

**OFFICIAL PROCEEDINGS OF THE MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. LOUIS, MINNESOTA,
HELD ON MARCH 9, 2021**

The Board of County Commissioners of the County of St. Louis, Minnesota, met this 9th day of March 2021, at 9:31 a.m., at the Government Services Center, Duluth, Minnesota, with the following members present: Commissioners Frank Jewell, Patrick Boyle, Ashley Grimm, Keith Musolf, Paul McDonald, Keith Nelson and Chair Mike Jugovich - 7. Absent: None - 0.

Commissioners Frank Jewell, Patrick Boyle and Ashley Grimm participated by WebEx.

Chair Jugovich asked for a moment of silence in remembrance of all victims of violence, foreign and domestic; followed by the pledge of allegiance. Chair Jugovich acknowledged the effort and sacrifices that frontline workers have made during the pandemic.

Chair Jugovich opened the meeting to persons who wish to address the Board concerning issues not on the agenda, and no one came forth.

Commissioner McDonald, supported by Commissioner Nelson, moved to approve the consent agenda. A roll call vote was taken, the motion passed; seven yeas, zero nays.

Commissioner Jewell, supported by Commissioner Nelson, moved to approve the proposed settlement and authorize the appropriate county officials to negotiate and execute appropriate settlement documents and to make the settlement payments contemplated by the proposed settlement in *Doherty v. St. Louis County*, Case No. 20-CV-385 (ECT/LIB) in the amount of \$17,500.00. A roll call vote was taken, the motion passed; seven yeas, zero nays. Resolution No. 21-181.

A Point of Personal Privilege was requested at 9:35 a.m. At 9:40 a.m., the Board reconvened with all members present.

At 9:41 a.m., a public hearing was conducted pursuant to Resolution No. 21-140, adopted February 23, 2021, to consider the issuance of an Off-Sale Intoxicating Liquor License to Neighbor's BBQ, LLC d/b/a Neighbor's BBQ, Vermilion Lake Township. St. Louis County Assistant Attorney Kim Maki gave the initial presentation and submitted a packet that included documentation of required notices, minutes from the Liquor Licensing Committee meeting, proof of paid property taxes, and required documents for the license to the Clerk of the County Board. Commissioner Nelson asked Eric and Angie Drake, of Neighbor's BBQ, LLC, if they had read all liquor license requirements and if they will abide by them; the applicants responded yes. Chair Jugovich asked if there were any other governmental entities, supporters or opponents, or citizens who wished to speak regarding the proposed action; no one requested the opportunity to speak. At 9:47 a.m., Commissioner Nelson, supported by Commissioner McDonald, moved to close the public hearing. A roll call vote was taken, the motion passed; seven yeas, zero nays.

Commissioner McDonald, supported by Commissioner Nelson, moved that an Off-Sale Intoxicating Liquor License shall be issued to Neighbor's BBQ, LLC dba Neighbor's BBQ, Vermilion Lake

Township, located in Area 3, and in accordance with the St. Louis County Fee Schedule the annual fee is \$150.00; effective through June 30, 2021. The license is approved contingent upon payment of real estate taxes when due. If the named license holder sells the licensed place of business, the County Board may, at its discretion and after an investigation, transfer the license to a new owner, but without pro-rated refund of license fee to the license holder. A roll call vote was taken, the motion passed; seven yeas, zero nays. Resolution No. 21-180.

The following Board and contract files were created from documents received by this Board:

Kevin Gray, County Administrator, and Linnea Mirsch, Public Health & Human Services Director, submitting Board Letter No. 21-89, Rescind County Board Resolution No. 21-607 and CY 2021-22 Family-Based Counseling, Life Management Skills, Community Education and Prevention Services, Foster Care Licensing and Placement for American Indian Families and Children.—61451

Kevin Gray, County Administrator, and Brian Fritsinger, Deputy Administrator, submitting Board Letter No. 21-91, Agreement with the Depot Foundation.—61452

Job Classifications and Reallocations approved during 2021.—61453

Applications for Repurchase of State Tax Forfeited Land approved during 2021.—61454

