a stable leadership model for Camp Esquagama. After further discussion, the motion passed; seven yeas, zero nays. Resolution No. 12-519.

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

Applications for lawful gambling licenses for the year 2012.—59511

Kevin Gray, County Administrator, Robert Krepps, Land Commissioner, and Donald Dicklich, County Auditor, submitting Board Letter No. 12-352, State Tax Forfeited Land Use Lease – Friends of Sax-Zim Bog.—59512

Kevin Gray, County Administrator, submitting Board Letter No. 12-354, Amendment to

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

298

Federal Railroad Administration Grant Contract between MnDOT and St. Louis County – Rail Alliance Environmental Study (NLX Project).—[59513](#)

Kevin Gray, County Administrator, and Donald Dicklich, County Auditor, and Mark Rubin, County Attorney, submitting Board Letter No. 12-357, Establish Public Hearing to Consider Allegations of Liquor Law Violation – The Other Place Bar and Grill (Rice Lake Township).—[59514](#)

Kevin Gray, County Administrator, Donald Dicklich, County Auditor, and Mark Rubin, County Attorney, submitting Board Letter No. 12-358, Establish Public Hearing to Consider Allegations of Liquor Law Violation – Silver Fox Lodge (Gnesen Township).—[59515](#)

Kevin Gray, County Administrator, and Robert Krepps, Land Commissioner – Land and Minerals, submitting Board Letter No. 12-361, Reduced Tort Liability Requirements for Timber Sale and Aggregate Contracts.—[59516](#)

Project Contract No. 4979-1 between the County of St. Louis and Restoration Systems, Inc., Chaska, Minnesota, for St. Louis County Courthouse Cornice Repair/Sloped Roof.—[12-731](#)

St. Louis County Jail Medical Services Agreement between St. Louis County and MEnD Correctional Care, LLC, Rogers, Minnesota, for the term October 1, 2012, through September 30, 2014.—[12-732](#)

Agreement for Purchase of Services between the County of St. Louis and Oneida Realty Company for strategic direction, property management and operation/administration of the St. Louis County Heritage & Arts Center (the Depot) for the term July 1, 2012, through June 30, 2017.—[12-733](#)

Court Data Services Subscriber Amendment to Criminal Justice Data Communications Network (CJDN) Subscriber Agreement with the State of Minnesota, Dept. of Public Safety, Bureau of Criminal Apprehension.—[12-734](#)

County-State Aid Highway (CSAH) Project Contract between the County of St. Louis and Northland Constructors of Duluth, LLC, for reclamation, aggregate base, plant mixed bituminous surface and aggregate shouldering on Skyline Parkway and CSAH 89 (Highland Street) SAP 69-030-023(low); SAP 69-691-026, CP 165094.—[12-735](#)

Addendum to Purchase Agreement, No. 13074M, between the St. Louis County Board of Commissioners and Range Center, Inc. (CCSA).—[12-736](#)

Addendum to Purchase Agreement, No. 12552L, between the St. Louis County Board of Commissioners and Trillium Services, Inc. (SILS).—[12-737](#)

Addendum to Purchase Agreement, No. 13063L, between the St. Louis County Board of Commissioners and CHOICE, Unlimited – OPTIONS (CCSA).—[12-738](#)

Addendum to Purchase Agreement, No. 13061L, between the St. Louis County Board of Commissioners and CHOICE, Unlimited – CHOICE (CCSA).—[12-739](#)

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

299

Addendum to Purchase Agreement, No. 13083L, between the St. Louis County Board of Commissioners and Homes, Inc. (SILS) – Hibbing.—[12-740](#)

Addendum to Purchase Agreement, No. 130084L, between the St. Louis County Board of Commissioners and Homes, Inc. (SILS) – Virginia.—[12-741](#)

Addendum to Purchase Agreement, No. 13078L, between the St. Louis County Board of Commissioners and Pinewood-Duluth, Inc. (CCSA).—[12-742](#)

Addendum to Purchase Agreement, No. 13065L, between the St. Louis County Board of Commissioners and East Range Developmental Achievement Center, Inc. (CCSA).—[12-743](#)

