

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

March 26, 2013

Public Works Facility, 2210 East Sheridan Street, Ely, Minnesota

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

RESOLUTIONS FOR APPROVAL:

Minutes for the March 12, 2013, meeting.

Health & Human Services Committee – Commissioner Stauber, Chair

1. Approve Calendar Year (CY) 2013 mental health contracts with Human Development Center correcting the number Children’s Mental Health – Targeted Case Management cases from 15 cases per month to 30 cases per month and rescind St. Louis County Board Resolution No. 12-260, dated December 18, 2012.
2. Appoint Tom P. Gregorich, John Soghigian, and Albert Holm to the Public Health and Human Services Advisory Board for three-year terms beginning January 1, 2013 and ending December 31, 2015.
3. Authorize a grant application in an amount up to \$900,000 to the Minnesota Housing Finance Agency Family Homeless Prevention and Assistance Program for the 2013-2015 biennium with St. Louis County serving as fiscal agent.
4. Approve the reallocation of an Information Specialist I position to a Financial Assistance Division Trainer position in the Public Health and Human Services Department.

Environment & Natural Resources Committee – Commissioner Nelson, Chair

5. Contract authorized with Future Forests, Inc., of Askov, Minnesota, in the amount of \$133,909 for ground applied herbicides for tree plantation site preparation and release of existing conifer plantations on state tax forfeited lands during the summer of 2013 in accordance with Bid No. 5013.
6. Cancellation of contract for purchase of state tax forfeited land by Adam Adams of Duluth, Minnesota.
7. Cancellation of contract for purchase of state tax forfeited land by Tammy and Bud Kishel of Virginia, Minnesota.
8. Appraisal reports for the sale of timber, as submitted by the Land Commissioner.

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Public Works & Transportation Committee - Commissioner Forsman, Chair

9. Award of bids:
 - a. **Hawkinson Construction Co., Inc.**, Grand Rapids, MN, in the amount of **\$791,180.20** for aggregate shouldering in southwestern St. Louis County due to storm damage, SAP 69-030-023[low]/SAP 69-030-026, CP 160535.
 - b. **Hawkinson Construction Co., Inc.**, Grand Rapids, MN, in the amount of **\$1,729,514.04** for culvert replacement and reclamation and overlay on County State Aid Highway (CSAH) 16 in Hibbing, MN, SAP 69-616-046, CP 9297.
10. Award of bids:
 - a. **Hawkinson Construction Co., Inc.**, Grand Rapids, MN, in the amount of **\$1,881,348.16** for combined reclaim and overlay projects on CSAH 65/Biss Road in Unorganized Townships 60-18 and 60-19, MP 65-97089(low), and UT 8172/Lake Leander Road in Unorganized Township 60-19, MP 8172-142845(tied).
 - b. **Redstone Construction Co., Inc.**, Mora, MN, in the amount of **\$1,011,918.00** for approach grading, bituminous paving, culverts, guardrail and Bridge No. 69A02 on CR 615 in Embarrass Township, SAP 69-598-039, CP 128461.

Finance & Budget Committee – Commissioner Raukar, Chair

11. Abatement list for Board approval.
12. Workers' compensation report dated March 8, 2013.
13. Application for on-sale 3.2 percent malt liquor license by T & M Enterprise of Kabetogama, LLC d/b/a Bait 'n Bite, Kabetogama Township, new.
14. Application for an on-sale wine license with authorization to sell/serve intoxicating malt liquor on-sale by T & M Enterprise of Kabetogama, LLC d/b/a Bait 'n Bite, Kabetogama Township, new.
15. Application for license to sell tobacco products at retail by Best Oil Co., Inc., d/b/a Proctor Little Store, City of Proctor, change of location, past violation.

Central Management & Intergovernmental Committee – Commissioner Jewell, Chair

16. Support for the continued efforts of the Highway169 North Improvement Task Force in recommending an alignment of the highway that best ensures the safety of the traveling public in the Eagles Nest project area.

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Public Safety & Corrections Committee – Commissioner O’Neil, Chair

17. Authorize an amendment to the 2010 Interoperable Communications Training Grant extending the grant to April 30, 2013.