Agreement for Services between the County of St. Louis and Benchmark Engineering, Mountain Iron, MN, for consultant services to implement a Storm Sewer Hydrology Study for County State Aid Highway (CSAH) 141 (Douglas Avenue) and CSAH 101 (Fayal Road) in Eveleth (SAP 069-741-002; CP 0141-493350/SAP 069-745-001; CP 0145-493352).—21-214

Minnesota Department of Human Services SFY 2021 Housing Support Agreement – Group Settings, Contract No. 53905, between St. Louis County and Guided Transitions, LLC, Duluth, MN.—21-215

Public Health & Human Services Independent Contractor Agreement, Contract No. 90271, between St. Louis County and Diane Holliday-Welsh, Duluth, MN, for Clarity Center Project Development Consultation Services during the period January 1, 2021, to December 31, 2021.—21-216

Public Health & Human Services Independent Contractor Agreement, Contract No. 17151, between St. Louis County and Marcus Walker, Duluth, MN, for Research & Analytics Consultant Services for PHHS Diversity Action Team (DAT) Customer Service Survey data analysis and subsequent culmination in a qualitative data report during the period January 1, 2021, to June 30, 2021.—21-217

Amendment No. 1, Original Damion No. 2018-12109, between the County of St. Louis and Ramsland & Vigen, Inc., Duluth, MN, for appraisal services for highway right-of-way under projects CP 0009-382898/SP 069-609-047 & CP 0037-382899/SP 069-637-025, increasing the contract value by \$10,000 to \$34,000, extending the term of service to February 28, 2022, and adding two additional appraisals.—21-218

Lease agreement between the County of St. Louis (Lessor) and the Duluth Art Institute (Lessee) for approximately 5,733 square feet of floor space in the St. Louis County Heritage & Arts Center (the Depot) during the period January 1, 2021, through December 31, 2021.—21-219

Lease agreement between the County of St. Louis (Lessor) and the Duluth Playhouse (Lessee) for approximately 16,677 square feet of floor space in the St. Louis County Heritage & Arts Center (the Depot) during the period January 1, 2021, through December 31, 2021.—21-220

Lease agreement between the County of St. Louis (Lessor) and the Minnesota Ballet (Lessee) for approximately 4,825 square feet of floor space in the St. Louis County Heritage & Arts Center (the Depot) during the period January 1, 2021, through December 31, 2021.—21-221

Minnesota Department of Transportation Agreement No. 1033676 for Wisconsin Central, Ltd., Railroad Crossing Signal on County Road 880 (Leiste Road) in Solway Township (SP 69-00206, Federal Project No. RRS 6921[078].—21-222

Minnesota Department of Human Services SFY 2021 Housing Support Agreement – Group Settings, Contract No. 53881, between St. Louis County and October Kay Allen, Duluth, MN.—21-223

Minnesota Department of Human Services SFY 2021 Housing Support Agreement – Group Settings, Contract No. 5939585, between St. Louis County and Solid Foundations of MN, Inc., LLC, Duluth, MN.—21-224

Minnesota Department of Human Services SFY 2021 Housing Support Agreement – Group Settings, Contract No. 54000, between St. Louis County and TBI Residential and Community Services, Inc., Duluth, MN.—21-225

Upon motion by Commissioner McDonald, supported by Commissioner Nelson, resolutions numbered 21-162 through 21-179, as submitted on the consent agenda, were unanimously adopted as follows:

BY COMMISSIONER McDONALD:

RESOLVED, That the official proceedings of the St. Louis County Board of Commissioners for the meeting of March 2, 2021, are hereby approved.