Agreement for Professional Services between St. Louis County and Constellation Justice Systems, Inc., a CourtView Justice Solutions, Inc., company to design, develop, and implement new interface between Shield RMS/JMS and CJIN Field Based Reporting solution hosted by Dakota County, Minnesota (software).—[12-744](#)

Agreement for Professional Services between the County of St. Louis and LHB Corporation, Duluth, MN, for design services for the reconstruction of County Bridge 17 along County Road 290 in Duluth Township (CP 161400).—[12-745](#)

Agreement for Professional Services between the County of St. Louis and LHB Corporation, Duluth, MN, for design services for the reconstruction of County Bridge 24 on CSAH 37 in Lakewood Township (CP 161399).—[12-746](#)

Contract for County-State Aid Highway Project between the County of St. Louis and Ulland Brothers, Cloquet, MN, for culvert replacement on CSAH 65 and UT 8172 in Unorganized Township 60-19 (MP 65-149176(low); MP 8172-152393).—[12-747](#)

Contract for County-State Aid Highway Project between the County of St. Louis and RJS Construction Group, LLC, for concrete culvert removal, bituminous paving and construction of a box culvert on CSAH 91 (Haines Rd.) near Skyline Parkway in the City of Duluth (SAP 69-030-023(low); SAP 69-691-025, CP 165106).—[12-748](#)

Home and Community-Based Waiver Services Contract No. 14988 between the St. Louis County Board of Commissioners and Center for Independent Living of Northeastern Minnesota.—[12-749](#)

Addendum to Home and Community-Based Waiver Services Contract No. 14688D between the St. Louis County Board of Commissioners and River Hill Assisted Living, Inc.—[12-750](#)

Addendum to Home and Community-Based Waiver Services Contract No. 14573C between the St. Louis County Board of Commissioners and Covenant Enabling Residences of Minnesota, Inc.—[12-751](#)

Group Residential Housing Rate Agreement No. 51410 between the St. Louis County Board of Commissioners and Kevin G. Miles d/b/a Victorian House.—[12-752](#)

Group Residential Housing Rate Agreement No. 51396 between the St. Louis County Board

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

300

of Commissioners and Covenant Enabling Residents of Minnesota, Inc. (Our Place A).—12-753

Group Residential Housing Rate Agreement No. 51397 between the St. Louis County Board of Commissioners and Covenant Enabling Residents of Minnesota, Inc. (Our Place B).—12-754

Group Residential Housing Rate Agreement No. 51399 between the St. Louis County Board of Commissioners and Covenant Enabling Residents of Minnesota, Inc. (1625 North Place).—12-755

Group Residential Housing Rate Agreement No. 51398 between the St. Louis County Board of Commissioners and Covenant Enabling Residents of Minnesota, Inc. (1623 North Place).—12-756

Group Residential Housing Rate Agreement No. 51417 between the St. Louis County Board of Commissioners and Heartland Homes of Duluth - #3 Faribault.—12-757

Group Residential Housing Rate Agreement No. 51420 between the St. Louis County Board of Commissioners and Heartland Homes of Duluth – Morningside.—12-758

Group Residential Housing Rate Agreement No. 51419 between the St. Louis County Board of Commissioners and Heartland Homes of Duluth – Morris Thomas.—12-759

Group Residential Housing Rate Agreement No. 51418 between the St. Louis County Board of Commissioners and Heartland Homes of Duluth - #1 Peabody.—12-760

Group Residential Housing Rate Agreement No. 51391 between the St. Louis County Board of Commissioners and S.A.F.E. Harbor Homes – Depot.—12-761

Group Residential Housing Rate Agreement No. 51392 between the St. Louis County Board of Commissioners and S.A.F.E. Harbor Homes – Vinland.—12-762

Group Residential Housing Rate Agreement No. 51411 between the St. Louis County Board of Commissioners and Solid Foundations of Minnesota.—12-763

Group Residential Housing Rate Agreement No. 51388 between the St. Louis County Board of Commissioners and St. Ann’s Residence.—12-764

Group Residential Housing Rate Agreement No. 51412 between the St. Louis County Board of Commissioners and Third Avenue Hotel.—12-765

Group Residential Housing Rate Agreement No. 51324 between the St. Louis County Board of Commissioners and Chestnut Grove East.—12-766