**Official Proceedings of the County Board
of Commissioners**

BY COMMISSIONER _____

RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners for the meeting of March 12, 2013, are hereby approved.

**Approve CY 2013 Mental Health Contracts with Human Development Center
and Rescind County Board Resolution No. 12-670**

BY COMMISSIONER _____

WHEREAS, Human Development Center (HDC) helps people with mental illness to remain safe and as independent as possible by providing a full range of community mental health services; and

WHEREAS, The Public Health and Human Services Department has contracted with HDC to provide needed community mental health services in southern St. Louis County for many years; and

WHEREAS, County funds must be set aside to pay the non-federal share of Medical Assistance for mental health services for residents of southern St. Louis County;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes two agreements with HDC for the period January 1, 2013, through December 31, 2013. The county's required share is paid as indicated below:

1. Children MH-TCM contract (30 cases per month)
\$510 per month per child
Fund 230, Agency 232008, Object 601600
2. Adult MH-TCM contract (80 cases per month)
\$364 per month per client
Fund 230, Agency 232006, Object 604400

RESOLVED FURTHER, That St. Louis County Board Resolution No. 12-670, dated December 18, 2012, is hereby rescinded.

Appointments to the Public Health & Human Services Advisory Committee

BY COMMISSIONER _____

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

WHEREAS, Members of the PHHS Advisory Committee are appointed by the St. Louis County Board to serve three-year staggered terms of membership; and

WHEREAS, There are currently four vacancies on the PHHS Advisory Committee; and

WHEREAS, Three applications were received from citizens wishing to serve on the Committee;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board appoints the following three citizens to serve three years terms on the Public Health and Human Services Advisory Committee beginning January 1, 2013 and ending December 31, 2015:

<u>Member Name</u>	<u>Commissioner District</u>
Tom P. Gregorich, Duluth	At Large vacancy
John Soghigian, Ely	District 4
Albert Holm, Virginia	District 6

Family Homeless Prevention and Assistance Program Grant Application

BY COMMISSIONER _____

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

WHEREAS, St. Louis County has received funding from the Minnesota Housing Finance Agency Family Homeless Prevention and Assistance Program since the 1995-1997 biennium to fund services for the homeless and those at risk of homelessness;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes submission of a grant application in an amount up to \$900,000 to the Minnesota Housing Finance Agency Family Homeless Prevention and Assistance Program for the 2013-2015 biennium, to be accounted for in Fund 230, Agency 230004, Grant Year(s) 2013-2015;

RESOLVED FURTHER, That St. Louis County shall serve as fiscal agent for the grant.

Financial Assistance Division Trainer Position

BY COMMISSIONER _____

WHEREAS, When a vacancy occurs in the Public Health and Human Services Department (PHHS), a review is done to determine if that position should be filled as is or if it should be reallocated to a level more aligned with the needs of the department and the customers it serves; and

WHEREAS, PHHS conducted this review when an Information Specialist I (Pay Grade B6) became vacant and determined that a reallocation of this position to a Financial Assistance Division trainer position (Pay Grade B17) would enable the department to provide increased local training of new Financial Workers, ensure compliance with eligibility regulations to minimize errors, and ensure workers are using the functionality of the electronic document management system to the fullest; and

WHEREAS, PHHS has a budgeted vacant .5 FTE Financial Worker position in its 2013 budget and will use this budgeted amount to pay for the difference in salary between the two positions; and

WHEREAS, Because this reallocation is more than three pay grades, Board approval is required;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the reallocation of an Information Special I position (Pay Grade B6) to a Financial Assistance Division Trainer position (Pay Grade B17) in the Public Health and Human Services Department, to be accounted for in Fund 230, Agency 231014, Object 610100.