Adopted March 9, 2021. No. 21-162

WHEREAS, On December 15, 2020, the County Board adopted Resolution No. 20-607 authorizing the Public Health and Human Services Department (PHHS) to contract with the Bois Forte and Fond du Lac Reservations for the purchase of Family-Based Counseling, Life Management Skills, Community Education and Prevention Services, Foster Care Licensing and Placement, for the period January 1, 2021, through December 31, 2022; and

WHEREAS, Since Resolution No. 20-607 was adopted on December 15, 2020, PHHS and Fond du Lac have renegotiated the rates for Respite Care as a commitment to equitable rates for services which permit culturally sensitive, flexible programs that address the unique needs of American Indian families; and

WHEREAS, The Fond du Lac Respite Care rate will increase from \$35.00/day to \$45.00/day to be in alignment with the St. Louis County Respite Rate.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board reauthorizes a contract for the period January 1, 2021, through December 31, 2022, with Bois Forte Reservation to purchase:

1. Family-Based Counseling, Life Management Skills, and Community Education and Prevention services through the Family-Based Program at a rate of \$85 per hour with an annual contract maximum of up to \$44,300.

RESOLVED FURTHER, That the St. Louis County Board reauthorizes a contract for the period January 1, 2021, through December 31, 2022, with Fond du Lac Reservation to purchase:

1. Family-Based Crisis Services through the Families First Program at a rate of \$75 per hour with an annual contract maximum of up to \$130,000.
2. Fond du Lac Foster Care Licensing & Placement Agency:

| | |
|--------------------------------------|--|
| Foster Care | DHS Northstar Care for Children Guidelines |
| Licensing & Placement Administration | \$20.00/day |
| Respite Care (paid to foster home) | \$45.00/day |

RESOLVED FURTHER, That the St. Louis County Board rescinds Board Resolution No. 20-607.

BUDGET REFERENCE:

Fund 230 Social Service
Agency 232008 PHHS
Object 603200 Family-Based Services
Object 601200 Out-of-Home Placement Costs
Object 601200 Licensing/Resource Development
Object 601200 Respite Care Licensing & Resource Development

Adopted March 9, 2021. No. 21-163

RESOLVED, That the St. Louis County Board authorizes an agreement, and any amendments approved by the County Attorney, with FHWA-Eastern Federal Lands Highway Division (EFLHD), Minnesota Department of Administration, and the Minnesota Department of Transportation (MnDOT) for the construction on County State Aid Highway (CSAH) 116 from CSAH 88 to 0.5 miles north of County Road 803 (Passi Road) in Morse Township (SP 069-716-012; CP 0116-299084).

RESOLVED FURTHER, That funds for this project will be receipted into Fund 220, Agency 220518, Object 540702.

Adopted March 9, 2021. No. 21-164

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

CP 0065-300202; SP 069-665-008; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, Minnesota, on February 4, 2021, 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 | 2183 Hwy. 65 North | \$1,105,943.65 |

Construction, LLC

Mora, MN, 55051

RESOLVED FURTHER, That the appropriate county officials are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from:

CP 0065-300202; SP 069-665-008:

Fund 220, Agency 220499, Object 652700 – \$852,608.00 Federal & Bridge Bond Funds;

Fund 449, Agency 449012, Object 652806 – \$253,335.65 St. Louis County Transportation Sales Tax Bond Funds.

Adopted March 9, 2021. No. 21-165

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

CP 0120-276152 (Low), SAP 069-720-002; CP 0404-299095 (Tied); CP 0404-531168 (Tied); CP 0803-299097 (Tied); CP 8211-465046 (Tied); and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on February 25, 2021, 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> |
|-----------------------|----------------------------------|----------------|
| KGM Contractors, Inc. | 9211 Hwy. 53 Angora, MN 55703 | \$3,554,090.97 |

RESOLVED FURTHER, That the appropriate county officials are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from:

CP 0120-276152 (Low), SAP 069-720-002

Fund 449, Agency 449018, Object 652806 – St. Louis County Transportation Sales Tax Bond Funds - \$1,207,511.58;

CP 0404-299095 (Tied)

Fund 449, Agency 449019, Object 652806 – St. Louis County Transportation Sales Tax Bond Funds - \$404,522.81;

CP 0404-531168 (Tied)

Fund 449, Agency 449020, Object 652806 – St. Louis County Transportation Sales Tax Bond Funds - \$1,029,421.83;

CP 0803-299097 (Tied)

Fund 449, Agency 449021, Object 652806 – St. Louis County Transportation Sales Tax Bond Funds - \$601,235.94;

CP 8211-465046 (Tied)

Fund 449, Agency 449022, Object 652806 – St. Louis County Transportation Sales Tax Bond Funds - \$311,398.81.