Group Residential Housing Rate Agreement No. 51325 between the St. Louis County Board of Commissioners and Chestnut Grove North.—12-767

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

301

Group Residential Housing Rate Agreement No. 51326 between the St. Louis County Board of Commissioners and Chestnut Grove South.—[12-768](#)

Group Residential Housing Rate Agreement No. 51327 between the St. Louis County Board of Commissioners and Chestnut Grove West.—[12-769](#)

Group Residential Housing Rate Agreement No. 51328 between the St. Louis County Board of Commissioners and Hillcrest Alice North.—[12-770](#)

Group Residential Housing Rate Agreement No. 51329 between the St. Louis County Board of Commissioners and Hillcrest Alice South.—[12-771](#)

Group Residential Housing Rate Agreement No. 51330 between the St. Louis County Board of Commissioners and Hillcrest Oaks.—[12-772](#)

Group Residential Housing Rate Agreement No. 51331 between the St. Louis County Board of Commissioners and Hillcrest Parkside North.—[12-773](#)

Group Residential Housing Rate Agreement No. 51332 between the St. Louis County Board of Commissioners and Hillcrest Parkside South.—[12-774](#)

Group Residential Housing Rate Agreement No. 51333 between the St. Louis County Board of Commissioners and Hillcrest Terrace Adams.—[12-775](#)

Group Residential Housing Rate Agreement No. 51334 between the St. Louis County Board of Commissioners and Hillcrest Terrace of Chisholm.—[12-776](#)

Group Residential Housing Rate Agreement No. 51335 between the St. Louis County Board of Commissioners and Hillcrest Terrace of Hibbing.—[12-777](#)

Group Residential Housing Rate Agreement No. 51336 between the St. Louis County Board of Commissioners and Hillcrest Terrace Suites.—[12-778](#)

Group Residential Housing Rate Agreement No. 51409 between the St. Louis County Board of Commissioners and Possibilities Plus – Vinland.—[12-779](#)

Group Residential Housing Rate Agreement No. 51408 between the St. Louis County Board of Commissioners and Possibilities Plus – Piedmont.—[12-780](#)

Group Residential Housing Rate Agreement No. 51407 between the St. Louis County Board of Commissioners and Possibilities Plus – Grand Avenue.—[12-781](#)

Group Residential Housing Rate Agreement No. 51251 between the St. Louis County Board of Commissioners and TBI – 85th Avenue.—[12-782](#)

Group Residential Housing Rate Agreement No. 51252 between the St. Louis County Board of Commissioners and TBI – 93rd Avenue.—[12-783](#)

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

302

Group Residential Housing Rate Agreement No. 51253 between the St. Louis County Board of Commissioners and TBI – Alder.—[12-784](#)

Group Residential Housing Rate Agreement No. 51254 between the St. Louis County Board of Commissioners and TBI – Anderson.—[12-785](#)

Group Residential Housing Rate Agreement No. 51255 between the St. Louis County Board of Commissioners and TBI – Apartment A & B.—[12-786](#)

Group Residential Housing Rate Agreement No. 51256 between the St. Louis County Board of Commissioners and TBI – Apartment C.—[12-787](#)

Group Residential Housing Rate Agreement No. 51257 between the St. Louis County Board of Commissioners and TBI – Basswood.—[12-788](#)

Group Residential Housing Rate Agreement No. 51258 between the St. Louis County Board of Commissioners and TBI – Blackman 224.—[12-789](#)

Group Residential Housing Rate Agreement No. 51259 between the St. Louis County Board of Commissioners and TBI – Blackman 3011.—[12-790](#)

Group Residential Housing Rate Agreement No. 51260 between the St. Louis County Board of Commissioners and TBI – Calvary.—[12-791](#)

Group Residential Housing Rate Agreement No. 51261 between the St. Louis County Board of Commissioners and TBI – Carlson.—[12-792](#)

Group Residential Housing Rate Agreement No. 51262 between the St. Louis County Board of Commissioners and TBI – Cook Lake.—[12-793](#)

Group Residential Housing Rate Agreement No. 51263 between the St. Louis County Board of Commissioners and TBI – East 4th Street.—[12-794](#)