Award of Bid: Broadcast Application of Herbicides

BY COMMISSIONER: _____

WHEREAS, The Land and Minerals Department plans to treat 1076.5 acres with ground applied herbicides for tree plantation site preparation and the release of existing conifer plantations on state tax forfeited lands in the summer of 2013; and

WHEREAS, The Purchasing Division solicited bids for ground application of herbicides with Future Forests, Inc., of Askov, MN, submitting the only bid in the amount of \$133,909;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to execute a contract with Future Forests, Inc., of Askov, MN, for the chemical site preparation of 14 sites totaling 903 acres and the chemical release of 7 sites totaling 173.5 acres, in accordance with the specifications of Bid No. 5013, subject to approval of the County Attorney, at its bid price of \$133,909, payable from Fund 290, Agency 290001.

Cancellation of Contract for Purchase of State Tax Forfeited Land - Adams

BYCOMMISSIONER _____

WHEREAS, Adam Adams of Duluth, MN, has agreed that the contract for the purchase of state tax forfeited lands should be cancelled; and

WHEREAS, The purchaser voluntarily agreed to admission of service and waiver of time to cure default to the State of Minnesota for land legally described as:

CITY OF DULUTH
LOT: 0003 BLOCK: 071
WEST DULUTH 6TH DIVISION
Parcel Code: 010-4520-09510
C22090195

WHEREAS, Minn. Stat. §§ 282.04, Subd. 2(d), and 504B.271 authorize the County Auditor to dispose of abandoned personal property; and

WHEREAS, The previous owner(s) of the property will be notified by posting of property or by mail;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the cancellation of contract for the purchase of state tax forfeited land by Adam Adams of Duluth, MN, listed on file in Country Board File No. 59586, according to the provisions of Minn. Stat. § 282.01, Subd. 5, and Minn. Stat. § 282.40, and according to the procedures of Minn. Stat. § 559.21;

RESOLVED FURTHER, That the St. Louis County Board authorizes the County Auditor to dispose of abandoned personal property from the above described state tax forfeited property.

Cancellation of Contract for Purchase of State Tax Forfeited Land - Kishel

BY COMMISSIONER _____

WHEREAS, Tammy and Bud Kishel of Virginia, MN, have agreed that the contract for the purchase of state tax forfeited lands should be cancelled; and

WHEREAS, The purchasers voluntarily agreed to admission of service and waiver of time to cure default to the State of Minnesota for land legally described as:

CITY OF MT IRON
LOT: 0008 and NLY 62 FT of LOT 9 BLOCK: 007
MERRITTS 1ST ADDITION TO MOUNTAIN IRON
Parcel Code: 175-0020-00840, 855
C22090101

WHEREAS, Minn. Stat. §§ 282.04, Subd. 2(d), and 504B.271 authorize the County Auditor to dispose of abandoned personal property; and

WHEREAS, The previous owner(s) of the property will be notified by posting of property or by mail;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the cancellation of contract for the purchase of state tax forfeited land by Tammy and Bud Kishel of Virginia, MN listed on file in Country Board File No. 59586, according to the provisions of Minn. Stat. § 282.01, Subd. 5, and Minn. Stat. § 282.40, and according to the procedures of Minn. Stat. § 559.21;

RESOLVED FURTHER, That the St. Louis County Board authorizes the County Auditor to dispose of abandoned personal property from the above described state tax forfeited property.

Appraisal Reports for Sale of Timber

BY COMMISSIONER _____

RESOLVED, That the appraisal reports for sale of timber, numbered Tracts 1 through 4 as submitted by the Land Commissioner, on file in the Office of the County Auditor, identified as County Board File No. 59590, are approved and the County Auditor is authorized to carry out the recommendation as listed in said appraisal report.

LAND COMMISSIONERS TRANSMITTAL OF
APPRAISAL REPORTS TO BOARD OF COUNTY COMMISSIONERS

TO: BOARD OF COUNTY COMMISSIONERS, ST. LOUIS COUNTY, MINNESOTA

Listed below are four tracts of timber to be offered for sale from State of Minnesota Tax Forfeited lands. Appraisal reports are on file in the Land Commissioner's Office upon request.