Adopted March 9, 2021. No. 21-166

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

CP 0000-369585; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on February 25, 2021, 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> |
|----------------------------|---|---------------|
| Traffic Marking Service | 621 Division St. E. Maple Lake, MN 55358 | \$571,480.60 |

RESOLVED FURTHER, That the appropriate county officials are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from:

CP 0000-369585

Fund 200, Agency 207001, Object 651800 – St. Louis County Maintenance Funds - \$520,825.60;

Fund 200, Agency 207001, Object 651800 – Lake County, City of Hermantown and City of Virginia Funds - \$50,655.00.

With additional revenue budgeted for expense:

Lake County, Fund 200, Agency 207001, Object 551508 - \$22,275.00;

City of Hermantown, Fund 200, Agency 207001, Object 551503 - \$14,025.00;

City of Virginia, Fund 200, Agency 207001, Object 551505 - \$14,355.00.

Adopted March 9, 2021. No. 21-167

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

CP 0004-557164 (Prime); and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on February 25, 2021, 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> |
|----------------------|-------------------------------|---------------|
| Mattison Contractors | PO Box 238 Knapp, WI 54749 | \$374,616.23 |

RESOLVED FURTHER, That the appropriate county officials are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from:

CP 0004-557164 (Prime)

Fund 449, Agency 449017, Object 652806 – St. Louis County Transportation Sales Tax Bond Funds - \$374,616.23.

Adopted March 9, 2021. No. 21-168

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

CP 0199-369580 (Low Prime); CP 0029-512408; CP 0052-512194; CP 0229-369581; CP 0817-512391; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on February 25, 2021, 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> |
|-----------------------|---------------------------------|----------------|
| Ulland Brothers, Inc. | PO Box 340 Cloquet, MN 55720 | \$1,570,464.00 |

RESOLVED FURTHER, That the appropriate county officials are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from:

CP 0199-369580 (Low Prime); CP 0029-512408; CP 0052-512194; CP 0229-369581; CP 0817-512391

Fund 449, Agency 449016, Object 652806 – St. Louis County Transportation Sales Tax Bond Funds - \$1,570,464.00.

Adopted March 9, 2021. No. 21-169

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

CP 0000-477571; and

WHEREAS, Bids were opened in the Richard H. Hansen Transportation & Public Works Complex, Duluth, MN, on February 25, 2021, 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> |
|---|--------------------------------------|---------------|
| Asphalt Surface Technologies Corporation | PO Box 1025 Saint Cloud, MN 56302 | \$626,754.00 |

RESOLVED FURTHER, That the appropriate county officials are authorized to approve the Contractor's Performance Bonds and to execute the bonds and contract for the above listed project payable from:

CP 0000-477571

Fund 200, Agency 201100, Object 653300 – St. Louis County Maintenance Funds - \$510,752.50;

Fund 200, Agency 201100, Object 653300 – City/Township Funds - \$116,001.50.

With additional revenue budgeted for expense:

City of Chisholm, Fund 200, Agency 201100, Object 551530 - \$44,643.20;

City of Cook, Fund 200, Agency 201100, Object 551534 - \$3,076.10;

Town of Canosia, Fund 200, Agency 201100, Object 551511 - \$64,714.20;

Town of Morse, Fund 200, Agency 201100, Object 551572 - \$3,568.00.