Group Residential Housing Rate Agreement No. 51264 between the St. Louis County Board of Commissioners and TBI – Fredenberg #1 AFC.—[12-795](#)

Group Residential Housing Rate Agreement No. 51265 between the St. Louis County Board of Commissioners and TBI – Fredenberg #2 RCS.—[12-796](#)

Group Residential Housing Rate Agreement No. 51266 between the St. Louis County Board of Commissioners and TBI – Hanford.—[12-797](#)

Group Residential Housing Rate Agreement No. 51267 between the St. Louis County Board of Commissioners and TBI – Highland.—[12-798](#)

Group Residential Housing Rate Agreement No. 51268 between the St. Louis County Board of Commissioners and TBI – Highway House.—[12-799](#)

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

303

Group Residential Housing Rate Agreement No. 51269 between the St. Louis County Board of Commissioners and TBI – Hillside 926.—[12-800](#)

Group Residential Housing Rate Agreement No. 51270 between the St. Louis County Board of Commissioners and TBI – Kenroy.—[12-801](#)

Group Residential Housing Rate Agreement No. 51271 between the St. Louis County Board of Commissioners and TBI – Lavaque.—[12-802](#)

Group Residential Housing Rate Agreement No. 51272 between the St. Louis County Board of Commissioners and TBI – Leicester.—[12-803](#)

Group Residential Housing Rate Agreement No. 51273 between the St. Louis County Board of Commissioners and TBI – Lemon.—[12-804](#)

Group Residential Housing Rate Agreement No. 51274 between the St. Louis County Board of Commissioners and TBI – Lindahl.—[12-805](#)

Group Residential Housing Rate Agreement No. 51275 between the St. Louis County Board of Commissioners and TBI – Maxwell.—[12-806](#)

Group Residential Housing Rate Agreement No. 51276 between the St. Louis County Board of Commissioners and TBI – Medin 3380.—[12-807](#)

Group Residential Housing Rate Agreement No. 51277 between the St. Louis County Board of Commissioners and TBI – Medin 3386.—[12-808](#)

Group Residential Housing Rate Agreement No. 51278 between the St. Louis County Board of Commissioners and TBI – Mud Lake.—[12-809](#)

Group Residential Housing Rate Agreement No. 51279 between the St. Louis County Board of Commissioners and TBI – Munger Shaw.—[12-810](#)

Group Residential Housing Rate Agreement No. 51280 between the St. Louis County Board of Commissioners and TBI – Oakley.—[12-811](#)

Group Residential Housing Rate Agreement No. 51281 between the St. Louis County Board of Commissioners and TBI – Piedmont.—[12-812](#)

Group Residential Housing Rate Agreement No. 51282 between the St. Louis County Board of Commissioners and TBI – Quince.—[12-813](#)

Group Residential Housing Rate Agreement No. 51283 between the St. Louis County Board of Commissioners and TBI – Saginaw.—[12-814](#)

Group Residential Housing Rate Agreement No. 51284 between the St. Louis County Board of Commissioners and TBI – Samuelson.—[12-815](#)

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

304

Group Residential Housing Rate Agreement No. 51285 between the St. Louis County Board of Commissioners and TBI – Shelby.—12-816

Group Residential Housing Rate Agreement No. 51286 between the St. Louis County Board of Commissioners and TBI – Woodrich.—12-817

Group Residential Housing Rate Agreement No. 51287 between the St. Louis County Board of Commissioners and TBI – Wren.—12-818

Addendum to Purchase Agreement No. 13076M between the St. Louis County Board of Commissioners and UDAC, Inc. (CCSA) extending the termination date to June 30, 2013.—12-819

Addendum to Purchase Agreement No. 13067L between the St. Louis County Board of Commissioners and Floodwood Services and Training, Inc. (CCSA) extending the termination date to June 30, 2013.—12-820

Addendum to Contract No. 20956 between the St. Louis County Board and the City of Duluth for Supported Work extending the end date from June 30, 2012, to September 30, 2012.—12-821

Upon motion by Commissioner Sweeney, supported by Commissioner O’Neil, resolutions numbered 12-504 through 12-518, as submitted to this Board on the consent agenda, were unanimously adopted as follows:

BY COMMISSIONER SWEENEY:

RESOLVED, that the official proceedings of the St. Louis County Board of Commissioners for the meeting of September 4, 2012, are hereby approved. Adopted September 25, 2012. No. 12-504

RESOLVED, that the official proceedings of the St. Louis County Board of Commissioners for the meeting of September 11, 2012, are hereby approved. Adopted September 25, 2012. No. 12-505

WHEREAS, the state tax forfeited parcels described below are currently included in an established memorial forest:

N ½ OF SW ¼ EX N ½ OF S ½ & EX N ½ & LOT 6, SECTION 6,
TOWNSHIP 52 NORTH, RANGE 19 WEST
TOWN OF NESS
PARCEL CODE: 470-0010-00940
LAKE UPHAM MEMORIAL FOREST

SW ¼ OF SE ¼, SECTION 10, TOWNSHIP 52 NORTH, RANGE 17 WEST
TOWN OF NEW INDEPENDENCE
PARCEL CODE: 475-0010-01630
LAKE UPHAM MEMORIAL FOREST

GOV LOT 2, SECTION 5, TOWNSHIP 53 NORTH, RANGE 16 WEST
UNORGANIZED 53-16
PARCEL CODE: 673-0010-00700
ISLAND LAKE MEMORIAL FOREST

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

305

WHEREAS, pursuant to Minn. Stat. § 459.06, Subd. 3, state tax forfeited land which has been included in an established memorial forest and found more suitable for other purposes may, by resolution of the County Board, be withdrawn from the forest for disposal if the Commissioner of Natural Resources approves the sale of such land; and WHEREAS, the state tax forfeited parcels described above are more suitable for purposes other than forest management and have been approved for sale by the Commissioner of Natural Resources.

NOW, THEREFORE, BE IT RESOLVED, that the state tax forfeited parcels described above shall be withdrawn from Lake Upham and Island Lake Memorial Forests.
Adopted September 25, 2012. No. 12-506

WHEREAS, Minnesota Stat. § 282.04, Subd. 1(d), authorizes the County Auditor, as directed by the County Board, to lease state tax forfeited land to individuals, corporations or organized subdivisions of the state for temporary uses at such prices and under such terms as the County Board may prescribe; and

WHEREAS, the Friends of Sax-Zim Bog has requested to lease one acre of state tax forfeited land in the SE ¼ of the NE ¼, Section 22, Township 54 North, Range 19 West, for a visitor center and parking lot for birding and recreational purposes; and

WHEREAS, the St. Louis County Land and Minerals Department has reviewed the request and recommends a lease fee of \$800 per year for a ten year term.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the County Auditor to lease one acre of state tax forfeited land to the Friends of Sax-Zim Bog for a visitor center and parking lot, under the terms and conditions set forth in a lease agreement, for a lease fee of \$800 per year for a ten (10) year term, revenues to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted September 25, 2012. No. 12-507

WHEREAS, Minn. Stat. § 282.01, Subd. 7(a), provides that the sale of state tax forfeited lands located in a home rule charter or statutory city, or in a town, which cannot be improved because of noncompliance with local ordinances may be sold if the County Auditor determines that a non-public sale will encourage the approval of sale by the city or town and promote its return to the tax rolls; and

WHEREAS, the following described tax forfeited parcel cannot be improved because the property consists of undivided interest in land:

UNDIVIDED ½ INTEREST OF SW ¼ OF NW ¼
SECTION 12, TOWNSHIP 55 NORTH, RANGE 20 WEST
TOWN OF LAVELL
PARCEL CODE: 420-0030-01880
APPRAISED VALUE: \$16,000

WHEREAS, the County Auditor has determined that a non-public sale to other owners of undivided interest will encourage the approval of the sale and promote its return to the tax rolls; and

WHEREAS, the parcel of land has been classified as non-conservation land pursuant to Minn. Stat. § 282.01; and

WHEREAS, the parcel of land which borders public waters has been approved for private sale pursuant to Laws of Minnesota 2011, Chapter 98, Section 26.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves the sale of state tax forfeited land described above, and the County Auditor is authorized to offer the parcel at private sale to other owners of undivided interest, with proceeds from the sale to be deposited into Fund 240 (Forfeited Tax Fund).