LAND COMMISSIONER'S REPRESENTATIVE

Date: March 19, 2013

<u>TRACT NUMBER</u>	<u>DESCRIPTION</u>	<u>SEC</u>	<u>TWP</u>	<u>RGE</u>	<u>TIMBER VALUE</u>
1	NE1/4	21	53	18	\$1,979.50
2	NE1/4	21	53	18	\$1,605.00
3	NE1/4 - SW1/4	19	63	19	\$2,939.35
4	NE1/4 - SW1/4 & SE1/4 - NW1/4	19	63	19	\$2,772.89

TOTAL VALUE OF TRACTS: \$9,296.74

The Land Commissioner's appraisal and recommendation as listed above was approved except as noted by the Board of County Commissioners, and the County Auditor is hereby authorized and directed to carry out the recommendation of said report as approved by the Board of County Commissioners.

County Board File No. 59590

By: _____
Clerk of County Board

Date: _____

**Award of Bids – Shouldering Contract for Storm Damage
in Southwestern St. Louis County**

BY COMMISSIONER _____

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

SAP 69-030-023(low)/SAP 69-030-026, CP 160535 located in
Southwestern St. Louis County;

and

WHEREAS, Bids were opened in the St. Louis County Courthouse, Duluth, MN, on February 28, 2013, and the low responsible bid determined;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the award on the above project to the low bidder:

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Hawkinson Construction Co, Inc.	P.O. Box 278 Grand Rapids, MN 55744	\$791,180.20

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 160535, Object 652706.

**Award of Bids - Culvert Replacement and Reclamation and
Overlay on CSAH 16 (Hibbing)**

BY COMMISSIONER _____

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

SAP 69-616-046, CP 9297 located on CSAH 16 from CR 444 to CSAH 5
in Hibbing, MN;

and

WHEREAS, Bids were opened in the St. Louis County Courthouse, Duluth, MN,
on February 28, 2013, and the low responsible bid determined;

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

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Hawkinson Construction Co, Inc.	P.O. Box 278 Grand Rapids, MN 55744	\$1,729,514.04

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 220, Agency 220177, Object 652700.

**Award of Bids – Reclaim and Overlay Projects
(Unorganized Townships 60-18 and 60-19)**

BY COMMISSIONER _____

WHEREAS, Bids have been received by the County Auditor for the following combined projects:

MP 65-97089(Low), CP 97089 located on CSAH 65 (Biss Road) from CSAH 25 to TH 53 in Unorganized Townships 60-18 and 19;

MP 8172-142845 located on UT 8172 Lake Leander Road from CSAH 65 to CSAH 65 in Unorganized Township 60-19;

and

WHEREAS, Bids were opened in the St. Louis County Courthouse, Duluth, MN, on March 7, 2013, and the low responsible bid determined;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the award on the above project to the low bidder:

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Hawkinson Construction Co, Inc.	P.O. Box 278 Grand Rapids, MN 55744	\$1,881,348.16

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 65-97089(Low): Fund 200, Agency 203281, Object 652800 \$1,448,227.64

MP 8172-142845: Fund 210, Agency 210048, Object 652800 \$ 433,120.52

**Award of Bids - Bridge Project on County Road 615
(Embarrass Township)**

BY COMMISSIONER _____

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

SAP 69-598-039, CP 128461 located on CR 615 between CSAH 21 and 100' E of CR 318 in Embarrass, MN;

and

WHEREAS, Bids were opened in the St. Louis County Courthouse, Duluth, MN, on March 7, 2013, and the low responsible bid determined;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the award on the above project to the low bidder:

<u>LOW BIDDER</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Redstone Construction Co., Inc.	P.O. Box 218 Mora, MN 55051	\$1,011,918.00

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 220, Agency 220280, Object 652700 (Fund 29 Bridge Bond Funds) \$716,218.00

Fund 200, Agency 203273, Object 652800 (SLC local funds) \$295,700.00

With additional revenue budgeted for expense:

Fund 220, Agency 220280, Object 652700 (Fund 29 Bridge Bond) \$716,218.00

Abatement List for Board Approval

BY COMMISSIONER _____

RESOLVED, That the St. Louis County Board approves the applications for abatements, correction of assessed valuations and taxes plus penalty and interest, and any additional accrual, identified in County Board File No. 59577.