Adopted March 9, 2021. No. 21-170

WHEREAS, St. Louis County owns the St. Louis County Heritage & Arts Center (the Depot), located at 506 W. Michigan Street, Duluth, Minnesota; and

WHEREAS, St. Louis County has employed a full-time Director to oversee Depot management and operations for 2021; and

WHEREAS, The Depot Foundation is dedicated to preserving the Depot as a vibrant and welcoming forum for the arts, culture, and history through managing and growing a permanent endowment; and

WHEREAS, The Depot Foundation submitted an application to the City of Duluth for tourism tax dollars to provide marketing, grant, and management services for the Depot during 2021; and

WHEREAS, The Depot Foundation was awarded \$165,000 of tourism tax dollars from the

City of Duluth for the purpose of providing marketing funds and increasing overall engagement and visibility to the City of Duluth through engagement efforts at the Depot; and

WHEREAS, St. Louis County and the Depot Foundation wish to enter into an agreement regarding expenditure of these tourism tax dollars to pay costs relating to the Depot in a manner consistent with intent and details of the Foundation's application to the City of Duluth.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the appropriate county officials to execute an agreement with the Depot Foundation for allocation management of tourism tax funds.

Adopted March 9, 2021. No. 21-171

WHEREAS, The Property Management Department recommended the transfer of a small parcel of County owned property occupied by the City of Floodwood water tower and related infrastructure to the City of Floodwood where the property is legally described as follows:

Lots 1 and 2, Block 43, SAVANNA ADDITION to FLOODWOOD; and

WHEREAS, St. Louis County was not aware this parcel was still owned by St. Louis County; and

WHEREAS, Minn. Stat. § 465.035 and County Fee Land policy allows for a conveyance of county land to another governmental subdivision for a nominal consideration, without consideration or for such consideration as may be agreed upon.

THEREFORE, BE IT RESOLVED, That pursuant to the requirements and procedures of Minn. Stat. § 465.035, the St. Louis County Board authorizes the appropriate county officials to execute a quit claim deed conveying the above described property to the City of Floodwood.

RESOLVED FURTHER, That the St. Louis County Board shall waive payment of land or administrative costs related to this transfer.

Adopted March 9, 2021. No. 21-172

RESOLVED, That the workers' compensation report of claims by employees for work-related injuries, dated February 26, 2021, on file in the office of the County Auditor, identified as County Board File No. 61404, is hereby received and ratified as payable from Fund 730, Agency 730001.

Adopted March 9, 2021. No. 21-173

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. 61425, are hereby approved and the County Auditor shall issue checks in the following amounts:

| | December 2020 | |
|-----|------------------------------|----------------|
| 100 | General Fund | \$7,222,147.15 |
| 149 | Personal Service Fund | 1,458.36 |
| 155 | Depot | 42,536.15 |
| 160 | MN Trail Assistance | 3,969.96 |
| 166 | Sheriff Fine Contingency | 4,521.51 |
| 167 | Attorney's Forfeitures | 16,220.00 |
| 168 | Sheriff's State Forfeitures | 225.00 |
| 169 | Attorney Trust Accounts – VW | 1,509.76 |
| 170 | Boundary Waters – Forfeiture | 4,060.00 |