RESOLVED FURTHER, that the Land Commissioner shall give at least 30 days notice of the sale to the other owners of undivided interest in the land.

Adopted September 25, 2012. No. 12-508

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

306

RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to execute an amendment to Minnesota Department of Transportation Agreement No. 94577 extending the contract expiration date to January 30, 2013.
Adopted September 25, 2012. No. 12-509

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. 59401.
Adopted September 25, 2012. No. 12-510

RESOLVED, that pursuant to Minn. Stat. § 349.213, Subd. 2, the St. Louis County Board hereby approves the following Lawful Gambling License Application (raffle), on file in the office of the County Auditor, identified as County Board File No. 59511, for the following organization:
Gnesen Volunteer Fire Department, 4504 Datka Road, Duluth, MN, 55803, to conduct off-site gambling on October 22, 2012, raffle, at Gnesen Town Hall, 4011 West Pioneer Road, Duluth, Minnesota, 55803, Gnesen Township.
Adopted September 25, 2012. No. 12-511

RESOLVED, that a public hearing will be held at 9:40 a.m. on Tuesday, October 9, 2012, in the St. Louis County Courthouse, Duluth, Minnesota, for the consideration of liquor law violation allegations, sale to minor on July 27, 2012, and if proven, the suspension or revocation of the liquor licenses issued to Ballz Deep, Inc., d/b/a The Other Place Bar and Grill, Rice Lake Township, and/or the imposition of civil penalties for the violation.
Adopted September 25, 2012. No. 12-512

RESOLVED, that a public hearing will be held at 9:45 a.m. on Tuesday, October 9, 2012, in the St. Louis County Courthouse, Duluth, Minnesota, for the consideration of liquor law violation allegations, and if proven, the suspension or revocation of the liquor licenses issued to Vernon Skoglund d/b/a Silver Fox Lodge, Gnesen Township, and/or the imposition of civil penalties for the violation.
Adopted September 25, 2012. No. 12-513

WHEREAS, the St. Louis County master space plan for the Duluth area offices has been in place since 1995 with the Government Services Center (GSC) being the primary site for consolidation of county provided services; and
WHEREAS, State of Minnesota tenants have vacated the building and the next phase of the master space plan is to develop construction and bid documents for the GSC remodeling project as the basis for the most accurate bond amount possible; and
WHEREAS, the Purchasing Division solicited proposals in December 2011; and
WHEREAS, the design team offering the best product/service at the best value was Perkins & Will of Minneapolis, Minnesota, Krech-Ojard & Associates of Duluth, Minnesota, and Gausman & Moore Engineers of Duluth, Minnesota.
NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the appropriate county officials to enter into a Phase II contract with Perkins & Will of Minneapolis, Minnesota, for design-development for the Duluth GSC infrastructure replacement and general remodeling project in the amount of \$827,000, payable from Fund 100, Agency 104005, to be reimbursed by the associated bond sale proceeds.
Adopted September 25, 2012. No. 12-514

WHEREAS, Minn. Stat. § 466.04 establishes the maximum tort liability for municipalities on claims arising on or after January 1, 2009, at \$500,000 per individual claim and \$1.5 million per occurrence for any number of claims arising out of a single occurrence on or

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

307

after July 1, 2009; and

WHEREAS, the St. Louis County Board has determined that it is in the best interest of the county to establish a policy with respect to tort liability insurance requirements for timber sales and aggregate contractors; and

WHEREAS, the County Board feels it is necessary to provide adequate opportunity so that representatives of the Minnesota timber industry contractors may petition the state legislature for relief from the maximum tort liability insurance requirements.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board establishes that all timber sale and aggregate contracts requiring tort liability insurance shall include proof of insurance in the amount currently purchased by the contractor but not less than \$300,000 per individual claim and \$1 million for any number of claims arising out of a single occurrence, effective immediately.

RESOLVED FURTHER, that this tort liability insurance requirement shall be the policy of the St. Louis County Board until such time as representatives of the Minnesota timber industry contractors are successful in receiving relief from the state legislature from the maximum tort liability insurance requirements established in Minn. Stat. § 466.04.