Workers' Compensation Report

BY COMMISSIONER _____

RESOLVED, That the workers' compensation report of claims by employees for work-related injuries, dated March 8, 2013, on file in the office of the County Auditor, identified as County Board File No. 59592, is hereby received and ratified as payable from Fund 730, Agency 730001.

**Application for On-Sale 3.2 Percent Malt Liquor License
(Kabetogama Township)**

BY COMMISSIONER _____

RESOLVED, That pursuant to the provisions of Minn. Stat. § 340A, as amended, and Rules and Regulations adopted by this Board under St. Louis County Ordinance No. 28, dated May 22, 1978, as amended, the following application for 3.2 percent malt liquor license is hereby approved, on file in the office of the County Auditor, identified as County Board File No. 59581;

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

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

RESOLVED FURTHER, That said license shall be effective May 1, 2013 through June 30, 2013:

T & M Enterprise of Kabetogama, LLC d/b/a Bait n' Bite, Kabetogama Township, On-Sale 3.2 Percent Malt Liquor License No. B13104, new.

**Application for On-Sale Wine License with
Authorization to Sell/Serve Intoxicating Malt Liquor On-Sale
(Kabetogama Township)**

BY COMMISSIONER _____

RESOLVED, That pursuant to the provisions of Minn. Stat. § 340A, as amended, and Rules and Regulations adopted by this Board under St. Louis County Ordinance No. 28, dated May 22, 1978, as amended, the following application for an on-sale wine license with authorization to sell/serve intoxicating malt liquor on-sale is hereby approved, on file in the office of the County Auditor, identified as County Board File No. _____;

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

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

RESOLVED FURTHER, That said license shall be effective May 1, 2013 through June 30, 2013:

T & M Enterprise of Kabetogama, LLC d/b/a Bait n' Bite, Kabetogama Township, On-Sale Wine License with Authorization to Sell/Serve Intoxicating Malt Liquor On-Sale, License No. WSB1310, new.

**Application for License to Sell Tobacco Products at Retail
(City of Proctor)**

BY COMMISSIONER _____

RESOLVED, That pursuant to St. Louis County Ordinance No. 51, the application for license to sell tobacco products, at retail, on file in the office of the County Auditor, identified as County Board File No. 59631, is hereby approved and the County Auditor is authorized to issue the license as follows;

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

RESOLVED FURTHER, That said license is effective April 1, 2013, through December 31, 2013;

The following license holder was issued a tobacco violation citation on the dates as stated:

Best Oil Co., Inc. d/b/a Proctor Little Store, City of Proctor, Tobacco Products License No. T13278, change of location, September 30, 1998 and November 5, 2012.

Support of Highway 169 Safety/Alignment Improvements

BY COMMISSIONER _____

WHEREAS, The Highway 169 North Improvement Task Force was formed in 2000 by citizens and local governments; and

WHEREAS, The Task Force has studied the transportation needs and developed recommendations for improvements of Highway 169 in the Eagles Nest project area; and

WHEREAS, The St. Louis County Board has expressed its support for the work of the Task Force on behalf of St. Louis County residents by County Board Resolution No. 00-415, dated June 13, 2000; and

WHEREAS, Senator Tom Bakk and Representative David Dill have expressed concerns over the curves on Highway 169 at MP 271 and MP 272, as well as the shaded areas caused by the current roadway alignment;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board of Commissioners supports the continued efforts of the Highway 169 North Improvement Task Force in recommending an alignment that best ensures the safety of the traveling public in the Eagles Nest project area of Highway 169, and the timely delivery of said project.

Amendment to the 2010 Interoperable Communications Grant for Training

BY COMMISSIONER _____

WHEREAS, On July 5, 2011, the St. Louis County Board adopted Resolution No. 11-314 authorizing acceptance of the 2010 Interoperable Communications grant for training; and

WHEREAS, The State of Minnesota has amended the contract by extending the contract date to April 30, 2013; and

WHEREAS, The St. Louis County Sheriff's Office and the Northeast Regional Radio Board will be able to provide needed interoperable communications training as a result of this amendment;

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes an amendment to the 2010 Interoperable Communications grant to extend the grant until April 30, 2013, which is accounted for in Fund 100 Agency 136999, Grant 13605, Year 2010;

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