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| 173 | Emergency Shelter Grant | 3,157.48 |
| 176 | Revolving Loan Fund | 65.97 |
| 178 | Economic Development – Tax Forfeit | 91,677.06 |
| 179 | Enhanced 9-1-1 | 12,682.03 |
| 180 | Law Library | 15,184.49 |
| 183 | City/County Communications | 2,076.28 |
| 184 | Extension Service | 145,428.89 |
| 192 | Permit to Carry | 19,875.54 |
| 200 | Public Works | 3,457,741.28 |
| 204 | Local Option Transit Sales Tax | 503,281.63 |
| 210 | Road Maint. – Unorg. Townships | 6,914.45 |
| 220 | State/Federal Road Aid | 1,241,158.60 |
| 230 | Public Health & Human Services | 9,300,736.70 |
| 238 | HHS Conference | 14,441.17 |
| 239 | Pandemic Response Fund | 1,057,924.67 |
| 240 | Forfeited Tax | 434,403.96 |
| 250 | St. Louis County HRA | 115.00 |
| 260 | CDBG Grant | 477,299.58 |
| 270 | HOME Grant | 22,857.87 |
| 285 | Septic Loans – MPCA | 16,850.00 |
| 286 | Septic Loans – SSTS/BWSR | 1,658.50 |
| 288 | Septic Loans – Env. Trust Fund | 20,833.50 |
| 289 | ISTS Grant | 67,331.42 |
| 290 | Forest Resources | 63,951.92 |
| 318 | 2013A Capital Improve Bond | 1,230,292.50 |
| 319 | 2013B Capital Equipment Note | 748,250.00 |
| 320 | 2014A ARC Capital Improve Bond | 398,809.38 |
| 321 | 2013C Refunding 2004A&2005A | 517,625.00 |
| 322 | 2013D Refunding 2010A | 515,512.50 |
| 324 | 2015B Refunding 316-2008B | 930,350.00 |
| 325 | 2015C Capital Improve Bond | 2,814,103.13 |
| 326 | 2016A Capital Improve Bond | 1,644,768.75 |
| 327 | 2016B Refunding 318-2013A | 229,375.01 |
| 328 | 2018A Capital Improve Bond | 1,518,665.63 |
| 329 | 2018B Capital Improve Bond | 763,550.00 |
| 331 | 2020B Refunding 2013D&2014A | 8,000.00 |
| 400 | County Facilities | 222,048.95 |
| 402 | Depreciation Reserve Fund | 907.50 |
| 405 | Public Works Building Const. | 55,538.95 |
| 407 | Public Works – Equipment | 1,148,029.44 |
| 445 | 2018A – Virginia GSC-PW | 3,000.00 |
| 449 | 2020A – TST Bond | 19,000.00 |
| 500 | Shoreline Sales | 517,771.89 |
| 600 | Environmental Services | 654,864.40 |
| 640 | Plat Books | 505.02 |
| 715 | County Garage | 124,241.73 |

| | | |
|-----|------------------------------------|------------------------|
| 720 | Property Casualty Liability | 15,754.03 |
| 730 | Workers Compensation | 658,618.84 |
| 740 | Medical Dental Insurance | 4,794,068.45 |
| 770 | Retired Employees Health Insurance | 1,516.80 |
| | | <u>\$43,809,463.78</u> |

Adopted March 9, 2021. No. 21-174

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. 61425, are hereby approved and the County Auditor shall issue checks in the following amounts:

January 2021

| | | |
|-----|------------------------------------|----------------|
| 100 | General Fund | \$7,831,299.67 |
| 148 | Volunteer Fire Departments | 303,851.93 |
| 149 | Personal Service Fund | 1,304.12 |
| 155 | Depot | 50,083.60 |
| 169 | Attorney Trust Accounts – VW | 1,533.14 |
| 173 | Emergency Shelter Grant | 50,293.75 |
| 176 | Revolving Loan Fund | 65.97 |
| 178 | Economic Development – Tax Forfeit | 78,500.00 |
| 179 | Enhanced 9-1-1 | 104,224.74 |
| 180 | Law Library | 12,315.26 |
| 184 | Extension Service | 48,361.37 |
| 192 | Permit to Carry | 16,869.78 |
| 200 | Public Works | 2,963,963.05 |
| 204 | Local Option Transit Sales Tax | 99,909.33 |
| 220 | State/Federal Road Aid | 372,537.49 |
| 230 | Public Health & Human Services | 7,838,922.28 |
| 239 | Pandemic Response Fund | 310,851.29 |
| 240 | Forfeited Tax | 574,413.65 |
| 260 | CDBG Grant | 365,954.01 |
| 270 | HOME Grant | 17,221.17 |
| 280 | Federal Septic Loan – EPA Fund | 37,116.00 |
| 281 | SLC Septic Loans | 2,000.00 |
| 285 | Septic Loans – MPCA | 8,296.20 |
| 288 | Septic Loans – Env. Trust Fund | 33,287.80 |
| 289 | ISTS Grant | 50,283.91 |
| 290 | Forest Resources | 43,655.05 |
| 331 | 2020B Refunding 2013D&2014A | 750.00 |
| 400 | County Facilities | 33,264.64 |
| 402 | Depreciation Reserve Fund | 42,542.59 |
| 405 | Public Works Building Const. | 22,228.23 |
| 407 | Public Works – Equipment | 79,762.90 |
| 449 | 2020A – TST Bond | 43,045.00 |
| 600 | Environmental Services | 528,474.93 |
| 640 | Plat Books | 311.17 |