Adopted September 25, 2012. No. 12-515

RESOLVED, that pursuant to Ordinance No. 28, Section 11, Subdivision 11.06, authorization is hereby approved for the following application to sell/serve outside the designated serving area of the county liquor license, as per application on file in the office of the County Auditor, identified as County Board File No. 59385:

Breeze Inn Duluth, LLC d/b/a The Breeze Inn, Lakewood Township, September 29 and 30, 2012.

RESOLVED FURTHER, that said license is approved contingent on Lakewood Township approval.

Adopted September 25, 2012. No. 12-516

RESOLVED, that the workers' compensation report of claims by employees for work-related injuries, dated September 7, 2012, on file in the office of the County Auditor, identified as County Board File No. 59383, is hereby received and ratified as payable from Fund 730, Agency 730001.

Adopted September 25, 2012. No. 12-517

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. 59440, are hereby approved and the County Auditor shall issue checks in the following amounts:

AUGUST 2012		
100	General Fund	\$7,470,780.29
148	Volunteer Fire Departments	21,044.76
149	Personnel Service Fund	859.04
150	Sheriff's Nemesis Fund Group	75,447.97
160	MN Trail Assistance	33,593.94
167	Attorney's Forfeitures	315.28
168	Sheriff's State Forfeitures	1,295.98
169	Attorney Trust Accounts-VW	1,195.47
173	Emergency Shelter Grant	4,741.33
179	Enhanced 9-1-1	8,607.24
180	Law Library	31,945.68
183	City/County Communications	359.60
184	Extension Service	49,532.54

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

308

200	Public Works	6,490,434.16
210	Road Maint – Unorg Townships	227.72
220	State Road Aid	5,170,665.34
225	PW – June 2012 Flood	2,177,424.00
230	Public Health & Human Services	7,275,533.41
240	Forfeited Tax	549,904.24
260	CDBG Grant	331,022.71
270	Home Grant	62,149.78
290	Forest Resources	895.80
400	County Facilities	209,963.40
402	Depreciation Reserve Fund	125,049.39
405	Public Works Building Const	74,464.26
438	2008B Capital Improvement Bond	115,734.70
439	2010A Capital Improvement Bond	556,584.16
600	Environmental Services	854,632.44
616	On-Site Waste Water Division	52,118.19
640	Plat Books	27,535.68
715	County Garage	129,959.49
720	Property Casualty Liability	200,720.04
730	Workers Compensation	253,816.29
770	Retired Employees Health Ins	622.18
826	Taconite Production Tax	5,244,666.00
900	State of Minnesota	2,356,348.83
902	Courts	382,760.66
907	Special Taxes	26,121.54
908	Cities and Towns Taxes	983,810.83
909	Tax Refunds	82,811.27
910	School Districts Taxes	1,552,977.79
925	Arrowhead Regional Corrections	1,974,546.11
955	Community Health Board	208,345.38
985	Collective Local Collaborative	61,591.07
989	Regional Railroad Authority	145,806.18
990	Northern Cities Land Use	879.33
992	Permits to Carry – Firearms	4,610.00
998	MPL-DUL Train Alliance	39,877.97
		\$45,424,329.46

Adopted September 25, 2012. No. 12-518

BY COMMISSIONER RAUKAR:

WHEREAS, St. Louis County owns Camp Esquagama to serve the youth of the county;
and

WHEREAS, St. Louis County contracts with the St. Louis County Promotional Bureau to
operate Camp Esquagama; and

WHEREAS, Camp Esquagama is in a period of transition in its service model with the
ultimate goal of self-sufficiency; and

WHEREAS, 2012 Camp Esquagama operations and maintenance costs require additional
funding.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board approves up to
\$65,000 to be issued to the St. Louis County Promotional Bureau for the purpose of
closing out 2012 camp operating expenses and to cover camp maintenance expenses
through December 2012. Funding is the General Fund Balance, Fund 100.

Unanimously adopted September 25, 2012. No. 12-519

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

309

At 10:00 a.m., September 25, 2012, Commissioner Forsman, supported by Commissioner Raukar, moved to adjourn; seven yeas, zero nays.

Keith Nelson, 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)