| | | |
|-----|------------------------------------|------------------------|
| 715 | County Garage | 53,795.80 |
| 720 | Property Casualty Liability | 8,116.52 |
| 730 | Workers Compensation | 214,798.71 |
| 740 | Medical Dental Insurance | 2,171,027.16 |
| 770 | Retired Employees Health Insurance | 942.22 |
| | | <u>\$24,416,174.43</u> |

Adopted March 9, 2021. No. 21-175

WHEREAS, On December 15, 2020, the St. Louis County Board adopted Board Resolution No. 20-600 allowing the application and acceptance of the 2020 Federal Boating Safety Supplemental Equipment grant in the amount of \$10,400.00; and

WHEREAS, St. Louis County Sheriff's Office was recently notified they have been awarded an additional \$53,817.00; and

WHEREAS, This grant enables the Sheriff to purchase equipment which supports recreational boating safety throughout St. Louis County and no match is required.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the amendment and acceptance of the 2020 Federal Boating Safety Supplemental Equipment grant to be accounted for in Fund 100, Agency 129999, Grant 12936, Year 2020.

Adopted March 9, 2021. No. 21-176

WHEREAS, When a vacancy occurs in the County Attorney's Office, 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 Office and the public in which it serves; and

WHEREAS, The Human Resources Department conducted a review and determined that the request was appropriate; and

WHEREAS, County Fiscal Policies specify that any position change greater than three (3) pay grades must go to the County Board for approval.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the reallocation of a 1.0 FTE Legal Secretary II position (#0681-013, Civil Service Basic Unit Pay Plan, Pay Grade B14) to a 1.0 FTE Legal Secretary Supervisor position (Civil Service Supervisory Unit, Pay Grade E19), in the Attorney's Office, resulting in an increase of \$7,313, to be accounted for in Fund 100, Agency 113001, Object 610100.

Adopted March 9, 2021. No. 21-177

WHEREAS, Scott and Carla Ann Seele, Mindy Rae Roux, and Amy Marie Strane have requested a 33-foot wide non-exclusive right-of-way easement across state tax forfeited land to access private property; and

WHEREAS, There are no reasonable alternatives to obtain access to the property and exercising the easement will not cause significant adverse environmental or natural resource management impacts; and

WHEREAS, Minn. Stat. § 282.04, Subd. 4a, authorizes the St. Louis County Auditor to grant easements across state tax forfeited land for such purposes.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board authorizes the St. Louis County Auditor to grant a non-exclusive right-of-way easement to Scott and Carla Ann Seele, Mindy Rae Roux, and Amy Marie Strane across state tax forfeited lands as described in County Board File No. 61411.

RESOLVED FURTHER, That the granting of this easement is conditioned upon Scott and Carla Ann Seele, Mindy Rae Roux, and Amy Marie Strane granting St. Louis County a permanent easement, including access to the public, across land owned by Scott and Carla Ann Seele, Mindy Rae Roux, and Amy Marie Strane in Lot 2, Section 5, Township 54 North, Range 21 West, and subject to a \$410 land use fee, \$150 administration fee, plus \$46 recording fee, for a total of \$606 to be deposited into Fund 240 (Forfeited Tax Fund).

Adopted March 9, 2021. No. 21-178

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

WHEREAS, The applicant, Scott J. Weisz of Duluth, MN, has applied to repurchase state tax forfeited land legally described as:

CITY OF DULUTH

Lot 147 EXCEPT the Northerly 10 feet for alley AND EXCEPT the East 1/2, Block 43,
DULUTH PROPER THIRD DIVISION

Parcel code: 010-1270-02860; and

WHEREAS, The applicant is the heir of the owner of record at the time of forfeiture and is eligible to repurchase the property; and

WHEREAS, Resolution of any county or municipal code violations will become a condition of the repurchase; and

WHEREAS, The applicant shall either pay in full or enter into a ten-year contract for deed to repurchase the homestead property; and

WHEREAS, Approving the repurchase will promote the use of lands that will best serve the public interest.

THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the repurchase application by Scott J. Weisz of Duluth, MN, on file in County Board File No. 61454, subject to payments including total taxes and assessments of \$967.47, deed fee of \$25, deed tax of \$1.65, and recording fee of \$46, for a total of \$1,040.12 to be deposited into Fund 240 (Forfeited Tax Fund), plus a service fee of \$500 to be deposited into Fund 100 (General Fund), and further subject to any other conditions discussed herein.

Adopted March 9, 2021. No. 21-179

BY COMMISSIONER McDONALD:

WHEREAS, Neighbor's BBQ LLC dba Neighbor's BBQ, Vermilion Lake Township, St. Louis County, Minnesota, has applied for an Off-Sale Intoxicating Liquor License; and

WHEREAS, Minn. Stat. § 340A.405, Subdivision 2(d), requires that a public hearing be held prior to the issuance of an Off-Sale Intoxicating Liquor License; and

WHEREAS, A public hearing was held on March 9, 2021, at 9:40 a.m., in the Duluth Government Services Center, Duluth, Minnesota, for the purpose of considering the granting of the Off-Sale Intoxicating Liquor License; and

WHEREAS, With regard to the application for said license, Neighbor's BBQ LLC has complied in all respects with the requirements of Minnesota Law and St. Louis County Ordinance No. 28; and

WHEREAS, The Liquor Licensing Committee of the St. Louis County Board of

Commissioners has considered the nature of the business to be conducted and the propriety of the location and has recommended approval of the application.

THEREFORE, BE IT RESOLVED, That an Off-Sale Intoxicating Liquor License shall be issued to Neighbor's BBQ LLC dba Neighbor's BBQ, Vermilion Lake Township, located in Area 3, and in accordance with the St. Louis County Fee Schedule the annual fee is \$150.00.

RESOLVED FURTHER, That said liquor license shall be effective through June 30, 2021.

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

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

Unanimously adopted March 9, 2021. No. 21-180

BY COMMISSIONER JEWELL:

WHEREAS, In January 2020, Steven Doherty commenced an action against St. Louis County and two of its employees; and

WHEREAS, The action, captioned *Doherty v. St. Louis County*, Case No. 20-CV-385 (ECT/LIB), is pending in the United States District Court for the District of Minnesota; and

WHEREAS, The plaintiff and the defendants have reached agreement on a proposed settlement of the action that is subject to the approval of the St. Louis County Board; and

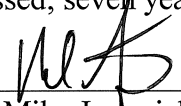
WHEREAS, Under the proposed settlement, the plaintiff will release his claims against St. Louis County and its officers, employees, and agents, and St. Louis County will make a settlement payment in the amount of \$17,500.00; and

WHEREAS, The St. Louis County Board wishes to approve the proposed settlement to avoid the expense and risk associated with further litigation.

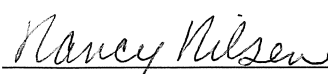
THEREFORE, BE IT RESOLVED, That the St. Louis County Board approves the proposed settlement and authorizes the appropriate county officials to negotiate and execute appropriate settlement documents and to make the settlement payment contemplated by the proposed settlement in the amount of \$17,500.00, payable from Fund 720, Agency 720001, Expense Code 636200.

Unanimously adopted March 9, 2021. No. 21-181

At 9:49 a.m., March 9, 2021, Commissioner Nelson, supported by Commissioner Musolf, moved to adjourn the meeting. A roll call vote was taken, the motion passed; seven yeas, zero nays.


Mike Jugovich, Chair of the Board
of County Commissioners

Attest:


Nancy Nilsen, County Auditor
and Ex-Officio Clerk of the Board
of County Commissioners

(Seal of the County Auditor)